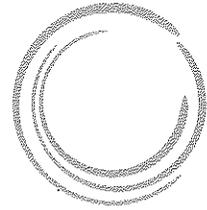


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**Minutes**  
**Meeting of**  
**Cape Cod Commission**

June 9, 2011

The meeting was convened at 3:00 p.m., and the Roll Call was recorded as follows:

Town	Member	Present
Barnstable	Royden Richardson	✓
Bourne	Michael Blanton	Absent
Brewster	Elizabeth Taylor	✓
Chatham	Lynne Pleffner	✓
Dennis	Richard Roy	✓
Eastham	Joy Brookshire	✓
Falmouth	Mario DiGregorio	✓
Harwich	Robert Bradley	✓
Mashpee	Ernest Virgilio	Absent
Orleans	Leonard Short	✓
Provincetown	Austin Knight	✓
Sandwich	Joanne O'Keefe	Absent
Truro	Peter Graham	✓
Wellfleet	Roger Putnam	✓
Yarmouth	John McCormack, Jr.	✓
County Commissioner	Mary Pat Flynn	✓
Minority Representative	John Harris	Absent
Native American Rep.	Mark Harding	Absent
Governor's Appointee	Herb Olsen	✓



The meeting of the Cape Cod Commission was called to order on Thursday, June 9, 2011 at 3:00 p.m. in the Assembly of Delegates Chambers in Barnstable, MA. Roll was called and a quorum established.

#### ■ EXECUTIVE DIRECTOR'S REPORT

Paul Niedzwiecki thanked Commission members who attended the Commission retreat/training session on May 23<sup>rd</sup>. He said the morning session focused on Commission process and during the afternoon session PowerPoint presentations were given on the Cape Cod Ocean Management Planning District of Critical Planning Concern, Comprehensive Economic Development Strategy report update, and "A Smarter Cape Cod." He said during that same week he attended an Ocean Symposium hosted by the Waquoit Bay National Estuarine Research Reserve (WBNERR). He said the discussion focused on ocean outfall pipes and the MWRA was also in attendance to discuss their outfall pipe. Mr. Niedzwiecki said an outfall pipe is extremely difficult to regulate. He said it was a good meeting and WBNERR serves a great purpose to the community. Mr. Niedzwiecki said he just returned from Washington, DC where he accepted an award on behalf of the Commission. He said the Commission was recognized as one of 12 recipients to receive the Environmental Protection Agency's 2010 Clean Air Excellence Award. He said the Commission was recognized for its performance standards for energy in its 2009 Regional Policy Plan. He thanked Ryan Christenberry, Commission planner/energy specialist, for her work on the RPP.

#### ■ MINUTES

The minutes of the May 12, 2011 Commission meeting were reviewed. Roger Putnam moved to approve the minutes of May 12, 2011. Elizabeth Taylor seconded the motion. The motion passed with one abstention.

#### ■ ELECTION OF NEW OFFICERS

Elizabeth Taylor, on behalf of the nominating committee, noted Commission members nominated by the committee as Peter Graham of Truro as Chair, Michael Blanton of Bourne as Vice-chair, and Elizabeth Taylor of Brewster as Secretary.

Jack McCormack moved that the nominations be closed. Peter Graham seconded the motion. The motion passed with a unanimous vote.

Jack McCormack moved to approve the slate of officers as presented. Austin Knight seconded the motion. The motion passed with a unanimous vote.

#### ■ PROPOSED AMENDMENT TO TECHNICAL BULLETIN 09-002 DRI GUIDELINES FOR ENERGY COMPLIANCE

Peter Graham read the hearing notice and opened the hearing at 3:10 p.m.

Ryan Christenberry, Commission planner, said technical bulletins are offered to assist applicants with the submission requirements necessary to demonstrate compliance with the Regional Policy Plan (RPP) Minimum Performance Standards (MPSs) during Development of Regional Impact (DRI) review. She said Technical Bulletin 09-002 was developed in 2009 to support the expanded Energy Section of the 2009 RPP, which has since been amended. She said those amendments to the RPP Energy Section, which included removal of one of the Energy MPSs, are the basis for updating the technical bulletin before the Commission today. She said revisions are necessary for consistency with the RPP Energy Section and include: technical corrections within the "Application Requirements" section, updates to non-Commission standards supporting documentation referenced in the Energy MPSs—revised LEED checklist, changes in state and/or federal renewable energy policies and incentives—and narrative improvements. Ms. Christenberry said on May 12, 2011 the Commission's Planning Committee

voted to recommend the proposed amendments to the Commission for approval. She said the most recent amendments to the RPP Energy Section, which addresses wind turbines, are not covered in this bulletin. She said those standards would be supported through a separate guidance document specific to wind turbines.

Mary Pat Flynn referred to the language in "Applicability of Standards" on page 1 where it reads "the Minimum Performance Standards of the Energy Section in the 2009 RPP apply to the review of most DRI projects" and questioned the use of the word "most". She asked how one would know what "most" DRI projects are.

Ryan Christenberry said the guidance document was intended to direct applicants to commercial projects.

Mary Pat Flynn said it might be confusing to people and questioned how they would know what "most" meant.

Jessica Wielgus, Commission Counsel, said the language could be amended for clarification.

Peter Graham moved to close the hearing and the record. Lynne Pleffner seconded the motion. The motion passed with a unanimous vote.

Jack McCormack moved to approve amendments including the amendments added today to Technical Bulletin 09-002 DRI Guidelines for Energy Compliance. Lynne Pleffner seconded the motion.

Elizabeth Taylor referred to Mary Pat Flynn's comment and questioned what amendments would be made to the document and whether it would come back to the full Commission.

Ryan Christenberry said she would discuss that with Jessica Wielgus.

Elizabeth Taylor asked if a specific reference could be made to say "commercial" DRI projects.

Ryan Christenberry said, yes, that reference could be made.

Paul Niedzwiecki said amendments could be made without coming back to the full Commission.

A vote called on the motion passed with a unanimous vote.

## ■ COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY REPORT

Leslie Richardson, economic development officer at the Commission, using PowerPoint slides presented the Cape Cod Economic Development Strategy (CEDS) 2011 Annual Report to the Commission. She said this is the second annual report on progress towards implementation of the CEDS for the Cape Cod region. She said the report has been prepared in accordance with the U.S. Economic Development Administration (EDA) guidelines and will be submitted to the EDA on June 30, 2011. She said the EDA supports the efforts of regions and communities to develop economic development programs and provides regions with technical and financial assistance. She described economic development as economic growth (infrastructure and regulation) and economic diversity (education and workforce development, industry cluster development, and regulation) versus business development (business attraction and business retention). She said the economic development goals in the Commission's Regional Policy Plan (RPP) are low impact and compatible development, a balanced economy, regional income growth, and infrastructure capacity. Ms. Richardson said the CEDS is a process and a five-year plan that is evaluated annually in April. She described the CEDS structure and process, the

representatives from various regional organizations and participation of the five work groups. She explained CEDS implementation and funding and said it's a partnership between the Economic Development Council and the Cape Cod Commission. She said the CEDS is based on the Commission's RPP and incorporates the regional growth policy and its set of four economic development goals contained in the RPP as well as one additional goal for regional collaboration and joint commitment. She said the CEDS context focuses on the regional economy of Barnstable County and said Chapter 3 describes the economy using the most recent data available including the 2010 Census. She explained the elements of the CEDS Action Plan for economic development planning, research, outreach, data dissemination (STATSCapeCod), regional priority projects, and the RESET team—Commission staff who provide economic assistance to towns. She said the full Commission is being asked to approve the CEDS report for mailing to the EDA on June 30, 2011.

Elizabeth Taylor said it would be good for the Commission to get involved with Cape towns to help implement pay-as-you-throw programs. She said it seems silly for each town to try to reinvent the wheel and it would be good for the Commission to provide assistance to towns.

Paul Niedzwiecki said the Commission has received funding from the Department of Environmental Protection (DEP) and they will be getting someone to help towns with that effort.

Elizabeth Taylor referred to a state program that could provide money for towns and said she hopes the Commission gets involved.

Paul Niedzwiecki said possibly the Commission could arrange for someone from the state to come and give a presentation to Commission members. He said Commission members could ask questions and take information back to their towns.

Jack McCormack referred to redevelopment and the importance of implementing design standards.

Austin Knight talked about the strain on municipalities in regard to public safety, solid waste, water resources and so on during the peak four-month period. He said he would hope that effort could be expanded in the future.

Paul Niedzwiecki said we are in the second year of the plan and the EDC is starting to look at new data systems and is trying to augment that to provide local value to towns. He said they are looking for Cape Cod to be designated as an Economic District by the federal government.

Austin Knight moved to approve the CEDS report as presented and for mailing to the Economic Development Administration. Elizabeth Taylor seconded the motion.

Joy Brookshire said the CEDS report is like a library and can be used for any organization on Cape Cod.

A vote called on the motion to approve the CEDs report passed with a unanimous vote.

## ■ OTHER BUSINESS

Paul Niedzwiecki acknowledged Roy Richardson for serving as Chair to the Commission and said Mr. Richardson would be passing the gavel to Peter Graham in July. Mr. Niedzwiecki said it's been a pleasure working with Mr. Richardson in his capacity as Chair and thanked Mr. Richardson for his service and contributions to the Commission.

Chair Roy Richardson expressed his gratitude to Commission members and staff for all their efforts. He said it has been a pleasure working with everyone and a great experience to have served as the Chair of the Commission.

A motion was made to adjourn at 4:00 p.m. The motion was seconded and voted unanimously.

Respectfully submitted,

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Michael Blanton, Secretary

#### **LIST OF DOCUMENTS PRESENTED AT THE JUNE 9, 2011 COMMISSION MEETING**

- Handout material: June 9, 2011 meeting agenda.
- Handout material: Draft Proposed Amendment to Technical Bulletin 09-002 DRI Guidelines for Energy Compliance.
- PowerPoint slide presentation on the Comprehensive Economic Development Strategy Report prepared by the Cape Cod Commission.