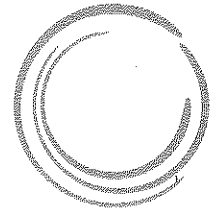


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CAPE COD
COMMISSION

Minutes

Meeting of Cape Cod Commission

January 20, 2011

The meeting was convened at 3:00 p.m., and the Roll Call was recorded as follows:

Town	Member	Present
Barnstable	Royden Richardson	✓
Bourne	Michael Blanton	✓
Brewster	Elizabeth Taylor	✓
Chatham	Lynne Pleffner	✓
Dennis	Richard Roy	✓
Eastham	Joy Brookshire	✓
Falmouth	Mario DiGregorio	✓
Harwich	Robert Bradley	✓
Mashpee	Ernest Virgilio	Absent
Orleans	Peter Monger	Absent
Provincetown	Austin Knight	Absent
Sandwich	Joanne O'Keefe	Absent
Truro	Peter Graham	✓
Wellfleet	Roger Putnam	✓
Yarmouth	John McCormack, Jr.	✓
County Commissioner	Mary Pat Flynn	Absent
Minority Representative	John Harris	✓
Native American Rep.	Mark Harding	Absent
Governor's Appointee	Herb Olsen	✓



The meeting of the Cape Cod Commission was called to order on Thursday, January 20, 2011 at 3:00 p.m. in the Assembly of Delegates Chambers in Barnstable, MA. Roll was called and a quorum established.

■ PUBLIC COMMENT

Bill Doherty, Chair of the Barnstable County Commissioners, spoke about communication among County boards. He said he believes what is missing at the Cape Cod Commission is communication with other County boards, especially the Assembly of Delegates, regarding decisions that are made by the Commission. He said the Commission looks at matters in depth and perhaps there should be more involvement between the Commission and town Assembly members. Mr. Doherty distributed to Commission members a list of Assembly members and a pamphlet on Barnstable County.

■ EXECUTIVE DIRECTOR'S REPORT

Paul Niedzwiecki said the partnership with IBM is off to a great start and said a workshop is scheduled next week to begin the Smart Initiative. He said the Assembly of Delegates adopted the Craigville Beach District of Critical Planning Concern implementing regulations at its meeting yesterday. He said a League of Women Voters meeting on County government is scheduled for this weekend and said the title of the meeting was not meant to be derogatory.

Chair Roy Richardson announced that the two agenda items would be taken up together.

■ 2009 REGIONAL POLICY PLAN PROPOSED AMENDMENT TO ENERGY SECTION AND ■ CHAPTER A DRI ENABLING REGULATIONS PROPOSED AMENDMENT FOR WIND ENERGY CONVERSION FACILITY THRESHOLDS

Peter Graham read both hearing notices and opened the hearing at 3:15 p.m.

Paul Niedzwiecki made introductory comments and said the Commission's history with wind energy goes back for some time now. He said the Commission's charge in the Ocean Management Planning DCPC is to develop implementing regulations for appropriate location and scale for the installation of wind energy projects. He said a land-based DCPC for wind turbines had not been considered because it was believed that town zoning was sufficient but now zoning is outdated and covers more residential uses as opposed to commercial wind projects. He said the Commission has had limited standards on the books to look at turbine development. He said three standards were put forward to the Assembly so that if thresholds were tripped the Commission would have standards in place. Mr. Niedzwiecki said the Assembly remanded back those standards that were put forward because they felt the standards were not sufficient and they wanted stricter standards. He said it's clear now the Assembly wants the Commission to act and they want more clarification in the standards. He said the Commission is a partner with the Assembly in passing County ordinances. He said the new regulations before the Commission today are different from those put in place previously—they are different even though a lot of language is the same. Mr. Niedzwiecki said this is a very emotional issue; there are people on both sides and we're looking for a civil constructive discussion today. He said a technical bulletin is a guidance document and the Commission is not trying to create regional zoning. Mr. Niedzwiecki said he has informed the Assembly that the Commission will put together an advisory board to create the technical bulletin.

Ryan Christenberry, planner at the Commission, provided an overview of the public process timeline that began with a joint Commission Planning and Regulatory Committee public meeting on May 18, 2010. She said the proposed new threshold before the Commission today is for the construction of any land-based wind energy conversion facility (WECF) greater than 65 feet in height, including meteorological towers, measured from the natural grade of the site to the blade tip at its highest points. She said this is a proposed amendment to DRI Enabling Regulations Section 3(o). She said proposed amendments to the Regional Policy Plan (RPP) Energy Section consist of six Minimum Performance

Standards (MPSs) five of which are new. Ms. Christenberry explained each of the proposed RPP performance standards for MPS E1.7 Clear Area, MPS E1.8 Noise, MPS E1.9 Shadow Flicker, MPS E1.10 Decommissioning, MPS E1.11 Municipal WECF Waiver, and HPCC 2.3 Avoid Adverse Visual Impacts. She said the amended document would also provide definitions for WECF, Clear Area, Shadow Flicker, Meteorological (or "met") Tower, Municipal WECF, Height, Road, Receptor, and Public Recreational Area. Ms. Christenberry said if the Commission approves the proposed amendments presented today, the next step would be to assemble a working group to develop Technical Bulletin 11-001.

Chair Roy Richardson asked if anyone had questions they would like to ask to please approach the podium.

Bruce McPherson asked if there was a grandfathering provision to cover existing turbines already in place.

Paul Niedzwiecki said the proposed regulations would not apply to any existing turbines or turbines already permitted.

Liz Argo, of Orleans, referred to the recreation definition and asked for clarification in an for instance aspect and said on a public field where it is not an active area but it's considered part of the recreation zone, would that then be ineligible for a wind turbine.

Ryan Christenberry said that is correct, it would be ineligible under the definition proposed.

Tom Guerino, Bourne Board of Selectmen, said at a recent public hearing held in Bourne one of the experts who testified at that hearing indicated a six hour window over a course of the year for shadow flicker and anything above six hours would be bothersome to neighborhoods. He asked where the 10 hour number came from versus the six hours that he heard at the public hearing in Bourne.

Ryan Christenberry referred to the 10 hours and said when looking at shadow flicker models they represented ranges from 0 to 10, 10 to 20 and then the ranges can go up to 90 plus. She said the committee discussed several different levels and 10 is what they arrived at. She said six was not something that was presented as the right elevation by the committee.

Eric Bibler, Save Our Seashore in Wellfleet, said he has provided the Commission with information from acoustic consultants, studies that have been conducted, and reports that have been made. He asked what authority did the Commission have to determine a 3,000-foot setback and asked that the study the Commission used be identified.

Paul Niedzwiecki said it was the result of a number of studies that had been looked at. He said 3,000 feet is one of the most conservative setbacks. He said public health issues would be looked at in the Technical Bulletin as we go forward.

Chair Roy Richardson called for comment from federal, state and local officials.

Bill Doherty, Chairman of the Barnstable County Commissioners, also a board member of the Cape Regional Transit Committee, Chairman of the Harwich Housing Authority and a member of the Harwich Utility Committee, said the proposed MPSs would hinder the development of wind turbine projects on Cape Cod and the thresholds are contrary to existing successful wind turbine projects in Massachusetts and elsewhere in the US. He discussed proposed MPSs regarding Clear Area, Noise, and Decommissioning. He requested that the Noise standard conform to state standards and reduce the Clear Area to be in conformance with evidence gained from existing turbines on Cape Cod and Massachusetts for appropriate size. He said failure to do so would effectively eliminate land-based wind turbines as a factor in providing a revenue source for the towns, a reduction of contribution to

global warming, and for those businesses that are struggling to meet the rising costs of energy a reliable method of predicting and thereby controlling them.

Martha Broad, Massachusetts Clean Energy Center (MassCEC), read into the record a letter from Patrick Cloney, Executive Director of Mass CEC. To summarize, the letter indicated that MassCEC supports responsible siting of wind energy by requiring rigorous feasibility studies that not only assess wind resources but also assess potential impacts from wind turbines including noise, safety, and shadow flicker. The letter said the Commission should strongly consider a refinement of the proposed standards so that they can be developed based on sound technical principles and board stakeholder input. MassCEC feels that the current proposed standards present far-reaching regulations without a basis for justifying these standards and may have unintended consequences. MassCEC would welcome the opportunity to work with the Commission to establish responsible regional wind siting standards and to develop technical guidance in applying those standards.

Richard Elrick, Energy Coordinator for the Town of Bourne and the Town of Barnstable, said he opposes the standards proposed. He said the proposed standards would be a detriment for wind turbine installations and it would setback what towns have been trying to do for clean sustainable energy. He the state and towns have been promoting renewable energy and we need to move forward in a streamlined fashion. He said he is opposed to creating a new DRI threshold.

Chair Roy Richardson called for public comment.

Neil Andersen, a Falmouth resident and Energy Star Homebuilder, said this past spring a 400-foot wind turbine was installed in front of his home and the turbine has been in operation since April. He said their lives have changed since the turbine was installed and the turbine is making people in the neighborhood ill. He asked the Commission to declare a moratorium on turbines and not rush into a decision today.

Janet Colleto, resident of Yarmouthport, thanked the Commission for putting in the time and effort to work on this. She thanked the Commission for protecting citizens and said a great start has been made.

Sheila Bowen, resident of Harwich and a member of Wind Wise Cape Cod, said she has been involved in trying to protect the environment and people of Cape Cod. She said she appreciates the fact that the regulations are being looked at again but feels they are not strong enough. She said people in Falmouth are having adverse health problems and she urged the Commission to listen to what is being said. She said she would support a land-based moratorium. She said she has believed in the Commission since its inception and trusts the Commission implicitly. She asked when an advisory group would be formed.

Paul Niedzwiecki said perhaps by March if the standards are approved and forwarded to the Assembly of Delegates. He said if they are not approved, then the Commission would have no standards in place. He said standards are needed to be part of the discussion.

Linda Salamon, resident of Harwich, questioned whether the technical bulletin would determine how the noise standard would be used. She said regarding shadow flicker 10 hours a year is too liberal. She said shadow flicker on roads could be dangerous.

Sheila Lyons, Barnstable County Commissioner, said she wanted to clarify that Mr. Doherty was not speaking on behalf of the County Commissioners but rather as a member of other boards. She said this was not discussed by the County Commissioners or voted on and it's not a position the County Commissioners have taken. She the Cape Cod Commission is responding to several selectmen across the region who have asked for standards because they have none. She said when standards are in place there is more opportunity for public input. She said she supports the proposed standards and said that

is her personal feeling. She said she is not speaking as a member of the Board of County Commissioners.

Carl Freeman said one point he wanted to make and said he did make it earlier at a different meeting was that the flicker studies do not take into account tree cover and said they are based on sunlight 365 days a year with the wind turbine always being faced in the direction that it would be casting a shadow. He said therefore 10 hours a year could be between 0 and 10. He said the general agreement that they have had at these discussions is that wind turbine technology is changing rapidly and in defining what harm may occur from wind turbines, with installations at a given location we need to define the health benefits that would be derived from not burning fossil fuels. He said we've gotten into CO2 but they really haven't gotten into, for example, Harvard Medical Research has metrics, based on the typical mix of fuels used in the electrical generation area, on how many people would contract asthma and how many less asthma attacks those people would suffer, how many less upper respiratory infections would occur and how much less severe they would be, how many premature deaths would occur or would not occur. He said in the equation of benefits versus risks these important benefits must be weighed in the equation and he has not heard any discussion on it so far. He said so much of the discussion is about what can happen, what might happen and the Commission is being blitzed with a sheer amount of information and he would hope that engineered reports do have priorities in the Commission's decision. He said a resource has been overlooked and that resource is actual wind turbines that have been installed. He said looking at what has been done in other locations, based on actual turbine miles and the year it was manufactured would be helpful because wind turbine technology is changing rapidly. He said metrics regarding the year it was manufactured, real life examples of where they are installed, what kind of tree coverage there is in between, and the distances would be a far better assessment of what the impact would be than not having these guidelines. He said real life examples such as Falmouth and Hull Two are real life examples. He said since 2008 there has been 196 wind farms installed in America and only 4 percent have reported serious sound issues. He said looking at the 4 percent is the best research that we can do as to what machines or distances we need to avoid and said he thinks that is a consideration the Commission should look at above predictions in engineering and guesses. He said it is also known that within 1800 feet of the Hull Two wind turbine there are more than 300 homes with no sound issues—no issues at all reported. He said in Portsmouth, Rhode Island there are also 300 homes within 1800 feet of the 1.5-megawatt turbine with no reported issues. He said there is also a school 400 feet from that turbine with no reported issues. He said he thinks those real life examples should be given credence above almost anything else.

Mark Cool, resident of Falmouth in the area of Wind One, said the safety and general welfare of people should be come first and foremost. He said he would ask the Commission to err on the side of caution and reject the standards. He asked that the standards be sent back for more work.

Annie Hart Cool, resident of Falmouth in the area of Wind One, said she would caution what are real life impacts. She said other reports may reflect on turbines that are located in a desert location—not a neighborhood—where there would be no impacts on people. She said pay attention to real life situations. She said she has had many sleepless nights because of the turbine. She said they never had bats in their neighborhood and now they do and the bats are dying and littering her backyard. She said the value of their home has depreciated. She asked the Commission to protect other towns from this happening.

Malcolm Donald, resident of Falmouth in the area of wind turbines, said he experiences shadow flicker every sunny morning and said there is so much shadow flicker it's like being at disco. He said he had extensive renovations done to his home to enjoy the sun and now he has a turbine between his home and the sun. He suggested that revisions be made to the standards regarding 10 hours a year and said he would like to propose a new standard for a property value guarantee agreement.

Eric Bibler, Save Our Seashore in Wellfleet, said he believes the MPSs are grossly inadequate and said he would urge the Commission not to approve them today as they need further work. He said people were misled that they would be involved in the process to develop standards; he said that did not happen. He said there have been a lot of debates and discussion and what we've heard is that there is no credible harm. He said people have done a lot of research on this and he is here today because people in other towns are looking for help. He said this movement is not just Cape-wide; it's national in scope. He said it's difficult for him to hear that there isn't any harm—he said that's not true. He said it's false that there is no adverse affect on property values. He said on Cape Cod there are a number of dedicated uses for land. He said the Commission was established in part to preserve areas on Cape Cod. He said historic preservation and conservation are things that define Cape Cod. He said development of commercial turbines is incompatible with the historic preservation of a region. He said historic preservation is a legitimate concern.

John Lipman, President of Lipman Development Strategies, said he would distribute handout material after he is done speaking and said he would try to keep his presentation brief. He said he would like to offer comments today but before he does he would like to note that Gerry Ingersoll who is one of the property owners and proponents of the New Wind Generation Project (but they would not be talking about that today) is here and said he just wanted to mention that Gerry is an individual who has been a long-term resident of Cape Cod and is very concerned about the continued reliance on fossil fuels and he is investing a lot of his personal money to go the extra steps to go through the Commission process to make a project that he really believes is very important for the future. Mr. Lipman said he knows that there are a lot of people here who were opponents who are all very well intentioned, good people and said it's his commitment to try to keep a dialogue civil and to try to be as accommodating of everyone's point of view and said he understands that. He said having said that, he would hit upon the key points he wants to make and try not to be repetitive of other speakers and move as quickly as possible. He said they were generally in support of the draft Enabling Regulation that came to the Commission the first time around.

Chair Roy Richardson asked Mr. Lipman not to make any more references to any other things that are before the Commission at this time. He said this is not the appropriate time to do that.

Mr. Lipman said he did not mean to make a reference so he would not any more. He said the first draft regulation that came before the Commission is something that he generally agrees with and with this one he is much more concerned and he believes that it is critical that any enabling regulation strikes the right balance between on one hand furthering a shared state, regional or local goal and on the other hand understanding the bona fide risks associated with that development. He said in this respect the proposed draft is ambiguous and is unclear in terms of the regulations and he said he would like to take a few minutes to say how that might be improved. He said first from the meeting of January 3, 2011 the joint Planning and Regulatory Committee suggested a standard Clear Area of 1.5 times the turbine height and said that was recommended by the state. He said in fact that is actually not the case. He said the reference appears to be the state's Model Wind Energy Bylaw which proposes a property line setback of 1.5 times the turbine height not the fall zone clearance area. He said so that model bylaw actually proposes a fall zone clearance area with a radius exactly equal to the turbine height. He said within that cleared area with the Town of Bourne's bylaw provides the best permit model mainly that the fall zone needs to be clear of critical infrastructure and public ways. He said fall zone clearance requirements can be waived upon a determination that site specific considerations ensure adequate protection of public safety and public ways. He said in terms of the Noise standards they are concerned about who the Commission is using for consultants and who would review the study. He said in terms of the 3000-foot setback they find that virtually prohibitive in developing a wind project in this region. He said it's a distance far beyond any significant acoustic impact. So they would like to see that very much changed. He said in short setback should certainly be no greater than the required fall zone in the associated buffer. He said in terms of Shadow Flicker we did hear a previous speaker who talked about impacts to him and said there are in fact technologies with photosensitive receptors and computer

controlled turbine capability that can adjust for that impact for the time of year when the shadow is cast across a particular area. He said he would skip across the part of Decommissioning because it's in his comments. He said in terms of changes to HPCC2.3 changing the word from scenic to visually sensitive obviously broadens up what he thinks is already a very rigorous regulation and an additional regulation, in his mind, is simply not needed. He said, again, he is sure it's difficult to hear many of these substantial changes and said he has them all in the document he is going to distribute to the Commission and said he would ask the Commission the following: if the Commission promulgates all these measures how many wind turbines can be built on Cape Cod and said that is an important question one that he is not sure has been done or is even possible with the regulations as they would be applied strictly to build them. He said he would suggest that the document be redrafted before it goes to the Assembly.

Chair Roy Richardson called for a brief three to four minute recess and after which the meeting reconvened.

Christopher Senie, who resides in Westborough, MA and represents individuals on the Cape, said he supports the new thresholds. He said he was critical of the standards that were promulgated previously. He complemented Commission staff for reworking the standards. He said it's not perfect but it's good. He said he believes it's a remarkable improvement and he applauds the Commission. He said he believes a technical bulletin should happen quickly; it's critical. He said in moving forward he would suggest thinking about smaller turbines. He said we need to keep in mind that the standards fit into the RPP and the RPP is an excellent document.

James Rogers, of Sandwich and Wellfleet, said he heard at the Assembly meeting the delegate from Wellfleet say this is beyond us. He said he believes this is beyond the Commission. He inquired about a land-based DCPC and said what's the rush; we need to take a step back.

Paul Niedzwiecki said a land-based DCPC was brought up by the Assembly at its meeting. He said for it to be a regional DCPC it must be designated by a County entity and that would include the Assembly. He said the Assembly has backed away from that designation.

Keith Mann, resident of Bourne, said he supports renewable energy and he believes the MPSS do not support renewable energy but instead prohibits renewable energy. He said he realizes there are drawbacks with any type of energy. He said he would hope the standards are not approved.

David Moriarty thanked the Commission for allowing everyone to share their thoughts on the matter. He said he is happy that he has been able to live 50 years without seeing a wind turbine on Cape Cod. He said he loves Cape Cod and he loves the land he lives on and the sea that surrounds him. He said this is his home that we are talking about. He said putting industrial machines in; those are his neighbors that you're torturing and this is a serious issue and it needs serious consideration. He said he is very disappointed with the Commission coming back with these regulations. He said he believes that we need a one-year moratorium on wind turbines and there's no doubt that we need it just by the conversation we've had today in this room. He said he is a contractor and a realtor. He said he has lived here his entire life and has seen the water poisoned and the land destroyed and now tourism will be taken away and asked how will people make a living on Cape Cod. He said there is no industry here; we have tourism and second homeowners. He said what are we doing here today.

Paul Niedzwiecki said, for the record, no one at the Cape Cod Commission is torturing anybody and no one at the Commission is proposing any sort of wind energy conversion facility. He said what we have in place now are no regulations, none. He said what is being proposed is an opportunity today that we didn't have in the past for any new proposals that come forward.

David Moriarity asked who sat at the table for the new proposal and said the public was promised a seat at the table when the new proposal was made. He said the public was told they could participate in the process and that didn't happen.

Paul Niedzwiecki said every member of the board represents 221,000 people and they all have a seat at the table every time we have a public hearing and this is the third public hearing that the Commission has had this month. He said a public hearing is the public's seat at the table.

Sarah Cote, resident of Sandwich and assistant at Clean Power Now, said people in Europe have been living near wind farms with no ill effects.

Kyle Chirgwin asked if recyclables have been considered as an alternative renewable energy source. He said both the Bourne and Sandwich transfer stations have been operating successfully. He said methane gas can be converted into an energy source and the rail service is already there.

Daniel Webb, resident of Falmouth, said his company operates a wind turbine in the industrial park in Falmouth. He said people say this is an unregulated industry and that is not true. He said Vestas went through an exhaustive review of the turbines in Falmouth. He said setback is the primary tool to regulate impacts. He said utility wind is new to this area. He said concerns from wind turbines have been reported and that does have to be taken seriously. He said there are known risks that will develop by hindering development. He said not deploying renewable energy also has adverse impacts.

Cathy Sherman, a former pharmacologist, said people react to wind turbine noise at 40 decibels. She said wind turbine noise is not regulated by the rules that we have. She said she would suggest at a minimum to have a 3,000-foot setback. She said she hopes there is ongoing discussion to make it safe. She said she has been writing a summary on noise and health issues and would submit the summary to the Commission.

Liz Argo, from Orleans, said she would submit a letter from Vestas that would help to make the manual mistake understood. She said she would also like people to understand that she does on occasion have the chance to work with the Cape and Vineyard Electric Cooperative (CVEC) because she has become knowledgeable in wind so the fact that they once in a while hire her as a consultant she thinks speaks in her favor to be able to speak to this board. She said she looked at the MPSs and to understand what was before the Commission, she went to the Cape Cod Commission Act and it obviously does charge the Commission with protecting the values, promoting public health, safety and general welfare and maintaining and enhancing a sound local and regional economy and ensuring balanced economic development. She said she would go back to what Mark Cool of Falmouth said that the Commission has a very difficult challenge, indeed, in weighing both sides of that—that is a difficult balance that the Commission is going to have to find. She said she would get into the threshold standard the Commission is setting and said she would take an experience that she has had personally where a met tower needed to be brought in and a sound study needed to be conducted within a week so not to hold up a construction team that was ready to come down the following week. She said they were able to put in a met tower, do the test, and get the sound results and not hold up construction. She said would they still be able to do that when there has to be Cape Cod Commission review for every met tower across the Cape and said she doubts it. She said the appropriate safety setback standards are clearly not 2 kilometers or 1.25 miles. She said the 1.5 times the height to the tip of the blade she does believe is too strict based on the Commission's definitions. She said the recreation area needs to be reconsidered because we've all discussed that one of the popular places to put wind turbines with historic success is near recreation areas as they are open areas with good wind resources and so when you start taking those opportunities away then you really are restricting the spot on Cape Cod. She said the Commission has heard a lot of testimony today that there aren't going to be many spots on Cape Cod; we all know that. She said she thinks it will help guide the setback limitations and really comprehending the safety ramifications of turbines by looking at insurance trends; if turbines are insurable and if the insurance is

financially affordable. She said this is not the case with nuclear power plants but this is not a nuclear power plant it's a wind turbine so these setbacks do not have to be quite so onerous. She said regarding sound she does not agree with what the Commission has heard today. She said no attempt at a standard for sound levels relative to turbine installation should be attempted by the Commission at this time. She said the technical bulletin as Mr. Niedzwiecki has said is where those kinds of standards need to be so that they can be adjusted as the actual science comes forward and tells you what those sound level setbacks should be. She said regarding Shadow Flicker she is very curious as to who triggers the flicker mitigation to then restrict the flicker. She said she thinks the Commission needs to look again at the MPS to make sure that there is language about how that mitigation plan is triggered. She said as we all know we do have some history of disgruntled members of the community triggering some studies and it's conceivable that flicker mitigation could be triggered just out of spite. She said the Decommissioning plan is in keeping with conscientious turbine construction now and whether it should be a bond as Mr. Elrick said or a plan that goes in she believes is something that should be further looked into as well. She said regarding Municipal Waiver she still maintains that the 100 kilowatts is too small and that the new 100 kilowatt machine is the 250 kilowatt machine on the same size tower so the Commission is imposing a restriction that is not keeping up with the times. The HPCC change to the historic section she thinks is acceptable but the point is that we are all challenged by the fact that as was said by the Old Kings Highway Regional District Commission by the Chair in standing at the hearing of the Cultural Resource Association, someone is going to see a turbine wherever they are put on Cape Cod so, again, we get into the difficulty of definitions. She said she thinks that we all agree that wind needs to go forward. She said she could get passionate and she could cry because she has asthma and she takes her children to the hospital because they suffer. She said she thinks we do have to go forward on this wind thing. She said are we going to solve all of the world's problems in a couple of wind turbines on Cape Cod, no. She said is it going to inspire people to do the right thing to think about buying better cars that are better adapted, yes. She said she sees that in her work as a renewable energy installer and every time she puts renewable energy in somebody's home they start thinking like their life depends on it. She said our lives do depend on it.

Peter Graham moved to continue the today's public hearing to Thursday, February 3, 2011 at 3:00 p.m. in the First District Courthouse, Assembly of Delegates Chambers in Barnstable. Lynne Pleffner seconded the motion.

Roger Putnam suggested that we remand this back to a joint Planning and Regulatory Committee meeting for further review.

Joy Brookshire said her packet of information did not include Daniel Webb's letter or Cathy Sherman's email.

Roger Putnam said he would like to have the minutes of today's hearing in hand before the joint Planning and Regulatory Committee meeting.

A vote was called on the motion to continue today's public hearing to Thursday, February 3, 2011 at 3:00 p.m. in the First District Courthouse, Assembly of Delegates Chambers passed with a unanimous vote.

Elizabeth Taylor moved to convene a joint Planning and Regulatory Committee meeting to begin discussing testimony from today's hearing on Monday, January 31, 2011 at 10:00 a.m. at the Cape Cod Commission office. Roger Putnam seconded the motion. The motion passed with a unanimous vote.

■ OTHER BUSINESS

NOTIFICATION OF WITHDRAWAL OF GLADSTONE LP

Kristy Senatori, chief regulatory officer at the Commission, said Gladstone LP is a project under review by the Commission. She said the project was opened by a hearing officer and to date the application has not been deemed complete therefore a substantive hearing on the project has not been held within the 90-day hearing period which is due to end on January 26. She said the applicant has requested that his project be withdrawn at the local level and from Commission review.

Jack McCormack moved to approve the withdrawal of the Gladstone LP project from Commission review. Michael Blanton seconded the motion. The motion passed with a unanimous vote.

A motion was made to adjourn at 6:00 p.m. The motion was seconded and voted unanimously.

Respectfully submitted,

Michael Blanton, Secretary

LIST OF DOCUMENTS PRESENTED AT THE JANUARY 20, 2011 COMMISSION MEETING

- PowerPoint presentation on Wind Energy Conversion Facilities—Revised Performance Standards and Threshold for DRI Review prepared by the Cape Cod Commission.
- Handout material: January 20, 2011 meeting agenda.
- Handout material: Memo and Draft Proposed Revised Minimum Performance Standards and Threshold for Wind Energy Conversion Facilities (WECF).
- List of Members on the Assembly of Delegates submitted by Bill Doherty
- Pamphlet on Barnstable County submitted by Bill Doherty
- Letter submitted by Patrick Cloney, Executive Director of Massachusetts Clean Energy Center
- Memo submitted by Bill Doherty of Harwich
- Comments submitted by John A. Lipman, President of Lipman Development Strategies, LLC