



TOWN OF BARNSTABLE SANDY NECK BOARD

1189 Phinney's Lane
Centerville, MA 02632

Tel: 508-790-6272
Fax: 508-790-6275

Sandy Neck Board Meeting November 14, 2011

A regularly scheduled meeting of the Sandy Neck Board was held on November 14, 2011 at the Barnstable Town Hall, Selectmen's Conference Room, 367 Main Street, Hyannis, MA. The meeting was called to order at 7:31 pm by Chairman Rich French.

Chairman:
Richards French

Vice Chairman:
William Carey

Board Members:
Barbara Bell
Lynn Heslinga
Nate King
George Muhlebach
Peter Sampou

Council Liaisons:
Henry Farnham
Ann Canedy

Roll Call:

- Board Members present: Nate King, George Muhlebach, Pete Sampou, Lynn Heslinga, Bill Carey, and Rich French.
- Council Liaison: Hank Farnham
- Staff: Nina Coleman, Sandy Neck Park Manager and Debbie Lavoie, Secretary Pro Tem.
- Public: Dan Horn, Guy Boucher, Mark Galkowski, Diane Lomba, Wendy Paquette, Patti Machado, and Lynne Poyant.

Act on Minutes:

- On a **motion** by Nate King and seconded by Lynn Heslinga, the Sandy Neck Board voted to approve the October minutes as printed.

Correspondence:

- None

Staff Report:

- None given

Old Business:

Halfway House Usage Guidelines – See New Business

Deer Hunt

Nina Coleman addressed the Board:

There will be a 2011 Sandy Neck Deer. The mandatory meeting for archery hunters will be held on Wednesday, November 16, 2011, at 7:00 pm at the West Barnstable Community Building. The archery deer hunt will be November 21 – 26, 2011. And then the mandatory meeting for primitive firearms hunters will be held on Monday, December 5, 2011, at 7:00 pm at the West Barnstable Community Building. The primitive firearms deer hunt will be December 12 – 17, 2011.

New Business:

Sandy Neck Year End Report - continued to the December Board Meeting.

(See Attachment #1).

Sandwich Fee Proposal including Sandwich Resident Only Public Beach Sticker.

A PowerPoint was presented by Nina Coleman – (See Attachment #2).

Nina Coleman: Dollar figures were discussed. Costs were divided by the percentage used by different users. There are three users groups for Bodfish Beach – Barnstable Residents, Sandwich Residents and Non-residents. Sandwich use is calculated at 30%.

In FY13 the debt service for the entire project is \$94,481.28. That should be paid by the users of Bodfish Beach.

Some choices to consider could be:

- (1) Sandwich is scheduled to pay \$41,529.35 but based on use and cost, Sandwich's contribution of 30% should be \$64,360.82. Sandwich could just pay that amount.
- (2) Another option could be for the Town of Barnstable to not honor the present Sandwich Town Sticker and Sandwich residents would be charged the standard \$15/\$20 per day fee just like the Non-resident.
- (3) Or there could be a yearly parking permit that Sandwich residents could purchase. These permits would be a "Sandwich Resident Stickers for Sandy Neck Beach Only". They would be sold to Sandwich Residents (at their town hall) with a portion of the proceeds going back to Sandy Neck to cover their use of Bodfish Beach. Currently, the Sandwich Beach Stickers at \$30.

Mark Galkowski, Sandwich Director of Natural Resources, and Guy Boucher, Director of Sandwich Recreation addressed the Board: They will bring back the information to the Sandwich Town Manager. Many of their questions were answered in the PowerPoint. They were glad they were being asked to participate in this discussion.

Rich French: Reiterated that this new Sandy Neck Bathhouse must be paid for by the users. The fee hearing is December 6th and the Board should make a recommendation for that meeting.

Nina Coleman: The revenue from Sandwich needs to be \$64,000 (+) for next year which would mean the cost of the Sandwich sticker would have to be more than the current \$30. But since this is a new idea for Sandwich, she was allowing for a gradual increase over a few years to bring the cost up to a more realistic amount of \$50.

Bill Carey: There are three revenue sources and there needs to be a fair distribution of cost among those users based on their usage.

Nina Coleman: There is a special agreement with Sandwich as a courtesy. It is not a contractual agreement.

Pete Sampou: Perhaps that courtesy agreement needs to be looked at because the beach is in Barnstable and our residents should not be charged the same as Sandwich residents (\$30). The Bodfish fee should be more in line with the ORV sticker ratio.

Dan Horn, Director of MEA: In reviewing the \$64,000 figure for FY 13, based on the range of Sandwich stickers sold, the Sandwich sticker would be between \$42 - \$60.

Nate King: Based on a previous court ruling, non-residents can be charged \$2 for every \$1 charged to resident. Sandwich was given a discount amount for their sticker somewhere between only as a courtesy – not part of this court case.

Patti Machado, Barnstable Aquatic Director: Explained how the Town currently has a working agreement with Hyannis Yacht Club and the use of Veteran's Beach. The Yacht Club buys the stickers from the Town at \$50 each and then sells these stickers to their patrons for \$50. This allows their members to use the Beach without having to the standard daily fee charged to non residents. She also explained that if less Sandwich residents used the beach, the parking spaces would be used by non-residents paying the full price.

Mark Galkowski: Asked who would be selling these stickers – Sandwich or Barnstable? If Sandwich were to sell the stickers – there would an expense that would have to be considered.

Rich French: By selling the stickers in Sandwich – they would have more control. He would like them to go back to Sandwich with these proposals and report back.

Dan Horn: Regarding fees - the Town Manager is looking for the Board's recommendation tonight because the fee hearing is Dec 6th. A recommendation will be made tomorrow by staff. The actual [Town Manager] fee hearing is open to the public and anyone can speak.

Rich French: Based on the \$64,000 needed, the sticker price for Sandwich should be approximately \$50.

George Muhlebach: Suggested that how Sandwich comes up with the \$64,000 should not be a Barnstable issue but rather a Sandwich issue.

Mark Galkowski: Reiterated that Sandwich officials may not agree and back out of any previous agreement that Barnstable honor Sandwich stickers and not owe Barnstable any money. But then their residents would have to either pay the \$15/\$20 daily fee or pay \$200 for a seasonal nonresident sticker that can be used at five daily rate Barnstable beaches. He needs to bring all this information back to Sandwich.

Lynne Poyant: These are recommendations only. The Town Manager may not agree. At the hearing other recommendation can be brought forward and a final determination will be made after that hearing. Sometimes fees are not approved by the Town Manager.

Nina Coleman: Is trying to give the Town of Sandwich some different options.

A motion was made by Nate King and seconded by Pete Sampou, that the Sandy Neck Board recommends to the Town Manager that a separate Town of Sandwich Sandy Neck Sticker be created and the fee will be \$50.

Vote: All Board Members voted yes except for George Muhlebach who abstained.

The Sandy Neck Board took a brief recess and reconvened at 8:40 pm.

New Business:

Proposed Sandy Neck Fees for 2012 (See Attachment #3).

Nina Coleman addressed the Board. These new proposed user fees (if approved) would help cover the debt service for this year and some new [additional] personnel. Specific revenue numbers will be reviewed next month when she presents the end of year report. But all areas of beach use were greater last summer and there needs to be an increase in staff. Also, there has not been a wage increase since 2004 and it is becoming harder to get – and keep – good staff. The following information was presented:

Special Permit Fees (required for groups over 20 people) no changes proposed

Annual Sticker

Resident:	2011	\$75.00	2012	\$80.00 (proposed)
Sandwich:	2011	\$115.00	2012	\$125.00 (proposed)
Non Resident:	2011	\$150.00	2012	\$160.00 (proposed)
Cottage Owner:	2011	\$25.00	2012	\$30.00 (proposed)
Trailer:	2011	\$20.00	2012	\$25.00 (proposed)

Overnight Camp (Rates have not increases for more than 10 years)

Resident:	2011	\$5.00 per night	2012	\$10.00 (proposed)
Sandwich & Non Resident:	2011	\$10.00 per night	2012	\$15.00 (proposed)
All Chase Vehicles:	2011	\$5.00 per night	2012	\$10.00 (proposed)
Tent Camping:	2011	\$20.00 per night		

Seasonal Stickers: (sold after Labor Day) no changes proposed

<u>Horses</u>	2011	\$25.00	2012	\$30.00 (proposed)
<u>Halfway House Use</u>			2012	\$100.00 day use only (proposed)
			2012	\$150.00 per night (proposed)
<u>Sandwich Parking Permit</u>			2012	\$50.00 (proposed)

Board Discussion:

Nina Coleman: The potential increase in revenue for ORV sales [if the sticker sales stay the same] would be \$26,500. The increase in camping hangtags [by \$5 across the board] would be \$36, 000. These increases and the additional funds from Sandwich would cover the debt service and staff and staff increases.

Hank Farnham: Asked about enforcement issues and escorts for cottage owners.

Nina Coleman: Answered that it is a mixed response to enforcement issues and differs all the time depending on the weekend. As for the cottage owner and escort fees – they need to have access to their cottages.

Lynn Heslinga: The work that has been done on the Marsh Trail is helping with the elimination of the need for as many escorts.

Bill Carey: Would have liked to see all revenue and expenses over the past few years before voting.

Public Input:

Wendy Paquette: Would have liked to see these numbers sooner than tonight. Believes these fees are in excess. Other ORV beaches do not charge a nightly camping fee but instead charge more for the yearly sticker. The \$5 increase a night combined for both a camper and chase vehicle is a lot of money. In her opinion, chase vehicles should not be charged especially if fishermen do not have to pay to leave their vehicles overnight as long as they are fishing.

Diane Lomb: She is a non-resident so this increase would be a lot of money for her family. She also asked why “day trippers” do not have to pay a daily fee.

Nina Coleman: Explained the extra work load, services and safety issues for campers and chase vehicles over day trippers. In years past there was a day fee but that was eliminated because it was becoming too hard to manage. The other choice is to raise the sticker fee more and not raise the camp fee as much and try to still meet the dollar amount needed for next year. She has the comparison sheets for the other beach fees on the Cape – but remember – Sandy Neck was open all last summer. Nauset Beach is similar but they do not allow chase vehicles and they do not allow campfires. Plus, they restrict the number of vehicles allowed out.

Rich French: These proposed fees will be included in the Town Manager Fee Hearing on December 6th. Members of the public can speak at that hearing.

A motion was made by Pete Sampou and seconded by Nate King, that the Sandy Neck Board supports the proposed Sandy Neck Fee increases as presented to the Board by the Sandy Neck Park Manager.

Vote: All Board Members voted yes.

Sandy Neck Beach Park Policy Revisions (including Halfway House Usage Guidelines and Policies)
(See Attachment #4).

Nina Coleman: All changes suggested by the Board (at previous meetings) have been included. The guidelines are now at the legal department for their final review. She also read a note from Pete Auger who is in favor of these policies but would like the name of the Halfway House changed to Halfway Station. The Board is not in favor of changing the name of the cottage – it will remain The Halfway House.

A motion was made by Pete Sampou and seconded by Bill Carey that the Sandy Neck Board is in favor of the Sandy Neck Beach Park Policies as stated and revised and presented this evening.

Vote: All Board Members voted yes.

Marsh Trail Repair – continued to December meeting

Dr. Sadowski donation to education fund/turtle program

Nina Coleman reported that Dr. Richard Sadowski made a generous donation to the Diamondback Terrapin program.

Sandy Neck Meeting Dates for 2012

The meetings will be held the 2nd Monday of every month with the exception of October and November (due to the holidays.)

January 09, 2012

February 13, 2012

March 12, 2012

April 09, 2012

May 14, 2012

June 11, 2012

July 09, 2012

August 13, 2012

September 10, 2012

October 15, 2012

November 19, 2012

December 10, 2012.

Meetings start at 7:30 PM at Town Hall, Selectmen's Conference Room – 2nd Floor, 367 Main Street, Hyannis.

Public Comment:

Hank Farnham addressed the Board. He stated that he learned a lot being the liaison and totally enjoyed it. This is his "favorite" committee and the greatest highlight to him was the ribbon cutting for the new bathhouse. Rich French thanked Hank for his time and appreciated his knowledge and financial background when needed by the Board.

Adjournment:

- There being no further business, the meeting adjourned at 9:41 pm.

Respectfully submitted,

Debbie Lavoie, Secretary Pro Tem

Attachments:

1. Sandy Neck Year End Report to be presented to ConComm
2. Sandwich Fee Proposal including Sandwich Resident Only Public Beach Sticker PowerPoint Handouts.
3. Proposed Sandy Neck Fees for 2012
4. Sandy Neck Beach Park Policy Revisions (including Halfway House Usage Guidelines and Policies)

Piping Plover

	2007	2008	2009	2010	2011
Total Pairs (Total Count)	35	31	28	38	44
Number of Eggs	141	142	101	142	189
Eggs Hatched	93	60	66	93	80
Chicks Fledged	53	43	28	60	57

Plover Habitat Protection

Over six (6) miles of symbolic fencing installed and 7 wire nest enclosures installed.

Diamondback Terrapin

	2007	2008	2009	2010	2011
# of Nests Head Started	2	2	7	6	6
# of Nests Capped	21	49	108	115	112

	2007	2008	2009	2010	2011
Number of Nests	36	59	119	122	114
Number of Nests Predicted	0	2	0	1	4
Potentially Hatched Nests	36	57	119	121	110

Terns:

	2008	2009	2010	2011
Least Terns	192	432	245	180
Common Tern	0	0	0	0

Wetland Restoration:

34 isolated freshwater wetlands treated
5.3 acres of saltmarsh treated

*Restoration refers to application of herbicides on *Pyrgmites australis* and mechanical removal of *Lythrum salicaria* and *Panicum* spp.

Enforcement:

	2008	2009	2010	2011
Citations	56	75	47	29
Written Warning	13	3	9	2
Permits Revoked	4	4	8	11
"No Trespass" Issued	0	0	0	1

Hunting

Pheasant Hunt: 10/15-11/26 (estimated total of 250-275 pheasant stocked)

Revenue (fiscal year-Munis)

	FY08	FY09	FY10	FY11
Dune Fees (ORV)	\$358,926	\$337,579	\$386,512	\$379,827
Beach Parking	\$88,683	\$87,790	\$97,230	\$109,590
Sandwich Revenue	\$36,772	\$37,691	\$38,633	\$39,599
Beach Concession	\$14,886	\$11,839	\$8,238	\$14,499
Cottage Lease Fees	\$34,650	\$43,050	\$41,464	\$35,343
Parking Stickers	\$25,683	\$27,445	\$30,666	\$31,146
Merchandise	\$10,244	\$16,248	\$15,584	\$16,783
Miscellaneous	\$2,660	\$1,178	\$1,205	\$1,832
Earnings on Investments	\$11,103	\$6,742	\$2,421	\$4,698
Total Revenue	\$583,543	\$569,564	\$622,155	\$633,317

Off Road Vehicle Permits (calendar year-Jan.-Oct.)

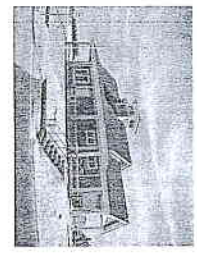
	2007	2008	2009	2010	2011
Barnstable Resident	1,212	1,355	1,253	1,410	1,430
Sandwich Resident	631	744	678	774	826
Non Resident	853	923	919	1,073	1,160
Property Owner	122	123	127	124	122
Total # ORV permits	2,818	3,145	2,977	3,381	3,538

	2007	2008	2009	2010	2011
Number of Camping Nights	4,924	6,144	6,683	7,023	7,373
Number of Day Trips	10,109	13,059	12,391	14,105	12,845
Number of Trips to Cottages	591	456	429	566	372
Total # of Vehicle Trips	15,624	19,659	19,503	21,694	20,590

Escorts

	2007	2008	2009	2010	2011
June	65	15	17	15	23
July	83	48	80	26	41
August	55	52	17	27	18
September	26	5	0	1	0
Total	229	120	114	69	82

Sandy Neck Bathhouse



Category	Year	Amount	Notes
Construction	2011	\$1,000,000	Construction of bathhouse
Operating	2011	\$10,000	Operating expenses
Maintenance	2011	\$5,000	Maintenance expenses
Utilities	2011	\$2,000	Utilities expenses
Insurance	2011	\$1,000	Insurance expenses
Security	2011	\$1,000	Security expenses
Transportation	2011	\$1,000	Transportation expenses
Food & Beverage	2011	\$1,000	Food & beverage expenses
Entertainment	2011	\$1,000	Entertainment expenses
Other	2011	\$1,000	Other expenses
Total	2011	\$1,032,000	

Payment from Sandwich

Year	% Increase	Amount
FY10	0.00%	\$1,000,000
FY11	0.00%	\$1,000,000
FY12	0.00%	\$1,000,000
FY13	0.00%	\$1,000,000
FY14	0.00%	\$1,000,000
FY15	0.00%	\$1,000,000
FY16	0.00%	\$1,000,000
FY17	0.00%	\$1,000,000
FY18	0.00%	\$1,000,000
FY19	0.00%	\$1,000,000
FY20	0.00%	\$1,000,000
FY21	0.00%	\$1,000,000
FY22	0.00%	\$1,000,000
FY23	0.00%	\$1,000,000
FY24	0.00%	\$1,000,000
FY25	0.00%	\$1,000,000
FY26	0.00%	\$1,000,000
FY27	0.00%	\$1,000,000
FY28	0.00%	\$1,000,000
FY29	0.00%	\$1,000,000
FY30	0.00%	\$1,000,000

Debt Service

Year	Debt Payment
FY12	\$95,106.96
FY13	\$94,481.26
FY14	\$92,981.30
FY15	\$91,981.26
FY16	\$95,481.26
FY17	\$93,831.26

Amounts represent 20 year debt service payments on the loan for \$1,355,000.00

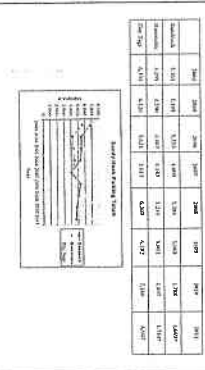
Option #2.

- Do away with the current Barnstable/Sandwich agreement. Two possible scenarios for Sandwich resident could be (1) Sandwich residents could pay the existing daily fee of \$15/\$20 per day or (2) we could create a Sandwich resident Sandy Neck yearly parking permit that Sandwich residents could purchase

Sandwich Parking Permit

- In 2011, Sandwich sold approximately 5000 parking permits per year at \$30 each to their residents.
- We estimated our first year sales of 1,000-1,500 parking permits.
- If the permit remains at \$30, the potential revenue would be \$30,000-\$45,000 for the first year.

Sandy Neck Parking



Option #1.

Increase the Town of Sandwich's contribution starting in FY13 from \$41,604.00 to \$64,360.00. I derived this figure by increasing the capital improvement figure from \$15,000 to the debt service amount of \$94,481.28.

Category	Year	Amount	Notes
Construction	2011	\$1,000,000	Construction of bathhouse
Operating	2011	\$10,000	Operating expenses
Maintenance	2011	\$5,000	Maintenance expenses
Utilities	2011	\$2,000	Utilities expenses
Insurance	2011	\$1,000	Insurance expenses
Security	2011	\$1,000	Security expenses
Transportation	2011	\$1,000	Transportation expenses
Food & Beverage	2011	\$1,000	Food & beverage expenses
Entertainment	2011	\$1,000	Entertainment expenses
Other	2011	\$1,000	Other expenses
Total	2011	\$1,032,000	



Town of Barnstable
Community Services Department
Marine and Environmental Affairs Division
1189 Pinneys Lane, Centerville Ma. 02632

Human Resources: Joe-790-6272
Habitatmaster: 508-790-6273
Animal Control: 508-790-6274
Sandy Neck: 508-790-6272
Garhouse: 508-562-4300 (April - Nov)

Daniel J. Horn, Director
Office: 508-790-6273
FAX: 508-790-6275

Proposed Sandy Neck Fees for 2012

Special Permit (required for groups over 20 people—fee does not include parking)

2011* No fee for non-profit and school groups
2011* \$30 for groups of 20-50 people
2011* \$60 for groups over 50 people
2011* \$60 for tent camper rescue fee
* At the discretion of the Park Manager

Annual Sticker

Resident: 2011 \$75.00
2012 \$80.00 (proposed)

Sandwich: 2011 \$115.00
2012 \$125.00 (proposed)

Non Resident: 2011 \$150.00
2012 \$160.00 (proposed)

Cottage Owner: 2011 \$25.00
2012 \$30.00 (proposed)

Trailer: 2011 \$20.00
2012 \$25.00 (proposed)

Overnight Camp

Resident: 2011 \$5.00 per night
2012 \$10.00 (proposed)

Sandwich & Non Resident: 2011 \$10.00 per night
2012 \$15.00 (proposed)

All Chase Vehicles:

2011 \$5.00 per night
2012 \$10.00 (proposed)

Tent Camping:

2011 \$20 per night

Seasonal Stickers: (Sold after Labor Day)

Resident: 2011 \$25.00 (no change proposed)

Sandwich: 2011 \$35.00 (no change proposed)

Non Resident: 2011 \$50.00 (no change proposed)

Cottage Owner: 2011 \$10.00 (no change proposed)

Horses

2011 \$25.00
2012 \$30.00 (proposed)

Halfway House Use

2012 \$100.00 day use only (proposed)
2012 \$150.00 per night (proposed)

Sandwich Parking Permit

2012 \$50.00 (proposed)

Proposed Changes in red

Attachment #3



TOWN OF BARNSTABLE
SANDY NECK BOARD
1189 Phiney's Lane
Centerville, MA 02632

Tel: 508-790-6272
Fax: 508-790-6275

Sandy Neck Beach Park Management Policies

Adopted by the Sandy Neck Board on February 7, 2005

Revised: March 9, 2009, March 8, 2010 and November 14, 2011

Complaints concerning policies, regulations, and/or Sandy Neck staff conduct should be addressed to the Park Manager or Senior Natural Resource Officer.

Section 1: Sandy Neck Fees

Sandy Neck user fees are at set rates depending on residency status. Residency must be proven per the Sandy Neck Beach Park Regulations and Sandy Neck Beach Park Policies.

Section 2: No Refund Policy

It is the Sandy Neck Beach Park Policy that no refunds will be granted. Included, but not limited, in this policy are personal emergencies, foul weather, evacuations, limitations on access, beach conditions, insects (greenhead flies, etc.) and water temperature.

The No Refund Policy pertains to any and all patrons that make use of any Sandy Neck Beach Park or Gatehouse facilities. All public beach users, Off Road Vehicle (ORV) day trippers, sticker purchasers, overnight camping and chase vehicles are subject to this policy and must comply accordingly.

Section 3: Parking Lot Policies

3.1 Dogs

Dogs are prohibited from all Barnstable public beaches (Town of Barnstable General Ordinances §403-8) from May 15 to September 15. Dogs are not allowed past the Gatehouse between May 15 and September 15 unless they are contained within a permitted vehicle that is traveling to the Off Road Vehicle beach.

Dogs are allowed on Sandy Neck hiking trails anytime of the year as long as they remain on a leash from March 1st through September 15th.

All dogs on the ORV corridor must be leashed unless in the Cape Cod Bay from March 1st through September 15th.

3.2 Drive-Thru(s) and Drop Offs

Parking lot business hours are from 8AM-3:30PM Memorial Day through Labor Day (exception: from Memorial Day to approximately the third weekend in June, parking lot business hours are only on Saturdays, Sundays and Holidays).

All vehicles traveling to the public beach during business hours must have a Sandwich or Barnstable Beach Parking Sticker or a valid Barnstable Public Beach Day, Weekly or Landlord Pass.

Vehicles without one of the above attributes are not permitted to travel to the parking lot. This includes any dropping off of vehicle occupants or participation in any activity that does not involve parking.

3.3 Full Parking Lot

Per requirements of the Sandy Neck Board, only five vehicles are permitted to wait in line once the parking lot is full. This is mandatory procedure because of the need to keep the road clear for off-road and cottage owner vehicle access and to allow emergency personnel to get to the beach unimpeded.

The lot will re-open once five spaces become available and the five vehicles in line can fill the vacant spaces. The next five vehicles that arrive at the Gatehouse are then eligible to wait in line.

The Gate Attendant Supervisor or the Park Manager, for safety purposes, may deem that it is necessary for the parking lot to remain closed.

When the parking lot is full, no vehicles are permitted to travel to the parking lot for dropping off occupants, even if the vehicle has a Sandwich or Barnstable Beach Parking Sticker or a valid Barnstable Public Beach Day or Weekly Pass.

Section 4: Proof of Residency

Sandy Neck provides discounted Off Road Vehicle Stickers to residents and/or property taxpayers of Sandwich and Barnstable. Proof of residency is defined in the regulations as:

Proof of residency is required in order to obtain a Barnstable or Sandwich ORV sticker. Residency can be proven by:

1. *Tax bill.*
2. *Minimum one year property lease.*
3. *Vehicle registration with a street address (PO Box is not sufficient).*
4. *Other legal documents such as a deed or will (this does not include utility bills, excise tax bills, etc.).*

Attac (unclear) #4

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5. College students may provide a tuition bill with a Barnstable or Sandwich address.

Barnstable and Sandwich residents wishing to obtain an ORV sticker must have their vehicle registered in their name (or the name of a person residing year-round at the same address) unless:

1. They have written permission to use a company vehicle.
2. Proof of ownership of the company on the vehicle registration.
3. A minimum one year vehicle lease agreement.

To clarify, the resident/taxpayer must be the applicant. The vehicle must be (1) in the resident/taxpayer's name (2) in the name of a person living year-round at the same address or (3) in the name of the company that the resident/taxpayer owns or works for (with written proof).

Section 5: Off Road Vehicle (ORV) Permits

Barnstable General Ordinances Chapter 177, Article I, §177-2 requires that all over sand vehicles on Sandy Neck must have a current ORV permit. Only official vehicles (as determined by the Park Manager) are exempt from this requirement.

Section 6: User Conduct

All users of Sandy Neck Beach Park are expected to behave in a civil and responsible manner. Verbal abuse and/or aggressive behavior toward Sandy Neck Staff or other beach patrons will result in the violator's removal from the beach for not less than 24 hours. In addition, violators may have their ORV stickers revoked, incur fines for obscene language in accordance with Town of Barnstable General Ordinances §147-1 and/or be issued trespass orders.

Section 7: Property Owner Off Road Vehicle (ORV) Permits

7.1 Eligibility

Property Owner ORV permits will be issued to Sandy Neck property owners, Sandy Neck property lessees (minimum one year lease) and immediate members of their family. Immediate family members include father, mother, sister, brother, husband, wife, son and daughter.

7.2 Proof of Eligibility

It is the responsibility of the applicant to prove ownership or lessee status. Immediate family relationships can be proven by a legal document such as a birth certificate, marriage certificate or notarized letter.

7.3 Property Owner ORV permit privileges

The Property Owner ORV permit affords access (via open Sandy Neck trails) to the applicable cottage only. It also allows vehicle use of the front beach (open sections only) for recreational purposes and use of the air compressor. In addition, the cottage owner may use the Sandy Neck dumpster to discard ORV and household trash. Dumping of construction debris, hazardous waste, discarded equipment, or any other items that are not ORV or household trash is strictly forbidden and will result in fines.

7.4 Guests of Property Owners

Guests of property owners may park in the Sandy Neck Parking lot. However, in-season guests are responsible for appropriate daily fee or parking permit for the entirety of their stay. Guests may park in the parking lot out-of-season at no cost.

If the guest intends on driving to a cottage, he/she must purchase the appropriate Sandy Neck Non-resident, Barnstable or Sandwich ORV permit. Sandy Neck staff will issue a trail pass only after the Cottage Owner has alerted the Gatehouse that a particular individual can access their cottage.

Section 8: Halfway House Usage

8.1 Intent

The purpose of this recommendation is to provide clear direction and consistency for the Park Manager and the potential users and/or advocates interested in maintaining the special nature and use of the Halfway House.

8.2 Eligibility

The Halfway House has a long and stable history of educational and research based occupancy (spanning more than 30 yrs). It was regularly used by the Barnstable High School as part of a coastal ecology program. For the last twenty years the Halfway House has been used as a college level research station.

However, there are groups of people besides scientists that can impart a lasting benefit to the ecology and unique nature of Sandy Neck and the community of greater Barnstable. These groups must receive no monetary benefit from access to the Halfway House rather they might request to access this shelter because of the uniquely serene and beautiful environs the Halfway House offers. For a set fee (or another form of donation acceptable by the Sandy Neck Park Manager) certified

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(4)

non-profit groups that run art or nature based educational programs should have the ability to visit and/or stay at the Halfway House.

In addition, the Halfway House should continue to be used by science based educators and researchers in exchange for services and/or monies that these groups have traditionally provided to Sandy Neck.

While the Halfway House can always provide emergency shelter for youth groups, it is not the intention of these policies to suggest that young people (who can make use of the existing camping facilities at Trail 4) should have access to the Halfway House unless there is a reason that camping is not feasible. Requests from such groups will be considered on their respective merit and judged by the Sandy Neck Park Manager on a case by case basis.

8.2 Permit Requirements

Interested non-profit educational, scientific and art groups may apply for consideration for use of the Halfway House. If selected, the organization would be granted a Special Permit that will set fees and usage guidelines. In addition, insurance and liability waiver requirements will be set forth under a Sandy Neck Beach Park License Agreement.