

**Board of Selectmen: recommends 4 – 0.**  
**Finance Committee: recommends 7 – 0.**  
**Building and Needs Assessment Committee: recommends 3 – 1.**

**SUMMARY:** This Article would authorize the funding for architectural drawings, bid documents, bidding and project management for the renovation of the existing police station.

### **GENERAL BYLAWS (Articles 30 - 32)**

**ARTICLE 30:** To see if the Town will vote to amend the General Bylaws by inserting a new Section under Article VIII as follows: “**Section 4.** The Town Clerk shall hereby be authorized to assign appropriate numbers to by-law sections, subsections, paragraphs and subparagraphs, where none are approved by Town Meeting, and, if such are approved by Town Meeting, after consultation with the Town Administrator, to make non-substantive, editorial revisions to ensure consistent and appropriate sequencing and numbering, provided that such editorial revisions shall be identified by a footnote or other convention”, or do or act anything thereon.

**Board of Selectmen: recommends 4 – 0.**  
**Bylaw Committee: recommends 3 – 0.**

**SUMMARY:** This article would permit the Town Clerk to make non substantive editorial changes and to renumber bylaw provisions. (Request of the Town Clerk)

**ARTICLE 31:** General Bylaw Amendment/Plastic Bag Reduction. To see if the Town will vote to amend the General Bylaw by adding a new Section to Article VII of the General Bylaws as follows:

#### Wellfleet Plastic Shopping Bag Reduction Bylaw

##### Purpose and Intent

The use and disposal of plastic shopping bags have significant impacts on the marine and terrestrial environment of all coastal communities, including but not limited to:

- 1) marine and terrestrial animals through ingestion and entanglement;
- 2) pollution and degradation of the terrestrial and coastal environment;
- 3) storm drainage system overload; and
- 4) disposal burdens for solid waste collection and recycling facilities.

Studies have shown that even alternative “compostable” or “biodegradable” bags require very specific and controlled environments in order to biodegrade, and have potential negative environmental impact similar to conventional plastic bags. Such bags should therefore be subject to the same restrictions as conventional plastic bags.

The goal of this Bylaw is to protect the Town’s unique natural beauty and irreplaceable natural resources by phasing out the use of certain plastic shopping bags by January 1, 2016.

##### Definitions

An “Establishment” means any business in Wellfleet selling goods, food or services to the public, including, but not limited to, markets, restaurants, bars, take-out food purveyors, merchandise retailers, florists and galleries. A “plastic shopping bag” for the purposes of this Bylaw is defined as a bag made of plastic, including but not limited to bags made of high-density polyethylene, low-density polyethylene, “biodegradable”, “compostable” or “oxo-biodegradable” materials, with a thickness of less than 3.5 mils provided at the checkout stand, cash register, point of sale or other point of departure intended for the purpose of transporting food or merchandise out of the Establishment.

Permitted are plastic bags without handles used to:

- 1) transport goods from a department within a store to the point of sale;
- 2) segregate food or merchandise that could damage or contaminate other food or merchandise when placed together in a point-of-sale bag; or
- 3) protect newspapers or other goods such as, but not limited to: maps, posters or artwork.

A “reusable” shopping bag is defined as a bag that is specifically designed and manufactured for multiple reuse and is made of durable material such as cloth at least 3.5 mil thick.

#### Use Regulations

Plastic shopping bags shall no longer be distributed or sold at any Establishment beginning January 1, 2016. Any stock remaining after that date shall be recycled or returned to the manufacturer by the Establishment.

Establishments may provide paper, reusable bags or boxes at no charge, or charge a fee which would be kept by the Establishments, as they so desire.

#### Administration and Enforcement

This Bylaw may be enforced by any Town Police Officer or agent of the Board of Health.

This Bylaw may be enforced through any lawful means in law or in equity, including, but not limited to, non-criminal disposition pursuant to G.L.c.40, Section 21D and ARTICLE VII GENERAL SECTION 37. PENALTIES AND ENFORCEMENT of the Town’s General Bylaws. If non-criminal disposition is elected, then any Establishment which violates any provision of this Bylaw shall be subject to the following penalties:

- |                                |                             |
|--------------------------------|-----------------------------|
| First Offense:                 | \$50 fine                   |
| Second Offense:                | \$100 fine                  |
| Third and Subsequent Offenses: | \$200 fine for each offense |

Offenses occurring within two years of the date of the first reported offense will be considered as subsequent offenses. Each day or portion thereof shall constitute a separate offense, or do or act anything thereon.

**Board of Selectmen: reserves recommendation to Town Meeting.**

**Recycling Committee: recommends 10 - 0.**

**Bylaw Review Committee: does NOT recommend 3 – 0.**

**SUMMARY:** This bylaw amendment would prohibit the use of disposable plastic bags except in certain limited circumstances. (Request of the Recycling Committee)