



Town of Chatham

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I, Julie Smith, duly appointed Town Clerk of the Town of Chatham, hereby certify the following Article was adopted at the May 13, 2024 Annual Town Meeting:

Article 39 - General Bylaw Amendment – Chapter 100/Scrivener’s Error

~~Strikethrough~~ indicates language proposed for deletion
Underline indicates language proposed for inclusion

To see if the Town will vote to amend General Bylaw Chapter 100 Airport Approach Protection Section 4 No obstructions permitted, as follows:

§ 100-4 - No obstructions permitted.

B. The limitations prescribed in this chapter shall not be construed to require the removal, lowering or other change or alteration of any structure or tree not conforming to these regulations as of the effective date thereof or otherwise interfere with the continuance of any nonconforming use.

Or to take any other action related thereto.

(Select Board)

Motion: Michael Schell, Select Board, moved the Town vote to amend its General Bylaw as printed in the warrant for Article 39.

***Explanation:** This article proposes to correct a scrivener's error in the Airport Approach Protection General Bylaw. As originally approved and adopted in 1958, this Chatham General Bylaw section (then contained in Section 56 – Airport Approach Bylaw) the sentence in question read as it is proposed to be amended in this Article. However, at the May 12, 1997, Special Town Meeting, Warrant Article 11, proposed a format change to the General Bylaws, which resulted in Section 56 - Airport Approach changing to Chapter 13 – Airport Approach Protection. This 1997 Article was only intended to effectuate an administrative format change to the General Bylaws. However, the supporting documentation for this Warrant Article, which contained the text of the new Chapter 13 – Airport Approach Protection, inadvertently failed to include the word **not** in the language proposed to be amended here. This scrivener’s error persisted in a subsequent administrative format change that went before Town Meeting in 2006, where Chapter 13 – Airport Approach Protection was changed to Chapter 100 – Airport Approach Protection. Correcting this scrivener’s error in the General Bylaw also restores consistency with Massachusetts General Law Chapter 90 Section 40B, as originally intended in the original language of the Section 56 Bylaw adopted in 1958.*

Select Board Recommendation:

Approve: 4-0-0

Finance Committee Recommendation:

Approve: 7-0-0

VOTE: VOICE. So Voted Unanimously.