

**Approved 12/9/09**  
**TOWN OF WEST TISBURY**  
**SELECTMENS MEETING**  
**Wednesday, November 18, 2009, 4:30 p.m. – 5:34 p.m.**

**Present:** Selectmen Dianne Powers, Richard Knabel, Skipper Manter, Jen Rand

**Guests:** Tom Osmer, Maria McFarland, Ken Bailey, Bruce Stone, J. Ames, B. Potts, G. Jones, B&B Day, S. Silk, E. Mendenhall, J. Hickey

**Minutes:** *R. Knabel motioned to approve the minutes of 10/28/09. S. Manter seconded the motion, the vote on the motion was unanimous in favor.*

**Request for mapping to MVC:** Richard said he wanted to send a letter to the MVC asking them to use current aerial photos to map areas in West Tisbury and Chilmark showing high density areas of dead trees. He thought it would be useful for the fire department and emergency managers to assess risk. Skipper said that he would not be comfortable sending the letter without input from the Chiefs and Chilmark as to whether this is something they even need. The Board decided to wait for sign-off from these individuals and then send the letter with all signatures.

**Shellfish:** Tom Osmer said the Shellfish Committee had met to set the oyster season. They decided the season worked well last year and they would like to run it again the same way. He said they had made changes to the family limits to allow a ½ bushel which is either a 5 gallon bucket, a standard peck basket or a level crate with the dimensions of a standard milk crate. He said that the request to only take oysters between 3-4” worked well and Chilmark planned to request the same thing.

*S. Manter motioned to adopt the recommendations of the Shellfish committee for a season that runs M-W from 7am - 4pm through December 30, 2009. R. Knabel seconded the motion. The vote on the motion was unanimous in favor.*

**Access to Counsel:** *R. Knabel motioned to authorize the Personnel Board access to counsel for the purpose of review personnel bylaw changes prior to submission for the ATM warrant. S. Manter seconded the motion. The vote on the motion was unanimous in favor.*

**Ken Bailey – Tax Payment Problem:** Ken Bailey explained that he had paid his taxes twice and wished to be reimbursed. Jen explained that until recently there was no evidence to suggest the taxes had been paid twice thus there had been no resolution. This week Mr. Bailey had submitted copies of checks from the new owner of his house that may indicate the taxes were double paid. Until the bank can research the submitted check the town can do nothing. She also explained to Mr. Bailey when he asked that the owner of record on the first of the year is the individual who technically owes the taxes, when property changes hands that matter is usually settled during negotiations. He said he had not understood this before.

**Byways DCPC:** The Board read a letter from Ann Bassett asking for a speedy referral for the DCPC now that the committee had held their meetings with abutters. Jen noted that she had asked that she be notified of the meetings so the BOS could attend. This did not happen, nor were the meetings legal as they had not been posted. Ginny Jones noted that the Planning Board had also not been told of the meetings. Jen suggested that a well publicized joint BOS/Planning/Byways meeting be held on this subject to hear from abutters. If anyone had comments but was unable to attend they would be encouraged to submit written comments. Skipper said he would like the abutters to be notified by mail of the meeting. Jen will work with Simone to pick a date ASAP and will notify the Byways Committee and ask that they get notices out.