

Lindsey Counsell, Chair  
Laura Shufelt, Vice Chair  
Marilyn Fifield, Clerk

# The Town of Barnstable

## COMMUNITY PRESERVATION COMMITTEE



Theresa Santos, Administrative Assistant  
Alisha Stanley, Project Coordinator

### MINUTES February 22, 2010

Members Present: Laura Shufelt, Sue Rohrbach, Tom Lee, Marilyn Fifield, Paula Schnepf, Patrick Princi

Absent: Lindsey Counsell, Terry Duenas, Joe O'Brien, Janet Joakim, Town Council Liaison

Meeting called to order at 5:05 pm with a quorum present

**Motion duly made by Paula Schnepf, seconded by Tom Lee to approve the minutes of January 25, 2010 as amended**

**VOTE: Aye – Shufelt, Fifield, Schnepf**

**Abstain – Lee, Rohrbach**

**Minutes approved**

Public Comment - *none*

Community Preservation Coalition, Stuart Saginor, Executive Director  
Presentation

- Review of Coalition and its partners (Mass Audubon, National Trust for Historic Preservation, Preservation Massachusetts, Massachusetts Affordable Housing Alliance, The Trust for Public Land, The Trustees of Reservations and the Citizen's Housing and Planning Association)
- Services: technical assistance, website, email newsletter, CPA advocacy and education, regional CPA conferences and training, CPA public relations and promotion
- Accomplishments for the Town of Barnstable and the state of Massachusetts; legislative amendments resulting in dramatic improvements to the Act
- Coalition website revision – data generated and specific to members will be available via a password through the site
- Challenges: trust fund matching dollars; adoption patterns and lack of cities involved; recreation category; determination for project eligibility; active CPA communities; communities pending votes; status of Trust Fund
- Recreation section of the Act: obstacles; solutions; opportunities
- Legislation: SB90 Filed in January 2009 – an Act to Sustain Community Preservation; components reviewed; State Representative Atsalis has yet to sign on
- Membership fee and formula reviewed

Letters of support

Luke's Love – A Boundless Playground: *From Jeffrey Clark; CORD Cape Organization for Rights of the Disable; Gina Avilla; West Barnstable Civic Association; Mary (Chiudioni) Nielsen; Pastor John Kerns - First Baptist Church, Sherianna and Kiernan Boyle, and Karen McMahon*

Letters of opposition

Luke's Love – A Boundless Playground: *From Priscilla A. Jones*

Miscellaneous correspondence

Luke's Love – A Boundless Playground: *From Judge Reardon, Trustee for Parker Lombard Trust*

General Discussion

Luke's Love – A Boundless Playground

- Concerns mentioned in letter of opposition addressed
- Maintenance: Foundation will help fund through the Park and Recreation Department the maintenance of the playground for repairs to equipment and surfacing
- Approval through Old King's Highway (OKH): Applicant has been working with OKH
  - \* February 2007 received a Certificate of Appropriateness in concept only
  - \* May 2008 received a Certificate of Appropriateness for sign and location of the playground as described
  - \* May 2009 received a 1-year extension for plans as submitted
  - \* Applicant updated members of Minor Modification approval from OKH in November 2009 for a playground installation as submitted – reiterates that contact with OKH is on-going
- Applicable use of CPA funds for this project reviewed and discussed again; previous designation of property for recreational use would make this project ineligible; Councilor Farnham speaks to status and proposed changes and ensures further communication with the Trustee is necessary
- Suzanne Powers described the layout of the parcel; members re-iterate the definition of 'creation' under the CPA, and as requested in previous correspondence - asking for an *executed lease with the Lombard Trust for the playground and new parking area for the play ground that has yet to be constructed and a plan of the leased area*; so that an appropriate decision may be rendered.
- An updated submission of the funding request is still needed; members stated again that funds already expended may not be reimbursed; once received members would then be able to review the request and render a decision based on applicability under the CPA
- Parking: site and materials reviewed; playground parking must be ramped and directly accessible to the playground prior to certification and opening; all of which has been and will continue to be approved through OKH
- Opening status: aiming for cleanup, planting and asphalt to be completed in March at the earliest
- Vice-Chair Shufelt states that the Trustee might want to meet with the Town of Barnstable legal department, receive approval, and then applicant would then return to CPC for further determination
- Attorney Houghton stated that only a very small portion of the project is on 'recreation land', which means the remainder of the project is applicable; Attorney Houghton also states that the letter from Trustee Reardon supports the project and that the CPC could make a determination based on the value of applicable pieces
- CPC members supported the concept of the project but must abide by the funding parameters of the CPA; project review continued to March 15, 2010 provided applicant submits a plan of Luke's playground with clear boundaries of the whole site so members can see where it is in relation to the Recreation land and the Old Selectman's Building as well as an updated funding request form

Annual Membership Dues – Community Preservation Coalition (vote)

**Motion duly made by Sue Rohrbach, seconded by Paula Schnepf to continue membership with the Community Preservation Coalition and pay the \$7,500 dues**

**VOTE: So voted unanimously**

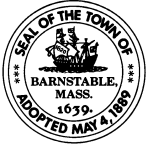
**Closing Public Comment - none**

**Motion duly made by Sue Rohrbach, seconded by Tom Lee to adjourn**

Meeting adjourned at 6:47pm

\*\* Further detail may be obtained by viewing the video via Channel 18 on demand at <http://www.town.barnstable.ma.us> \*\*

Respectfully submitted



Lindsey Counsell, Chair  
Laura Shufelt, Vice Chair  
Marilyn Fifield, Clerk

Theresa M. Santos  
CPC Administrative Assistant

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APPROVED