



TOWN OF MARBLEHEAD
Recreation & Parks Department



Recreation and Parks Meeting Minutes

02-07-11

NOTE: The following is a **summary** of matters submitted at a meeting of the Recreation and Parks Commission in accordance with M.G.L. Chapter 39 and the Massachusetts Open Meeting Laws. Meetings are often recorded and tapes used as an aid.

- 1) **Call to order:** Chairman Chip Osborne called the 02/07/11 meeting to order at 7:00 PM.
- 2) **Attendance:**
 - a) Present (constituting a quorum): Chip, Sam, Linda, and Chuck.
 - b) Absent: Derek.
- 3) **Minutes:**
 - a) **Motion** made and seconded (Linda, Sam) to approve minutes of the 01/26/11 meeting; all in favor.
- 4) **Reports:** *See copies; no addendum.*
- 5) **Old Business:**
 - a) FY 2012 budget: Brendan distributed the worksheets (attached) for the proposed level funded FY2012 budget to the Board. After discussion: **Motion** made and seconded (Linda, Chuck) to move \$3000 from the "Landscaping Materials" line item into a newly created "Passive Parks" line item; all in favor.
 - b) Chandler Hovey Sub-committee update: Meeting procedures and history of the property discussed. Minutes to be approved and distributed after the next meeting of the sub-committee.
- 6) **New Business:**
 - a) Brendan: Queried the board to schedule the next Board meeting. After discussion, they agreed the next 2 meetings can be scheduled for 03/07/11 and 03/21/11.
 - b) Correspondence (see attached):
 - i) To be decided: YMCA Park application. **Motion** made and seconded (Sam, Linda) to approve *provided the Park is not closed for maintenance or field condition issues*; all in favor. Brendan will inform the YMCA of the provision and ensure they realize the onus is on them to check on field conditions.
 - ii) FYI (no actions required): 2 Legal Notices; Letter from MA. Historic Commission. Discussion of letter from the Mass Historic Commission; Derek has informed the Board he is going to the meeting and hopes to have a member of the Town Historical Commission also attend.

7) **Timekeeping:**

- a) Adjournment: 7:30 PM.
- b) Next meeting: Scheduled for 7:00 PM on Monday, March 7, 2011 at the Marblehead Community Center.

Respectfully submitted: Ric Reynolds, Clerk

Attachments (in order):

- *Notice of meeting/agenda*
- *Reports: Brendan and Mike*
- *FY 2012 Budget proposal*
- *Park Permit request: YMCA*
- *Legal notices (2)*
- *Letter: MA. Historical Commission*



DATE POSTED:

Town Clerk Use Only

MEETING NOTICE & AGENDA

POSTED IN ACCORDANCE WITH THE PROVISIONS OF MGL 30A §§18-25

Recreation & Parks Commission

Name of Board/Committee

Address of Meeting: 10 Humphrey St. Marblehead, MA 01945 Room: Park & Rec Office

Monday
Day of week

February
Month

7
Date

2011
Year

7:00 PM
Time

Agenda or Topics to be discussed listed below (That the chair reasonably anticipates will be discussed)

Approval of minutes from previous meeting – January 26, 2011

Reports: Superintendent Brendan Egan and Assistant Sup. C Michael Lane

Discussion:

1. FY 2012 Budget
2. Chandler Hovey sub committee update

Old Business Discussion

New Business Discussion

Next Meeting: Tuesday, February 22, 2011

THIS AGENDA IS SUBJECT TO CHANGE

Chairperson Chip Osborne

Posted by: Brendan Egan

Date: 2/02/11

Recreation Commission Meeting

February 7, 2011

Superintendent's Report

Crocker Park

The Crocker Park bathroom contract was sent to Coulter Construction to be signed and I should receive it back soon. Once we get the contract signed work will proceed. I have put in a completion date of May 1, 2011 into the contract.

Flag Pole

The new pole will be in the middle of the week. We are just waiting on the crane company for availability.

Winter Projects

The guys will begin their winter projects in this building and other buildings this week. The supplies have been purchased for the repair and painting of the game room and office.

Stramski Property Update

I have spoken with Charlie DalFerro about having a representative of Harbors and Waters attend a future Recreation and Parks Commission meeting to give an update on the pier project. The chairman of Harbors and Waters will give us an update on the project at a future meeting (they are meeting tonight, so he was not available).

School / Rec & Park Meeting

Chip and I will be meeting with School Finance Director, Brian Salzer, School Committee Chairwoman, EuRim Chun and Tony Sasso to discuss the relationship and history of the two departments. We will be meeting this Wednesday, February 9 at 1:30 p.m.

Meeting Dates

February 22, 2011 – Who is available?

Assistant Superintendent/Director of Recreation Report

February 7, 2011

RECREATION

Saturday was the first Rec. Ski trip. With the exception of the **5 hour** ride home in white out conditions / freezing rain / sleet & then rain it was a great trip. Certificates will be handed out this week to all participants in out two **basketball programs.**

PROGRAMS SET TO BEGIN

Babysitting has the necessary enrollment to hold the class and will once again be offered this Saturday from 10am - 3pm.

Boys Lacrosse Clinic begins February 15th and runs through March 15th on Tuesday afternoons here in the gym.

SUMMER JOB APPLICATIONS

Summer Job applications have been coming in and by the looks of the applicants we have a good crop to choose from. Please keep in mind that we will be looking for an energenic strong self motivated individual to work at **Devereux Beach** this summer.



**TOWN OF MARBLEHEAD
RECREATION & PARK DEPARTMENT
BUDGET ESTIMATES - FISCAL 2012**

To the Finance Committee:
We respectfully request your recommendation to the Annual Town Meeting of the following estimates, which are herewith submitted as the appropriations believed necessary for the upcoming year.

	1	2	3	4	5	6	7	8
	Expended FY 2009	Expended FY 2010	Budgeted FY 2011	Expended 7-1-10 to 12-31-10	Bal Available 1-1-11 to 6-30-11	Budget Requested FY 2012	Col 6, Compared to Col 3 Incr/Decr	Percentage Incr/Decr
190 - PARK SALARIES	525,379.20	524,105.36	546,222.00	283,179.57	263,042.43	564,723.00	18,501.00	3.39%
191 - PARK EXPENSE GENERAL	159,104.52	154,207.75	171,590.00	88,429.73	83,160.27	171,590.00	-	0.00%
192 - PARK FACILITY EXPENSE	36,558.61	41,906.29	46,093.00	14,475.61	31,617.39	46,093.00	-	0.00%
TOTAL BUDGET FOR DEPARTMENT	721,042.33	720,219.40	763,905.00	386,084.91	377,820.09	782,406.00	18,501.00	

List Reserve Fund Transfers on a separate page.

Please forward 11 copies of your budget to the Clerk of the Finance Committee before January 31st

Date: _____

To be signed by Fin Comm Member as recommended

To be signed by Department Head



TOWN OF MARBLEHEAD

RECREATION & PARK DEPARTMENT - SALARIES

BUDGET ESTIMATES - FISCAL 2012

	Appropriated FY 2010	Expended FY 2010	Appropriated FY 2011	Expended 7-1-10 to 12-31-10	Budget Requested FY 2012	Increase/ Decrease
190 - PARK SALARIES						
5004 Department Head	69,799.00	71,868.45	75,936.00	36,949.89	77,307.00	1,371.00
5006 Asst Dept Head #2	60,225.00	60,224.71	61,430.00	29,890.97	62,538.00	1,108.00
5018 Senior Clerk	42,936.00	42,935.54	43,795.00	21,309.84	44,585.00	790.00
5024 Park Maint/Groundskeeper	147,848.00	146,417.65	152,693.00	73,866.52	156,768.00	4,075.00
5025 Field Craftsman Mechanic	42,936.00	42,935.54	43,795.00	21,309.84	44,585.00	790.00
5045 Park Maint Craftsman	37,960.00	37,959.84	38,720.00	18,840.45	39,418.00	698.00
5056 Working Forman Build/Grounds	42,936.00	42,935.54	43,795.00	21,309.84	44,585.00	790.00
5076 Seasonal Beach Supervisor	10,840.00	9,507.63	11,382.00	7,932.41	11,942.00	560.00
5083 Seasonal Grounds Caretaker	43,044.00	37,164.16	43,970.00	27,760.72	45,082.00	1,112.00
5087 Seasonal Lifeguard	18,085.00	18,052.29	18,446.00	16,249.15	24,313.00	5,867.00
5145 Overtime	3,000.00	4,944.65	3,060.00	2,437.46	3,000.00	(60.00)
5154 Longevity	3,000.00	3,000.00	4,200.00	4,800.00	5,600.00	1,400.00
5156 Holiday		-		-		-
5159 Out of Rank		56.36		80.48		-
5161 Sick Bonus - Annual	5,000.00	2,500.00	5,000.00	-	5,000.00	-
5166 Unemployment Insurance		3,603.00		442.00		-
5174 Reserve Fund Transfer	1,400.00					
	529,009.00	524,105.36	546,222.00	283,179.57	564,723.00	18,501.00

DEPARTMENT: RECREATION & PARKS

SALARY DETAIL

	Position	Group	Step	Weekly Salary	# Weeks	Annual Salary	Longevity	Budget 7-1-11 to 6-30-12
	Department Head (Brendan)	55	5	\$ 1,483.82	26.0	\$ 38,579.00		
		55	5	\$ 1,483.82	26.1	\$ 38,728.00		\$ 77,307.00
	Assistant Department Head (Mike)	53	5	\$ 1,200.34	26.0	\$ 31,209.00		
		53	5	\$ 1,200.34	26.1	\$ 31,329.00	\$ 400.00	\$ 62,938.00
	Senior Clerk (Ric)	26	5	\$ 855.75	26.0	\$ 22,250.00		
		26	5	\$ 855.75	26.1	\$ 22,335.00	\$ 600.00	\$ 45,185.00
	Special Clerk (unfilled)	0	0		0.0	\$ -	\$ -	\$ -
	Park Maint - Grounds (Reggie)	24	5	\$ 756.58	26.0	\$ 19,671.00		
		24	5	\$ 756.58	26.1	\$ 19,747.00	\$1,000.00	\$ 40,418.00
	Park Maint - Grounds (Mike Attridge)	24	5	\$ 756.58	26.0	\$ 19,671.00		
		24	5	\$ 756.58	26.1	\$ 19,747.00	\$ 600.00	\$ 40,018.00
	Park Maint - Grounds (Brad)	24	5	\$ 756.58	26.0	\$ 19,671.00		
		24	5	\$ 756.58	26.1	\$ 19,747.00	\$ 600.00	\$ 40,018.00
	Park Maint - Grounds (Pat)	24	4	\$ 727.48	31.0	\$ 22,552.00		
	After 02/14/2012	24	5	\$ 756.48	21.1	\$ 15,962.00	\$ -	\$ 38,514.00
	Field Craftsman Mechanic (Greg)	26	5	\$ 855.75	26.0	\$ 22,250.00		
		26	5	\$ 855.75	26.1	\$ 22,335.00	\$ 600.00	\$ 45,185.00
	Park Maint - Craftsman (Bobby)	24	5	\$ 756.58	26.0	\$ 19,671.00		
		24	5	\$ 756.58	26.1	\$ 19,747.00	\$ 800.00	\$ 40,218.00
	Heavy Equipment Operator (unfilled)	0	0		0.0	\$ -	\$ -	\$ -
	Working Foreman Bldg/Grnds (Pete)	26	5	\$ 855.75	26.0	\$ 22,250.00		
		26	5	\$ 855.75	26.1	\$ 22,335.00	\$1,000.00	\$ 45,585.00
FY2011 rates:	SEASONAL							
\$ 650.46	Seasonal Beach Supervisor 1	25	3	\$ 663.47	9.0	\$ 5,971.00	\$ -	\$ 5,971.00
\$ 650.46	Seasonal Beach Supervisor 2	25	3	\$ 663.47	9.0	\$ 5,971.00	\$ -	\$ 5,971.00
	Seasonal Park Police (unfilled)				0.0	\$ -	\$ -	\$ -
\$ 484.60	Seasonal Grounds Caretaker 1	20	3	\$ 494.29	16.0	\$ 7,909.00	\$ -	\$ 7,909.00
\$ 478.84	Seasonal Grounds Caretaker 2	20	2	\$ 488.42	16.0	\$ 7,815.00	\$ -	\$ 7,815.00
\$ 478.84	Seasonal Grounds Caretaker 3	20	2	\$ 488.42	16.0	\$ 7,815.00	\$ -	\$ 7,815.00
\$ 478.84	Seasonal Grounds Caretaker 4	20	2	\$ 488.42	12.0	\$ 5,861.00	\$ -	\$ 5,861.00
\$ 473.08	Seasonal Grounds Caretaker 5	20	1	\$ 482.54	12.0	\$ 5,790.00	\$ -	\$ 5,790.00
\$ 473.08	Seasonal Grounds Caretaker 6	20	1	\$ 482.54	11.5	\$ 5,549.00	\$ -	\$ 5,549.00
\$ 473.08	Seasonal Grounds Caretaker 7	20	1	\$ 482.54	9.0	\$ 4,343.00	\$ -	\$ 4,343.00
\$ 516.67	Seasonal Lifeguard 1	22	2	\$ 527.00	10.0	\$ 5,270.00	\$ -	\$ 5,270.00
\$ 516.67	Seasonal Lifeguard 2	22	2	\$ 527.00	10.0	\$ 5,270.00	\$ -	\$ 5,270.00
\$ 516.67	Seasonal Lifeguard 3	22	2	\$ 527.00	9.0	\$ 4,743.00	\$ -	\$ 4,743.00
\$ 491.84	Seasonal Lifeguard 4	22	1	\$ 501.68	9.0	\$ 4,515.00	\$ -	\$ 4,515.00
\$ 491.84	Seasonal Lifeguard 5	22	1	\$ 501.68	9.0	\$ 4,515.00	\$ -	\$ 4,515.00
	Annual Sick Bonus			\$ 500.00	10.0	\$ 5,000.00		\$ 5,000.00
	Overtime			\$ 3,000.00	1.0	\$ 3,000.00		\$ 3,000.00
	TOTALS					\$559,123.00	\$5,600.00	\$ 564,723.00



TOWN OF MARBLEHEAD

RECREATION & PARK DEPARTMENT - OPERATIONAL EXPENSE

BUDGET ESTIMATES - FISCAL 2012

191 - PARK EXPENSES GENERAL	Appropriated FY 2010	Expended FY 2010	Appropriated FY 2011	Expended 7-1-10 to 12-31-10	Budget Requested FY 2012	Increase/ Decrease
5198 In Service Training	300.00	-	300.00	-	300.00	-
5211 Electricity	2,000.00	1,820.99	2,000.00	1,824.54	2,000.00	-
5213 Heating Gas	3,000.00	652.75	3,000.00	360.07	3,000.00	-
5231 Water/Sewer	8,000.00	6,876.50	8,000.00	114.45	8,000.00	-
5241 R&M Motor Vehicles	8,000.00	9,710.63	8,000.00	3,413.76	9,000.00	1,000.00
5244 R&M Boat	500.00	-	500.00	-	500.00	-
5260 R&M Building & Grounds	7,500.00	3,490.90	7,500.00	466.52	8,000.00	500.00
5263 R&M Gas Pumps		297.71		260.81		-
5265 R&M Playground Equipment	4,000.00	4,598.85	4,000.00	5,537.00	4,000.00	-
5268 R&M Restrooms	6,500.00	2,794.46	6,500.00	1,618.53	6,500.00	-
5269 R&M Other Equipment	11,000.00	6,578.58	11,000.00	2,756.53	11,000.00	-
5275 Container Rental	900.00	640.00	900.00	375.00	900.00	-
5278 Office Equipment Rental	500.00	-	500.00	234.98	500.00	-
5306 Doctors	1,000.00	935.00	1,000.00	55.10	1,000.00	-
5312 Legal Notices	300.00	160.23	300.00	434.75	300.00	-
5319 Other Professional & Tech.	27,500.00	26,529.91	27,500.00	16,244.50	27,500.00	-
5341 Telephone	2,000.00	1,726.33	2,000.00	709.66	1,500.00	(500.00)
5342 Postage		-		-		-
5343 Telephone - Alarm	350.00	1,156.76	350.00	308.10	850.00	500.00
5344 Cellular Phones	500.00	513.93	500.00	242.64	800.00	300.00
5346 Internet Access	300.00	297.00	300.00	162.00	300.00	-
5387 Call Paging System	800.00	-	800.00	-	-	(800.00)
5421 Printing/Forms				-		-
5423 Photocopy Supplies				-		-
5429 Misc. Office Supplies	2,900.00	1,590.48	2,900.00	315.23	2,900.00	-
5435 Paint Supplies	5,500.00	5,744.55	5,500.00	3,123.78	5,500.00	-
5451 Cleaning Supplies		3,854.04		2,005.10		-
5461 Groundskeeping Tools & Supp	3,200.00	1,470.08	3,200.00	235.00	3,200.00	-
SUB-TOTAL	96,550.00	81,439.68	96,550.00	40,798.05	97,550.00	1,000.00



TOWN OF MARBLEHEAD

RECREATION & PARK DEPARTMENT - OPERATIONAL EXPENSE

BUDGET ESTIMATES - FISCAL 2012

	Appropriated FY 2010	Expended FY 2010	Appropriated FY 2011	Expended 7-1-10 to 12-31-10	Budget Requested FY 2012	Increase/ Decrease
CARRIED FORWARD	96,550.00	81,439.68	96,550.00	40,798.05	97,550.00	1,000.00
5462 Landscaping Materials	45,040.00	45,911.17	45,040.00	32,966.13	45,040.00	-
5464 Grass Seed	12,500.00	9,435.00	12,500.00	3,320.00	12,500.00	-
5481 Unleaded Regular Gas	8,500.00	9,755.70	8,500.00	6,529.32	8,500.00	-
5483 Diesel Fuel	1,500.00	3,140.89	1,500.00	3,379.87	1,500.00	-
5484 Oil & Grease	800.00	847.61	800.00	292.88	800.00	-
5581 Uniforms	2,500.00	1,418.28	2,500.00	994.78	2,000.00	(500.00)
5590 Recreational Supplies	1,700.00	9.43	1,700.00	-	1,200.00	(500.00)
5710 In State Travel	300.00	286.99	300.00	31.90	300.00	-
5720 Out of State Travel	-	-	-	41.80	-	-
5731 Dues	500.00	361.00	500.00	75.00	500.00	-
5732 Subscriptions	175.00		175.00	-	175.00	-
5740 Insurance Premiums	1,200.00	1,142.00	1,200.00	-	1,200.00	-
5784 License & Permits	325.00	460.00	325.00	-	325.00	-
191 - Park General Expense	171,590.00	154,207.75	171,590.00	88,429.73	171,590.00	-
192 - Park Facility Expense						
5211 Electricity	19,500.00	14,038.54	19,500.00	6,560.52	19,500.00	-
5213 Heating Gas	17,500.00	16,526.30	17,500.00	2,981.53	17,500.00	-
5231 Water/Sewer	2,093.00	1,772.60	2,093.00	793.80	2,093.00	-
5260 R&M Building & Grounds	4,500.00	4,713.90	4,500.00	2,050.17	4,500.00	-
5268 R&M Restrooms	-	1,862.63	-	-	-	-
5269 R&M Other Equipment	-	4.94	-	-	-	-
5343 Telephone - Alarm	500.00	-	500.00	-	500.00	-
5293 Other Disposal	-	25.00	-	-	-	-
5435 Paint Supplies	-	4.30	-	-	-	-
5451 Cleaning Supplies	-	2,939.28	-	2,089.59	2,000.00	2,000.00
5461 Groundskeeping Tools & Supp	2,000.00	18.80	2,000.00	-	-	(2,000.00)
5590 Recreational Supplies	-			-		-
192 - PARK FACILITY EXPENSE	46,093.00	41,906.29	46,093.00	14,475.61	46,093.00	-

(Detail data on extra sheet if necessary)

Town of Marblehead Recreation & Parks Department

Application for park permit

APPLICATION date: 2/4/11		APPLICANT (name of person paying for permit): Lynch/Van Otterloo YMCA			
Do you plan on using any structures (Chairs, tables, etc.) at your event? <small>(IF YES, PLEASE describe structures and see the note regarding insurance below.)</small>					YES / NO
EVENT Day & Date: April 10 2011 - Sunday			TIME OF EVENT (begin & end up to 3 hours; INCLUDES set up & clean up): 12:00pm - 2:00pm		
EVENT DESCRIPTION & expected attendance (use another page if needed): Children's Fun Run					
FACILITY REQUESTED (NOTE: Any seasonal parking fees are NOT included in the permit fee): Seaside Park					
Available Facilities:	Devereux beach - barbeque pavilion (2 grills in season)	Devereux beach - Garfield Pavilion (2 grills in season)	Gerry Playround (Stramski's) (2 grills in season)	Wedding ceremonies: Chandler Hovey, Crocker Park, or Castle Rock	Other
Residents fee:	\$25.00			\$100.00 No Security deposit required PLEASE SEE INSURANCE NOTE!	Fees based on request (*see note); please describe on another page
Residents security deposit:	\$25.00				
Non - residents fee:	\$50.00				
Non - residents security deposit:	\$50.00				
Catered event (Clambake, etc.)	\$2 per person (minimum \$100.00) - \$50 Security Deposit				
PAYMENT: Please submit 2 separate checks made out to "The Town of Marblehead" for the security deposit and fee. The security deposit check will be destroyed once the area is checked to ensure all trash was removed from the property.					
INSURANCE: A copy of a standard 1:3 million insurance certificate naming the Town of Marblehead as an additional insured is required to be filed with the application if any furniture or structures (chairs, awnings, etc.) are going to be set up.					
APPROVAL: Applications must be made during regular business hours. Standard applications take 1 - 3 business days to approve. Only 1 standard permit for up to 3 hours of use allowed per day per applicant.					
* Note: special requests determined by the Board at their next meeting, including fee amounts and any restrictions.					
CANCELLATIONS/REFUNDS: requests must be in writing at least 5 business days before event (sorry, no "rain out" refunds).					
RESTRICTIONS: Open fires (bonfires) and alcoholic beverages are prohibited on property under the jurisdiction of the Recreation & Parks Department (Code of the Town of Marblehead § 236-1.)					
It is expressly understood and agreed that the policies of the Recreation & Parks Commission are to be strictly complied with, and that the undersigned hereby assumes full responsibility for any damages to or loss of Town property in consequence of such use of the accommodations described above, and engages to make the same good without expense to the Town, and the undersigned further agrees to pay promptly such charges as may be made for the accommodations requested.					

Request fee waiver(s) due to hardship? (waivers determined at next Board meeting)			<input checked="" type="radio"/> YES / <input type="radio"/> NO
OFFICE USE:			
Park detail required? (see detail sheet)	Police detail needed? (631-1212)	Insurance required?	
YES / NO	YES / NO	YES / NO	
(\$125 per unit)	\$	\$	
Detail fee	Usage fee	Other fee	
Dates paid and check number(s)			

<div style="text-align: center;"> Signature of applicant Jaime Bloch Name (Please print clearly) 40 Leggs Hill Road Address 781-990-7004 Telephone </div>	
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Approved by:

Superintendent, Recreation & Parks Department

Date approved



Town of Marblehead Planning Board

Mary Alley Municipal Building
7 Widger Road
Marblehead, MA 01945
Telephone: 781-631-1529
Fax: 781-631-2617

FYI

Legal Notice Site Plan Approval Public Hearing Marblehead Planning Board

The Marblehead Planning Board will hold a public hearing on the application of Warwick Place Realty Trust for the new construction of a commercial building and associated improvement located at **117 – 129 Pleasant Street (Map 116 Lots 25-29)** within a Business 1 District. This public hearing will be held under Section 200 -37 of the Marblehead Zoning Bylaw on **Tuesday February 8, 2011 at 7:35 pm** in Abbot Hall, in the Selectmen's meeting room. All interested persons are invited to attend. Plans are on file and available for review at the office of the Town Engineer Mary Alley Building 7 Widger Road.

Philip Helmes
Chairman



**Town of Marblehead
Zoning Board of Appeals**

Mary Alley Municipal Building
7 Widger Road
Marblehead, MA 01945
Telephone: 781-631-1529
Fax: 781-631-2617

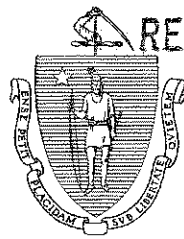
**LEGAL NOTICE
TOWN OF MARBLEHEAD
ZONING BOARD OF APPEALS**

The Board of Appeals will hold a public hearing on **Tuesday, February 22, 2011 at 7:45PM** in the Selectmen's meeting room, Abbot Hall, 188 Washington Street, Marblehead, on the application of **Warwick Place Realty Trust** to vary the application of the present Zoning By-law by allowing a Special Permit to construct a new retail and commercial/office building located at **117-129 Pleasant Street, Map 116 Parcels 29, 28A, 28, 27, 26, 25** in a **Business One District**. The new construction will exceed the maximum height allowed, will have less than the required side yard setback, less than the required parking, and exceeds 10% expansion of the existing structures which are to be removed.

This hearing is held in accordance with the provisions of the Marblehead Zoning Bylaw, and Chapter 40A of the General Laws as amended. All interested persons are invited to attend.

Plans and information are available for inspection at the Town of Marblehead Engineering Department, 7 Widger Road, Marblehead, MA.

Alan Lipkind, Secretary
Board of Appeals



RECEIVED FEB 03 2011

The Commonwealth of Massachusetts
William Francis Galvin, Secretary of the Commonwealth
Massachusetts Historical Commission

February 3, 2011

Mr. James E. Nye
Marblehead Board of Selectmen
188 Washington Street
Marblehead, MA 01945

Re: National Register of Historic Places

Dear Mr. Nye:

We are pleased to inform you that Seaside Park, Marblehead, Massachusetts, will be considered by the Massachusetts Historical Commission for nomination to the National Register of Historic Places. The National Register of Historic Places is the Federal government's official list of historic properties worthy of preservation. Listing in the National Register provides recognition and assists in preserving our nation's heritage.

Listing of this property provides recognition of the community's important historic resources and assures protective review of Federal projects that might adversely affect the character of the property. If the property is listed in the National Register, certain Federal investment tax credits for rehabilitation and other provisions may apply.

Listing in the National Register does not mean that limitations will be placed on the properties by the Federal government. Public visitation rights are not required of property owners. The Federal government will not attach restrictive covenants to the property or seek to acquire it. If a property is listed in the National Register, the owner may do anything with it that he/she wishes, unless state or federal funds, permits, or licensing are used, or unless some other regional and/or local ordinance or policy is in effect.

In Massachusetts, properties nominated to the National Register are automatically listed in the State Register of Historic Places. There are no limitations, public visitation requirements, or restrictive covenants for private properties included in the State Register. State Register properties owned by municipalities and nonprofit organizations may compete for state restoration grants.

You are invited to attend the meeting of the Massachusetts Historical Commission at which the nomination will be considered. The Commission will meet at 1:00 p.m. on Wednesday, March 9, 2011, at the Massachusetts State Archives, Dorchester, Massachusetts. The Commission meeting is a public meeting and all interested parties are encouraged to attend. If you have special needs and would like to attend the meeting, please contact the Commission and staff will make any arrangements that are necessary.

A draft copy of the National Register nomination will be sent to the Abbot Public Library. Attached please find notices that explain, in greater detail, the results of listing in the National Register and that describe the rights and procedures by which an owner may comment on or object to listing in the National Register. Should you have any questions about these nominations prior to the Massachusetts Historical Commission meeting, please contact me at this office.

Sincerely,



Brona Simon
State Historic Preservation Officer
Massachusetts Historical Commission

Cc: Christine Beard, Tremont Preservation Services, consultant
Chris Johnston, Marblehead Historical Commission
Chair, Marblehead Planning Board

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RIGHTS OF PRIVATE PROPERTY OWNERS TO COMMENT AND/OR TO OBJECT TO LISTING IN THE NATIONAL REGISTER

Owners of private properties nominated to the National Register of Historic Places have an opportunity to concur with or object to listing in accord with the National Historic Preservation Act and 36 CFR Part 60. Any owner or partial owner of private property who chooses to object to listing may submit, to the State Historic Preservation Officer, a notarized statement certifying that the party is the sole or partial owner of the private property and objects to the listing. Each owner or partial owner of private property in a district has one vote regardless of the portion of the property that the party owns.

If a majority of property owners within a district object to National Register listing, the district will not be listed. If the majority of owners in a district do not object, the properties within the district for which an objection has been received will not be removed from the district nomination.

If the owner of an individually nominated property, or the majority of owners of an individually nominated property objects to National Register listing, the property will not be listed.

In both cases of district nominations and individually nominated properties for which objections have been received, the State Historic Preservation Officer shall submit the nomination to the Keeper of the National Register of Historic Places for a determination of the eligibility of the property for listing in the National Register. If the property or district is then determined eligible for listing, although not formally listed, Federal agencies will be required to allow the Advisory Council on Historic Preservation to have an opportunity to comment before the agency may fund, license, or assist a project that will affect the property or district.

In addition, properties and districts thus determined eligible are automatically listed in the State Register of Historic Places. State bodies shall be responsible for conducting the appropriate studies and for providing the information necessary for an adequate consideration of modifications or alterations to the proposed undertaking that could eliminate, minimize, or mitigate an adverse effect to State Register properties.

If you wish to object to or comment on the nomination of your property to the National Register, please send your comments to this office before the date of the Massachusetts Historical Commission meeting at which your property will be considered. After the date of the meeting, comments or objections may be directed to the National Park Service, National Register office. A copy of the nomination and information on the National Register, the Federal tax provisions, the State Register and the Massachusetts Preservation Projects Fund, are available from the Massachusetts Historical Commission upon request.

RESULTS OF LISTING IN THE NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Eligibility for Federal tax provisions: If a property is listed in the National Register, certain Federal tax provisions may apply. The Tax Reform Act of 1986 revises the historic preservation tax incentives authorized by Congress in the Tax Reform Act of 1976, the Revenue Act of 1978, the Tax Treatment Extension Act of 1980, the Economic Recovery Tax Act of 1981, and Tax Reform Act of 1984, and as of January 1, 1987, provides for a 20 percent investment tax credit with a full adjustment to basis for rehabilitating historic commercial, industrial, and rental residential buildings. The former 15 percent and 20 percent Investment Tax Credits (ITCs) for rehabilitations of older commercial buildings are combined into a single 10 percent ITC for commercial or industrial buildings built before 1936.

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The Tax Treatment Extension Act of 1980 provides Federal tax deductions for charitable contributions for conservation purposes of partial interests in historically important land areas or structures. Whether these provisions are advantageous to a property owner is dependent upon the particular circumstances of the property and the owner. Because tax aspects outlined above are complex, individuals should consult legal counsel or the appropriate local Internal Revenue Service office for assistance in determining the tax consequences of the above provisions. For further information, on certification requirements, please refer to 36 CFR 67.

Consideration in planning for Federal, Federally licensed, and Federally assisted projects: Section 106 of the National Historic Preservation Act of 1966 requires that Federal agencies allow for the Advisory Council on Historic Preservation to have an opportunity to comment on all projects affecting historic properties listed in the National Register. For further information, please refer to 36 CFR 800.

Consideration in issuing a surface coal mining permit: In accordance with the Surface Mining and Control Act of 1977, there must be consideration of historic values in the decision to issue a surface coal mining permit, where coal is located. For further information, please refer to 30 CFR 700 *et seq.*

Qualification for Federal grants for historic preservation when funds are available: Presently, funding is unavailable.

Eligibility for state restoration grants: If a property is listed in the National Register, it is automatically included in the State Register of Historic Places. All municipally and nonprofit-owned properties included in the State Register are eligible to compete for 50% matching grants from the Massachusetts Preservation Projects Fund. The Massachusetts Preservation Projects Fund is a state-funded matching grant program established in 1984 to support the preservation and maintenance of properties and sites listed in the State Register of Historic Places.

Eligible projects include:

***PRE-DEVELOPMENT PROJECTS** (for studies necessary to enable future development or protection of a State Register property, feasibility studies including plans and specifications and certain archaeological investigations);*

***DEVELOPMENT PROJECTS** (for construction activities including stabilization, protection, rehabilitation, and restoration); and*

***ACQUISITION PROJECTS** (funding for the latter is specifically allocated for endangered State Register properties).*

For additional information and preapplication forms, contact the Grants Division, Massachusetts Historical Commission.

Consideration in planning for State funded, permitted, and licensed projects:

Massachusetts General Laws, Chapter 9, Section 26-27C, directs all state bodies and persons subject to the State Register to consult the State Register early in the planning process in order to eliminate, minimize, or mitigate any adverse effect to properties listed in the State Register. For further information, please refer to 950 CMR 71.

*Massachusetts Historical Commission, Office of the Secretary of the Commonwealth, William Francis Galvin, Secretary,
Massachusetts Archives Building, 220 Morrissey Boulevard, Boston, MA 02125 (617) 727-8470*