

ARTICLE IV
Community Preservation Committee
[Adopted 4-15-2004 ATM, Art. 56]

SOUTHBOROUGH

§ 9-16. Establishment; terms.

A. There is hereby established a Community Preservation Committee consisting of nine voting members pursuant to Massachusetts General Laws, Chapter 44B. The Committee shall be appointed by the Board of Selectmen and shall consist of the following members:

- (1) One member of the Historical Commission as designated by the Commission for an initial term of three years and thereafter for a term of three years.
- (2) One member of the Housing Authority as designated by the Authority for an initial term of one-year and thereafter for a term of three years.
- (3) One member of the Conservation Commission as designated by the Commission for an initial term of two years and thereafter for a term of three years.
- (4) One member of the Planning Board as designated by the Board for an initial term of two years and thereafter for a term of three years.
- (5) One member of the Recreation Commission as designated by the Commission for an initial term of one-year and thereafter for a term of three years.
- (6) One member of the Open Space Preservation Commission as designated by the Commission for an initial term of three years and thereafter for a term of three years.
- (7) One member of the Southborough Housing Opportunity Partnership Committee (SHOPC) as designated by the Commission for a term of three years.
- (8) Two members at large to be appointed by the Board of Selectmen, for an initial term of one-year and thereafter for a term of three years.

B. After the initial appointments, terms will begin on July 1 of each year.

C. Members at large may not also be members of the Historical Commission, Housing Authority, Conservation Commission, Planning Board, Open Space Preservation Commission, Southborough Housing Opportunity

Partnership Committee, Recreation Commission or the Board of Selectmen.

- D. Should any commission, authority or board designating a member for the Community Preservation Committee cease to exist for whatever reason, the Board of Selectmen will determine the appropriate alternative designating commission, authority or board, subject to any applicable state statute.

§ 9-17. Duties.

- A. The Community Preservation Committee shall study the needs, possibilities and resources of the Town regarding community preservation. The committee shall consult with existing Town boards, including the Historical Commission, Housing Authority, Conservation Commission, Planning Board, Recreation Commission, Open Space Preservation Commission and the Board of Selectmen, 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.
- B. The Community Preservation Committee shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space; for the acquisition, rehabilitation, restoration and preservations of historic resources; for the acquisition, creation and preservation of land for recreational use; for the creation, preservation support of community housing; and for the rehabilitation or restoration of such open space, 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 recommendations to the Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation, but for which sufficient funds 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.

§ 9-18. Requirements 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.

§ 9-19. Amendments.

This Bylaw may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not be in conflict with Chapter 44B of the Massachusetts General Laws.

§ 9-20. Severability.

In case any section, paragraph or part of this bylaw be for any reason declared invalid or unconstitutional by any court of competent jurisdiction, it is intended that every other section, paragraph or part shall continue in full force and effect.