



## Harbor Committee

# Joint Public Meeting

Monday February 14, 2011

Provincetown Town Hall

260 Commercial St.

Location: Welsh Meeting Room

Board of Selectmen

Time: 6:00 pm

## Harbor Committee Minutes

Attendees: Susan Avellar, Roger Chauvette, Mel Cote, Jerry Irmer

Excused: Chris Brooke

Absent: Phil Scholl

Advisor: Rex McKinsey

Convened at: 6:27pm

### I. Kayak Racks

The Harbor Committee at their meeting September 23, 2010 requested the Selectmen approve \$1000 from the Harbor Access Gift Fund in order to build two kayak racks on a trial basis capable of holding 9 kayaks each. Stickers would be required to attach to the kayaks to use the racks. The trial would occur at the western side of the beach at the west end parking lot above the high water mark. Selectman Couture stated that discussion with the Conservation Commission and permission would be required. Also, the Pier Corp. would need to approve changes to the Harbor Regulations and then a public hearing with the Harbor Committee held. Selectman Couture also suggested that John Romualdi, who drew the sketches for the racks be involved. Selectman Santos suggested that racks be reduced in size from 9 to about 4 since it's difficult to remove the top center kayak from the 9 kayak rack.

Selectmen made a motion to go forward with this proposal. Moved by Knight and passed.

A question from Selectman Knight, does the town incur a liability for injury from racks? Town Counsel, Giorgio, stated that the beach is a recreation facility and that the town is not liable if the town does not charge a fee.

Discussion on the revised Harbor Plan proceeded with counsel Giorgio explaining to the selectmen that there are 3 choices:

1. Approve the Plan with the 150 parking spaces recommended by DEP.
2. Submit the Plan in its current form with 187 spaces. This would most likely be denied.

The following scenarios are possible:

- a. The existing Harbor Plan with 187 spaces is rejected by the state.
  - b. The Secretary of EOEPA approves the Plan with conditions written by the Secretary.
  - c. The Secretary may delete any reference to Fisherman's Wharf altogether.
3. Drop the compromise 150 spaces and go with 100 spaces in the original filing.

Chris Snow, legal counsel for Fisherman's Wharf, was not recognized by Selectmen Chair but was recognized by HC Chair since this is a Joint Meeting. He explained the need for the 187 spaces for the income to operate the wharf and that parking is vitally needed in that area during the summer.

Motion: To accept the changes to the Harbor Plan including 187 parking spaces.

Moved by Knight and passed: 3-2

HC adjourned at: 7:12pm.

Respectfully submitted:

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