

Selectmen's Meeting
April 20, 2010
4:00 pm

A meeting of the Board was held on the above date in the Fred B Morgan Jr. Meeting Room, Town Hall. Members present were Michael J. Donaroma, Chairman and Margaret Serpa. Also present was Pamela Dolby, Town Administrator.

At 4:00 p.m. Mr. Donaroma welcomed Ms. Barbara Prada, Animal Control Officer, for her quarterly report. She stated that there was one typo on her printed report and that was that there were 4 dead animals reported instead of 3. She had rescued a red tailed hawk and that day she had rescued a sick skunk at Edgartown Bicycles.

Mr. Donaroma asked if there had been any coyote sightings yet?

Ms. Prada responded that there had not been one spotted in Edgartown. There were reported sightings up island. She stated that there has been an uptick in disappearances of cats but that they would probably go after the local sheep population first. If there are coyotes the sheep population will definitely suffer.

Ms. Serpa moved to accept Ms. Prada's report and thanked her. Mr. Smadbeck seconded. Unanimous.

At 4:02 pm Mr. Donaroma opened the Nstar hearing for 76 Edgartown Bay Rd. Present was Karen Corriveau, Nstar representative. She stated that the homeowner would like to get rid of the pole in their front yard and put the line under the road.

Mr. Stuart Fuller, Highway Superintendant, asked how they would get it across the road.

Ms. Corriveau replied that they would bore underneath and not disturb the road's surface.

Mr. Fuller was happy with that method.

Ms. Serpa questioned if the Water Department had seen the plans. Mr. Domont usually likes to have a look at the plans.

Ms. Kristy Rose, Assistant, replied that Mr. Domont had come into the Selectmen's office and seen the plans and did not have issue with them.

Ms. Serpa moved to approve the underground service. Mr. Donaroma seconded. Unanimous.

The Board then approved the following items:

Three one day liquor licenses: The Farm Institute, July 17, Meals in the Meadow 5-10pm; The Firemen's Association, May 6, Monthly Meeting and Dinner 5:30-8:30pm at the Chappaquiddick Fire Station; The Firemen's Association, May 8, Mother's Day Brunch, 11am - 1pm at the Pease Point Way Fire Station.

Common Victualler's Licenses for: Soigne, The Quarterdeck, Katama General Store, Dairy Queen, and Humphrey's.

A Weekday Entertainment License for the FARM Institute for July 17, 2010 only.

Three yard sales for: Patricia Keyes Correia, 205 Edg/WT Rd., 5/1/10, 9am-6pm; Marge Willoughby & Susan Chapman, 12 North Water St., 5/8/10, 9am-1pm; & Karen Shaw, 38 5th St., 2 days: 4/24 9am-2pm and 4/25 10am-2pm.

The Rainbow Run on May 22, 2010 at 9am.

An Aquaculture License Renewal for Ryan Smith.

Mr. Donaroma then recognized Mr. Ron Minkin of MV Transport LLC. Mr. Minkin would like to have a street license for Edgartown in addition to all the other towns on the island so he may obtain a tour license from the state and carry out ticketed tours. He had been in to see the Board previously on December 28, 2009 and March 29, 2010. He was in to discuss a letter he received from the Board.

Mr. Minkin stated that he did not understand the letter and it's statement that there was a lack of criteria.

Mr. Donaroma replied that there is a lack of criteria for four operators to meet. The public needs to be a part of that criteria creating process.

Ms. Serpa added that there also needs to be an established need for an additional tour operator in town. The public forum will also help determine that.

Mr. Minkin was not happy with the Selectmen's responses. He thinks the Town should create the criteria based on him. He thinks he should be the sample of what criteria should be met. He also stated that he was planning to appeal to the state if the decision was not in his favor.

Ms. Serpa asked Police Chief Paul Condlin for his input.

Chief Condlin stated that if he did appeal to the state that the Board would be notified for input and there would be a hearing. According to MGL 159A , if the application was not acted upon within 60 days the applicant had 5 days following the 60 days to appeal to the state.

Mr. Donaroma stated that the Board could not approve the application at this time.

Mr. Minkin stated that he would like a definite answer.

Ms. Serpa stated that the Board is taking no action.

At 4:17pm Ms. Serpa moved to continue the meeting to the following day at 10:00am. Mr. Donaroma seconded. Unanimous.

At 10:00 am on April 21st the meeting resumed. Present was Ms. Serpa, Mr. Smadbeck, and Stewart Fuller, Highway Superintendant and Tree Warden. Mr. Donaroma was abstaining from this item and did not attend.

Ms. Serpa addressed an application from Robbie Hutchison of Donaroma's Nursery for a curb cut at "The Fallon" on the Winter St. side. They were losing their parking lot because they didn't purchase it with the Inn. Ms. Serpa stated that it looked like no street parking would be lost. And that they planned to move the existing loading zone forward.

Mr. Fuller replied that yes the loading zone would be moved up the street shrinking the entrance to the parking lot next door and that the street parking would lose about 5 feet.

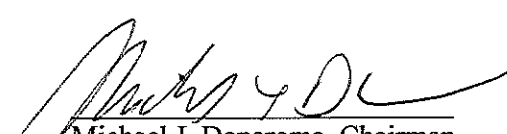
Ms. Serpa asked about the curb cut by-law that was supposed to clarify new curb cuts.

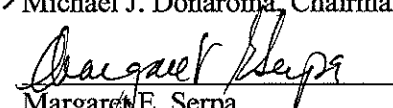
Mr. Fuller replied that the new by-law had not been finalized and didn't make it out of the Planning Board to the recent Town Meeting. He did state that there would be no loss of trees in this application.

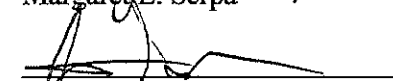
Ms. Serpa moved to approve the new curb cut. Mr. Smadbeck seconded. Unanimous.

Ms. Serpa moved to adjourn at 10:05 am. Mr. Smadbeck seconded. Unanimous.

Approved:


Michael J. Donaroma, Chairman


Margaret E. Serpa


Arthur Smadbeck
Board of Selectmen

Respectfully submitted,

Kristy Rose
Assistant