

**TOWN OF PROVINCETOWN - BOARD OF SELECTMEN
SITE VISIT MINUTES
TUESDAY, JUNE 24, 2014 8:00 AM
TOWN HALL – JUDGE WELSH ROOM & COMMERCIAL STREET**

Chairman Donegan convened the open meeting at 8AM, noting the following:

Board of Selectmen attending: Tom Donegan, Erik Yingling, Robert Anthony, Cheryl Andrews and Raphael Richter.

Other attendees: Acting Town Manager David Gardner, Derek Richie, John Bour, William Rogers, Rich Waldo.

Recorder: Mary Timmons

1. Discussion of Survey Monuments and the Reconstruction of Commercial Street Project with a Site Visit to follow. No votes will be taken.

Mr. Rogers stated a rumor that the same work was being done east of Johnson Street. Mr. Rogers brought out several maps one of which showed a GIS done by Stearns and Wheler. He showed a map of the Winslow Street layout. He is trying to display sidelines of the road. There was a survey done; no one supervised property lines.

Mr. Rogers spoke about the sidelines and monuments. The width of Commercial Street is 22 feet then goes down to 19. You have to establish the line. What these plans show is the sideline of the road only; no monuments. All the encroachments are on private property.

Mr. Rogers called Mr. Kleekamp and warned him about the bounds. If you pave over a surface you are not affecting sidelines. They have torn out pavement over sidelines and put in new pavement on private property. All lines and points along the street are gone.

Before they did anything they did easements; they knew they were going to expand onto private property. He showed maps of how things should be done. No one said anything about encroachment.

David Gardner stated that we had to match work we were doing that was adjacent. There should be some easements.

There was a question about the engineering stamps on the maps. Discussion ensued between Mr. Rogers and Mr. Waldo as to which stamp was appropriate.

Mr. Donegan stated that the encroachment, moving bounds, and supervision are the three issues at hand for the site visit.

Mr. Anthony wanted to know if we did this through gps; where is the detail to the bounds prior to the construction. He asked why we didn't look at the different points on the plan. If we had knowledge about encroachment on private property why didn't we get the easement?

Mr. Waldo stated that the north side of the sidewalk is the property line then 22 feet to the south side of the road except on the west end. This is an undefined road. He asked if there is there any variability. Rogers says this was taken in the 1890s and this was established 80 years ago.

Mr. Rogers stated that there was no variability from the works. Mr. Rogers and Mr. Waldo disagreed about when the Commercial Street boundary lines were established.

Mr. John Santos spoke and he does not understand. This was phase 2 and Mr. Guertin was head of our team. At that time we had no issues. Now we have Mr. Rogers singing sour grapes as he is in conflict. In the first phase none of this came up. We need to look at this more carefully.

The meeting was adjourned and people walked down to the Boatslip while Mr. Rogers pointed out the boundary markers; both missing and present.

Minutes transcribed by: Mary Timmons