

Stockbridge Annual Town Meeting

May 20, 2002

ARTICLE 43. To see if the Town will vote to amend the Town Bylaws by adding a new Article X thereto as follows:

**Article X
Community Preservation Committee**

1. Establishment

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

- A. One member of the Planning Board as designated by the Board for a term of one year;
- B. One member of the Conservation Commission as designated by the Commission for a term of one year;
- C. One member of the Parks and Recreation Commission as designated by the Commission for a term of one year;
- D. One member of the Historical Commission as designated by the Commission for a term of one year;
- E. One member of the Housing Authority as designated by the Authority for a term of one year;
- F. One member to be appointed by the Finance Committee for a term of one year;
- G. One member to be appointed by the Board of Assessors for a term of one year;
- H. Two members to be appointed by the Board of Selectmen for terms of one year each.

Should any Commission, Board, Authority or Committee who has appointment authority under this section be no longer in existence for whatever reason, the appointment authority for that Commission, Board, Authority, or Committee shall become the responsibility of the Board of Selectmen.

2. Duties

A. The Community Preservation Committee shall study the needs, possibilities and resources of the Town regarding community preservation. The Committee shall consult with other municipal boards and officials, including, as it deems appropriate, the Planning Board, the Conservation Commission, the Parks and Recreation Commission, the Historical Commission, and the Housing Authority, 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 creation, preservation and support of affordable housing, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of open space, for the acquisition, creation and preservation of land for recreational use, and for rehabilitation or restoration of such affordable housing, historic resources, open space and land for recreational use that is acquired or created as provided in this Article. With respect to affordable 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 Town Meeting 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.

3. Amendments

This Article 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 *M.G.L. c.44B*.

4. Severability

In case any section, paragraph or part of this Article is, 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.

5. Effective Date

Following Town Meeting approval, this Article shall take effect immediately upon approval by the Attorney General of the Commonwealth. Each appointing authority shall have ten days after approval by the Attorney General to make its initial appointments

pursuant to section 1. Should any appointing authority fail to make its appointment within such time, the Board of Selectmen shall make the appointment.

Or to take any other action with respect thereto.

ARTICLE 43. I move that the Town will vote to amend the Town Bylaws by adding a new Article X thereto as set forth in Article 43 of the Warrant for this Town Meeting.

VOTE: Yes - 170 No - 0

A true copy, Attest:



Linda Hunt, Town Clerk
Stockbridge, MA 01262