

ARTICLE III. BOARDS, COMMITTEES, COMMISSIONS

DIVISION 5. COMMUNITY PRESERVATION COMMITTEE

Sec. 2-120. Established.

There is hereby established a community preservation committee, in accordance with the Chapter 267 of the Acts of 2000, Massachusetts Community Preservation Act, consisting of nine (9) voting members pursuant to M.G.L.A. c. 44B. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

(Ord. of 2-24-03)

Sec. 2-121. Membership and terms.

The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

- (1) One (1) member of the conservation commission for a term of three (3) years.
- (2) One (1) member of the historical commission for an initial term of two (2) years, and thereafter for a term of three (3) years.
- (3) One (1) member of the planning board for an initial term of one (1) year, and thereafter for a term of three (3) years.
- (4) One (1) member of the park commission for an initial term of one (1) year and thereafter for a term of three (3) years.
- (5) One (1) member of the housing authority for an initial term of two (2) years and thereafter for a term of three (3) years.
- (6) One (1) member of the open space committee for an initial term of one (1) year and thereafter for a term of three (3) years.
- (7) Three (3) members of the general public to be appointed by the mayor, one (1) member to be appointed for a term of one (1) year and thereafter for a term of two (2) years and one (1) member to be appointed for a term of two (2) years and thereafter for a term of three (3) years.

The appointments to the community preservation committee shall be made in accordance with the provisions of the City Charter.

(Ord. of 2-24-03)

Sec. 2-122. Powers and duties.

- (a) The community preservation committee shall study the needs, possibilities and resources of the city regarding community preservation. The committee shall consult with existing municipal boards, including the city council, conservation commission, the historical commission, the planning board, the park commission, and the housing authority, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one (1) or more public informational hearings on the needs, possibilities and resources of the town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two (2) weeks preceding a hearing in a newspaper of general circulation in the town.

(b) The community preservation committee shall make recommendations to the city council for the acquisition, creation and preservation of open space, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of land for recreational use, for the creation, preservation and support of community housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.

(c) The community preservation committee may include in its recommendation to the city council a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the community preservation fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

(Ord. of 2-24-03)

Sec. 2-123. Rules and regulations.

(a) By majority vote of the members of the committee, the committee may adopt and promulgate rules and regulations for the conduct of its business on any matter within the committee's jurisdiction under the Massachusetts Constitution, Massachusetts General or Special Laws, the Code of Massachusetts Regulations (CMR), ordinance, or other legal right or authority granted to or conferred upon the commission.

(b) The proposed rule or regulation shall be submitted to all committee members at least forty-eight (48) hours prior to any vote to adopt the same; provided, however, the committee may make such amendments to the proposed rules or regulations as it deems appropriate at the said meeting.

(c) Upon approval of any rule or regulation by the committee, a copy of the same shall be filed with the city clerk and become effective as of the date of filing thereof unless the specific vote of the committee establishes a later effective date.

(d) To enhance communication, minutes of each meeting shall be sent to the city clerk for distribution to the city council.

(Ord. of 2-24-03)

Sec. 2-124. Amendments.

This chapter [division] may be amended from time to time by a majority vote of the city council, provided that the amendments would not cause a conflict to occur with M.G.L.A. c. 44B.

(Ord. of 2-24-03)