



# Town of Orleans

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19 School Road Orleans Massachusetts 02653-3699

Telephone (508) 240-3700 – Fax (508) 240-3388

George Meservey

Director of Planning &  
Community Development

July 26, 2011

To all Beach Road Property Owners:

The Town of Orleans is seeking your attendance at a public meeting to discuss construction of a sidewalk on Beach Road. The meeting will be held on **Wednesday, August 24 at 6:30 PM** in the Nauset Room of Orleans Town Hall, 19 School Road.

The 2010 Annual Town Meeting appropriated \$6,000 to study the feasibility of installing a sidewalk on Beach Road between East Orleans and Nauset Beach. The engineering firm of Fay, Spofford, & Thorndike recently completed its evaluation, and we would like to share it with abutting property owners. The study considered location, size, impacts to private property (driveways, mailboxes, landscaping, etc.) and the number of trees that would need to be removed for a new sidewalk. The study was based on available GIS information. If the project moves forward, a full survey would be needed to definitively identify all impacts on abutting properties.

Beach Road as you may know has never been formally “laid out” as a Town way. Therefore, any work that is done beyond the existing paved road would first require the Town to obtain the necessary land area, either by laying out the road or acquiring easements. Before moving forward, the Board of Selectmen needs to know if property owners along Beach Road favor the project. The Town of Orleans has a policy that it will only approve the laying out of a road if at least 75% of abutters favor the project and sign a damage waiver. *Attached is a sample waiver form for the project that the Town would be asking abutters to sign and submit in order for the Town to lay out Beach Road.*

A progress report and the consultant’s cost estimate have been posted on the Town of Orleans website at [http://www.town.orleans.ma.us/Pages/OrleansMA\\_Planning/index](http://www.town.orleans.ma.us/Pages/OrleansMA_Planning/index).

If you are unable to attend on August 24, you may submit your comments in writing to the Orleans Planning Office, 19 School Road, Orleans, MA. 02653. Please submit any comments by September 15 to allow us to consider them in a timely manner.

Sincerely,

George Meservey  
Planning Director

**POLICY STATEMENT**

**WAIVER AND RELEASE OF LAND DAMAGE CLAIMS**

In consideration of the Board of Selectmen of the Town of Orleans laying out and making public as town roads the following private ways:

BEACH ROAD

I/We hereby waive and release the Board of Selectmen and the Town of Orleans from any and all claims, actions, suits, causes of action, and rights to damages pursuant to the provisions of Massachusetts General Laws C79 1-45 inclusive as a result of the laying out and making public as a town road(s) the above-described private way(s).

For my title, see Land Court Certificate of Title No. \_\_\_\_\_ or the deed recorded with Barnstable Registry of Deeds in Book \_\_\_\_\_ Page \_\_\_\_\_.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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Owner(s) of record – All must sign

DATE REVIEWED: 4 January 2000