

**THIRD SUPPLEMENTAL AND EXTENSION OF
Emergency Order for a Temporary Moratorium on all construction, landscape, and other work
in the Town of West Tisbury**

WHEREAS, on March 23, 2020, the Boards of Selectmen and Health issued an order imposing an emergency temporary moratorium on construction activity in the Town of West Tisbury (the “Town”), effective until April 7, 2020 (the “Construction Activity Order”);

WHEREAS, the Governor of the Commonwealth has declared a state of emergency in response to COVID-19, and has issued a further Order on March 23, 2020, entitled COVID-19 Order No. 13, and, whereas, on April 28, the Governor extended COVID-19 Order No. 13 until May 18, 2020, by COVID-19 Order No. 30;

WHEREAS, effective Monday, April 1, 2020, at 5:00 p.m., the Town extended the Construction Activity Order until April 21, at 5:00 p.m. and supplemented it as follows:

“The Construction Activity Order applies to all construction activity, work, and maintenance, whether interior or exterior, of any kind, all landscape activity, work, and maintenance of any kind, and all work involving workers in all trades and fields who enter buildings and residences to perform their functions (including, without limitation, housecleaners), which are banned until further order, with the exception of emergencies.”

WHEREAS, on April 16, 2020, the Boards of Selectmen and Health, effective April 22, 2020, at 8:00 a.m., extended the Construction Activity Order, as supplemented on April 1, 2020, to April 27, 2020, at 8:00 a.m. and, effective April 27, 2020, at 8:00 a.m., through May 4, 2020, at 5:00 p.m., amended and supplemented the Construction Activity Order as follows:

“Construction Activity at One- and Two-Worker Construction Sites may commence (on April 27, 2020 at 8:00 a.m.); provided, however, that any work at One- and Two-Worker Construction Sites must strictly follow and observe the “Martha’s Vineyard Construction Guidelines – Rules for Getting Back to Work Phase 1(Guidelines are posted on the Town’s Website and are available from the Board of Health or Building Department.)

NOW, THEREFORE, in order to protect the health and safety of the residents of and workers within the Town, the Boards of Selectmen and Health further extend and supplement the Construction Activity Order, as amended and supplemented on April 16, 2020, as follows:

- 1.) The existing order shall remain in effect until May 11, 2020, at 8:00 a.m.; however, housecleaners are permitted to begin working, provided the Phase 1 guidelines are followed, at 8:00 a.m. on May 4, 2020;
- 2.) Beginning on May 11, 2020, at 8:00 a.m., Construction Sites are permitted to have up to five (5) workers at any one time; provided, any work must strictly follow and observe the “Martha’s Vineyard Construction Guidelines – Rules for Getting Back to Work Phase 1.5.” (Guidelines are posted on the Town’s Website and are available from the Board of Health or Building Department.) Further, beginning on May 11, 2020, at 8:00 a.m., work at Construction Sites may include work on occupied

buildings provided the guidelines and protocol for such work, issued by the Board of Health and attached hereto, are followed.

3.) Beginning on May 18, 2020, at 8:00 a.m., Construction Sites are permitted to have up to ten (10) workers; provided, any work must strictly follow and observe the “Martha’s Vineyard Construction Guidelines – Rules for Getting Back to Work Phase 2.” (Guidelines are posted on the Town’s Website and are available from the Board of Health or Building Department.) A request may be made to the Town, through its Building Inspector for authority to have more than ten (10) workers at a Construction Site, after May 18, 2020, at 8:00 a.m. by submitting the “long form” request, available on the Town’s website. Note: This provision depends upon the Town determining that the data assessing the local transmission of the Coronavirus has been contained within satisfactory parameters. Accordingly, this provision may be rescinded by subsequent order prior to May 18, 2020.

SO ORDERED:

Cynthia E. Mitchell, Chairman *Kent A. Healy*, Vice-Chair *J. Skipper Manter*
West Tisbury Board of Selectmen,

Timothy Barnett, Chairman *Erick Lowe, Jessica Miller*
West Tisbury Board of Health

May 1, 2020 @ 6:00 PM