

**BARNSTABLE COUNTY ASSEMBLY OF DELEGATES**  
**Report and Minutes of the Standing Committee on Governmental Regulations**  
**Proposed Ordinances 14-04, 14-05, 14-06 & 14-07**  
**October 22, 2014**

Dear Mr. Speaker and Assembly Delegates:

This is a report on Proposed Ordinance 14-04, 14-05, 14-06 & 14-07. The proposed ordinances were submitted to the Assembly of Delegates Clerk by the Cape Cod Commission on October 3, 2014. A public hearing was scheduled and held by the Standing Committee on Governmental Regulations on Wednesday, October 22, 2014 at 4:00 p.m. The public hearing was duly advertised in the Cape Cod Times on October 15, 2014.

The purposes of the proposed ordinances are as follows:

14-04: to amend Cape Cod Commission Regulations of General Application, Enabling Regulations Governing Review of Developments of Regional Impact, Ordinance 90-12.

14-05: to amend Cape Cod Commission Regulations of General Application, Chapter D, Development Agreement Regulations Governing the Provisions for Development Agreements, Ordinance 92-1.

14-06: to amend Cape Cod Commission Regulations of General Application, Chapter G, Growth Incentive Zones, Ordinance 05-13.

14-07: to amend Cape Cod Commission Regulations of General Application, Cape Cod Commission Local Comprehensive Plan Regulations.

Committee members present: Chairman Ronald Bergstrom, Richard Anderson, Teresa Martin, John Ohman and Julia Taylor.

Chairman Ronald Bergstrom read the public hearing notice and opened the committee meeting for the purpose of conducting a public hearing on Proposed Ordinance 14-04, 14-05, 14-06 and 14-07.

Ronald Bergstrom asked Cape Cod Commission Counsel Jessica Wielgus to explain to the committee and others present the purpose of the proposed ordinances.

Jessica Wielgus explained the purposes of the revisions are technical amendments to codify, reorganize and streamline the functions of the Standing Committees of the Commission into an Executive Committee and a Committee on Planning and Regulation. Previously, the Commission had three standing committees: an Executive, Regulatory and Planning Committee which have been in existence since the Commission was formed in 1990.

Workshops were held and as a result the Commission voted unanimously on August 7, 2014 to reorganize and streamline the committees. In order to effect the change several documents need to be amended: Chapter A, Chapter D, Chapter G and the Local Comprehensive Plan Regulations. The suggested amendments went before the public on October 2, 2014. There was no opposition to the proposed changes and again received a unanimous vote by the Commission.

Richard Anderson had questions regarding language changes related to control by the Executive Director as it relates to DRI reviews (as redlined in Proposed Ordinance 14-04 for Chapter A amendments – see Section 5 pages 16 & 17 and page 43). Jessica Wielgus offered a rationale explaining the purposes behind the language change and indicated this would have a streamlining effect on limited DRIs. The checklist that would be used for this process would limit the discretion of the Executive Director.

Ronald Bergstrom reminded all that when these proposed ordinances come before the Assembly, the Assembly would only have the authority to pass or reject with recommendations. The Assembly cannot amend the proposed ordinances.

Julia Taylor asked Jessica Wielgus to explain what the responsibilities are of the Executive Committee. Jessica Wielgus explained the process used by a Commission committee to examine each committee's responsibilities and how these would be restructured.

Chairman Ronald Bergstrom asked for public comments.

Suzanne McAuliffe asked how the change in the process will affect input from the public. Jessica Wielgus responded the public has input now and will continue to have the opportunity for input.

There were no additional comments from the public or the committee. Chairman Ronald Bergstrom closed the public hearing.

Julia Taylor motioned, and it was seconded to recommend Proposed Ordinance 14-04, 14-05, 14-06 and 14-07 to the full Assembly for a vote on November 5, 2014.  
Motion passed 5-0-0.

Richard Anderson motioned, and it was seconded to adjourn the meeting at 4:25 p.m.

Respectfully submitted:

Ronald Bergstrom, Chairman  
Richard Anderson  
Teresa Martin  
John Ohman  
Julia Taylor