

October 28, 2009

I hereby certify that at the Special Town Meeting of the Town of Rehoboth held on Monday, October 26, 2009 at 7:30 p.m., in the Dighton-Rehoboth Regional High School, Regional Road, North Dighton, MA with a quorum present the following was voted:

**Article 11. Amendment to General Bylaw Chapter A Town Meeting, Officers, Committees And Elections, Article IV - Town Officials - Appointed, Section 8. Community Preservation Committee**

**VOTED TO AMEND General Bylaw CHAPTER A TOWN MEETING, OFFICERS, COMMITTEES AND ELECTIONS, ARTICLE IV - TOWN OFFICIALS - APPOINTED, Section 8. Community Preservation Committee** by changing membership on the Committee as follows: removing a representative of the Open Space Committee and substituting a representative of the Agricultural and Natural Resources Preservation Council; adding a representative of the Agricultural Commission and reducing the Selectmen's appointments to two, this revision to be effective July 1, 2010, so that **Section 8. Community Preservation Committee would therefore read as follows:**

"Section 8. Community Preservation Committee (Added Effective 08/01/2001)

**A. Establishment**

There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to MGL Chapter 44B. The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

One member of the Conservation Commission as designated by the Commission for a term of three years.

One member of the Historical Commission as designated by the Commission for a term of three years.

One member of the Planning Board as designated by the Board for a term of three years.

One member of the Park Commission as designated by the Commission for an initial term of one year and thereafter for a term of three years..

One member of the Housing Authority as designated by the Authority for an initial term of two years and thereafter for a term of three years.

One member of the Agricultural and Natural Resources Preservation Council as designated by the Council for an initial term of one year and thereafter for a term of three years.

One member or alternate from the Agricultural Commission as designated by the Commission for an initial term of one year and thereafter for a term of three years.

Two members to-be appointed by the Board of Selectmen, one member to be appointed for a term of one year and thereafter for a term of three years and one member to be appointed for a term of two years and thereafter for a term of three years.

Should any of the Commissions, Board, Councils or Committees who have appointment authority under this bylaw be no longer in existence for what ever reason, the appointment authority for that Commission, Board, Council, or Committee shall become the responsibility of the Board of Selectmen.

#### B. Duties

1. The Community Preservations Committee shall study the needs, possibilities and resources of the Town regarding community preservation. The Committee shall consult with existing municipal boards, including the 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 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 weeks preceding a hearing in a newspaper of general circulation in the Town.

2. The Community Preservation Committee shall make recommendations to the Town Meeting 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.

3. The Community Preservation Committee may include in its recommendation to the Town Meeting a recommendations 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 fur later spending funds fur general purposes that are consistent with community preservation.

C. Requirement for a quorum and cost estimates

The Community Preservation Committee shall not meet or conduct business without the presence of a quorum. A majority of the members of the Community Preservation Committee shall constitute a quorum. The Community Preservation Committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include their anticipated costs.

D. Amendments

This bylaw may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not cause a conflict to occur with MOL, Chapter 44B.

E. Severability

In case any sections, paragraph or part of this bylaw be for any reason declared invalid or unconstitutional by any court of last resort, every other section, paragraph or part shall continue in full force and effect.

F. Effective Date

Each appointing authority shall have ten days after approval by the Attorney General to make their initial appointments. Should any appointing authority fail to make their appointment within that allotted time, the Board of Selectmen shall make the appointment.", or take any other action relative thereto.

Attest:

Kathleen J. Conti  
Town Clerk