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BARNSTABLE COUNTY

In the Year Two Thousand and Eighteen

Proposed Ordinance – 18-DRAFT 1

18-10

In the interest of the fifteen towns of Barnstable County, and in order to establish the Barnstable County Coastal Management Committee (BCCMC), Barnstable County finds the following:

**Whereas** Cape Cod’s coastal resources support the health and welfare of the Cape’s residents and visitors through maintenance of water quality, access to fishing, shell fishing, boating, and harbors;

**Whereas** the attractiveness of Cape Cod to live, work, and visit – those elements which drive the coastal economy - depends on healthy, naturally functioning beaches, saltmarshes, and estuaries;

**Whereas** the Cape’s resiliency to coastal threats such as storms, flooding, erosion, and sea level rise relies on wise community planning and development, the natural erosion and deposition of sediment and functioning of coastal resources;

**Whereas** the Barnstable County Home Rule Charter empowers the Cape Cod regional government with the authority to establish programs and perform services to address problems that cross municipal boundaries; and

**Whereas** Barnstable County has adopted goals to guide coastal resource management activities in Barnstable County departments and across the region;

**NOW THEREFORE,**

**BARNSTABLE COUNTY hereby ordains:**

Pursuant to the Barnstable County Home Rule Charter, and to focus the County’s regional coastal resource management, planning, actions, and investments, it is hereby proposed to establish the Barnstable County Coastal Management Committee, (BCCMC)

SECTION 1. Establishment of the Barnstable County Coastal Management Committee

There shall be a Barnstable County Coastal Management Committee established as a part of Barnstable County government and subject to the rules, regulations, and administrative and budgetary policies and procedures of the County.

All activities of the BCCMC shall be consistent with the Massachusetts Open Meeting Law and other relevant State Laws, Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, the Cape Cod Commission Act, and the Regional Policy Plan (RPP).

## 1. BCCMC Mission

The BCCMC is an advisory board to Barnstable County Commissioners established to provide guidance on the protection, preservation and use of Cape Cod's coastal resource areas. The BCCMC areas of focus include:

- a. Planning for a shifting shoreline and improving coastal resiliency,
- b. Protecting and enhancing fin and shellfish resources and coastal habitats,
- c. Identifying education needs of the public about coastal resource management,
- d. Providing guidance on dredging and disposal of dredged materials,
- e. Coordinating regional sediment management, and
- f. Protecting marine and estuarine water quality.

## 2. BCCMC Functions

Consistent with the Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, and the Cape Cod Commission Act, the BCCMC shall

- a. Examine local and regional challenges to the coastal environment in a comprehensive way, based on the best available information.
- b. Identify the regional coastal priorities that best meet the needs of both the environment and the economy.
- c. Encourage collaborations to better take advantage of strategic opportunities.
- d. Recommend coordination of County and Municipal groups that manage the land and coastal resource areas in Barnstable County.
- e. Make recommendations on grants or funding partnerships for coastal management projects.
- f. Report on BCCMC activities and achievements relative to its mission to the Barnstable County Commissioners on an annual basis, or before June 30<sup>th</sup>, and on occasion throughout the fiscal year upon request of County Commissioners or deemed necessary due to relative action, the report will be included in the Barnstable County Annual Fiscal Year Report.
- g. Create subcommittees of the BCCMC, established per section 4 herein, and submit Nominations (where applicable from Town representation) to the County Commissioners as to appointments for members or Public to serve on Subcommittees.
- h. Develop by-laws for the conduct of business to be approved by the County Commissioners.

### 3. BCCMC Membership

The BCCMC shall be constituted as follows:

- a. There shall be total of Eleven (11) members comprised of Nine (9) voting members with not more than Two (2) additional ex-officio members.
- b. Seven (7) Members shall represent local, regional, and state resource management and environmental protection agencies and organizations, including but not limited to the Cape Cod Conservation District, Massachusetts Coastal Zone Management, Department of Ecological Restoration, Division of Marine Fisheries, Department of Environmental Protection, town natural resource, conservation, or public works departments, academic institutions, and non-governmental organizations.
- c. Ex-officio members include a representative of the Barnstable County Commissioners and the Barnstable County Assembly of Delegates, nominated by respective bodies.
- d. The Cape Cod Commission and Cape Cod Cooperative Extension directors, or their designees, shall be nominated by respective Directors to comprise 2 of the 9 the Voting members.
- e. Members shall have an understanding of coastal resources and coastal resource management and the challenges facing the Cape's long-term coastal sustainability.
- f. The Barnstable County Commissioners shall solicit member nominations by from agencies or organizations outlined in Section 3b of this ordinance.
- g. Members are appointed by the Barnstable County Commissioners with consideration of non-binding Nominees of candidates by respective bodies outlined within section 3(b). Appointments made from the pool of nominees shall reflect consideration of a balance of the range of expertise and interests represented on the committee.
- h. Committee members shall have staggered three-year terms so no more than four members' terms expire each year. Committee members may serve three terms or a total of nine years on the BCCMC. (Terms limits not to apply to Ex-officio and Staff members)
- i. A majority of the voting members shall constitute a quorum.
- j. At the first meeting of each calendar year, BCCMC members shall nominate and elect, by a simple majority of the quorum present, a Chairman and Vice-Chairman.

### 4. BCCMC Subcommittees

All Subcommittees shall be established under the Barnstable County Charter and follow all regional and State Laws. Appointments shall be for established terms and staggered periods set forth in creation of the Subcommittee by the County Commissioners.

The BCCMC shall establish, but not limited to, the following Subcommittees to address the special interests and needs of the County;

- The Barnstable County Coastal Resources Subcommittee (presently known as Barnstable County Coastal Resources Committee)
- The Barnstable County Dredge Subcommittee (presently known as Dredge Committee)
- Other subcommittees may be established as the need arises, and requested consistent with the mission and functions of the BCCMC, and under procedures to be established by the Barnstable County Commissioners, including yet not limited to, Nomination authority, and terms outlined in Section 2 (g) of this Ordinance. Establishment of future subcommittees not listed herein shall not require an amendment to this Ordinance.

Subcommittees shall be staffed by County staff to provide administrative assistance and technical expertise.

Subcommittee shall report to the BCCMC and/or County Commissioners to advise on the activities on a quarterly basis, or upon request.

#### 4.1 MISSION OF SUBCOMMITTEES ESTABLISHED HEREIN

- a. Barnstable County Coastal Resources Subcommittee – The BCCRS is a technical subcommittee with a representative from each of the 15 Cape Cod towns, nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed by the County Commissioners, to provide input on local coastal resource issues. The Barnstable County Coastal Resources Subcommittee shall serve as the local governance committee for the MassBays National Estuary Program.
- b. Barnstable County Dredge Subcommittee – The Dredge Subcommittee is a technical subcommittee of town staff or other qualified representatives nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed by the County Commissioners, to advise the regional dredge program.

#### 5. BCCMC Staffing

The Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant will provide technical expertise and administrative support to the BCCMC as needed to fulfill the responsibilities outlined in this ordinance.

6. BCCMC Funding

An annual budget to staff the BCCMC will be developed by the Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant to be included in each department's annual budget.

7. Effective date

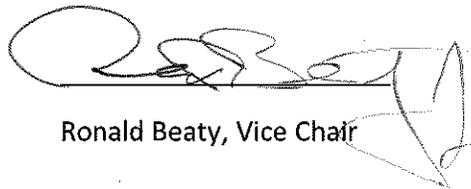
This ordinance is effective immediately upon adoption.

Voted this Day June 6, 2018

Barnstable County Commissioners



Leo G. Cakounes, Chair



Ronald Beaty, Vice Chair



Mary Pat Flynn