

April 17, 2015

Over the course of the next few weeks, residents may notice survey crews walking the Bruce Freeman Rail Trail corridor, delineating the right of way and flagging the wetlands. The crew members are affiliated with Vanasse Hangen Brustlin, Inc. (VHB) whom the Town obtained services from to complete the 25% design for the Bruce Freeman Rail Trail. This work began last fall, and is now continuing. We expect the survey work to be completed by mid-June.

Some trimming of vegetation will be required for the line of sight survey. This trimming has received approval of the Conservation Commission, and will be done by Town DPW employees prior to the survey. Trimming is expected to begin on or about April 28, 2015.

The survey may require a field crew to enter upon private property to locate monumentation (iron pipes, bounds, etc.) or existing features (buildings, walls, fences, etc.) to be able to determine the boundary line. When entering your land the field crew will do their utmost not to disturb any part of your property. Chapter 266, Section 120C of the Massachusetts General Law governs surveyors entering upon adjoining lands, which does not constitute trespass.

MGL C.266, s.120C:

“Whenever a land surveyor registered under Chapter one hundred and twelve (112) deems it reasonably necessary to enter upon adjoining lands to make surveys of any description included under “Practice of Land Surveying”, as defined in section eighty-one D (81D) of said Chapter one hundred and twelve (112), for any private person, excluding any public authority, public utility or railroad, the land surveyor or his authorized agents or employees may, after reasonable notice, enter upon lands, waters and premises, not including buildings, in the Commonwealth, within a reasonable distance from the property line of the land being surveyed, and such entry shall not be deemed a trespass. Nothing in this act shall relieve a land surveyor of liability for damage caused by entry to adjoining property, by himself or his agents or employees”

We ask that residents do not remove any flags or markers placed in the wetlands or within corridor along property lines so that all available data is collected.

If you have any questions or concerns please do not hesitate to contact the Planning and Community Development office at 978-639-3387.

Thank you.