

WEST TISBURY ZONING BOARD OF APPEALS
MINUTES: SEPTEMBER 19, 2006
TOWN HALL AT 5 PM

PRESENT: Chair Eric Whitman, Tucker Hubbell, Tony Higgins, Bob Schwier, Larry Schubert, Toni Cohen

ABSENT: Nancy Cole

BUSINESS

- The minutes of September 6 were approved as amended.
- Casey pool: site visit sometime in fall. Complaint of change in fence siting to Ernie. Larry and Julie met with Justine, one of the conditions, on this site in May and ZBA approved the landscape plan and fence, site to be viewed again in the fall. A new plan was submitted by Justine, showing the fence where it actually was put, part of it on the bound separating the 2 properties, in the hope that the ZBA could approve the fence change, or let Island Pools & Spas know they'd need to do a new application. The ARC did not make a recommendation to the ZBA for this change, as the abutter was opposed to it. After discussion, the ZBA decided the fence should be sited as on the first plan.
- Phone call from Missy Manter to office re her lot that John Keene rents: She wants restrictions (conditions) taken off her Keene lot. The ZBA confirmed that Julie's advice to Missy, that applying to amend the Special Permit on the lot, was the method by which she could try to have this done.
- Julie reported that Rose Ouilette and Bob Skydell will be applying for a Special Permit for a use similar to Morning Glory Farm" at Gadowskis on the 27th, that is to grow and sell produce and flowers as well as baked on the premises goods and some groceries. They are under a Purchase and Sales agreement and wanted a definitive answer to whether or not they could do this. ZBA discussed in general that the lot is in the RU district, where agricultural retail use may be allowed by special permit, but not, say a grocery store or café. Also discussed in general was that decisions regarding future expanded use in the North Tisbury area might best be addressed by the Planning Board and Town Meetings.
- Wolfe/Mills/Kinser: Don Schmidt's answer to should an amended decision be limited to the applicant or should it go with the property: Goes with the property, little case law limiting it to applicant only.
- Ruth Adams Murray's business at Clark Goff's across from Humphries: ZBA were puzzled that the Planning Board reported many citizens' complaints about Bananas gallery selling clothing, while the ZBA thought Ruth Murray's business was the one that might need a little reining in. ZBA felt that it looked like she basically was having a yard sale in front of the building every day, which was not what she had submitted or been permitted to do. Being that the objects offered for sale are literally on the side of the road, ZBA felt there might be a safety issue here for her, her customers and people driving by.

OTHER CORRESPONDENCE

- Citizen Planner Training Collaborative: workshop schedules
- Dept of Housing and Community Development: Updating subsidized housing inventory: That is, counting how many units we have for our necessary quota of 10%. WTAHC takes care of this.
- MV Times: Discounted rates, etc to advertise with them as opposed to Gazette.
- Personnel Board: Employee Performance Evaluation form for Julie

The meeting was adjourned at 6:30 PM. Respectfully submitted, Julie Keefe, Bd. Admin.