

Minutes of the
Special Meeting/Hearing of April 25, 2024

WATER COMMISSIONERS PRESENT:

Mr. Scott Ellis, Chair
Mr. James Kelleher

EWD STAFF PRESENT:

Mr. William Chapman
Mr. Shane Ben David

GUEST:

Attorney Michael Goldsmith
Attorney Ross Seavey

Meeting Called to Order:

Mr. Ellis called the meeting to order at 3:00 p.m.

Attorney Ross Seavey appeared before the Board of Water Commissioners on behalf of his client, Edgartown Inn Realty Trust, Charles Hajjar, Trustee, regarding the property located at 56 North Water Street, Map 20D, Lot 226. The rear building is not in compliance with the Water Department's Rules and Regulations and needs have independent lines providing fire and domestic water service to the rear building. In May of 2023, Mr. Hajjar acknowledged that the rear building was not compliant with the Rules and Regulations of the Water Department and stated the rear building would be compliant in the fall of 2023. In June of 2023 Mr. Hajjar was given a directive from the Board of Water Commissioners to correct this issue and it was to be completed by May 1, 2024. As of today, the required corrections have not taken place. Mr. Chapman explained in November of 2019 the building permit for the rear building was filed and the water tie in approval had been checked off on the permit application although no approval had been given by the Water Department. Mr. Seavey said that these buildings have always been connected and were always considered pre-existing non-conforming lots, therefore his client did not think he had to make any changes to the water service since it was not a "new" service. Mr. Seavey explained that the cost for the required modifications would be extremely expensive which is part of the reason his client had not done the work yet and they would like to have more time to complete the modifications required by the Water Department. Mr. Chapman stated that if time was the reason the corrective actions had not taken place, the completion date could be extended to May 15, 2024. Mr. Seavey then stated his client did not need to comply and there was nothing in Water Department's Rules and Regulations supporting the directive of the Board. Mr. Seavey was informed that the present conditions were in violation of several of the Water Department's Rules and Regulations and the reasons why. Mr. Goldsmith suggested that the meeting be closed, unless the Chair had any further questions, and suggested that they continue discussions/deliberations in a week.

ADJOURNMENT:

Mr. Ellis motioned to adjourn the meeting at 4:50 p.m., Mr. Kelleher seconded and the motion passed unanimously.

Respectfully submitted,

Sheila Ben David
Administrative Assistant

BOARD OF WATER COMMISSIONERS
TOWN OF EDGARTOWN

Dave Burke, Commissioner

Scott Ellis, Chair

James Kelleher, Commissioner