

Edgartown Marine Advisory Committee

Minutes

Date: October 23, 2013

Members Present: Gary Look, Bruce McIntosh,

Other People Present: Harbormaster Charles Blair,
Wrigley agent – Dick Barbini, Wrigley Counsel – Sean Murphy
Abutters – David Brown, Erika Franke,
Abutter Counsel – Ellen Kaplan,
Planning Board - Georgie Greenough, MVC - JoAnn Taylor,

Next Meeting Date: November 13, 2013

Meeting Opened: 3:02PM

1) Wrigley Permit / Agent: Barbini

This plan was approved March 12, 2011, was appealed and sent to the Dept. of Environmental Protection which issued a different Order of Conditions. The pier had consequently been moved 10 ft. away from the abutters, reduced in the “T”. the length and the width, and the second stair was replaced with a walkway. The Advisory Board performed a site review October 21, 2013 at 9:30AM in the presence of Agent Barbini. Pending recommendation the application would be returned to the Conservation Commission for repermitting.

(The discussion has been summarized and grouped for clarity and brevity.)

- The Board requested the lateral stair be moved from closer to mean low tide to closer to mean high tide.
- They also expressed concern over other moorings in the area. Mr. Barbinin reported that these moorings were 180-190 ft. from the dock as measured on the 2011-12 Google satellite map thus giving room for the swing of the boats. In addition it was noted that the location of all moorings was the perview of the Harbormaster.
- Bruce McIntosh repeatedly expressed his adamant opposition to and vote against the walkway as not being in keeping with the Edgartown Harbor; there being no other such walkways in the area. The issue was debated at length:
 - The walkway was proposed as a replacement for the second stairway which would otherwise have triggered a Mass. Environmental Policy Act (MEPA) review.
 - The esthetics were at odds with the surroundings and there was no wish for an incremental creep towards a differernt harbor style.
 - Dune grass preservation was an important factor – the walkway was designed to be 3 ft. high and 3 ft. wide to keep it above the grass but shading was also a deterrent.
 - This might be the best alternative or there might be others (e.g. to walk down the beach).
 - The Board also debated motion and recommendation protocol.

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- David Brown and Erika Franke had taken time off and traveled a couple hundred miles to be present. Mr. Brown strongly protested the application of the second dock. He sited the Edgartown Harbor Plan which encouraged communal piers and discouraged the multiplication of docks. He compared the Edgartown Quiet Harbor goal to the fates of Fort Lauderdale and the Hamptons and the ongoing struggle over the changing nature of the Vineyard towards a wealthy resort style.

- The Marine Advisory Board suggested the pier was within the bounds of regulations, the property was large enough to permit it, and sited the rights of an owner of private property. The Harbor Plan was being revised, the Board was Advisory in nature and enforcement was the responsibility of the Planning Board and Conservation Commission.

- Mr. Brown suggested the Advisory Board had more power than as suggested above.

- Other property owners had two piers on their lots.

- Counselor Ellen Kaplan raised the issue of the number of berths allowed on a property before it was declared a marina. Both State and Local regulations were in legal contention. There was discussion over the serious scarcity of dockage in the Harbor which had resulted in some private docks applying for marina status.

- There was a discussion over private property and community style, including number of boats, size of boats, quiet harbor style, moorings as an alternative, the long wait for moorings, piers as storage.

- Pollution levels were raised, especially as the State set shellfish regulation by the number of boats in the Harbor.

- *BRUCE MOVED THAT THE MARINE ADVISORY BOARD HAVING DONE A SITE REVIEW AND LOOKED AT ALL THE ISSUES, RECOMMENDS THE PIER WITH THE FOLLOWING CONDITION:*

- *MOVE THE LATERAL STAIRS AS CLOSE TO MEAN HIGH AS POSSIBLE;*
GARY LOOK SECONDED; MOTION PASSED UNANIMOUSLY: 2 AYES, 0 NAYS, 0 ABSTENTIONS

- *BRUCE MCINTOSH MOVED THAT THE MARINE ADVISORY BOARD HAVING DONE A SITE REVIEW AND LOOKED AT ALL THE ISSUES, RECOMMENDS THE PIER WITH THE FOLLOWING CONDITION:*

- *THAT THE WALKWAY AS PROPOSED IS ESTHETICALLY INAPPROPRIATE IN THE EDGARTOWN HARBOR;*
GARY LOOK SECONDED; MOTION PASSED UNANIMOUSLY: 2 AYES, 0 NAYS, 0 ABSTENTIONS.

2) Approve Minutes

- *BRUCE MCINTOSH MOVED TO APPROVE THE OCTOBER 9, 2013 MINUTES AS AMENDED; GARY LOOK SECONDED; MOTION PASSED UNANIMOUSLY: 2 AYES, 0 NAYS, 0 ABSTENTIONS.*

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Meeting Adjourned

GARY LOOK ADJOURNED THE MARINE ADVISORY AT 3:50PM.

Accompanying Documents:

Agenda 1023/13

Minutes approved as amended 11/20/13.