

From: Thomas Hanley [mailto:THanley@middleburypolice.org]
Sent: Tuesday, November 26, 2019 9:09 AM
To: Kathleen Ramsay <KRamsay@TownOfMiddlebury.org>; Chris English <CEnglish@TownOfMiddlebury.org>; Bill Kernan <BKernan@TownOfMiddlebury.org>; Jennifer Murray <JMurray@TownOfMiddlebury.org>; David Wetmore <DWetmore@TownOfMiddlebury.org>; Dan Werner <DWerner@TownOfMiddlebury.org>
Subject: Change in Mill St Parking?

Hi all,

I'm looking for some clarification.

Our 2-hour signs along Mill Street between the pump station and the old mill building have been removed and replaced with "Private Parking- violators towed" signs. What is the current status of parking in this area – public (and enforceable by us) or private (we ignore it). I have been getting concerns about the loss of public parking there.

Tom H.

From: Benjamin Putnam [mailto:Benj@ndp-law.com]
Sent: Tuesday, November 26, 2019 5:13 PM
To: Kathleen Ramsay <KRamsay@TownOfMiddlebury.org>
Subject: RE: Change in Mill St Parking?

Hi Kathleen,

The deed indicates that the boundary line between the Town property and the Community Barn property is the one I have highlighted on the attached map. By my (unscientific) calculations, the boundary appears to be about 35 feet from the southeasterly corner of the Stone Mill building.

So, short of hiring a surveyor, I would suggest going out there with a tape measure and measuring 35 feet, and that should give you a rough idea of which parking spaces (if any) are on the Community Barn property, and which belong to the Town.

The letter from Tom Corbin states that "this area represents parking spaces assigned to the building at 3 Mill Street." I'm not sure exactly how much of the area between Mill Street and Otter Creek he is referring to, nor is it clear how they were "assigned" to 3 Mill Street. In the absence of any agreements or documents to the contrary, I would take the position that everything west of the red line on the attached map is Town property and can be used as the Town sees fit.

If the Town wants to enter into an agreement with Community Barn to "assign" parking spaces, it could explore that, but I don't see that Community Barn has any current rights to any spaces, except for those that may be east of the red line.

Hope this helps. Have a nice Thanksgiving! (I will be out tomorrow, so not sure if we will communicate again before then.)

Benj

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