

## ARTICLE 35:

ARTICLE 35: To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase or otherwise, a perpetual non-exclusive easement from the Commonwealth of Massachusetts, Department of Conservation and Recreation for purposes of reconstructing and redesigning the sidewalk and layout area on Water Street, and for the purpose of maintaining and repairing and making certain improvements, including but not limited to widening sidewalks and improving pedestrian access and park aesthetics on Water Street, on such terms and conditions which the Board of Selectmen may determine; and further to authorize the Board of Selectmen to petition the Massachusetts General Court for approval of such change in use and conveyance of the easement area pursuant to the provisions of Article 97 of the Amendments to the Constitution of Massachusetts, or take any other action relative thereto.

PUBLIC WORKS

### **RECOMMENDATION: Approval (Unanimous, 12-0-0)**

The Advisory & Finance Committee recommends Town Meeting approve Article 35. Approval of this article allows the Board of Selectmen to acquire an easement from the Commonwealth of Massachusetts to redesign and reconstruct sidewalks on Water Street between the Mayflower II and Plymouth Rock. The easement will enable the Town to improve pedestrian access and aesthetics in and around Pilgrim Memorial State Park. The sidewalk will be widened and will be shifted further away from the road allowing space for pavers and light posts between the sidewalk and road. Additionally, some benches and new surface areas will be added. This project is contingent upon receiving funding through a Mass Works Grant.



# TOWN OF PLYMOUTH

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Plymouth, Massachusetts 02360

FAX: (508) 830-4165

Highway Division  
(508) 830-4162 ext. 101

Maintenance Division  
Solid Waste Division  
(508) 830-4166 ext. 100

## MEMO

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Date: September 3, 2015

To: Board of Selectmen  
Advisory & Finance Committee

cc: Melissa Arrighi, Town Manager  
Lynne Barrett, Finance Director  
Sid Kashi, Town Engineer

From: Jonathan Beder  Director of Public Works

Re: **Fall 2015 ATM, Article 35**  
Article 97, DCR Land off Water Street

In conjunction with our 2015 MassWorks Grant Application, the DPW is seeking to construct pedestrian improvements along a 1,840 linear foot portion of Water Street. Approximately 1,230 linear feet of the area associated with the MassWorks Grant Application lies adjacent to the Department of Conservation and Recreation Property (DCR)-/Pilgrim Memorial State Park.

Proposed improvements include the construction of wider sidewalks and street furnishings which would extend into portions of DCR property by three feet over an approximate 2,200 square foot area. The project also proposes the construction of improvements on an additional 4,800 square feet of DCR property to include seating, lighting, and new surface areas.

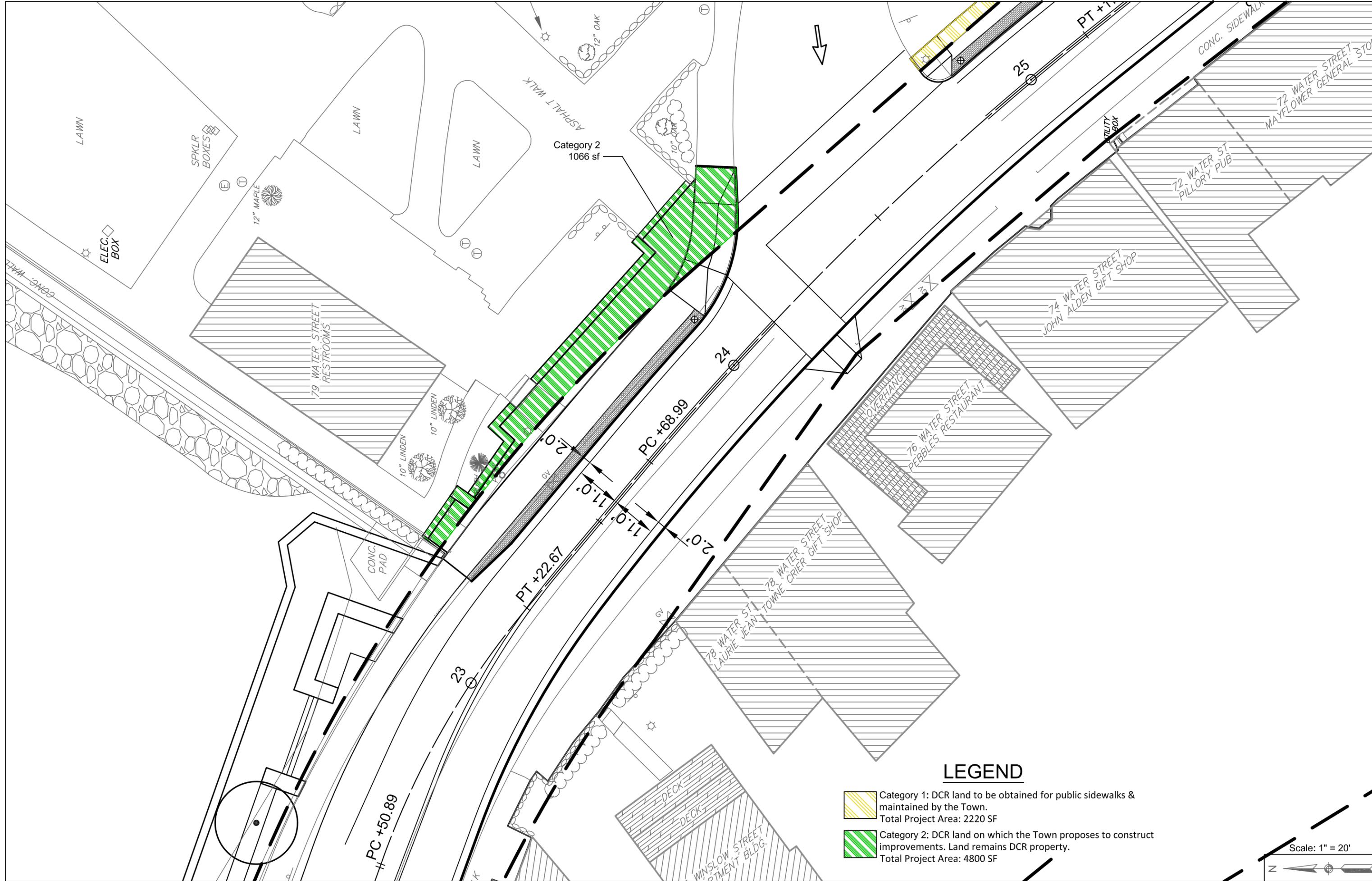
This project necessitates that a permanent easement be granted to the town by DCR. Lands under ownership and control of the Commonwealth (DCR) are required to follow a disposition - process referred to as Article 97-Land Disposition Policy. Article 35 in the FATM, will allow the town to engage and subsequently complete the required Article 97 process as required by the Massachusetts Constitution.

Should we receive funding through the MassWorks Grant; the DPW will oversee the construction and take over the maintenance of the new sidewalks. A plan showing the new sidewalk areas has been attached for your review.

The following is ARTICLE 35 as proposed:

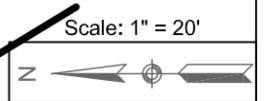
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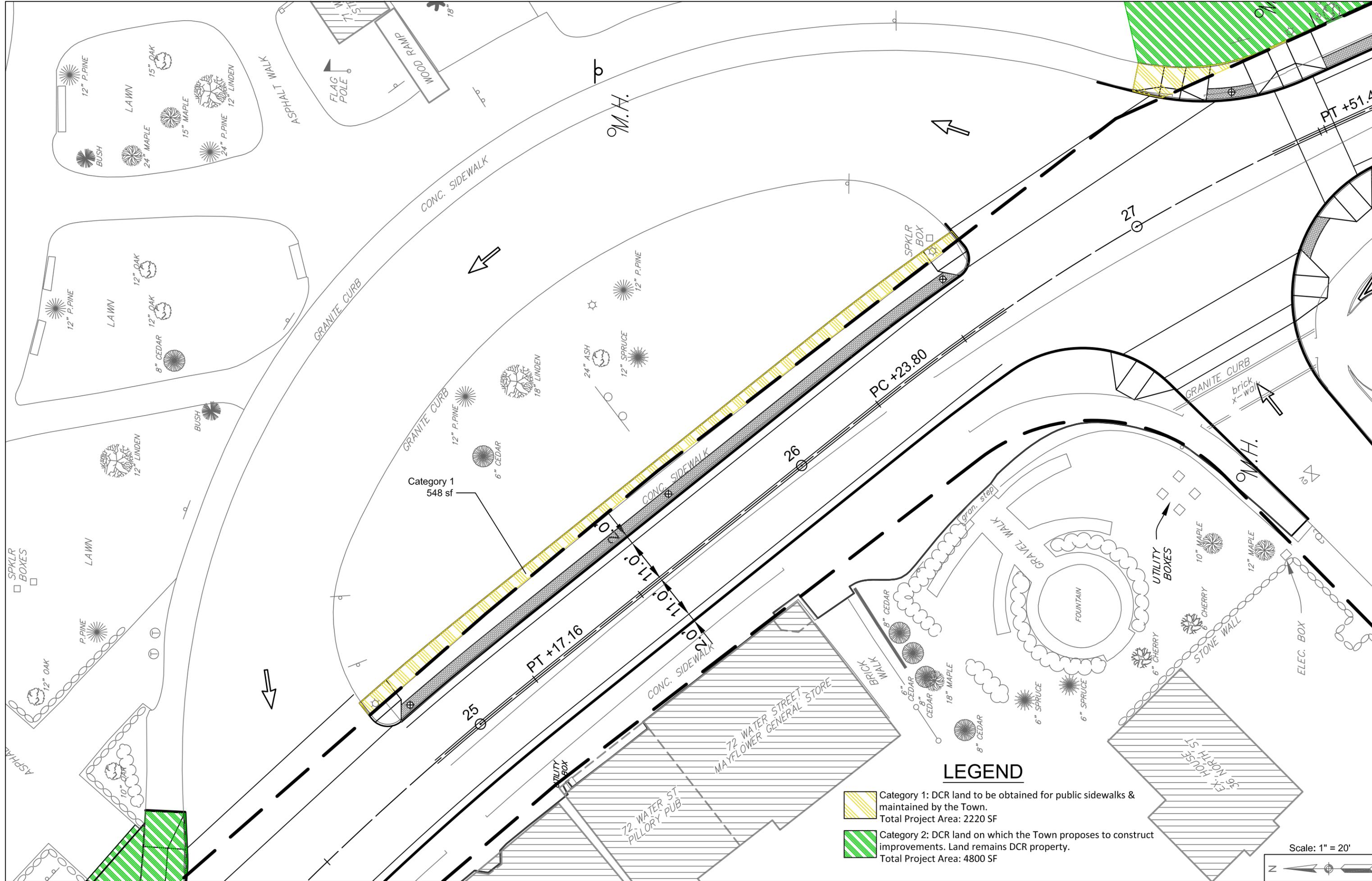
*DEPARTMENT OF PUBLIC WORKS*



**LEGEND**

- 
 Category 1: DCR land to be obtained for public sidewalks & maintained by the Town.  
 Total Project Area: 2220 SF
- 
 Category 2: DCR land on which the Town proposes to construct improvements. Land remains DCR property.  
 Total Project Area: 4800 SF





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Scale: 1" = 20'

Category 1  
548 sf

PT +17.16

PC +23.80

PT +51.4

72 WATER STREET  
MAYFLOWER GENERAL STORE

72 WATER ST  
PILORY PUB

76 NORTH ST  
EX HOUSE

FOUNTAIN

CONC. SIDEWALK

CONC. SIDEWALK

CONC. SIDEWALK

GRANITE CURB

GRANITE CURB

GRANITE CURB

ASPHALT WALK

FLAG POLE

WOOD RAMP

SPKLR BOX

UTILITY BOXES

ELEC. BOX

STONE WALL

gran. step

brick x-walk

M.H.

M.H.

M.H.

LAWN

LAWN

LAWN

LAWN

12" P.PINE

12" P.PINE

12" LINDEN

12" OAK

10" OAK

15" OAK

15" MAPLE

12" OAK

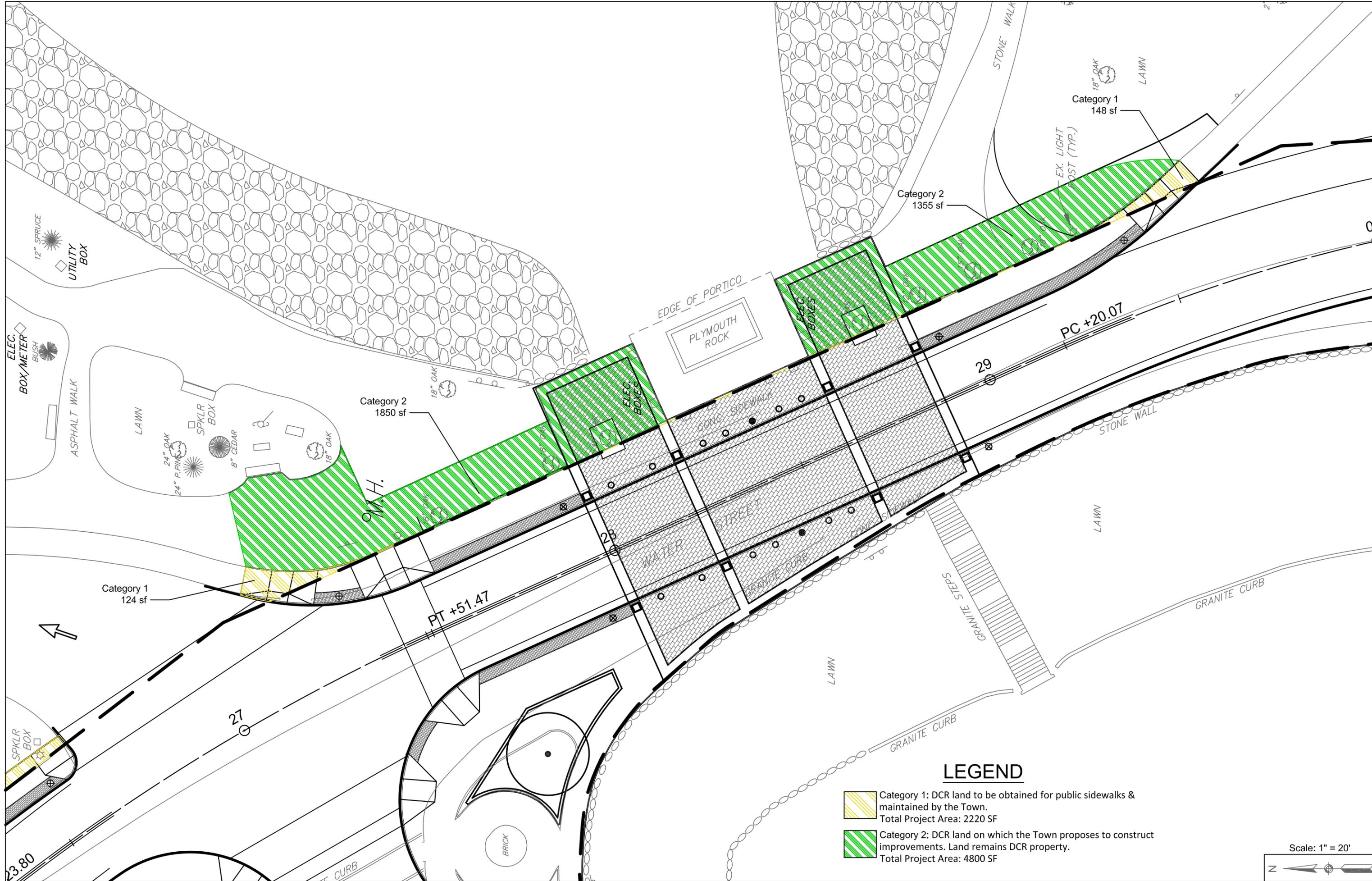
12" OAK

12" LINDEN

12" OAK

24" P.PINE

15" OAK

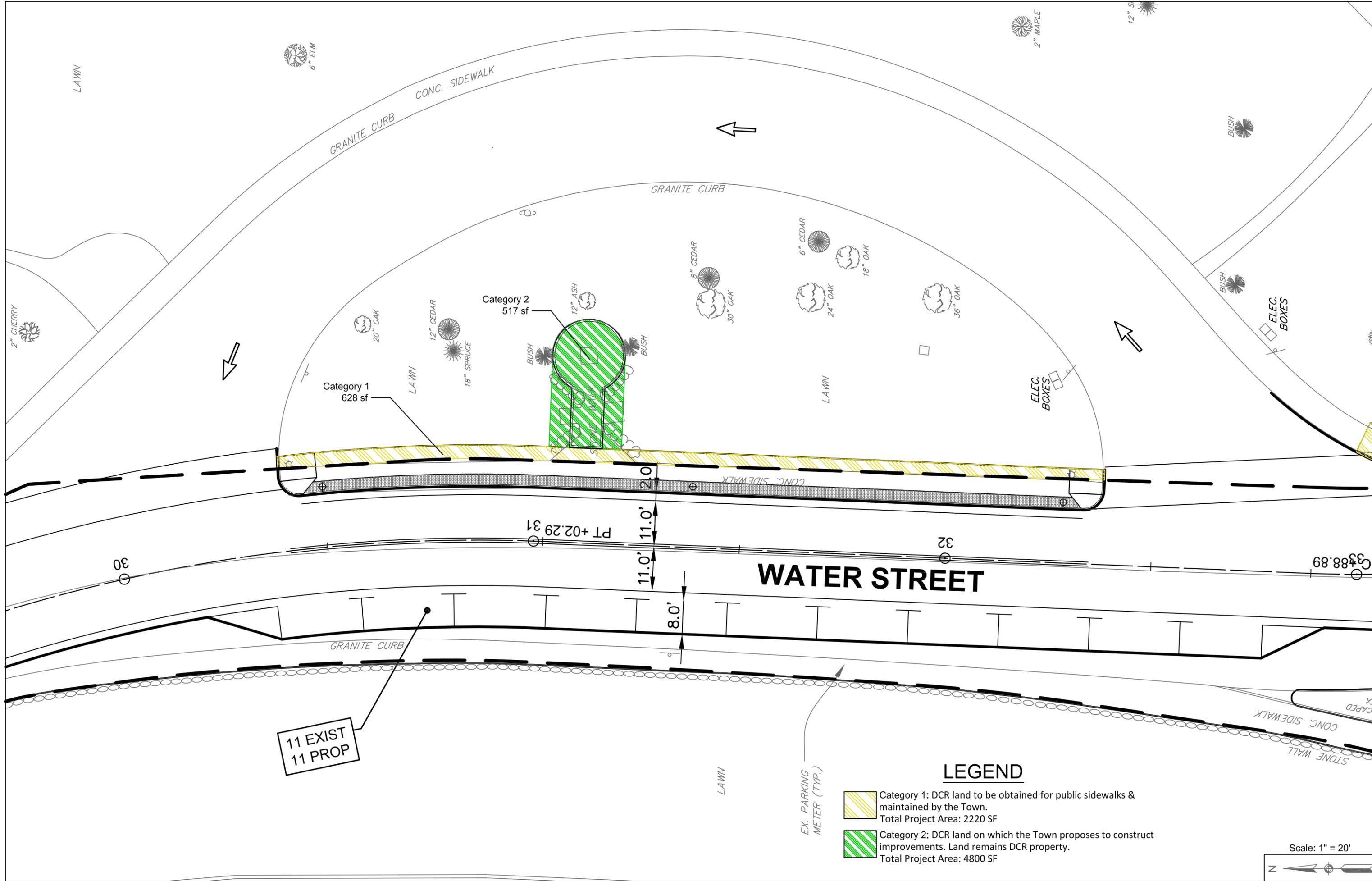


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11 EXIST  
11 PROP

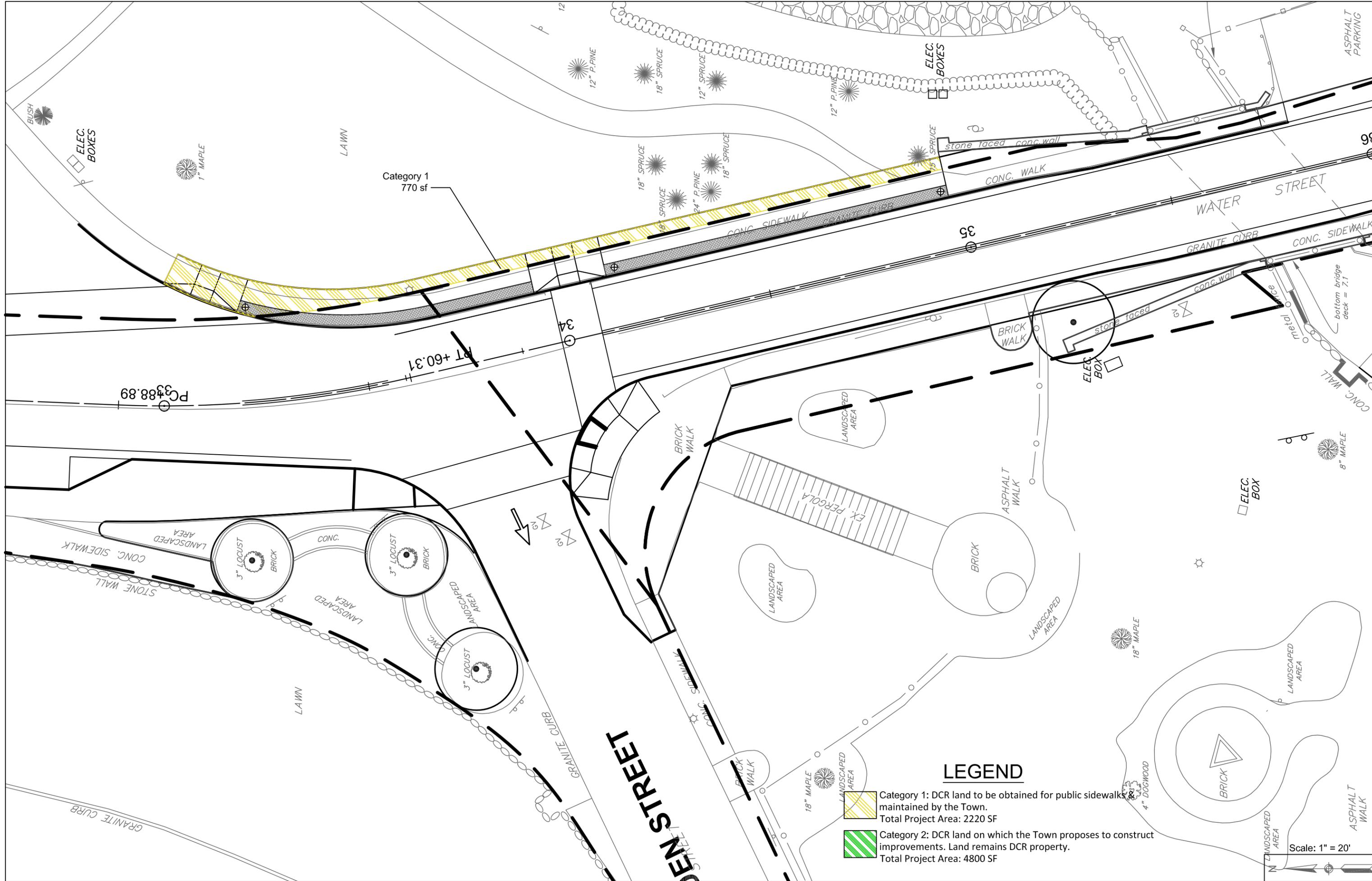
# WATER STREET

## LEGEND

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Category 1  
770 sf

### LEGEND

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