

**Town of Edgartown
Selectboard
May 30, 2023
4:00 pm**

A meeting of the Board was held on the above date via Zoom Teleconference. Members present were: Arthur Smadbeck, Chairman; Michael J. Donaroma and Margaret E. Serpa. . Also present was the Town Administrator James Hagerty.

At 4:00 pm Mr. Smadbeck opened the meeting then recognized Mr. Hagerty.

Mr. Hagerty read out the following statement:

As a preliminary matter, this is James Hagerty, Town Administrator. Permit me to confirm that all members and persons anticipated on the agenda are present and can hear me.

• *Members, when I call your name, please respond in the affirmative. State each members' name.*

Ms. Serpa, Mr. Smadbeck and Mr. Donaroma all answered in the affirmative.

Mr. Hagerty then continued:

Good afternoon. This Open Meeting of the Edgartown Selectboard is being conducted remotely consistent with Governor Baker's Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the "COVID-19 Virus." In order to mitigate the transmission of the COVID-19 Virus, we have been advised and directed by the Commonwealth to suspend public gatherings, and as such, the Governor's Order suspends the requirement of the Open Meeting Law to have all meetings in a publicly accessible physical location. Further, all members of public bodies are allowed and encouraged to participate remotely. The Order allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting. Ensuring public access does not ensure public participation unless such participation is required by law. This meeting will feature public comment.

For this meeting, the Edgartown Selectboard are convening by via Zoom App as posted on the Town's Website identifying how the public may join for "Zoom" Meetings.

Please note that this meeting is being recorded, and that some attendees are participating by video conference. Accordingly, please be aware that other folks may be able to see you, and that take care not to "screen share" your computer. Anything that you broadcast may be captured by the recording.

Meeting Business Ground Rules:

Before the meeting is opened by the Chair, permit me to cover some ground rules for effective and clear conduct of our business and to ensure accurate meeting minutes.

- o Please remember to mute your phone or computer when you are not speaking;*
- o Please remember to speak clearly and in a way that helps generate accurate minutes*

For Items with Public Comment:

After members have spoken, I will afford public comment as follows:

- *I will first ask members of the public who wish to speak to identify their names and addresses only;*
- *You will then be called upon one at a time to speak.*

At 4:00 pm Mr. Smadbeck opened the meeting and addressed the first item on the agenda which was a Norton Point update. Present was Conservation Agent Jane Varkonda and Conservation Assistant Kara Shemeth.

Ms. Varkonda stated that the town has received approval for beach operations from NHP. There is one condition that needs to be discussed with them about why they would require a larger buffer zone than what is required under law. She has been working with them on

some sort of resolution or alternate way to approach it. Kara has been working on an alternate access to the beach.

Ms. Shemeth brought up a map showing the entrance to Norton Point and showed the alternate access where there is an overwash. They are working with NHP to get approval of the alternate access.

Mr. Smadbeck then recognized Ms. Jess McGroarty, Parks Assistant. Ms. McGroarty updated everyone on the staffing and sticker process and accessibility.

Mr. Smadbeck asked if anyone else had anything on this subject. Mr. Peter Sliwowski, President of MV Beach Access Group asked to speak.

Mr. Sliwowski stated that this new requirement is above and beyond the shorebird management guidelines. There has not been a proper due process for this bigger buffer zone. This is an overreach by the ecological communities. This affects access and the economy.

Mr. Chris Kennedy, former TTOR Superintendent on Chappaquiddick, explained that this new requirement would close Norton Point for many months if there was not the alternate access available. This threatens all beach access if applied across the board.

Ms. Varkonda stated that this is bigger than the Town. It is Commonwealth wide. They were trying to focus on Edgartown and work with NHP to get access for Norton Point.

Mr. Smadbeck thanked everyone. He then moved on to the next item which was the Change of Officers for the Chappy Beach Club.

Ms. Serpa moved to approve the change of officers for the Chappy Beach Club. Mr. Donaroma seconded. Unanimous.

Mr. Smadbeck then addressed the next item which was to set a Liquor License Hearing for The Faraway for a Change of DBA and alteration of premises.

Ms. Serpa moved to set the hearing for June 12th at 4:00pm. Mr. Donaroma seconded Unanimous.

Mr. Smadbeck then recognized Shellfish Constable Rob Morrison.

Mr. Morrison asked for the Board to set a Commercial Soft Shell Clamming season in the Edgartown Great Pond as follows:

- Season to run June 26 through September 8, 2023.
- Fishing allowed Monday through Friday. 7am-4pm.
- Limit of (2) ten-gallon wash baskets per day.
- Harvest Prohibited in the Slough Cove Oyster Sanctuary.
- Harvest Prohibited in areas of Eelgrass and Oyster Beds

Ms. Serpa moved to approve. Mr. Donaroma seconded. Unanimous.

The Board then approved the following items:

A Yard Sale for 134 Katama Rd. on June 2nd and 3rd.

A Harbormaster Commitment.

The Minutes of May 15th and May 22nd.

The Weekly Payroll and Bill Warrants.

The Board approved the Town Administrator to carry over 3 vacation days.

At 4:21pm Mr. Smadbeck moved to adjourn. Ms. Serpa seconded. The Board did a rollcall vote and all voted Aye. Unanimous

Approved:

Arthur Smadbeck, Chairman

Michael J. Donaroma

Margaret E. Serpa
Selectboard

Respectfully submitted,

Kristy Rose
Administrative Assistant

Documents included in meeting: Agenda, Applications, Permits, Minutes and Warrants