

**TOWN OF PROVINCETOWN - BOARD OF SELECTMEN**

**ANNUAL TRAFFIC HEARING – TUESDAY, MARCH 13, 2012 6 PM**

**JUDGE WELSH HEARING ROOM**

Chairman Elaine Anderson opened the meeting at 6:00 PM noting the following attendees: Elaine Anderson, David Bedard, Austin Knight, David McChesney and John Santos

Other attendees: Town Manager Sharon Lynn, Assistant Town Manager David Gardner, Chief of Police Jeff Jaran, DPW Deputy Director Sandy Turner, Parking Administrator Dominic Rosati

Recorder: Vernon G. Porter

The following are meeting minutes, in brief:

**MOTION:** *Move that the Board of Selectmen wave the reading of the Public Hearing.*

**Motion By:** Austin Knight    **Seconded by:** David Bedard    Yea 5 Nay 0

**MOTION:** *Move that the Board of Selectmen to take agenda Item “S” out of order.*

**Motion By:** Austin Knight    **Seconded by:** David Bedard    Yea 5 Nay 0

**Proposal by the Finance Committee**

**Item -S** (*Requested by the Finance Committee*)

Provincetown parking permit rates, per vehicle, per year shall be:

On March 15, 2011 the Board of Selectmen voted to increase parking permits as follows

Resident Senior (59).....Free

Resident Passenger..... \$55

Commercial Resident.....\$140

MPL Permit. . . . . \$1,350 (limit one permit per Provincetown business license)

Non Resident.....\$275

Non Resident Property Owner.....\$100

Non Resident – Grace Hall Only.....\$200

Grace Hall only permits for guest of guest houses with no parking is \$75 for 7 days

Jerome Smith Lot:

- Car Weekly.....\$40 (7 days)
- Camper Resident.....\$150
- Camper Nonresident.....\$425

Replacement Fee.....\$10

Defacing, altering, or switching permits to another car to cause revocation of permit and render offender ineligible for a replacement permit for that year

**6-3-1 FREE Parking**

Anyone bearing a Provincetown parking permit shall be allowed to park free in Provincetown municipal parking lots and at parking meters subject to limitations as listed in section 6-3-3.

1. Parking permit category “Non-Resident-Grace Hall Only” allows parking only in the Grace Hall Parking Lot.
2. Parking permit category MPL permit may be used in any town lot or at any meter

**6-3-3 PARKING Permit Time Limit**

- Municipal Parking Lot (MPL) at MacMillan Pier:
  1. The Friday before Memorial Day through Labor Day:
    - a. Those vehicles with an MPL Permit shall have a twenty-four hour maximum time limit in the MPL. Stays exceeding twenty-four hours shall be charged at the prevailing hourly/daily rate.
    - b. Resident Senior, Resident Passenger and Non-resident Property Owner parking permits shall have a three hour maximum time limit per day. Stays exceeding three hours shall be charged at the prevailing hourly/daily rate.
    - c. All other vehicles shall be charged the prevailing hourly/daily rate.
  2. All other times during the parking season: All parking permits shall have a ~~48~~ twenty-four hour maximum time limit in Municipal Parking Lot at the MacMillan Pier. Stay exceeding ~~48~~ twenty-four hours shall be charged at the prevailing hourly/daily rate.
- Grace Hall Parking Lot: All parking permits shall have a 7 day maximum time limit in the Grace Hall Parking Lot. Stays exceeding 7 days shall be charged at the prevailing hourly/daily rates.
- Ryder Street meters: All parking permits are limited to three 3 hours. ~~at the Ryder Street meters.~~

1. Proposal by the Finance Committee;

Chairman Anderson read the names of the letters in opposition received by the office on this matter.(See attachment #1)

**Public Comment Opposed Item S 6-3-3**

Hank Keenan, Diannah Hardy, Terri, Herb Hintze, Hanol Leonard, Michelle Couture, Dual Cott, Donna Walker, Michael Lussier, Alix Brown. Alex Brown, Kerry Adams, Susan Avellar, Judy Ciccerio, Rita Spicher, Irene Bragga, Yvonne Cabral, Kimberly Wilkinson, Candace Collins Boden, Kathy Reno,

Public Comments in Favor - None

**Board of Selectmen**

**MOTION:** *Move that the Board of Selectmen vote NOT to support Item #S section 6-3-3 #B thereby Section 6-3-1 and 6-3-3 are null and void.*

**Motion By:** Austin Knight      **Seconded by:** David Bedard      Yea 5 Nay 0

**MOTION:** *Move that the Board of Selectmen vote NOT to make any changes to the parking rates.*

**Motion By:** David Bedard      **Seconded by:** David McChesney      Yea 5 Nay 0

**MOTION:** *Move that the Board of Selectmen vote to take Item U & V out of order.*

**Motion By:** Austin Knight      **Seconded by:** David Bedard      Yea 5 Nay 0

**Item U Item 7-1-1 Fee Structure**

Public Comments – None

**MOTION:** *Move that the Board of Selectmen vote to recommend the Finance Committee's recommendation as contained in the Public Hearing Notice.*

**Motion By:** Austin Knight

**Seconded by:** David Bedard

**Yea 5 Nay 0**

**Item –U** Requested by the Finance Committee

**7-1-1 FEE Structure**

The fee structure for the MacMillan Pier Lot and Grace Hall Lot shall be as follows:

- MacMillan Pier Parking Lot: 0 to 10 hours @ \$3.00 an hour, Maximum of \$30 for 24 hours
- Grace Hall Parking Lot: 0 to ~~5½~~ **10** hours @ \$2.00 an hour, Maximum of ~~\$13~~ **\$20** for 24 hours  
Proposal by the Finance Committee

**Team Recommendation:** *Policy Vote no Team Recommendation. Parking Department supports.*

**Item - U. Board Action:** **MOTION:** *Move that the Board of Selectmen vote to approve the Finance Committee's recommendation as contained in the Public Hearing Notice.*

**Motion By:** Austin Knight

**Seconded by:** John Santos

**Yea 5 Nay 0**

**Item V - 6-5-1 PAST Due Fees OBLIGATIONS** *(Requested by the Finance Committee)*

The Parking Department shall refuse ~~the right~~ to issue a Provincetown parking permit, or revoke as an assigned permit, without any refund of fees paid, for any vehicle, person or business with past due Provincetown financial obligations including taxes, water and sewer charges and parking violations.

**Team Recommendation:** *Policy Vote no Team Recommendation. Parking Department supports.*

**Public Comments**

**Kim Cromwell** – Try to have a way to make it right.

**Board of Selectmen**

**Austin Knight** – don't like the word shall, prefer the word 'may'.

**MOTION:** *Move that the Board of Selectmen vote to support the recommendation of the finance committee on Item 6-5-1 Past Due Obligation*

**Motion By:** David Bedard

**Seconded by:** John Santos

**Yea 4 Nay 1 (Austin Knight)**

**MOTION:** *Move that the Board of Selectmen to take agenda Item "R" out of order.*

**Motion By:** Austin Knight

**Seconded by:** David Bedard

**Yea 5 Nay 0**

**Item - R - Applicant withdrew.**

**#1. CITIZENS PROPOSAL**

**Item -A** Request that Center Street be created to "Resident Parking Only". *(Proposal by: Jean Marino)*

**Team Recommendation:** Team has general support. Team would like to weigh in if Board of Selectmen is considering approval of this request.

Public Comments in Favor – Eric Yingling and Donna Walker

Chairman Anderson read letter from Library Director .

**Item - A. Board Action:** **MOTION:** *Move that the Board of Selectmen vote to approve as presented. (North of Library and North of Bradford Street).*

**Motion By:** Austin Knight                      **Seconded by:** John Santos                      Yea 5 Nay 0

**Item - B.** Remove parking spaces at 44/49 Pleasant Street because it poses a danger. (*Proposal by: Josephine A. Rabbitt*)

**Team Recommendation:** Due to the fact that there has been an accident and that there is only 1 legal space on this stretch of Pleasant Street we recommend the removal of this parking space to make this area safer for pedestrians, bikes and cars.

Public Comments - Alix Brown - In favor of this proposal.

**Item - B. Board Action:** **MOTION:** *Move that the Board of Selectmen vote to agree with the team's recommendation.*

**Motion By:** Austin Knight                      **Seconded by:** John Santos                      Yea 5 Nay 0

**Item - C.** Requesting a Handicap Sign at the entrance way to 10-A Brewster Street (*Proposal by Maze Peters*).

No Public Comments

**Team Recommendation:** We do recommend if an 8' X 20' handicapped space is available.

**Item - C. Board Action:** **MOTION:** *Move that the Board of Selectmen vote to agree with the team's recommendation.*

**Motion By:** Austin Knight                      **Seconded by:** John Santos                      Yea 5 Nay 0

**Item - D.** Requesting parking on Brewster Street to be ONLY for residents on Brewster Street (*Proposal by: Maze Peters*).

Public Comments in Favor - None

Public Comments Opposed - Michelle Couture, Dawn Cooper

Chairman Anderson read letter from Francis Coco regarding this matter.

**Team Recommendation:** The team strongly does not recommend. We allow "Resident Permit Parking Only No Commercial Vehicles", but not residents of the street only. This would be an enforcement nightmare.

**Item - D. Board Action:** **MOTION:** *Move that the Board of Selectmen vote to agree with the team to not recommend.*

**Motion By:** Austin Knight                      **Seconded by:** David Bedard                      Yea 5 Nay 0

**Item - E** Requesting that the No Parking signs be returned to the small roadway behind the MPL Comfort Station and behind the Portuguese Bakery. (*Proposal by: Mark & Michael Panoplies*)

Public Comments in Favor – None      Public Comments Opposed. – None

Chairman Anderson read letter attached to the agenda item from Stephen J. Boggs.

Team Recommendation: There were signs saying “No Parking Fire Lane Only” someone has removed the signs, because the pole is still there.

**Item 5- E. Board Action: MOTION: *Move that the Board of Selectmen vote to repost the signs “no parking in the public way”, and to have staff check to see who owns this property.***

**Motion By: Austin Knight      Seconded by: John Santos      Yea 5 Nay 0**

**Item -F** request sign to limit vehicle size at space 17 on the corner of Ryder and Commercial to “Compact Cars Only”. (*Proposal by: Alex Brown* )

Public Comments in Favor – None      Public in Opposition - None

Team Recommendation: *Team Recommends. Both ends of the Ryder Street parking should have compact cars only.*

**Item - F. Board Action: MOTION: *Move that the Board of Selectmen vote to agree with the team.***

**Motion By: Austin Knight      Seconded by: John Santos      Yea 5 Nay 0**

**Item-G.** Requesting the following:

- 22 Brewster St designate 2 existing spaces below gate decrease driveway and post box cutouts to add 1 space to existing 2 spaces.
- 18 Brewster St designate 2 existing spaces and add a parking space after driveway.
- 16 Brewster St designate 2 existing spaces
- 14 Brewster St add 5 feet to existing space and designate 3 spaces
- 12 Brewster St designate 3 existing spaces
- 10 Brewster St. designate 2 existing spaces
- 8 Brewster St designate 2 existing spaces
- 4 Brewster St designate 8 existing spaces

(*Proposal by: Donna Cooper*)

Team Recommendation: Team does not recommend and this is logistically impossible.

**Item - G. Board Action: MOTION: *Move that the Board of Selectmen vote to agree with the team and not recommend G.***

**Motion By: Austin Knight      Seconded by: John Santos      Yea 5 Nay 0**

**Item -H.** Upper Pearl Street has room for more on street parking spaces. Individual spaces should be marked so that a car cannot tie-up two spaces. Cutouts for driveways, post boxes and streets are inconsistent in size.

- 32 & 36 Pearl St designate 5 existing spaces
- 34 Pearl St (cottage) add one foot to designate two spaces
- 34 Pearl St (house) add 4 feet & re-do prior spaces to designate 4 spaces
- 32 Pearl St remove “No Parking” designate in front of hedge to create 2 spaces
- FAWC – mother well house- add 5 feet to create 2<sup>nd</sup> space designate 2 spaces

(*Proposal by: Donna Cooper*).

Team Recommendation: Team does not recommend again this is logistically impossible.

**Item - H.** Board Action: **MOTION:** *Move that the Board of Selectmen vote to agree with the team and not recommend H.*

**Item -I.** Aunt Sukey's Way has room for more on street parking. Cutouts for driveway are inconsistent in size. Current marked spaces range in size of 10 feet to 22.5 feet. Old Colony Way (corner of Aunt Sukey Way) add 9 feet to existing spaces to create a total of 3 spaces  
2 Aunt Sukey Way create 3 spaces in front of home (currently no parking for what unclear reason.  
4 Aunt Sukey Way add 11 feet to current spaces to designate 3 spaces  
8 Aunt Sukey Way add 6 feet to current spaces to designate 3 spaces  
(Proposal by: Donna Cooper).

Public Comments in Favor – None

Public in Opposition - Jackie Sperry, Katherine Russo, Nancy Rosso

Chairman Anderson read letter from Francis Coco into the record.

Team Recommendation: Team does not recommend, again logistically impossible. We made the existing changes at our 2010 Spring Traffic Hearing.

**Item - I.** Board Action: **MOTION:** *Move that the Board of Selectmen vote to agree with the team and not recommend I.*

**Motion By:** Austin Knight      **Seconded by:** John Santos      Yea 5 Nay 0

**Item -J.** Requesting “No Parking” on Commercial Street Year Round (Proposal by: Herb Hintze)..

Team Recommendation: Team could support an area from Pearl Street to Winthrop Street, which would allow an easier snow removal operation and increase public safety and traffic circulation.

**Item - J.** Board Action: *No action taken. Applicant had to leave before hearing this item.*

**Item -K.** Install new or additional signage prohibiting overnight camping similar to signs used for long term RV permit parking. (Proposal by: Jerome Smith/Winslow St Neighborhood Association ).

Public Comments in Favor – None      Public in Opposition - None

Team Recommendation: Team recommends adding additional signage Prohibiting Overnight Camping.

**Item - K.** Board Action: **MOTION:** *Move that the Board of Selectmen vote to agree with the team.*

**Motion By:** Austin Knight      **Seconded by:** John Santos      Yea 5 Nay 0

**Item -L** Request that we paint yellow center lines down Jerome Smith the visual should deter drivers from speeding.  
Install additional yellow 20 mph speed limit signs in both directions equidistant to the existing signage.

**Install 3-way Stop sign at the intersection of Jerome Smith and Winslow.  
Install electronic sign saying “your current speed is \_\_\_\_”.  
Continue Police Monitoring and ticketing to reinforce current laws.**

*(Proposal by: Jerome Smith/Winslow St Neighborhood Association ).*

Public Comments in Favor – None    Public in Opposition - None

Team Recommendation: Team recommends in part. We will paint one solid yellow line on Jerome Smith Road, we will install additional yellow speed limit signs on Jerome Smith road both directions, we will keep up enforcement by electronic sign, police monitoring and ticketing. We do not recommend a three way stop in that area.

**Item - L. Board Action: MOTION: Move that the Board of Selectmen vote to agree with the team.**

**Motion By: Austin Knight    Seconded by: David Bedard    Yea 5 Nay 0**

**Item -M. Street parking during the high season in the neighborhood of Bradford and Pleasant St. is difficult to find, delineate footage for individual parking spaces with yellow lines (Proposal by: Gail Browne).**

Public Comments in Favor – None    Public in Opposition - None

Team Recommendation: Team does not recommend. The removal of these parking spaces were from a request in the 2010 Spring Traffic Hearing. Safety was the reason we removed those spaces.

**Item - M. Board Action: MOTION: Move that the Board of Selectmen vote to agree with the team; and to add lines between the two spaces if possible.**

**Motion By: David Bedard    - Motion Withdrawn -**

**Item - M. Board Action: MOTION: Move that the Board of Selectmen vote to agree with the team.**

**Motion By: Austin Knight    Seconded by: John Santos    Yea 5 Nay 0**

**Item -N. To end confusion reverse the direction of High Pole Hill Road from Bradford St to the Monument Parking Lot. A walk way from Bradford St to the parking lot entrance would also be delineated. Through Traffic and parking lot exit would be via Winslow St as currently configured. Parking (Proposal by: Chuck Silva, President of Monument Association).**

Public Comments in Favor - Fred Long , Chris Snow , Yvonne Cabral and Candy Collins-Boden

Public in Opposition - Pat Benatti, Mary DeRocca and Hank Janowsky

Team Recommendation: The Team recommends for the following reasons; Traffic flow not pushing people back onto Bradford Street, makes the monument an easier destination. The team also recommends that none of the above can happen without the recommended improvements by the Monument Association.

**Item - N. Board Action: MOTION: Move that the Board of Selectmen vote not to approve at this time.**

**Motion By: Austin Knight    Seconded by: David Bedard    Yea 5 Nay 0**

**Item -O.** Request to move the designated parking space for the Trolley to the public bus parking near the comfort station across from MPL (*Proposal by: Judith Cicero*).

Public Comments in Favor – None

**Item - O.** Board Action: **MOTION:** *Move that the Board of Selectmen vote to re-publish this proposal due to administrative error.*

**Motion By:** Austin Knight    **Seconded by:** David Bedard    Yea 5 Nay 0

**Item –P** To operate a motor vehicle tour with a permanent beginning and ending point out of the easterly side of Lopes Square with 3 potential options:

1. Easterly side of Lopes Square no parking zone from the crosswalk running along the sidewalk to the yellow line before Commercial St.
2. Easterly side of Lopes Square from the crosswalk running along the easterly side of the island toward Commercial St.
3. Easterly side of Lopes Square from the crosswalk running along the easterly side of the island toward the Town Pier.

*(Proposal by: Timothy Downey, Harbor Front Tours).*

Public Comments in Favor – None

Public in Opposition

Michelle Couture – Not in favor.

Yvonne Cabral - Not opposed but wants to know just what he is asking for?

Candice Collin-Boden - Opposed to any parking in Lopes Square. Parking in MPL where other buses park sounds more logical if it does not interfere with other traffic that uses this lot.

Nelson Vital - Owns Coffee Pot at Lopes Square – does not agree with using Lopes Square.

Leonard Enos – Opposed of the Lopes Square location but a good idea.

Chairman Anderson read letter from Chair of Disability Commission Michelle Crone.

Team Recommendation: Team does not recommend. This area is too congested with pier traffic, MPL Entrance Traffic and foot traffic.

**Item - P.** Board Action: **MOTION:** *Move that the Board of Selectmen vote to agree with the team NOT to recommend.*

**Motion By:** Austin Knight    **Seconded by:** David Bedard    Yea 5 Nay 0

## **STAFF PROPOSALS**

**Item -Q.** To move on street parking along Prince St. from the south side of the street to the North side of the street and shift the travel way over. Prince St currently has 6 parking spaces (1 handicapped) shifting the parking would provide up to 12 parking spaces. These spaces should be marked “Resident Permit Parking Only”. (*Proposal by: David Gardner, Assistant Town Manager*).



Public Comments in Favor – Donald Morris. - Not for it or against, but has concerns that residents may not be aware of this proposed change, and more thought should be put into it.

Public in Opposition - Alex Brown – You might end up creating more problems there.

Chairman Anderson read letter into the record from Francis Coco.

Team Recommendation: Team Recommends shifting parking to the North side (church side) and increase Resident Only parking from 6 to 12 spaces.

**Item - Q. Board Action: MOTION: Move that the Board of Selectmen vote NOT to approve this item.**

**Motion By: Austin Knight      Seconded by: David Bedard  
Yea 2 Nay 3 (Elaine Anderson / David McChesney / John Santos)**

**MOTION: Move that the Board of Selectmen vote to approve the team’s recommendation and to remove the handicapped space.**

**Motion By: David McChesney      Seconded by: John Santos  
Yea 3 Nay 2 (David Bedard / Austin Knight)**

##### 2012 Traffic Hearing #####

- **This item was in the 2011 Spring Traffic Hearing. Vernon brought this to my attention and we have inserted so the Board of Selectmen can review as stated in the last motion to revisit in the 2011 Spring Traffic Hearing.**

Reviewing traffic hearing minutes from last year and notice the following:

**Team Recommendation: We do recommend partially.** (1) Town Hall 2 spaces behind the trolley, but leaving the end area nearest Ryder for postal delivery (2) East End 1 space shared with Fire spaces in the Johnson St Parking Lot, but only with the Fire Chiefs approval (3) Tourism 1-space (4) Lopes Square area – allow 3- spaces after 4:00 PM on the west side of the Governor Bradford on Standish St and these will also be the Livery and Taxi Relief Stand (5) West End 1 space (6) Masonic and Commercial add 1 more space to make 2 between Carver St and Winthrop St Additionally no spaces at guardrail abutting the MPL – This is an additional 9 spaces. We are proposing to change the traffic flow in this area it is very congested and adding “Livery Parking & Taxi Relief Stand” will make it worse. **See aerial and photos**

Public in Favor - Eric Yingling and Rick Macara.

Chairman Couture read the names of emails received in favor of this proposal. (Attached) Along with a petition with 82 signatures.

**Board of Selectmen Action:**

**MOTION: Move that the Board of Selectmen vote to NOT allow two taxi spaces in front of town hall.**

**Motion By: David Bedard      Seconded by: Michele Couture  
Yea 4 Nay 1 (John Santos)**

**MOTION:** *Move that the Board of Selectmen vote to take no action of Item #2*

**Motion By:** Austin Knight      **Seconded by:** Elaine Anderson      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to allow one taxi space in front of the Tourism Office during regular season where there is no on-street parking.*

**Motion By:** Elaine Anderson      **Seconded by:** John Santos      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to support the team’s recommendation to allow one space on the East Side of Governor Bradford after 4 PM; and one space at Lopes Square to be determined by the team.*

**Motion By:** David Bedard      **Seconded by:** Austin Knight      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to allow one taxi space between Carver St and Atlantic Street.*

**Motion By:** Austin Knight      **Seconded by:** David Bedard      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to allow one more space on Commercial Street between Masonic and the Post Office after 4 PM.*

**Motion By:** Austin Knight      **Seconded by:** David Bedard      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote that all of the above approved motions return at next year’s Annual Traffic Hearing.*

**Motion By:** Austin Knight      **Seconded by:** David Bedard      Yea 5    Nay 0

**NOTE:** *The Board of Selectmen reviewed the above and took no action.*

#####

2. **OTHER - MassDEP 604b GRANT APPLICATION**

Shank Painter Pond / Watershed Drainage, Mitigation and Monitoring plan Project

**MOTION:** *Move that the Board of Selectmen vote to submit a grant application to MassDEP on behalf of the Town of Provincetown Shank Painter Pond Watershed Drainage, Mitigation and Monitoring Plan Project in the amount of \$54,700.00*

**Motion by:** David Bedard      **Seconded by:** John Santos      Yea 5    Nay 0

Motion to adjourn by David Bedard at 9:50 PM.

**Minutes transcribed by:** Vernon G. Porter, Secretary to Board of Selectmen  
March 29, 2012