

**(RePAC)**  
**Rehoboth Public Access Corp. Inc**

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June 24, 2011

Norellen Palmer  
Council on Aging  
55 Bay State Road  
Rehoboth, MA 02769

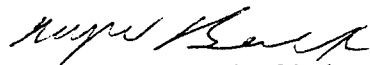
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Ms. Palmer:

Previously, RePAC applied to the Council on Aging ("COA") for the use of a Senior Center meeting-room for RePAC membership meetings on every second (2<sup>nd</sup>) Wednesday of every month during the entire year of 2011. On May 9, 2011, the Board of Selectmen ("BOS") moved, without establishing a firm fee structure, to selectively assess fees against RePAC's members for the use of the Senior Center meeting-room. On May 10, 2011, RePAC advised Ms. Sally Knox that BOS's decision to assess fees selectively would expose RePAC to impermissible discriminatory taxation and RePAC would have to proceed to arrange for an alternative meeting-room at a nongovernment facility.

On June 14, 2011, the BOS allowed the Boy Scouts of America ("BSA") to use the Senior Center meeting-room without assessing user fees against said non-municipal organization. In light of BSA's strict policy of excluding homosexuals from its membership, as permitted by the United States Supreme Court in *Boy Scouts of America v. Dale*, 530 U.S. 640 (2000), the BOS/COA appears to be endorsing discrimination of a protected class by allowing the BSA to use the municipal government facility free of charge.

Although BSA and RePAC are tax-exempt non-municipal organizations under Section 501(c)(3) of the Internal Revenue Code, only RePAC provides equal and fair access to all without any discrimination whatsoever. In light of BSA's free access to the Senior Center facility, please inform RePAC whether it can also now expect the free use of a Senior Center meeting-room, without charge, for its monthly membership meetings.

  
Roger Breault, Chairperson

cc.: Board of Selectmen; Town Clerk