



Town Council Meeting  
January 5, 2017



**A** quorum being duly present, Council President Eric Steinhilber called the January 5, 2017, Town Council meeting to order at 7:00 p.m. in the Hearing Room of Town Hall, 367 Main St., Hyannis, MA.

An announcement was made by President Steinhilber regarding the meeting being televised live and questioning if anyone was actively taping the session to please make their presence known. This session is recorded and broadcast on Channel 18.

**PRESENT:** Frederick Chirigotis, James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, John Flores, Jessica Rapp Grasseti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr.(7:05 pm), Philip Wallace.

The Pledge of Allegiance was led by President Steinhilber, followed by a Moment of Silence

**PUBLIC COMMENT:**

Seeing no one close public comment

**TOWN MANAGER COMMUNICATIONS:**

Update:

- Government Finance officers Association Distinguished Budget Presentation Award
- Comprehensive Annual Finance Report
- Municipal Modernization Act
- Housing Production Plan
- Public Hearing for the addition of six seasonal aquaculture nurseery grants
- Assistant Town Manager position
- Robert O'Brien retiring from the Governing Board of the Steamship Authority
- Productive discussions with the County about issues related to contamination of the Mary Dunn wells.  
(Exhibit A)

**Councilor comments and questions:**

What is the snow removal process? (Snow & Ice Brochure already sent out with link for expenditures and itemized line items keeping residents informed of the costs) Please give an update to Council regarding the deficit spending during the winter storms (Yes will provide procedures to Council)

**ACT ON MINUTES:** Upon a motion duly made and seconded it was voted to approve the minutes of the December 15, 2016 meeting.

**VOTE: PASSES UNANIMIOUS**

**COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements:**

Open Board position for Steamship Authority Board. Anyone interested please send application before January 17, 2017.

**2017-043 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$20,000 FOR THE PURPOSE OF FUNDING THE GOLF COURSE ENTERPRISE FUND FISCAL YEAR 2017 OPERATING EXPENSE BUDGET INTRO: 12/15/16, 01/05/17**

Lynne Poyant, Director of Community Services, gave the rationale.

Open to a public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of **\$20,000** be appropriated and added to the amount of **\$3,282,041** under Town Council order number 2016-126 for the purpose of funding the Fiscal Year 2017 Golf Course Enterprise Fund Operating Budget; and that to meet this appropriation, that \$20,000 be transferred from the Golf Course Enterprise Fund reserves.

**VOTE: ROLL CALL 13 YES**

**2017-045 AMENDING THE CODE OF THE TOWN OF BARNSTABLE PART I GENERAL ORDINANCES, CHAPTER 240 ZONING BY ADDING A GATEWAY MEDICAL DISTRICT INTRO: 12/15/16, 01/05/17**

Opened and continued to a meeting on January 19, 2017.

Raymond Lang, Chair of the Planning Board, opened and continued the Planning Meeting to January 19, 2017.

Upon a motion duly made and seconded it was

**ORDERED:** That Code of the Town of Barnstable, Part I General Ordinances, Chapter 240 Zoning be amended as follows:

**SECTION 1**

By amending Section 240-6 the Zoning Map, to create a new zoning district known as "Gateway Medical District" which includes the area shown on the reference map entitled "Gateway Medical District", dated \_\_\_\_\_, prepared by the Town of Barnstable GIS Department.

**SECTION 2**

By amending Section 240-5, Establishment of Districts, by adding under the heading "Hyannis Village Zoning Districts" the term "Gateway Medical District".

**SECTION 3**

These amendments are adopted pursuant to and in furtherance of the provisions of Chapter 240, Article III of the Zoning Ordinance, by adding a new Section 240-24.1.9.1 Gateway Medical District as follows:

**§ 240-24.1.9.1 GM Gateway Medical District.**

A. Permitted uses. The following principal and accessory uses are permitted in the GM District. Uses not expressly allowed are prohibited.

(1) Permitted principal uses.

- (a) Business and professional offices
- (b) Banks
- (c) Restaurants
- (d) Business support services
- (e) Dental and medical clinics
- (f) Retail uses
- (g) Personal Services

- (h) Mixed-use development
- (i) Multifamily housing with a density up to 30 units per acre

- (2) Permitted accessory uses.
  - (a) Automated banking facilities (ATM)

B. Special permits.

- (1) Permitted principal uses as:
  - (a) Nonresidential development with a total floor area greater than 10,000 square feet.
  - (b) Mixed use developments with a total floor area greater than 20,000 square feet or greater than 10,000 square feet of commercial space.

- (2) Multifamily housing with a density more than 30 units per acre.

C. Dimensional, bulk and other requirements. **Maximum Building Height**

Page 6 of 14 **Minimum Yard Setbacks**

Zoning District	Minimum Lot Area (square feet)	Minimum Frontage (feet)	Front (feet)	Rear (feet)	Side (feet)	Feet	Stories	Maximum Lot Coverage	FAR
Gateway	10,000	50	201	10	20	40	3	80%	-

Medical Services

**VOTE: TO CONTINUE TO 1/19/17-UNANIMOUS**

**2017-048 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$75,000.00 FROM THE COMMUNITY PRESERVATION FUNDS FOR COMMUNITY HOUSING SUPPORT INTRO: 01/05/17**

Upon a motion duly made and seconded it was

**ORDERED:** That pursuant to the provisions of the Community Preservation Act, G.L. c. 44B, the sum of Seventy-Five Thousand and No/100 (\$75,000.00) Dollars be appropriated and transferred from the amount set aside for community housing in the Community Preservation Fund to be expended for the support of affordable housing units in the Town to be secured by affordable housing restrictions; and that the Town Manager is authorized to expend the amounts appropriated and to execute, deliver, accept and record restrictions for the purposes authorized herein.

**VOTE: REFER TO A PUBLIC HEARING ON 1/19/2017 UNANIMOUS**

**2017-049 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$25,918.20 OF COMMUNITY PRESERVATION FUNDS FOR BARNSTABLE SKATE PARK RENOVATIONS INTRO: 01/05/17**

Upon a motion duly made and seconded it was

**ORDERED:** That pursuant to the provisions of the Community Preservation Act, G.L. c.44B, the sum of Twenty-Five Thousand Nine Hundred Eighteen and 20/100 (**\$25,918.20**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund for open space for the rehabilitation of land for active recreational use; and that the Town Manager is authorized to contract for and expend the amount appropriated under the direction of the Department of Public Works for repair of

the bowls and other features of the Barnstable Skate Park, 141 Bassett Lane, Hyannis shown on Assessors Map 309 as Parcel 264, subject to oversight by the Community Preservation Committee.

**VOTE: REFER TO A PUBLIC HEARING ON 1/19/2017 UNANIMOUS**

**2017-050 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$725,000.00 FROM THE COMMUNITY PRESERVATION FUND FOR THE ACQUISITION OF 0 INDEPENDENCE DRIVE, HYANNIS MAP 332001002 FOR OPEN SPACE RECREATION AND COMMUNITY HOUSING IN SUPPORT OF CAPE COD RAIL TRAIL EXTENSION INTRO: 01/05/17**

Upon a motion duly made and seconded it was

**ORDERED:** That, pursuant to the provisions of the Community Preservation Act, General Laws chapter 44B, the sum of Seven Hundred Twenty-Five Thousand and NO/100 (**\$725,000.00**) be appropriated by transferring the sum of Four Hundred Four Thousand and No/100 (**\$404,000.00**) Dollars from the unreserved portion of the Community Preservation Fund and the balance of Three Hundred Twenty-one Thousand and NO/100 (**\$321,000.00**) Dollars from the amount appropriated under Town Council Order 2008-112 passed on March 27, 2008 for the acquisition of a vacant 12.87 acre more or less parcel addressed 0 Independence Drive, Hyannis shown on Assessors map 332 as Parcel 010-002 and the attached sketch plan for Enoch T. Cobb Trust, a 9.86 acre more or less portion shown on the sketch as "Conservation Restriction Area B" for open space and recreation purposes and the remainder shown on the sketch as "Lease Area A" for community housing and recreation purposes; and that the Town Manager is authorized to expend the amount appropriated for the stated purposes to be secured in part by the conservation restriction approved under section 4(a) of Town Council Order 2015-041 passed on November 6, 2014 and authorized by section 2(v) of Chapter 211 of the Acts of 2016 on the aforesaid portion of the property shown as said conservation area and enter into, execute, deliver, accept and record an affordable housing and recreation restriction on the remaining portion of the property shown as said lease area subject to the approval of the Community Preservation Committee.

**VOTE: REFER TO A PUBLIC HEARING ON 1/19/2017 UNANIMOUS**

**ADJOURNMENT:**

Upon a motion duly made and seconded it was

**VOTED to adjourn: 7:26 PM**

**Adjourned at 7:26 PM**

Respectfully submitted,

Janet E. Murphy  
Assistant Town Clerk

**NEXT REGULAR MEETING: January 19, 2017**

**EXHIBITS:**

- A. Town Manager update for period December 15 through January 5, 2017