

Public Meeting

**June 9, 2004
4:30 p.m.**

Members Present: Kerry Adams, Alice Brock, Heather Bruce, Ann Colbourn, Melville Cote, and Gerard Irmer.

Members Absent: none

Advisory Staff: Rex McKinsey (arrived 5:23 p.m.)
Chris Flavell (was not in attendance)

Other Attendees: Barry Bruce (Heather's brother) and Elena Hall

AGENDA

The meeting was called to order at 4:30 p.m.

Review/amend/approve minutes of 5/19.

The changes made were 1) an addition that noted that the Harbor Committee (HC) needs to tell the state that the HC needs more than 10 days to review and respond to license applications (Jerry wrote a letter to the state regarding this.) and 2) on page 5 add that there will be a meeting with the Board of Selectmen (BoS) to review the proposed mission statement.

Motion: Kerry Adams made a motion to approve the minutes of the May 19th meeting as amended. Alice Brock seconded the motion and it passed unanimously.

Public Statements

Elena Hall wanted to say something but it was suggested that her topic would be more appropriately heard under new business. She agreed.

Reports:

Harbor Plan Revision Subcommittees

Copies have been handed out on the Town Landings Report. Jerry suggested that at the next meeting an agenda item will be to discuss and approve reports. All were told to read the report over and prepare to discuss it at the next meeting.

Unfinished Business:

Kerry Adams had one quick point about the Dahill property. KA met with Dahill and found that the Town put up the offensive fence and the Town damaged it while doing snow removal. The Town supposedly now has to fix it. Alice found it hard to believe that the Town put it up since it's a mish-

mash of plywood hunks and other pieces of scrap lumber.....

Old Business:

Conditions of Town Public Landings; set priorities

Discuss the conditions on public landings and set priorities for remedies, etc.

PHC Mission Statement; meeting with Selectmen June 14

The mission statement had no changes.

Alice Brock wanted to discuss Flyers so Ann Colbourn stepped down since she works for Flyers Boatyard. Heather Bruce and Alice Brock had a personal meeting with Mr. Santos (owner of Flyers) on the day after the last meeting. Alice reminded everyone that she and Heather had voted against the mooring decision (the minutes confirm that). After their tour of the Flyers boatyard they went home and looked up mooring regulations. They found that there is a regulation in the Harbor regs which states that if a business has 20 or more in a mooring field then they have to have their own pump out boat – own potable water – and public restrooms and showers, as well as, trash receptacles. Jerry read the regulations differently and decided they said that access to pump-out facilities has to be provided and we do, indeed, have a readily available pump-out boat provided by the Town and funded by a grant. Alice continued by saying, “It’s a big mistake giving a big parcel for mooring away so that he can make money.” Alice then veered into a meeting she attended regarding the Town’s surplus properties and Barbara Rushmore wants to sell it all? Alice says it’s very short-sighted. Kerry Adams jumped back into the discussion (on Flyers) and said if these requirements are true and he’s interpreting it his own way then why don’t we get the information from people supposedly enforcing this. Then we can make an informed decision.

Heather said that she has problems with whale watch boats and she thinks they should be forced to have a pump-out.

Jerry said the only way to handle the concern about Flyer’s mooring field is to generate a letter to Flyer stating “It has come to our attention that you have to provide – blank – blank – blank” Kerry suggests making a motion at the next meeting after talking with Chris Flavell. Heather wants Chris to bring out the pump-out records.

At this point Ann Colbourn was asked to return to the meeting.

New Business:

Two new applications have come through. The first one is a waterways application and Jerry said the HC is not going to act on it. Rex McKinsey worked on this and we’re going to have to ask for extensions. Jerry then said that this particular one for Elena Hall is very punitive.

Elena Hall asked, “In what order are the Chapter 91 licenses being given out?” It seems random because people in the West End of Town have received their license mandates and people at the opposite end of Town have also received theirs. The state is requesting a 10 foot walkway across Elena Hall’s parking lot where no public walkway currently exists. The state also wants Elena to landscape part of the property. EH attended the HC meeting in order to hear the discussion of her property. Ms. Hall would like an extension until maybe Halloween because she is so busy running her parking lot - morning, noon, and night. September 1996 EH filed for amnesty. She just recently

received a letter and has to respond within 10 days!!! She said she will be glad to show her property to anyone. She has people putting their boats in the water from her parking lot and a 10 foot walkway would be hard to provide.

Ann Maguire has to pay \$20K for her waterfront and yet there is no fee for Elena's property. It was supposed that this was because she has the ready land to allow access to the harbor.

Heather Bruce was the most incensed about the 10 foot walkway She wants Keith Bergman, the Town Manager, to write a letter to the state protesting this.

Alice Brock said she would meet with Ann Maguire on the beach so that Ann can show Alice just what she intends to build. Ann Colbourn said the HC needs to have files on this. You need history on this. Kerry Adams suggested that perhaps Ann M. can give us a 5 minute talk for clarification on what she proposes. Kerry further said that if an applicant speaks on his/her proposal – they should come before them and say this is a hardship for them if indeed it is.

Rex McKinsey arrived..... He had been tied up in a meeting with David Guertin. Rex said the state generates the conditions of the Chapter 91 licenses but they take into consideration the requests and advice of the Harbor Committee. Rex clearly remembers that when he chaired the HC it recommended the 10 foot walkway for the Hall property – and this time the state concurred with the HC's recommendation.

Rex McKinsey continued that when he had gone through the files for waterfront property he found that for every address there are at least four files for each address – purple – green – red, etc. It would require a lot of compilation to glean information. Many boards met on these properties – ZBA, ConCom, Harbor, etc.

Motion: Ann Colbourn made a motion that the Harbor Committee should look into using people who want tax deferrable work (getting credit toward their real estate taxes) to sort through old records for the purpose of organizing Harbor files relating to Chapter 91. Jerry Irmer seconded the motion and it carried unanimously.

Jerry Irmer will contact the state and ask for a 30 day extension for each of the Chapter 91 licenses received. Also Jerry will contact the Town Clerk's office to find out about using the people in the preceding motion. Jerry then asked the Committee to go over conditions in the three letters received from Coastal Engineering to see if they all agreed.

All town boards received invitations to ribbon cutting ceremonies for the new theater on June 23rd in the afternoon. At 6:00 p.m. on that day there will be a dinner entitled "Taste of Provincetown" which will be a fund raiser and will cost \$75.

Jerry Irmer received an invoice from the Banner. It was thought to be for an ad for the beach clean-up.

Setup next meeting: Wed. June 23

Kerry Adams told the group that at the meeting on June 23rd, James Costa will be presenting a working model for an underwater wave attenuator.

Adjournment

The meeting adjourned (by popular vote) at 5:45 p.m.

Respectfully submitted,

Evelyn Gaudiano

Evelyn Rogers Gaudiano

Approved by _____ on _____, 2004.
Jerry Irmer