

WEST TISBURY  
CONSERVATION COMMISSION  
MINUTES OF MEETING  
November 9, 2021

The meeting was held via Zoom in accordance with the Governor's order suspending certain provisions of the Open Meeting Law, G.L. c.30A sec.20. Public participation will be via remote participation (Zoom) pursuant to M. G. L. Chapter 20 of the Acts of 2021. **Due to a problem with the zoom link, the meeting was opened and all public hearings were continued as noted below.**

**Present:** Geraldine Brooks, Whit Griswold, Angela Luckey, Donna Paulnock, Peter Rodegast, and Michael Turnell

**Absent:** John Brannon

**Staff Present:** Maria McFarland

**Also present for all or part of the meeting:** Michael Barclay, Edmund Cottle, Robert Doane, Cheryl Eppel, Elaine Florio, Ben Hall, Richard Hennessey, Janet Johnson, Richard Johnson, Tom Liddy, William Schneider, Scott Smyers, and George Sourati

Whit Griswold called the meeting to order at 5:06 P.M. The board took a moment to recognize the passing of Kent Healy and his years of service to the Town.

**Map 39 Lot 9/SE79-428:** A public hearing under the requirements of G.L. Ch.131 § 40, as amended, and West Tisbury Wetlands Protection Bylaw and regulations to consider a **Notice of Intent** filed by Sourati Engineering Group, LLC, for a project to renovate an existing single-family residence consisting of four (4) detached structures and a deck as follows:

Structure 1 will be demolished and reconstructed in the existing foot print.

Structure 2 will add a set of outside stairs and a 20 sq. ft. addition with a new foundation.

Structures 3 and 4 will have cosmetic exterior and interior renovations.

The deck connecting the structures will be removed and rebuilt. The existing structures are partially within the 100-year floodplain and within Land Subject to Coastal Storm Flowage and Buffer Zone to Bordering Vegetated Wetland adjacent to Middle Cove on Tisbury Great Pond. The project location is 226 Middle Point Road owned by Almostendofthedirtroad, LLC.

No testimony was taken. With the consent of the applicant's representatives, the public hearing on this project will be continued. A motion was made and seconded to continue the public hearing to November 17, 2021 at 5:10 PM. Roll Call Vote: Geraldine Brooks-aye, Whit Griswold-aye, Angela Luckey-aye, Donna Paulnock-aye, Peter Rodegast -aye, and Michael Turnell -aye.

**Map 31 Lot 48:** a public hearing under the requirements of G.L. Ch.131 § 40, as amended, and West Tisbury Wetlands Protection Bylaw and regulations, to consider a Restoration Plan submitted in response to an Enforcement Order issued by the Commission to Nancy B. Eppel individually, and as Trustee of the Nancy B. Eppel Revocable Trust u/d/t dated October 31, 2014, and Cheryl C. Eppel for a wetland violation that took place on property located at **21 New Lane** owned by Robert A. Doane and Cynthia L. Doane, Trustees of the Irrevocable Living Trust of the Doane Children u/d/t dated May 3, 1989 as amended.

With the consent of the parties, a motion made by Peter and seconded by Geraldine to continue the public hearing on this matter to November 29, 2021 at 5:10PM. Roll Call Vote: Roll Call Vote: Geraldine Brooks-aye, Angela Luckey-aye, Donna Paulnock-aye, and Peter Rodegast -aye. Whit Griswold and Michael Turnell are not eligible to vote on this matter.

**Administrative:**

**Minutes:** The minutes of the October 12 meeting were approved as revised. Roll Call Vote: Geraldine Brooks-aye, Whit Griswold-aye, Angela Luckey-aye, Donna Paulnock-aye, Peter Rodegast -aye, and Michael Turnell -aye.

**Review of Draft Bylaw Regulations/ John Rockwell:** Maria told the board she had put out a request on the MACC web forum for a referral for someone to review the draft of the bylaw regulations.

**Map 25 Lot 1.1/MVAS/ Request for use of facility/ Serving Hands:** Maria read the request for this food distribution event at the Ag Hall to be held on 11/19 from 2-4pm. Food will be dropped off from approximately 9-11am. Volunteers will then bag up the food for individual families from 11-1:30ish. Then families will enter the property off Panhandle Road, drive by and pick up their bag, then exit on to State Road from 2-4. This will look similar to what they did for Easter, Thanksgiving and Christmas in 2020. They are expecting 100-150 families to drive-thru. Vineyard Conservation Society approved the event as being compliant with the terms of the Agricultural Preservation Restriction by email dated November 2, 2021. A motion was made and seconded to approve this event. Roll Call Vote: Geraldine Brooks-aye, Whit Griswold-aye, Angela Luckey-aye, Donna Paulnock-aye, Peter Rodegast -aye, and Michael Turnell -aye.

**Map 7 Lot 28.1/Blackwater Brook Farm and Map 3 Lot 71 Lumberyard:** This informal discussion was tabled to December 14. Maria will notify the Cottles of the time once the agenda is set.

**Climate Action Plan Committee:** Donna will get more information from Kate Warner about the need for this committee to appoint someone.

**Parrot Feather Short Cove/ Pear Tree Cove:** Maria updated the board and showed pictures of the work.

**BOH meeting update:** Geraldine and Maria attended the BOH meeting on October 28 to discuss BOH regulations for enhanced septic systems. The BOH tabled the discussion. Maria volunteered to continue to help the BOH in this matter.

**Correspondence:**

**In:**

- Map 31 lot 48: Revised Restoration proposal and plan from Oxbow Associates dated November 4, 2021
- Map 31 Lot 48: Email from Richard Reiling dated November 2, 2021 transmitting a copy of lawsuit filed by Ben Hall Jr re: *Robert A. Doane et al. v. Nancy Eppel et al.* presently pending in the Dukes County Superior Court (Civil Action No. 2174CV0030).
- Email from John Rockwell dated October 29, 2021 in response to MACC Forum request for someone to review draft regulations.
- Email request dated November 2, 2021 for Serving Hands at Ag Hall
- Map 31 Lot 48/Email from Ben Hall dated November 4, 2021
- Email from NHESP dated November 5, 2021 signing off on the Doane restoration plan
- Map 31 Lot 48/ Letter from Ben Hall dated November 8, 2021
- Map 31 Lot 48/ Letter from Lucas Environmental, LLC dated November 8,

There being no further business to conduct, the meeting adjourned at 7:25PM.

Respectfully submitted,

Maria McFarland  
Board Administrator  
APPROVED  
DECEMBER 14, 2021