

HOUSE No. 03503

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

Sarah K. Peake

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act Relative to the Charter of the Town of Harwich.

PETITION OF:

NAME:

Sarah K. Peake

DISTRICT/ADDRESS:

4th Barnstable

HOUSE No. 03503

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 3503) of Sarah K. Peake (by vote of the town) relative to the capital outlay provisions of the charter of the town of Harwich. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

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In the Year Two Thousand Eleven
—————

An Act Relative to the Charter of the Town of Harwich.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 1: Chapter 9 of the Charter of the Town of Harwich is hereby deleted and replaced with
2 the following:

3 9.6.1 The purpose of the seven (7) year capital outlay plan is to provide the Town with a long-
4 range forecast of the Town’s capital improvement needs, and to attempt to keep debt borrowing
5 levels as even as possible from year to year.

6 9.6.2 A capital outlay shall be defined as the acquisition, construction, or renovation of
7 buildings, equipment or land having a total cost of \$50,000 during any budget year and/or
8 planning funds for any such capital outlays.

9 9.6.3 The Town Administrator and the Capital Outlay Committee shall submit a 7-year capital
10 outlay plan to joint public meeting of the Board of Selectmen and the Finance Committee during
11 the month of December of each year.

12 9.6.4 The Board of Selectmen shall prepare articles to be included in the May annual town
13 meeting warrant, seeking adoption of the seven (7) year capital outlay plan, funding of the
14 current year of the plan.

15 9.6.5 A simple majority vote of the town meeting shall be required to adopt the 7-year capital
16 outlay plan as submitted.

17 9.6.6 If any part of the current year of the plan receives funding support at the annual town
18 meeting, but fails at any necessary debt exclusion, capital exclusion or proposition 2 ½ override
19 ballot votes, the unsupported portion shall be returned to the 7-year capital plan in year 1 of the
20 next 7-year plan.

21 9-6-7 Any article included in the annual or special town meeting which requests a capital outlay
22 as defined in section 9-6-2 above, but which has not been recommended by the Capital Outlay
23 Committee, Board of Selectmen and the Finance Committee shall require a two-thirds majority
24 vote of the town meeting.

25 Section 2. This act shall take effect on passage.