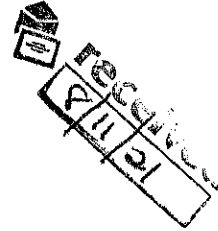


COUNTY OF DUKES COUNTY

MARTHA'S VINEYARD & ELIZABETH ISLANDS

American Recovery Act

August 4, 2021



Dear Select Boards, Town Managers,

As last week's press release stated, the Dukes County Commissioners have asked a Steering Committee comprised of 3 CAB members (Jeff Kristall, Skipper Manter and Bill Rossi) and 3 Commissioners (John Cahill, Don Leopold and Peter Wharton) to provide recommendations to the Commissioners on how to allocate \$3.5million of American Recovery Plan Act provided to help address key island-wide issues. We are asking each town to share with us its thoughts on the key island-wide issues we should be considering as a/the best use of these funds.

In accordance with Treasury Department guidance, the Steering Committee has established five criteria for the allocation of these funds:

1. Demonstrated need from COVID-19 impact
2. Ability to mitigate such impacts
3. Ability to multiply/leverage ARPA investment, through matching funds, grants, state aid, etc.
4. Potential Return on Investment (to-be-defined)
5. Opportunity to make fundamental change on a county-wide level

Please share your thoughts with the Steering Committee either by responding to this email, joining us for our next meeting on August 18, and/or calling any of us with your thoughts.

Many thanks,

Don Leopold, Chair
ARPA Steering Committee
978-394-1576

MILLER SEDERHOLM

LAW OFFICE

3 Mariners Landing • Post Office Box 2356
Edgartown, MA 02539

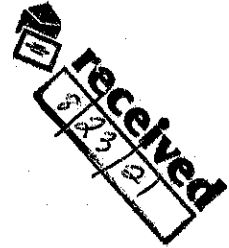
HOWARD M. MILLER

hmm@millersederholmlaw.com

E. DOUGLAS SEDERHOLM

eds@millersederholmlaw.com

August 23, 2021



By email and US mail

Joseph K. Tierney, Jr.
Building Inspector
Town of West Tisbury
1059 State Road
PO Box 278
West Tisbury, MA 02575

RE: Driveway for 690 and 694 Old County Road
Map 31, Parcels 17, 17.1 and 17.2

Dear Mr. Tierney:

I am the attorney for Katherine Walsh and Bruce Fernie, the owners of 694 Old County Road (Parcel ID 31-17). I understand that you have advised the owner of 690 Old County Road (Parcel ID 31-17.1) that the driveway for these parcels requires a Driveway Permit and that the driveway apron must be paved. We respectfully disagree with your advice.

The West Tisbury driveway bylaw applies to “[a]ny new driveways or any alteration to an existing driveway accessing a town road.” The driveway in question has existed for over thirty years. It has not been altered by my clients or the owners of the two parcels (17.1 and 17.2) behind 694 Old County Road. The only work done to this driveway has been the same routine maintenance performed on numerous unpaved driveways in town. Routine maintenance does not constitute “alteration” of a driveway. The construction of a dwelling on parcel 31-17.1 does not constitute “alteration” of a driveway.

If you believe that this driveway requires a Driveway Permit and construction of a paved apron, I respectfully ask that you explain the basis for your opinion.

Very truly yours,

E. Douglas Sederholm

Cc: Virginia Jones, Chair
West Tisbury Planning Board
Katherine Walsh
Bruce Fernie