

**Selectmen's Meeting**  
**December 13, 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 Margaret E. Serpa, Chairman; Arthur Smadbeck; and Michael J. Donaroma. Also present was Ms. Pamela Dolby, Town Administrator.

At 4:00 p.m. Ms. Serpa opened the advertised public hearing for the current draft of the Noise By-law. She then opened the floor to public comment and discussion.

Mr. Connie Doherty was the first to speak. He thought it cast too wide of a net and he didn't like the Sundays off to be year round. He felt that in the winter good weather was hard to come by and that building season was restricted enough when you were trying to finish something before June.

Mr. Richard Barbini, Chairman of the by-law committee, stated that the committee went through 50 different variations of this by-law. He thought they came up with a "reasonable compromise". One of the key issues was work on Sunday. No construction on Sunday is a good start.

Mr. Donaroma stated that Sunday is a very sensitive day. People like their rest. The Police Chief has stated that Sunday morning noise is 99% of the noise complaints.

Ms. Dolby wanted to know why seasonal people were more important. No one wants a neighbor to have work done on a Sunday.

Ms. Serpa stated that they had one piece of correspondence on the issue and read a letter aloud from Mr. David Nash of which a copy is attached.

There being no further comment, Ms. Serpa closed the hearing. The next step would be to vote on it at Annual Town Meeting.

Ms. Georgiana Greenough, Planning Board Assistant, stated that it does need to go through Town Counsel first.

Mr. Smadbeck moved to put the by-law on the Annual Town Meeting warrant in April with approval of Town Counsel. Mr. Donaroma seconded. Unanimous.

Ms. Serpa then moved on to the next item which was the annual review for Ms. Barbara Prada, Animal Control Officer. Ms. Prada was present.

Mr. Smadbeck stated that Ms. Prada has a great manner with people and their pets. It is a tricky business dealing with people's pets.

Mr. Donaroma stated that the Christmas in Edgartown pet parade went without a hitch. They are shooting for the Guinness record of 452.

Ms. Prada stated that there are 968 dogs registered in Edgartown.

Ms. Serpa stated that she thought that Ms. Prada did a wonderful job and they've received no complaints. It's great how she's trained all the wayward animals to come to her.

Ms. Dolby pointed out that the key to her success is that she treats everyone the same.

Mr. Smadbeck moved to give Ms. Prada a positive review. Mr. Donaroma seconded. Unanimous.

Ms. Serpa then read a request from the Board of Assessors to reconfirm their vote for the residential assessment factor to be one. The Board of Assessors had received approval from the state and would like a reconfirmation from the Board of Selectmen. Mr. Smadbeck moved to reconfirm. Mr. Donaroma seconded. Unanimous.

Ms. Serpa then moved on to the next item which was the Edgartown Affordable Housing Committee. Present was Ms. Janet Hathaway, Committee Chairman.

Ms. Hathaway stated that they have a final version of the Buy Down Program. Town Counsel has approved this version. Ms. Hathaway handed out a balance sheet for the Affordable Housing Trust and a timeline. She was looking for approval from the Selectmen to move forward with the program.

Ms. Dolby asked if there would be a handout to explain the program to prospective applicants.

Ms. Hathaway replied that there would be a description of the program with the application.

Ms. Serpa stated that establishing this program was a lot of work and commended the Committee and Ms. Hathaway.

Mr. Donaroma echoed Ms. Serpa and told Ms. Hathaway they did a great job and seemed to think of every issue.

Ms. Dolby asked how many houses there would be.

Ms. Hathaway replied that there would be at least six. They would start slow with one or two.

Mr. Smadbeck moved to allow the Buy Down Program to move forward. Mr. Donaroma seconded. Unanimous.

The Board then set a Public Hearing for the Reading Room to obtain a new annual liquor license due to the fact that they were late with their renewal paperwork. The hearing was set for January 3, 2011 at 4pm.

The Board then approved the following items:

A travel voucher for the Library Building Committee.

Sunday Entertainment licenses for The Wharf, The Edgartown Yacht Club, David Ryan's, The Kelley House, The Harborview, & Sharky's Cantina.

To renew annual liquor licenses for: Lattanzi's, The Wharf, The Edgartown Yacht Club, The Kelley House, David Ryan's, The Harborview, The Square Rigger, Al's Package Store, Your Market, Town Provisions, Edgartown Pizza, Alchemy, Soigne, The Grill on Main, Détente, The Main Street Diner, Sharky's Cantina, Il Tesoro at the Terrace, and Sophia's One Stop Mart. The Reading Room and Atlantic did not renew.

Sunday Liquor sales for Sophia's One Stop Mart, Al's Package Store, Your Market, Town Provisions, and Soigne.

An Auto Rental License for MV Auto Rentals Inc.

A Used Car Sales License for AAA Auto Sales LLC.

An Automatic Amusement License for The Wharf.

Innholders licenses for The Colonial Inn, The Harborview, and The Kelley House.

Common Victualler Licenses for: Sharky's Cantina, Alchemy, Lattanzi's, Main St. Diner, Il Tesoro at the Terrace, The Wharf, The Grill on Main, Edgartown Pizza, Détente, David Ryan's, and The Square Rigger.

Weekly Entertainment Licenses for The Edgartown Yacht Club, The Edgartown Junior Yacht Club, The Kelley House, The Harborview, The Wharf, David Ryan's, & Sharky's Cantina.

For Détente to close for winter maintenance from February 20, 2011-March 20, 2011.

To Cancel the 12/27/10 meeting.

To sign the Police Department Mutual Aid agreement.

To sign a letter for Community Health Care.

They read a letter from Tom Dunlop commending the Harbormaster Department.

Ms. Dolby then gave her weekly update. She started with the Sick Leave Bank vote for a new Committee member. The winner was Ms. Sara Tiemman of the Harbormaster's Office. Mr. Smadbeck moved to appoint Ms. Tiemman to a 2 year term as a member of the Sick Bank Committee. Mr. Donaroma seconded. Unanimous.

Ms. Dolby then remarked that she had had comments from an abutter on Pinehurst Rd. that the new Edgartown Hardware Store was using the Pinehurst entrance when they are not

supposed to be. The Board suggested having Mr. Lenny Jason check out the situation. Ms. Dolby replied that she would do so.

Ms. Dolby then stated that Christmas in Edgartown was really nice this year. She felt the Town looked beautiful and the Board of Trade did a great job on the activities. She had received a lot of positive comments. The Board agreed wholeheartedly with Ms. Dolby and decided to write a letter of commendation to the Board of Trade.

MV Transport has submitted an application to use a list of town streets for a ticketed tour. Ms. Dolby suggested another public hearing as they did the previous year when Mr. Minkin of MV Transport had applied. She has sent the application letter to Town Counsel to see what his recommendations are on how to proceed.

Ms. Serpa suggested involving other departments and ask them how they feel about it.

The Board set a public hearing for MV Transport on January 18, 2010 at 4:00 pm at the regularly schedule Selectmen's Meeting.

Ms. Dolby then reminded everyone to go to Special Town Meeting on December 14<sup>th</sup> at 7:00pm.

Mr. Smadbeck moved to continue the meeting until 2:00pm December 14<sup>th</sup> to meet with the moderator and Town Counsel. Mr. Donaroma seconded. Unanimous

Approved:

\_\_\_\_\_  
Margaret E. Serpa, Chairman

\_\_\_\_\_  
Arthur Smadbeck

\_\_\_\_\_  
Michael J. Donaroma  
Board of Selectmen

Respectfully submitted,

Kristy Rose  
Assistant

December 13, 2010