
FW: Comments on Kent's Point

From John Jannell <jjannell@town.orleans.ma.us>
Date Mon 9/8/2025 7:56 AM
To Kristyna Smith <ksmith@town.orleans.ma.us>

-----Original Message-----

From: Jamie Balliett <jamie.balliett@gmail.com>
Sent: Friday, September 5, 2025 9:10 PM
To: John Jannell <jjannell@town.orleans.ma.us>; Drusilla Henson <drusyh@aol.com>
Cc: Andrea Balliett <andreaballiett@gmail.com>
Subject: Comments on Kent's Point

Hello Drusy and John,

Please accept these public comments on Kent's Point as you consider a number of land management changes.

I would like to focus my comments on the idea of a new sticker requirement for vehicles.

My position is based on a parallel scenario, also in Orleans. Beginning around 2012, Orleans began to see a summer surge at multiple Town Landings.

Taking advantage of the free access, these unimproved neighborhoods were clogged with visitors (and their vehicles) seeking access to Nauset Harbor and the Outer Beach. Some of this surge was due to a reduction in vehicles on the ORV trails (Eastham closed their portion).

I have had a boat at Tonset since I was a teenager and the numbers of cars and users was astounding. Some Saturdays we would count 35 vehicles and would have to walk longer and longer distances to access our mooring.

A few years ago complaints had reached a peak and the Select Board decided to limit access to a few landings at first and then several additional ones the following year. A resident beach sticker is now required to access these areas. After clogged landings for years, the new system provided a noticeable improvement.

No one wants to limit public access but overuse at Kent's Point is a clear problem.

By my count 9 landings now require a sticker, out of 22. The Town still permits free summer access to several landings, such as Goose Hummock.

I fully support you implementing a new sticker requirement program. It has worked elsewhere in Town. Kent's needs to be better protected. The traffic will go down to more manageable levels.

Thanks for the opportunity to comment.

Jamie Balliett

84 Great Oak Rd.

Kent's Point

From Eileen Smith <eileen.smith.artist@gmail.com>

Date Fri 9/5/2025 8:59 PM

To conservation@town.orleans.ma.us <conservation@town.orleans.ma.us>

[You don't often get email from eileen.smith.artist@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>] Greetings, As a long time year round resident of Orleans and dog lover but currently not a dog owner, Kent's Point Conservation area has become known as the Orleans "dog park" to Orleans residents and the surrounding towns. Many dogs are not leashed, there has been numerous scuffles among dogs and owners. Limiting access to Orleans only residents would cut down on these issues as well as on traffic on the road, and help preserve this conservation area. Thank you, Eileen Smith 14 Cove Road Unit 7 Orleans Sent from my iPad

Additional comments opposing year-round stick requirements at Kent's Point

From Claire Fitz-Gerald <csfitzgerald@gmail.com>
Date Tue 9/9/2025 9:04 AM
To Kristyna Smith <ksmith@town.orleans.ma.us>

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Hello,

I participated in the public hearing on August 27th and shared my opposition to a year-round resident sticker requirement on Kent's Point. **I am still strongly opposed to this measure and urge the Conservation Commission not to adopt this proposed requirement.** I wanted to make a couple quick comments in response to last month's hearing.

Proponents of this measure focused on "overuse" at Kent's Point. I do not agree with this categorization in general, but also wanted to point out the bias in basing one's arguments on traffic observed during a single week in July. July is right in the middle of peak tourist season on the Cape; as you know, Cape Cod reaches its full capacity for 10 weeks a year and there are people *everywhere*. Kent's Point, while beautiful, is not special in this regard. It is difficult to go to any conservation areas, beaches, restaurants, etc. without waiting for a parking spot, navigating large groups of tourists, etc. It can be frustrating for year-round residents, but it's also extremely important to our economy.

From my perspective, the proposal to implement a year-round sticker requirement may reduce traffic flow, but not necessary foot traffic on Kent's Point--I don't imagine many people would park at Crystal Lake and walk to the point during the summer season--and it would disproportionately impact year-round residents in neighboring towns that enjoy respectful use of Kent's Point all year, including during the quiet months of the off-season. Instead, I would recommend the installation of speed bumps to address concerns about speedy drivers. If the Conservation Committee does decide to move forward with a sticker requirement (which, again, I strongly oppose), I would hope they would consider a summer-only sticker requirement or a sticker at a reduced rate for year-round residents of adjoining towns.

Thank you for your time and consideration.

Thanks,
Claire
Chatham, MA

.....

Claire Fitz-Gerald
csfitzgerald@gmail.com

Kent's Point public comments

From Jeffrey Smith <jeffsmith0726@gmail.com>

Date Sun 9/7/2025 7:59 AM

To Kristyna Smith <ksmith@town.orleans.ma.us>

Hi,

Kent's Point Conservation area has become known as the Orleans "dog park" to residents of Orleans and surrounding towns. My husband and I occasionally go there with our daughter's Wheaten Terrier.

We often see dogs that are not leashed, and have witnessed scuffles between dogs and their owners. Limiting access to residents of Orleans and enforcing an "on leash" requirement would eliminate the problem and lessen traffic on the road. These measures would also help to preserve the conservation area.

Jeff Smith
14 Cove Road Unit 7
Orleans

Kent's Point

From kerrin lafrance <kerrinanne28@gmail.com>

Date Sun 8/31/2025 2:24 PM

To conservation@town.orleans.ma.us <conservation@town.orleans.ma.us>

You don't often get email from kerrinanne28@gmail.com. [Learn why this is important](#)

Dear Conservation Committee Members,

As the stewards of the land at Kent's Point, I beg of you to take that job seriously. This is NOT a dog park, and that needs to be made clear. We desperately need to restrict the use, either by restricting dogs or restricting people. There is no debating the difference between what the point looks like now and its beautiful past. Back in 2004 (?), restrictions on dogs EVERYWHERE in Orleans pushed all the dog owners to use this ONE PLACE. This has created an unnecessary burden on the land, the wildlife, and the residents in the area. How can we claim to be "cleaning up" our waters, spending millions on town sewer, and allow Kent's Point to be a dumping ground for dog feces? How can we allow Frost Fish Lane residents to have their homes flooded because dogs need a place to roam? Either ban the dogs or restrict the number of people with dogs who go there. My husband has been bit there, my children have been knocked over, and our own elderly dog was attacked. Again, this is NOT a dog park and that was never **the intended use**, nor was it intended to overburden the land, the wildlife or the residents in the area.

Again, you have a responsibility to save this land by any means necessary; it is NOT a dog park.

Kerrin LaFrance
Greg Smith
Genevieve Smith
Savion Smith
9 Frost Fish Lane

September 3, 2025

From:

Ginny Mullin

68 Keziah's Lane

Orleans, MA 02653

To:

Conservation Commission

Town of Orleans, MA

RE: Comments regarding Kent's Point Management Plan

I have lived on Keziah's Lane for 13 years (year round since 2018) and am a frequent visitor to Kent's Point. I am in support of the proposed Parking Pass Requirement as presented in the Management Plan.

Without question, the vast majority of visitors are respectful people and love the land. During my time here I have observed this beautiful conservation property to be more and more crowded, sometimes observing cars in line waiting for parking spaces to open up. Occasionally I observe litter, including dog waste bags, left behind on trails. I've observed people and pets walking off designated trails, and around or over fencing. I've observed people smoking. Other than birds in trees or an occasional squirrel, I have not observed other wildlife.

It's clear that more needs to be done to protect and actively manage this property to preserve the natural environment. Cons Com's recent efforts to assess problems and act on improvement is a welcome development. In the last few years, many of us in the neighborhood and surrounding area have participated in a Kent's Point clean up day with the town DPW, AmeriCorps of Barnstable County and Cons Com's John Jannell, who has led the effort. I hope this continues to be part of the management plan.

An unfortunate result of the over-use of Kent's Point is the significant volume of traffic on our very narrow, windy road. Many times, I have encountered Kent's Point visitors who drive faster than the posted limit, do not yield to oncoming cars or pedestrians, and encroach on

the berms and neighbors' properties. Over-crowding at Kent's Point and serious traffic volume are the same sources of problems for those who live here, have families and small children here and have pets here. When you live in this neighborhood, these two issues are one in the same. It may also be helpful for the public to know that Keziah's Lane is a private road and not maintained by the town. The residents pay to maintain it. Each residence on Keziah's Lane is asked to pay \$500 annually to fund road repairs, tree or limb removal in the event of a storm and snow removal. Residents also supply their own labor to cut vegetation to maintain safe sight lines along Keziah's Lane including at the intersection of Keziah's Lane and Monument Road. Heavy traffic on the road creates wear and tear, which residents must address every year.

I believe that the Parking Pass Requirement is the most reasonable first step to help solve the over-use of Kent's Point.

Thank you for the opportunity to submit comments.

Ginny Mullin

MEMORANDUM

September 4, 2025

To: Town of Orleans Conservation Commission
via e-mail: ["conservation@town.orleans.ma.us"](mailto:conservation@town.orleans.ma.us)

From: Robert Mullin,
68 Keziah's Lane, Orleans, MA

**Subject: Support for Orleans Parking Pass Requirement
Kent's Point Management Plan**

As a property owner and resident of Orleans, I am writing in support of the proposed requirement for vehicles parking at the Kent's Point parking lot to have a valid Orleans parking pass as indicated in the July 2025 edited Kent's Point Management Plan (Management Plan) and as presented by the Orleans Conservation Commission in its public meeting on August 27, 2025. In addition to the published reports (e.g., "Environmental Assessment, Kent's Point Conservation Area" by LEC Environmental Consultants, Inc.), my support is based on my education and experience as an environmental professional engineer, observations of conditions at Kent's Point since ownership of 68 Keziah's Lane starting in 2012, and my occasional volunteer work to maintain and improve conditions at Kent's Point.

As noted in the Management Plan, "Orleans voters identified one key factor that makes Orleans exceptional is its ecological character" and that "Orleans voters made a considerable financial commitment so that children and adults of all families may access the benefits of Kent's Point; while meeting their obligation to ensure its safekeeping". While the Conservation Department has effectively implemented recommendations presented in LEC's Environmental Assessment (e.g., fences and signage to restrict access to unauthorized trails), Kent's Point unfortunately suffers as a victim of the "tragedy of the commons" situation in which over-use of a public resource in an unsustainable manner results in depletion of and damage to that resource.

Deliberations of the Conservation Commission in collaboration with members of community identified that the requirement for Orleans parking passes at Kent's Point would likely serve as possibly the sole measure that could be readily implemented to reduce the current unsustainable over-use of the conservation area and is a favorable alternative to temporarily closing the area to all users to allow conditions in Kent's Point recover from the current negative impacts. The requirement is also clearly consistent with conclusions presented in LEC's report, which indicated that it presented environmental recommendations "to promote the protection of environmental resources, while balancing

continued public use and enjoyment, **in addition to encouraging further review and discussion to inform future land use decisions.**”

The Orleans parking permit requirement for Kent’s Point has been fully vetted by the Town as an appropriate and permissible measure consistent with existing precedent in the Town. In a letter to the Orleans Select Board dated August 15, 2025, Attorney Michael Ford indicated that, with the parking pass requirement, the use of Kent’s Point will continue for conservation purposes consistent with Article 97 Amendments to the Massachusetts Constitution. It is my understanding that Article 97 guarantees the citizens of Massachusetts the right to a clean environment, encompassing natural, scenic, historical, and aesthetic qualities and preserves use of land for conservation purposes.

The Conservation Commission’s attention to this memorandum is much appreciated.

Kent's Point

From Judith Musser <judithamusser@gmail.com>

Date Sun 8/24/2025 4:18 PM

To Kristyna Smith <ksmith@town.orleans.ma.us>

[You don't often get email from judithamusser@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

Hello, I am a full time resident in Eastham. I often go to Kent's Point and today I saw the public notice about the town meeting to discuss requiring Orleans parking stickers. I was so disappointed when I read this.

Yes, Kent's point can get very crowded during the summer, especially August. But during the rest of the year, especially in the fall and winter, it is such a quiet place—sometimes I am the only car in the parking lot. But since I am not an Orleans resident, I would be prohibited from walking there the entire year.

Is there some way to compromise on this? Perhaps require parking permits only during the summer? I would even be willing to pay a fee for a sticker to park there.

It feels like public space is becoming so limited—I fear for our National Parks . . . but because this is local, I hope an Eastham voice can be heard.

Judith Musser

Public Hearing Comments

From Pete Norgeot <pete@petenorgeot.com>

Date Fri 9/5/2025 10:01 AM

To commail <commail@town.orleans.ma.us>; John Jannell <jjannell@town.orleans.ma.us>; Kristyna Smith <ksmith@town.orleans.ma.us>

September 5, 2025

To whom it may concern,

In reading yesterday's September 4th edition of the Cape Cod Chronicle, I learned that ConsCom recently had a public hearing regarding the Kent property.

Disregarding the provisions (at least as I understand them) of Massachusetts General Laws Part I, Title VII, Chapter 40a, Section 11 requiring that abutters ought to be notified of such a hearing, I would like to add to comments already made by others.

My comments are my own and may or may not agree with those of local neighbors or others.

I was aware that a petition had been presented to the Select Board regarding the subject material even though ConsCom had jurisdiction over the property, and such an effort had already been rejected a decade ago.

I was unaware that, as one of only two abutters (Katherine Udall being the other) whose properties are directly affected by all existing or proposed regulations, that the Select Board who had heard the petition presentation, opted to refer it to ConsCom where it should have gone to begin with.

In March 2015, I was notified by ConsCom of the formation of an "independent" task force (KPTF) to look at Kent's Point issues. The so-called "independent task force consisted of ConsCom members who then became KPTF Chairman & Secretary respectively. Other KPTF members were ConsCom supporters with the notable exception of Marilyn Smith (who represented Frost Fish Lane residents) and myself (who represented Keziah's Lane residents).

Nearly all task force votes were 6-1 with me being the sole negative vote. Some of those votes addressed were for restricting access to Orleans taxpayers only AND leashing dogs.

The ConsCom appointed KPTF Secretary even made a motion (which was seconded by a lackey) that included our privately owned and maintained Keziah's Lane (from Monument

Road) as a legal access to Kent's Point. The motion passed 6-1.

Long story short, thanks to ConsCom's refusal to properly manage this property (which they could have done instead of discarding the well thought-out 1995 Kent's Point Management Plan in favor of the 2002 Plan which has virtually no restrictions) AND which does not allow for input from neighbors whose private lives have been disrupted through the unchecked development of a dog park.

Town estimates in 2024, via a Cape Cod Commission counter, in eight (8) days, prove an average of 317 vehicles made the round trip into Kent's Point parking lot. (which kind of flies in the face of Orleans' Town Counsel who indicated that any traffic, over and above what Charlotte Kent would have made, would be "overburdening".)

Oh, and we certainly can't forget the town's fraudulent editing of the Town GIS Map to show that Charlotte Kent's driveway was also named "Keziah's Lane" when Town Planner George Meservey acknowledged at a public meeting (televised) that there was no evidence that Ms. Kent's driveway was ever named anything. Look it up today, it's still there.

Lastly, if only 25% of the average daily inflow of vehicles since Ms. Kent's death (the town wouldn't allow dogs until Ms. Kent died) brought dogs (probably much closer to 75%) to Kent's Point and each one of them only urinated once, (we know the male dogs mark often and everywhere and since no dog urinates into a "mutt mitt") it clearly explains why the PH factor of the once pure water seeps has elevated enough that all wildlife has left. (I have urine PH factor information from the Merck Veterinary Manual for anyone interested.)

There is probably no sense mentioning that with no town leash law, or any ConsCom requirement that dogs be leashed, dogs aren't restricted to where they go.....on-site or on neighbor's properties.

Averaging the town's inflow of vehicle (317/day) and the average back in 2014 (279/day - also using a Cape Cod Commission counter) equals 298 vehicles/day since Ms. Kent died in 1998 (27 years) You can do your own math.

Congratulations ConsCom. Thanks for keeping me in the loop.....NOT!

Pete Norgeot
45 Keziah's Lane
Orleans, MA 02653

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Remember:

You can't unsee what you saw
You can't unhear what you heard
You can't unsay what you said
You can't unthink what you thought
You can't undo what you did
You can't un-ring the bell.....EVER
You CAN DO what you didn't do.

September 9, 2025

To the Orleans Conservation Commission (OCC) :

My comments are set forth in detail at www.orleanswatchdog.org

Specifically :

www.orleanswatchdog.org/kents-point-background provides essential background, including the fact that the scheme to exclude nonresidents has been in the works since 2015.

<https://www.orleanswatchdog.org/kents-point-deception> explains how the OCC had no environmental basis for its effort to push a sticker requirement forward, as there was no support for that measure in the LEC report.

<https://www.orleanswatchdog.org/kents-point-lawlessness> explains how the proposed measure is unconstitutional under both the First Amendment to the United States Constitution and Article 49 of the Massachusetts Constitution, as should have been obvious to Town Counsel.

<https://www.orleanswatchdog.org/kents-point-scapegoating> explains and visually illustrates how neglect and ineptitude in Orleans town government is responsible for ongoing environmental harm at Kent's Point, and how the proposed remedy is environmentally useless.

<https://www.orleanswatchdog.org/kents-point-8-27-25-hearing> dissects the brutally embarrassing public hearing, at which witnesses favoring restrictions made silly and implausible arguments to dress up their complaints about traffic, and the OCC Chair tried to help them along under a veneer of impartiality.

In my judgment, the OCC has forfeited its legitimacy by acting in lockstep to push this measure forward, and by expressing, through the Chair, the misguided notion that it can enact regulations affecting hundreds of people and scores of local businesses if the members *feel* that there is an environmental benefit. If the OCC intends to regain public trust and respect, it needs some changes of membership, and some remedial education in basic principles of administrative law and procedure. It's actions are too consequential to be driven by a handful of personalities – whether on the OCC or the Select Board – behind the scenes.

Sincerely yours,

Karl Oakes, 21 Heritage Dr., Orleans

Re: Online Form Submittal: Contact Andrea Shaw Reed

From John Jannell <jjannell@town.orleans.ma.us>

Date Wed 9/10/2025 6:23 AM

To Andrea Shaw Reed <asreed@town.orleans.ma.us>; Kristyna Smith <ksmith@town.orleans.ma.us>

Cc susanross222@aol.com <susanross222@aol.com>; Molly Bates <mbates@town.orleans.ma.us>

Hi all,

Received and will be entered into the public record. Shared and posted next week.

John

First Name	Susan
Last Name	Ross
Your Email Address	susanross222@aol.com
Subject	Kent's Point

Message

I know I'm a bit late but there are a number of things I'd like to point out. 1) 80% of the people who use Kent's Point are seniors. This is the oldest county in NE and the 3rd oldest in the country. Orleans and Chatham are the oldest towns. Seniors who have dogs do so because it keeps them from being sedentary. Anyone who lives on the Cape year round should be able to use Kent's Point especially in the summer or any senior. If you want us to get inexpensive stickers, that's fine; 2) Wellfleet and Truro have far more sensitive areas around ponds and beaches. They have no problem redirecting people around certain areas, some being closed for as long as 5 years; 3) Dogs and owners are not the cause of the erosion. If anything, we are overly respectful and follow the rules. The problem is global warming and the culverts need to be properly maintained to prevent local flooding. Dogs and humans are NOT the cause of the problems. How about making recycling mandatory on the Cape and have a county wide moratorium on the conversion of any more properties to vacation rentals or

Air B&Bs. That would have meaning and impact the lack of quality of life in the summers; 4) Your figure of 1,100 per week is completely wrong. I've been there 4 and 5 times a week during the season. In order to hit that number, the parking lot would have to be completely full 5 to 6 times a day. That simply does not happen. And this time of year the number is probably closer to 200 a week; 5) Anyone who does not like pets, therefore wants to restrict them, is not a whole human being. Animals are an essential part of our world and our lives. And for seniors, they give us unconditional love on a daily basis unlike some of our relatives; 6) Mrs. Kent would be rolling over in her grave to see what you are trying to do. Thank you.

Attachment Number 1 *Field not completed.*

Attachment Number 2 *Field not completed.*

Attachment Number 3 *Field not completed.*

Disclaimer

The information to be submitted on this form will be sent via email. To protect sensitive information and comply with applicable data security requirements, do not submit the following information on this form: Social Security numbers, driver's license numbers, medical information, passport numbers, passwords, or financial information of any kind, including, without limitation, bank account information, routing numbers, credit card number. Please contact the department via telephone if you need assistance with sensitive information.

Email not displaying correctly? [View it in your browser.](#)

Online Form Submittal: Contact Kristyna Smith

From noreply@civicplus.com <noreply@civicplus.com>

Date Mon 9/8/2025 9:10 PM

To Kristyna Smith <ksmith@town.orleans.ma.us>

Contact Kristyna Smith

Your name Anne Sigsbee and Cecil Newcomb

Your email address cederbeeee@comcast.net

Subject Comment on Kent's Point parking proposal

Message

Dear Conservation Commission, September 8, 2025

We appreciate your continued willingness to review comments concerning the Kent's Point parking restriction proposal.

The policy to restrict parking to Orleans stickers will go a long way toward reducing the crowds using Kent's Point. This impact will be especially appreciated in the summer. Several sample counts (done in the summer and fall) have confirmed that parked cars at Kent's Point are 60% without stickers. This rule will not impair Orleans rentals that advertise "pet friendly". Those renters can (and usually do) get beach stickers for the time they are here. Thus stickered, they would have access to Kent's Point. Out of towners who feel strongly that they wish to continue using Orleans' amenities can still do so by buying a non-resident sticker.

It is hard to revise policy towards something more restrictive. It is a theme everywhere when environmental treasures start to be "loved to death". It has been a necessary process invoked by the stewards of the Galapagos Island, the Inca Trail to Machu Picchu and the National Parks and the ponds and beaches around the Cape. Dog ownership everywhere has surged since COVID. In Orleans, two metrics document this surge: the number of dog licenses distributed at town hall and the number of "Mutt Mitts" the Orleans Pond Coalition provide. This surge has made it necessary to face the issue: Kent's Point is too crowded with dogs and people. The consultant did not address the "carrying capacity" of the conservation land, but you are. You proposed a sensible solution as stewards. It's a start.

We say "It's a start" because, unfortunately the dog issue remains. The consultant also did not address the safety issue that has been raised. The safety issue was not the concern of tripping on roots. Orleans still needs to address the safety issue

related to dogs. We all know Kent's Point has become a de facto dog park. It is widely advertised as such online. Consider how an effective town dog park operates. Brewster took years to create their park. It has an active volunteer team that oversees the park, ensuring people follow the rules and keep it clean. It has separate areas for large and small dogs. It is enclosed with extra safety gates to control the coming and going of people with their dogs. There are emergency devices around the park to break up dog fights. It is a joyful place where people and dogs enjoy each other in safety. This is a matter to address in the future. Orleans has been made aware that we are hosts to an unsafe dog park. We will have to come to terms with this problem someday and come up with additional reasonable solutions.

But we heartily endorse this current step: parking restricted to Orleans stickers.

Thank you for your time and attention.

Sincerely and respectfully,

Anne Sigsbee

Cecil Newcomb

35 Keziah's Lane

Attachment Number 1 *Field not completed.*

Attachment Number 2 *Field not completed.*

Attachment Number 3 *Field not completed.*

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The information to be submitted on this form will be sent via email. To protect sensitive information and comply with applicable data security requirements, do not submit the following information on this form: Social Security numbers, driver's license numbers, medical information, passport numbers, passwords, or financial information of any kind, including, without limitation, bank account information, routing numbers, credit card number. Please contact the department via telephone if you need assistance with sensitive information.

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September 3, 2025

Chairperson, Orleans Conservation Commission

This letter serves as a follow up to my comments given at your Public Hearing on Wednesday, August 27 regarding Kent's Point access. We thank you for the opportunity to address this important matter.

My comments are made on the behalf of myself and my spouse Marilyn. We are property owners of 15 Frost Fish Lane and 12 Spider Web Lane. While both properties are affected by issues related to Public access over the private way known as Frost Fish Lane, our immediate and pressing concerns relate to our property at 15 Frost Fish.

The concerns remain as described in Kent's Point Management Plan (KPMP) dated 6/19/95. The KPMP noted, in part, that the residents were "concerned that town improvement of the road would 1) increase traffic; 2) allow greater speed, with consequent to increase in danger to children and pets; 3) make the drainage problem worse; and 4) destroy the country rural atmosphere."

As someone who has lived on this way since 1951, I can attest that each of these concerns has been realized. In particular, the ongoing issue of erosion to the land and significant flooding of the dwelling at 15 Frost Fish Lane. Both the erosion and flooding have caused extensive damage and inconvenience. The owner has incurred significant financial cost in an attempt to mitigate this matter.

A Town Counsel opinion dated 4/20/2000 found that the Town under the Agreement for Judgement in Barnstable Superior Court Case No. 95-420 (the "Agreement") regarding Frost Fish Lane, "maintaining said road in a safe and passable condition, provided, however, the width of said road shall not be increased". The Agreement also stated that "While limiting the generality of the foregoing, the Defendants (the Town) agree to maintain the existing improvement, including the existing speed bumps, speed limit signs and drainage facilities."

Town Counsel's opinion further stated that the Town's obligation was consistent with the KPMP which urged the Town "to maintain Frost Fish Lane in a well-drained, safe and convenient condition as a country lane."

Finally, the KPMP stated that it was Town Counsel's opinion that the Town's rights to pass and repass over Frost Fish Lane "flow, subject to any limitations imposed by the doctrine of overburdening, to the inhabitants of the Town of Orleans and not simply Public officials employed by the Town."

As a daily user of Frost Fish Lane, I firmly believe the way is being overburdened. It was never intended for the high density traffic flow it endures on a daily basis, each and every day of the year.

The concerns raised by those living on the way thirty years ago have been proven warranted and remain so today. In addition, while the sewerage of Frost Fish Lane is not in your purview, the potential impact it will have on the structure and character of the way is in your purview as Management of Kent's Point and its access.

We do not oppose the sewerage project, but we do and will oppose any adverse impact to the way to include widening, which we would view as a taking, and further degradation of current topography.

Again thank you for the opportunity to offer our thoughts and concerns in this matter.

Sincerely,

Marilyn and Jeff Smith

Kent's Point Parking Lot

From Donna <dcrescitelli7@hotmail.com>

Date Sat 8/23/2025 4:38 PM

To conservation@town.orleans.ma.us <conservation@town.orleans.ma.us>

You don't often get email from dcrescitelli7@hotmail.com. [Learn why this is important](#)

Good Afternoon Conservation Commission,

I was fortunate this week to have visited beautiful Kent Point. I read the flyer about the August 27th meeting concerning the possibility of making the parking lot resident- only stickers, however, I will not be in the state on the date of the August 27th meeting. I am not a resident of Orleans, however, my mother-in-law is a resident of Eastham, and we visit Cape Cod multiple times each year. As a permanently disabled individual, I was thrilled to have found Kent Point! I am only 51 years old, but have early-onset of arthritis all throughout my body. Consequently, I have 3 full joint replacements, and am awaiting a fourth. I love nature, and it is frustrating to me that it is painful for me to walk at this time- especially on uneven surfaces. Finding Kent Point was a blessing- the handicap parking is located close to the water, and allows me to come to enjoy being in nature. Speaking from the point of view of a handicapped individual, I *implore* you NOT to make Kent Point resident-sticker only.

Sincerely,

Donna Stellenwerf

Re: Kent Park

From Deborah <debtrn@gmail.com>

Date Mon 8/25/2025 12:08 PM

To ksmith@town.orleans.ma.us <ksmith@town.orleans.ma.us>

[You don't often get email from debtrn@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>] to whom it may concern: I am a full time Eastham resident, I have lived in Eastham and worked in Dennis for over 20 years. I have enjoyed many walks at Kent Point, with and without my dog. It would be a disappointment if you restricted Kent's Point to residents only. Other options could be Residents only during specific months. Or maybe allow people who live in neighboring towns to apply for a Kent Point sticker or pass for a small fee. This would bring income into Orleans to help with the maintenance. Thank you for your consideration. Ciao Deborah Tranfaglia PO Box 314 North Eastham, MA 02651 Sent from my iPhone