

TOWN AND COUNTY OF NANTUCKET

16 Broad Street
Nantucket, Massachusetts 02554

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*AGENDA FOR THE MEETING OF THE
BOARD OF SELECTMEN
APRIL 20, 2016 - 6:00 PM
PUBLIC SAFETY FACILITY COMMUNITY ROOM
4 FAIRGROUNDS ROAD
NANTUCKET, MASSACHUSETTS*

I. CALL TO ORDER

II. BOARD ACCEPTANCE OF AGENDA

III. ANNOUNCEMENTS

1. The Board of Selectmen Meeting is Being Video/Audio Recorded.
2. DPW: April 29, 2016 Arbor Day Proclamation; and Seedling Giveaway on Saturday, April 23 and Sunday, April 24, 2016 from 8:00 AM to 12:00 PM at Nantucket Landfill (Materials Recovery Facility Area).
3. 2016 Committee/Board/Commission Vacancies.

*IV. PUBLIC COMMENT**

*V. NEW BUSINESS**

VI. APPROVAL OF MINUTES, WARRANTS AND PENDING CONTRACTS

1. Approval of Minutes of April 13, 2016 at 10:00 AM.
2. Approval of Payroll Warrants for Weeks Ending April 10, 2016; April 17, 2016.
3. Approval of Treasury Warrants for April 13, 2016; April 20, 2016.
4. Approval of Pending Contracts for April 20, 2016 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

VII. CONSENT ITEMS

1. Resignation Acceptance: Finance Committee.

VIII. CITIZEN/DEPARTMENTAL REQUESTS

1. Bartlett Tree Experts: Request for Waiver of Town Noise Bylaw from 5:00 AM to 8:00 AM, April 15, 2016 to September 15, 2016.
2. Request for Approval of Change of Manager of Seasonal All-Alcoholic Beverages Innholder License for Nantucket Island Management LLC d/b/a Jared Coffin House from James Storey, Manager to Michael Sharlet, Manager, for Premises Located at 29 Broad Street.
3. Request for Approval of Change of Manager of Annual All-Alcoholic Beverages Restaurant License for Island Event Services LLC d/b/a Starlight Theatre and Café from Mark Watson, Manager to Jeffrey H. Weiner, Manager, for Premises Located at 1 North Union Street.

IX. PUBLIC HEARINGS

1. Public Hearing to Consider Petition for National Grid/Nantucket Electric Company Plan # 21225681 to Install 3" Conduit from Handhole 3-1 Southeasterly 26' Along the Side of Back Street then Southwest Underneath Back Street to New Handhole 3-2 for Service at 10 Back Street.
2. Public Hearing to Consider Petition for National Grid/Nantucket Electric Company Plan # 20679617 to Install a Combination of 2-3" and 1-3" Conduit Along Side of Madaket Road from Pole 23 281' Easterly to New Transformer Pad and Handhole for Service to Four New Houses.
3. Public Hearing to Consider Petition for Verizon Communications Plan # MA 2016-10 to Maintain Underground Conduit for Approximately 265' from Pole 28/22 to Pole 28/19 Along the Northerly Side of Milk Street Extension through Intersection with Winn Street.
4. Public Hearing to Consider Petition for Verizon Communications Plan # MA 2016-11 to Maintain Underground Conduit for Approximately 321' from Pole 34/12 to Pole 28/32 Along the Northerly Side of Milk Street Extension through Intersection with Hawthorne Lane, then 24' Crossing Milk Street Extension to Side of Milk Street Extension to Existing Serving Area Box.
5. Public Hearing to Consider Application for New Dealer in Junk, Old Metals and Second Hand Articles License for James Robinson, Inc. at 2 South Beach Street.
6. Public Hearing to Consider Application for New Common Victualler License for Bug and Birdcage LLC d/b/a Town Pool, Sean Dew, Manager, for Premises Located at 31 Easy Street.
7. Public Hearing to Consider Application for New Entertainment License for R.J. Diamond, Inc. d/b/a A.K. Diamond's, Richard Diamond, Manager, for Premises Located at 16 Macys Lane.

8. Public Hearing to Consider Application for New Common Victualler License for Faros 17 Broad LLC d/b/a Greydon House, Jeffrey Allen David, Manager, for Premises Located at 17 Broad Street.
9. Public Hearing to Consider Application for New Entertainment License for Faros 17 Broad LLC d/b/a Greydon House, Jeffrey Allen David, Manager, for Premises Located at 17 Broad Street.
10. Public Hearing to Consider Application for New Common Victualler License for J. Etc. LLC d/b/a Oran Mor Bistro, Jon Tancinco, Manager, for Premises Located at 2 South Beach Street.
11. Public Hearing to Consider Application for New Entertainment License for J. Etc. LLC d/b/a Oran Mor Bistro, Jon Tancinco, Manager, for Premises Located at 2 South Beach Street.
12. Public Hearing to Consider Application for Alteration of Premises for Seasonal All-Alcoholic Beverages Restaurant License for Fish in the Spread LLC d/b/a Slip 14, Jonas Baker, Manager, for Premises Located at 14 Old South Wharf.
13. Public Hearing to Consider Application for New Seasonal All-Alcoholic Beverages Restaurant License for Tuscany Enterprises, Inc. d/b/a Arno's, Dylan Ray Baker, Manager, for Premises Located at 41 Main Street; Request for Determination that the Premises is Not Detrimental to the Spiritual Activities of Three Churches Pursuant to Section 16C of MGL Chapter 138.
14. Public Hearing to Consider Application for New Annual Wine/Malt Beverages Restaurant License for Forty-Five Surfside Road LLC d/b/a 45 Surfside, Rebecca A. Moesinger, Manager, for Premises Located at 45 Surfside Road; Request for Determination that the Premises is Not Detrimental to the Educational Activities of a School Pursuant to Section 16C of MGL Chapter 138.
15. Public Hearing to Consider Application for New Seasonal Wine/Malt Beverages Club License for Nantucket Golf Management Inc. d/b/a Siasconset Golf Course, Joan Casey, Manager, for Premises Located at 260 Milestone Road.
16. Public Hearing to Consider Application for New Seasonal Wine/Malt Beverages Restaurant License for Climbing Everest LLC d/b/a Barcos Y Tacos, Scott Kopp, Manager, for Premises Located at 2 Sanford Road; Request for Determination that the Premises is Not Detrimental to the Educational Activities of a School Pursuant to Section 16C of MGL Chapter 138.
17. Public Hearing to Consider Amendments to the Town of Nantucket Shellfishing Policy and Regulations, Specifically Sections 4.25 to 4.31 Regarding Conch Fishing.

18. Public Hearing to Consider Increases to the Town of Nantucket Tax Rates.

X. TOWN MANAGER'S REPORT

1. Natural Resources Coordinator: Update on Openings of Great Ponds.
2. FY 2016 Second and Third Quarter Budget Reports: General Fund; Airport Enterprise Fund; Wannacomet Water Company Enterprise Fund; Siasconset Water Enterprise Fund.
3. Finance Director: Update Regarding Memorandum of Understanding with Airport.

XI. SELECTMEN'S REPORTS/COMMENT

1. Discussion Regarding Increasing Number of Taxi Licenses.
2. 2016-2017 Board Committee/Liaison/Work Group/Representative Appointments.
3. Committee Reports.

XII. ADJOURNMENT

** Identified on Agenda Protocol Sheet.*

Board of Selectmen Agenda Protocol:

- **Roberts Rules:** *The Board of Selectmen follows Roberts Rules of Order to govern its meetings as per the Town Code and Charter.*
- **Public Comment:** *For bringing matters of public interest to the attention of the Board. The Board welcomes concise statements on matters that are within the purview of the Board of Selectmen. At the Board's discretion, matters raised under Public Comment may be directed to Town Administration or may be placed on a future agenda, allowing all viewpoints to be represented before the Board takes action. Except in emergencies, the Board will not normally take any other action on Public Comment. Any personal remarks or interrogation or any matter that appears on the regular agenda are not appropriate for Public Comment.*

Public Comment is not to be used to present charges or complaints against any specifically named individual, public or private; instead, all such charges or complaints should be presented in writing to the Town Manager who can then give notice and an opportunity to be heard to the named individual as per MGL Ch. 39, s 23B.

- **New Business:** *For topics not reasonably anticipated 48 hours in advance of the meeting.*
- **Public Participation:** *The Board welcomes valuable input from the public at appropriate times during the meeting with recognition by the Chair. For appropriate agenda items, the Chair will introduce the item and take public input. Individual Selectmen may have questions on the clarity of information presented. The Board will hear any staff input and then deliberate on a course of action.*
- **Selectmen Report and Comment:** *Individual Selectmen may have matters to bring to the attention of the Board. If the matter contemplates action by the Board, Selectmen will consult with the Chair and/or Town Manager in advance and provide any needed information by the Thursday before the meeting. Otherwise, except in emergencies, the Board will not normally take action on Selectmen Comment.*

EXHIBIT 1
AGREEMENTS TO BE EXECUTED BY TOWN MANAGER
UNLESS RESOLUTION OF DISAPPROVAL BY BOARD OF SELECTMEN
April 20, 2016

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding
Service Agreement	Marine	Glyn's Marine	Not to exceed \$34,999 over one year	Repairs and refit of work boat/back up pump out boat	Waterways
Service Agreement	Town Admin	LuJean Printing	\$11,448	2016 ATM warrant printing	Professional Services
Amendment #3 to Service Agreement	Town Admin	Tom Hanlon Landscaping	Adds \$21,570 to total Town contract value for \$161,250 over three years	Various extra projects for Town landscaping on as needed basis	Professional Services
Service Agreement	DPW	Hans Dalgaard Painting Co.	\$9,860	Painting of the interior of Visitor Services office	License Plate Fund

PROCLAMATION

WHEREAS: The National Arbor Day Foundation has declared April 29, 2016 as Arbor Day; and

WHEREAS: The Citizens of Nantucket recognize the important historic, environmental and aesthetic qualities which trees provide; and

WHEREAS: The Board of Selectmen support the protection, preservation and propagation of all Town owned trees; and

WHEREAS: The Town of Nantucket desires to enhance awareness of Arbor Day on the Island Community.

NOW, THEREFORE: In recognition of the important role trees play in preserving our unique island heritage, we, the Board of Selectmen of the Town of Nantucket, in the Commonwealth of Massachusetts, do hereby proclaim April 29, 2016 as Arbor Day on Nantucket.

Signed this 20th day of April, 2016.

James R. Kelly, Chairman
Board of Selectmen
Town of Nantucket
Commonwealth of Massachusetts



national arbor day
SEEDLING GIVE-AWAY

Nantucket Materials Recovery Facility *(The Dump)*
Saturday & Sunday , April 23 & 24
8 am - 12 noon or when the seedlings are all gone!

LOOK FOR THE BIG YELLOW TRUCK!

Committee Appointments 2016 Timeline
As of 3/2/2016

April 20 – Board of Selectmen review list of openings.

April 21 - Notify members of committees whose terms are expiring.

April 28; May 5, 12 and 19 – Advertise committee openings in newspaper and on Town's website; put on BOS agenda as announcement starting late-April.

May 20 – Deadline for submitting applications for committee openings that will be heard on May 25 to Town Administration office. This includes applications for:

- Agricultural Commission;
- Airport Commission;
- Board of Health;
- Capital Program Committee;
- Cemetery Commission;
- Conservation Commission;
- Contract Review Committee, Human Services;
- Council for Human Services;
- Council on Aging;
- Cultural Council;
- Finance Committee;
- Mosquito Control Commission;
- Nantucket Affordable Housing Trust Fund.

May 25 – Public hearing for above listed committee applicants.

May 27 – Deadline for submitting applications for committee openings that will be heard June 1 to Town Administration office. This includes applications for:

- Nantucket Historical Commission;
- Nantucket Historical Commission Alternates;
- Parks and Recreation Commission;
- Planning Board Alternates;
- Roads and Right-of-Way Committee;
- Scholarship Committee;
- Shellfish Management Plan Implementation Committee;
- Steamship Authority Port Council;
- Town Government Study Committee;
- Tree Advisory Committee;
- Visitor Services Advisory Committee;
- Zoning Board of Appeals; and
- Zoning Board of Appeals Alternate.

June 1 – Public hearing for above listed committee applicants.

June 22 – Appoint new committee members.

2016 Committee Openings Information

As of 4/14/2016

Committee	# seats open	Term Expiration	Notes
Agricultural Commission	1	2017	vacant
Agricultural Commission	2	2019	1 vacant
Airport Commission	1	2019	
Board of Health	1	2019	
Capital Program Committee	1	2019	
Cemetery Commission	1	2019	
Conservation Commission	3	2019	
Contract Review Committee, Human Services	1	2019	
Council for Human Services	1	2017	vacant
Council for Human Services	1	2018	vacant
Council for Human Services	3	2019	
Council on Aging	3	2019	
Cultural Council	1	2017	vacant
Cultural Council	3	2019	1 vacant
Finance Committee	1	2018	vacant
Finance Committee	3	2019	
Historic District Commission Associate	1	2019	
Mosquito Control Commission	1	2021	5-year term
Nantucket Affordable Housing Trust	2	2018	2-year term; at-large
Nantucket Affordable Housing Trust	1	2018	2-year term; real estate agent/broker
Nantucket Historical Commission	2	2019	
Nantucket Historical Commission Alternate	1	2019	
Parks and Recreation Commission	1	2018	vacant
Parks and Recreation Commission	1	2019	
Planning Board Alternate	1	2019	
Roads and Right of Way Committee	3	2019	
Scholarship Committee	2	2019	
Town Government Study Committee	7	2017	
Tree Advisory Committee	2	2019	
Visitor Services Advisory Committee	3	2019	
Zoning Board of Appeals	1	2021	5-year term
Zoning Board of Appeals Alternate	1	2019	

2016 Committee Openings Information - appointments by Town Manager

As of 3/2/2016

Committee	# seats open	Term Expiration	Notes
ACNVT	1	2017	vacant
ACNVT	2	2018	2 vacant
ACNVT	5	2019	1 vacant
ACNVT	2		alternate seats
Commission on Disability	2	2019	1 vacant

2016 Committee Openings Information - appointments by Assessor

Committee	# seats open	Term Expiration	Notes
Abatement Advisory Committee	3	2017	

Erika Mooney

From: jim kelly [ackgeorgetown@gmail.com]
Sent: Wednesday, April 13, 2016 9:08 AM
To: Erika Mooney; Libby Gibson
Cc: Brian Turbitt; Lynell Vollans; JOE GRAUSE; Stephen Maury; Peter McEachern; Matt Mulcahy; Craig Sperry; John Tiffany; Ian Williams; David Worth
Subject: Finance Committee Resignation

Dear Members of the Board of Selectmen,
Please accept my resignation from the Town of Nantucket Finance Committee. I am grateful for the opportunity to serve on the committee, and look forward to a new role as a member of the board of selectmen.

My personal thanks go to Libby Gibson, Brian Turbitt and the entire finance department staff for the professional support and guidance they give to the committee. Finally, I'd like to recognize the talented and committed members of the finance committee for the work they perform on behalf of the citizens of Nantucket.
Best,
Jim

APR 13 2016 AM 9:39



From: [James Cook](#)
To: [Erika Mooney](#)
Subject: Request for waiver from town Noise bylaw
Date: Monday, April 11, 2016 9:29:13 AM

Dear Board of Selectmen,

My name is Jim Cook. I work for Bartlett Tree Experts and I would like to request for a waiver from the town noise bylaw. We have several clients in the downtown areas that have us treat their properties to suppress ticks and mosquitoes. As you may know, these insects are a major public health concern. The optimal time to do these sprays is between 5 am and 8 am. The primary reason for such early spraying is that it allows for adequate drying time before the masses of people are outside. We also have several clients that rely on us to treat their trees and shrubs for insect and disease issues. This is also done much more efficiently and safely during the early hours. Please know that we use quiet trucks and go out of our way to be as quiet as possible while downtown during these early hours. I appreciate you considering this waiver for the time period April 15th through September 15th.

Best regard,

Jim Cook

Cell - 508-813-6245

James R. Cook

Certified Arborist Representative

Bartlett Tree Experts

1 Salros Road, Nantucket, MA 02554

508-228-2338 O | 508-228-8496 F | www.bartlett.com

This message is confidential. It may also be privileged or otherwise protected by work product immunity or other legal rules. If you have received it by mistake, please let us know by e-mail reply and delete it from your system; you may not copy this message or disclose its contents to anyone. The integrity and security of this message cannot be guaranteed on the Internet.

2. Approval of Payroll Warrants for Weeks Ending 13 July 2014; 20 July 2014. The payroll warrants for weeks ending 13 July 2014 and 20 July 2014 were approved by the unanimous consent of the Board.

3. Approval of Treasury Warrants for 16 July 2014; 23 July 2014. The treasury warrants for 16 July 2014 and 23 July 2014 were approved by the unanimous consent of the Board.

4. Approval of Pending Contracts for 23 July 2014 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference. Ms. Gibson reviewed the various pending contracts and answered questions from Board members. She noted that the license agreement with NFI Realty is late this year because the owner is concerned about recent constant vandalism of the fences and signage, noting the members of the public need to treat the property with respect if they want to continue to use the property. Ms. Gibson added that the license includes an addendum this year that excludes any public use between 20-27 August 2014. Fire Chief Mark McDougall reviewed the Daily Construction contract and answered questions from Board members. Ms. Gibson noted that the Woodard and Curran contract is actually \$25,000, not \$20,000 as was on the spreadsheet. Mr. Miller asked that the Board vote separately on the Cape Air contract. Mr. DeCosta moved to approve all the contracts with the exception of Cape Air for 23 July 2014, as presented; Mr. Glidden seconded. All in favor, so voted. Mr. DeCosta moved to approve the Cape Air contract; Mr. Fee seconded. Mr. Miller recused. So voted 4-0.

VII. CITIZEN/DEPARTMENTAL REQUESTS

1. Bartlett Tree Experts: Request for Waiver of Town Noise Bylaw from 5:00 AM to 7:30 AM for Tick and Mosquito Spraying at Various Properties for Remainder of July and all of August, 2014. Jim Cook of Bartlett Tree Experts noted that he is spraying in the Brant Point and other downtown areas. Mr. DeCosta moved to approve the waiver as requested; Mr. Miller seconded. Mr. Cook answered questions from Board members. All in favor, so voted.

2. Friends of Nantucket Public Schools: Request for Waiver of Town Noise Bylaw from 10:00 PM to 11:30 PM for M'Ocean Pix Drive-In Movie to be held Wednesday, 6 August 2014 (Rain Date Thursday, 7 August 2014) at Tom Nevers Field. Friends of Nantucket Public Schools (FONPS) president Marion Wilson reviewed the request, noting FONPS representatives attended a Town event meeting yesterday and have since changed the request to 10:30 PM. She reviewed the proposed fundraising event. Mr. DeCosta moved to approve the waiver as requested; Mr. Fee seconded. All in favor, so voted.

3. Request for Approval of Charity Wine Pouring License for Nantucket Community Sailing/Opera House Cup Event on Sunday, 17 August 2014 from 6:00 PM to 10:00 PM at Jetties Beach, 4 Bathing Beach Road, Nantucket. Ms. Gibson noted that the Alcoholic Beverages Control Commission (ABCC) is now requiring a vote by the licensing authority for charity wine pouring licenses. Mr. Miller moved to approve the charity wine pouring license as presented; Mr. Glidden seconded. All in favor, so voted.

4. Police Department: Status of Overnight Parking in Silver Street Municipal Parking Lot (continued from 25 June 2014). Police Chief William Pittman noted that overnight parking in the Silver Street municipal lot has been without incident. Mr. DeCosta moved to lift the 30 day limitation on the votes it took on June 25, 2014 to 1) direct the NPD to issue permits to owners who own or rent dwellings which front on West Dover Street for the purpose of parking in the Silver Street lot and to exempt these permit holders from the overnight parking restrictions in Section 200.13.2; and, 2) that any vehicle displaying a valid Residential Parking Permit parked in the Silver Street lot shall be exempt from the overnight parking restrictions in Section 200.13.2., thus making the votes from Jun 25, 2014 effective indefinitely; Mr. Miller seconded. All in favor, so voted.

Town of Nantucket, MA
Wednesday, April 13, 2016

Chapter 101. Noise

[HISTORY: Adopted by the Annual Town Meeting of the Town of Nantucket 4-6-1982 by Art. 31, approved 6-23-1982.^[1] Amendments noted where applicable.]

GENERAL REFERENCES

Animals — See Ch. 55.

Peace and good order — See Ch. 105.

[1] *Editor's Note: This bylaw was adopted in addition to a noise bylaw adopted 3-18-1969 ATM by Art. 97, which bylaw is on file in the Clerk's office.*

§ 101-1. Prohibited activities; violations and penalties.

[Amended 11-13-1990 STM by Art. 31, approved 3-19-1991]

- A. It shall be unlawful for any person or persons, between the hours of 10:00 p.m. and 7:00 a.m. (7:30 a.m. between June 15th and September 15th in each year), occupying or having charge of any building, boat, vehicle, premises or any part thereof; the owner, the owner's agent or other legally responsible person or persons of any building, boat, vehicle, premises or any part thereof in the Town of Nantucket other than as specifically licensed by the Board of Selectmen, to create, assist in creating, cause or suffer or allow any excessive, unnecessary, loud or unusual noise which either annoys, disturbs, injures or endangers the reasonable quiet, comfort, repose or the health or safety of others by the operation of any radio, phonograph or other mechanical sound device or instrument or in the playing of any band, orchestra, musician or group of musicians or in the use of any device to amplify the aforesaid or the making of loud outcries, exclamations, other loud or boisterous noises or loud and boisterous singing by any person or group of persons or in the use of any device to amplify the aforesaid noise where the noise is plainly audible at a distance of 100 feet from the building, structure, vehicle or premises in which or from which it is produced. The fact that the noise is plainly audible at a distance of 100 feet from the building, structure, vehicle or premises in which or from which it originates shall constitute prima facie evidence of a violation of this section. Any person violating this section shall be punished by a fine of not more than \$200 for each offense. Each such act which constitutes a violation of this section, which either continues or is repeated more than 30 minutes after the issuance of a warning to cease said activities, shall be considered a separate offense and shall be prosecuted as a separate offense.

[Amended 5-5-1992 ATM by Art. 72, approved 8-3-1992; 4-4-2006 ATM by Art. 61, approved 8-2-2006; 4-11-2007 ATM by Art. 54, approved 1-28-2008]

- B. It shall be unlawful for any person or persons, between the hours of 10:00 p.m. and 7:00 a.m. (7:30 a.m. between June 15th and September 15th in each year), being present in or about any building, dwelling, premises, shelter, boat or conveyance or any part thereof in the Town of Nantucket, other than as specifically licensed by the Board of Selectmen, to create, assist in creating, cause or suffer or allow any excessive, unnecessary, loud or unusual noise which either annoys, disturbs, injures or endangers the reasonable quiet, comfort, repose or the health or safety of others by the operation of any radio, phonograph or other mechanical sound device or instrument or in the playing of any band, orchestra, musician or group of musicians or in the use of any device to

amplify the aforesaid or the making of loud outcries, exclamations, other loud or boisterous noises or loud and boisterous singing by any person or group of persons or in the use of any device to amplify the aforesaid noise where the noise is plainly audible at a distance of 100 feet from the building, structure, vehicle or premises in which or from which it is produced. The fact that the noise is plainly audible at a distance of 100 feet from the building, structure, vehicle or premises in which or from which it originates shall constitute prima facie evidence of a violation of this section. [Amended 5-5-1992 ATM by Art. 72, approved 8-3-1992; 4-4-2006 ATM by Art. 61, approved 8-2-2006; 4-11-2007 ATM by Art. 54, approved 1-28-2008]

- C. Any person shall be deemed in violation of § **101-1**, who shall make or aid in, cause or suffer or countenance or assist in the making of the aforesaid and described improper noises, disturbance, breach of the peace or a diversion tending to a breach of the peace, and the presence of any person or persons in or about the building, dwelling, premises, shelter, boat or conveyance or any part thereof during a violation of § **101-1** shall constitute prima facie evidence that they are a countenancer to such violation. Any person violating this section shall be punished by a fine of not more than \$200 for each offense. Each such act which constitutes a violation of this section, which either continues or is repeated more than 30 minutes after the issuance of a warning to cease said activities, shall be considered a separate offense and shall be prosecuted as a separate offense.

§ 101-1.1. Procedure upon violation.

[Added 11-13-1990 STM by Art. 31, approved 3-19-1991]

- A. It shall be deemed a breach of the peace and it shall be the duty of any police officer of the Town to order any person or persons so acting as to violate the provisions of § **101-1** of this chapter to cease any prohibited activities which are specified in § **101-1** and, if the person or persons so ordered do not forthwith obey, to remove such person or persons or to arrest and/or cause such person or persons to be brought before the Trial Court of the Commonwealth District Court, Nantucket Division, upon a complaint made for a violation of the provisions of § **101-1**.
- B. If the violation occurs on the premises of rental property, the owner and/or his agent of said property must be notified in writing by certified mail that a violation of § **101-1** has occurred on said rental property and that a complaint for violation of said section may be taken against him if said property owner and/or his agent fails to mitigate the activities of the person or persons who have rented said property.
- C. It shall be a defense to any violation of § **101-1** of this chapter that the noise is generated from a private dwelling with the express consent of the owner and that the noise is not clearly audible at any real property boundary of said dwelling.

[Added 4-10-2000 ATM by Art. 63, approved 8-2-2000]

§ 101-2. Noises prohibited; exemptions.

- A. Use districts. It shall also be unlawful to project a sound or noise, excluding noise emanating from cars, trucks or other vehicles, from one property into another within the boundary of a use district, which noise exceeds the limiting noise spectra set forth in Table I below.^[1] Sound or noise projecting from one use district into another use district with a different noise level limit shall not exceed the limits of the district into which the noise is projected.

[Amended 4-30-2003 ATM by Art. 56, approved 8-27-2003^[2]]

[1] *Editor's Note: See § 101-4.*

[2] *Editor's Note: This article provided that it shall become effective 9-2-2003.*

- B. Loading and unloading. It shall be unlawful to load, unload, open, close or otherwise handle boxes, crates, containers, building materials, trash cans, dumpsters or similar objects between the hours of 10:00 p.m. and 6:00 a.m. so as to project sound across a real property line, except as exempted under Subsection E below.
- C. Power tools. It shall be unlawful to cause a noise disturbance across a real property line by operating any mechanically powered saw, sander, grinder, drill, lawnmower or garden tool or similar device used outdoors, with the exception of snowblowers, before 7:00 a.m. (7:30 a.m. between June 15th and September 15th in each year) Monday through Saturday and before 10:00 a.m. Sunday. Snowblowers, lawnmowers and chain saws shall be exempted from the L-10 and maximum permissible A-weighted sound-level limits enumerated in Table I below.^[3] However, such tools shall be operated within all applicable time restrictions and shall be operated in a reasonable manner.
[Amended 4-4-2006 ATM by Art. 61, approved 8-2-2006; 4-11-2007 ATM by Art. 54, approved 1-28-2008]
[3] *Editor's Note: See § 101-4.*
- D. Radios, television sets, musical instruments and similar devices. It shall be unlawful to operate, play or permit the operation or playing of any radio, television, phonograph, drum, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound between the hours of 10:00 p.m. and 7:00 a.m. (7:30 a.m. between June 15th and September 15th in each year) in such a manner as to create a noise disturbance across a real property boundary.
[Amended 4-4-2006 ATM by Art. 61, approved 8-2-2006; 4-11-2007 ATM by Art. 54, approved 1-28-2008]
- E. Exemptions. The following uses and activities shall be exempt from noise-level regulations:
- (1) Noises of safety signals, warning devices and emergency pressure-relief valves.
 - (2) Noises resulting from any authorized vehicle when responding to an emergency call or acting in time of emergency.
 - (3) Noises resulting from emergency and maintenance work as performed by the Town, by the state or by public utility companies.
 - (4) Noises resulting from activities of a temporary duration permitted by law and for which a license or permit therefor has been granted by the Town, but only to the extent such activities and the resulting noises are within the scope of such license or permit.
[Amended 4-30-2003 ATM by Art. 56, approved 8-27-2003^[4]
[4] *Editor's Note: This article provided that it shall become effective 9-2-2003.*
 - (5) The unamplified human voice.
 - (6) Parades and public gatherings for which the Selectmen have issued a permit.
 - (7) Bells, chimes or carillons while being used for religious purposes or in conjunction with religious services, and those bells, chimes or carillons that are presently installed and in use for any purpose.

§ 101-3. Measurement of noise.

- A. The measurement of sound or noise shall be made with a sound-level meter meeting the standards prescribed by ANSI S1.4 - 1971 Type 1 or Type 2 and IEC 1979. The instrument shall be maintained in calibration and good working order. A calibration check shall be made of the system at the time of

any noise measurement. Measurements recorded shall be taken so as to provide a proper representation of the noise source. During measurement, the microphone shall be positioned so as not to create any unnatural enhancement or diminution of the measured noise. A windscreen for the microphone shall be used when required. Traffic, aircraft and other transportation noise sources and other background noises shall not be considered in taking measurements except where such background noise interferes with the primary noise being measured.

- B. The slow meter response of the sound-level meter shall be used in order to best determine that the amplitude has not exceeded the limiting noise levels set forth in Table I^[1] below.

[1] *Editor's Note: See § 101-4.*

- C. The measurement shall be made at the location that the noise is perceived by the complainant or upon a public way, at a level of five feet above the ground.

§ 101-4. Noise tables.

- A. Table I: Limiting Noise Level for Use Districts. (Use District A represents the LUG-1, LUG-2, LUG-3, ROH and SOH Residential and MMD, AHD, OIH, and ALC Special Districts. Use District B represents the R-1, R-2 and R-10 and SR-1 and SR-2 Residential Districts. Use District C represents the LC, RC and RC-2 Commercial Zones, all as defined and delimited in the Nantucket Zoning Ordinance, as amended.^[1])

[Amended 4-30-2003 ATM by Art. 56, approved 8-27-2003^[2]]

Maximum Permissible A-Weighted Sound Level		
Use District	Day	Night
District A:		
L-10 level	55	45
Maximum	68	58
District B:		
L-10 level	60	45
Maximum	70	58
District C:		
L-10 level	60	60
Maximum	70	70

NOTES:

1. "L-10" refers to a national guideline for measuring noise levels over time and is recommended by the Environmental Protection Agency.
 2. Sound levels are in decibels re: 20 micropascals, measured on the A-weighting network of a sound-level meter meeting the standards referenced in § 101-3A.
- (1) For the purpose of this table, "day" shall be defined as 7:00 a.m. to 10:00 p.m. (7:30 a.m. between June 15th and September 15th in each year), and "night" shall be defined as 10:00 p.m. to 7:00 a.m. (7:30 a.m. between June 15th and September 15th in each year).
[Amended 4-4-2006 ATM by Art. 61, approved 8-2-2006; 4-11-2007 ATM by Art. 54, approved 1-28-2008]

- (2) If the noise is not smooth and continuous, one or more of the corrections in Table II below shall be added to or subtracted from each of the decibel levels given in Table I of this section.

[1] *Editor's Note: See Ch. 139, Zoning.*

[2] *Editor's Note: This article provided that it shall become effective 9-2-2003.*

- B. Table II: Type of Operation in Character of Noise.

Character of Noise	Correction
Impulsive (hammering, etc.)	-5
Periodic (hum, screech, etc.)	-5

§ 101-5. Application for special permit.

[Amended 4-30-2003 ATM by Art. 56, approved 8-27-2003^[1]]

Application for a permit for relief from the noise level designated in this chapter on the basis of undue hardship may be made before the Board of Selectmen. Any permit granted by the Selectmen shall set forth all conditions pertaining to the specified noise and a reasonable time limit for its abatement. Each such permit shall specify, to the extent applicable, the following:

- A. Whether the specified noise permitted is in excess of the levels barred by §§ **101-2A**, **101-3** and **101-4**, as well as § **101-1A**, **B** or **C**, and the extent of the permitted excess;
- B. The specified dates and times of day the excess is permitted;
- C. The particular location, specifying outdoors, indoors or indoors open to the outdoors, and where on the premises the specified noise is permitted to originate; and
- D. The permitted type of noise: amplified music, amplified speaking or singing voice, live band, acoustic musical instrument, or other.

[1] *Editor's Note: This article provided that it shall become effective 9-2-2003.*

§ 101-6. Violations and penalties.

[Amended 4-30-2003 ATM by Art. 56, approved 8-27-2003^[1]]

- A. Upon an apparent violation of this chapter, the offending party shall be given a verbal order by the enforcing police officer to cease or abate the noise immediately or within a specified period of time. If the order is not complied with, the person or persons responsible for the noise shall be charged with a violation of this chapter. Anyone who violated this chapter shall be subject to a fine of \$100. Written record of all measured violations shall be kept by the Police Department.
- B. Any police officer of the Town may utilize the noncriminal disposition specified in MGL c. 40, § 21D and Nantucket Code §§ **1-2** through **1-6**.

[1] *Editor's Note: This article provided that it shall become effective 9-2-2003.*



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
 MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

076200006
 ABCC License Number

Nantucket
 City/Town

April 20, 2016
 Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input checked="" type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee: Nantucket Island Management LLC EIN of Licensee: 04-3416326

D/B/A: Jared Coffin House Manager: Michael Sharlet

ADDRESS: 29 Broad Street CITY/TOWN: Nantucket STATE: MA ZIP CODE: 02554

Seasonal All Alcohol Innholder Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.) If Yes, Chapter Year

Complete Description of Licensed Premises:

Remove dining room, patio areas and portion of kitchen from "Described Premises". The remainder of "Described Premises" includes the inn's public rooms, guest sleeping rooms and portion of the kitchen.

Application Filed: March 24, 2016 12:00PM Advertisd: No Abutters Notified: Yes No
 Date & Time Date & Attach Publication

Licensee Contact Person for Transaction: Rick Beaudette, Vaughan, Dale, Hunter & Beaudette Phone: 508-228-4455

ADDRESS: 2 Whalers Lane PO Box 659 CITY/TOWN: Nantucket STATE: MA ZIP CODE: 02554

Remarks: Licensing: Anne McAndrew, 4 Fairgrounds Rd, Nantucket MA 02554 T: 508-325-4137 E: amcandrew@police.nantucket-ma.gov

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director



Remarks:



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

PETITION FOR CHANGE OF LICENSE

76200006

ABCC License Number

Nantucket

City/Town

The licensee **Nantucket Island Management LLC** respectfully petitions the Licensing Authorities to approve the following transactions:

- Change of Manager
- Alteration of Premises
- Pledge of License/Stock
- Cordial & Liqueurs
- Change of Corporate Name/DBA
- Change of Location
- Change of License Type (\$12 ONLY, e.g. "club" to "restaurant")

Change of Manager

Last-Approved Manager:

James Storey

Requested New Manager:

Michael Sharlet

Pledge of License /Stock

Loan Principal Amount: \$

Interest Rate:

Payment Term:

Lender:

Change of Corporate Name/DBA

Last-Approved Corporate Name/DBA:

Requested New Corporate Name/DBA:

Change of License Type

Last-Approved License Type:

Requested New License Type:

Alteration of Premises: (must fill out attached financial information form)

Description of Alteration:

Change of Location: (must fill out attached financial information form)

Last-Approved Location:

Requested New Location:

Nantucket Island Management LLC,
 By: NED Manager LLC, Manager

Signature of Licensee

Stephen R. Karp

Date Signed

3/14/2016

(If a Corporation/LLC, by its authorized representative)

Stephen R. Karp, Manager of NED Manager LLC



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

MANAGER APPLICATION

All proposed managers are required to complete a Personal Information Form, and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. LICENSEE INFORMATION:

Legal Name of Licensee: Business Name (dba):

Address:

City/Town: State: Zip Code:

ABCC License Number: Phone Number of Premise:
 (If existing licensee)

2. MANAGER INFORMATION:

A. Name: B. Cell Phone Number:

C. List the number of hours per week you will spend on the licensed premises:

3. CITIZENSHIP INFORMATION:

A. Are you a U.S. Citizen: Yes No B. Date of Naturalization: C. Court of Naturalization:

(Submit proof of citizenship and/or naturalization such as U.S. Passport, Voter's Certificate, Birth Certificate or Naturalization Papers)

4. BACKGROUND INFORMATION:

A. Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No

If yes, please describe:

B. Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No

If yes, please describe:

C. Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No

If yes, please describe:

D. Please list your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature Date

Michael J. Sharlet
790 Main Street
Brewster, MA 02631

856-220-2805 cell
michaelsharlet@yahoo.com

Executive Summary

Extensive experience and progressive leadership responsibility with luxury hotels and resorts. Record of improving efficiency, productivity, and profitability through hands on leadership. Skilled at coaching, people development and both owner | member relations. Known as an inspirational, dedicated and strong leader with high standards and a powerful drive for results.

Professional Experience

Wequassett Resort and Golf Club

Chatham, MA

Resort Manager

January 2011 – September 2015

Director of Operations

December 2008 – December 2010

- Responsible for all day to day operations for this industry leading 120 room AAA Four-Diamond, Forbes Five-Star independent luxury resort encompassing four dining outlets, over 10,000 sq. ft. of event space and a peak seasonal staff of 390 employees; reported directly to the Owner
- Managed the resort's financial aspects encompassing budgeting and forecasting with a total property revenue performance of more than \$21M annually (over 8 months)
 - Progressively improved top line total sales performance by \$5.2M over the last five years
 - Increased RevPAR from \$291.39 to \$377.58 (30% increase)
 - Delivered 40% increase in NOI
- Led the redesign and renovation efforts for a \$5M new waterfront venue unveiled in Spring 2014
- Influenced and enhanced the guest relations experience through fostering an environment that routinely goes beyond the expected
- Achieved prestigious annual accolades and testimonials, some of which include:
 - Obtained the coveted Forbes Five-Star for the first time in the history of the resort (2015)
 - Condé Nast Traveler Top 100 Best Hotels and Resorts in the World (most recent ranking no. 44 in 2015)
 - Travel + Leisure Top 50 Resorts in the U.S. (most recent ranking no. 23 in 2014)
 - Boston Globe's Top Places to Work (most recent ranking no. 2 in 2015)
- Generated 9% growth in overall guest satisfaction scores and 7% boost in employee satisfaction scores
- Cultivated a strong emphasis on brand management and employee engagement allowing for the culture of the organization to thrive and retain more than 65% of the seasonal staff

Four Seasons Hotel

Philadelphia, PA

Director of Rooms

March 2006 – June 2008

- Responsible for all Rooms and Spa operations for this 364 room AAA Five-Diamond, Forbes Four-Star hotel and a staff of 180 employees
- Instrumental in achieving significant productivity improvements within the Housekeeping and Laundry operations through the establishment of stronger labor management and efficiency controls
- Exceeded budgeted Rooms Profit each year
- Reduced turnover within the division by 12%
- Contributed to company success by improving guest satisfaction scores by 5% (overall result of 93%)

Four Seasons Hotel

Atlanta, GA

Director of Rooms

July 2003 - March 2006

- Responsible for all Rooms operations for this AAA Five-Diamond, Forbes Five-Star 244 room hotel and a staff of 110 employees
- Worked directly with the General Manager to promote revenue strategies as well as new business opportunities
- Project leader for business scope of work, planning and design of \$6M guest room renovation
- Created a 'behind the scenes' site inspection program to help build new business in partnership with our sales efforts

The Beverly Wilshire, a Four Seasons Hotel

Beverly Hills, CA

Director of Rooms

August 2001 - July 2003

Front Office Manager

December 1999 - August 2001

- Led the Rooms and Spa operations for this 395 room AAA Five-Diamond, Forbes Four-Star historic union hotel and a staff of 160 employees
- Improved the divisional working relationship between the union representatives and our hotel leadership through weekly operational meetings focused on positive win-win results versus the process
- Strengthened the way in which we delivered the very best guest experiences through an improved standards testing regimen and daily walkthrough program with key department heads in the division
- Established a return guest Guardian Angel program allowing for improved recognition and ease of service
- Improved credit policy and procedures allowing for significant reduction in both adjustments and bad debt

Four Seasons Hotel

Los Angeles, CA

Night Manager / Front Office Manager / Assistant Director of Housekeeping

November 1993 - December 1999

- Held key assistant department head positions within Front Office and Housekeeping, culminating with the Front Office Manager department head position at this 285 room AAA Five-Diamond, Forbes Five-Star hotel
- Project leader for our property's migration to Fidelio PMS
- Project leader for our sister property's PMS migration (Four Seasons Hotel Bangkok)

Elysian Beach Resort | Bolongo Bay Beach Resorts

St. Thomas, USVI

Resident Manager

August 1991 - August 1993

Education

Ohio State University
Business Administration

Columbus, OH

Professional References

Available upon request

MANAGER'S CERTIFICATE

NANTUCKET ISLAND MANAGEMENT LLC

The undersigned being the Manager of Nantucket Island Management LLC, organized under the laws of the Commonwealth of Massachusetts (the "Company") hereby certifies as follows:

1. That the undersigned is the Manager of the Company;
2. That as of this date, the Company is in full force and effect and is authorized to transact business in the Commonwealth of Massachusetts;
3. That the undersigned has been directed and duly authorized by all of the Members of the Company to file this Petition for Change of Manager with the Alcohol Beverages Control Commission for the Commonwealth of Massachusetts to change the Manager for its Seasonal All Alcoholic Inn Holder Liquor License, No. 76200006, from James Storey to Michael Sharlet;
4. That the undersigned has been directed and duly authorized by the Members to execute any and all documents and to perform any and all acts to effectuate the foregoing, all upon such terms and provisions as the undersigned deems appropriate.

[Signatures appear on following pages]

Executed under seal this 14th day of March, 2016.

NANTUCKET ISLAND MANAGEMENT
LLC

By: NED MANAGER LLC, its sole
Manager

By: Stephen R. Karp
Name: Stephen R. Karp
Its: Manager
Duly Authorized

By: Douglas E. Karp
Name: Douglas E. Karp
Its: Manager
Duly Authorized

Anne McAndrew

From: Bettina Landt <blandt@niresorts.com>
Sent: Wednesday, April 13, 2016 1:37 PM
To: Anne McAndrew
Cc: Eric Landt; Michael J. Sharlet
Subject: Fwd: You all passed!!!
Attachments: TBBKK711A0N.pdf; ATT00001.htm

Here you go!

Bettina

Begin forwarded message:

From: Jason Curtis <jcurtis@niresorts.com>
Date: March 24, 2016 at 12:02:17 PM EDT
To: "Michael J. Sharlet" <msharlet@niresorts.com>, Tania Jones <tjones@niresorts.com>, Bettina Landt <blandt@niresorts.com>, Eric Landt <elandt@niresorts.com>, Jennifer Hudson <jhudson@niresorts.com>, Mark Bronke <mbronke@niresorts.com>, Miguel Sandoval <msandoval@niresorts.com>
Subject: You all passed!!!

Congrats, you all passed TIPS and are certified for 3 years. I should receive your cards in the mail in a few days but until then, please see the confirmation attached to this email.

Thanks!

Jason

Sent from my iPhone

Begin forwarded message:

From: <processing@gettips.com>
Date: March 24, 2016 at 11:03:04 AM EDT
To: <jason.curtis@nironline.com>
Subject: Your training session 344843 was processed

We appreciate the opportunity to process your session. The certification cards, session roster, Retake Examination Answer Sheets (if applicable), and a blank session register for your next session are being sent through the mail to your preferred session delivery address. You will receive them shortly.

PLEASE REMEMBER that you can specify how you want your sessions to be processed. Your Personal Training Portal allows you to specify where you want your rosters and sessions to be delivered, and what documents you want included with the results. To update your preferences please go to the link:

<http://www.gettips.com/servicelogin.html?RNL=openpref&RID=1&DOM=TIP>

S

Participant Session Roster



HEALTH COMMUNICATIONS INC.

Trainer: Jason Curtls (41739)

Date Held: 03/10/2016

Total: 7

No. Retakes: 0 (N = New, R = Retake)

Course: TIPS On Premise

For State: MA

No. Passed: 7

Session ID: 344843

Processed: 03/24/2016

No. Failed: 0

Received: 03/18/2016

4213736	Pass	TANIA JONES	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA
4213737	Pass	MARK BRONKE	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA
4213738	Pass	JENNIFER HUDSON	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA
4213739	Pass	WILLIAM LANDT	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA
4213740	Pass	BETTINA LANDT	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA
4213741	Pass	MICHAEL SHARLET	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA
4213742	Pass	MIGUEL SANDOVAL	Nantucket Island Resorts
N	Expires: 03/10/2019		, USA

Note: Due to state privacy restrictions, Social Security Number is now only listed when required by state law

Printed on 03/24/2016



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

For Reconsideration

FORM 43
 MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

076200162
 ABCC License Number

Nantucket
 City/Town

April 20, 2016
 Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input checked="" type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee: EIN of Licensee:

D/B/A: Manager:

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.)
 If Yes, Chapter Year

Complete Description of Licensed Premises:

Application Filed: Advertisd: Abutters Notified: Yes No
 Date & Time Date & Attach Publication

Licensee Contact Person for Transaction: Phone:

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director



ABCC Remarks:



STARLIGHT THEATER & CAFÉ

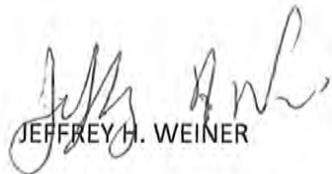
1 N. Union ST.

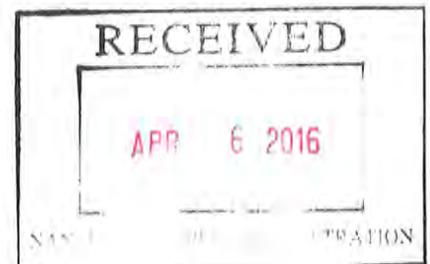
Nantucket ma 02554

RE: ANNUAL ALL-ALCOHOL RESTAURANT LICENSE

TO THE BOARD OF SELECTMEN,

I, JEFFREY H. WEINER AM REQUESTING THAT THE BOARD APPROVE MY APPLICATION AS NEW
MANAGER OF THE STARLIGHT THEATER & CAFÉ OF THE ANNUAL ALL- ALCOHOL RESTAURANT LICENSE
AT THE APRIL 6, 2016 MEETING.


JEFFREY H. WEINER





The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

PETITION FOR CHANGE OF LICENSE

076200162

ABCC License Number

Nantucket

City/Town

The licensee **Island Event Services, LLC** respectfully petitions the Licensing Authorities to approve the following transactions:

- Change of Manager
- Pledge of License/Stock
- Change of Corporate Name/DBA
- Change of License Type (\$12 ONLY, e.g. "club" to "restaurant")
- Alteration of Premises
- Cordial & Liqueurs
- Change of Location

Change of Manager

Last-Approved Manager: **Mark Watson**

Requested New Manager: **Jeffrey H. Weiner**

Pledge of License /Stock

Loan Principal Amount: \$ Interest Rate:

Payment Term: Lender:

Change of Corporate Name/DBA

Last-Approved Corporate Name/DBA:

Requested New Corporate Name/DBA:

Change of License Type

Last-Approved License Type:

Requested New License Type:

Alteration of Premises: (must fill out attached financial information form)

Description of Alteration:

Change of Location: (must fill out attached financial information form)

Last-Approved Location:

Requested New Location:

Signature of Licensee

Jeffrey H. Weiner

Digitally signed by Jeffrey H. Weiner
 DN: cn=Jeffrey H. Weiner, o=Island Event Services, LLC, email=jeff@islandeventservices.com, c=US
 Date: 2016.03.15 09:52:31 -0400

Date Signed

3/14/2016

(If a Corporation/LLC, by its authorized representative)



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

MANAGER APPLICATION

All proposed managers are required to complete a [Personal Information Form](#), and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. LICENSEE INFORMATION:

Legal Name of Licensee: Business Name (dba):

Address:

City/Town: State: Zip Code:

ABCC License Number: Phone Number of Premise:
 (If existing licensee)

2. MANAGER INFORMATION:

A. Name: B. Cell Phone Number:

C. List the number of hours per week you will spend on the licensed premises:

3. CITIZENSHIP INFORMATION:

A. Are you a U.S. Citizen: Yes No B. Date of Naturalization: C. Court of Naturalization:

(Submit proof of citizenship and/or naturalization such as U.S. Passport, Voter's Certificate, Birth Certificate or Naturalization Papers)

4. BACKGROUND INFORMATION:

A. Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No
 If yes, please describe:

B. Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No
 If yes, please describe:

C. Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No
 If yes, please describe:

D. Please list your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature Date



TO WHOM IT MAY CONCERN;

March 16, 2016

RE: liquor license

THE BOARD MEMBERS OF Island Event Services LLC. Have meet and voted on taken Mark Watson off 2016 liquor license and put in Jeffrey H. Weiner on liquor license as acting manager.

A handwritten signature in cursive script, appearing to read "Debbie Weiner", written over a horizontal dashed line.

DEBBIE WEINER

A handwritten signature in cursive script, appearing to read "Susan M. Widger", written over a horizontal dashed line.

SUSAN WIDGER

A handwritten signature in cursive script, appearing to read "Mark Watson", written over a horizontal dashed line.

MARK WATSON

A handwritten signature in cursive script, appearing to read "Jeffrey H. Weiner", written over a horizontal dashed line.

JEFFREY WEINER



ID NO. 10126617

CARD NO. 11214819

ServSafe Alcohol® CERTIFICATE

JEFFREY WEIMER

Card expires three years from the date of the examination. Local laws apply.

DATE OF EXAMINATION

6/18/2014

LICENSE #: 076200162

LICENSE FEE: \$2,750.00

THE LICENSING BOARD *for the*
TOWN OF NANTUCKET, MASSACHUSETTS
HEREBY GRANTS AN
ANNUAL RETAIL RESTAURANT LICENSE
TO EXPOSE, KEEP FOR SALE, AND TO SELL
ALL ALCOHOLIC BEVERAGES

TO BE CONSUMED ON THE PREMISES

BUSINESS: Island Event Services, LLC

DBA: Starlight Theatre & Cafe

PREMISES: One North Union Street
Nantucket, MA 02554

MANAGER: Mark Watson

ON PREMISES DESCRIBED AS:

Three rooms, outside patio, kitchen, restroom,
storage, several exits.

The hours during which alcoholic beverages may be sold: In accordance with MGL Chapter 138 and amendments thereto with the local provision that patrons shall not be served alcoholic beverages before 8:00AM Monday through Saturday and 11:00AM on Sunday. **No alcohol service is permitted after 1:00AM** and patrons must be off the license premises and said **premises must be closed by 1:30AM**. Any restrictions apply as are on file with the local licensing authority. In accordance with Article 40 ATM 2001, Chapter 86.1 Board of Health Regulations Prohibit Smoking in Certain Places within the Town of Nantucket.

This license is granted and accepted upon the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the Massachusetts General Laws, as amended and any rules or regulations made thereunder by the licensing authorities, including, but not limited to Chapter 250 of the Town of Nantucket Rules and Regulations Governing Alcoholic Beverages.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed his official signature on this 16th day of December 2015.



Robert De Costa
Chairman, Board of Selectmen

THIS LICENSE WILL EXPIRE DECEMBER 31, 2016

**Unless earlier suspended, cancelled, or revoked*

This License Shall Be Displayed On the Premises in a Conspicuous Place Where it May Be Easily Seen.

**2016 DEPARTMENTAL COMMENTS ON UTILITY PETITIONS
FOR BOS PUBLIC HEARINGS**

TYPE: ORDER FOR MANHOLE AND DUCT LOCATIONS

APPLICANT: NATIONAL GRID PLAN # 21225681

SITE ADDRESS: BACK STREET

HEARING DATE: APRIL 20, 2016

NPD: No objection from NPD, however, this project will require a detail as I'm certain that
Back Street will need to be blocked off. Chief Pittman

FIRE: Fire Department has no comments. Chief Rhude

PLANNING: No comments. M. Burns

DPW: Please use directional drilling for the road crossing and if the utility cannot do so, then
They have to backfill the cross trench with fillable flow. Silvio Genao

ORDER FOR MANHOLE AND DUCT LOCATIONS

March 3, 2016

By the Board of Selectmen
Of the Town of Nantucket, Massachusetts

Notice having been given and public hearing held, as provided by law,
IT IS HEREBY ORDERED:

that **NANTUCKET ELECTRIC COMPANY** be and they are hereby granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as said Company may deem necessary, in the public way or ways hereinafter referred to, and to make the necessary house connections along said extensions, as requested in petition of said Company dated the **3rd day of March, 2016**

Said underground electric conduits shall be located substantially in accordance with the plan filed herewith marked—

NANTUCKET ELECTRIC COMPANY

Plan No. **21225681** Dated: **03/02/2016**

The following are the public ways or parts of ways along which the underground electric conduits above referred to may be laid --

Back Street

Ngrid requests to install 3" conduit from HH 3-1 south easterly 26' along the side of road then southwest underneath the road to a new HH 3-2 located on private property to provide electric service to House #10.

Also, there shall be a reservation of one (1) underground conduit for the fire, police, telephone, internet and telegraph signal wires belonging to and used by the municipality for any municipal purpose.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of Nantucket, Massachusetts

held on the 20th day of April 2016

Clerk of Selectmen

Received and entered in the records of location orders of the town of Nantucket, Massachusetts
Book: _____ Page: _____

Attest: _____

Town Clerk

I hereby certify that on April 20, 2016, at 6 o'clock, P. M.,
at 4 Fairgrounds Road a public hearing was held on the petition of

NANTUCKET ELECTRIC COMPANY

for permission to excavate the public highways and to run and maintain underground electric conduits described in the order herewith recorded, and that I mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to erect poles, wires and fixtures under said order. And that hereupon said order was duly adopted.

Selectmen of the Town of

Nantucket, Massachusetts



CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the Board of Selectmen of the Town of Nantucket, Massachusetts, on the _____ day of _____ 2016 and recorded with the records of location orders of said Town, Book _____, Page _____.

This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest: _____
Town Clerk

Pole & UG Petition/Permit Request Form

City
Town of Nantucket WR # 21225681
(circle one)

Install _____ SO
(quantity) JO Poles on _____
(circle one) (street name)

Remove _____ SO
(quantity) JO Poles on _____
(circle one) (street name)

Relocate _____ SO
(quantity) JO Poles on _____
(circle one) (street name)

Beginning at a point approximately _____ feet _____ of the centerline
(distance) (compass heading)
of the intersection of _____
(street name)

and continuing approximately _____ feet in a _____ direction.
(distance) (compass heading)

Install underground facilities:

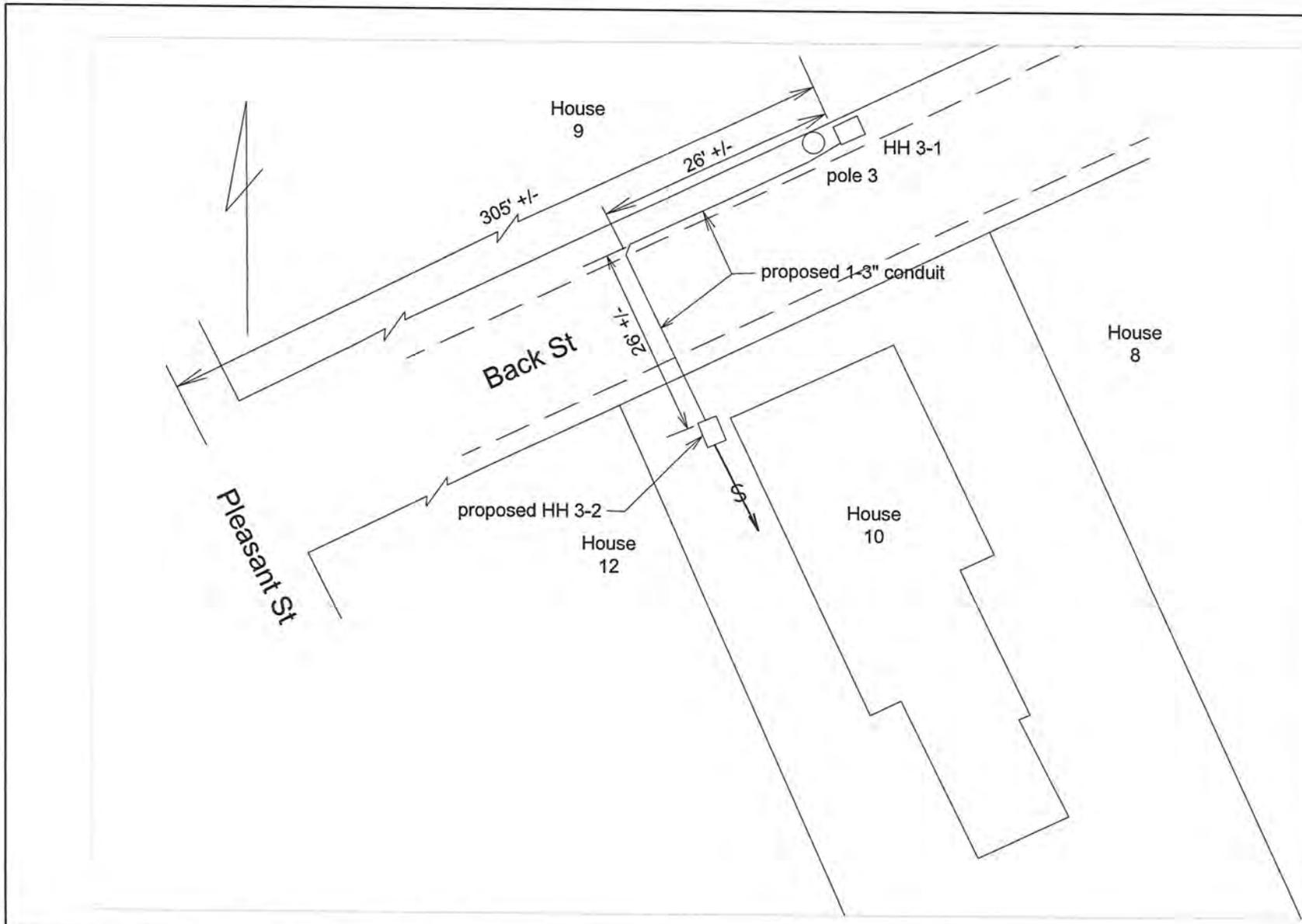
Street(s) Back St

Description of Work:

install 3" conduit from handhole 3-1 southeasterly 26' along the side of road then southwesterly underneath the road to a new handhole 3-2 located on private property to provide electric service to house 10.
note: the underground conduit has already been tunnelled under the road by the Customer's Contractor.

ENGINEER S.Breton

DATE 3-2-16



<p>LEGEND</p> <p>○ pole</p> <p>□ handhole</p> <p>—6"— underground electric service</p>	Back St Nantucket	Date: 2/17/16 Designer: S. Beaton Work Request: 2125589

**2016 DEPARTMENTAL COMMENTS ON UTILITY PETITIONS
FOR BOS PUBLIC HEARINGS**

TYPE: ORDER FOR MANHOLE AND DUCT LOCATIONS

APPLICANT: NATIONAL GRID PLAN # 20679617

SITE ADDRESS: MADAKET ROAD

HEARING DATE: APRIL 20, 2016

NPD: No objection from NPD. Chief Pittman

FIRE: Fire Department has no objections or concerns. Chief Rhude

PLANNING: My only comment is to avoid cutting the Bike Path pavement, if possible.
M. Burns

DPW: According to the Plan, it looks like NG is proposing to stay within the green strip that is between the road and the bike path. If that is the case, my only comment is that they have to loam and seed those areas after disturbing them. S. Genao

WW: Wannacomet Water has no objection to this petition. R. Gardner

ORDER FOR MANHOLE AND DUCT LOCATIONS

February 22, 2016

By the Board of Selectmen
Of the Town of Nantucket, Massachusetts

Notice having been given and public hearing held, as provided by law,
IT IS HEREBY ORDERED:

that **NANTUCKET ELECTRIC COMPANY** be and they are hereby granted permission to excavate the public highways and to run and maintain underground electric conduits, together with such sustaining and protecting fixtures as said Company may deem necessary, in the public way or ways hereinafter referred to, and to make the necessary house connections along said extensions, as requested in petition of said Company dated the **22nd day of February, 2016**

Said underground electric conduits shall be located substantially in accordance with the plan filed herewith marked—

NANTUCKET ELECTRIC COMPANY

Plan No. **20679617** Dated: **02/26/2016**

The following are the public ways or parts of ways along which the underground electric conduits above referred to may be laid --

Madaket Road

**NGRID requests installation of a combination
Of 2-3" and 1-3" conduit along side of road from
P23 281' easterly to a new transformer pad and
HH to provide service to 4 new homes.**

Also, there shall be a reservation of one (1) underground conduit for the fire, police, telephone, internet and telegraph signal wires belonging to and used by the municipality for any municipal purpose.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of Nantucket, Massachusetts held on the 20th day of April 2016

Clerk of Selectmen



Received and entered in the records of location orders of the town of Nantucket, Massachusetts
Book: _____ Page: _____

Attest: _____
Town Clerk

I hereby certify that on April 20, 2016, at 6 o'clock, P. M.,
at 4 Fairgrounds Road a public hearing was held on the petition of

NANTUCKET ELECTRIC COMPANY

for permission to excavate the public highways and to run and maintain underground electric conduits described in the order herewith recorded, and that I mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to erect poles, wires and fixtures under said order. And that hereupon said order was duly adopted.

Selectmen of the Town of

Nantucket, Massachusetts



CERTIFICATE

I hereby certify that the foregoing is a true copy of a location order and certificate of hearing with notice adopted by the Board of Selectmen of the Town of Nantucket, Massachusetts, on the _____ day of _____ 2016 and recorded with the records of location orders of said Town, Book _____, Page _____.

This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest: _____
Town Clerk

Pole & UG Petition/Permit Request Form

City
Town of Nantucket WR # 20879617
(circle one)

Install _____ SO
(quantity) (circle one) JO Poles on _____
(street name)

Remove _____ SO
(quantity) (circle one) JO Poles on _____
(street name)

Relocate _____ SO
(quantity) (circle one) JO Poles on _____
(street name)

Beginning at a point approximately 560 feet West of the centerline
(distance) (compass heading)
of the intersection of Wannacomet Rd
(street name)

and continuing approximately 281 feet in a westerly direction.
(distance) (compass heading)

Install underground facilities:

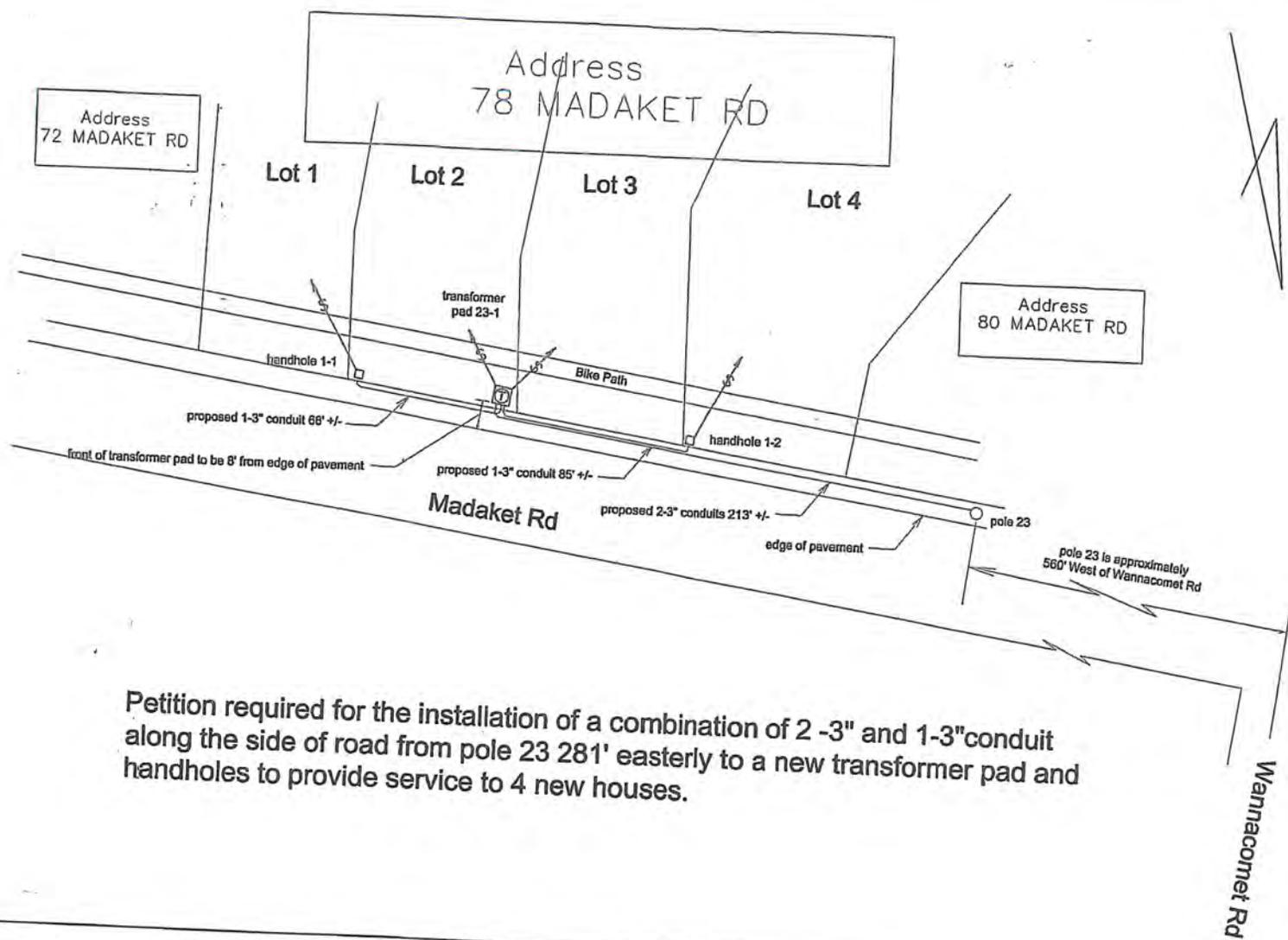
Street(s) Madaket Rd

Description of Work:

Install 2-3" conduits from pole 23 to transformer pad 23-1 and 1-3" conduit from transformer pad to handholes 1-1 and 1-2. The conduit will be installed along the side of road.

ENGINEER S.Breton

DATE 2/22/16



Petition required for the installation of a combination of 2 -3" and 1-3" conduit along the side of road from pole 23 281' easterly to a new transformer pad and handholes to provide service to 4 new houses.

Madaket Rd Nantucket nationalgrid	Date: 2/16/16 Designer: S. Benson Work Request: 20079417
	LEGEND  Transformer pad  handhole  Underground electric service
	pole 23 is approximately 560' West of Wannacomet Rd

**2016 DEPARTMENTAL COMMENTS ON UTILITY PETITIONS
FOR BOS PUBLIC HEARINGS**

TYPE: UTILITY PETITION: Order for Conduit Location

APPLICANT: VERIZON: MA 2016-10

SITE ADDRESS: MILK & WINN STREETS

HEARING DATE: APRIL 20, 2016

NPD: No concerns from NPD however, a detail will be required for this project.
Chief Pittman

FIRE: The Fire Department has no objections or concerns. Chief Rhude

PLANNING: No comments. M. Burns r

DPW: No issues with this petition. S. Genao

WW: Wannacomet Water has no objection to this petition. R. Gardner

D. FREDERICKS: This relocation project is needed to allow a key Town project. We should look to support this but we should also work closely with the utilities to coordinate with those involved in the project.

PETITION FOR CONDUIT LOCATION-CITIES AND TOWNS

To the **Board of Selectmen**

TOWN Of NANTUCKET, Massachusetts

VERIZON NEW ENGLAND INC. requests permission to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways:

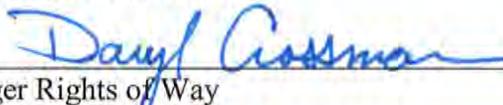
The petition proposes to maintain underground conduit for approximately 265 feet from pole #28/22 to pole #28/19, along the northerly side line of Milk Street Extension through the intersection of Winn Street. This work was placed by the town and is necessary to accommodate the extension of the Bike Path from Hummock Pond Rd.

Also for permission to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Plan marked-VZ N.E. Inc. No. **MA2016-10** dated **FEBRUARY 24, 2016** showing location of conduit to be constructed is filed herewith.

VERIZON NEW ENGLAND INC.

By _____


Manager Rights of Way

Dated this 11 day of MAR, 2016

PLEASE RETURN TO: Verizon New England Inc.,
Attn: Daryl Crossman – ENG – ROW
385 Myles Standish Blvd, Taunton, MA 02780

ORDER FOR CONDUIT LOCATION

In Board of Selectmen of the Town of NANTUCKET, Massachusetts
ORDERED:

That permission be and hereby is granted the VERIZON NEW ENGLAND INC. to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways as requested in petition of said Company dated the 10th day of **March, 2016.**

The petition proposes to maintain underground conduit for approximately 265 feet from pole #28/22 to pole #28/19, along the northerly side line of Milk Street Extension through the intersection of Winn Street. This work was placed by the town and is necessary to accommodate the extension of the Bike Path from Hummock Pond Rd.

Substantially as shown on plan marked-VZ N.E. Inc., No. **MA 2016-10** dated **02-24-2016** filed with said petition.

Also that permission be and hereby is granted said VERIZON NEW ENGLAND INC. to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

The foregoing permission is subject to the following conditions:

1. The conduits and manholes shall be of such material and construction and all work done in such manner as to be satisfactory to the Board of Selectmen or to such officers as it may appoint to the supervision of the work, and a plan showing the location of conduits constructed shall be filed with the Town when the work is completed.
2. In every underground main line conduit constructed by said Company hereunder one duct not less than three inches in diameter shall be reserved and maintained for the limited purpose of attaching one-way low voltage fire and police signaling wires owned by the municipality or governmental entity for public safety purposes only.
3. Said Company shall indemnify and save the Town harmless against all damages, costs and expense whatsoever to which the Town may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the Town.
4. In addition said Company shall, before a public way is disturbed for the laying of its wire or conduits, execute its bond in a penal sum of Five Thousand Dollars (\$5,000) (reference being had to the bond already on file with said Town) conditioned for the faithful performance of it duties under this permit.
5. Said Company shall comply with the requirements of existing by-laws and such as may hereafter be adopted governing the construction and maintenance of conduits and wires, so far as the same are not inconsistent with the laws of the Commonwealth.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of NANTUCKET, Massachusetts, held on the 20th day of APRIL 2016.

Clerk of Selectmen



ORDER FOR CONDUIT LOCATION

We hereby certify that on APRIL 20 2016, at 6 o'clock P. M. at _____ a public hearing was held on the petition of the VERIZON NEW ENGLAND INC. for permission to lay and maintain underground conduits, manholes and connection, with the wires and cables to be placed therein, described in the order herewith recorded, and that we mail at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the lines of said Company under said order. And that thereupon said order was duly adopted.



Selectmen of the Town of NANTUCKET, Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of location order, and certificate of hearing with notice adopted by the Board of Selectmen of the Town of NANTUCKET, Massachusetts, on the _____ day of _____ 2016, and recorded with the records of location orders of said Town, Book _____ Page _____. This certified copy is made under the provisions of Chapter 166 General Laws and any additions thereto or amendments thereof.

Attest:

Town Clerk

MUNICIPALITY NANTUCKET

VZ N.E. INC. No. MA2016-10

DATED 02-24-2016

PLAN FOR POLE REPLACEMENTS AND RELOCATIONS ON MILK STREET EXTENSION



59 MILK ST EXT
PARCEL # 56/209

15 WINN ST
PARCEL # 56/195

POLE #28/22
PROPOSED POLE

265' / 4" pvc conduit

WINN STREET

53 MILK ST EXT
PARCEL # 56/208

POLE #28/19
relocate

51B MILK ST EXT
PARCEL #56/206/2

18'

MILK STREET EXTENSION

120'

140'

MILK STREET EXTENSION

POLE #28/20
relocate

POLE #28/22

BIKE PATH EASEMENT AREA

PROSPECT HILL CEMETARY ASSN
PARCEL 56 / 276

(See petition MA2016-09 for
pole relocations)

2016 DEPARTMENTAL COMMENTS ON UTILITY PETITIONS

FOR BOS PUBLIC HEARINGS

TYPE: UTILITY PETITION: Order for Conduit Location

APPLICANT: VERIZON: MA 2016-11

SITE ADDRESS: MILK & HAWTHORNE STREETS

HEARING DATE: APRIL 20, 2016

NPD: No concerns from NPD. Chief Pittman

FIRE: The Fire Department has no objections or concerns. Chief Rhude

DPW: My comment would be to ask them to please use directional drilling for the road crossing on Milk Street and if they cannot do so, then they have to backfill the cross trench with flowable fill. Silvio Genao

D. FREDERICKS: This relocation project is needed to allow a key Town project. We should look to support this but we should also work closely with the utilities to coordinate with those involved in the project.

PETITION FOR CONDUIT LOCATION-CITIES AND TOWNS

To the **Board of Selectmen**

TOWN Of NANTUCKET, Massachusetts

VERIZON NEW ENGLAND INC. requests permission to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways:

The petition proposes to maintain underground conduit for approximately 321 feet from pole #34/12 to pole #28/32, along the northerly side line of Milk Street Extension through the intersection of Hawthorne Lane, thence 24 feet crossing Milk Street Extension, thence along the Southerly side of Milk Street Extension to the existing Serving Area Box. This work was placed by the town and is necessary to accommodate the extension of the Bike Path along Milk Street Extension.

Also for permission to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

Plan marked-VZ N.E. Inc. No. **MA2016-11** dated **February 24, 2016** showing location of conduit to be constructed is filed herewith.

VERIZON NEW ENGLAND INC.

By 
Manager Rights of Way

Dated this 11 day of MAR, 2016.

PLEASE RETURN TO: Verizon New England Inc.,
Attn: Daryl Crossman – ENG – ROW
385 Myles Standish Blvd, Taunton, MA 02780

ORDER FOR CONDUIT LOCATION

In Board of Selectmen of the Town of NANTUCKET, Massachusetts
ORDERED:

That permission be and hereby is granted the VERIZON NEW ENGLAND INC. to lay and maintain underground conduits and manholes, with the wires and cables to be placed therein, under the surface of the following public way or ways as requested in petition of said Company dated the 11th day of **March, 2016.**

The petition proposes to maintain underground conduit for approximately 321 feet from pole #34/12 to pole #28/32, along the northerly side line of Milk Street Extension through the intersection of Hawthorne Lane, thence 24 feet crossing Milk Street Extension, thence along the Southerly side of Milk Street Extension to the existing Serving Area Box. This work was placed by the town and is necessary to accommodate the extension of the Bike Path along Milk Street Extension.

Substantially as shown on plan marked-VZ N.E. Inc., No. MA2016-11 dated 02-24-2016 filed with said petition.

Also that permission be and hereby is granted said VERIZON NEW ENGLAND INC. to lay and maintain underground conduits, manholes, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as it may desire for distributing purposes.

The foregoing permission is subject to the following conditions:

1. The conduits and manholes shall be of such material and construction and all work done in such manner as to be satisfactory to the Board of Selectmen or to such officers as it may appoint to the supervision of the work, and a plan showing the location of conduits constructed shall be filed with the Town when the work is completed.
2. In every underground main line conduit constructed by said Company hereunder one duct not less than three inches in diameter shall be reserved and maintained for the limited purpose of attaching one-way low voltage fire and police signaling wires owned by the municipality or governmental entity for public safety purposes only.
3. Said Company shall indemnify and save the Town harmless against all damages, costs and expense whatsoever to which the Town may be subjected in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted it by the Town.
4. In addition said Company shall, before a public way is disturbed for the laying of its wire or conduits, execute its bond in a penal sum of Five Thousand Dollars (\$5,000) (reference being had to the bond already on file with said Town) conditioned for the faithful performance of it duties under this permit.
5. Said Company shall comply with the requirements of existing by-laws and such as may hereafter be adopted governing the construction and maintenance of conduits and wires, so far as the same are not inconsistent with the laws of the Commonwealth.

I hereby certify that the foregoing order was adopted at a meeting of the Board of Selectmen of the Town of NANTUCKET, Massachusetts, held on the 20th day of APRIL 2016.

Clerk of Selectmen



ORDER FOR CONDUIT LOCATION

We hereby certify that on April 20 2016, at 6 o'clock P. M. at _____ a public hearing was held on the petition of the VERIZON NEW ENGLAND INC. for permission to lay and maintain underground conduits, manholes and connection, with the wires and cables to be placed therein, described in the order herewith recorded, and that we mail at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Company is permitted to construct the lines of said Company under said order. And that thereupon said order was duly adopted.



Selectmen of the Town of NANTUCKET, Massachusetts

CERTIFICATE

I hereby certify that the foregoing is a true copy of location order, and certificate of hearing with notice adopted by the Board of Selectmen of the Town of NANTUCKET, Massachusetts, on the _____ day of _____ 2016, and recorded with the records of location orders of said Town, Book _____ Page _____. This certified copy is made under the provisions of Chapter 166 General Laws and any additions thereto or amendments thereof.

Attest:

Town Clerk



39 MILK STREET EXT
PARCEL # 56/214

#79 MILK STREET EXT
PARCEL # 56/213

#77 MILK STREET EXT
PARCEL #56/212

#75 MILK STREET EXT
PARCEL #56/212

HAWTHORNE LANE

Pole #34/12

Pole #32/11

371' (TOTAL) 1- 4" PVC CONDUIT

Pole #28/32
new

Pole #28/31
new

Pole #28/30
new

321'

HUMMOCK POND ROAD

MILK STREET EXTENSION

See pole petition# MA2016-09
For pole relocation

24'

Serving Area Interface

27'

Pole #28/32
remove

Pole #28/31
remove

Pole #28/30
remove

Bike path Easement area

40 MILK STREET EXT
PARCEL # 56/291

#78 MILK STREET EXT
PARCEL # 56/6/2

HUMMOCK POND ROAD

334 HUMMOCK POND
RD
PARCEL #56/82

VZ NE INC. NO. MA2016-11
MUNICIPALITY NANTUCKET
DATE: 02-24-2016
PLAN FOR: CONDUIT AND CABLE ON MILK ST
EXTENSION
@ HAWTHORN LANE

2016 DEPARTMENTAL COMMENT ON NEW JUNK DEALERS LICENSE
FOR BOS PUBLIC HEARINGS

TYPE: NEW JUNK DEALERS LICENSE (Fine Art, Antiques, Jewelry, Porcelain, etc.)

APPLICANT: JAMES ROBINSON, INC.

SITE ADDRESS: 2 SOUTH BEACH STREET (1ST FLOOR)

HEARING DATE: APRIL 20, 2016

NPD: The applicant for this license has not submitted fingerprints for the required fingerprint-based background check. We would ask since it has already been advertised that the applicant be notified that they must submit fingerprint cards to the NPD ASAP and the approval by the BOS be made contingent on the results of the civil fingerprint check.

NFD: The Fire Department has no objections or concerns.

James Robinson

INC.

480 Park Avenue at 58th Street

New York, N. Y. 10022

212 752-6166

info@jrobinson.com

March 23, 2016

To the Board of Selectmen

I am the owner of James Robinson, Inc, an antique store in New York City. We are a fifth generation family owned and operated business that was established in 1912. We specialize in antique and contemporary jewelry, antique silver, antique glass and porcelain, as well as handmade sterling silver flatware and hollow-ware. We are recognized as one of the top in our fields worldwide.

I have signed a lease for the vacant shop at 2 So Beach Street, sharing an entrance with Oren Mor and Michael Gaillard.

We plan to carry a selection of our jewelry, 19th, 20th & 21st century, in mostly gold and platinum set with various gemstones. Our jewelry inventory consists of pieces of extraordinary quality while still being wearable. We also plan to carry our handmade sterling silver flatware and a few sterling objects. Our flatware is completely handmade at our workshops in England, which we can trace back to the 16th century. There is none other comparable in the world.

Our hours during high season will be from 10am to 10pm.

As a business, we have always discussed opening a second shop for the summer season and I can't imagine a more perfect place for James Robinson.

Thank you

Joan Boening



The Commonwealth of Massachusetts
Town of Nantucket

APPLICATION FOR A LICENSE TO BE A DEALER IN OR KEEPER OF A
SHOP FOR THE PURCHASE, SALE OR BARTER IN

JUNK, OLD METALS AND SECOND HAND ARTICLES

I, the undersigned, hereby apply for a Junk Dealer's License, to be a dealer in or keeper of a shop for the purchase, sale or barter in accordance with the provisions of Chapter 140 of the General Laws.

Please complete the following:-

NAME: Jean Boening
ADDRESS: 245 E 93 St, NY, NY 10128
BUSINESS NAME: James Robinson, Inc
BUSINESS ADDRESS: 2 So. Beach St, Nantucket

If you are doing business in the Town of Nantucket under anything other than your own name you are required by law (MGL c.110, s.5) to file a Doing Business as Certificate (DBA) with the Office of the Town Clerk. The DBA must be filed before the issuance of the Junk Dealer's License and remain current.

Give a complete description of the premises to be used for the purpose of carrying on the business.

Ground floor space on corner of So Beach Street - store front
sharing entrance with Open Max w Michael Gaillard

Sign your name in full

Approved: Zoning Enforcement Officer [Signature] Date 3/23/14

Approved: Board of Selectmen Date

Approved: Town Clerk Date



VAUGHAN, DALE, HUNTER AND BEAUDETTE

PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

WHALER'S LANE

P.O. BOX 659

NANTUCKET, MASSACHUSETTS 02554

TEL: (508) 228-4455

FAX: (508) 228-3070

EDWARD FOLEY VAUGHAN

KEVIN F. DALE

RICHARD P. BEAUDETTE

LORI D'ELLA

BRYAN J. SWAIN

WILLIAM F. HUNTER

OF COUNSEL

March 31, 2016

BY HAND DELIVERY

Nantucket Board of Selectmen
Town and County Building
Broad Street
Nantucket, Massachusetts 02554

RECEIVED
APR - 1 2016

BY: 10:01 AM

Re: *Bug and Birdcage LLC*
31 Easy Street
Nantucket, MA 02554
Common Victualler License Application

Dear Nantucket Board of Selectmen:

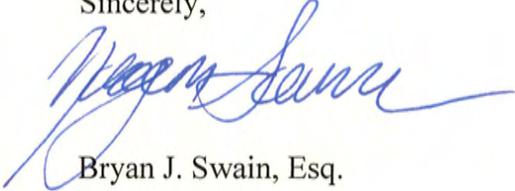
I represent the Bug and Birdcage LLC, d/b/a Town Pool, a Delaware Limited Liability Company. My client hereby applies for a Common Victualler (CV) License for the premises located at 31 Easy Street, Nantucket, Massachusetts 02554. My client intends to open up a retail shop and restaurant on the premises as soon as possible. I have enclosed the following:

- A Completed Common Victualler License Application;
- A check for \$20.00 mad payable to the Town of Nantucket;
- A check for \$50.00 made payable to the Town of Nantucket; and
- A check for \$266.90 made payable to the Inquirer and Mirror

Please schedule this matter for the next available Public Hearing. Please note that we reserve the right to supplement this application with further materials at a later time.

Thank you for your help and if you have any question, please do not hesitate to call me at 508-228-4455.

Sincerely,

A handwritten signature in blue ink, appearing to read "Bryan Swain", written in a cursive style.

Bryan J. Swain, Esq.

BJS

Encl:

cc: Bug and Birdcage, LLC

TOWN OF NANTUCET

2016 COMMON VICTUALLER (CV)

NEW OR TRANSFERRED LICENSE APPLICATION

Business Name of Applicant: Bug and Bird Care LLC

D/B/A: TownPool

Business Owner's Name: Sean Dew Cell: 774 236 9035

Business Manager's Name: Sean Dew Cell: 774 236 9035

Business Street Address: 31 Easy Street

Business Mailing Address: 11 Maple Ave, Madison Ct 06443

Business Telephone: 774 236 9035

Email Address: (Please use an email address that will be monitored year-round by Owner or Manager): Sean @ TownPool.com

Federal Tax I.D. # of Business: _____

Opening Date: 5-15-16 Days/Hours of Operation: 9:00-10:00

Type of Business: Food + Retail

Signature of Applicant: [Signature] Date: 3-28-16

Check Payable to Town of Nantucket: \$20.00 Application Fee: Ck #: ✓

Check Payable to Town of Nantucket: \$50.00 Yearly Licenses Fee: Ck #: ✓

Check Payable to Inquirer and Mirror: \$266.90 Legal Notice Fee: Ck #: ✓

Note: Nantucket Town Bylaw requires holders of certain categories of licenses and permits to be current on payment of various municipal charges. If a license or permit applicant has neglected to pay any "local taxes, fees, assessments, betterments or other municipal charges", such licenses or permits are subject to non-renewal or revocation by the Board of Selectmen. Please contact the Tax Collector office (508-228-7200 x7047 or x7048) to determine your current payment status before picking up your new/transferred CV license.

Approved: _____ Date: _____



SECTION II

DEPARTMENTAL PRE-APPROVAL FORM TO BE COMPLETED FOR NEW AND TRANSFERRING COMMON VICTUALLER LICENSES PRIOR TO THE BOARD OF SELECTMEN'S PUBLIC HEARING ON THE CV APPLICATION. IN ADDITION, THE FINAL INSPECTION FORM MUST BE SIGNED BY BUILDING AND HEALTH DEPARTMENTS BEFORE THE NEW OR TRANSFERRED LICENSE CAN BE RELEASED BY THE TOWN ADMINISTRATION OFFICE AT 16 BROAD STREET, NANTUCKET, MA 02554.

Business Name of Applicant: Bug and Birdcage LLC

d/b/a (Doing Business As): Town Pool

Address of Business: 31 Easy St. Email: Seance town pool.com

Manager Name: Sean Dow Telephone: 774-236-9035 Email: Seance town pool.com

I. HEALTH DEPARTMENT: Approved Not Approved
Comments: Have not received any plan review for new business. pre-approval only.

Signature: _____

II. BUILDING DEPARTMENT: Approved Not Approved
Comments: COI Expires 7/31/16

Signature: [Signature] Date: 3/29/16

III. ZONING ENFORCEMENT OFFICER: Approved Not Approved
Comments: pre-approval

Signature: [Signature] Date: 3/29/16

IV. FIRE DEPARTMENT: Approved Not Approved
Comments: _____

Signature: [Signature] Date: 3/29/16

Locations: Health Department: 2 Fairgrounds Rd (508-325-7587 x 7017)
Building Department: 2 Fairgrounds Rd (508-325-7587 x7009),
Zoning Enforcement Officer: 2 Fairgrounds Rd (508-325-7587 x7021)
Fire Department: 131 Pleasant St (508-228-2323 xAdministration)

THE LICENSING BOARD FOR
THE TOWN OF NANTUCKET, MASSACHUSETTS
HEREBY GRANTS A

2015
ENTERTAINMENT LICENSE

{Seven Days}

TO:

NABE ACK LLC dba
NABE ACK
31 Easy Street
Nantucket, MA 02554
Reubin Simantov, Manager

Hours of Music Entertainment: 10:30AM to 1:00AM
Benefits, Speakers, Single Acoustic Instruments 10:30AM to 11:00PM
ALL ENTERTAINMENT: NON-AMPLIFIED ONLY
WINDOWS TO BE CLOSED AT 10:00PM

First Floor: Entertainment on either side of the dining area,
Dependent on the set-up for each entertainer.
Second Floor: Single instrument players occasionally

Instrumental Music: 2-4 Instruments of various types

Vocal Music: 1-3 Vocalists

Verbal Performances: Comedians, Informational Speakers
Charitable Benefit Events (such as Yoga)

Radio (Pandora), 1 55" wide-screen TV (Bar)

EXPIRES December 31, 2015

This license must be displayed in conspicuous place.
Witness our hands, this 20th day of May 2015

Chairman, Board of Selectmen

License Fee: \$100.00

Extracts from Section 183A of Chapter 140 of the General Laws:

No innholder, common victualler, keeper of a tavern, or person owning, managing, or controlling any club, restaurant or other establishment required to be licensed under section twelve of chapter one hundred and thirty-eight or under section two, twenty-one A or twenty-one E of chapter one hundred and forty, and no persons owning, managing, or controlling any concert, dance, exhibition, cabaret or public show of any description to be conducted on any premises required to be licensed under the sections described above, shall, as a part of its usual business, offer to view, set up, set on foot, maintain or carry on concert, dance, exhibition, cabaret or public show of any description, unless and until a license therefore has been issued by the licensing authorities.

The General Laws of Massachusetts

Search the Laws

PART I. ADMINISTRATION OF THE GOVERNMENT

TITLE XX. PUBLIC SAFETY AND GOOD ORDER

Go To:
Next Section
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Chapter Table of Contents
MGL Search Page
General Court Home
Mass.gov

CHAPTER 140. LICENSES

THEATRICAL EXHIBITIONS, PUBLIC AMUSEMENTS, ETC.

Chapter 140: Section 181. Theatrical exhibitions, etc.; licenses; fees; applications; suspension or revocation; workers' compensation coverage

Section 181. The mayor or selectmen may, except as provided in section one hundred and five of chapter one hundred and forty-nine, grant and set the fee for, upon such terms and conditions as are described hereinafter, a license for theatrical exhibitions, public shows, public amusements and exhibitions of every description, to be held upon weekdays only, to which admission is obtained upon payment of money or upon the delivery of any valuable thing, or in which, after free admission, amusement is furnished upon a deposit of money in a coin controlled apparatus, but in no event shall any such fee be greater than one hundred dollars. Notwithstanding the limitations of this paragraph, a license granted to a movie theater, including any drive-in theater, for the exhibition of motion pictures shall permit such exhibition seven days per week. The fee for such license shall not exceed the total amounts paid by a licensee for licenses issued in 1997 under this section and section 4 of chapter 136 then in effect; provided, however, that the fee for such license shall not be greater than \$500.

The application for such a license shall be in writing and shall fully and specifically describe the conditions of the proposed exhibition, show, or amusement and the premises upon which the proposed exhibition, show, or amusement is to take place, to the extent that such conditions or premises would affect the public safety, health or order. Upon written request of the mayor or selectmen, the applicant shall in addition furnish reasonable information concerning the conditions of the premises and actions to be taken in order to prevent danger to the public safety, health, or order. Within thirty days following receipt of such application, the mayor or selectmen shall grant a license or shall order a hearing preceded by at least ten days written notice to the applicant. Within forty-five days next following the close of such hearing, the mayor or selectmen shall grant such license or shall deny such license upon a finding that issuance of such a license would lead to the creation of a nuisance or would endanger the public health, safety or order by:

if denying must use this criteria

- (a) unreasonably increasing pedestrian traffic in the area in which the premises are located or
- (b) increasing the incidence of disruptive conduct in the area in which the premises are located or
- (c) unreasonably increasing the level of noise in the area in which the premises are located.

Notice of such a denial shall be delivered to the applicant in writing and shall be accompanied by a statement of the reasons therefor. No application shall be denied if the anticipated harm is not significant or if the likelihood of its occurrence is remote. The mayor or selectmen may impose conditions upon a license but said conditions may only relate to compliance with applicable laws or ordinances, or to public safety, health or order, or to steps required to be taken to guard against creation of a nuisance or

to insure adequate safety and security for patrons or the affected public.

No applicant having been denied a license as aforesaid shall submit the same or a similar application within one year of said denial without including in said new application facts showing that the circumstances upon which the original denial was based have substantially changed.

The mayor or selectman may revoke or suspend a license granted pursuant to the provisions of this section upon finding, after a hearing preceded by ten days written notice to the licensee, that conditions exist which would have justified denial of the original application for such license provided, that the mayor or selectmen may petition the superior court department of the trial court to enjoin any violation of this section.

No license shall issue, however, for a traveling carnival, circus or other such traveling amusement which does not have its principal place of business within the commonwealth unless the licensee certifies that he has provided by insurance for the payment of compensation and the furnishing of other benefits under chapter one hundred and fifty-two to all persons to be employed by said licensee and that such insurance shall continue in full force and effect during the term of the license; and the licensee further certifies that he has obtained a policy of public liability insurance in the amount of at least twenty-five thousand dollars to pay any claims or judgments rendered against the licensee in favor of patrons or others to recover damages resulting from the negligence of the licensee. The amount of insurance of the policy hereinbefore required or in effect shall not limit or impair any right of recovery to which any plaintiff may be entitled in excess of such amount.

2016 DEPARTMENTAL COMMENT ON NEW ENTERTAINMENT LICENSE
FOR BOS PUBLIC HEARING

TYPE: NEW ENTERTAINMENT LICENSE

APPLICANT: A.K. DIAMONDS

SITE ADDRESS: 16 MACY'S LANE

HEARING DATE: APRIL 20, 2016

NPD: The Police Department does not have any issues with this application.
W. Pittman

BUILDING: The building is still undergoing renovations so I do not have any final comments. When completed the building will be purpose built for this use, fully sprinkled with compliant fire detection and egress. The proposed Entertainment should have no effect on the life safety of the occupants.
S. Butler

TOWN AND COUNTY OF NANTUCKET
NEW ENTERTAINMENT LICENSE APPLICATION
APPLICATION FOR LIVE AND NON-LIVE ENTERTAINMENT LICENSE
Please complete this application, sign, date and return with all requested documents to
LICENSING OFFICE, 4 FAIRGROUNDS ROAD, NANTUCKET MA 02554
Office hours: Monday-Friday 8:00AM – 4:00PM
508-325-4137
amcandrew@police.nantucket-ma.gov

1. Describe specifically where on the premises you wish to have Entertainment (Indoors? Outdoors?)

T.V.s on without volume in bar area, background music in all dining areas

2. Telephone number for business establishment: 5083672535

Please check below: Categories of Entertainment for which you are applying:

3. Instrumental Music Types of Instruments: _____
Total Number of Instruments? _____

4. Vocal Music Number of Vocalists? _____

5. Disc Jockey Karaoke 6. Dancing by Patrons Describe Size/Location of
Dance Floor on premises: _____

Hours of Dancing by Patrons: _____

7. Exhibition or Trade Show Describe _____

8. Movie Theatre Number of Screens? _____

9. Stage Plays Number of Stages? _____

10. Radio DMX CD Player i-Pod Other SONOS

11. Number of Widescreen TV's and Locations? 3 32" Screens in Bar

12. Floor Shows Describe Type/Hours (i.e. Comedian, etc.) _____

13. Will Entertainment be **AMPLIFIED** via speakers, sound system, other? Yes No

If YES, please explain details Back Ground music only

14. If athletic event(s) are to be held, please describe _____

15. Will an Admission/Cover fee be charged? Yes No

If YES, describe types of Entertainment and \$ Amount of Cover Charge: _____

15. Hours during which Entertainment will be offered (A.M. and P.M.)?

Monday	From	Noon	To	10:00pm
Tuesday	From	Noon	To	10 pm
Wednesday	From	Noon	To	10 pm
Thursday	From	Noon	To	10 pm
Friday	From	Noon	To	10 pm
Saturday	From	Noon	To	10 pm
Sunday	From	Noon	To	10 pm

16. Please list all other business licenses associated with the premises (Liquor, CV, Sunday Entertainment License from State, etc.):

liquor, cv

LICENSE MANAGER OF RECORD

1. Proposed Manager of Record Richard Diamond Email: akdrjd@gmail.com

2. Home Address 16 macy lane

3. Telephone/Cell Phone 5083672535 / _____ SSN [REDACTED]

4. Date of Birth [REDACTED] Place of Birth [REDACTED]

5. Mother's Maiden Name [REDACTED]

WITHIN THE PAST SEVEN (7) YEARS, HAS THE PROPOSED MANAGER BEEN CONVICTED OF A FELONY OR A VIOLATION OF A STATE OR FEDERAL NARCOTICS LAW?

Yes: (Please explain) _____

No:

OPERATIONS

- 1) Proposed capacity of premises: 89
- 2) Number of Restrooms 3 Number of Egresses 3
- 3) Days/Hours of Operation for Liquor License? 7
- 4) Days/Hours of Operation for CV License? 7
- 5) a. Number of employees on premises during peak hours? 12
- b. Number of employees on premises at any given time? 5
- c. Number of Managers or designated person in charge at any given time? 1

BUSINESS ORGANIZATION

Please check the applicable section:

1. The business for which this application is being filed is a:

Sole Proprietorship (Please state owner's name) _____
DBA _____

Partnership (List Partner names) _____
DBA _____

Corporation, LLC (If the applicant is a corporation, give the name and home address of each Officer, Director and Shareholder and the % of stock held by each person) R.J. Diamond inc
Richard Diamond 50%, Jeanne Diamond 50%
DBA A.K. Diamonds

2. Employer EIN/FID: 043316534

3. If new ownership, please indicate previous d/b/a, owner and date you assumed ownership _____

4. Was there an approved transfer of an Alcoholic Beverages or CV license within the past 12 months?
 Y N If YES, when? _____

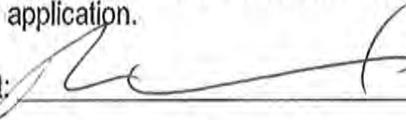
5. Do you have any financial or corporate relationship with the prior owner? **Select**
If YES, please describe: _____

6. Does any person who holds direct or indirect interest in this premises hold direct or indirect Interest in any other premises which has an Entertainment license in the Town of Nantucket?
No If YES, please describe: _____

7. Has any person who holds direct or indirect interest in the premises ever been denied an Entertainment license or had an Entertainment license suspended, revoked, or voluntarily surrendered an Entertainment license in any jurisdiction? **No** If **YES**, please attach an explanation on a separate page with dates and the name of the person with the aforementioned interest.
8. Has the applicant, or officer of the applicant: (If **YES**, please attach an explanation.)
- a. Been convicted of a felony in the past seven (7) years? **No**
 - b. Held any interest in an Alcoholic Beverage or CV license which has been suspended or revoked or voluntarily surrendered? **No**
 - c. Have any knowledge of illegal activity by its principals which may effect this license or the licensed premises? **No**

STATEMENT OF APPLICANT

Under the pains and penalties of perjury, I affirm that the preceding answers are true to the best of my knowledge and belief, and that there are no other indirect interests in this license other than those indicated in this application.

Signature of Applicant:  Date: 3/21/2016

Print Applicant's Full Name: Richard Diamond

Applicant's Relationship to Business Entity: President R.J.Diamond inc d/b/a A.K.Diamonds

TOWN OF NANTUCKET BOARD OF SELECTMEN

Approved: YES NO Date: _____

Town Manager Signature: _____

Licensing Board Conditions/Restrictions/Comments: _____



TOWN OF NANTUCET
2016 COMMON VICTUALLER (CV)
NEW OR TRANSFERRED LICENSE APPLICATION

Business Name of Applicant: Faros 17 Broad LLC

D/B/A: Greydon House

Business Owner's Name: Faros 17 Broad LLC Cell: 646-574-8501

Business Manager's Name: Jeffrey Allan David Cell: 646-574-8501

Business Street Address: 17 Broad Street, Nantucket, Massachusetts

Business Mailing Address: 551 Fifth Avenue, Suite 413, New York, New York 10176

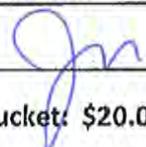
Business Telephone: to be determined

Email Address: (Please use an email address that will be monitored year-round by Owner or Manager): j david@farosproperties.com

Federal Tax I.D. # of Business: 47-1244998

Opening Date: 06/01/16 Days/Hours of Operation: 7:00 a.m. to 1:00 a.m.

Type of Business: Hotel/Restaurant

Signature of Applicant: X  Date: 3/29/16

Check Payable to Town of Nantucket: \$20.00 Application Fee: Ck #: 9199

Check Payable to Town of Nantucket: \$50.00 Yearly Licenses Fee: Ck #: 9200

Check Payable to Inquirer and Mirror: \$266.90 Legal Notice Fee: Ck #: 9201

Note: Nantucket Town Bylaw requires holders of certain categories of licenses and permits to be current on payment of various municipal charges. If a license or permit applicant has neglected to pay any "local taxes, fees, assessments, betterments or other municipal charges", such licenses or permits are subject to non-renewal or revocation by the Board of Selectmen. Please contact the Tax Collector office (508-228-7200 x7047 or x7048) to determine your current payment status before picking up your new/transferred CV license.

Approved: _____ Date: _____



17 Broad St

CV LICENSE --SECTION II

THIS DEPARTMENTAL PRE-APPROVAL FORM TO BE COMPLETED FOR NEW AND TRANSFERRING COMMON VICTUALLER LICENSES PRIOR TO THE BOARD OF SELECTMEN'S PUBLIC HEARING ON THE CV APPLICATION. IN ADDITION, A FINAL INSPECTION FROM MUST BE SIGNED BY BUILDING AND HEALTH DEPARTMENTS BEFORE THE NEW OR TRANSFERRED LICENSE CAN BE RELEASED BY THE LICENSING OFFICE AT NANTUCKET POLICE DEPARTMENT, 4 FAIRGROUNDS ROAD, NANTUCKET MA 02554.

BUSINESS NAME OF APPLICANT: _____

d/b/a (Doing Business As): _____

STREET ADDRESS OF BUSINESS: _____

EMAIL ADDRESS OF BUSINESS: _____ TELEPHONE: _____

BUSINESS MANAGER'S NAME: _____ CELL PHONE: _____

HEALTH DEPARTMENT: 3 Chestnut St. Approved _____ Not Approved

COMMENTS: A "Plan Review" has been received but not approved. awaiting further documentation

SIGNATURE: A. B. Crowley DATE: 4/12/10

BUILDING DEPARTMENT: 2 Fairgrounds Rd. _____ Approved _____ Not Approved

COMMENTS: _____

SIGNATURE: _____ DATE: _____

ZONING ENFORCEMENT OFFICER: 2 Fairgrounds Rd. _____ Approved _____ Not Approved

COMMENTS: _____

SIGNATURE: _____ DATE: _____

FIRE DEPARTMENT: 131 Pleasant St. _____ Approved _____ Not Approved

COMMENTS: _____

SIGNATURE: _____ DATE: _____

CV LICENSE --SECTION II

THIS DEPARTMENTAL PRE-APPROVAL FORM TO BE COMPLETED FOR NEW AND TRANSFERRING COMMON VICTUALLER LICENSES PRIOR TO THE BOARD OF SELECTMEN'S PUBLIC HEARING ON THE CV APPLICATION. IN ADDITION, A FINAL INSPECTION FROM MUST BE SIGNED BY BUILDING AND HEALTH DEPARTMENTS BEFORE THE NEW OR TRANSFERRED LICENSE CAN BE RELEASED BY THE LICENSING OFFICE AT NANTUCKET POLICE DEPARTMENT, 4 FAIRGROUNDS ROAD, NANTUCKET MA 02554.

BUSINESS NAME OF APPLICANT: GREG DON HOSE

d/b/a (Doing Business As): _____

STREET ADDRESS OF BUSINESS: 17 BROAD ST.

EMAIL ADDRESS OF BUSINESS: JDAVID@FAROSPURPERTIES.COM TELEPHONE: _____

BUSINESS MANAGER'S NAME: JEFF DAVID CELL PHONE: _____

HEALTH DEPARTMENT: 3 Chestnut St. _____ Approved _____ Not Approved

COMMENTS: _____

SIGNATURE: _____ DATE: _____

BUILDING DEPARTMENT: 2 Fairgrounds Rd. Approved _____ Not Approved

COMMENTS: Building is still under construction

SIGNATURE: [Signature] DATE: 4/13/16

ZONING ENFORCEMENT OFFICER: 2 Fairgrounds Rd. _____ Approved _____ Not Approved

COMMENTS: Sp. Permit #52-15

SIGNATURE: [Signature] DATE: 4/13/16

FIRE DEPARTMENT: 131 Pleasant St. Approved _____ Not Approved

COMMENTS: _____

SIGNATURE: [Signature] DATE: 4/12/16

2016 DEPARTMENTAL COMMENT ON ENTERTAINMENT LICENSE
FOR BOS PUBLIC HEARINGS

TYPE: NEW ENTERTAINMENT LICENSE
APPLICANT: FAROS 17 BROAD LLC d/b/a GREYDON HOUSE
SITE ADDRESS: 17 BROAD STREET
HEARING DATE: APRIL 20, 2016

NPD: NPD has no concerns with this license. W. Pittman

BUILDING: This building is still undergoing renovations so I do not have any final comment.
When completed the building will be purpose built for this use fully sprinkled
with compliant fire detection and egress. The proposed entertainment should
have no effect on the life safety of the occupants. S. Butler

TOWN AND COUNTY OF NANTUCKET
NEW ENTERTAINMENT LICENSE APPLICATION
APPLICATION FOR LIVE AND NON-LIVE ENTERTAINMENT LICENSE
Please complete this application, sign, date and return with all requested documents to
LICENSING OFFICE, 4 FAIRGROUNDS ROAD, NANTUCKET MA 02554
Office hours: Monday-Friday 8:00AM – 4:00PM
508-325-4137
amcandrew@police.nantucket-ma.gov

1. Describe specifically where on the premises you wish to have Entertainment (Indoors? Outdoors?)

Restaurant (Indoors)

2. Telephone number for business establishment: _____

Please check below: Categories of Entertainment for which you are applying:

3. Instrumental Music Types of Instruments: Acoustic
Total Number of Instruments? 1-4

4. Vocal Music Number of Vocalists? _____

5. Disc Jockey Karaoke 6. Dancing by Patrons Describe Size/Location of
Dance Floor on premises: No

Hours of Dancing by Patrons: N/A

7. Exhibition or Trade Show Describe N/A

8. Movie Theatre Number of Screens? N/A

9. Stage Plays Number of Stages? N/A

10. Radio DMX CD Player i-Pod Other _____

11. Number of Widescreen TV's and Locations ? N/A

12. Floor Shows Describe Type/Hours (i.e.Comedian, etc.) N/A

13. Will Entertainment be **AMPLIFIED** via speakers, sound system, other? Yes No

If YES, please explain details _____

14. If athletic event(s) are to be held, please describe N/A

15. Will an Admission/Cover fee be charged? Yes No

If YES, describe types of Entertainment and \$ Amount of Cover Charge: _____

15. Hours during which Entertainment will be offered (A.M. and P.M.)?

Monday	From	<u>7:00 a.m.</u>	+	To	<u>1:00 a.m.</u>
Tuesday	From	<u>7:00 a.m.</u>		To	<u>1:00 a.m.</u>
Wednesday	From	<u>7:00 a.m.</u>		To	<u>1:00 a.m.</u>
Thursday	From	<u>7:00 a.m.</u>		To	<u>1:00 a.m.</u>
Friday	From	<u>7:00 a.m.</u>		To	<u>1:00 a.m.</u>
Saturday	From	<u>7:00 a.m.</u>		To	<u>1:00 a.m.</u>
Sunday	From	<u>7:00 a.m.</u>		To	<u>1:00 a.m.</u>

16. Please list all other business licenses associated with the premises (Liquor, CV, Sunday Entertainment License from State, etc.):

Liquor License and Common Victualler License

LICENSE MANAGER OF RECORD

1. Proposed Manager of Record Jeffrey Allen David Email: j david@farosproperties.com

2. Home Address 97 Osterville West Barnstable Road, Osterville, Massachusetts

3. Telephone/Cell Phone 646-574-8501 / 646-574-8501 SSN [REDACTED]

4. Date of Birth [REDACTED] + Place of Birth [REDACTED]

5. Mother's Maiden Name [REDACTED]

WITHIN THE PAST SEVEN (7) YEARS, HAS THE PROPOSED MANAGER BEEN CONVICTED OF A FELONY OR A VIOLATION OF A STATE OR FEDERAL NARCOTICS LAW?

Yes: (Please explain) _____

No:

OPERATIONS

- 1) Proposed capacity of premises: 59 seats - 88 total occupancy
- 2) Number of Restrooms 3 Number of Egresses 5
- 3) Days/Hours of Operation for Liquor License? 7:00 a.m. - 1:00 a.m.
- 4) Days/Hours of Operation for CV License? 7:00 a.m. - 1:00 a.m.
- 5) a. Number of employees on premises during peak hours? 28 (inclusive of hotel)
- b. Number of employees on premises at any given time? 20 (inclusive of hotel)
- c. Number of Managers or designated person in charge at any given time? 3

BUSINESS ORGANIZATION

Please check the applicable section:

1. The business for which this application is being filed is a:
- Sole Proprietorship (Please state owner's name) _____
DBA _____
- Partnership (List Partner names) _____
DBA _____
- Corporation, LLC (If the applicant is a corporation, give the name and home address of each Officer, Director and Shareholder and the % of stock held by each person) Faros 17 Broad Street LLC,
Alexander Leventhal, Jeremy Leventhal, and Elliott Gould, Managers
DBA Greydon House
2. Employer EIN/FID: 47-1244998
3. If new ownership, please indicate previous d/b/a, owner and date you assumed ownership _____

4. Was there an approved transfer of an Alcoholic Beverages or CV license within the past 12 months?
 Y N If YES, when? _____
5. Do you have any financial or corporate relationship with the prior owner? No
If YES, please describe: _____
6. Does any person who holds direct or indirect interest in this premises hold direct or indirect
Interest in any other premises which has an Entertainment license in the Town of Nantucket?
No If YES, please describe: _____

7. Has any person who holds direct or indirect interest in the premises ever been denied an Entertainment license or had an Entertainment license suspended, revoked, or voluntarily surrendered an Entertainment license in any jurisdiction? **No** If **YES**, please attach an explanation on a separate page with dates and the name of the person with the aforementioned interest.
8. Has the applicant, or officer of the applicant: (If **YES**, please attach an explanation.)
- a. Been convicted of a felony in the past seven (7) years? **No**
 - b. Held any interest in an Alcoholic Beverage or CV license which has been suspended or revoked or voluntarily surrendered? **No**
 - c. Have any knowledge of illegal activity by its principals which may effect this license or the licensed premises? **No**

STATEMENT OF APPLICANT

Under the pains and penalties of perjury, I affirm that the preceding answers are true to the best of my knowledge and belief, and that there are no other indirect interests in this license other than those indicated in this application.

Signature of Applicant: *JAD* Date: March 29, 2016

Print Applicant's Full Name: Jeffrey Allan David

Applicant's Relationship to Business Entity: Managing Partner

TOWN OF NANTUCKET BOARD OF SELECTMEN

Approved: YES NO Date: _____

Town Manager Signature: _____

Licensing Board Conditions/Restrictions/Comments: _____



2016 DEPARTMENTAL COMMENT ON NEW CV LICENSE
FOR BOS PUBLIC HEARING

TYPE: NEW CV LICENSE

APPLICANT: ORAN MOR BISTRO (New Owners)

SITE ADDRESS: 2 SOUTH BEACH STREET (2ND FLOOR)

HEARING DATE: APRIL 20, 2016

NPD: The Police Department has no comments. W. Pittman

NFD: The Fire Department has no objections/concerns. P. Rhude

BUILDING: Any concerns will be addressed during their annual COI inspection on
Tuesday April 19, 2016. S. Butler

Attention Nantucket Board of Selectmen:

Oran Mor Bistro, located at Two South Beach Street, hereby requests a Common Victualler License for the year of 2016. We are a restaurant serving dinner only 5-7 days per week depending on the season. We will offer high end regional cuisine along with wine, beer and specialty cocktails. Our Liquor License has already been approved.

Thank you for your time and attention in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'JT', with a long horizontal flourish extending to the right.

Jon Tancinco
GM/Owner
Oran Mor Bistro

TOWN OF NANTUCET

2016 COMMON VICTUALLER (CV)

NEW OR TRANSFERRED LICENSE APPLICATION

Business Name of Applicant: J. Etc. LLC

D/B/A: Oran Mor Bistro

Business Owner's Name: Jon Tancinco Cell: 845 559 3730

Business Manager's Name: Jon Tancinco Cell: 845 559 3730

Business Street Address: 2 South Beach St.

Business Mailing Address: 2 South Beach St.

Business Telephone: 508 228 8655

Email Address: (Please use an email address that will be monitored year-round by Owner or Manager): info@oranmorbistro.com

Federal Tax I.D. # of Business: 81-0823425

Opening Date: 5-1-16 Days/Hours of Operation: 7 days, 5pm-12am

Type of Business: Restaurant

Signature of Applicant: [Signature] Date: 3-9-16

Check Payable to Town of Nantucket: \$20.00 Application Fee: Ck #: 5922990574

Check Payable to Town of Nantucket: \$50.00 Yearly Licenses Fee: Ck #: 5922990575

Check Payable to Inquirer and Mirror: \$266.90 Legal Notice Fee: Ck #: 5922990573

Note: Nantucket Town Bylaw requires holders of certain categories of licenses and permits to be current on payment of various municipal charges. If a license or permit applicant has neglected to pay any "local taxes, fees, assessments, betterments or other municipal charges", such licenses or permits are subject to non-renewal or revocation by the Board of Selectmen. Please contact the Tax Collector office (508-228-7200 x7047 or x7048) to determine your current payment status before picking up your new/transferred CV license.

Approved: _____ Date: _____



CV LICENSE -SECTION II

THIS DEPARTMENTAL PRE-APPROVAL FORM TO BE COMPLETED FOR NEW AND TRANSFERRING COMMON VICTUALLER LICENSES PRIOR TO THE BOARD OF SELECTMEN'S PUBLIC HEARING ON THE CV APPLICATION. IN ADDITION, A FINAL INSPECTION FROM MUST BE SIGNED BY BUILDING AND HEALTH DEPARTMENTS BEFORE THE NEW OR TRANSFERRED LICENSE CAN BE RELEASED BY THE LICENSING OFFICE AT NANTUCKET POLICE DEPARTMENT, 4 FAIRGROUNDS ROAD, NANTUCKET MA 02554.

BUSINESS NAME OF APPLICANT: J. Etc. LLC

d/b/a (Doing Business As): Oran Mor Bistro

STREET ADDRESS OF BUSINESS: 2 South Beach St.

EMAIL ADDRESS OF BUSINESS: info@oranmorbistro.com TELEPHONE: 508 228 8655

BUSINESS MANAGER'S NAME: Jon Tancinco CELL PHONE: 845 559 3770

HEALTH DEPARTMENT: 3 Chestnut St. Approved Not Approved

COMMENTS: plan Renew has been reviewed

SIGNATURE: A. B. Crowley DATE: 4/4/16

BUILDING DEPARTMENT: 2 Fairgrounds Rd. Approved Not Approved

COMMENTS: COI Expires 9/30/16

SIGNATURE: Att Roth DATE: 4/4/16

ZONING ENFORCEMENT OFFICER: 2 Fairgrounds Rd. Approved Not Approved

COMMENTS: _____

SIGNATURE: _____ DATE: 4/4/16

FIRE DEPARTMENT: 131 Pleasant St. Approved Not Approved

COMMENTS: _____

SIGNATURE: [Signature] DATE: 4/4/16

2016 DEPARTMENTAL COMMENT ON NEW ENTERTAINMENT LICENSE
FOR BOS PUBLIC HEARING

TYPE: NEW ENTERTAINMENT LICENSE

APPLICANT: ORAN MOR BISTRO (NEW OWNERS)

SITE ADDRESS: 2 SOUTH BEACH STREET

HEARING DATE: APRIL 20, 2016

NPD: NPD has no concerns on this application. W. Pittman

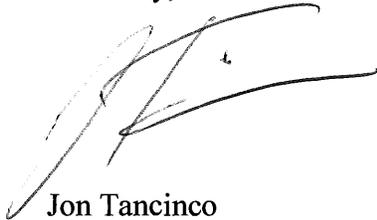
BUILDING: I have no issues or concerns. This low level of music has no effect on the life safety of the occupants. The COI inspection is Tuesday, April 19, 2016 with the COI expiring the last day of April 2016. S. Butler

Attention Nantucket Board of Selectmen:

Oran Mor Bistro, located at Two South Beach Street, hereby requests an entertainment license for the purpose of background music played on premises within the dining rooms and bar. The music will come from a centralized system - via Pandora Business or equivalent program - and amplified through small speakers in each room to enhance ambiance. We plan on serving dinner only ranging from 5-7 days per week depending on season.

Thank you for your time and attention in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jon Tancinco', with a stylized flourish extending to the right.

Jon Tancinco
GM/Owner
Oran Mor Bistro

**TOWN AND COUNTY OF NANTUCKET
NEW ENTERTAINMENT LICENSE APPLICATION**

APPLICATION FOR LIVE AND NON-LIVE ENTERTAINMENT LICENSE

Please complete this application, sign, date and return with all requested documents to
LICENSING OFFICE, 4 FAIRGROUNDS ROAD, NANTUCKET MA 02554

Office hours: Monday-Friday 8:00AM – 4:00PM

508-325-4137

amcandrew@police.nantucket-ma.gov

1. Describe specifically where on the premises you wish to have Entertainment (Indoors? Outdoors?)

Indoors, music/radio played through house
stereo system

2. Telephone number for business establishment: 508-228-8655

Please check below: Categories of Entertainment for which you are applying:

3. Instrumental Music () Types of Instruments: _____
Total Number of Instruments? _____

4. Vocal Music () Number of Vocalists? _____

5. Disc Jockey () Karaoke () 6. Dancing by Patrons () Describe Size/Location of
Dance Floor on premises: _____

Hours of Dancing by Patrons: _____

7. Exhibition or Trade Show () Describe _____

8. Movie Theatre () Number of Screens? _____

9. Stage Plays () Number of Stages? _____

10. Radio () DMX () CD Player () i-Pod (X) Other Pandora/Sonos

11. Number of Widescreen TV's and Locations? None

12. Floor Shows () Describe Type/Hours (i.e. Comedian, etc.) _____

13. Will Entertainment be **AMPLIFIED** via speakers, sound system, other? Yes No _____

If YES, please explain details Small interior speakers wired &
mounted in the dining rooms/bar

14. If athletic event(s) are to be held, please describe _____

15. Will an Admission/Cover fee be charged? Yes _____ No

If YES, describe types of Entertainment and \$ Amount of Cover Charge: _____

15. Hours during which Entertainment will be offered (A.M. and P.M.)?

Monday	From	<u>5pm</u>	To	<u>12am</u>
Tuesday	From	<u>5pm</u>	To	<u>12am</u>
Wednesday	From	<u>5pm</u>	To	<u>12am</u>
Thursday	From	<u>5pm</u>	To	<u>12am</u>
Friday	From	<u>5pm</u>	To	<u>12am</u>
Saturday	From	<u>5pm</u>	To	<u>12am</u>
Sunday	From	<u>5pm</u>	To	<u>12am</u>

16. Please list all other business licenses associated with the premises (Liquor, CV, Sunday Entertainment License from State, etc.):

Liquor: Annual All Liquor, CV

LICENSE MANAGER OF RECORD

1. Proposed Manager of Record Jon Tancino Email: jon@orcamor-bistro.com

2. Home Address 131 Polpis Nantucket, MA 02554

3. Telephone/Cell Phone 508-228-8655 / 845 559 3730 SSN [REDACTED]

4. Date of Birth [REDACTED] Place of Birth [REDACTED]

5. Mother's Maiden Name [REDACTED]

WITHIN THE PAST SEVEN (7) YEARS, HAS THE PROPOSED MANAGER BEEN CONVICTED OF A FELONY OR A VIOLATION OF A STATE OR FEDERAL NARCOTICS LAW?

Yes: (Please explain) _____

No:

OPERATIONS

- 1) Proposed capacity of premises: 96 : 77 guests, 19 staff
- 2) Number of Restrooms 2 Number of Egresses 2
- 3) Days/Hours of Operation for Liquor License? 7 days, 5pm-11pm
- 4) Days/Hours of Operation for CV License? 7 days, 5pm-11pm
- 5) a. Number of employees on premises during peak hours? 16
- b. Number of employees on premises at any given time? 10
- c. Number of Managers or designated person in charge at any given time? 2

BUSINESS ORGANIZATION

Please check the applicable section:

1. The business for which this application is being filed is a:

() Sole Proprietorship (Please state owner's name) _____
DBA _____

() Partnership (List Partner names) _____
DBA _____

Corporation, LLC (If the applicant is a corporation, give the name and home address of each Officer, Director and Shareholder and the % of stock held by each person) Edwin Clark - 131 Polaris 50%
Jon Tancoco 131 Polaris, Nantucket MA 50%
DBA Oran Mor Bistro

2. Employer EIN/FID: 81-0823425

3. If new ownership, please indicate previous d/b/a, owner and date you assumed ownership _____
Oran Mor LLC DBA Oran Mor Bistro, February 2016

4. Was there an approved transfer of an Alcoholic Beverages or CV license within the past 12 months?
Y N If YES, when? _____

5. Do you have any financial or corporate relationship with the prior owner? Y N
If YES, please describe: _____

6. Does any person who holds direct or indirect interest in this premises hold direct or indirect interest in any other premises which has an Entertainment license in the Town of Nantucket?
Y N If YES, please describe: _____

7. Has any person who holds direct or indirect interest in the premises ever been denied an Entertainment license or had an Entertainment license suspended, revoked, or voluntarily surrendered an Entertainment license in any jurisdiction? Y N If YES, please attach an explanation on a separate page with dates and the name of the person with the aforementioned interest.
8. Has the applicant, or officer of the applicant: (If YES, please attach an explanation.)
- a. Been convicted of a felony in the past seven (7) years? Y N
 - b. Held any interest in an Alcoholic Beverage or CV license which has been suspended or revoked or voluntarily surrendered? Y N
 - c. Have any knowledge of illegal activity by its principals which may effect this license or the licensed premises? Y N

STATEMENT OF APPLICANT

Under the pains and penalties of perjury, I affirm that the preceding answers are true to the best of my knowledge and belief, and that there are no other indirect interests in this license other than those indicated in this application.

Signature of Applicant: [Signature] Date: 3-17-2016
Print Applicant's Full Name: Jon Michael Tancino
Applicant's Relationship to Business Entity: Co-owner, General Manager

TOWN OF NANTUCKET BOARD OF SELECTMEN

Approved: YES _____ NO _____ Date: _____

Town Manager Signature: _____

Licensing Board Conditions/Restrictions/Comments: _____



2016 Liquor Licenses

CLASS	CATEGORY	# of LICENSES
ANNUAL	Restaurant/All Alcohol	22 (1 pending)
ANNUAL	Restaurant/Wine & Malt	1 (3 pending)
ANNUAL	Innholder/All Alcohol	1 (1 pending)
ANNUAL	Club/All Alcohol	7 (1 pending)
ANNUAL	Package/All Alcohol	5
ANNUAL	Package/Wine & Malt	3
ANNUAL	Farmer-Brewer/Malt	1
ANNUAL	Farmer-Winery/Wine	1
ANNUAL	Farmer-Distiller/All Alcohol	1
TOTAL ANNUAL LICENSES		42 (6 pending)
CLASS	CATEGORY	# of LICENSES
SEASONAL	Restaurant/All Alcohol	24 (1 pending)
SEASONAL	Restaurant/Wine & Malt	1
SEASONAL	Innholder/All Alcohol	10
SEASONAL	Package/All Alcohol	5
SEASONAL	Package/Wine & Malt	4
SEASONAL	Club/All Alcohol	3
SEASONAL	Club/Wine & Malt	2
SEASONAL	Pending Licenses	
TOTAL SEASONAL LICENSES		49 (1 pending)

2016 Annual Liquor Licenses

	DBA	PREMISES	LIQUOR
1	AK Diamonds	16 Macy Lane	Rest/All Alcohol
2	American Legion, Inc.	21 Washington St	Club/All Alcohol
3	Anglers Club	1 New Whale St	Club/All Alcohol
4	Annye's Whole Foods	14 Amelia Dr	Package/Wine/Malt
5	Atlas	130 Pleasant St	Rest/All Alcohol
6	Brotherhood of Thieves	23 Broad St	Rest/All Alcohol
7	Chicken Box	16 Dave St	Rest/All Alcohol
8	Cisco Brewery	5 Bartlett Farm Rd	Wine/Malt
9	Crosswinds	14 Airport Rd	Rest/All Alcohol
10	Dune	20 Broad St	Rest/All Alcohol
11	Faregrounds Restaurant	27 Fairgrounds Rd	Rest/All Alcohol
12	Fifty Six Union	56 Union St	Rest/All Alcohol
13	Fusaro's	17 Old South Rd	Rest/All Alcohol
14	Great Harbor Yacht Club	96 Washington St	Club/All Alcohol
15	Hatch's	133 Orange St	Package/All Alcohol
16	Island Kitchen	1 Chin's Way	Rest/All Alcohol
17	Kitty Murtagh's	4 West Creek Rd	Rest/All Alcohol
18	LoLa 41	15 S Beach St	Rest/All Alcohol
19	Lucky Express	13 West Creek Rd	Package/Wine/Malt
20	Maddequet Admiralty	15 Tennessee Ave	Club/All Alcohol
21	Miacomet Golf	12 W. Miacomet Rd	Rest/All Alcohol
22	Murray's Beverage Store	23 Main St	Package/All Alcohol
23	Muse	44 Surfside Rd	Rest/All Alcohol
24	Nantucket Culinary Center	22 Federal St	Rest/All Alcohol
25	Nantucket Golf Club	250 Mileston Rd	Club/All Alcohol
26	Nantucket Hotel/Breeze Café	77 Easton St	Innholder/All Alcohol
27	Nantucket Trading Post	12 Nobadeer Farm Rd	Package/Wine/Malt
28	Nantucket Vineyard	5 Bartlett Farm Rd	Wine/Malt
29	Nantucket Wine & Spirits	Sparks Ave	Package/All Alcohol
30	Nautilus	12 Cambridge St	Rest/All Alcohol
31	Nixs Brew Pub	15 South Water St	Rest/All Alcohol
32	Old South Liquors	57 Old South Rd	Package/All Alcohol
33	Pi Pizzeria	11 W Creek Rd	Rest/All Alcohol

2016 Annual Liquor Licenses

34	Queequeg's - Town	6 Oak St	Rest/All Alcohol
35	Rose and Crown	23 S Water St	Rest/All Alcohol
36	Sankaty Head Golf Club	100 Sankaty Ave	Club/All Alcohol
37	Sea Grille	45 Sparks Ave	Rest/All Alcohol
38	Sophie T's Pizza	7 Daves St	Rest/Wine/Malt
39	Starlight Theatre & Café	1 N. Union St	Rest/All Alcohol
40	The Islander	15 Old South Road	Package/All Alcohol
41	Triple Eight Distillery	5 Bartlett Farm Rd	All Alcohol
42	VFW Post 8608	22 Bunker Rd	Club/All Alcohol



2016 Seasonal Liquor Licenses

1	29 Fair Street	29 Fair St	Rest/All Alcohol
2	American Seasons	80 Centre St	Rest/All Alcohol
3	Arno's Breakfast & Seafood	41 Main St	Rest/All Alcohol
4	B-ACK YARD BBQ	20 Straight Wharf	Rest/All Alcohol
5	Bartlett's Ocean View Farm, Inc	33 Bartlett Farm Rd	Package/Wine
6	Beachside	30 N. Beach St.	Innholder/All Alcohol
7	Boarding House/The Pearl	12 Federal St	Rest/All Alcohol
8	Brant Pt Grill/White Elephant	50 Easton St.	Innholder/All Alcohol
9	BRIX III Inc.	1 A Windy Way	Package/All Alcohol
10	Chanticleer	9 New St	Rest/All Alcohol
11	Cliffside Beach Club	46 Jefferson Ave	Innholder/All Alcohol
12	Club Car	1 Main St	Rest/All Alcohol
13	Company of the Cauldron	5 India St	Rest/Wine/Malt
14	Cowboys	7B Bayberry Ct	Package/Wine/Malt
15	CRU	49 Straight Wharf	Rest/All Alcohol
16	Current Vintage	4 Easy St	Package/Wine/Malt
17	Epernay	14 Federal St	Package/All Alcohol
18	Galley Beach	54 Jefferson Ave	Rest/All Alcohol
19	Great Harbor Swim & Tennis	96 Washington St	Club/Wine/Malt
20	Grey Lady	23 Nobadeer Farm Rd	Rest/All Alcohol
21	Harpoon Liquors	2 Chin's Way	Package/All Alcohol
22	Jared Coffin House	29 Broad St	Innholder/All Alcohol
23	Jetties	4 Bathing Beach Rd	Rest/All Alcohol
24	Le Languedoc Inn	24 Broad St	Rest/All Alcohol
25	Lobster Trap	23 Washington St	Rest/All Alcohol
26	Lola Burger	1 Sparks Ave	Rest/All Alcohol
27	Met on Main	38 Main St	Rest/All Alcohol
28	Meursault	18 Broad St	Club/Wine/Malt
29	Millie's	326 Madaket Rd	Rest/All Alcohol
30	Millie's Market	1 Miller's Way	Package/All Alcohol
31	Nantucket Inn	5 North Water St	Innholder/All Alcohol
32	Nantucket Prime	29 Broad St	Rest/All Alcohol
33	Nantucket Yacht Club	1 South Beach St	Club/All Alcohol

2016 Seasonal Liquor Licenses

34	Proprietors	9 India St	Rest/All Alcohol
35	Sankaty Head Beach Club	18 Hoicks Hollow Rd	Club/All Alcohol
36	Sconset Bookstore	100 Sankaty Ave.	Package/All Alcohol
37	Ships Inn	13 Fair St	Innholder/All Alcohol
38	Slip 14	14 Old South Wharf	Rest/All Alcohol
39	Station 21	21 S. Water St	Rest/All Alcohol
40	Straight Wharf Restaurant	6 Harbor Square	Rest/All Alcohol
41	Summer House	17 Ocean Ave/1 Magnolia	Innholder/All Alcohol
42	Summer House Beachside Bistro	16 Ocean Ave	Rest/All Alcohol
43	Table No. 1	7 Old South Wharf	Package/Wine/Malt
44	Tavern	28 Harbor Square	Rest/All Alcohol
45	Vanessa Noel Hotel & Vanne Bar	5 Chestnut St	Innholder/All Alcohol
46	Ventuno Restaurant	21 Federal St	Rest/All Alcohol
47	Wauwinet	120 Wauwinet Rd	Innholder/All Alcohol
48	Westmoor Club	10 Westmoor Lane	Club/All Alcohol
49	White Elephant Residences	19 S. Beach St	Innholder/All Alcohol

2016 Pending Liquor Licenses (a/o 4/15/16)

	DBA	PREMISES	LIQUOR
1	45 Surfside (Annual)	45 Surfside Rd	Rest/Wine/Malt
2	Arnos (Seasonal)	41 Main St	Rest/All Alcohol
3	Barcos Y Tacos (Annual)	2 Sanford Rd	Rest/Wine/Malt
4	Greydon House (Annual)	17 Broad St	Innholder/All Alcohol
5	Oran Mor Bistro (Annual)	2 S. Beach St	Rest/All Alcohol
6	Siasconset Golf Course (Seasonal)	260 Milestone Rd	Club/All Alcohol
7	Sushi by Yoshi (Annual)	2 E. Chestnut St	Rest/Wine/Malt



2016 DEPARTMENTAL COMMENT ON NEW LIQUOR LICENSE
FOR BOS PUBLIC HEARINGS

TYPE: ALTERATION OF PREMISES

APPLICANT: FISH IN THE SPREAD LLC d/b/a Slip 14

SITE ADDRESS: 14 OLD SOUTH WHARF

HEARING DATE: APRIL 20, 2016

NPD: The NPD does not have any concerns about this application. I am not one hundred percent sure what exactly he is doing however. It seems as if he is expanding the dining room which would alter his building capacity but I didn't see that information anywhere. W. Pittman

BUILDING: This work requires a building permit and I am not aware of one being applied for or issued by the Building Department. I do not recommend approval until the work is properly permitted. S. Butler

HEALTH: We have received a "Plan Review" and are currently working with the Owner toward approval. A. Crowley



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

076200138

ABCC License Number

Nantucket

City/Town

April 20, 2016

Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|---|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input type="checkbox"/> Change of Manager | <input checked="" type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee EIN of Licensee

D/B/A Manager

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Seasonal All Alcohol Restaurant Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.)
 If Yes, Chapter Year

Complete Description of Licensed Premises:

Bistro style restaurant with indoor seating and Patio seating under an awning. There are 3 entrances also acting as exits on 1st floor. 2nd floor storage as well as prep kitchen, three restrooms, occupancy # is 70.

This Alteration of Premises: Open the wall connecting # 14 and #15 Old South Wharf, Interior wall, was pre-existing interior door approved 4/16/1991. See Floor Plan enclosed.

Application Filed: Date & Time Advertiser: Date & Attach Publication Abutters Notified: Yes No

Licensee Contact Person for Transaction Phone:

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

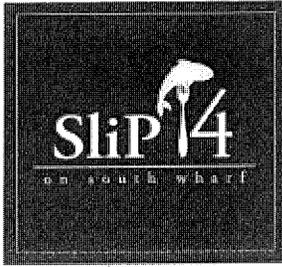
Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director



ABCC Remarks:



Town of Nantucket
Board of Selectmen
16 Broad Street
Nantucket, MA 02554

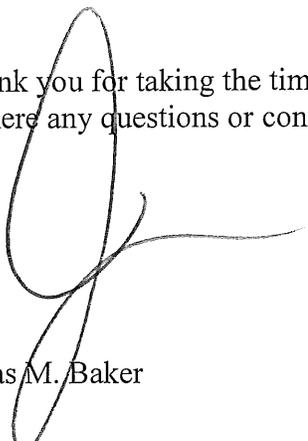
January 25, 2016

Fish in the Spread, LLC
DBA / Slip 14
9 Pine Grove Road
Nantucket, MA 02554

To the Board of Selectmen,

I am in the process of filing for an Alteration of Premises with the State of Massachusetts. It will be adding the space located at 15 Old South Wharf that is directly connected to my current location, 14 Old South Wharf. I am looking to expand my storage space, pantry and give the dining room area a more spacious feel. I am asking for your approval on the alteration of premises. The property that I am looking to move into was previously connected to my current location and operated as the "The Morning Glory Cafe". I have held the all-alcoholic license at Slip 14 Restaurant for the past ten years and have previously held the all-alcoholic license at Bluefin Restaurant without incident for five years.

Thank you for taking the time to review my application.
If there are any questions or concerns please feel free to contact me personally.



Jonas M. Baker

The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
www.mass.gov/abcc

PETITION FOR CHANGE OF LICENSE

76200138

ABCC License Number

NANTUCKET

City/Town

The licensee **FISH IN THE SPREAD LLC** respectfully petitions the Licensing Authorities to approve the following transactions:

- | | |
|---|--|
| <input type="checkbox"/> Change of Manager | <input checked="" type="checkbox"/> Alteration of Premises |
| <input type="checkbox"/> Pledge of License/Stock | <input type="checkbox"/> Cordial & Liqueurs |
| <input type="checkbox"/> Change of Corporate Name/DBA | <input type="checkbox"/> Change of Location |
| <input type="checkbox"/> Change of License Type (S12 ONLY, e.g. "club" to "restaurant") | |

Change of Manager

Last-Approved Manager:

Requested New Manager:

Pledge of License /Stock

Loan Principal Amount: \$

Interest Rate:

Payment Term:

Lender:

Change of Corporate Name/DBA

Last-Approved Corporate Name/DBA:

Requested New Corporate Name/DBA:

Change of License Type

Last-Approved License Type:

Requested New License Type:

Alteration of Premises: (must fill out financial information form)

Description of Alteration:

OPEN WALL CONNECTING 14 AND 15 OLD SOUTH WHARF INTERIOR WALL, WAS PRE-EXISTING INTERIOR DOOR APPROVED 4/16/1991. SEE FLOOR PLAN.

Change of Location: (must fill out financial information form)

Last-Approved Location:

Requested New Location:

Signature of Licensee

Date Signed

(If a Corporation/LLC, by its authorized representative)

Financial Information:

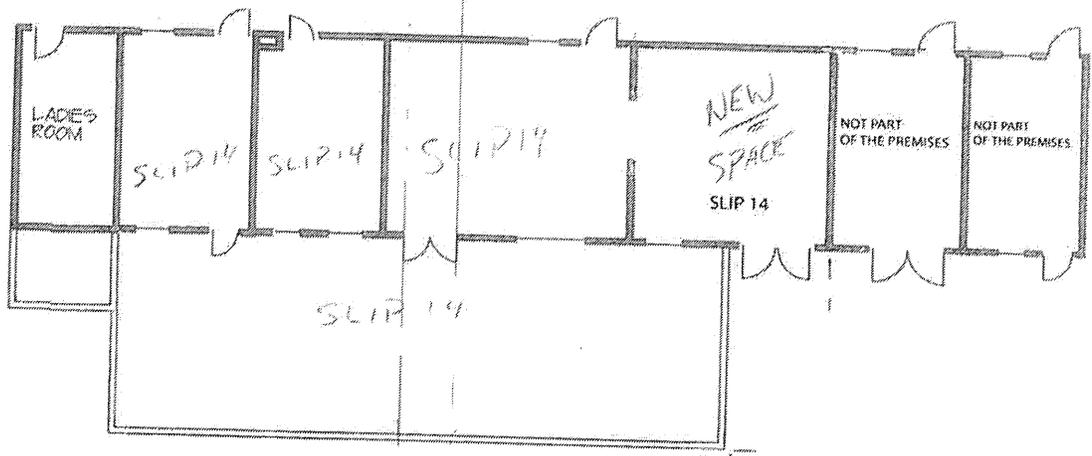
Costs Associated with License

1. Real Property:	\$	<input type="text"/>
2. Business Purchase:	\$	<input type="text" value="0"/>
3. Renovations/Construction:	\$	<input type="text" value="4,000"/>
4. Start up/Operating Capital:	\$	<input type="text" value="0"/>
5. Inventory:	\$	<input type="text" value="0"/>
6. Goodwill:	\$	<input type="text" value="0"/>
7. Furniture:	\$	<input type="text" value="3,000"/>
8. TOTAL COST:	\$	<input type="text" value="7,000"/>
9. TOTAL CASH:	\$	<input type="text" value="7,000"/>
10. TOTAL FINANCED:	\$	<input type="text" value="0"/>

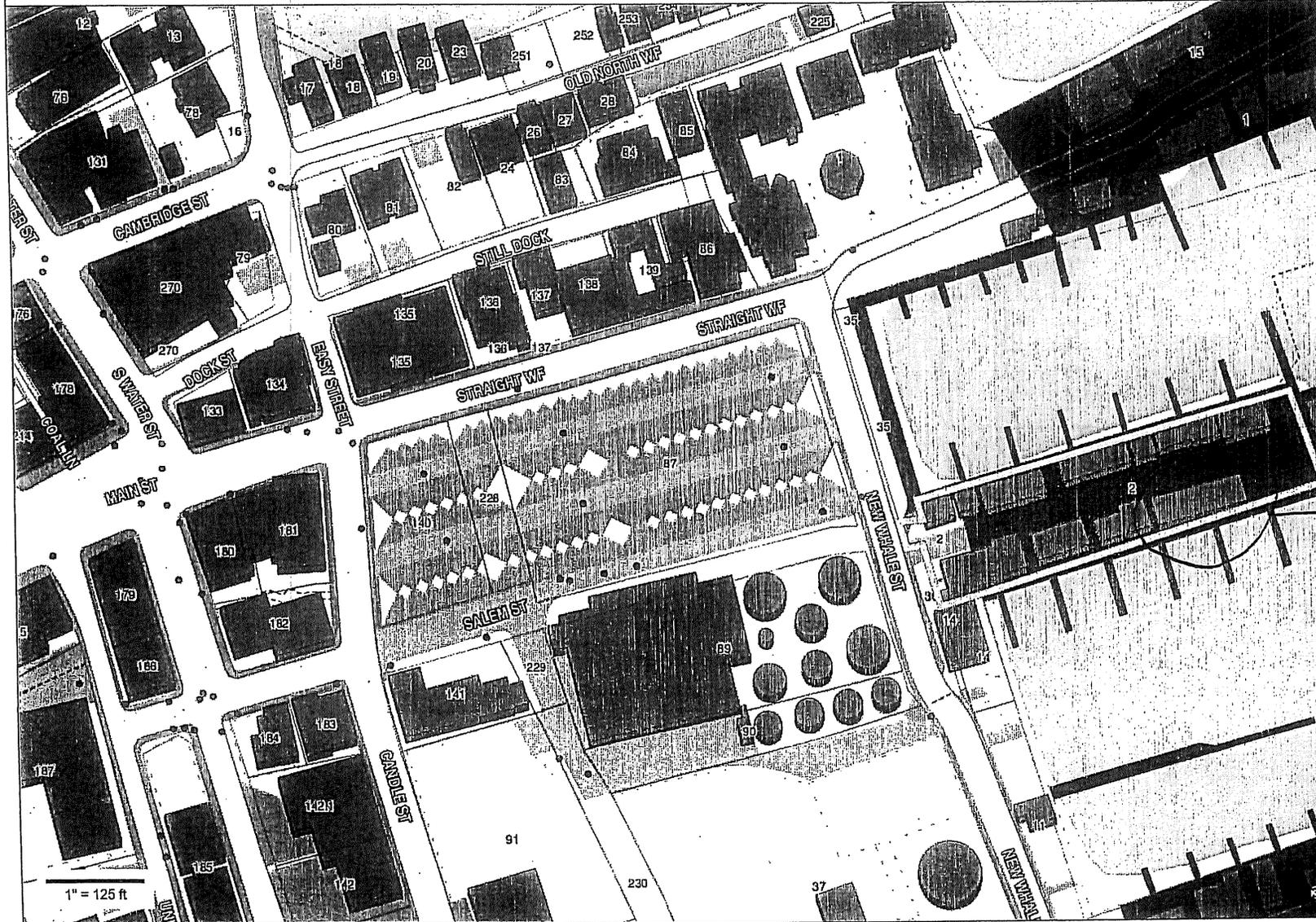
The amounts in items 9 and 10 must total the amount reflected in item 8. **IMPORTANT:** Submit any and all records, documents and affidavits including loan agreements that explain the sources of money for this transaction.

EXHIBIT A

Plan of Premises for 14 and 15 Old South Wharf, Nantucket



* Not to scale



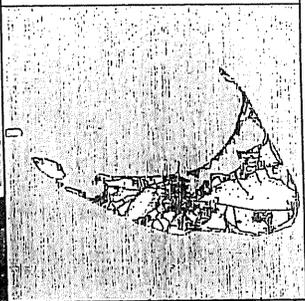
Property Information
 Property ID 4224 2
 Location NIR RETAIL LLC
 Owner C/O NEW ENGLAND DEVELOPE



**MAP FOR REFERENCE ONLY
 NOT A LEGAL DOCUMENT**

The Town makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Parcels updated January 1, 2011



CORPORATE VOTE FORM

Date: January 25, 2016

At a meeting of the Board of Directors of Fish In The Spread, LLC, held at 9 Pine Grove Road, Nantucket, MA 02554, On January 25, 2016 it was duly voted that the Corporation apply to the Licensing Board for the Town of Nantucket and the State of Massachusetts for an Alteration of Premises for the Business located at 14 Old South Wharf, Known As and DBA, Slip 14 Restaurant.

The Directors:

“VOTED: To authorize Jonas M. Baker, 100 % Share Holder and member of the Corporation, to sign the application submitted in the name of Fish In The Spread, LLC, and to execute in the Corporations behalf, any necessary papers and do all things required to have the application granted.”

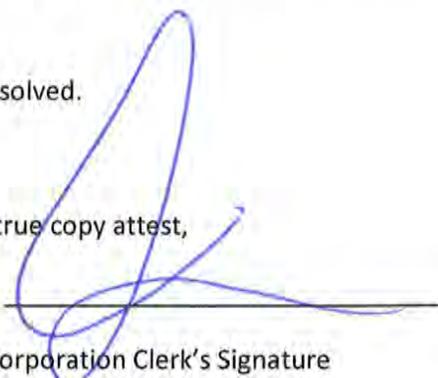
“Voted: To appoint Jonas M. Baker of Fish In The Spread, LLC as its manager or principal representative, and herby grant him with full authority and control of the premises described in the license and authority and control of the conduct of all business therein as the licensee itself could in any way have and exercise if it were a natural person residing in the Commonwealth of Massachusetts.”

“Voted: That a copy of this vote duly certified by the Clerk of the Corporation and delivered to the manager appointed, or principal representative, shall constitute the written authority required by G.L.c.138 26.”

It is herby certified that all the Directors of Fish In The Spread, LLC, a Corporation duly organized under the laws of the Commonwealth of Massachusetts, are citizens of the United States and a Majority are residents of the Commonwealth of Massachusetts.

This Corporation has not been dissolved.

A true copy attest,


Corporation Clerk's Signature

**LICENSE
ALCOHOLIC BEVERAGES**

76200138

THE LICENSING BOARD OF
THE TOWN OF NANTUCKET, MASSACHUSETTS,
HEREBY GRANTS A SEASONAL 2015

RESTAURANT

License to Expose, Keep for Sale, and to Sell

ALL ALCOHOLIC BEVERAGES

To Be Drunk on the Premises

**Fish In The Spread LLC dba
Slip 14**

Jonas M. Baker, Manager

**Described Premises: Bistro Style Restaurant with Indoor Seating
And Patio Seating Under An Awning. There are 3 Entrances also acting as
Exits on the First Floor. Second Floor storage as well as Prep Kitchen,
Three Restrooms. Occupancy is 70.**

This license is granted and accepted upon the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended and any rules or regulations made thereunder by the licensing authorities. This license is effective **April 1, 2015 through January 15, 2016**, unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned has hereunto affixed his official signature this 18th day of March 2015.

The hours during which alcoholic beverages may be sold: In accordance with MGL Chapter 138 and amendments thereto with the provision that patrons shall not be served after 1:00AM and that the patrons must be off the license premises and said premises must be closed by 1:30AM. In accordance with Article 40 ATM 2001 Chapter 86.1 Board of Health Regulations, Prohibition of Smoking in Certain Places within the Town of Nantucket applies.

**This License Shall Be Displayed
on the Premises in a Conspicuous
Place Where it May Be Easily Read.**

License Fee: \$2,900.00

Board of Selectmen



Rick Atherton, Chairman

2016 DEPARTMENTAL COMMENT ON NEW LIQUOR LICENSE
FOR BOS PUBLIC HEARINGS

TYPE: NEW SEASONAL ALL ALCOHOL RESTAURANT LIQUOR LICENSE

APPLICANT: TUSCANY ENTERPRISES INC. d/b/a ARNO'S (NEW OWNER)

SITE ADDRESS: 41 MAIN STREET

HEARING DATE: APRIL 20, 2016

NPD: The Police Department has no concerns with this application.
W. Pittman

BUILDING: The COI expires at the end of this month and no inspection has been
Scheduled. S. Butler

HEALTH: We have received a "Plan Review". We have notified the applicant a
Few times that we are still awaiting information and cannot approve the
Plan Review until they have made contact. Our concerns would be with
any kitchen changes or other changes that we need to be aware of.
A. Crowley



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

ABCC License Number

Nantucket
 City/Town

April 20, 2016
 Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input checked="" type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee EIN of Licensee

D/B/A Manager

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Seasonal All Alcohol Restaurant Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.) If Yes, Chapter Year

Complete Description of Licensed Premises:

Application Filed: Advertiser: Abutters Notified: Yes No
 Date & Time Date & Attach Publication

Licensee Contact Person for Transaction Phone:

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director



BCC Remarks:

APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

City/Town

Nantucket

1. LICENSEE INFORMATION:

A. Legal Name/Entity of Applicant:(Corporation, LLC or Individual) Tuscany Enterprises, Inc.

B. Business Name (if different) : Arno's

C. Manager of Record: Dylan Ray Barker

D. ABCC License Number (for existing licenses only) :

E. Address of Licensed Premises: 41 Main Street

City/Town: Nantucket

State: MA

Zip: 02554

F. Business Phone: 774-251-9062

G. Cell Phone: 212-729-1029

H. Email: iltesoro@me.com

I. Website: www.primaveracape.com

J. Mailing address (if different from E.): 43 Route 6A

City/Town: Yarmouth Port

State: MA

Zip: 02675

2. TRANSACTION:

- New License New Officer/Director Transfer of Stock Issuance of Stock Pledge of Stock
 Transfer of License New Stockholder Management/Operating Agreement Pledge of License

The following transactions must be processed as new licenses:

- Seasonal to Annual (6) Day to (7)-Day License Wine & Malt to All Alcohol

IMPORTANT ATTACHMENTS (1): The applicant must attach a vote of the entity authorizing all requested transactions, including the appointment of a Manager of Record or principal representative.

3. TYPE OF LICENSE:

- \$12 Restaurant \$12 Hotel \$12 Club \$12 Veterans Club \$12 Continuing Care Retirement Community
 \$12 General On-Premises \$12 Tavern (No Sundays) \$15 Package Store

4. LICENSE CATEGORY:

- All Alcoholic Beverages Wines & Malt Beverages Wines Malt
 Wine & Malt Beverages with Cordials/Liqueurs Permit

5. LICENSE CLASS:

- Annual Seasonal

6. CONTACT PERSON CONCERNING THIS APPLICATION (ATTORNEY IF APPLICABLE)

NAME: Paul R. Tardif, Esq.

ADDRESS: 490 Main Street

CITY/TOWN: Yarmouth Port STATE: MA ZIP CODE: 02675

CONTACT PHONE NUMBER: 508-362-7799 FAX NUMBER: 508-362-7199

EMAIL: ptardif@tardiflaw.com

7. DESCRIPTION OF PREMISES:

Please provide a complete description of the premises. Please note that this must be identical to the description on the Form 43. **Your description MUST include: number of floors, number of rooms on each floor, any outdoor areas to be included in licensed area, and total square footage.** i.e.: "Three story building, first floor to be licensed, 3 rooms, 1 entrance 2 exits (3200 sq ft); outdoor patio (1200 sq ft); Basement for storage (1200 sq ft). Total sq ft = 5600."

Four story brick building with approximately 1831 sq. feet on first and second floors. Dining and Bar on first and second floors, kitchens at the rear of first and second floors, basement office, food preparation area, refrigeration, receiving, supplies and storage. Main entrance in front, side entrance on left side of front to stairs and upstairs. Two additional exits (staff and emergency) and basement access to rear.

Total Square Footage: 6,862 sf Number of Entrances: 3 Number of Exits: 5

Occupancy Number: 156 Seating Capacity: 156

IMPORTANT ATTACHMENTS (2): The applicant must attach a floor plan with dimensions and square footage for each floor & room.

8. OCCUPANCY OF PREMISES:

By what right does the applicant have possession and/or legal occupancy of the premises? Final Lease

IMPORTANT ATTACHMENTS (3): The applicant must submit a copy of the final lease or documents evidencing a legal right to occupy the premises. Other:

Landlord is a(n): Trust Other:

Name: Joseph V. Arno, Trustee of Joseph V. Arno Nominee Trust Phone: Atty Gullickson: 508-228-3128

Address: 6 Young's Way City/Town: Nantucket State: MA Zip: 02584

Initial Lease Term: Beginning Date April 15, 2016 Ending Date January 15, 2020

Renewal Term: none Options/Extensions at: 0 Years Each

Rent: \$157,500.00 Per Year Rent: \$13,125.00 Per Month

Do the terms of the lease or other arrangement require payments to the Landlord based on a percentage of the alcohol sales? Yes No

If Yes, Landlord Entity must be listed in Question # 10 of this application.

If the principals of the applicant corporation or LLC have created a separate corporation or LLC to hold the real estate, the applicant must still provide a lease between the two entities.

The Applicant is a(n):

Other :

If the applicant is a Corporation or LLC, complete the following:

Date of Incorporation/Organization:

State of Incorporation/Organization:

Is the Corporation publicly traded? Yes No

10. INTERESTS IN THIS LICENSE:

List all individuals involved in the entity (e.g. corporate stockholders, directors, officers and LLC members and managers) and any person or entity with a direct or indirect, beneficial or financial interest in this license.

IMPORTANT ATTACHMENTS (4):

A. All individuals or entities listed below are required to complete a Personal Information Form.

B. All shareholders, LLC members or other individuals with any ownership in this license must complete a CORI Release Form (unless they are a landlord entity)

Name	All Titles and Positions	Specific % Owned	Other Beneficial Interest
AJ Black	Pres, Treas, Sec, Dir.	100%	
Dylan Ray Barker	Dir.	0	
Joseph V. Arno, Trustee	Landlord	0	% of sales as rent

*If additional space is needed, please use last page.

11. EXISTING INTEREST IN OTHER LICENSES:

Does any individual listed in §10 have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No **If yes, list said interest below:**

Name	License Type	Licensee Name & Address
Il Tesoro, Inc.	<input type="text" value="\$12 Restaurant"/>	751 Tarpon Bay Road, Sanibel Island, FL 33957
Trevi Restaurant Group, Co.	<input type="text" value="\$12 Restaurant"/>	43 Route 6A, Yarmouth Port, MA 02675 ("Primavera")
Arnos	<input type="text" value="\$12 Restaurant"/>	41 Mains Street, Nantucket, MA (Joseph Arno's current license)
	<input type="text" value="Please Select"/>	
	<input type="text" value="Please Select"/>	
	<input type="text" value="Please Select"/>	

Has any individual listed in §10 who has a direct or indirect beneficial interest in this license ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held? Yes No If yes, list said interest below:

Name	Licensee Name & Address	Date	Reason Terminated
Il Tesoro	Liquor License in Martha's Vineyard, MA for a restaurant	01/01/2009	Not Renewed
Il Tesoro	Liquor License in New York, NY for a restaurant (Sold)	06/01/2015	Not Renewed
Easy Street Restaurant	Liquor License for 31 Easy Street, Easy Street Restaurant	01/01/1996	Transferred

13. DISCLOSURE OF LICENSE DISCIPLINARY ACTION:

Have any of the disclosed licenses to sell alcoholic beverages listed in §11 and/or §12 ever been suspended, revoked or cancelled? Yes No If yes, list said interest below:

Date	License	Reason of Suspension, Revocation or Cancellation
01/01/1995	Liquor License	Suspended due to premature operation by tenant

14. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR A (§15) PACKAGE STORE LICENSE ONLY :

A.) For Individual(s):

1. Are you a U.S. Citizen? Yes No
2. Are you a Massachusetts Residents? Yes No

B.) For Corporation(s) and LLC(s) :

1. Are all Directors/LLC Managers U.S. Citizens? Yes No
2. Are a majority of Directors/LLC Managers Massachusetts Residents? Yes No
3. Is the License Manager a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

- 1.. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

15. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR (§12) RESTAURANT, HOTEL, CLUB, GENERAL ON PREMISE, TAVERN, VETERANS CLUB LICENSE ONLY:

A.) For Individual(s):

1. Are you a U.S. Citizen? Yes No

B.) For Corporation(s) and LLC(s) :

1. Are a majority of Directors/LLC Managers **NOT** U.S. Citizen(s)? Yes No
2. Is the License Manager or Principal Representative a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

- 1.. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

A. Purchase Price for Real Property:	\$0.00
B. Purchase Price for Business Assets:	\$0.00
C. Costs of Renovations/Construction:	\$0.00
D. Initial Start-Up Costs:	\$15,000.00
E. Purchase Price for Inventory:	\$0.00
F. Other: (Specify)	\$0.00
G: TOTAL COST	\$15,000.00
H. TOTAL CASH	\$15,000.00
I. TOTAL AMOUNT FINANCED	\$0.00

IMPORTANT ATTACHMENTS (5): Any individual, LLC, corporate entity, etc. providing funds of \$50,000 or greater towards this transaction, must provide proof of the source of said funds. Proof may consist of three consecutive months of bank statements with a minimum balance of the amount described, a letter from your financial institution stating there are sufficient funds to cover the amount described, loan documentation, or other documentation.

The amounts listed in subsections (H) and (I) must total the amount reflected in (G).

17. PROVIDE A DETAILED EXPLANATION OF THE FORM(S) AND SOURCE(S) OF FUNDING FOR THE COSTS IDENTIFIED ABOVE (INCLUDE LOANS, MORTGAGES, LINES OF CREDIT, NOTES, PERSONAL FUNDS, GIFTS):

The funds needed to open are currently in savings and can be documents as evidenced from the attached bank statements.

*If additional space is needed, please use last page.

18. LIST EACH LENDER AND LOAN AMOUNT(S) FROM WHICH "TOTAL AMOUNT FINANCED" NOTED IN SUB-SECTIONS 16(I) WILL DERIVE:

Name	Dollar Amount	Type of Financing
n/a		

*If additional space is needed, please use last page.

B. Does any individual or entity listed in §17 or §18 as a source of financing have a direct or indirect, beneficial or financial interest in this license or any other license(s) granted under Chapter 138? Yes No

If yes, please describe:

19. PLEDGE: (i.e. COLLATERAL FOR A LOAN)

A.) Is the applicant seeking approval to pledge the license? Yes No

1. If yes, to whom:

2. Amount of Loan:

3. Interest Rate:

4. Length of Note:

5. Terms of Loan :

B.) If a corporation, is the applicant seeking approval to pledge any of the corporate stock? Yes No

1. If yes, to whom:

2. Number of Shares:

C.) Is the applicant pledging the inventory? Yes No

If yes, to whom:

IMPORTANT ATTACHMENTS (6): If you are applying for a pledge, submit the pledge agreement, the promissory note and a vote of the Corporation/LLC approving the pledge.

20. CONSTRUCTION OF PREMISES:

Are the premises being remodeled, redecorated or constructed in any way? If YES, please provide a description of the work being performed on the premises: Yes No

Floors being painted, kitchen updated and cleaned, paint and decorations.

21. ANTICIPATED OPENING DATE:

IF ALL OF THE INFORMATION AND
ATTACHMENTS ARE NOT COMPLETE
THE APPLICATION WILL BE
RETURNED



Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
www.mass.gov/abcc

MANAGER APPLICATION

All proposed managers are required to complete a Personal Information Form,
and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. LICENSEE INFORMATION:

Legal Name of Licensee: Business Name (dba):

Address:

City/Town: State: Zip Code:

ABCC License Number: (If existing licensee) Phone Number of Premise:

2. MANAGER INFORMATION:

A. Name: B. Cell Phone Number:

C. List the number of hours per week you will spend on the licensed premises:

3. CITIZENSHIP INFORMATION:

A. Are you a U.S. Citizen: Yes No B. Date of Naturalization: C. Court of Naturalization:

(Submit proof of citizenship and/or naturalization such as US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers)

4. BACKGROUND INFORMATION:

A. Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No

If yes, please describe:

B. Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No

If yes, please describe:

C. Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No

If yes, please describe:

D. List your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

See attached Resume

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature Date

Queens, NY 11103
347-738-2526

Professional Profile

- Motivated and self driven professional with ten years restaurant experience.
- Genuine love for the food/beverage industry as well as human interaction.
- Efficient and friendly

Work Experience

- Server/Assistant Manager May 2013- Present
 - Il Tesoro Ristorante/ Sanibel Fl/Manhattan Ny
 - White tablecloth fine dining atmosphere.
 - Seafood driven southern Italian cuisine with six page wine list.
 - Responsibilities
 - Six table section/Writing schedule/Payroll/Mix drinks
- Server Dec 2012-May 2013
 - Blu Que/ Siesta Key Sarasota Fl
 - High volume seasonal turn and burn island grill
 - Responsibilities
 - Ten table sections while expected to run food and perform side work simultaneously.
- Bartender Dec 2009-Dec 2012
 - Venezia Ristorante/St Armands Circle Sarasota Fl
 - High volume casual Italian
 - Responsibilities
 - Beer and wine service bar while also providing service to 12 seats.
- Busser/Expo/Barback Jan 2004-Aug 2009
 - Bistro 41/Bell Tower Shops Fort Myers Fl
 - Casual fine dining French bistro

Tuscany Enterprises, Inc.

**Action by Consent of Stockholders and Directors in Lieu of a Special Meeting of
Stockholders and Directors**

Dated: March 29, 2016

The undersigned, being the Directors of Tuscany Enterprises, Inc., a Massachusetts corporation, registered to do business here in the Commonwealth of Massachusetts, do hereby adopt and consent to the following votes and takes the following actions by written consent in lieu of a Special Meeting of Stockholders and Directors and do hereby direct the Clerk to file this written consent with the records of this corporation:

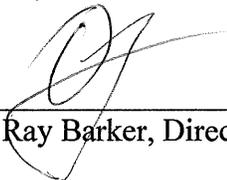
VOTED: That AJ Black, as President is authorized on behalf of Tuscany Enterprises, Inc. to apply for a Petition for a new Seasonal All Alcohol On-Premises Liquor License for the property at 41 Main Street, Nantucket, MA, and to execute on its behalf any and all necessary papers to do all things relative to the granting of these requests; and

VOTED: That Dylan Ray Barker, be named as the Liquor License Manager on behalf of Tuscany Enterprises, Inc. in its application for a Petition for the issuance of a new Seasonal All Alcohol On-Premises Liquor License for the property at 41 Main Street, Nantucket, MA, and to execute on its behalf any and all necessary papers to do all things relative to the granting of these requests.

This writing shall be filed with the records of the meetings of the Directors of Tuscany Enterprises, Inc. and shall for all purposes be treated as a vote taken at a meeting as of 11:00 am on March 29, 2016.



AJ/Black, Director



Dylan Ray Barker, Director

**LICENSE
ALCOHOLIC BEVERAGES**

076200205

THE LICENSING BOARD OF
THE TOWN OF NANTUCKET, MASSACHUSETTS
HEREBY GRANTS A SEASONAL **2015**

RESTAURANT

LICENSE TO EXPOSE, KEEP FOR SALE AND TO SELL

All Alcoholic Beverages
To Be Drunk on the Premises

Joseph V. Arno d/b/a

Arno's Breakfast and Seafood Restaurant

Manager: Joseph V. Arno

Described Premises: Two and a half story building with approximately 1700 sq. ft. on first and second floors. Dining and Bar on first and second floors, kitchens at rear of first and second floors, third floor storage, basement office and storage. Main entrance in front, side entrance on left side of front to stairs and upstairs. Two additional exists (staff and emergency) and basement access to rear.

This license is granted and accepted on the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended and any rules or regulations made thereunder by the licensing authorities. This license is effective **April 1, 2015 through January 15, 2016**, unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned has hereunto affixed his official signature on this 18th day of March 2015.

The hours during which alcoholic beverages may be sold: In accordance with MGL Chapter 138 and amendments thereto, with the local provision that patrons shall not be served alcoholic beverages before 8:00AM Monday through Saturday and 11:00AM on Sunday. No alcohol service is permitted after 1:00AM and patrons shall be off the license premises and said premises must be closed by 1:30AM. Any restrictions apply as are on file with the local licensing authority. In accordance with Article 40 ATM2001, Chapter 86.1 Board of Health Regulations Prohibit Smoking in Certain Places Within the Town of Nantucket applies.

This License Shall Be Displayed on
The Premises in a Conspicuous
Place Where it May Be Easily Seen.
License Fee: **\$2900.00**

Board of Selectmen

Rick Atherton
Rick Atherton, Chairman



TOWN AND COUNTY OF NANTUCKET

16 Broad Street
Nantucket, Massachusetts 02554

Telephone (508) 228-7255
Facsimile (508) 228-7272
www.nantucket-ma.gov

At a meeting held Wednesday, April 20, 2016, the Nantucket Board of Selectmen approved an application for a new seasonal all-alcoholic beverages restaurant license for Tuscany Enterprises, Inc. d/b/a Arno's, Dylan Ray Barker, Manager, for the premises located at 41 Main Street, Nantucket, MA 02554. The Board determines that this new liquor license is not detrimental to the spiritual activities of the Unitarian Universalist Church located at 11 Orange Street, St. Mary's Rectory located at 6 Orange Street, St. Mary's Catholic Church located at 3 Federal Street and United Methodist Church located at 2 Centre Street, Nantucket MA. These abutters are located within 500 feet of the premises of 41 Main Street (Section 12 liquor license holder).

James R. Kelly, Chairman

Dawn E. Hill Holdgate, Vice Chairman

Rick Atherton

Robert R. DeCosta

Matthew G. Fee

Board of Selectmen
Nantucket, MA

2016 DEPARTMENTAL COMMENT ON NEW LIQUOR LICENSE
FOR BOS PUBLIC HEARING

TYPE: ANNUAL WINE/MALT RESTAURANT LIQUOR LICENSE

APPLICANT: 45 SURFSIDE ROAD LLC d/b/a 45 SURFSIDE

SITE ADDRESS: 45 SURFSIDE ROAD

HEARING DATE: APRIL 20, 2016

NPD: The NPD has no technical concerns with this application. We are however concerned about the service of alcoholic beverages at a location this close to the Public Schools. We do oppose any service of alcoholic beverages on the outside deck. W. Pittman

NFD:

BUILDING: This building is still undergoing the renovation to change the use to a restaurant. I am not aware of the status of the construction so I cannot offer an opinion at this time. S. Butler



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

ABCC License Number

City/Town

Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input checked="" type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee EIN of Licensee

D/B/A Manager

ADDRESS: CITY/TOWN: STATE ZIP CODE

Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt)
 Type: (Restaurant, Club, Package Store, General On Premises, Etc.)
 If Yes, Chapter Year

Complete Description of Licensed Premises:

In whole of said 2 story building with cafe, kitchen, hallway, storage and restrooms on the first floor (approximately 2000 square feet), storage in the basement (approximately 1450 square feet), and rear deck (approximately 448 square feet), total square footage 3898. See attached floor plan.

Application Filed: Advertiser: Abutters Notified: Yes No
 Date & Time Date & Attach Publication

Licensee Contact Person for Transaction Phone:

ADDRESS: CITY/TOWN: STATE ZIP CODE

Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director

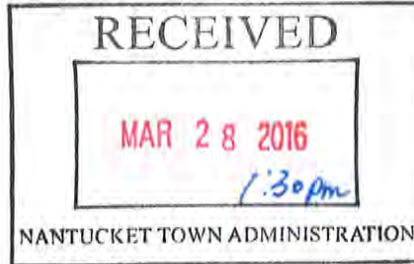


ABCC Remarks:

March 24, 2016

Via Federal Express

Nantucket Licensing Office
Attn: Anne McAndrew
4 Fairgrounds Road
Nantucket, MA 02554



Michael E. Brangwynne
857-250-0446
Mike.Brangwynne@dsu-law.com

Re: *New License Application, Forty-Five Surfside Road, LLC d/b/a 45 Surfside
45 Surfside Road, Nantucket*

Dear Ms. McAndrew:

Enclosed with respect to the above mentioned applicant, please find the following:

1. Application for New Section 12 Wine and Malt Beverages Liquor License with supporting documentation.

Further materials, including pictures of the proposed layout and a menu will be submitted for the Board's review at the hearing on this matter. Please schedule this matter for the next available hearing. Please feel free to contact me if you have any questions or concerns. Thank you for your attention to this matter.

Very truly yours,

DINICOLA, SELIGSON & UPTON, LLP

A handwritten signature in blue ink that reads "M. Brangwynne".

Michael E. Brangwynne

MEB/

APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

City/Town

Nantucket

1. LICENSEE INFORMATION:

A. Legal Name/Entity of Applicant:(Corporation, LLC or Individual) Forty-Five Surfside Road LLC

B. Business Name (if different) : 45 Surfside

C. Manager of Record: Rebecca A. Moesinger

D. ABCC License Number (for existing licenses only) : TBD

E. Address of Licensed Premises: 45 Surfside Road

City/Town: Nantucket

State: MA

Zip: 02554

F. Business Phone: (617) 828 - 3058

G. Cell Phone:

H. Email: rebecca@45surfside.com

I. Website: www.45surfside.com

J. Mailing address (If different from E.): Same

City/Town:

State:

Zip:

2. TRANSACTION:

- New License New Officer/Director Transfer of Stock Issuance of Stock Pledge of Stock
 Transfer of License New Stockholder Management/Operating Agreement Pledge of License

The following transactions must be processed as new licenses:

- Seasonal to Annual (6) Day to (7)-Day License Wine & Malt to All Alcohol

IMPORTANT ATTACHMENTS (1): The applicant must attach a vote of the entity authorizing all requested transactions, including the appointment of a Manager of Record or principal representative.

3. TYPE OF LICENSE:

- §12 Restaurant §12 Hotel §12 Club §12 Veterans Club §12 Continuing Care Retirement Community
 §12 General On-Premises §12 Tavern (No Sundays) §15 Package Store

4. LICENSE CATEGORY:

- All Alcoholic Beverages Wines & Malt Beverages Wines Malt
 Wine & Malt Beverages with Cordials/Liqueurs Permit

5. LICENSE CLASS:

- Annual Seasonal

6. CONTACT PERSON CONCERNING THIS APPLICATION (ATTORNEY IF APPLICABLE)

NAME:

ADDRESS:

CITY/TOWN: STATE: ZIP CODE:

CONTACT PHONE NUMBER: FAX NUMBER:

EMAIL:

7. DESCRIPTION OF PREMISES:

Please provide a complete description of the premises. Please note that this must be identical to the description on the Form 43. **Your description MUST include: number of floors, number of rooms on each floor, any outdoor areas to be included in licensed area, and total square footage.** i.e.: "Three story building, first floor to be licensed, 3 rooms, 1 entrance 2 exits (3200 sq ft); outdoor patio (1200 sq ft); Basement for storage (1200 sq ft). Total sq ft = 5600."

In whole of said 2 story building with cafe, kitchen, hallway, storage and restrooms on the first floor (approximately 2000 square feet), storage in the basement (approximately 1450 square feet), and rear deck (approximately 448 square feet), total square footage 3898. See attached floor plans.

Total Square Footage: Number of Entrances: Number of Exits:

Occupancy Number: Seating Capacity:

IMPORTANT ATTACHMENTS (2): The applicant must attach a floor plan with dimensions and square footage for each floor & room.

8. OCCUPANCY OF PREMISES:

By what right does the applicant have possession and/or legal occupancy of the premises?

IMPORTANT ATTACHMENTS (3): The applicant must submit a copy of the final lease or documents evidencing a legal right to occupy the premises.

Other:

Landlord is a(n): Other:

Name: Phone:

Address: City/Town: State: Zip:

Initial Lease Term: Beginning Date Ending Date

Renewal Term: Options/Extensions at: Years Each

Rent: Per Year Rent: Per Month

Do the terms of the lease or other arrangement require payments to the Landlord based on a percentage of the alcohol sales?
Yes No

If Yes, Landlord Entity must be listed in Question # 10 of this application.

If the principals of the applicant corporation or LLC have created a separate corporation or LLC to hold the real estate, the applicant must still provide a lease between the two entities.

9. LICENSE STRUCTURE:

The Applicant is a(n):

LLC

Other :

If the applicant is a Corporation or LLC, complete the following:

Date of Incorporation/Organization:

03/23/2015

State of Incorporation/Organization:

Massachusetts

Is the Corporation publicly traded?

Yes

No

10. INTERESTS IN THIS LICENSE:

List all individuals involved in the entity (e.g. corporate stockholders, directors, officers and LLC members and managers) and any person or entity with a direct or indirect, beneficial or financial interest in this license.

IMPORTANT ATTACHMENTS (4):

A. All individuals or entities listed below are required to complete a [Personal Information Form](#).

B. All shareholders, LLC members or other individuals with any ownership in this license must complete a [CORI Release Form](#) (unless they are a landlord entity)

Name	All Titles and Positions	Specific % Owned	Other Beneficial Interest
Rebecca A. Moesinger	LLC Manager/Member	100%	Manager of Record

*If additional space is needed, please use last page.

11. EXISTING INTEREST IN OTHER LICENSES:

Does any individual listed in §10 have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No **If yes, list said interest below:**

Name	License Type	Licensee Name & Address
	Please Select	

*If additional space is needed, please use last page.

12. PREVIOUSLY HELD INTERESTS IN OTHER LICENSES:

Has any individual listed in §10 who has a direct or indirect beneficial interest in this license ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held? Yes No **If yes, list said interest below:**

Name	Licensee Name & Address	Date	Reason Terminated
			Please Select
			Please Select
			Please Select

13. DISCLOSURE OF LICENSE DISCIPLINARY ACTION:

Have any of the disclosed licenses to sell alcoholic beverages listed in §11 and/or §12 ever been suspended, revoked or cancelled? Yes No **If yes, list said interest below:**

Date	License	Reason of Suspension, Revocation or Cancellation

14. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR A (§15) PACKAGE STORE LICENSE ONLY :

A.) For Individual(s):

- 1. Are you a U.S. Citizen? Yes No
- 2. Are you a Massachusetts Residents? Yes No

B.) For Corporation(s) and LLC(s) :

- 1. Are all Directors/LLC Managers U.S. Citizens? Yes No
- 2. Are a majority of Directors/LLC Managers Massachusetts Residents? Yes No
- 3. Is the License Manager a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

- 1.. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

15. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR (§12) RESTAURANT, HOTEL, CLUB, GENERAL ON PREMISE, TAVERN, VETERANS CLUB LICENSE ONLY:

A.) For Individual(s):

- 1. Are you a U.S. Citizen? Yes No

B.) For Corporation(s) and LLC(s) :

- 1. Are a majority of Directors/LLC Managers **NOT** U.S. Citizen(s)? Yes No
- 2. Is the License Manager or Principal Representative a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

- 1.. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

16. COSTS ASSOCIATED WITH LICENSE TRANSACTION:

A. Purchase Price for Real Property:	\$0.00
B. Purchase Price for Business Assets:	\$0.00
C. Costs of Renovations/Construction:	\$700,000.00
D. Initial Start-Up Costs:	\$50,000.00
E. Purchase Price for Inventory:	\$0.00
F. Other: (Specify)	\$0.00
G: TOTAL COST	\$750,000.00
H. TOTAL CASH	\$0.00
I. TOTAL AMOUNT FINANCED	\$750,000.00

IMPORTANT ATTACHMENTS (5): Any individual, LLC, corporate entity, etc. providing funds of \$50,000 or greater towards this transaction, must provide proof of the source of said funds. Proof may consist of three consecutive months of bank statements with a minimum balance of the amount described, a letter from your financial institution stating there are sufficient funds to cover the amount described, loan documentation, or other documentation.

The amounts listed in subsections (H) and (I) must total the amount reflected in (G).

17. PROVIDE A DETAILED EXPLANATION OF THE FORM(S) AND SOURCE(S) OF FUNDING FOR THE COSTS IDENTIFIED ABOVE (INCLUDE LOANS, MORTGAGES, LINES OF CREDIT, NOTES, PERSONAL FUNDS, GIFTS):

Commercial Construction Mortgage Loan.

**If additional space is needed, please use last page.*

18. LIST EACH LENDER AND LOAN AMOUNT(S) FROM WHICH "TOTAL AMOUNT FINANCED" NOTED IN SUB-SECTIONS 16(I) WILL DERIVE:

Name	Dollar Amount	Type of Financing
Hingham Institution for Savings	\$1,075,000.00	Mortgage Loan.

**If additional space is needed, please use last page.*

B. Does any individual or entity listed in §17 or §18 as a source of financing have a direct or indirect, beneficial or financial interest in this license or any other license(s) granted under Chapter 138? Yes No

If yes, please describe:

19. PLEDGE: (i.e. COLLATERAL FOR A LOAN)

A.) Is the applicant seeking approval to pledge the license? Yes No

1. If yes, to whom:

2. Amount of Loan: 3. Interest Rate: 4. Length of Note:

5. Terms of Loan :

B.) If a corporation, is the applicant seeking approval to pledge any of the corporate stock? Yes No

1. If yes, to whom:

2. Number of Shares:

C.) Is the applicant pledging the inventory? Yes No

If yes, to whom:

IMPORTANT ATTACHMENTS (6): If you are applying for a pledge, submit the pledge agreement, the promissory note and a vote of the Corporation/LLC approving the pledge.

20. CONSTRUCTION OF PREMISES:

Are the premises being remodeled, redecorated or constructed in any way? If YES, please provide a description of the work being performed on the premises: Yes No

The shingles, windows and doors and two sets of egress stairs are being removed and replaced. The interior of the building is being built out to accommodate a kitchen and cafe/retail space.

21. ANTICIPATED OPENING DATE:

IF ALL OF THE INFORMATION AND ATTACHMENTS ARE NOT COMPLETE THE APPLICATION WILL BE RETURNED



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
 www.mass.gov/abcc

MANAGER APPLICATION

All proposed managers are required to complete a Personal Information Form, and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. LICENSEE INFORMATION:

Legal Name of Licensee: Business Name (dba):

Address:

City/Town: State: Zip Code:

ABCC License Number: Phone Number of Premise:
 (If existing licensee)

2. MANAGER INFORMATION:

A. Name: B. Cell Phone Number:

C. List the number of hours per week you will spend on the licensed premises:

3. CITIZENSHIP INFORMATION:

A. Are you a U.S. Citizen: Yes No B. Date of Naturalization: C. Court of Naturalization:

(Submit proof of citizenship and/or naturalization such as US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers)

4. BACKGROUND INFORMATION:

A. Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No

If yes, please describe:

B. Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No

If yes, please describe:

C. Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No

If yes, please describe:

D. List your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature: Date:

Additional Space

Please note which question you are using this space for.

Supplement to Manager Application, Question 4D:

July 2011 - Present; Instructor, Le Cordon Bleu College of Culinary Arts; 215 First Street, Cambridge, MA 02142; (617) 218-8000

1980s - July 2011; Chef; Konditor Meister; 32 Wood Road, Braintree, MA 02184; (781) 849-1970

CORPORATE VOTE

APPLICATION FOR NEW LICENSE AND APPOINTMENT OF MANAGER

This is to certify that at a meeting of the Managers of

Forty-Five Surfside Road, LLC

It was voted to apply to the Licensing Authority for the Town of Nantucket and the Commonwealth of Massachusetts for a NEW LICENSE AND APPOINTMENT OF MANAGER at 45 Surfside, 45 Surfside Road, Nantucket, Massachusetts, and to appoint Rebecca A. Moesinger, a citizen of the United States, as manager for said LLC, with full authority and control of the licensed premise and of the conduct of all business therein relative to alcoholic beverages as the licensee itself should in any way have and exercise if it were a natural person resident in the Commonwealth; and to authorize Attorney Andrew Upton to execute any documents reasonably necessary for the submission of said application.

[signature page follows]

The foregoing statement is made under penalty of perjury on 1/27, 2016

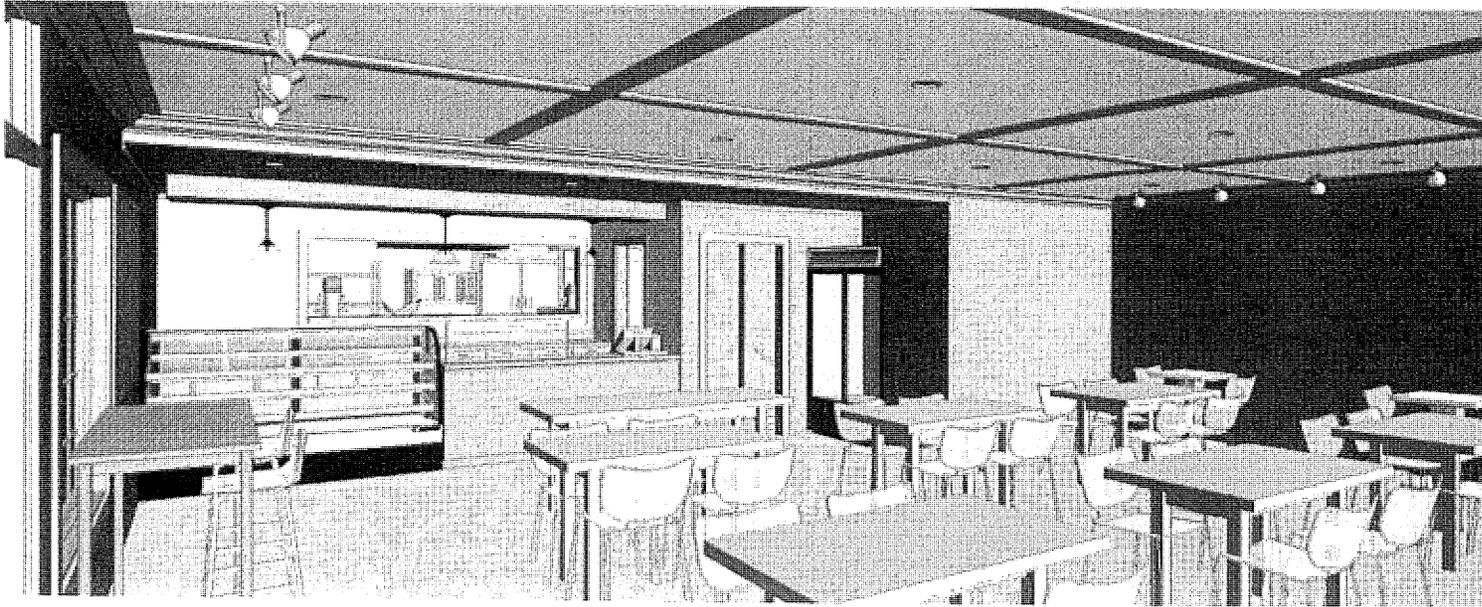
REBECCA A. MOESINGER

BY: 

TITLE: OWNER

45 Surfside Bakery & Cafe

45 Surfside Rd.
Nantucket, MA 02554



Project Team:

Owner:
Rebecca Moesinger
20 Dudley Lane
Milton, MA 02186
617.828.3058

Contractor:
Eben Construction
3229 Cranberry Highway, Suite 6
Buzzards Bay, MA 02532

Architect:
BKA Architects, Inc.
142 Crescent Street
Brockton, MA 02302
508.583.5603

Sheet List:

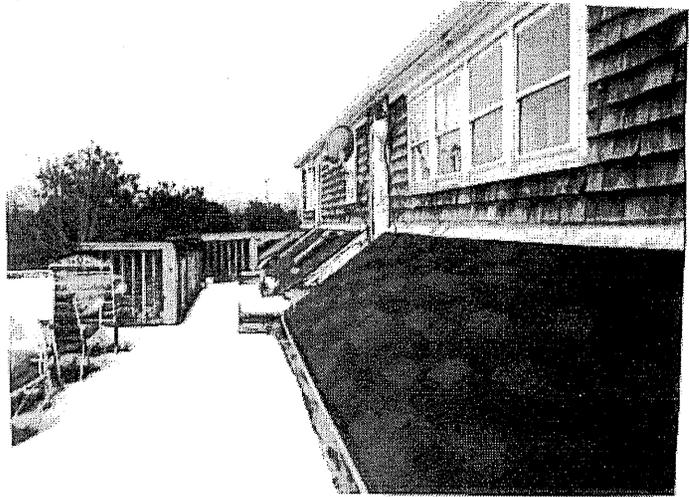
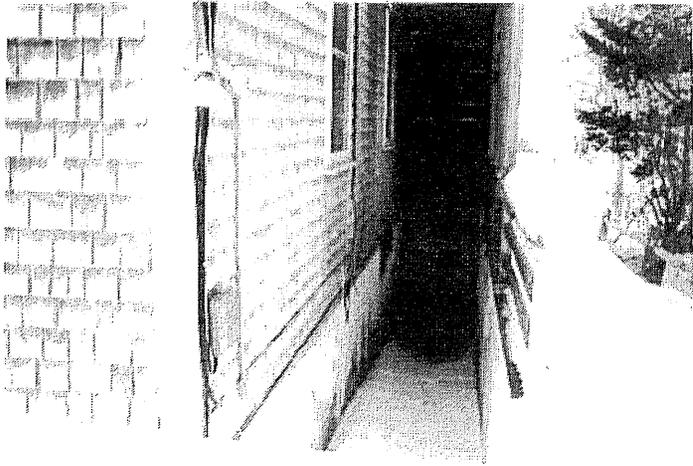
General:
CS.1 COVER SHEET
A0.1 CODE REVIEW / GENERAL NOTES

Architectural:
A1.0 BASEMENT FLOOR PLAN
A1.1 FIRST FLOOR PLAN
A2.1 CEILING PLAN AND DETAILS
A3.1 INTERIOR ELEVATIONS
A3.2 PARTIAL EXTERIOR ELEVATIONS
A4.1 FRAMING PLANS



PERMIT SET

Date: 08/10/2015
Project #: 215045





TOWN AND COUNTY OF NANTUCKET

16 Broad Street
Nantucket, Massachusetts 02554

Telephone (508) 228-7255
Facsimile (508) 228-7272
www.nantucket-ma.gov

At a meeting held Wednesday, April 20, 2016, the Nantucket Board of Selectmen approved an application for a new annual wine/malt beverages restaurant license for 45 Surfside Road LLC d/b/a 45 Surfside, Rebecca Moesinger, Manager, for the premises located at 45 Surfside Road, Nantucket, MA 02554. The Board determines that this new liquor license is not detrimental to the educational activities of the Nantucket Public Schools campus, 10-30 Surfside Road, Nantucket MA. This abutter is located within 500 feet of the premises of 45 Surfside Road, Nantucket, MA (Section 12 liquor license holder).

James R. Kelly, Chairman

Dawn E. Hill Holdgate, Vice Chairman

Rick Atherton

Robert R. DeCosta

Matthew G. Fee

Board of Selectmen
Nantucket, MA



2016 DEPARTMENTAL COMMENT ON NEW LIQUOR LICENSE
FOR BOS PUBLIC HEARINGS

TYPE: NEW SEASONAL WINE MALT CLUB LIQUOR LICENSE
APPLICANT: NANTUCKET GOLF MANAGEMENT INC. d/b/a SIASCONSET GOLF CLUB
SITE ADDRESS: 260 MILESTONE ROAD
HEARING DATE: APRIL 20, 2016

NPD: The NPD has no concerns about the technical aspects of this application
at this time. W. Pittman

NFD: The Fire Department has no objections/concerns at this time.
P. Rhude

HEALTH: All of the information we have is that there is no food served at this
Location. Should that change the applicant needs to contact Health
Department and fill out a Plan Review form. A. Crowley



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

ABCC License Number

City/Town

Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input checked="" type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee EIN of Licensee

D/B/A Manager

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Seasonal Wine & Malt Club Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.)
 If Yes, Chapter Year

Complete Description of Licensed Premises:

One and a half story building. First floor to be licensed, 4 rooms including: front hall, front room, bar with storage (1902 s.f.), first floor open unfinished porch (117 s.f.), unfinished basement for storage (1902 s.f.). Total s.f. =3921.

Application Filed: Date & Time Advertiser: Date & Attach Publication Abutters Notified: Yes No

Licensee Contact Person for Transaction Phone:

ADDRESS: CITY/TOWN: STATE: ZIP CODE:

Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director



ABCC Remarks:

APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

City/Town

Nantucket

1. LICENSEE INFORMATION:

A. Legal Name/Entity of Applicant:(Corporation, LLC or Individual) Nantucket Golf Management, Inc.

B. Business Name (if different) : Siasconset Golf Course C. Manager of Record: Joan Casey

D. ABCC License Number (for existing licenses only) :

E. Address of Licensed Premises: 260 Milestone Road City/Town: Nantucket State: MA Zip: 02554

F. Business Phone: 508-257-6596 G. Cell Phone: 860-941-2498

H. Email: acosta@miacometgolf.com; kevin@vdhlaw.com I. Website: http://www.miacometgolf.com/siasconset-golf-course.html

J. Mailing address (if different from E.): same as above City/Town: State: Zip:

2. TRANSACTION:

- checkboxes for New License, New Officer/Director, Transfer of Stock, Issuance of Stock, Pledge of Stock, Transfer of License, New Stockholder, Management/Operating Agreement, Pledge of License

The following transactions must be processed as new licenses:

- checkboxes for Seasonal to Annual, (6) Day to (7)-Day License, Wine & Malt to All Alcohol

IMPORTANT ATTACHMENTS (1): The applicant must attach a vote of the entity authorizing all requested transactions, including the appointment of a Manager of Record or principal representative.

3. TYPE OF LICENSE:

- checkboxes for \$12 Restaurant, \$12 Hotel, \$12 Club, \$12 Veterans Club, \$12 Continuing Care Retirement Community, \$12 General On-Premises, \$12 Tavern (No Sundays), \$15 Package Store

4. LICENSE CATEGORY:

- checkboxes for All Alcoholic Beverages, Wines & Malt Beverages, Wines, Malt, Wine & Malt Beverages with Cordials/Liqueurs Permit

5. LICENSE CLASS:

- checkboxes for Annual, Seasonal

6. CONTACT PERSON CONCERNING THIS APPLICATION (ATTORNEY IF APPLICABLE)

NAME:
ADDRESS:
CITY/TOWN: STATE: ZIP CODE:
CONTACT PHONE NUMBER: FAX NUMBER:
EMAIL:

7. DESCRIPTION OF PREMISES:

Please provide a complete description of the premises. Please note that this must be identical to the description on the Form 43. **Your description MUST include: number of floors, number of rooms on each floor, any outdoor areas to be included in licensed area, and total square footage.** i.e.: "Three story building, first floor to be licensed, 3 rooms, 1 entrance 2 exits (3200 sq ft); outdoor patio (1200 sq ft); Basement for storage (1200 sq ft). Total sq ft = 5600."

Total Square Footage: Number of Entrances: Number of Exits:
Occupancy Number: Seating Capacity:

IMPORTANT ATTACHMENTS (2): The applicant must attach a floor plan with dimensions and square footage for each floor & room.

8. OCCUPANCY OF PREMISES:

By what right does the applicant have possession and/or legal occupancy of the premises?

The Applicant was hired by the Nantucket Islands Land Bank, the fee simple owner of the Premises, to manage and control the land and buildings contained thereon. See attached management service contract and Deed.

IMPORTANT ATTACHMENTS (3): The applicant must submit a copy of the final lease or documents evidencing a legal right to occupy the premises.

Other:

Landlord is a(n): Other:

Name: Phone:

Address: City/Town: State: Zip:

Initial Lease Term: Beginning Date Ending Date

Renewal Term: Options/Extensions at: Years Each

Rent: Per Year Rent: Per Month

Do the terms of the lease or other arrangement require payments to the Landlord based on a percentage of the alcohol sales?
Yes No

If Yes, Landlord Entity must be listed in Question # 10 of this application.

If the principals of the applicant corporation or LLC have created a separate corporation or LLC to hold the real estate, the applicant must still provide a lease between the two entities.

9. LICENSE STRUCTURE:

The Applicant is a(n):

Corporation

Other :

If the applicant is a Corporation or LLC, complete the following:

Date of Incorporation/Organization:

10/22/2008

State of Incorporation/Organization:

Massachusetts

Is the Corporation publicly traded? Yes No

10. INTERESTS IN THIS LICENSE:

List all individuals involved in the entity (e.g. corporate stockholders, directors, officers and LLC members and managers) and any person or entity with a direct or indirect, beneficial or financial interest in this license.

IMPORTANT ATTACHMENTS (4):

A. All individuals or entities listed below are required to complete a Personal Information Form.

B. All shareholders, LLC members or other individuals with any ownership in this license must complete a CORI Release Form (unless they are a landlord entity)

Name	All Titles and Positions	Specific % Owned	Other Beneficial Interest
Alan Costa	President, Secretary, and Treasurer	0%	N/A
Sean Oberly	Vice President	0%	N/A

*If additional space is needed, please use last page.

11. EXISTING INTEREST IN OTHER LICENSES:

Does any individual listed in §10 have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No If yes, list said interest below:

Name	License Type	Licensee Name & Address
Nantucket Golf Management, Inc. d/b/a Miacomet Golf	§12 Club	Nantucket Golf Management, Inc. d/b/a Miacomet Golf, 12 West Miacomet Road, Nantucket, MA 02554.
	Please Select	

*If additional space is needed, please use last page.

12. PREVIOUSLY HELD INTERESTS IN OTHER LICENSES:

Has any individual listed in §10 who has a direct or indirect beneficial interest in this license ever held a direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages, which is not presently held? Yes No If yes, list said interest below:

Name	Licensee Name & Address	Date	Reason Terminated
			Please Select
			Please Select
			Please Select

13. DISCLOSURE OF LICENSE DISCIPLINARY ACTION:

Have any of the disclosed licenses to sell alcoholic beverages listed in §11 and/or §12 ever been suspended, revoked or cancelled? Yes No If yes, list said interest below:

Date	License	Reason of Suspension, Revocation or Cancellation
4/22/2015	Nantucket Golf Management, Inc. 14 W. Miacomet Road, Nantucket, MA	The licensee was shut down for 1 day for serving an individual under the age of 21.

14. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR A (§15) PACKAGE STORE LICENSE ONLY :

A.) For Individual(s):

- 1. Are you a U.S. Citizen? Yes No
- 2. Are you a Massachusetts Residents? Yes No

B.) For Corporation(s) and LLC(s) :

- 1. Are all Directors/LLC Managers U.S. Citizens? Yes No
- 2. Are a majority of Directors/LLC Managers Massachusetts Residents? Yes No
- 3. Is the License Manager a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

- 1.. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers involved at least twenty-one (21) years old? Yes No

15. CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR (§12) RESTAURANT, HOTEL, CLUB, GENERAL ON PREMISE, TAVERN, VETERANS CLUB LICENSE ONLY:

A.) For Individual(s):

- 1. Are you a U.S. Citizen? Yes No

B.) For Corporation(s) and LLC(s) :

- 1. Are a majority of Directors/LLC Managers **NOT** U.S. Citizen(s)? Yes No
- 2. Is the License Manager or Principal Representative a U.S. Citizen? Yes No

C.) For Individual(s), Shareholder(s), Member(s), Director(s) and Officer(s):

- 1.. Are all Individual(s), Shareholders, Members, Directors, LLC Managers and Officers Involved at least twenty-one (21) years old? Yes No

16. COSTS ASSOCIATED WITH LICENSE TRANSACTION:

A. Purchase Price for Real Property:	\$0.00
B. Purchase Price for Business Assets:	\$0.00
C. Costs of Renovations/Construction:	\$0.00
D. Initial Start-Up Costs:	\$0.00
E. Purchase Price for Inventory:	\$0.00
F. Other: (Specify)	\$0.00
G: TOTAL COST	\$0.00
H. TOTAL CASH	\$0.00
I. TOTAL AMOUNT FINANCED	\$0.00

IMPORTANT ATTACHMENTS (5): Any individual, LLC, corporate entity, etc. providing funds of \$50,000 or greater towards this transaction, must provide proof of the source of said funds. Proof may consist of three consecutive months of bank statements with a minimum balance of the amount described, a letter from your financial institution stating there are sufficient funds to cover the amount described, loan documentation, or other documentation.

The amounts listed in subsections (H) and (I) must total the amount reflected in (G).

17. PROVIDE A DETAILED EXPLANATION OF THE FORM(S) AND SOURCE(S) OF FUNDING FOR THE COSTS IDENTIFIED ABOVE (INCLUDE LOANS, MORTGAGES, LINES OF CREDIT, NOTES, PERSONAL FUNDS, GIFTS):

N/A

*If additional space is needed, please use last page.

18. LIST EACH LENDER AND LOAN AMOUNT(S) FROM WHICH "TOTAL AMOUNT FINANCED" NOTED IN SUB-SECTIONS 16(I) WILL DERIVE:

A.

Name	Dollar Amount	Type of Financing
N/A		

*If additional space is needed, please use last page.

B. Does any individual or entity listed in §17 or §18 as a source of financing have a direct or indirect, beneficial or financial interest in this license or any other license(s) granted under Chapter 138? Yes No

If yes, please describe:

N/A

19. PLEDGE: (i.e. COLLATERAL FOR A LOAN)

A.) Is the applicant seeking approval to pledge the license? Yes No

1. If yes, to whom:

2. Amount of Loan: 3. Interest Rate: 4. Length of Note:

5. Terms of Loan :

B.) If a corporation, is the applicant seeking approval to pledge any of the corporate stock? Yes No

1. If yes, to whom:

2. Number of Shares:

C.) Is the applicant pledging the inventory? Yes No

If yes, to whom:

IMPORTANT ATTACHMENTS (6): If you are applying for a pledge, submit the pledge agreement, the promissory note and a vote of the Corporation/LLC approving the pledge.

20. CONSTRUCTION OF PREMISES:

Are the premises being remodeled, redecored or constructed in any way? If YES, please provide a description of the work being performed on the premises: Yes No

21. ANTICIPATED OPENING DATE:

**IF ALL OF THE INFORMATION AND
ATTACHMENTS ARE NOT COMPLETE
THE APPLICATION WILL BE
RETURNED**



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

MANAGER APPLICATION

All proposed managers are required to complete a Personal Information Form, and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. LICENSEE INFORMATION:

Legal Name of Licensee: Business Name (dba):

Address:

City/Town: State: Zip Code:

ABCC License Number: (If existing licensee) Phone Number of Premise:

2. MANAGER INFORMATION:

A. Name: B. Cell Phone Number:

C. List the number of hours per week you will spend on the licensed premises:

3. CITIZENSHIP INFORMATION:

A. Are you a U.S. Citizen: Yes No B. Date of Naturalization: C. Court of Naturalization:

(Submit proof of citizenship and/or naturalization such as US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers)

4. BACKGROUND INFORMATION:

A. Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No

If yes, please describe:

B. Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No

If yes, please describe:

C. Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No

If yes, please describe:

D. List your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature: Date:

Additional Space

Please note which question you are using this space for.

June 2014 - Present: Manager, Miacomet Golf Club, 12 W. Miacomet Road, Nantucket, MA 02554, 508-325-0333

December 2010 - June 2014: Broker, Randall REaltors, 15 Chesterfield Road, East Lyme, CT 06333, 860-739-1998

June 2001 - December 2010: Broker, Prudential CT Realty, 2 Williams Ave, Mystic, CT 06333, 860-536-4906

This is your Official TIPS® Certification Card.

Carry it with you as evidence of your skills and knowledge in the responsible sale and consumption of alcohol.

Congratulations!

By successfully completing the TIPS (Training for Intervention ProcedureS) program, you have taken your place in the forefront of a nationwide movement to reduce the tragedies resulting from the misuse of alcohol. We value your participation in the TIPS program.

You will help to provide a safer environment for your patrons, peers and/or colleagues by using the techniques you have learned and taking a positive approach towards alcohol use.

If you have any information you think would enhance the TIPS program, or we can assist you in any way, please contact us at 703-524-1200. Thank you for your dedication to the responsible sale and consumption of alcohol.

Sincerely,



Adam F. Chafetz
President, HCI

IMPORTANT: Keep a copy of this card for your records. Write down your certification number because you will need it when contacting TIPS. For assistance or additional information, contact Health Communications, Inc. by using the information provided on the reverse side of your certification card. There is a minimal charge for a replacement card if your original card becomes lost, damaged or stolen.



eTIPS On Premise 2.0	SSN:	XXX-XX-XXXX
Issued: 7/8/2014	Expires:	7/8/2017
ID#: 3766587	D.O.B.:	XX/XX/XXXX

Joan M Casey
Miacomet Golf Club
12 W Miacomet Rd
Nantucket, MA 02554-4369

For service visit us online at www.gettips.com

NANTUCKET GOLF MANAGEMENT, INC.

CORPORATE CERTIFICATE

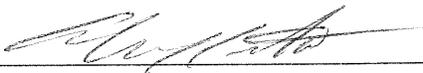
The undersigned being an authorized signatory of Nantucket Golf Management, Inc., organized under the laws of the Commonwealth of Massachusetts (The "Company") hereby certifies as follows:

1. That the undersigned is an Authorized Signatory of the Company;
2. That as of this date, the Company is in full force and effects and is authorized to transact business in the Commonwealth of Massachusetts;
3. That the undersigned has been directly and duly authorized by the Company to file this Petition for a New Seasonal Wines and Malt Beverages License with the Alcohol Beverages Control Commission for the Commonwealth of Massachusetts (The "ABCC"),
4. That the undersigned has been directed and duly authorized by the Company to execute any and all documents and perform any and all acts to effectuate the foregoing, all upon such terms and provisions as the undersigned deems appropriate.

Executed under seal this 31 day of March, 2016

Nantucket Golf Management, Inc.

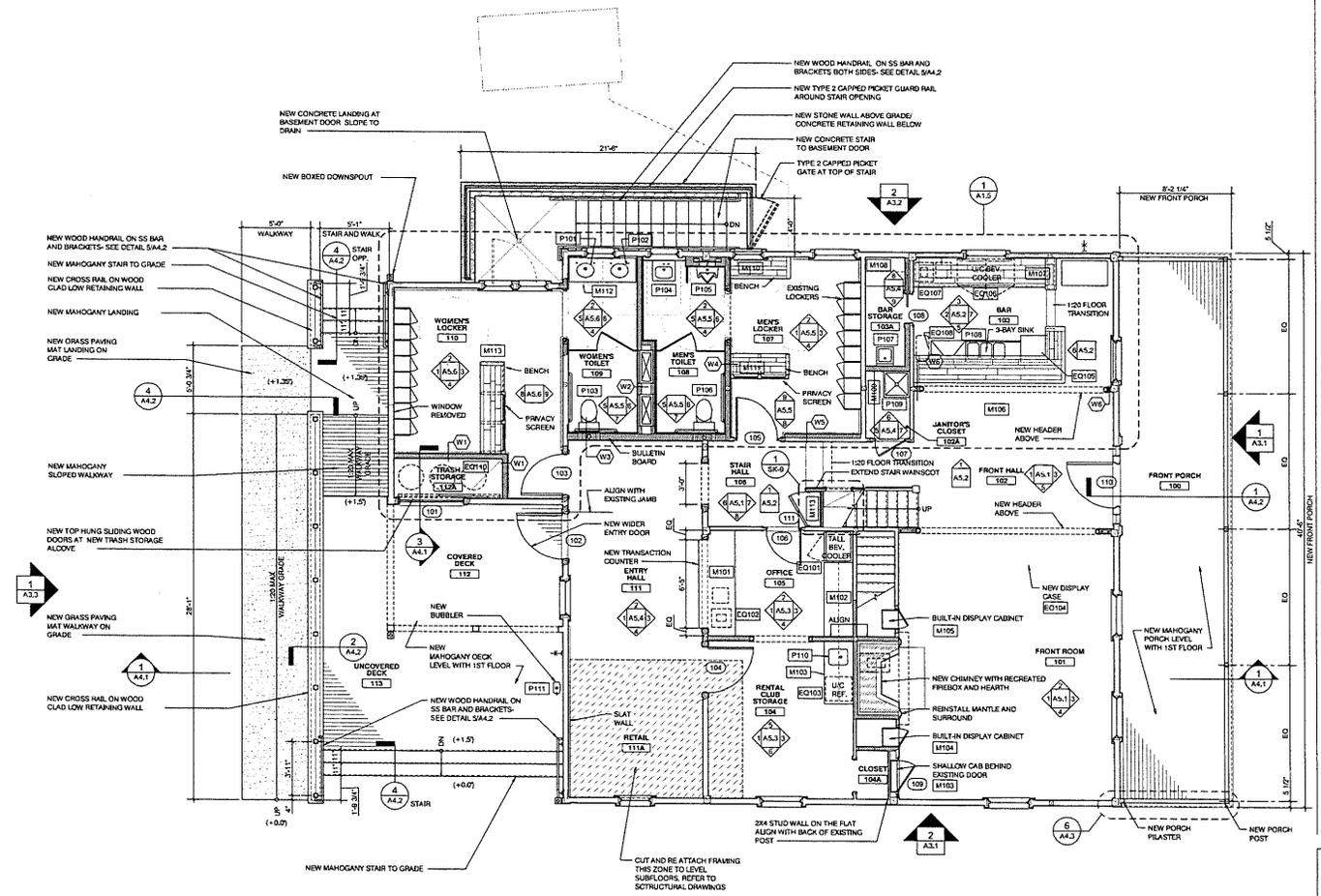
By: Alan Costa



Alan Costa, President

PLAN LEGEND	
	EXISTING WALL REMAINING
	NEW WALL
	EXTERIOR ELEVATION
	INTERIOR ELEVATIONS
	SECTION CUT
	DETAIL CALLOUT
	DOOR IDENTIFICATION KEY
	PLUMBING FIXTURE IDENTIFICATION KEY
	MILLWORK IDENTIFICATION KEY
	EQUIPMENT IDENTIFICATION KEY
	WALL TYPE KEY

- PLAN GENERAL NOTES**
1. NEW INTERIOR WALLS ARE 2X4 STUD @ 16" O.C. UNLESS NOTED OTHERWISE.
 2. DIMENSIONS ARE CLEAR FINISH DIMENSIONS UNLESS NOTED OTHERWISE.
 3. COORDINATE DOOR OPENINGS WITH DOOR SCHEDULE.
 4. DOORS ARE TO BE CENTERED UNLESS NOTED OTHERWISE.



DATE	REVISION

Project: **Old Sconset Golf Course Clubhouse Renovations**
 Client: **Nantuxet Islands Land Bank**
 28 Bass Street, Nantuxet, MA 02526

Drawing Title: **First Floor Plan**
 Drawing No: **A1.2**

Project Number: **31402.00**
 Date: **20 August 2014**
 Scale: **1/4" = 1'-0"**

Drawing Number: **A1.2**



2016 DEPARTMENTAL COMMENT ON NEW LIQUOR LICENSE
FOR BOS PUBLIC HEARING

TYPE: ANNUAL WINE/MALT RESTAURANT LIQUOR LICENSE

APPLICANT: BARCOS Y TACOS

SITE ADDRESS: 2 SANFORD STREET

HEARING DATE: APRIL 20, 2016

NPD: The NPD is opposed to this application. We don't have any technical issues with the application but this location is frequented by students from the high school at lunch time and also is located in proximity to the Public Schools, athletic fields and the Boys and Girls Club. If the application is approved, there should be a provision that there be no outside service even though the application does not appear to ask for outside service. W. Pittman

NFD: No concerns. P. Rhude

HEALTH: We have received a Plan Review and are all set with this establishment. A. Crowley

BUILDING: The reason for only 20 seats is that there are no public bathrooms. Any increase in the proposed number of seats will trigger the requirement for, either an accessible male and an accessible female or, a non-accessible male and female and an accessible unisex, or a waiver under the Plumbing Code. A building permit would be required for the construction of any bathroom. S. Butler



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

For Reconsideration

FORM 43
MUST BE SIGNED BY LOCAL LICENSING AUTHORITY

ABCC License Number

City/Town

Local Approval Date

TRANSACTION TYPE (Please check all relevant transactions):

- | | | | |
|---|--|---|---|
| <input checked="" type="checkbox"/> New License | <input type="checkbox"/> New Officer/Director | <input type="checkbox"/> Pledge of License | <input type="checkbox"/> Change Corporate Name |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Pledge of Stock | <input type="checkbox"/> Seasonal to Annual |
| <input type="checkbox"/> Change of Manager | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Transfer of Stock | <input type="checkbox"/> Change of License Type |
| <input type="checkbox"/> Cordials/Liqueurs Permit | <input type="checkbox"/> Issuance of Stock | <input type="checkbox"/> New Stockholder | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> 6-Day to 7-Day License | <input type="checkbox"/> Management/Operating Agreement | <input type="checkbox"/> Wine & Malt to All Alcohol | |

Name of Licensee EIN of Licensee

D/B/A Manager

ADDRESS: CITY/TOWN: STATE ZIP CODE

Granted under Special Legislation? Yes No
 Annual or Seasonal Category: (All Alcohol; Wine & Malt; Wine, Malt & Cordials; Wine; Malt) Type: (Restaurant, Club, Package Store, General On Premises, Etc.)
 If Yes, Chapter Year

Complete Description of Licensed Premises:

Application Filed: Date & Time Advertiser: Date & Attach Publication Abutters Notified: Yes No

Licensee Contact Person for Transaction Phone:

ADDRESS: CITY/TOWN: STATE ZIP CODE

Remarks:

The Local Licensing Authorities By:

Alcoholic Beverages Control Commission
 Ralph Sacramone
 Executive Director



ABCC Remarks:

APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

City/Town

nantucket

1. LICENSEE INFORMATION:

A. Legal Name/Entity of Applicant:(Corporation, LLC or Individual) climbing everest

B. Business Name (if different) : barcos y tacos

C. Manager of Record: scott kopp

D. ABCC License Number (for existing licenses only) :

E. Address of Licensed Premises: 2 sanford rd unit 3/4

City/Town: nantucket

State: ma

Zip: 02554

F. Business Phone: 508-228-7078

G. Cell Phone: 508-221-7667

H. Email: waltersdeli@yahoo.com

I. Website:

J. Mailing address (if different from E.):

City/Town:

State:

Zip:

2. TRANSACTION:

- New License New Officer/Director Transfer of Stock Issuance of Stock Pledge of Stock
 Transfer of License New Stockholder Management/Operating Agreement Pledge of License

The following transactions must be processed as new licenses:

- Seasonal to Annual (6) Day to (7)-Day License Wine & Malt to All Alcohol

IMPORTANT ATTACHMENTS (1): The applicant must attach a vote of the entity authorizing all requested transactions, including the appointment of a Manager of Record or principal representative.

3. TYPE OF LICENSE:

- §12 Restaurant §12 Hotel §12 Club §12 Veterans Club §12 Continuing Care Retirement Community
 §12 General On-Premises §12 Tavern (No Sundays) §15 Package Store

4. LICENSE CATEGORY:

- All Alcoholic Beverages Wines & Malt Beverages Wines Malt
 Wine & Malt Beverages with Cordials/Liqueurs Permit

5. LICENSE CLASS:

- Annual Seasonal

6. CONTACT PERSON CONCERNING THIS APPLICATION (ATTORNEY IF APPLICABLE)

NAME: roger cabot
ADDRESS: 26 okorway Ave.
CITY/TOWN: nantucket STATE: ma ZIP CODE: 02554
CONTACT PHONE NUMBER: 508-228-7078 FAX NUMBER:
EMAIL: rwc007@gmail.com

7. DESCRIPTION OF PREMISES:

Please provide a complete description of the premises. Please note that this must be identical to the description on the Form 43. **Your description MUST include: number of floors, number of rooms on each floor, any outdoor areas to be included in licensed area, and total square footage.** i.e.: "Three story building, first floor to be licensed, 3 rooms, 1 entrance 2 exits (3200 sq ft); outdoor patio (1200 sq ft); Basement for storage (1200 sq ft). Total sq ft = 5600."

1400 sq. ft..one floor..two rooms..no outdoor seating

Total Square Footage: 1400 Number of Entrances: 3 Number of Exits: 3
Occupancy Number: 65 Seating Capacity: 20

IMPORTANT ATTACHMENTS (2): The applicant must attach a floor plan with dimensions and square footage for each floor & room.

8. OCCUPANCY OF PREMISES:

By what right does the applicant have possession and/or legal occupancy of the premises? Final Lease

IMPORTANT ATTACHMENTS (3): The applicant must submit a copy of the final lease or documents evidencing a legal right to occupy the premises.

Other:

Landlord is a(n): LLC Other:

Name: vanilla day Phone: 508-221-0335

Address: 2 sanford road City/Town: State: Zip:

Initial Lease Term: Beginning Date 2/1/15 Ending Date 8/31/19

Renewal Term: 5 Options/Extensions at: Years Each

Rent: 75600 Per Year Rent: 6300 Per Month

Do the terms of the lease or other arrangement require payments to the Landlord based on a percentage of the alcohol sales?
Yes No

If Yes, Landlord Entity must be listed in Question # 10 of this application.

If the principals of the applicant corporation or LLC have created a separate corporation or LLC to hold the real estate, the applicant must still provide a lease between the two entities.

9. LICENSE STRUCTURE:

The Applicant is a(n):

Other :

If the applicant is a Corporation or LLC, complete the following:

Date of Incorporation/Organization:

State of Incorporation/Organization:

Is the Corporation publicly traded? Yes No

10. INTERESTS IN THIS LICENSE:

List all individuals involved in the entity (e.g. corporate stockholders, directors, officers and LLC members and managers) and any person or entity with a direct or indirect, beneficial or financial interest in this license.

IMPORTANT ATTACHMENTS (4):

A. All individuals or entities listed below are required to complete a [Personal Information Form](#).

B. All shareholders, LLC members or other individuals with any ownership in this license must complete a [CORI Release Form](#) (unless they are a landlord entity)

Name	All Titles and Positions	Specific % Owned	Other Beneficial Interest
hera maharjan	manager	1/4	
roger cabot jr	pres	1/4	
scott kopp	treas	1/4	
james wiemann	sec	1/4	

*If additional space is needed, please use last page.

11. EXISTING INTEREST IN OTHER LICENSES:

Does any individual listed in §10 have any direct or indirect, beneficial or financial interest in any other license to sell alcoholic beverages? Yes No **If yes, list said interest below:**

Name	License Type	Licensee Name & Address
	<input type="text" value="Please Select"/>	

*If additional space is needed, please use last page.

16. COSTS ASSOCIATED WITH LICENSE TRANSACTION:

A. Purchase Price for Real Property:

B. Purchase Price for Business Assets:

C. Costs of Renovations/Construction:

D. Initial Start-Up Costs:

E. Purchase Price for Inventory:

F. Other: (Specify)

G: TOTAL COST

H. TOTAL CASH

I. TOTAL AMOUNT FINANCED

IMPORTANT ATTACHMENTS (5): Any individual, LLC, corporate entity, etc. providing funds of \$50,000 or greater towards this transaction, must provide proof of the source of said funds. Proof may consist of three consecutive months of bank statements with a minimum balance of the amount described, a letter from your financial institution stating there are sufficient funds to cover the amount described, loan documentation, or other documentation.

The amounts listed in subsections (H) and (I) must total the amount reflected in (G).

17. PROVIDE A DETAILED EXPLANATION OF THE FORM(S) AND SOURCE(S) OF FUNDING FOR THE COSTS IDENTIFIED ABOVE (INCLUDE LOANS, MORTGAGES, LINES OF CREDIT, NOTES, PERSONAL FUNDS, GIFTS):

*If additional space is needed, please use last page.

18. LIST EACH LENDER AND LOAN AMOUNT(S) FROM WHICH "TOTAL AMOUNT FINANCED" NOTED IN SUB-SECTIONS 16(I) WILL DERIVE:

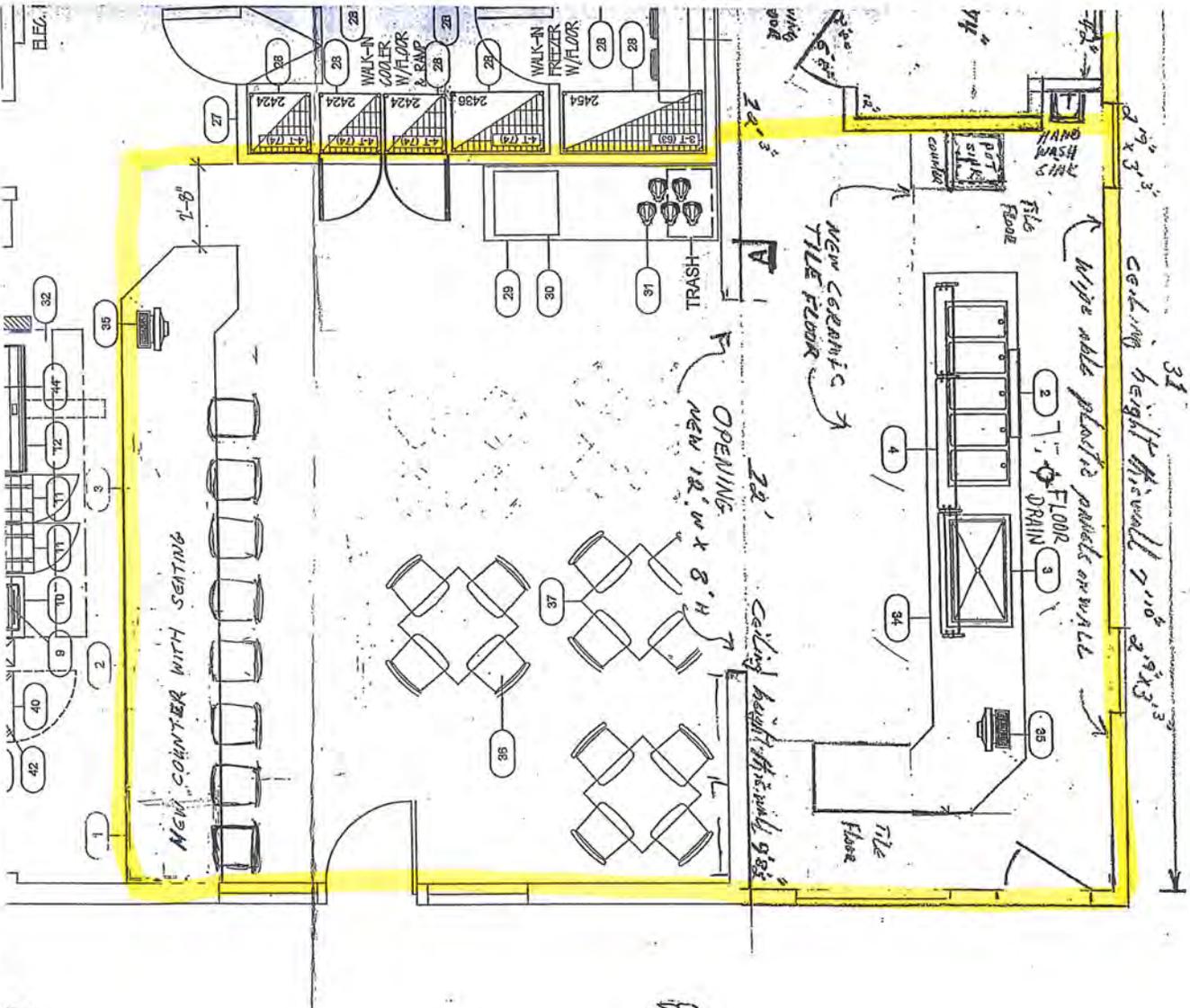
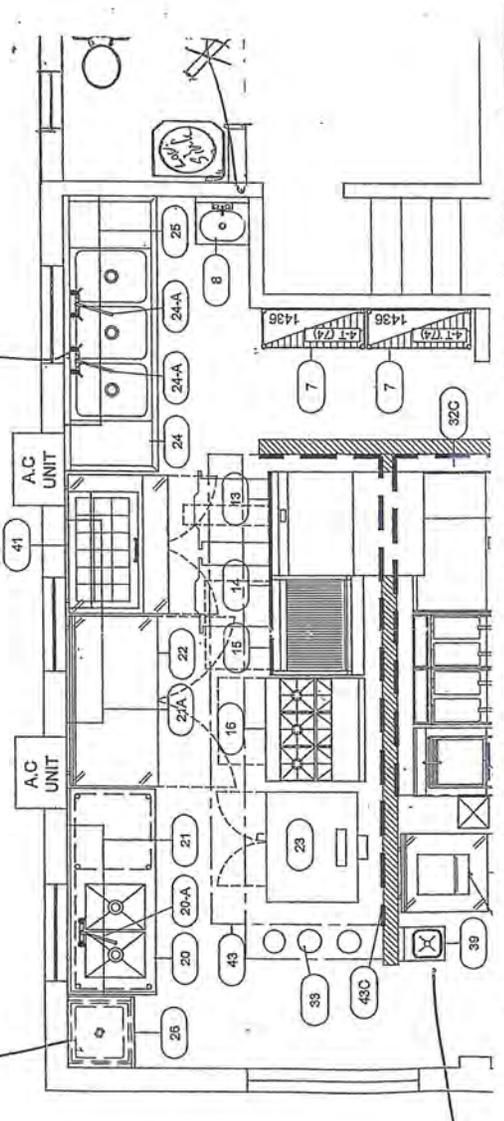
A.

Name	Dollar Amount	Type of Financing

*If additional space is needed, please use last page.

B. Does any individual or entity listed in §17 or §18 as a source of financing have a direct or indirect, beneficial or financial interest in this license or any other license(s) granted under Chapter 138? Yes No

If yes, please describe:



31
 ceiling height this wall 7'10" 2'9"x3'3"

Wipe able plastic panels on wall

NEW CERAMIC TILE FLOOR

NEW 18' W x 8' H
 ceiling height this wall 9'8"

NEW COUNTER WITH SEATING

ELEC.

8

Climbing Everest LLC

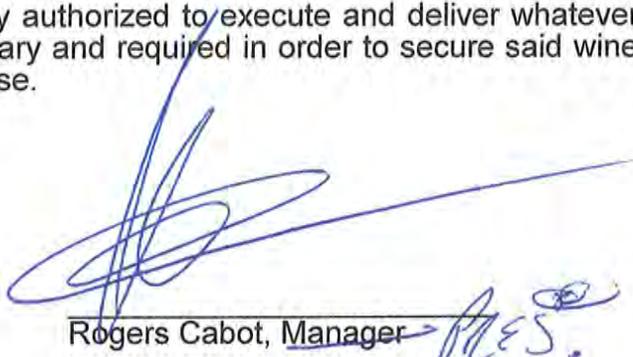
At a meeting of the members and manager of Climbing Everest LLC (the "LLC") on March 1, 2016, at which all members and managers were present, the members and managers voted unanimously as follows:

VOTED: To authorize the LLC to apply for an annual wine and malt beverages license for the food service establishment operated by the LLC at 2 Sanford Road, Nantucket, Massachusetts.

VOTED: To name Scott Kopp as licensed manager for said license,

VOTED: That Scott Kopp is hereby authorized to execute and deliver whatever documentation is necessary and required in order to secure said wine and malt beverages license.

Dated: March 8, 2016


Rogers Cabot, Manager

Print Main Menu

Do not click Back-Space to leave this window

Certificate of Completion

This Certificate of Completion of
eTIPS On Premise 2.0
For coursework completed on March 28, 2016
provided by Health Communications, Inc.
is hereby granted to:

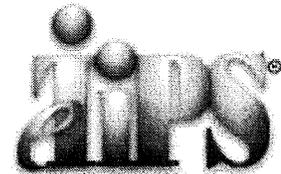
Scott Kopp

Certification to be sent to:

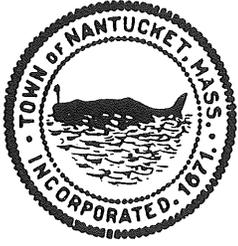
**Climbing Everest LLC, Barcos Y Tacos
24 And 6 Sanford Rd Units
Nantucket MA, 02554 USA**



HEALTH COMMUNICATIONS INC.



This document is not proof of TIPS certification. It signifies only that you have completed the course. Valid certification documents will be forwarded to you.



TOWN AND COUNTY OF NANTUCKET

16 Broad Street
Nantucket, Massachusetts 02554

Telephone (508) 228-7255
Facsimile (508) 228-7272
www.nantucket-ma.gov

At a meeting held Wednesday, April 20, 2016, the Nantucket Board of Selectmen approved an application for a new annual wine/malt beverages restaurant license for Climbing Everest LLC d/b/a Barcos Y Tacos, Scott Kopp, Manager, for the premises located at 2 Sanford Road, Nantucket, MA 02554. The Board determines that this new liquor license is not detrimental to the educational activities of the Nantucket Public Schools campus located at 10-30 Surfside Road, Nantucket MA 02554. This abutter is located within 500 feet of the premises of 2 Sanford Road, Nantucket, MA.

James R. Kelly, Chairman

Dawn E. Hill Holdgate, Vice Chairman

Rick Atherton

Robert R. DeCosta

Matthew G. Fee

Board of Selectmen
Nantucket, MA

From: [Dan Pronk](#)
To: [Erika Mooney](#)
Subject: Re: Commercial Conch Regs
Date: Friday, April 15, 2016 4:51:57 AM

Good morning Erika, I'm just getting back into phone service, I've been offshore fishing for the past week. I'd like to see the harbors opened to the 3 permit holders, and a max of 50 pots per person.

Sent from my iPhone

> On Apr 14, 2016, at 4:58 PM, Erika Mooney <EMooney@nantucket-ma.gov> wrote:

>

> Do you have a specific proposal?? This is on for Wed. 4/20.

>

> Erika

>

> Erika D. Mooney

> Project Administrator

> Town of Nantucket

> 16 Broad Street

> Nantucket MA 02554

> 508-228-7266

> 508-228-7272 Fax

>

>

> -----Original Message-----

> From: Dan Pronk [<mailto:acklobsterman@gmail.com>]

> Sent: Wednesday, March 16, 2016 10:16 AM

> To: Erika Mooney

> Subject: Commercial Conch Regs

>

> Good morning, I'd like to request a public hearing with the board of selectman, regarding the current shellfishing policy + regulations. Specifically section 4.25-4.28. Thank you for your time.

>

> Sent from my iPhone

From: [Dan Pronk](#)
To: [Erika Mooney](#)
Subject: Commercial Conch Regs
Date: Wednesday, March 16, 2016 10:15:29 AM

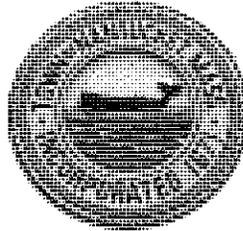
I'd like to add sections from 4.25-4.31 as well

Sent from my iPhone

TOWN OF NANTUCKET NATURAL RESOURCES DEPARTMENT

JEFF CARLSON, NATURAL RESOURCES COORDINATOR
2 BATHING BEACH ROAD
NANTUCKET, MA 02554

JCARLSON@NANTUCKET-MA.GOV
508-228-7230



March 30, 2016
RE: Commercial Whelk (Conch) Fishery Conservation

Dear Board of Selectmen:

As the Natural Resources Department, it is our job to weigh in on aspects of management involving our shellfish stocks within Nantucket waters. We would like to provide you with some information that will serve as a historical and biological background for those who are not familiar with the species or the fishery.

There are two native species of whelk that are of commercial importance found in Nantucket waters the channeled whelk and the knobbed whelk. The species and commercial fishery under review is for the channeled whelk (*Busycotypus canaliculatus*) or commonly called "conch". This is a native species of shellfish that has been commercially fished on Nantucket since the 1970's. In 1992, in an effort to protect Massachusetts conchs from being overfished, the Division of Marine Fisheries (DMF) issued size and catch limit regulations and regulations to establish a season and daylight restrictions for conch fishing. They also restricted the number of pots fished to 200 per permit holder.

Currently, the DMF is working to gradually increase the gauge to protect conchs so that they are able to reproduce and reach maturity. A very recent study (2016) was issued by the Massachusetts Survey and Assessment Program on the Channeled Whelk trap fishery. The study concluded that at the current 3 inch minimum legal size, none of the female channeled whelk in Massachusetts are sexually mature. The life history characteristics of this species (lengthy maturation rate, slow growth, and limited larval dispersal) make them especially prone to depletion and raise serious concerns about the health of this resource.

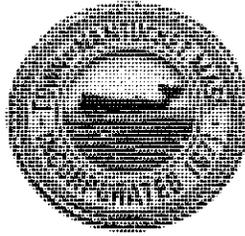
While there is no debate that conchs are predators of shellfish, it is worth mentioning that crabs, starfish, and finfish are also predators of shellfish. Predators such as blue crab and finfish that have economic value (like conch) all have regulations and limits in place. The question is what shellfish do conch prefer to eat and in what quantities? I called some people that are involved in studying conch and/or scallop restoration in our region and received the following comments:

Shelley Ednundson (pHD student UNH~channeled whelk biology/fishery): In her opinion--because whelks are slow growing and seem to have relatively low fecundity (reproduction rate), continually removing whelks and their egg strings from a small

TOWN OF NANTUCKET NATURAL RESOURCES DEPARTMENT

JEFF CARLSON, NATURAL RESOURCES COORDINATOR
2 BATHING BEACH ROAD
NANTUCKET, MA 02554

JCARLSON@NANTUCKET-MA.GOV
508-228-7230



area will in time wipe the population out completely- in the end it is all about a healthy balance. On the Vineyard, there has been a shift from a concentration on conch/egg string removal to focus on crab removal, especially invasive species.

Dr. Stephen Tettlebach (University of Long Island-bay scallop restoration and channeled whelk predation research): Dr. Tettlebach has found that channeled whelks eat scallops at low rates (below 1 per day/per whelk) which is much lower than crabs. Given his scallop restoration work and whelk research, he believes that whelks are part of a healthy ecosystem and feels that our current regulations seem sound.

Rick Karney (Martha's Vineyard Shellfish Group Director~shellfish restoration): He shared his opinion that he is not concerned with whelks as a predator on bay scallops due to the scallops ability to move. He was more concerned on the whelk's effect on sedentary shellfish such as quahogs.

A couple of studies have indicated that conchs prefer other types of shellfish including mussels, sea clams, and various types of crabs to include horseshoe crabs. These are species that are widely used as bait within the conch industry and are considered preferred. Some industry related research has shown that by using scallop gut by-product as a bait enhancement for commercial conch fishing produced no benefit in overall landings.

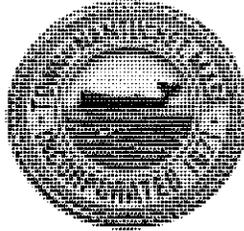
The relationships between various predators can be complex and all contribute to our harbor's biodiversity. In example, the study by Grabowski (2006), if there is a green crab and a conch predating within the same area, the predation effort is decreased overall because of the negative interaction between competing predators. If one predatory species is wiped out completely, the predation could feasibly increase on the species that you are trying to protect.

In October of 2012, Nantucket's Shellfish Management Plan (SMP) was adopted by the Board of Selectmen in acceptance of the following overall goals for this Shellfish Management Plan:

TOWN OF NANTUCKET NATURAL RESOURCES DEPARTMENT

JEFF CARLSON, NATURAL RESOURCES COORDINATOR
2 BATHING BEACH ROAD
NANTUCKET, MA 02554

JCARLSON@NANTUCKET-MA.GOV
508-228-7230



The shellfish resources of Nantucket should be managed to support a viable and continuing shellfishery for both economic and traditional purposes by:

- *Maintaining or improving the habitat associated with a healthy shellfish fishery, and*
- *Maintaining or enhancing the populations and health of scallops, quahogs, soft shell clams, mussels, conchs, and any other shellfish of commercial and/or recreational importance in Nantucket waters.*

Specifics for a research plan were also identified:

Goal: Manage shellfish based on a scientifically sound understanding of the animals' lifecycles, population dynamics, and other biological traits.

The state is working hard on conservation measures and our department believes in setting the standard to protect all native shellfish in Nantucket waters. We strive to be proactive and implement management that sustains our native shellfish populations through conservation measures set forth in our regulations. We firmly believe that by limiting the number of pots to 90 total which are to currently be issued as 30 per permit holder and closing Nantucket and Madaket Harbor every other year to conch fishing is an appropriate regulation for conservation management of this species. We recommend that since Nantucket Harbor was fished last year (2015) that 2016 remains a closed year as posted by the Natural Resources Department.

We are recommending that the regulations that are currently in place remain as such and that 2016 remain as the closed year in compliance with the current regulations. We will be present at the public hearing to answer any questions.

Thank you for your time,


Jeff Carlson
Natural Resources Coordinator
Town of Nantucket

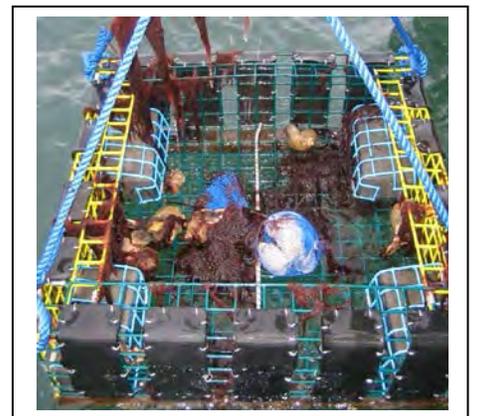
Profile of the Channeled Whelk Trap Fishery



A report to the Director and Massachusetts Marine
Fisheries Advisory Commission



4/5/2016



By Steve Wilcox and Robert Glenn

MADMF Survey and Assessment Program

At the Massachusetts Fishery Advisory Commission meeting held on May 16, 2013 a series of whelk management options including gauge increases were proposed by DMF. The option that Commission members adopted was a revised proposal, which included a 1/8" increase in minimum legal size for each of the 2014 and 2015 seasons. Following these gauge increases, it was requested that the biological study and all fishery trends be updated and reevaluated. This memo serves to update members about commercial fisheries trends, survey trends, and the most recent biological studies regarding the channeled whelk fishery. In most cases 2015 data are not yet available do to staffing issues within the DMF Statistics Project.

Background

The channeled whelk fishery in Massachusetts began small scale, with a small number of full-time fishermen and a moderate number of part-time fishermen fishing for whelk seasonally. The majority of channeled whelk are harvested through directed effort with "conch" traps, and a smaller portion are harvested as by-catch from draggers and clam dredgers operating in Nantucket Sound. From 1950 to the late 1970's whelk landings in MA (channeled and knobbed) were less than 250,000 lbs annually (source NMFS). In the 1980's whelk landings increased substantially, exceeding 1,000,000 lbs for the first time, presumably related to increased market demand. It was first possible to differentiate between channeled whelk and knobbed whelk landings in the early 1990's with improvements to the landings data reporting system. Channeled whelk landings varied around 1.5 to 2 million pounds from the 1990's through the early 2000's and account for the vast majority of all whelk landings in MA (Figure 1). From the mid 2000's through 2013, landings increased and varied between 2.5 and 3 million pounds (Figure 1). A standardized gauge was implemented for the first time in 2013, and in 2014 minimum legal size was increased by 1/8".

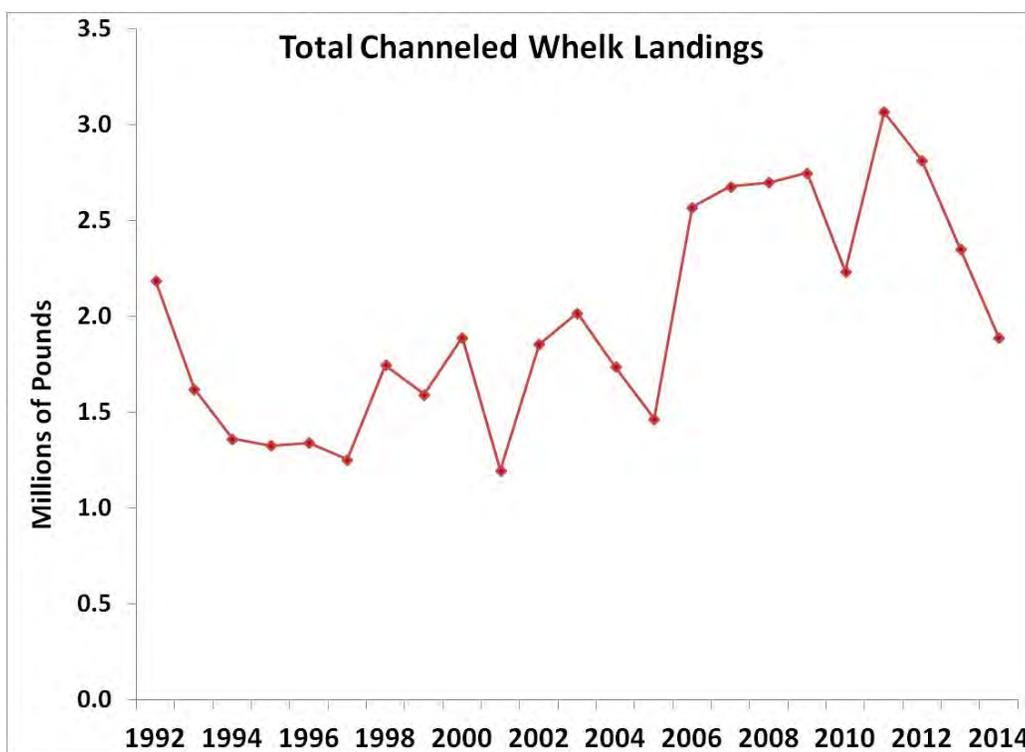


Figure 1. Massachusetts channeled whelk landings (all gear combined 1992-2014) Source: MA Commercial Catch Reports.

The increase in total harvest over the time series is the result of a dramatic increase in effort and catch observed in Nantucket Sound (Figure 2a and 2b). Landings and total trap hauls (fishing effort) more than doubled in Nantucket Sound between 2006 and 2012. While trap hauls have remained high, landings have begun to decline in Nantucket Sound. Landings and effort have remained relatively stable in Buzzards Bay and Vineyard Sound (the other two major channeled whelk producing areas in MA) over the last decade, and landings seem less affected by the implementation of the standardized gauge and 1/8" minimum size increase (Figure 2a and 2b).

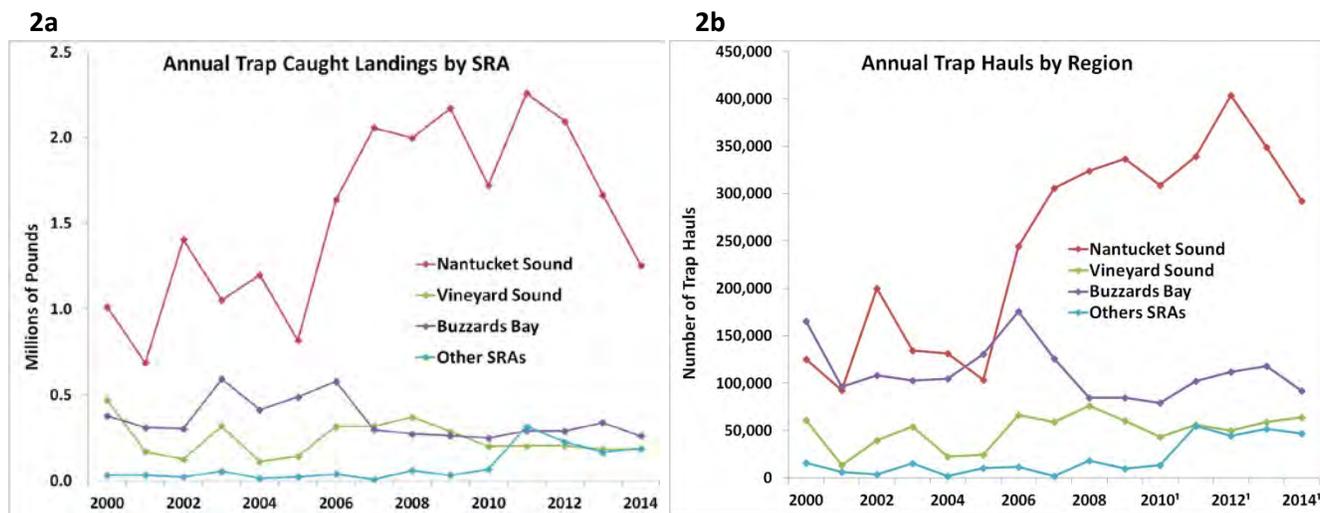


Figure 2. MA channeled whelk landings (2a) and fishing effort by region (2b) 2000 – 2014 Source: MA Commercial Catch Reports.

Active participation in the channeled whelk trap fishery has remained stable since 2000. While the number of permits issued gradually declined from a high of 166 in 2004 to a low of 143 in 2014 (Table 1). The number of permits actively fished varied without trend. It is noteworthy that the large increase in catch and effort in the channeled whelk fishery since 2005 occurred during a time when the number of actively fished permits has declined slightly. The observed increase in effort from 2005 to present is the result of increased fishing effort from active fishermen, rather than latent permits becoming active (Figure 3). Since 2005 there has been a two-to-three-fold increase in the number of fishermen fishing the maximum number of traps (Figure 3). There is also substantial risk of additional increases in effort due to the number of latent permits; in 2014 only 50% of the permitted traps were actively fished. With the ex-vessel price of whelk nearly tripling over the last decade (Table 2), there is a substantial financial incentive for latent permit holders to start fishing.

Table 1. Whelk trap endorsements and reporting status 2000-2014.

Year	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
ISSUED	164	161	165	166	166	159	155	155	155	153	151	147	145	144	143
FISHED	84	83*	97	87	88	79	96	96	88	90	81	84	87	90	83
DID NOT FISH	67	71	62	75	73	76	56	57	63	57	59	50	46	46	53
DID NOT REPORT	13	90	6	4	5	4	3	2	4	6	11	13	12	8	7

SOURCE: MA Commercial Catch Reports and NMFS VTRs

*83 permit holders reported fishing, however data entry problems prohibited entry of 17 reports, thus effort and landings statistics below only include 66 permits

2015 data not yet available

Table 2. Annual landings and values of channeled whelk 2005-2015.

Year	Live Pounds	Est. Value	Price/lbs.
2005	1,354,821	\$1,454,295	\$1.07
2006	2,420,481	\$3,103,089	\$1.28
2007	2,496,497	\$2,466,229	\$0.99
2008	2,701,409	\$3,212,108	\$1.19
2009	2,847,042	\$3,720,139	\$1.31
2010	2,505,859	\$3,027,344	\$1.21
2011	2,996,745	\$5,307,231	\$1.77
2012	3,603,814	\$6,160,808	\$1.71
2013	2,262,972	\$5,589,730	\$2.47
2014	1,884,576	\$4,702,266	\$2.50
2015*	1,664,341	\$4,780,759	\$2.87

SOURCE: SAFIS Dealer Reports * 2015 data are preliminary

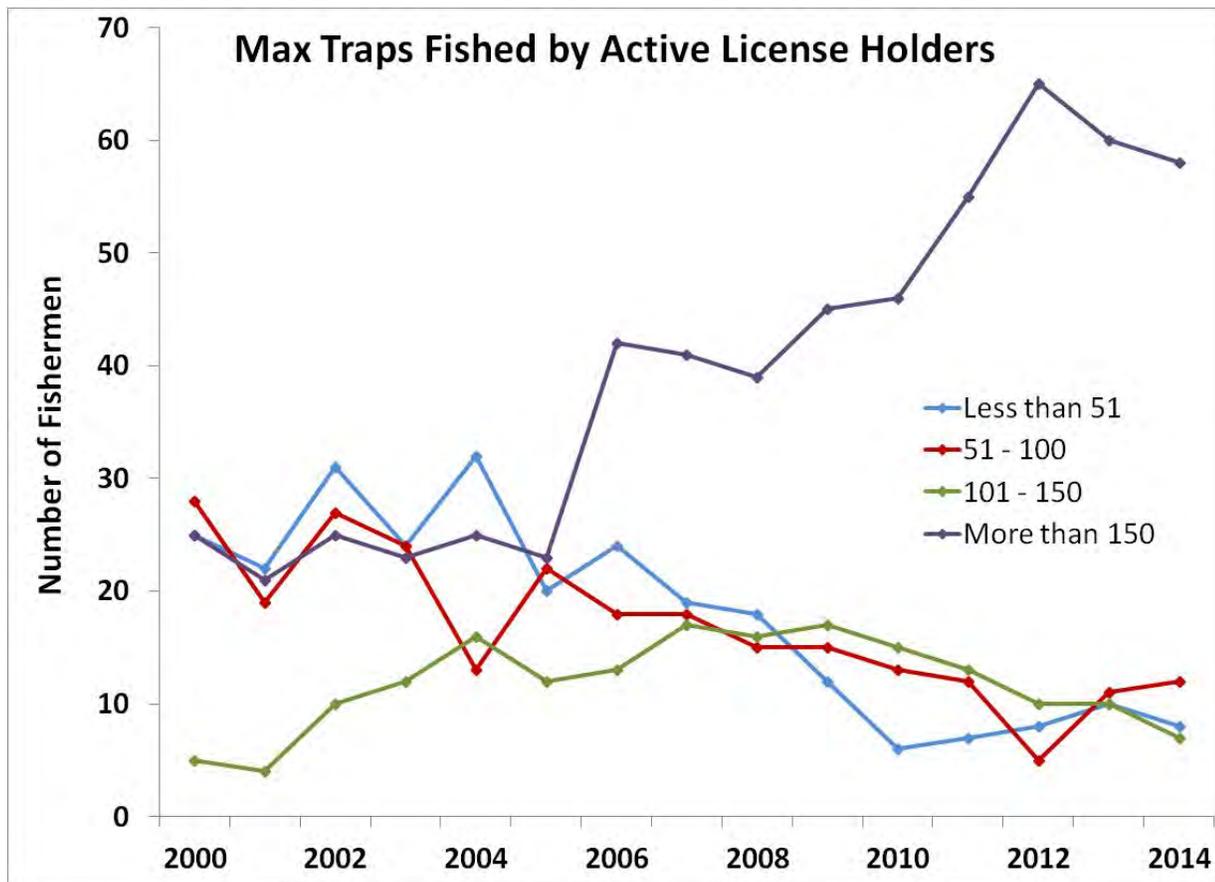


Figure 3. Number of traps fished by active fishermen in the channeled whelk fishery, Source: MA Commercial Catch Reports and NMFS VTRs.

The dramatic increases in catch and effort in the channeled whelk fishery raise questions about its long-term sustainability. A species' resiliency to commercial exploitation is dependent on its growth rate, rate of sexual maturation, fecundity, mode of dispersal (for adults and larvae), and the size and age at which it recruits to the fishery. The management of channeled whelk in Massachusetts is based on input controls limiting participation and effort (new permit moratorium and a 200 trap limit) along with a 3" minimum shell width. The current limits on participation and effort are likely insufficient to limit exploitation due to the large amount of latency (42% in 2014), in concert with the poorly defined relationship between traps fished and trap hauls (effective effort).

DMF received a petition in 2009 from a group of Martha's Vineyard commercial whelk fishermen requesting an increase in the minimum shell width from 2 3/4" to 3". While this may have represented a step in the right direction for whelk management, there was no information in the scientific literature to support a biological basis for this increase in minimum size. This prompted MADMF to initiate a channeled whelk life history study to generate the basic biological information necessary to make informed decisions on whelk management.

MADMF Channeled Whelk Study

A recent study conducted by MADMFs biologist Steve Wilcox determined that 50% of females were mature within the size range of 3 1/2" - 3 7/8" (89-99mm), with slight regional variations (Figure 4). The smallest size at maturity observed was in Buzzards Bay, and the largest was in Nantucket Sound. None of the female channeled whelk were sexually mature at the current 3" minimum shell width in any of the three regions sampled. Male whelk matured at a smaller size (size at 50% maturity was 2 3/4"-70mm) and there was a similar amount of variation among regions as observed with females. The onset of sexual maturity for female whelk occurred at age 8, 50% were mature by age 9, and 100% were mature by age 11 (Figure 5). Male whelk matured at a younger age, with the first mature males observed at age 5, 50% were mature at age 6, and 100% were mature by age 8. In general, the growth rates of channeled whelk are slow. It takes both male and female channeled whelk between 6 and 8.5 years to recruit to the fishery (attain 3" minimum width) (Figure 6).

In the fall of 2015 maturity work was repeated in Nantucket Sound. Results indicate there has been no change in the size at maturity since the previous determination. This study has added a more comprehensive aging process in which the growth bands on the operculum and statoliths are being analyzed by the DMF Age and Growth Lab. Recent studies have indicated that cross sections of the statoliths, tiny structures located within the muscular section of the whelk, provide a more reliable determination of age than operculum analysis. This new aging technique will not alter the results of the size at maturity information, only better describe the age of the whelk at that size.

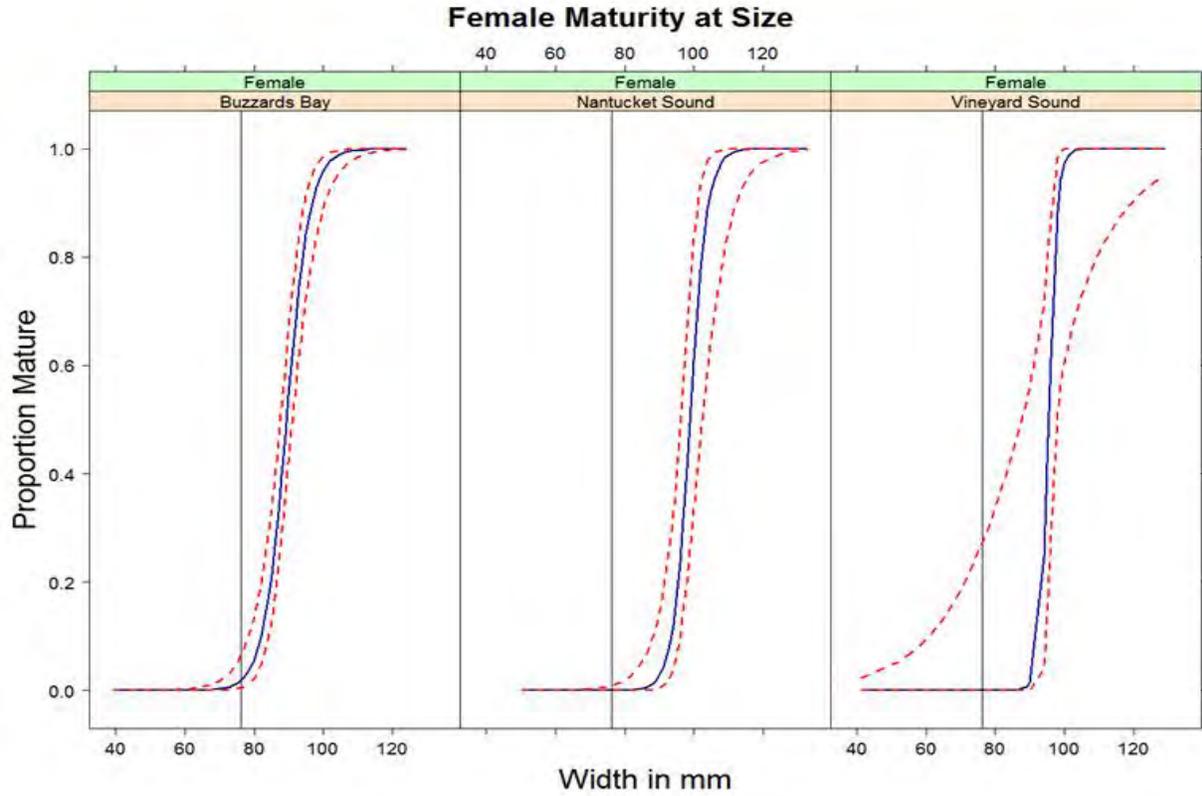


Figure 4. The proportion of female channeled whelk that were mature at a given size in three regions in MA. The solid vertical line indicates the 3" minimum legal size. Red dashed lines are the confidence limits around the maturity estimate.

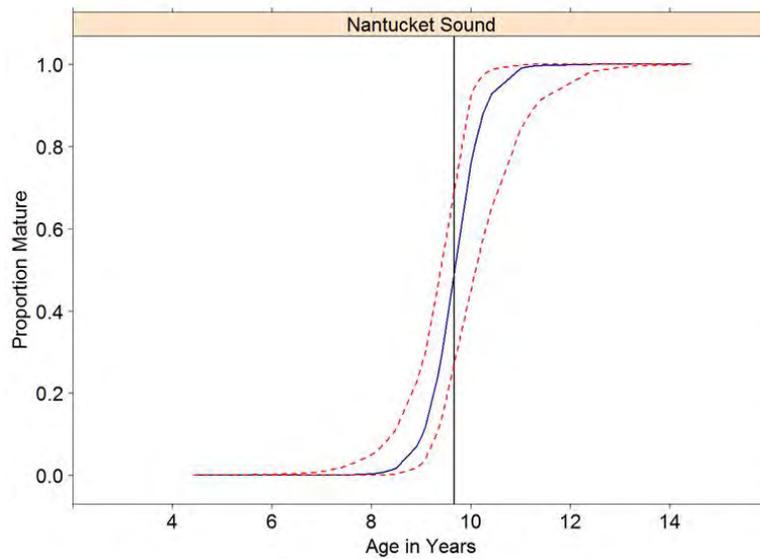


Figure 5. The proportion of female whelk mature at a given age in Nantucket Sound. Red dashed lines are the confidence intervals and vertical line is that age at 50% maturity.

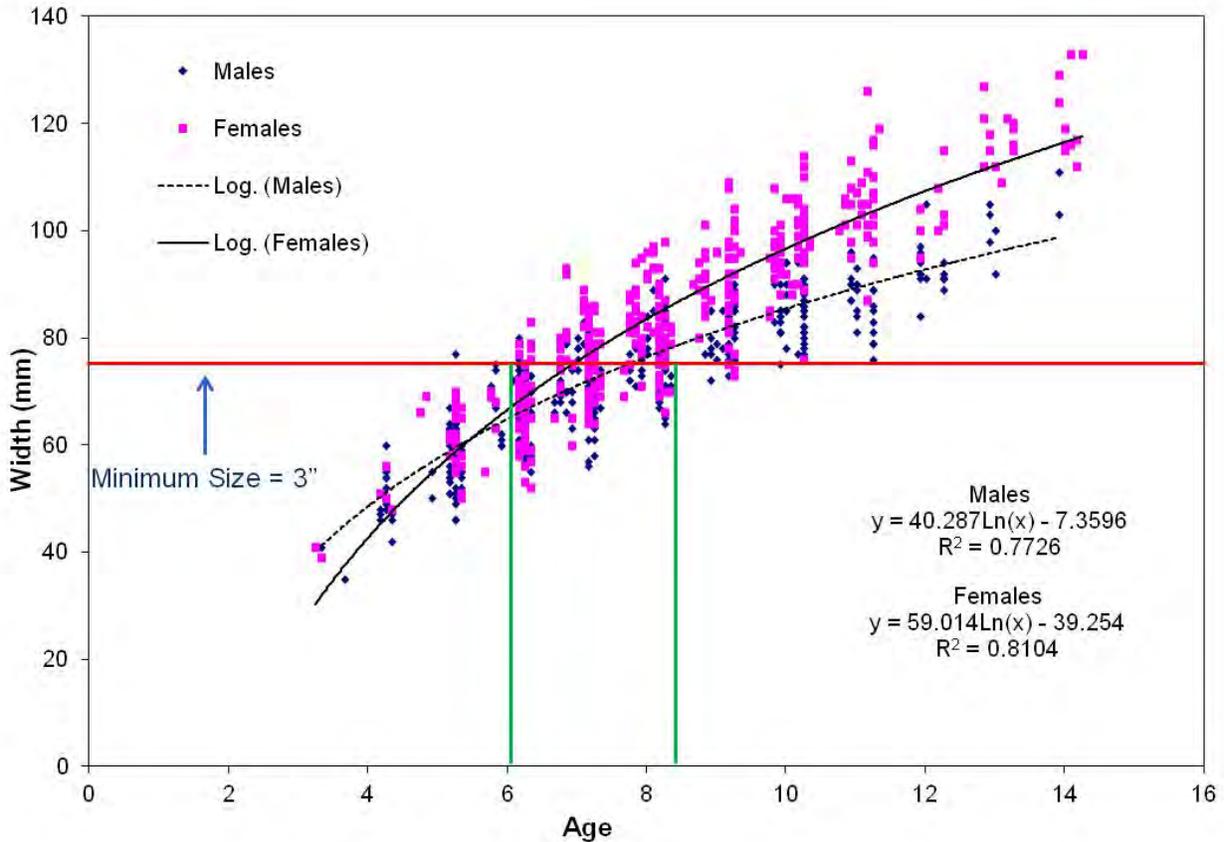


Figure 6. Size at age for male and female channeled whelk all regions combined. Solid black and dotted black line represent the model fit to the data describing growth of female and male whelk respectively. The vertical green lines represent the age range where whelk recruit to the fishery.

Since 2003, DMF has conducted biological sampling opportunistically aboard commercial whelk trapping boats in Nantucket Sound. The size structure of the catch in recent years is truncated relative to the earlier time-period (2003-2004) (Figure 7), suggesting that larger whelk have been removed from the population. In 2003 and 2004, about 10% of observed whelk were above 3 7/8" (99 mm) (the size of 50% maturity). This declined to less than half of a percent of the whelk by 2013 and 2015. In 2015 most of the observed catch fell within a very narrow size window, with more than 60% of the whelk measuring between 2.5 – 3" (63 – 76 mm) in width, a size window of a 1/2" (Figure 7).

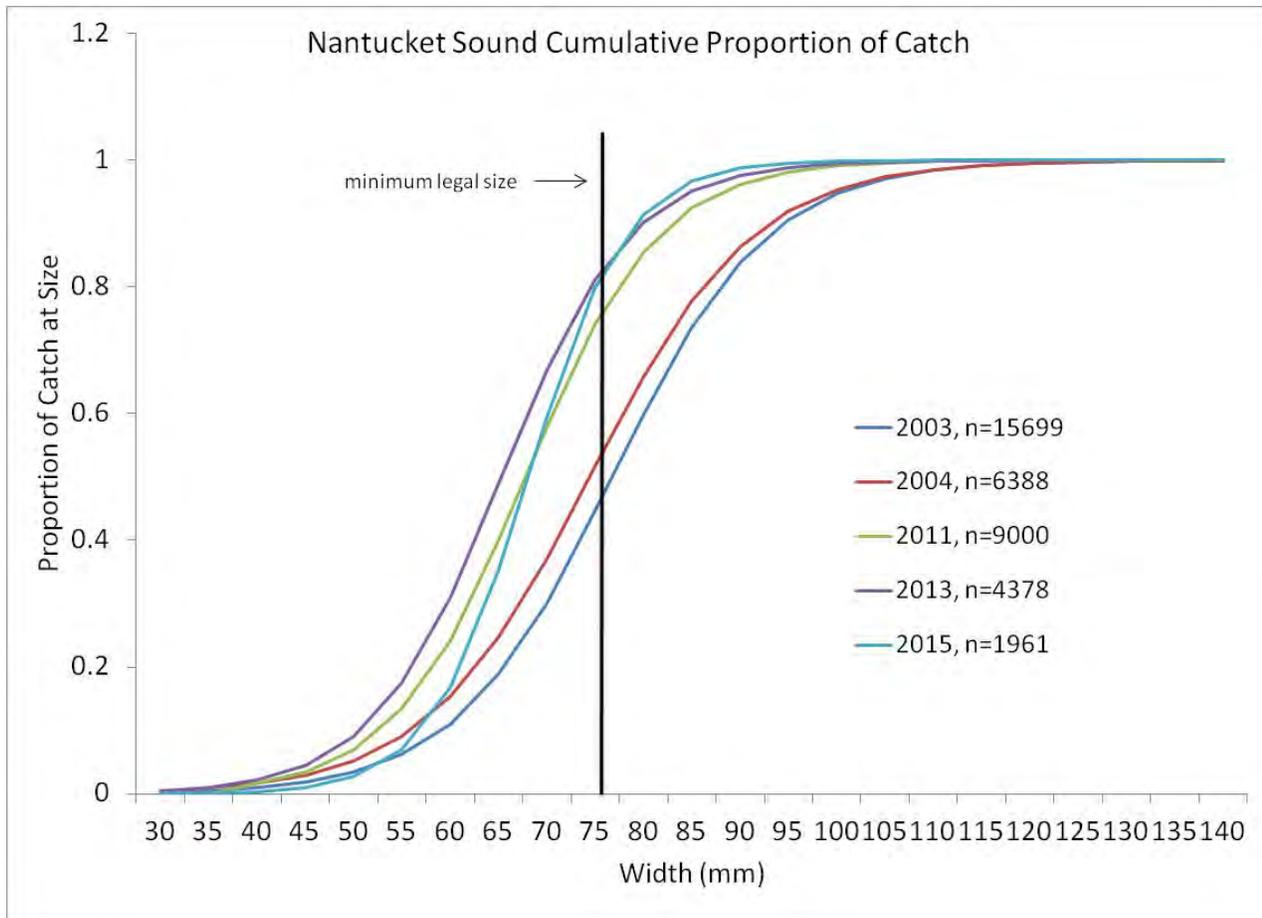


Figure 7. Cumulative proportion of the catch at-width from sea sampling data in Nantucket Sound.

Conclusions

At the current 3" minimum legal size, none of the female channeled whelk in Massachusetts coastal waters are sexually mature. The life history characteristics of channeled whelk, specifically the lengthy time to maturation, slow growth rate, and limited capacity of larval dispersal, make them especially prone to depletion. This type of life history strategy is common in many marine snails, and the pattern of fishery booms followed by stock depletion has been consistent globally among fisheries for whelk and conch (Table 3) (Fahey et al. 2000, Fahey 2001, Leiva and Castilla 2002, Power et al. 2009). There is no evidence to suggest that the fate of channeled whelk in Massachusetts will be any different if the high harvest rates of sexually immature whelk continue. This conclusion is supported by the declining trend of channeled whelk relative abundance in the MADMF trawl survey (Figure 8 a & b), as well as anecdotal reports from commercial fishermen indicating that portions of Buzzards Bay and Nantucket Sound are already devoid of whelk. Sea sampling data indicate the size structure of the whelk population has been truncated, with fewer of the largest and smallest individuals than previous years. Size truncation is a classic and well documented sign of growth over-fishing in fisheries. Furthermore, size truncation makes the need for a standardized gauge with a reproducible method of measurement even more critical. As an increasing proportion of the stock is comprised of animals right around minimum legal size, the need for a reproducible method of measure is vital to ensure compliance, enforcement, and conservation. The observed trends in the fishery and surveys in concert with the life history characteristics of the species raise serious concerns about the health of this resource.

Table 3. Global examples of snail species with fishery booms followed by stock depletion.

Species	Area	Citation
common whelk (<i>Buccinum undatum</i>)	Canada	Gendron 1992
common whelk (<i>Buccinum undatum</i>)	Netherlands	de Voys and van der Meer 2009
common whelk (<i>Buccinum undatum</i>)	Ireland	Fahey et al. 2005, 2008
neptune whelk (<i>Neptunea arthritica</i>)	Japan	Miranda et al. 2008
knobbed whelk (<i>Busycon Carica</i>)	Georgia	Power et al 2009
knobbed whelk (<i>Busycon Carica</i>)	South Carolina	Eversole et al 2008
black murex snail (<i>Hexaplex nigritus</i>)	Mexico	Bueno 2001
fine snails (<i>Zidona dufresnei</i>)	South America	Gimenez et al. 2005
loco (<i>Concholepus concholepus</i>)	South America	Cleodon et al. 2005
topshell whelk (<i>Cittarium pica</i>)	Costa Rica	Schmidt et al. 2002
topshell whelk (<i>Cittarium pica</i>)	US Virgin Islands	Toller and Gordon 2005
abalone (<i>Haliotis rufescens</i>)	California	Karpov et al. 2000
queen conch (<i>Strombus gigas</i>)	Panama	Cipriani et al 2008

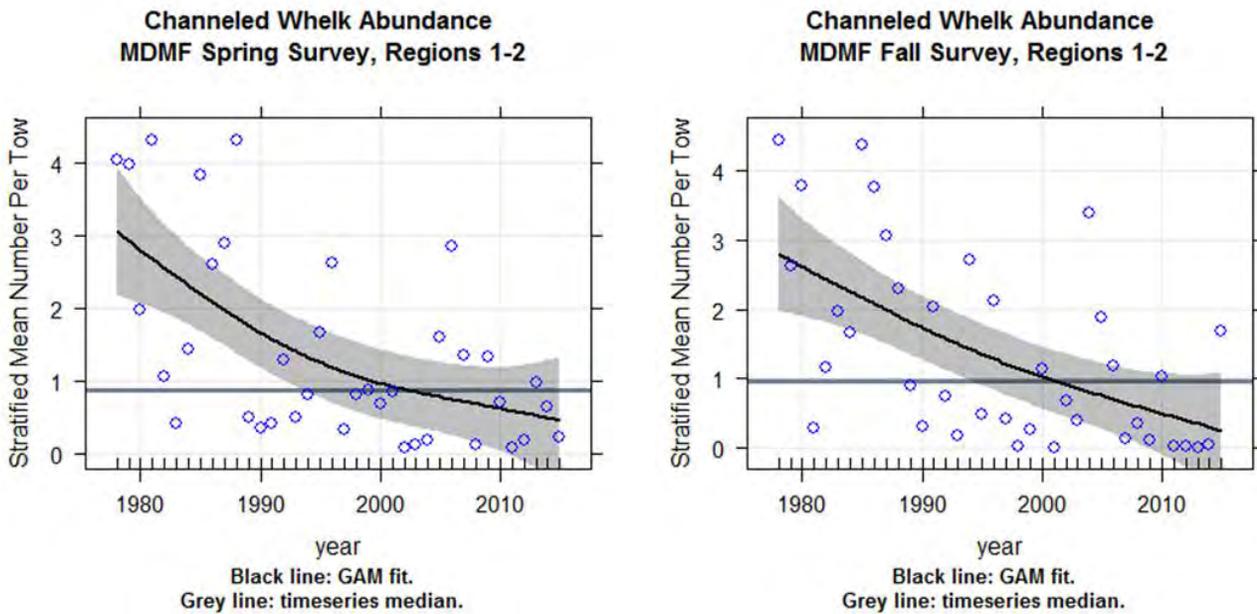


Figure 8. Stratified mean catch per tow of channeled whelk; MADMF Trawl Survey a.) Spring 1979 – 2015, b.) Fall 1979 – 2015.

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6 April 2016

Tara Anne Riley
Shellfish Biologist
Natural Resources Department
2 Bathing Beach Rd
Nantucket, MA 02554

Dear Ms. Riley:

I am writing in response to your inquiry about predation of bay scallops by channeled whelks and management of whelk fisheries. We have been working on channeled whelks for the last 10 years here in the Peconic Bays of eastern Long Island, NY. Through laboratory and field experiments we have determined that channeled whelks eat bay scallops at low rates (well below 1 per scallop eaten per whelk per day). We have also done supplemental work on knobbed whelks, which ate scallops in lab experiments at about twice the rate of channeled whelks. In the Peconic Bays, knobbed whelks are now much more abundant than channeled whelks. This, plus the fact that few knobbed whelks are taken in conch pots, leads to the conclusion that knobbed whelks represent a greater threat to bay scallop populations than channeled whelks. However, rates of predation by the two species of whelks are low compared to rates of predation on scallops by various species of crabs (spider, green, rock, blue).

In New York waters, there are currently no regulations on whelk harvest with regard to minimum size limits; there are no catch quotas. Work done by one of my students at LIU-Post, Barry Udelson, has shown that channeled whelks grow very slowly and take about 7-9 years to reach reproductive maturity (females closer to 8-9 years) at a size of ~3" in shell width. Our 10 years of fishery-independent estimates of population densities (done via transect surveys by divers) reveal that the proportion of the channeled whelk population above this size of initial maturity is much lower than the proportion seen in the knobbed whelk population; this suggests that the channeled whelk fishery has been overfishing the larger size classes. In turn, this may mean that the Peconic Bay channeled whelk population is at risk of becoming unsustainable and, ultimately, commercially non-viable.

A few fishermen here on Long Island have suggested that whelks should not be subject to fishery regulations; in fact, some have suggested fishing them to extinction. The basis of their argument is that they are predators and thus may be impacting populations of other commercial species, such as clams, oysters or scallops. This argument, however, ignores the fact that many other species of predators, which also eat shellfish, are in fact subject to quotas and other regulations on the basis of minimum size, season or sex/condition of the animals – including blue crabs, Jonah crabs, striped bass, tautog and scup.

The argument that predators should be wiped out is ecologically reckless. The decimation of predator populations on land (e.g. wolves) and in the oceans (e.g. sharks) has been shown to have caused very severe impacts on the proper functioning of the ecosystems from which these predators have been removed. Whelks, like other predators, are part of a healthy ecosystem. Given their ecological as well as

commercial importance, Nantucket whelk populations should be regulated to sustain their populations – just like any other ecologically or commercial important species.

The existing regulations that you have outlined for whelks on Nantucket seem reasonable, based on the best science that is available. I don't believe these regulations should be sacrificed to appease a small dissenting minority of the fishing community. In the long run, everyone will lose out.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. Tettelbach', with a stylized flourish at the end.

Stephen T. Tettelbach, Ph.D.
Professor of Biology and Graduate Co-Advisor
LIU Post
720 Northern Blvd.
Brookville, NY 11548-1300
Voice: 516-299-3509

Town of Nantucket
Natural Resources Department
Attn: Jeff Carlson
2 Bathing Beach Road
Nantucket, MA 02554

April 7, 2016

To Whom It May Concern:

I am writing in regards to the Town of Nantucket's whelk/conch commercial regulations. Since its beginnings in the 1970s, the conch fishery has grown to support many local commercial fishermen on Martha's Vineyard, Nantucket, and Cape Cod. In 2015, 1.98 million pounds of whelks valued at \$4.8 million dollars were harvested in Massachusetts (MA DMF, 2016). Even with their commercial importance, because whelks are predatory marine snails, primarily feeding on bivalves, much attention has been given to their removal in near-shore waters in an attempt to protect shellfish populations. It is clear that predators play critical roles within ecosystems, helping maintain function and health. Many terrestrial and aquatic studies have shown that predator removal practices introduce new problems such as disease and can decrease the biodiversity of an area (Elton (1927) food webs and wolf removal; Leopold (1943) wolves and deer; Paine (1966) purple seastars and mussels; Estes et al. (1978) sea otters and sea urchins; Estes et al. (2011) review of past studies). With this in mind, care should be taken to protect both whelk and shellfish species within Nantucket's waters.

Over the past 5 ½ years I have focused my doctoral studies on various biological aspects of channeled whelks (or conchs). One of my research projects examined whelk movements within a small estuary in Martha's Vineyard. The results of this study showed whelks have small home ranges (200 m), as they remained within the estuary throughout the entire 14-month study. With small home ranges and high harvesting practices, it is likely that whelks can be depleted from local areas. While their removal may result in an initial boom in shellfish populations, the risk of disease and other issues connected with a decrease in biodiversity could follow. Furthermore, whelk removal could cause an imbalance in populations of other shellfish predators such as seastars and crabs (green and blue). Additionally, it is unclear how

far juvenile whelks disperse, therefore removing near-shore whelk populations also could impact other populations outside of Nantucket's town waters.

With whelk and bay scallop species having important commercial and ecosystem roles, it is important to have regulations in place that allow the sustainable harvest of both species. Whelk regulations controlling effort (pot limit), minimum shell size, harvest season, and fishing area rotations offer protection from depletion. Complete removal of this important predator may not only negatively impact the commercial fishery it supports, but ultimately the health and abundance of shellfish populations.

Sincerely,



Shelley Edmundson
PhD Candidate
Department of Biological Sciences
University of New Hampshire
Durham, NH 03824

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April 13, 2016

Rick Atherton
Bobby DeCosta
Matt Fee
Dawn Hill-Holdgate
James R. Kelly

Mr. DeCosta,

At its April 5, 2015 meeting, the Harbor & Shellfish Advisory Board voted 6-0 to recommend against the Board of Selectmen approving Nantucket commercial fisherman Dan Pronk's proposal to amend the Town's Shellfish Regulations by rescinding the town's current conch (channeled whelk snail) regulations. These regulations dictate a closed fishery every other year and a limit of 90 conch traps among the three permitted conch fishermen. We, the members of the HSAB, feel strongly that Mr. Pronk's request to allow conch fishing every year and to allow each permit holder to set 100 traps would be an unsustainable policy for this important fishery.

Instead, we ask that the selectmen continue to support and enforce the regulations, as they exist today. As they were spawned from a 20-year verbal agreement between two of Nantucket's three conch permit holders based on trial and error; fishing of Nantucket Harbor every other year with these two fishermen taking turns fishing the harbor during the fishing year and then both giving the conch population a year off to recover between fishing years, we hope the selectmen can trust the local knowledge behind this sustainably managed fishery.

The Board of Selectmen codified part of this agreement when on March 4, 2015, it adopted the recommendation of the HSAB to amend the shellfish regulations to, among many other unrelated revisions, set the annual conch fishing schedule for the harbors at every other year with a total of 90 traps allowed to be set among the three permit holders. In February 2016, the town then set the fishery closure/open schedule to begin with 2016 as a closure year. Allowing the setting of 300 conch traps in Nantucket Harbor with fishing allowed every year by the three Nantucket conch fishermen instead of just the 90 currently allowed traps would serve only to reduce the conch population to a non-recoverable level.

Given the current conch regulations and Mr. Pronk's proposal to reverse them, our board directs the selectmen's attention to Massachusetts Division of Marine Fisheries' "Profile of the Channeled Whelk Trap Fishery" done in 2014 and 2015 and published on April 5, 2016. This profile, included with this letter, details the extreme pressures on the channeled whelk fishery in Massachusetts' coastal waters. In particular, according to the DMF's profile, the current state minimum shell width size limit of three inches is too small and doesn't adequately protect sexually mature females because they're not sexually mature until they grow larger. The profile found that half of the females collected reached sexual maturity within 3 1/2" – 3 7/8" and that of all the female channeled whelk snails collected for this profile, none were sexually mature at 3".

The agreement between two of Nantucket's three conch fishermen — the third sets his traps predominantly in Nantucket Sound west of the island and in Madaket Harbor — has allowed them to glean part of their harvest from Nantucket Harbor with most of their catch caught outside the harbor while still maintaining a healthy conch population in Nantucket Harbor. We urge the Board of Selectmen to consider the importance of this self-managed fishery

to these fishermen when rendering a decision during next Wednesday's public hearing.

As there will be several other parties commenting on Mr. Pronk's proposal with plenty more information for the board to digest prior to the April 20 meeting, I'll stop here and ask that you all please read the MADMF's conch report and all other materials you may receive in time for next week's public hearing.

Thank you for your time and patience.

Sincerely,

Peter B. Brace,
Chairman, Harbor & Shellfish Advisory Board

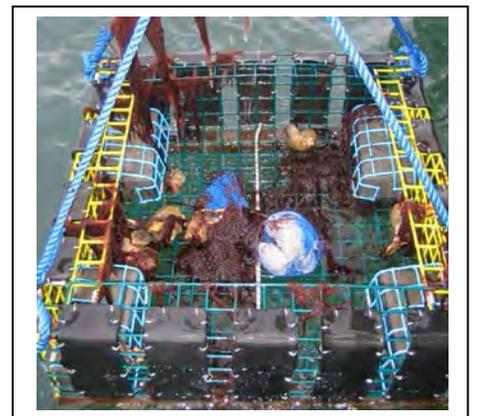
Profile of the Channeled Whelk Trap Fishery



A report to the Director and Massachusetts Marine
Fisheries Advisory Commission



4/5/2016



By Steve Wilcox and Robert Glenn

MADMF Survey and Assessment Program

At the Massachusetts Fishery Advisory Commission meeting held on May 16, 2013 a series of whelk management options including gauge increases were proposed by DMF. The option that Commission members adopted was a revised proposal, which included a 1/8" increase in minimum legal size for each of the 2014 and 2015 seasons. Following these gauge increases, it was requested that the biological study and all fishery trends be updated and reevaluated. This memo serves to update members about commercial fisheries trends, survey trends, and the most recent biological studies regarding the channeled whelk fishery. In most cases 2015 data are not yet available do to staffing issues within the DMF Statistics Project.

Background

The channeled whelk fishery in Massachusetts began small scale, with a small number of full-time fishermen and a moderate number of part-time fishermen fishing for whelk seasonally. The majority of channeled whelk are harvested through directed effort with "conch" traps, and a smaller portion are harvested as by-catch from draggers and clam dredgers operating in Nantucket Sound. From 1950 to the late 1970's whelk landings in MA (channeled and knobbed) were less than 250,000 lbs annually (source NMFS). In the 1980's whelk landings increased substantially, exceeding 1,000,000 lbs for the first time, presumably related to increased market demand. It was first possible to differentiate between channeled whelk and knobbed whelk landings in the early 1990's with improvements to the landings data reporting system. Channeled whelk landings varied around 1.5 to 2 million pounds from the 1990's through the early 2000's and account for the vast majority of all whelk landings in MA (Figure 1). From the mid 2000's through 2013, landings increased and varied between 2.5 and 3 million pounds (Figure 1). A standardized gauge was implemented for the first time in 2013, and in 2014 minimum legal size was increased by 1/8".

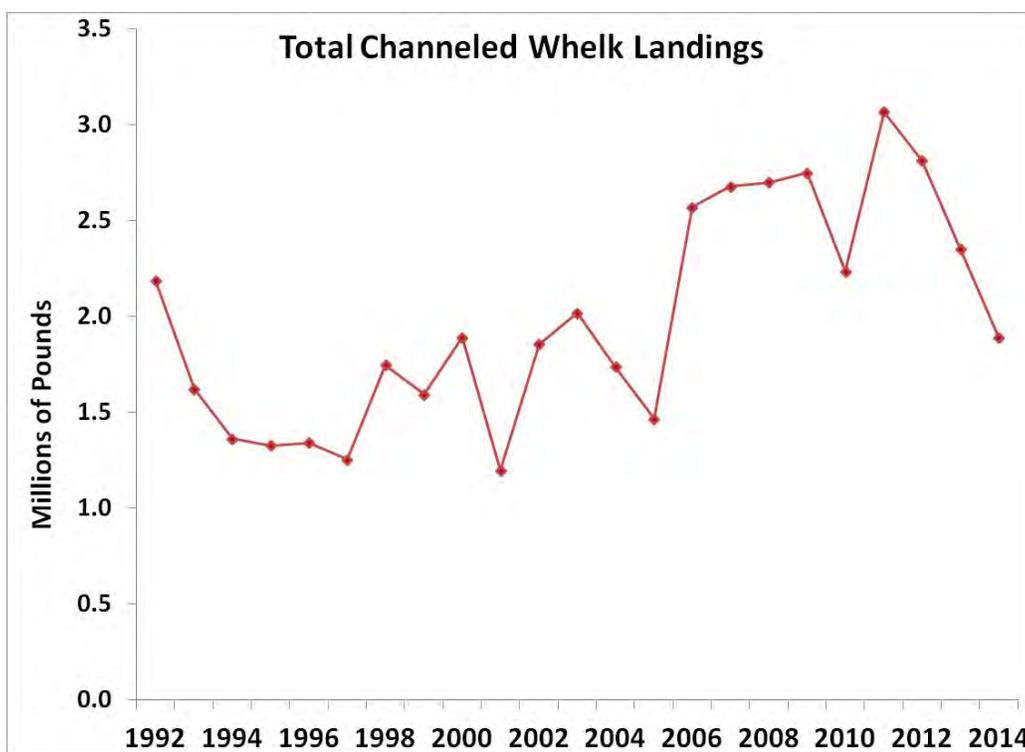


Figure 1. Massachusetts channeled whelk landings (all gear combined 1992-2014) Source: MA Commercial Catch Reports.

The increase in total harvest over the time series is the result of a dramatic increase in effort and catch observed in Nantucket Sound (Figure 2a and 2b). Landings and total trap hauls (fishing effort) more than doubled in Nantucket Sound between 2006 and 2012. While trap hauls have remained high, landings have begun to decline in Nantucket Sound. Landings and effort have remained relatively stable in Buzzards Bay and Vineyard Sound (the other two major channeled whelk producing areas in MA) over the last decade, and landings seem less affected by the implementation of the standardized gauge and 1/8" minimum size increase (Figure 2a and 2b).

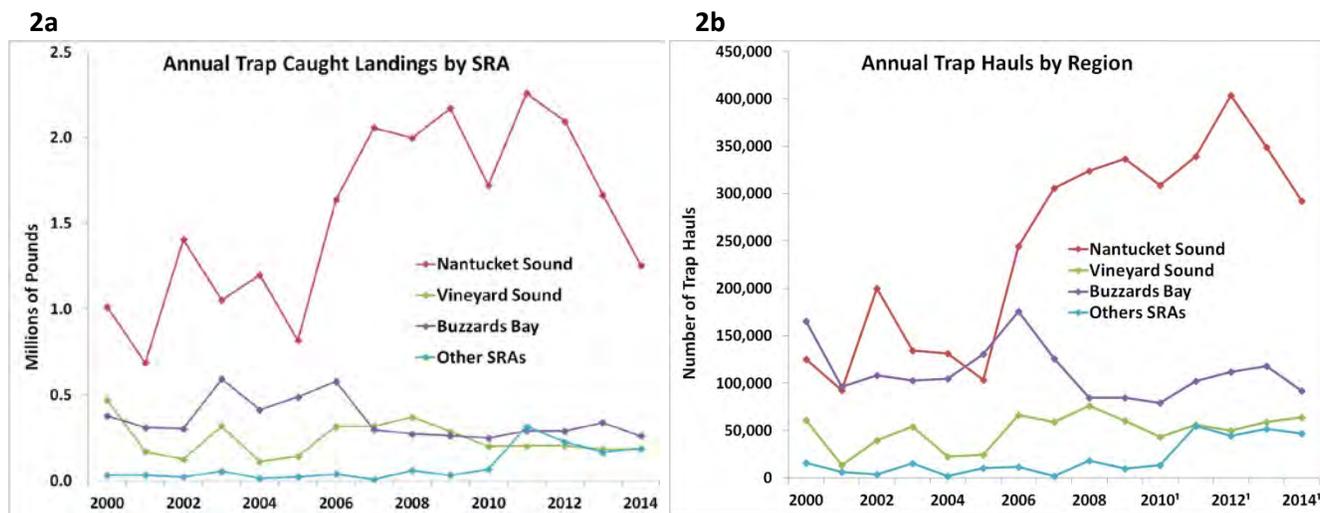


Figure 2. MA channeled whelk landings (2a) and fishing effort by region (2b) 2000 – 2014 Source: MA Commercial Catch Reports.

Active participation in the channeled whelk trap fishery has remained stable since 2000. While the number of permits issued gradually declined from a high of 166 in 2004 to a low of 143 in 2014 (Table 1). The number of permits actively fished varied without trend. It is noteworthy that the large increase in catch and effort in the channeled whelk fishery since 2005 occurred during a time when the number of actively fished permits has declined slightly. The observed increase in effort from 2005 to present is the result of increased fishing effort from active fishermen, rather than latent permits becoming active (Figure 3). Since 2005 there has been a two-to-three-fold increase in the number of fishermen fishing the maximum number of traps (Figure 3). There is also substantial risk of additional increases in effort due to the number of latent permits; in 2014 only 50% of the permitted traps were actively fished. With the ex-vessel price of whelk nearly tripling over the last decade (Table 2), there is a substantial financial incentive for latent permit holders to start fishing.

Table 1. Whelk trap endorsements and reporting status 2000-2014.

Year	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014
ISSUED	164	161	165	166	166	159	155	155	155	153	151	147	145	144	143
FISHED	84	83*	97	87	88	79	96	96	88	90	81	84	87	90	83
DID NOT FISH	67	71	62	75	73	76	56	57	63	57	59	50	46	46	53
DID NOT REPORT	13	90	6	4	5	4	3	2	4	6	11	13	12	8	7

SOURCE: MA Commercial Catch Reports and NMFS VTRs

*83 permit holders reported fishing, however data entry problems prohibited entry of 17 reports, thus effort and landings statistics below only include 66 permits

2015 data not yet available

Table 2. Annual landings and values of channeled whelk 2005-2015.

Year	Live Pounds	Est. Value	Price/lbs.
2005	1,354,821	\$1,454,295	\$1.07
2006	2,420,481	\$3,103,089	\$1.28
2007	2,496,497	\$2,466,229	\$0.99
2008	2,701,409	\$3,212,108	\$1.19
2009	2,847,042	\$3,720,139	\$1.31
2010	2,505,859	\$3,027,344	\$1.21
2011	2,996,745	\$5,307,231	\$1.77
2012	3,603,814	\$6,160,808	\$1.71
2013	2,262,972	\$5,589,730	\$2.47
2014	1,884,576	\$4,702,266	\$2.50
2015*	1,664,341	\$4,780,759	\$2.87

SOURCE: SAFIS Dealer Reports * 2015 data are preliminary

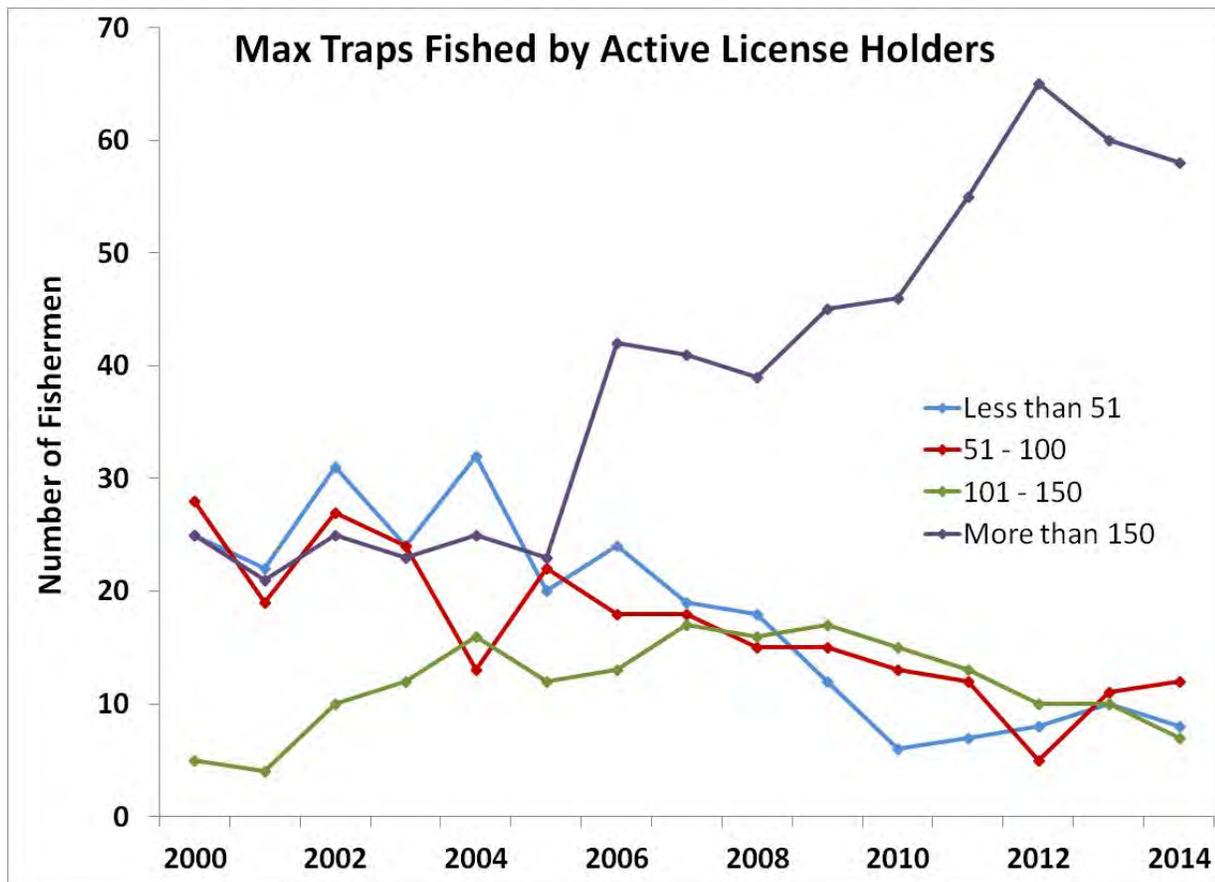


Figure 3. Number of traps fished by active fishermen in the channeled whelk fishery, Source: MA Commercial Catch Reports and NMFS VTRs.

The dramatic increases in catch and effort in the channeled whelk fishery raise questions about its long-term sustainability. A species' resiliency to commercial exploitation is dependent on its growth rate, rate of sexual maturation, fecundity, mode of dispersal (for adults and larvae), and the size and age at which it recruits to the fishery. The management of channeled whelk in Massachusetts is based on input controls limiting participation and effort (new permit moratorium and a 200 trap limit) along with a 3" minimum shell width. The current limits on participation and effort are likely insufficient to limit exploitation due to the large amount of latency (42% in 2014), in concert with the poorly defined relationship between traps fished and trap hauls (effective effort).

DMF received a petition in 2009 from a group of Martha's Vineyard commercial whelk fishermen requesting an increase in the minimum shell width from 2 3/4" to 3". While this may have represented a step in the right direction for whelk management, there was no information in the scientific literature to support a biological basis for this increase in minimum size. This prompted MADMF to initiate a channeled whelk life history study to generate the basic biological information necessary to make informed decisions on whelk management.

MADMF Channeled Whelk Study

A recent study conducted by MADMFs biologist Steve Wilcox determined that 50% of females were mature within the size range of 3 1/2" - 3 7/8" (89-99mm), with slight regional variations (Figure 4). The smallest size at maturity observed was in Buzzards Bay, and the largest was in Nantucket Sound. None of the female channeled whelk were sexually mature at the current 3" minimum shell width in any of the three regions sampled. Male whelk matured at a smaller size (size at 50% maturity was 2 3/4"-70mm) and there was a similar amount of variation among regions as observed with females. The onset of sexual maturity for female whelk occurred at age 8, 50% were mature by age 9, and 100% were mature by age 11 (Figure 5). Male whelk matured at a younger age, with the first mature males observed at age 5, 50% were mature at age 6, and 100% were mature by age 8. In general, the growth rates of channeled whelk are slow. It takes both male and female channeled whelk between 6 and 8.5 years to recruit to the fishery (attain 3" minimum width) (Figure 6).

In the fall of 2015 maturity work was repeated in Nantucket Sound. Results indicate there has been no change in the size at maturity since the previous determination. This study has added a more comprehensive aging process in which the growth bands on the operculum and statoliths are being analyzed by the DMF Age and Growth Lab. Recent studies have indicated that cross sections of the statoliths, tiny structures located within the muscular section of the whelk, provide a more reliable determination of age than operculum analysis. This new aging technique will not alter the results of the size at maturity information, only better describe the age of the whelk at that size.

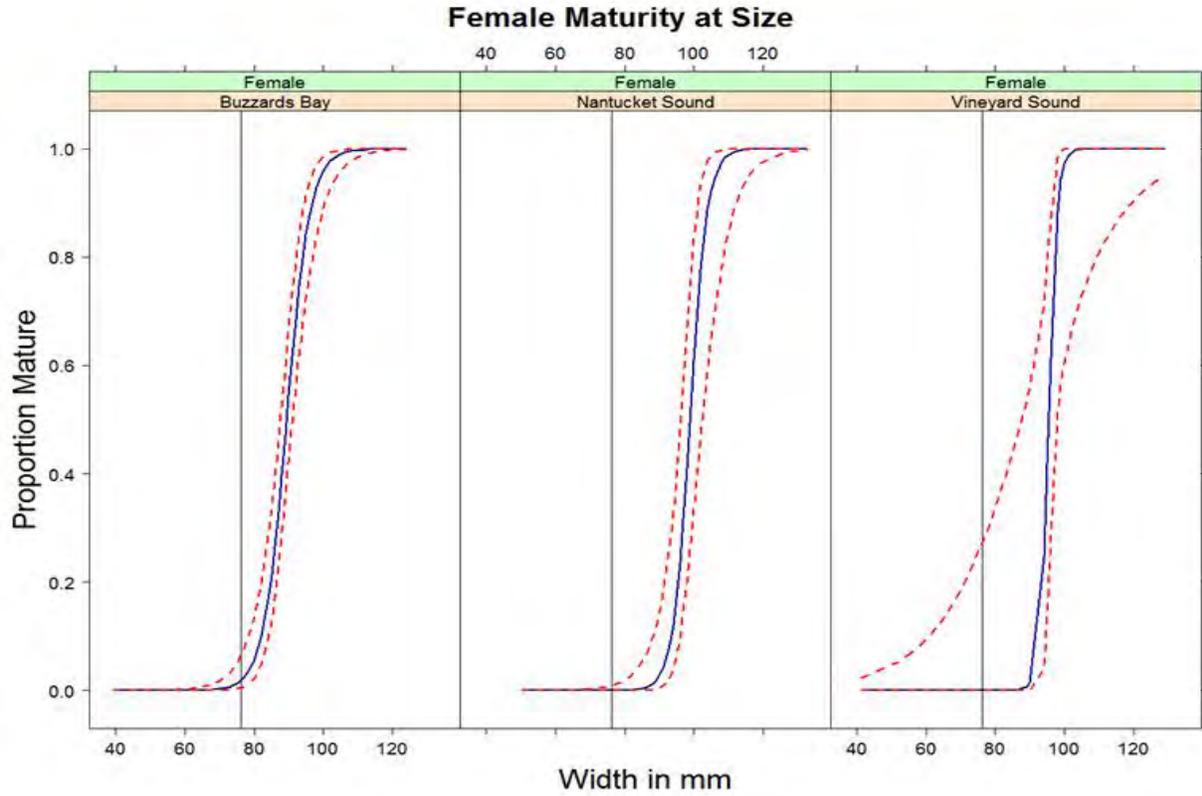


Figure 4. The proportion of female channeled whelk that were mature at a given size in three regions in MA. The solid vertical line indicates the 3" minimum legal size. Red dashed lines are the confidence limits around the maturity estimate.

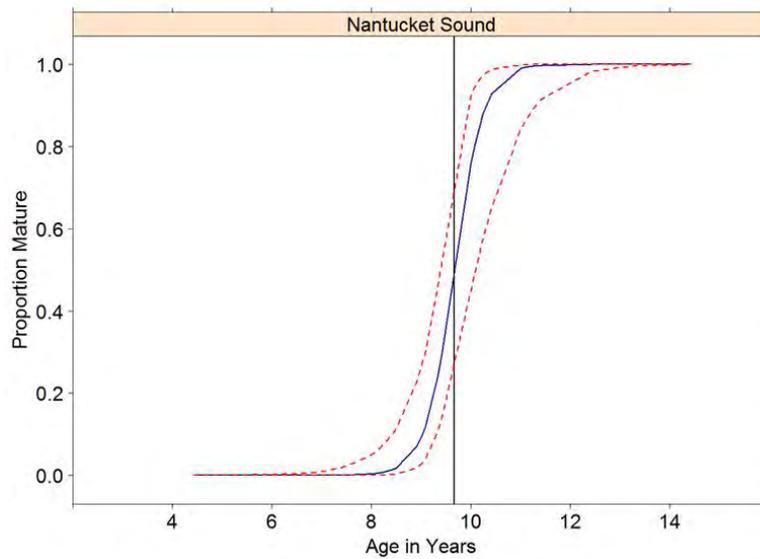


Figure 5. The proportion of female whelk mature at a given age in Nantucket Sound. Red dashed lines are the confidence intervals and vertical line is that age at 50% maturity.

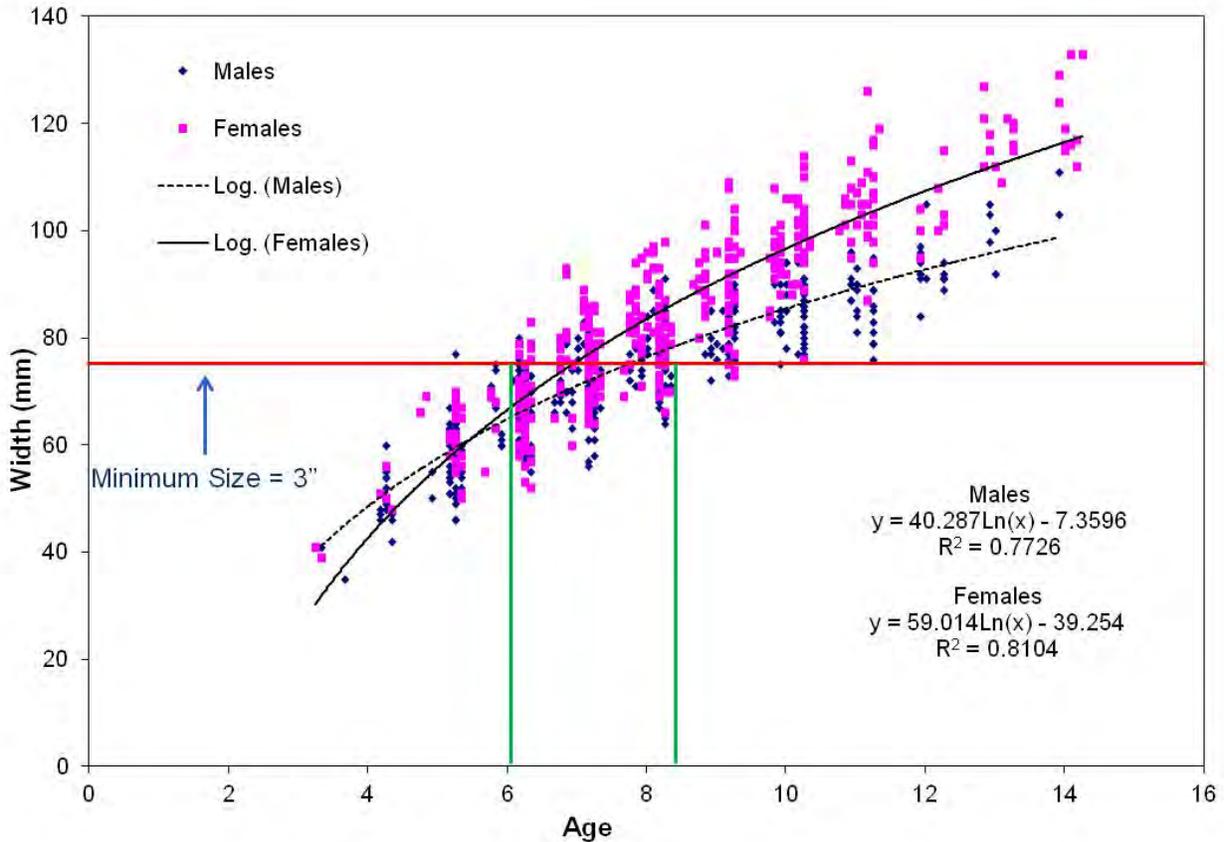


Figure 6. Size at age for male and female channeled whelk all regions combined. Solid black and dotted black line represent the model fit to the data describing growth of female and male whelk respectively. The vertical green lines represent the age range where whelk recruit to the fishery.

Since 2003, DMF has conducted biological sampling opportunistically aboard commercial whelk trapping boats in Nantucket Sound. The size structure of the catch in recent years is truncated relative to the earlier time-period (2003-2004) (Figure 7), suggesting that larger whelk have been removed from the population. In 2003 and 2004, about 10% of observed whelk were above 3 7/8" (99 mm) (the size of 50% maturity). This declined to less than half of a percent of the whelk by 2013 and 2015. In 2015 most of the observed catch fell within a very narrow size window, with more than 60% of the whelk measuring between 2.5 – 3" (63 – 76 mm) in width, a size window of a 1/2" (Figure 7).

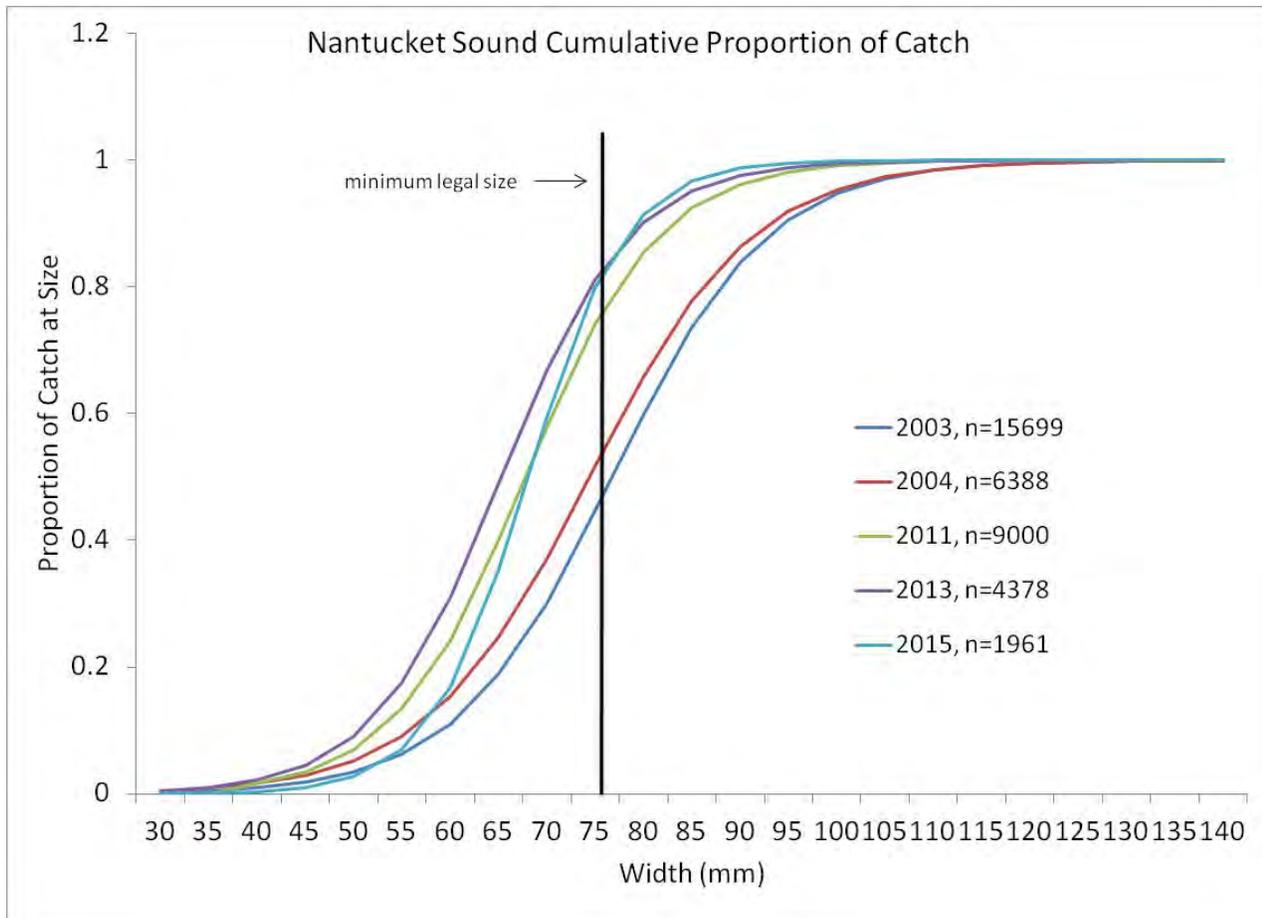


Figure 7. Cumulative proportion of the catch at-width from sea sampling data in Nantucket Sound.

Conclusions

At the current 3" minimum legal size, none of the female channeled whelk in Massachusetts coastal waters are sexually mature. The life history characteristics of channeled whelk, specifically the lengthy time to maturation, slow growth rate, and limited capacity of larval dispersal, make them especially prone to depletion. This type of life history strategy is common in many marine snails, and the pattern of fishery booms followed by stock depletion has been consistent globally among fisheries for whelk and conch (Table 3) (Fahey et al. 2000, Fahey 2001, Leiva and Castilla 2002, Power et al. 2009). There is no evidence to suggest that the fate of channeled whelk in Massachusetts will be any different if the high harvest rates of sexually immature whelk continue. This conclusion is supported by the declining trend of channeled whelk relative abundance in the MADMF trawl survey (Figure 8 a & b), as well as anecdotal reports from commercial fishermen indicating that portions of Buzzards Bay and Nantucket Sound are already devoid of whelk. Sea sampling data indicate the size structure of the whelk population has been truncated, with fewer of the largest and smallest individuals than previous years. Size truncation is a classic and well document sign of growth over-fishing in fisheries. Furthermore, size truncation makes the need for a standardized gauge with a reproducible method of measurement even more critical. As an increasing proportion of the stock is comprised of animals right around minimum legal size, the need for a reproducible method of measure is vital to ensure compliance, enforcement, and conservation. The observed trends in the fishery and surveys in concert with the life history characteristics of the species raise serious concerns about the health of this resource.

Table 3. Global examples of snail species with fishery booms followed by stock depletion.

Species	Area	Citation
common whelk (<i>Buccinum undatum</i>)	Canada	Gendron 1992
common whelk (<i>Buccinum undatum</i>)	Netherlands	de Voys and van der Meer 2009
common whelk (<i>Buccinum undatum</i>)	Ireland	Fahey et al. 2005, 2008
neptune whelk (<i>Neptunea arthritica</i>)	Japan	Miranda et al. 2008
knobbed whelk (<i>Busycon Carica</i>)	Georgia	Power et al 2009
knobbed whelk (<i>Busycon Carica</i>)	South Carolina	Eversole et al 2008
black murex snail (<i>Hexaplex nigritus</i>)	Mexico	Bueno 2001
fine snails (<i>Zidona dufresnei</i>)	South America	Gimenez et al. 2005
loco (<i>Concholepus concholepus</i>)	South America	Cleodon et al. 2005
topshell whelk (<i>Cittarium pica</i>)	Costa Rica	Schmidt et al. 2002
topshell whelk (<i>Cittarium pica</i>)	US Virgin Islands	Toller and Gordon 2005
abalone (<i>Haliotis rufescens</i>)	California	Karpov et al. 2000
queen conch (<i>Strombus gigas</i>)	Panama	Cipriani et al 2008

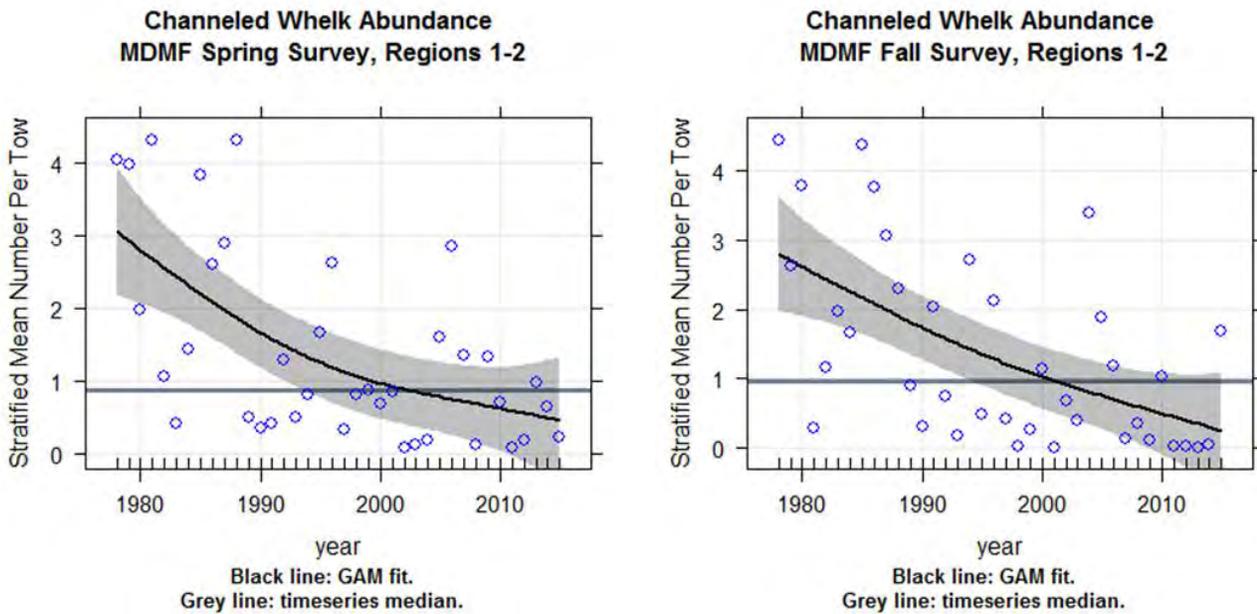


Figure 8. Stratified mean catch per tow of channeled whelk; MADMF Trawl Survey a.) Spring 1979 – 2015, b.) Fall 1979 – 2015.

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April 13, 2016

Rick Atherton
Bobby DeCosta
Matt Fee
Dawn Hill-Holdgate
Jim Kelly



To the Nantucket Board of Selectmen:

The existing regulations on conch fishing in Nantucket Harbor are twenty years in the making, fifteen years in practice, and two years vetted and approved by the Shellfish Bylaw Review Work Group. This group was drawn from members of SHAB, NSA, MMA, and commercial and recreational fishermen. By unanimous vote, the BOS adopted these regulations on March 4, 2015. I speak as one of three current permit holders, and also with the experience of full-time conch fishing in Nantucket since 1996.

When I began conch fishing, the fishery had been inactive on Nantucket for many years. There was one other beginning conch fisherman that year, and we set 90 pots each in the harbor with hopes of catching many conch thriving after all this time. We were not disappointed and had a successful six months of fishing. Nonetheless, by October, we were already seeing steady declines in our catches; it was getting difficult to find fertile ground for most of our pots. As a result, we increasingly fished in Nantucket Sound.

The following year catches per pot decreased to a fraction of what they were the previous year. We abandoned the Harbor and fished the Sound for most of that season. The other conch fisherman dropped out that year, leaving me as the sole Nantucket conch fisherman. The next year, having found that the harbor had not sufficiently rebounded, I fished exclusively in the Sound.

On the fourth year, a new conch fisherman purchased a Nantucket permit and fished sixty pots in the Harbor with reasonable success. I stayed in the Sound with the full understanding that the Harbor would not adequately support two fishermen. The two of us made an agreement based on what I had learned about the Harbor--

- a. its inability to effectively ~~fish~~ more than a set number of pots
- b. its need to sit fallow so that the stocks might rebound enough to insure profitability
- c. that State regulations were not created with Nantucket Harbor's fishery in mind

We decided on a fallow period every other year for the Harbor conch population to recover. To ensure greater efficiency, we also opted to alternate open years during which we would each fish the Harbor alone.

We continued with this arrangement for the next fifteen years. It was successful for both of us by keeping our Harbor fishery profitable. Without having a guarantee of an abundance of conch available in the Harbor, I'm not sure either of us would have

continued to fish there. Nantucket's Harbor fishery does not exist in a vacuum; it is always measured against the profitability (and efficiency) of fishing the Sound.

In 2012 Chief Pitman decided the Town's regulations and bylaws governing Nantucket's fisheries were in need of an update. At that time all local fisheries, both recreational and commercial, were under review. During that time it was considered whether or not Nantucket had the authority to make and enforce rules governing its local shellfisheries--specifically Nantucket's residency requirements for town commercial fishing permits (the cornerstone for local control). The Town Counsel said yes, it did have that authority.

Significant parts of our gentleman's agreement were then codified into the law. It now states that pots set in the Harbor are limited to 90. The tags are distributed equally to existing permit holders and are transferrable. Every other year the Harbor is closed to all conch fishing to allow populations to recover for the following year. At the time they were adopted, these regulations had the full support of all participants in the fishery, the Shellfish Bylaw Review Workgroup, the Shellfish Advisory Board, and the Department of Natural Resources. The Board of Selectmen unanimously agreed.

By setting itself apart from the laws governing the state fisheries, Nantucket took a large step in preserving its sovereignty over current and future disputes with non resident fishermen. Our distinct rules, like the alternate conch fishing years in the Harbor and the existing pot limits, set us apart from the State regulations. They protect us from having non-resident fishermen enter our harbors to fish according to State regulations.

By limiting the taking of conch in the Harbor we have, up to this point, managed our fishery to maintain sustainability for at least two to three Nantucket fishermen. This is not unlike the way that bushel limits in scalloping aim to extend the harvest through March. The limits on Harbor conching have also provided an unseen benefit to summer pleasure crafts--the recreational users of the Harbor would not take kindly to a possibility of six hundred conch buoys strewn about the harbor during peak boating season. This is what the State laws would allow, but clearly this would not work for Nantucket. Our local regulations have arisen out of years' worth of mistakes, successes and lessons learned. I see no reason to change them.

Sincerely,

Matthew Herr
59 Hooper Farm Rd.
cell (508) 265-4565

Town of Nantucket
Shellfishing Policy and Regulations
As Adopted on March 4, 2015 by Nantucket Board of Selectmen
Amended March 23, 2016
Under Authority of Massachusetts General Law, Chapter 130
Under Authority of Chapter 122 of the Code of the Town of Nantucket

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Section 1 – Shellfishing Policy for the Town of Nantucket/Purpose of Regulations

The purpose of these regulations is to preserve, protect and restore Nantucket’s shellfisheries, underwater and intertidal habitats within the Town of Nantucket’s jurisdiction. These regulations supplement and are consistent with the requirements of the Commonwealth of Massachusetts including Massachusetts General Law Chapter 130, Code of Massachusetts Regulations 322, the Code of the Town of Nantucket Chapter 122, the Town of Nantucket Shellfish Management Plan, the Nantucket and Madaket Harbors Action Plan, and the current Best Management Practices for the Shellfish Culture Industry in Southeastern Massachusetts, developed by Southeastern Massachusetts Aquaculture Center (SEMAC).

To implement this policy, the Board of Selectmen or their designee may restrict the taking of shellfish by commercial or noncommercial permit holders in any area or in any manner for the purpose of managing the fishery or habitats.

The waters of the Town of Nantucket that are used for commercial shellfishing and shellfish aquaculture are a unique resource, therefore the granting of commercial shellfishing permits and licenses for aquaculture are restricted to declared domiciled residents of Nantucket (See Section 4.1).

Section 2 – General Regulations (Applying to Recreational, Commercial and Aquaculture Licenses)

2.1 – License or Permit Required

All persons taking shellfish for recreational or commercial purposes shall be required to have a shellfish permit as issued by the Town of Nantucket.

2.1a – Display of license

All persons taking shellfish for recreational or commercial purposes shall be required to clearly display a shellfish permit/pin as issued by the Town of Nantucket.

2.2 – Areas where Recreational and Commercial Shellfishing May Occur

Any area within the Town of Nantucket’s waters; unless posted as closed by the Commonwealth of Massachusetts or Town of Nantucket.

2.3 – Daily Limit

No permit holder shall take shellfish or other marine organisms in excess of the daily limit. (See individual species per permit type)

2.4 – Landing Shellfish

No shellfish shall be brought ashore except in their shells.

2.5 – Daily Time Limit

Permit holders shall be able to take shellfish from the waters of the Town by allowed methods from one half hour before sunrise to one half hour before sunset unless otherwise specified in these regulations.

2.6 – Closures and Red Flag

Closures of the shellfishery shall apply to both recreational and commercial fisheries and shall be noted by red flags as posted by the Shellfish Warden. The Red Flag will be raised at the Town Pier (located at 34 Washington St.) and Jackson’s Landing in Madaket. Other closure events for water quality or habitat preservation shall be posted by the Shellfish Warden at the specific site

of the closure. All closures will be posted at the Town Pier, Natural Resources Office, and on the Natural Resources Department webpage. Closures may be related (but not limited) to temperature or shellfish strandings.

2.7 – Temperature Restrictions

No shellfishing shall be carried on when the air temperature is below 28 degrees Fahrenheit (2 degrees Celsius), as determined by the Shellfish Warden, areas licensed for aquaculture are exempt from this regulation. A red flag will be raised at the Town Pier (located at 34 Washington St.) and Jackson’s Landing in Madaket. Vessels are required to return to shore and land shellfish if the temperature dips below 28°F.

2.8 - Habitat Sensitive Areas

No commercial or recreational shellfishing may occur in areas deemed “habitat sensitive” and have a posted closure by the Board of Selectmen or its designee.

2.9 – Bay Scallop Strandings

No taking of bay scallops, either recreational or commercial shall be carried on during a red flag stranding event as determined by the Shellfish Constable.

2.10 – Poaching

Any unauthorized person who poaches or otherwise disturbs any shellfish in any amount or in any location shall be subject to criminal penalties and potential civil penalties **(See MGL Chapter 130; and Section 11. 6 Revocation of Shellfishing Permits.)**

2.11 – Disturbance of licensed or closed areas

No person other than the license holder or their designee shall inspect, disturb or handle any shellfish or gear within the marked leased or closed area.

2.12 – Inspection on demand

All persons harvesting, carrying away, or otherwise having in their possession shellfish or marine organisms of any kind, in a boat, container, shanty, or vehicle shall exhibit all such shellfish for inspection by the Shellfish Wardens, Police Officers or any other duly authorized agents.

2.13 – Possession of Seed

An individual or entity must file a state scientific permit, state propagation permit, or aquaculture license with the Natural Resources Department if planning on possessing seed shellfish for any reason. A violation of this regulation shall exist if the total catch contains more than 5% seed shellfish.

2.14 – Methods of taking

The taking of any shellfish from the waters of the Town of Nantucket shall be limited to hands, dipnets, rakes and tongs, unless otherwise noted within these regulations.

Any Nantucket Resident over the age of sixty (60) who has previously held a commercial permit to harvest bay scallops within the waters of Nantucket may, between November 1 and March 31, take two (2) bushels of bay scallops per week by methods used previously by such person, including the use of a dredge, if applicable. These scallops are for the personal consumption of

the permit holder and will not be sold, bartered or presented for commercial purposes. Recreational violations outlined in Section 7.6 are applicable.

2.15 – SCUBA diving and snorkeling

All persons taking shellfish using SCUBA or snorkeling shall be required to display a dive flag for each individual in the water. Flag must be within 100 feet of diver. Recreational divers and snorkelers must have a pin on their person.

2.16 – Transplanting

2.16a – Transplanting Shellfish Outside of Nantucket Waters

No shellfish of any size shall be taken out of the Town for the purpose of transplanting or to be placed in any waters outside the limits of the Town without proper permits.

2.16b- Shipping of Live Shellfish for Broodstock/Propagation Purposes

No live shellfish of any size shall be shipped outside of Nantucket for broodstock or propagation purposes until a pathology certificate is provided and permission is granted from the Board of Selectmen or its designee.

2.16c – Transplanting Shellfish into Nantucket Waters

No shellfish shall be planted or transplanted into the waters of the Town of Nantucket, without the proper permits, certificates of origin, and approval by the proper authorities.

2.16d – Harvesting Seed from the Wild Not Allowed

The taking of seed is prohibited without the proper permits and approval by the proper authorities.

2.16e- Wet Storage of Recreational Shellfish Prohibited. The holding or storing of a recreational shellfish catch within Nantucket waters in any amount for any amount of time is prohibited.

2.17 – By-Catch

No by-catch of any species in excess of 5% of the licensed targeted shellfishery shall be allowed for commercial purposes. Any by-catch that is less than 5% of the total catch must be in season according to the Division of Marine Fisheries and the Town of Nantucket. If allowable by-catch is to be sold commercially, you must have a commercial license for that species.

2.18 – Catch Reports Provided to the Town

2.18a-Commercial Catch Reports: Holders of Commercial Shellfish Permits shall submit a monthly catch report to the Shellfish Warden, on forms provided. It shall be the responsibility of the permit holder to insure that he/she submits the required Catch Report no later than the fifteenth(15) day of the month following the month for which such report is being made:(i.e. December 15,January 15, February 15, March 15, and April 15).Failure to submit a catch report shall be a violation of the Town of Nantucket.

2.18b-Recreational Catch Reports: All recreational shellfish permit holders shall file an annual catch report with the Town, stating the amount, species, and place of shellfish harvested, for the twelve months ending on the preceding March 31. A new permit may not be issued until the catch report has been completed by the permit holder.

Section 3– Recreational (Non-commercial) Shellfishing

3.1 – Permits

The recreational harvest of shellfish requires all individuals age 14 or older to obtain a recreational shellfish permit through the Town of Nantucket. All children participating in

shellfish harvesting under the age of 14 must be accompanied by a valid permit holder. Shellfish taken by a child under the age of 14 are included in the catch limit of the permit holder.

3.1a- Town of Nantucket Recreational Shellfish Licenses are not transferrable or subject to refunds

3.1b – Annual Permits (April 1 – March 30)

Resident	\$35.00
Resident over 60	Free (Lifetime permit)
Retired Scallop	Free
Non-Resident (all ages)	\$125.00
Non-Resident (all ages) – weekly	\$50.00
Replacement fee	\$5.00

*All fees are to be set by the Board of Selectmen

**Residency requirements apply for residency fees (See Section 4.1.a)

3.2 – Cannot harvest for commerce

No person holding a recreational permit shall harvest shellfish, eels or sea worms for the purpose of sale, trade or other consideration.

3.3 – Harvest criteria by species

Measurement requirements

3.3 – Recreational Harvest criteria by species

Species	Season	Days	Limit	Size and Special Considerations
Bay scallops	Open October 1 – March 31	Wed. – Sun.	1 bushel per week	Must possess a well defined growth ring. Exception: Bay scallops that have a well-defined raised annual growth line located less than 10mm from the hinge of the shell, shall be lawful to harvest and possess if the shell height is at least 63.5mm or 2.5”
Bay Scallop	Open October 1 – March 31	Wed-Sun	2 bushel/week	Under section 2.14
Quahogs	Year round	Daily	1 – 10 quart bucket/day; no more than 1 bushel/week	1” thick at hinge
Soft-shell Clams	Closed June 15 th - Sept. 15	Sunday Only	1 – 10 quart bucket	2” in length Note: undersized clams must be replanted neck upright covered with a layer of sand.
Razor Clam	Closed June 15 th - Sept. 15	Sunday Only	1 – 10 quart bucket	2” in length Note: undersized clams must be replanted neck upright covered with a layer of sand.

Blue Mussel	Year round	Daily	1 bushel/week	2" in length Note: can be taken by one standard bay scallop dredge outside of Eelgrass areas.
Oysters	Year round	Daily	0.5 bushel/week	3" in length
Conch	Closed Dec.16-April 14	Daily	1 bushel/week	2.75" in width
Blue Crab	Closed January 1-April 30	Daily	25 crabs/day	5" from spine to spine Note: Hand or dip net only – State permit required for other methods of taking
Horseshoe crabs				Prohibited
Green Crab				In order to harvest green crabs you must obtain a Letter of Authorization (LOA) from DMF
Eels	Year round	24 hours/day	50/day	6" minimum Note: can be taken by gigging or by dip net 1.5" mesh netting or bigger; Requires state recreational saltwater fishing license
Other shellfish (limpets, periwinkles, blood arks, sea clams, sea quahogs, sea scallops, winkles)				May be taken in accordance to the laws of Massachusetts-see state regulations

Section 4-Commercial Shellfishing

4.1 – Eligibility for All Commercial Shellfishing Permits

4.1.a: Must meet residency requirements: A declared resident of the Town of Nantucket: Written proof that Nantucket is the domicile as well as the legal residence of the applicant shall be required to the satisfaction of the Board of Selectmen or their designee. Proof of legal residence may include voter registration, automobile registration, driver's license, income tax filings, census data, or verification information as deemed necessary by the issuing agency. To qualify as a resident under these regulations an individual must have maintained that residence for one full year. Any commercial permit will be revoked if the holder ceases to meet the residency requirement for the Town of Nantucket.

4.1.b: Applicant must be 14 years of age or older.

4.1.c: Minors under fourteen (14) without a permit: Person under fourteen (14) are permitted to harvest shellfish in a commercial area while under the supervision of a parent or a guardian holding a commercial permit. No shellfish may be taken in excess of the daily limit of the permit held by the parent or guardian.

4.1.d: Permits will only be issued after the applicant has shown proof of having a valid State Commercial Permit with a shellfish endorsement and a valid Shellfish Transaction Card from the DMF **(CMR 322 7.01 (2) g,i,k)**

4.1. e.: Unnaturalized Foreign Born Persons: Commercial permits will not be issued to those who have resided on Nantucket for at least five (5) years prior to making an application **(MGL Chapter 130; Section 55)**.

4.2 – Harvest must be tagged: Each day at the time of harvest, any commercial permit holder who has shellfish of any kind for sale, trade or other consideration, must legibly mark all containers of shellfish using legal tags. **(MGL Chapter 130; Section 81/83)**.

4.3 – Commercial Species Shellfish Permits (other than Bay Scallops): Commercial Permits for Quahogs, Blue Mussels, and Conchs/Whelk shall be filed with the Town of Nantucket or its designee on an annual basis and shall be valid for one (1) year from date of approval.

4.4 – Commercial Permit Required for Dragging/Dredging: The owner or operator of a vessel engaged in commercial shellfishing in the waters of the Town of Nantucket involving the use of a drag, dredge, or other mobile gear, shall hold a valid Town of Nantucket Commercial Shellfishing Permit.

BAY SCALLOP REGULATIONS (Commercial)

4.5 – Commercial Bay Scallop Permit Requirements

4.5.a: Commercial Bay Scallop Applications and Commercial Scallop Apprentice Applications must be filed and paid in full with the Nantucket Police Department prior to 5:00 pm on March 31st for the commercial season beginning the following November 1st and lasting through March 31st of any given year.

4.5.b: Late Applicants: Applications for Commercial Scalloping or Commercial Scallop Apprentices filed after 5:00 pm on March 31st will not be valid for scalloping until December 1st or as of the 30th day after the date submitted, whichever is later. No waivers will be granted.

4.5.c: Commercial Bay Scallop Permits shall be issued for a period of one year from April 1.

4.6 – Apprentice Commercial Bay Scallop Permit Requirements

4.6.a: Must meet residency requirements.

4.6.b: All applicants for a commercial scallop permit that do not have a history of being issued such a permit from the Town of Nantucket will be issued an “apprentice permit.” Apprentices are required to scallop with a valid commercial scallop permit holder that agrees to participate in the apprentice program for forty (40) active fishing days. Apprentices and their mentors must attend a pre-season workshop with the Department of Natural Resources. After providing proof of apprenticeship completion to the Department of Natural Resources and the Harbor and Shellfish Advisory Board, the apprentice will be issued a valid commercial scallop permit. For all other purposes, the holder of an apprentice permit will be considered a fully permitted commercial scallop fisherman during the term of the apprenticeship and thereby bound by all applicable laws and regulations.

4.7 – No Transfer or Refunds for Town of Nantucket Commercial Shellfish Permits: No transfers or refunds of Town of Nantucket commercial shellfish permits will be granted.

4.8 – Commercial Bay Scallop Season and Days: The Board of Selectmen shall allow the taking of bay scallops for commercial purposes from November 1-March 31 on Monday-Friday only, with the exception of Christmas Day. When Christmas falls between Monday-Friday of any given year, scalloping shall be allowed the following Saturday. Any alteration to these dates shall be done in accordance to **Ch.122, Section 122-9, Code of the Town of Nantucket**. The Board of Selectmen may grant permission for the collection of scallop seed outside the commercial season for the purpose of moving seed.

4.9 – Commercial Bay Scallop Daily Start Time and Landing Hours: Dredges may be deployed between the hours of 6:30 am and 4:30 pm. All commercial bay scallop boats must be at off-loading points by 4:30 pm.

4.10 – Returning to Shore to Pick Up Cullers: A license holder may return to shore to shore to pick up a culler but no more than 2.5 bushels of bay scallops may be on board when the culler boards the vessel.

4.11 – Returning to Shore for Other Reasons With the Intention of Resuming Scalloping on the same Day: License holder must notify the shellfish warden if he/she plans to resume so that the boat may be checked upon arrival.

4.12 – Transferring of Scallops: No transferring of catch from one boat to another.

4.13 – Commercial Bay Scallop Limits: The Board of selectmen shall allow the taking of 5 level bushels (shells included) in “town approved boxes” per commercial bay scallop permit. Each boat may have a maximum of 10 level bushels harvested with two (2) valid commercial bay scallop permit holders on board.

4.14 – Bay Scallop Size Harvest Criteria: (322 CMR.6.11): No person shall land or possess bay scallops without a well defined growth line and that growth line shall measure at least 10 millimeters from the hinge of the shell. *Exception: Bay Scallops that have an annual growth line located less than 10 millimeters (mm) from the hinge of the shell, shall be lawful to harvest if the shell height is at least 63.5millimeters (mm)or 2.5 inches.*

4.15 – Use of Dredges for Commercial Bay Scallops: Dredges may not be used before 6:30 am or after 4:30pm on any given scalloping day. The weight of any given dredge is restricted to 35 pounds (lbs). The use of two or more dredges connected by an iron bar or any similar device is prohibited. No dredge or dredges greater than twenty-eight inches (28”) will be permitted. Power-hoisting of dredges is permitted provided no dredge is more than 28” wide, seven (7) rings deep, and the net on the dredge is not over eighteen (18) mesh long. Only 8 dredges are allowed to be towed at any given time.

4.16 – Landing Location of Bay Scallops: All bay scallops harvested in Nantucket waters shall be landed in Nantucket and catch shall remain in boxes.

QUAHOG REGULATIONS (Commercial)

4.17 – Commercial Quahog Harvesting Days/Hours: Quahogs may be harvested daily from ½ hour before sunrise to ½ hour before sunset.

4.18 – Commercial Quahog Limit: No more than twenty (20) bushels including shells in town approved boxes shall be taken per permit per day. If there are two (2) commercial permits on board, then 40 bushels may be harvested.

4.19 – Quahog Size Harvest Criteria: No person shall take or have in his possession quahogs less than one inch (1") thick at the hinge.

4.20 – Commercial Harvest Methods: Hand collecting and rakes shall be allowed provided the teeth spacing on rakes is a minimum of one inch (1") and basket openings are a minimum of 15/16" inches across. All other methods of harvesting quahogs, including dredging, must be pre-approved in writing by the Town of Nantucket or its designee.

BLUE MUSSEL REGULATIONS (Commercial)

4.21 – Commercial Blue Mussel Harvesting Days/Hours: Blue Mussels may be harvested daily from ½ hour before sunrise to 1/2hour before sunset.

4.22 – Commercial Blue Mussel Limit: No more than ten (10) bushels including shells in town approved boxes shall be taken per permit per day. If there are two (2) commercial permits on board, then 20 bushels may be harvested.

4.23 – Blue Mussel Size Harvest Criteria: No person shall take or have in his possession blue mussels less than two inches (2") in length.

4.24 – Commercial Harvest Methods: Hand collecting, rakes, tongs. All other methods of harvesting blue mussels, including dredging, must be pre-approved in writing by the Town of Nantucket or its designee.

CONCH/WHELKS (Commercial)

4.25 – Commercial Conch/Whelk Harvesting Season/Days/Hours: Conchs/Whelks may be harvested from April 15-December 15, daily from ½ hour before sunrise to 1/2hour before sunset.

4.26 – Commercial Conch/Whelk Limit: 200 Tagged Pots

4.27 – Conch/Whelk Size Harvest Criteria: Currently 2 ¾" at the greatest width to be raised 1/8 " per year to the optimal size of 3 ½". (First increase to be implemented by the DMF for the 2014 season).

4.28 – Commercial Conch/Whelk Harvest Methods: Hand collecting, rakes, and tongs. Pots are limited to state permit holders.

4.29 – Town Permit Required for Commercial Conch/Whelk Harvest in Town Waters: A town permit is required to commercially conch within Nantucket and Madaket Harbors. The boundary line for Nantucket Harbor will be from the end of the east jetty to the end of the west jetty. The boundary line for Madaket Harbor is from eel point to Ester's Island. (See map for details section 10).

4.30 – Prohibition of Harvest: Commercial harvest of whelks/conch prohibited every other year. A schedule of closures will be approved by the Town of Nantucket or its designee.

4.31 – Maximum Allowable Pots in Nantucket and Madaket Harbors: The maximum allowable pots in Nantucket and Madaket Harbor combined will not exceed 90 pots. Tags will be issued in equal number amongst permit holders and are transferrable.

OTHER SHELLFISH SPECIES (Commercial)

4.32 – Other shellfish or crab species shall not be taken for commercial purposes from the waters of the Town of Nantucket without the express written permission of the Natural Resources Department, Harbor Shellfish Advisory Board, and the Board of Selectmen.

4.33 – Town of Nantucket Commercial Permit Fees

Bay Scallop	\$250.00
Quahog	\$150.00
Blue Mussel	\$150.00
Conch/Whelk *	\$150.00

*Closed for new entries

4.34 – Commercial Seasons, Days, Limits and Size Restrictions

Species	Season	Daily Harvest Limit	Days/Hours	Size Restrictions
Bay Scallops	November 1-March 31	5 level bushels per permit (2 permits max per boat)	Monday –Friday 6:30am-4:30pm	Must possess a well defined growth ring. Exception: Bay scallops that have a well-defined raised annual growth line located less than 10mm from the hinge of the shell, shall be lawful to harvest and possess if the shell height is at least 63.5mm or 2.5”
Quahogs	Year Round	20 bushels per permit (2 permits max per boat)	½ hr before sunrise-1/2 hour before sunset	Must be one inch (1”) thick at hinge
Blue Mussels	Year Round	10 level bushels	½ hr before sunrise-1/2 hour before sunset	Must be two inches (2”) in length
Conchs/Whelks	April 15-December 15	No Limit (200 pots)	½ hr before sunrise-1/2 hour before sunset	Must be 2.75”

Section5 – Aquaculture

5.1 – Issuance of Shellfish Aquaculture Licenses (Grants) for Areas Surveyed and Subdivided by the Town. Once areas are identified by the Natural Resources Department as potentially suitable for the location of shellfish aquaculture, and the areas are under the control of the Town, the Board of Selectmen may exercise their discretion as the licensing authority for the issuance of license/s for shellfish aquaculture (grants) in compliance with **MGL Chapter 130**.

5.2 – Previously Established Grants that Become Available

In the event that a licensed aquaculture area previously certified by the DMF becomes available, it will be considered on whether it should continue for the purpose of aquaculture, and if so, offered first to the Town of Nantucket for propagation use, and if not needed, the next in line on the waiting list of qualified approved applicants shall be notified by the Natural Resources Department. The Board of Selectmen shall hold a public hearing to determine who shall be granted the right to use such available acreage for aquaculture.

5.3 – Annual License Fee and Due Date

The annual fee for an aquaculture license to be paid to the Town by each licensee shall be no less than \$25.00 per acre (or portion thereof) per licensee, as required by **MGL Chapter 130; Section 64**. The fee shall be due no later than March 31 of any given year.

5.4 – Location of Areas Licensed for Aquaculture (Grants)

Grants are located in the following areas:

Area 1: Head of Harbor (60 acres)

Area 2: Coskata Pond (10 acres)

Area 3: Pocomo Meadows (6 acres)

Area 4: Coskata entrance (12 acres)

Area 5: Polpis Harbor (12 acres)

*Approval of the proposed licensed areas shall be determined by the Natural Resources Department, Harbor and Shellfish Advisory Board, and ultimately the Board of Selectmen with appropriate regard for reasonable navigational and recreational/commercial interest in the areas concerned.

5.5 – Conditions for Use of Area Licensed for Aquaculture

The Board of Selectmen may license specific areas beneath the waters of the Town to individuals for the purpose of granting exclusive rights to plant, grow and harvest shellfish from that area. Said license is subject to the provisions of **MGL Chapter 130**, those set forth in current regulations of the Division of Marine Fisheries, these regulations or other town bylaws, as well as any specific conditions or restrictions set forth in the license by the Board of Selectmen.

5.6 – Process for Approval of Aquaculture Licenses

The Board of Selectmen or its designee will accept and process applications for area licenses in accordance with **MGL Chapter 130; Section 57**, and the application procedure of the Town, specifically the Natural Resources Department.

5.7 – Moratorium on Aquaculture Licenses

The Board of Selectmen may at a duly advertised public hearing declare a moratorium (a time-specific closure) on license approvals at any time this action is deemed appropriate and in the best interests of the fishery and the environment.

5.8 – Issuance of Licenses for Aquaculture

Domiciled Residents: Licenses issued will be issued only to domiciled residents (See Sec.1 Definitions) of the Town, 18 years of age or older, who have the knowledge and experience to fulfill the responsibilities specified in the license, provided that the applicant has held and used a Nantucket commercial shellfishing permit during two (2) of the last three (3) years OR the applicant can demonstrate some experience in shellfish propagation and aquaculture. This may be supported by a letter from a license holder describing the type of work performed and any other information which might be relevant.

*At such time as a licensee ceases to be a domiciled resident of the Town that individual shall be removed from the license and the waiting list.

5.9 – Renewal of Aquaculture Licenses

The initial term for a new license shall be two (2) years. Provided appropriate effort has been demonstrated, as required, the first renewal of a license may be for up to 10 years, unless the licensee agrees to a shorter term. Renewals may be requested and acted upon only during the (6) months immediately prior to the expiration date of the current license. The renewal period shall begin on the expiration date of the existing license.

5.10 – Working of Grants by Non-Licensees

All individuals authorized by a licensed grant holder to work the grant in the absence of a licensed grant holder must be registered with the Shellfish Department. Licensees are responsible for the actions of all such employees or otherwise affiliated persons while they are working on the grant designated by their registration.

5.11 – Limit on Size of Grant

No licensee shall hold a license for, or have use of, more than (1-4)acres (depending on availability) in during lease years 1-3 and upon good standing and demonstrated need for expansion may apply for(1-6) more acres but not to exceed 10 acres total per lease. Special consideration may be given by the Board of Selectmen or its designee for earlier expansions if environmental conditions prohibit or alter production plans as originally proposed.

*Each person named on a license as a licensee shall be charged with the total acreage covered by that license.

5.12 – Rights of Use and Transfer

Licensees shall have the exclusive use of the area described in their license for the purpose of aquaculture, for the duration of their terms. No other individual may use the license without the express permission of the licensee(s).

Licensees may transfer the rights or responsibilities assigned to their license to any other individuals, companies or corporations by vote of the Board of Selectmen. **(See MGL Chapter 130; Section 58)**

5.13 – Inheritance of Rights to Use an Aquaculture License

Any license issued under the provisions of **MGL Chapter 130, Section 57** shall, upon the death of the sole licensee, continue in full force and effect, subject to the same terms, conditions and regulations imposed by the original license, for the balance of the unexpired term or one year, whichever is longer. This is for the use and benefit of the immediate family of the deceased licensee. For purposes of this section the term immediate family shall mean spouse, son, daughter, mother, father, brother and sister of said deceased licensee.

5.14 – Liability of the Town

The Town will not be held liable for any damage to a licensed area, or gear, or stock thereon, by reason of any dredging or other harbor improvements undertaken by the Town.

5.15 – Evidence of Productivity: Shall be defined as listed below in “Minimum Levels of Production”.

5.16 – Minimum Levels Production

There shall be minimum level of shellfish production required in order to retain an aquaculture license. This shall be: a minimum inventory maintained of 10,000 shellfish per acre. These standards are subject for review by the BOS or its designee and may be amended.

5.17 – Failure to Meet Production Levels

Failure of the licensee/s to meet the specified production level for any three (3) consecutive years may result in the forfeit of the aquaculture license and licensed area, as stated in **MGL Chapter 130; Section 65**.

5.18 – Waiver of Production Requirements

The Natural Resources Department shall have the right to waive the minimum production requirement when there is evidence that the failure to meet the minimum standard is due to events beyond the control of the license holder.

5.19 – Extension of or Addition to Licensed Area (Grant): Investment and Production

In the event of an extension being granted to a presently licensed area, the same level of effort per acre for the newly licensed, area is required as described above in Sections

5.20 – Annual Reports

Licensees shall file annual reports under oath, on their activities in accordance with **MGL Chapter 130; Section 65** on or before the 31st of December each year. The report must include any changes or deviation from the original plan filed with the original application or any subsequent application.

5.21 – Penalization for False Report

Any licensee who submits a false licensed area report in violation of MGL Chapter 130; Section 65 shall be penalized by the revocation of his or her license.

5.22 – Notification of Failure to Meet Minimal Requirements

Subsequent to the filing of the annual report, the Natural Resource Department will notify any license holder who, in the opinion of the town, has failed to meet the minimum requirements. The license holder has the right to appeal to the Board of Selectmen within two weeks after notification. If no appeal is filed on a timely basis, the license will be forfeited.

5.23 – Annual Inspection of Each Grant

The Natural Resources Department shall make no less than one visit per year to the site of each licensed area in the company of the license holder.

5.24 – Required State Seed Permit

No person shall harvest, plant, transplant, transport, sell or otherwise have in their possession seed shellfish, without first obtaining a state seed permit from the Massachusetts DMF, as required by **MGL Chapter 130, Section 80 and CMR 322, Section 15.04(b) 1**.

5.25 – No Lethal Predator Control Measures

It shall be unlawful to use lethal means to control or exclude predators or other organisms from any area used for aquaculture. Non-lethal enclosures, including, but not limited to, nets, fences, bubble curtains and noise may be used, if approved for a specific site and purpose. Invertebrate predators,

pests and fouling organisms may be removed manually from an aquaculture site and disposed of in a lawful manner ([CMR 322, Section 13.7.2](#)).

5.26 – No Killing of Horseshoe Crabs On Grant

Horseshoe crabs shall not be intentionally killed while practicing predator control.

5.27 – No Harm to Endangered Species

No person shall maintain a predator control method that will intentionally threaten any endangered species.

5.28 – Removal of Bay Scallop Seed From Licensed Area

In the event that a significant amount of bay scallop seed sets within the boundaries of a licensed aquaculture lease, every effort shall be made to remove and relocate the seed by the licensee and the Department of Natural Resources.

5.29 – Grants Shall Be Marked

Every licensee shall mark the corners of the area licensed under their license with buoys marked with the license number. From April 1st to November 1st, the corners shall be marked with float balls approved by the Natural Resources Department. Buoys shall be attached to their anchor by cables, chains or non-floating lines. Numbers shall be marked on said buoys, and shall be at least two (2) inches high and shall be black in color. Winter sticks shall be required from November 1 through April 1.

5.30 – Marking of Gear

Every licensee shall clearly and permanently mark any and all trays, boxes, holding cars and all other aquaculture gear with the license number of the license area in a manner that is clearly visible.

5.31 – Gear Must be Secured

All gear on licensed areas must be securely fastened to the bottom or removed. All unusable gear, including loose nets, twisted and damaged racks, loose envelopes, grow out bags and fastening devices must be removed from a licensed area and either disposed of properly.

5.32 – Displaced Gear Retrieval

If the gear is not properly secured and ends up outside of the leaseholders designated area or on shore, it is up to the leaseholder to provide immediate removal.

5.33 – Sinking of Floating Gear for the Winter

Oyster Gro cages or other floating/suspended gear located in NT5 must be sunk and secure by December 15th, unless the Natural Resources Department deems it necessary to require an earlier winterizing date due to potential damaging weather or water temperatures.

5.34 – Exception for Ice in Harbor

The Shellfish Constable shall have the authority to temporarily waive these regulations if the presence of ice hampers the ability of a licensee to immediately comply with these regulations.

5.35 – Fines for Gear Violations

After receiving a written warning, the licensee has 7 days to comply. After the seventh day, a fifty dollar ticket shall be issued for each day of noncompliance. After 30 days of non-compliance, the licensee shall have his or her license revoked.

5.36 – Hydraulic Harvesting of Shellfish from Grant Areas

The use of hydraulic harvesting gear for the purpose of harvesting shellfish from within the boundaries of a licensed area is permitted under the following conditions and with the following restrictions:

- a) Devices used shall be for the hosed ejection of water under pressure into a shellfish bed;
- b) Pressure pumps shall not exceed five (5) horsepower as rated by the manufacturer;
- c) Noise control devices (i.e. mufflers) shall be in place and in good repair at all times;
- d) Not more than one device may be used on any grant at any time
- e) Hours of operation shall be between 7:00 a.m. and ½ hour before sunset;
- f) The Natural Resources Department shall have the authority to direct an individual involved in the use of such equipment to cease and desist if they feel that there is a problem that necessitates such action. Any individual so ordered shall have the right to appeal the decision to the Board of Selectmen, at their first scheduled meeting after the service of such order.

5.37 – Extension of Acreage Without Permission

No aquaculture license holder may willfully extend or cause to extend his or her grant boundaries, or allow cultivation, operation, propagation or products and equipment to exist beyond the duly recorded boundaries of his or her licensed area. The Natural Resources Department may cause a licensed area to be re-surveyed by a registered civil engineer, in the event that the assigned boundaries of an aquaculture license are called into question. If a violation of this section is then established, the aquaculture license of the individual guilty of the infraction shall then be revoked.

5.38 – Disturbance of Grant by Other Than the Licensee and (MGL Chapter 130; Section 57, Section 63 and Section 67)

5.39 – Abandonment or Default of Aquaculture Lease: Leaseholder is required to remove all personal property from the licensed area at his/her cost. If gear is not completely removed, the Town of Nantucket may remove the gear at the expense of the leaseholder.

5.40 – Adherence to All State Vibrio Protocols

All licensed aquaculture growers must adhere to all state policies regarding vibriosis and the harvest of shellfish.

Section 6. Scientific Research

6.1 – Research and Propagation Projects/Plans involving Town Waters (Non-Commercial)

The applicants shall provide a plan of the project including all aspects of their backgrounds, intended management and operations of the project to the Natural Resources Department, Shellfish Harbor Advisory Board, and if appropriate, the Board of Selectmen 3 months prior to the start of the project.

6.2 – Research License

Researchers are required to obtain the necessary permits and approvals required for scientific collection or shellfish propagation from the Town of Nantucket and the Division of Marine Fisheries.

6.3 – Dissemination of Data and Results

All data and subsequent results and analyses of the project shall be made available to the Natural Resources Department, Shellfish Harbor Advisory Board, and the Board of Selectmen and the Division of Marine Fisheries at predetermined times to be established in the plan of project.

6.4 – Excess Research Product Returns to Town (Non-Commercial)

Shellfish products resulting from the exercise of these approvals and permits, in excess of those required for the aquaculture research and development shall be turned over to the Town of Nantucket annually, for appropriate use by the Natural Resources Department.

Section 7 – Enforcement

7.1 – Enforcement Personnel: In compliance with Chapter 122 § 122-16 of the Code of the Town of Nantucket the Shellfish Warden as designated by the Board of Selectmen is the primary enforcement personnel. The Board of Selectmen shall assign any other personnel or deputies as they see fit for shellfish enforcement.

7.2 – Penalties: Recreational and Commercial Violations and the associated penalties are listed in the tables below. Any penalty may be appealed to the Board of Selectmen within 30 days of the issuance.

7.3 – Penalty Fees: Penalties must be paid in full with a receipt provided to the Natural Resources Department.

7.4 – Disposition of Unlawful Catch: All confiscated catch will be documented and photographed before putting unlawful shellfish back into the water by the Shellfish Warden (**MGL Ch.130; Section 12**)

7.5 – Suspension: Suspension applies to open fishing days only

7.6 – Recreational Violations

Violation	1 st Offense	2 nd Offense	3 rd Offense	Final Offense
No Town License on Record	\$125* loss of catch and cessation of shellfishing for the day	\$250 and loss of catch and cessation of shellfishing for the day	\$500 and loss of catch and cessation of shellfishing for the day	\$1000 and loss of catch and cessation of shellfishing for the day
Refusal of Inspection	\$250	\$500	\$1000	\$1000 and loss of license
Over Limit for the day/week	\$125* (loss of catch)	\$250 (loss of catch)	\$500 (loss of catch)	\$1000 (loss of catch)
Shellfishing in Closed Areas	\$125*	\$250	\$500	\$1000
Taking of Undersized Shellfish	\$125* (loss of catch)	\$250 (loss of catch)	\$500 (loss of catch)	\$1000 (loss of catch)
Taking Shellfish on Closed Days/Hours	\$125* (loss of catch)	\$250 (loss of catch)	\$500 (loss of catch)	\$1000 (loss of catch)
Taking Shellfish Out of Season	\$125* (loss of catch)	\$250 (loss of catch)	\$500 (loss of catch)	\$1000 (loss of catch)
Taking of Shellfish Using Unapproved Methods	\$125* (loss of catch)	\$250 (loss of catch)	\$500 (loss of catch)	\$1000 (loss of catch)
No Pin Displayed	\$25* loss of catch and cessation of	\$50 loss of catch and cessation of	\$75 loss of catch and cessation of	\$100 loss of catch and cessation of

	shellfishing for the day			
No Dive Flag Displayed	\$25*(cessation of shellfishing for the day)	\$50(cessation of shellfishing for the day)	\$75(cessation of shellfishing for the day)	\$100(cessation of shellfishing for the day)
Shipping Live Shellfish Off-Island without permission for purposes other than consumption (i.e. Broodstock or Propagation)	\$25,000 And not eligible for future town shellfish permits	\$25,000 And not eligible for future town shellfish permits	\$25,000 And not eligible for future town shellfish permits	\$25,000 And not eligible for future town shellfish permits

*A verbal warning may be given for the first offense at the discretion of the Shellfish Warden

7.7 – Commercial Violations

Violation	1 st Offense	2 nd Offense	3 rd Offense	4 th Offense
Refusal of Inspection	10 Days off and confiscate catch	30 days off and confiscate catch	60 days off and confiscate catch	1 year off and confiscate catch
Seed >5% and undersized shellfish	1 Day off and confiscate catch *1 st Offense in subsequent years=5 days off	10 days off and confiscate catch	30 days off and confiscate catch	1 year off and confiscate catch, re-apprentice, and cant purchase license until suspension is up
Red Flag Fishing	1 Day off and confiscate catch	10 days off and confiscate catch	30 days off and confiscate catch	1 year off and confiscate catch, re-apprentice, and cant purchase license until suspension is up
Taking of Shellfish Using Unapproved Methods	1 Day off and confiscate catch	10 days off and confiscate catch	30 days off and confiscate catch	1 year off and confiscate catch
Fishing on a Suspended License	10 days off and confiscate catch	30 days off and confiscate catch	60 days off and confiscate catch	1 year off and confiscate catch
Shellfishing in Closed Areas	1 Day off and confiscate catch	10 days off and confiscate catch	30 days off and confiscate catch	1 year off and confiscate catch
Taking Shellfish on Closed Days/Hours	1 Day off and confiscate catch	10 days off and confiscate catch	30 days off and confiscate catch	1 year off and confiscate catch

Poaching (From Aquaculture Lease)	subject to criminal penalties and			
Lack of Proper Permits	confiscate catch and \$50 fine	confiscate catch and \$150 fine	confiscate catch and \$300 fine/and 10 days off	confiscate catch/ Lose active permit for 30 days/ \$1000 fine
Greater than 5% By-Catch	confiscate and \$50 fine	confiscate and \$150 fine	confiscate and \$300 fine/and 10 days off	confiscate catch/ Lose active permit for 30 days/ \$1000 fine
Taking Shellfish Out of Season	confiscate By-Catch and \$50 fine	confiscate and \$150 fine	confiscate and \$300 fine/and 10 days off	confiscate catch/ Lose active permit for 30 days/ \$1000 fine
No Permit for saleable by-catch	confiscate By-Catch and \$50 fine	confiscate By-Catch and \$150 fine	confiscate By-Catch and \$300 fine/and 10 days off	confiscate catch/ Lose active permit for 30 days/ \$1000 fine
Over Daily Bushel Limit (Extra box or Partial box)	confiscate catch and \$50 fine	confiscate catch and \$150 fine	confiscate catch and \$300 fine	confiscate catch/ Lose active permit for 30 days/ \$1000 fine
Tags on Boxes	confiscate By-catch and \$50 fine	confiscate and \$150 fine	confiscate and \$300 fine/and 10 days off	confiscate catch/ Lose active permit for 30 days/ \$1000 fine
Shipping Live Shellfish Off-Island for purposes other than consumption (i.e. Broodstock or Propagation)	\$25,000 And not eligible for future town shellfish permits	\$25,000 And not eligible for future town shellfish permits	\$25,000 And not eligible for future town shellfish permits	\$25,000 And not eligible for future town shellfish permits
Fish Early/Late	1 day off*	5 days off	10 days off	30 days off
Failure to Submit Monthly Catch Report	1 day off*	5 days off	10 days off	30 days off
Dredges in excess of 35 lbs.	\$50 fine*	\$150 fine	\$300 fine	\$500
Exceeding bushel limit	\$50 fine*	\$150 fine	\$300 fine	\$500

when picking up a culler				
Mounding	confiscation of extras and \$50.00 fine*	confiscation of extras and \$100.00 fine	confiscation of extras and 1 day off	confiscation of extras and 5 days off
Broken/ Altered Bushel Boxes	\$50.00 fine*	\$100.00 fine	1 day off	5 days off
No Dive Flag Displayed	\$50.00 fine*	\$100.00	1 day off	5 days off

*A verbal warning may be given for the first offense at the discretion of the Shellfish warden

Section 8 – Definitions

Unless otherwise identified, all cited Sections refer to sections of the Town of Nantucket Shellfishing Policy and Regulations. The terms listed in this Section, when used in the Town’s Shellfishing Policy and Regulations, shall have the meanings that follow:

Annual Aquaculture Report – A required yearly report form detailing aquaculture production and gear summary for aquaculture licenses to submit annually.

Apprentice – applicant for a commercial shellfishing permit that has never been issued a permit from the Town of Nantucket in previous years. (specific requirements as defined in Section 4.6)

Aquaculture – The farming of aquatic marine organism including, but not limited to fish, mollusks, crustaceans, echinoderms and plants. Farming implies some sort of intervention in the rearing process to enhance production including, but not limited to controlled propagation, feeding and protection from predators.

Aquaculture License/Permit – An authorization, granted by a vote of the Board of Selectmen, to utilize a specific tract of land under coastal waters (1) to plant and grow shellfish in bottom or off bottom culture; (2) to place shellfish in or under protective devices affixed directly to the tidal flats or land under Nantucket’s coastal waters, such as boxes, pens, trays, bags or nets; (3) to harvest and take legal shellfish; (4) to plant cultch for the purpose of catching shellfish seed; and (5) to grow shellfish by means of racks, rafts or floats (MGL Chapter 130, Sections 57 -68).

Aquaculture Licensed Area (Grant) – a designated bottom area, certified by The Department of Marine Fisheries (DMF) and licensed by a vote of the Board of Selectmen, on which the licensee may plant, grow and harvest shellfish (MGL Chapter 130; Sections 57 & 68).

Aquaculture Permit – (See Permit)

Basket Rake – A hand-held implement used for the harvesting of shellfish, which is similar to but longer than a standard clam hoe, which has a basket and no more than twenty (20) teeth, is no wider than 12 inches at its widest part, does not have a T handle, and is only to be used on foot

Bay Scallop – A marine mollusk of the species *Argopecten irradians*.

Blue Crab – a species of crustacean known as *Callinectes sapidus*

Board of Selectmen – The Nantucket Board of Selectmen (BOS); Nantucket's elected executive Board, designated by the State (MGL Chapter 30) as the regulatory Board that has jurisdiction over shellfishing in the Town.

Bull Rake – A T-handled hand-held and hauled implement used for the harvesting of shellfish. It shall be 12 inches or wider and have a fixed basket and teeth.

Bushel/ Town Approved Box – U.S. dry measure; 2150.42 cubic inches, or 32 quarts (see picture in Appendix A).

By-Catch – The incidental capture of non-target species.

Clam Rake – A hand tool of typically eight (8) tines or less, used to manually bring clams to the surface of the substrate.

Closures – any area or time period as designated by the Division of Marine Fisheries, Board of Selectmen or their designee prohibiting the taking of shellfish.

CMR – Code of Massachusetts Regulations.

Commercial Harvest – The harvest of shellfish for sale, trade, or other consideration.

Conch/Whelk – any species known as *Busycon carica* (knobbed whelk) and *Busycotypus canaliculatus* (channeled whelk)

Constable (Warden) – The municipal employee, appointed by the Board of Selectmen, who is in charge of administering the management of the fishery

(To) Cull – to remove dead, dying, undersized or otherwise unsuitable organisms (also, the organism which is removed).

(To) Dig and Take – (archaic); See (To) Harvest

Dipnet – A hand held net

(To) Dive – The use of SCUBA, surface supplied air, or snorkel to harvest shellfish.

DMF – Division of Marine Fisheries.

Drag / Dredge – A heavy metal frame with an attached bag, which is towed or dragged along the seafloor to catch bottom dwelling shellfish. Some have metal teeth along the base of the frame that act like a rake.

Elgrass – small genus of widely distributed seagrass.

Eels – an elongated fish Anguilliformes.

Fyke – A long bag-shaped fishing net held open by hoops that act as a cul-de-sac funnel.

Glass Eel/Elver – Eel in its transparent, post-larval stage.

Grant – See Aquaculture License/Licensed Area

(To) Handpick – The transfer of shellfish to a container from the substrate by hand or with a hand-held tool of eight (8) tines or less.

(To) Harvest – To gather shellfish or other marine organisms in a container of any sort after sorting and separating them from what has initially been taken from the habitat.

Harvesting Area – An area approved for the taking of shellfish.

Handpicker – An individual who practices handpicking.

Intertidal – The land or area between the mean high and the mean low watermarks.

(To) Land – To bring harvested shellfish by vessel to the Town Pier and to tie up before proceeding elsewhere; to bring harvested shellfish ashore above the mean high water line.

License Holder – A person or persons, or a firm or corporation holding a license issued by the Board of Selectmen under the provisions of MGL Chapter 130.8

Licensee – See License Holder

MGL – Massachusetts General Law.

Mean High Water (MHW)/Tide – The average elevation of all high waters recorded for a particular point or station over a considerable period of time, as determined by the National Geodetic Survey, National Ocean Service or National Oceanic and Atmospheric Administration; the average water level that demarcates the transition from exposed land to submerged land at the point of high tide.

Mean Low Water (MLW)/Tide – The average height of the low waters recorded for a particular point or station over a considerable period of time, as determined by the National Geodetic Survey, National Ocean Service or National Oceanic and Atmospheric Administration; the average water level that demarcates the transition from exposed land to submerged land at the point of low tide.

Mounding – term used to describe the act of piling scallops in an approved bushel box so that the scallops exceed the legal level limit of the box.

Mussel – A marine mollusk of the species *Mytilus edulis*.

Nub Scallop – A fall spawned scallop defined by the growth ring being less than 10mm from the hinge.

Oyster – A marine mollusk of the species *Crassostrea virginica*.

Permit – A certificate granting permission to engage in specific activities issued by the appropriate authority.

State Aquaculture Permit – “seed” or propagation permit as defined in MGL, Chapter 130; Sections 80 and 69 and CMR 322, Section 15.04 (b)(1): Authorizes the possession and growing of seed shellfish from an approved source. May be endorsed for the use of upwellers or similar nursery systems to enlarge hatchery seed for planting, but not for resale. May be endorsed for the sale of regulated species below the minimum size established by regulation if an operational plan to control sale, shipment, tagging and record keeping is approved by the Director.

Shellfish Transaction Card – (CMR 322, Section 7.01 (2)(k)), issued by DMF: Authorizes only the named individual holding a commercial fishermen permit endorsed for shellfish and seaworms to sell shellfish and seaworms, and shall be used in conjunction with either a Massachusetts driver's license or a Registry of Motor Vehicles identification card.

State Commercial Permit (Commercial Fishing Permit/Shellfish Permit) – issued by DMF: Allows an individual to take, land and sell (to a licensed dealer) shellfish and seaworms. A shellfish ID card, from the Division, and town permit are also required.

Petite Oysters – Aquaculturally reared oysters, whose height (from hinge to shell margin) is between 2.5 and 3 inches.

Planted Areas – Areas in which the Shellfish Department has planted shellfish for purposes of propagation or transplanting.

Poaching – The harvesting of shellfish, illegally, from any area.

Quahog – A marine mollusk of the species *Mercenaria mercenaria*, commonly called the hardshelled clam.

Quart – 67.201 cubic inches (U.S. Dry Measure).

Raking – Gathering oysters and/or other materials using a rake and then transferring this accumulation to a container, vehicle or vessel.

Razor clam – a marine mollusk of the species *Ensis directus*

Red Flag – Closures of both recreational and commercial shellfisheries and shall be noted by red flags as posted by the Shellfish Constable.

Resident – A declared resident of the Town of Nantucket: Written proof that Nantucket is the domicile as well as the legal residence of the applicant shall be required to the satisfaction of the Board of Selectmen or their designee. Proof of legal residence may include voter registration, automobile registration, driver's license, income tax filings, census data, or verification information as deemed necessary by the issuing agency. To qualify as a resident under these regulations an individual must have maintained that residence for one full year.

(To) Scratch – To harvest clams with the aid of a clam rake.

Seed – Quahogs, less than (1) one inch wide, across both valves at the hinge, soft-shell clams less than (2) two inches in length (the largest measurement, 90 degrees from the hinge to outer margin of the shell); oysters, with the exception of petites, less than (3) three inches in height (from hinge to outer margins of the shell), and scallops without a defined annual growth ring.

Softshell Clam (Steamer) – A softshell clam of species *Mya arenaria*.

Shellfish – Softshell clams, whelks, mussels, oysters, snails, quahogs, razor clams (razor fish), bay scallops, sea scallops, sea clams, and blood arks.

Spat – An oyster or similar bivalve mollusk in the larval stage, especially when it has settled on and attached itself to a surface on which it can then proceed to grow.

Strandings – When shellfish are beached or at risk in shallow waters due to wind driven storm events

Subtidal – The body of water or area below that of mean low water for spring tides; habitats rarely, if ever, completely uncovered by low tides.

Surf Clam (Sea Clam) – A clam of species *Spisula solidissima*.

(To) Take – To harvest.

Tongs – A hand-held and hauled implement used for the harvesting of oysters. They have a scissor mechanism to close two baskets upon themselves.

Town – The Town of Nantucket.

Transaction Card – See Permits; Shellfish Transaction Card.11

(To) Transplant – The moving of shellfish from one area to another.

Warden – See Constable

Waters – Coastal waters, tidal flats, tidal creeks, and all salt or fresh waters within the boundaries of the Town of Nantucket.

Weights (for dredges) – Window weights used to make the dredge heavier

Section 9-Pictures of Town Approved Shellfishing Containers

Approved recreational containers with legal limits:

Metal Bushel Basket



Level Metal Bushel Basket With Float



Level Metal Bushel Basket With Float



Level Orange Bushel Basket With Float



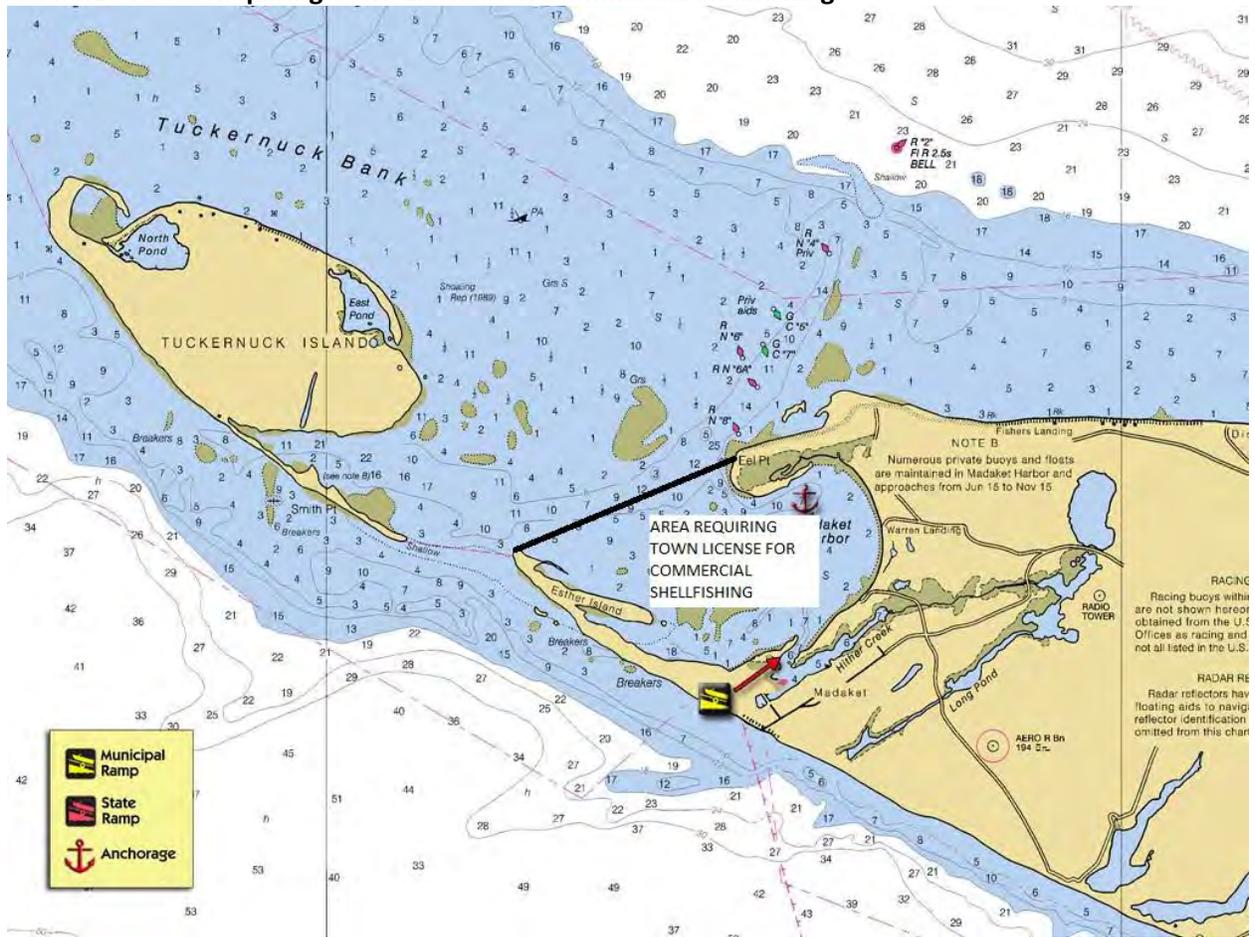
Appropriate Level For Orange Bushel Basket



Town of Nantucket "Level" Bushel Box (Appropriate Condition)



Section 10 - Areas Requiring Town License For Commercial Shellfishing





February 21, 2016

To: Nantucket Board of Selectmen
From: Lisa Bouchard, President
Nantucket Taxi Owners Association

Chairman De Costa:

The Nantucket Taxi Owners Association (NTOA) would like to request a public hearing to amend the taxi regulations. We are asking for an increase in the taxi rates and would appreciate consideration of our proposal by the Board of Selectmen and the residents of Nantucket.

The last rate increase went into effect almost eight years ago on May 28, 2008. The NTOA considers a rate increase necessary to keep up with the high costs of living and operating a business on Nantucket. This would help not just the owners but also our employees who face many of the same costs.

Attached is a sample rate sheet with current and proposed rates. In an effort to keep rates reasonable the most common fares show modest increases. The fares with significant increases are the longer and more difficult fares that we feel have been disproportionately low over the years.

Please feel free to contact me with any questions.

Thank you,
Lisa Bouchard

508-287-4063
Zodiac67000@yahoo.com

TOWN OF NANTUCKET TAXI RATES

Revised June 2, 2005; June 20, 2007; May 28, 2008; February 18, 2009; July 20, 2011 - Effective August 1, 2011

These rates are for one (1) passenger only; additional passenger(s) are charged \$2. each

Route	Proposed Fare	Current Fare	Route	Proposed Fare	Current Fare
Airport/Cisco-Miacomet	21	18.00	Town/Cisco-Miacomet	17	14.00
Airport/Dionis	21	17.00	Town/Dionis	15	13.00
Airport/Eel Point	25	22.00	Town/Eel Point	19	17.00
Airport-Hoicks Hollow	25	22.00	Town/Hoicks Hollow	29	26.00
Airport/Low Beach	23	20.00	Town/Low Beach	26	23.00
Airport/Madaket	27	23.00	Town/Madaket	20	18.00
Airport/Madequecham	20	15.00	Town/Madequecham	22	19.00
Airport/Massasoit Bridge	32	26.00	Town/Massasoit Bridge	24	19.00
Airport/Mid-Island A	14	12.00	Town/Mid-Island A	11	10.00
Airport/Mid-Island B	14	12.00	Town/Mid-Island B	14	12.00
Airport/Mid-Island C	17	15.00	Town/Mis-Island C	15	12.00
Airport/Pocomo	25	22.00	Town/Pocomo	25	20.00
Airport/Polpis	21	19.00	Town/Polpis	21	17.00
Airport/Quaise	18	15.00	Town/Quaise	18	14.00
Airport/Quidnet	25	22.00	Town/Quidnet	25	20.00
Airport/Sankaty Head	24	21.00	Town/Sankaty Head	28	25.00
Airport/Shimmo	15	13.00	Town/Shimmo	15	13.00
Airport/Siasconset	20	18.00	Town/Siasconset	24	21.00
Airport/Tom Nevers	19	17.00	Town/Tom Nevers	22	20.00
Airport/Town	14	12.00	Town/Airport	14	12.00
Airport/Wauwinet	27	24.00	Town/Wauwinet	27	23.00
Airport/Cross Town Zone*	16	14.00	Cross Town Zone*/Airport	16	14.00
Airport/Squam	30	27.00	Town/Squam	30	26.00
In-Town Rate	8	7.00 for one (1) passenger; 4.00 for Senior Citizens (65+ years) 6			
Airport Zone	14	12.00 for one (1) passenger, or to leave the airport line			
* Cross Town Rate only applies to/from Nantucket Memorial Airport (not Airport Zone)					

CROSS ISLAND FARES

To/From	Proposed Fare	Current Fare	Additional Charges
Wauwinet/Siasconset	38	27.00	Dogs (each) 2.00
Madaket/ Siasconset	44	39.00	Bicycles (each) 2.00 (at own risk)
Wauwinet/Madaket	47	41.00	Dirt Road 3.00 (driver's discretion)

BAGGAGE: Two (2) bags per person are included in the above rates, an additional charge of **\$1.00** per bag in excess of two (2).

HOURLY RATE: A pre-determined hourly rate may be charged at \$60.00 per hour or \$1.00 per minute.

STAND-BY REQUESTS: May be charged at a rate of \$1.00 per minute.

CLEAN-UP: Excessive clean-up fees may be charged of up to \$200.00.

DOUBLES: Taxis may take multiple fares. Each party will be charged separately.

AFTER 12 MIDNIGHT through 6:00AM: Add \$5.00 to all taxi fares.

SENIOR CITIZEN RATE: Offered as courtesy to year-round residents only.

Please report any charges in excess of the above rates to the Nantucket Police Department (508-228-1212) giving the taxicab owner's name and the taxi operator's licence number for identification.

THIS OPERATOR IS NOT AUTHORIZED TO CONDUCT TOURS

BOARD OF SELECTMEN

Minutes of the Meeting of 21 May 2008 at 6:00 PM. The meeting took place in the Court Room, Town and County Building, 16 Broad Street, Nantucket, MA 02554. Members of the Board present were Brian Chadwick, Rick Atherton, Allen Reinhard, Patricia Roggeveen and Michael Kopko. Chairman Kopko called the meeting to order at 6:20 PM, following a meeting of the Board of Health.

ANNOUNCEMENTS

Chairman Kopko announced the upcoming committee appointments.

Approval of Payroll Warrant for Week Ending 18 May 2008. The payroll warrant for the week ending 18 May 2008 was approved by the unanimous consent of the meeting.

Approval of Treasury Warrant and Pending Contracts for 21 May 2008. The approval of the treasury warrant and pending contracts for the week ending 21 May 2008 were approved by the unanimous consent of the meeting.

Public Hearing to Consider Adoption of Harbor Regulations. Chairman Kopko opened the hearing and asked if any individual was present who wished to speak on the matter. Marine Superintendent Dave Fronzuto presented the draft harbor regulations noting that the intent is to restrict boats over thirty feet in length from anchoring in an area east of an "imaginary" line drawn from the tip of First Point to Pimny's Point, the purpose of which is to protect the shellfish beds. Nantucket resident Ken Gullickson stated he feels the regulations are overly broad in its definitions and the regulations conflict with the bylaw. Mr. Fronzuto stated Town Counsel drafted the regulations. Chairman Kopko closed the hearing and Mr. Chadwick questioned whether boats could anchor during the day. Some discussion followed and Town Counsel DeRensis stated the regulations should "err on the side of giving the harbor master discretion." After some additional discussion, it was unanimously agreed that the hearing will be continued to allow Mr. Fronzuto and Town Counsel time to further refine the document and bring it back to the Board on June 4, 2008.

Public Hearing to Consider Increases to Taxi Rates and the Taxi "Zone" Map. Chairman Kopko opened the hearing and Jon St. Laurent testified on behalf of the Taxi Association. Mr. St. Laurent stated the Association has been meeting since March as its concerns with the rising cost of fuel (now \$4.60 per gallon), insurance, etc are escalating. Chairman Kopko noted the proposed rate increases and Chief Pittman stated that he would like to see a metered rate system. Chief Pittman noted that the Taxi Association was to have formed a committee last year to explore this system. Discussion followed concerning the meter system and Chairman Kopko stated he expects the taxi businesses to adopt a meter system within a year. Discussion also focused on the Taxi Association's request to increase waiting-time fees, Chairman Kopko closed the hearing and after Board discussion, Ms. Roggeveen moved to raise taxi rates by \$1.00 for all current fares; create a mid-island C Zone; revise the Airport/Brant Point-Cliff zone; eliminate cross island fares based on mileage (\$2.25 mile); change the waiting time to increase rate by \$1.00, said increase to expire on October 31, 2008; charge an additional \$1.00 per additional person and change the after hour rate from 1:00 AM – 6:00 AM to \$5.50 per fare, all changes to become effective July 1, 2008; seconded by Mr. Chadwick. So voted unanimously. It was noted that the revised taxi zone map will be brought before the Board on June 4, 2008.

2/18/09

request is limited to prerecorded music/CD's being played during dinner. There was no public comment and Ms. Roggeveen closed the public hearing. Town Manager C. Elizabeth Gibson noted the previous license restrictions. Mr. Reinhard moved approval; Mr. Atherton seconded. All in favor, so voted.

Public Hearing to Consider Application of Public Assembly Permit for Nantucket Triathlon to be Held July 11, 2009. Jamie Ranney was present representing Nantucket Triathlon, LLC and spoke in favor of the application. After public comment Chairman Kopko closed the public hearing. Mr. Chadwick moved approval; Ms. Roggeveen seconded. All in favor, so voted.

Public Hearing to Consider Verizon New England Petition #08-036 for Joint Relocation of Pole # 14/1 Located on Academy Lane. Barry Maffini, Rights of Way Agent for Verizon, was present and reviewed the request for pole relocation, saying the request originated from an abutting property owner, and said that the relocation should impose no hardships to the neighborhood. Mr. Reinhard asked Mr. Maffini about Verizon's underground cable project, saying that Verizon is the last utility company to bury its lines in the downtown district; Mr. Maffini could not answer. David Boyce, the property owner who made the original relocation request to Verizon, said it is to accommodate the installation of a driveway as the building on the property is being changed from commercial to residential; Chairman Kopko closed the public hearing. Mr. Reinhard moved approval; Mr. Atherton seconded. All in favor, so voted.

Public Hearing to Consider Revised Taxi Rates. Police Chief Pittman said the past few months have been spent discussing the implementation of taxi meters based on a clear message from the Board to do so. He said that on Jan. 22 he met with and had a good meeting with taxi owners. Chief Pittman said it has since become clear to him that imposing the requirement of taxi meters is a significant change to the existing taxi business model and said he feels this is not the time, in this economy, to make this change. He noted that the cost of meters is not the problem, but the required certification of the meters may be. Chief Pittman said he recommends putting meters on hold for one year and during that time study the feasibility of recertification of meters. Chief Pittman reviewed three versions of rate schedules and said he has been enlightened by the fact that many communities in Massachusetts still work on a zone map. He said that the Police Department has developed a good rapport and relationship with the taxi owners through this process and feels the Nantucket Taxi Owners Association's (NTOA) suggestion to form an advisory committee is a good one. NTOA president Jon St. Laurent agreed with Chief Pittman and encouraged the Board to establish a taxi advisory committee. A discussion took place among Board members regarding the establishment of an advisory committee and the rate schedules. Chairman Kopko closed the public hearing. Mr. Chadwick moved to adopt taxi rate schedule "option two" in which rates remain at the July 1, 2008 level and the hourly wait time rate is reinstated; Ms. Roggeveen seconded. All in favor, so voted. Chief Pittman suggested a July 1, 2009 effective date for the rates, to which the Board unanimously agreed. Mr. Atherton posed the question of possibly "getting rid of the idea" of meters. Chairman Kopko said if a recommendation comes in next year that meters are not needed the Board could go with that.

TOWN MANAGER'S REPORT

Review of Proposed Police Station at 2 Fairgrounds Road. Chief Pittman presented an update on the proposed public safety facility, which he noted will be voted on at the 2009 Annual Town Meeting as well as the Annual Town Election. He said the public safety facility was overwhelmingly

7/20/11

7. Public Hearing to Consider Amendments to Chapter 240: Taxi Regulations of the Town of Nantucket, Taxi Zone Map, and Taxi Rate Sheet. Chairman Atherton opened the public hearing. Mr. Willauer inquired about the accuracy of the boundary lines. Chairman Atherton closed the public hearing. Mr. DeCosta moved to approve the boundary changes of the Mid-Island B Zone to include all of Naushop and the Airport Zone to include all of the paved portion of New South Road as requested by the Nantucket Taxi Owners' Association to be effective 1 August 2011; Ms. Roggeveen seconded. All in favor, so voted. Mr. DeCosta moved to approve a language change request to the Taxi Rate Sheet to read "Cross Town rate only applies to/from Nantucket Memorial Airport (not Airport Zone)", to be effective 1 August 2011; Mr. Kopko seconded. All in favor, so voted.

At 8:29 PM Mr. DeCosta left the meeting; he returned at 8:31 PM.

8. Public Hearing to Consider Appeal of Three Martin's Lane LLC of Historic District Commission Disapproval of Certificate of Appropriateness No. 56434 for Property Located at 3 Martin's Lane (Continued from 15 June 2011). Chairman Atherton opened the public hearing and reviewed the appeals procedure. Attorney Steven Cohen, representing the appellant, reviewed the history of his clients' attempts to gain approval from the HDC to install a driveway on Martin's Lane since 2009.

At 8:55 Mr. Willauer left the meeting; he returned at 8:58 PM.

Mr. Cohen noted that one of the reasons given for the HDC denial is the curb cut, and stated that the Superior Court has ruled the HDC has no jurisdiction over curb cuts and remanded the case to the HDC. HDC Administrator Mark Voigt said the Superior Court ordered that the decision of the HDC as upheld by the Board of Selectmen be annulled and the matter remanded to the HDC for a hearing and decision to be made on the merits of the application. Mr. Voigt reviewed sections of the HDC enabling legislation and said the HDC does have jurisdiction over driveways. He added that the HDC feels Martin's Lane is inappropriate for a driveway and he reviewed portions of the HDC's second denial. Mr. Voigt requested the Board uphold the HDC decision and deny the appeal. HDC Chairman David Barham noted that Town Counsel drafted the HDC's second denial decision. On rebuttal, Mr. Cohen stated the Superior Court decision said the HDC had to review the application on its merits and within the HDC's jurisdiction. Mr. Voigt said the HDC reviewed the application thoroughly, noting Martin's Lane is different than any other place on the Island. Attorney John Giorgio from Town Counsel's office advised that the Board should allow members of the public to express their views but not to offer testimony. Michael May, executive director of the Nantucket Preservation Trust, spoke in opposition to the appeal, saying he feels a driveway will harm the historic characteristics of Martin's Lane. Eva Moss of 7 Plumb Lane spoke in opposition to the appeal. Chairman Atherton closed the public hearing. Mr. Kopko said he feels the HDC acted within its guidelines, does not feel the HDC acted arbitrarily or capriciously, and said he will uphold the HDC decision, noting that the money the Town spent defending the decision is money well spent. Ms. Roggeveen said the HDC is acting outside its jurisdiction, and shouldn't decide whether a driveway belongs on Martin's Lane, only the type of driveway. Mr. DeCosta said he feels there is a unique historic setting regarding the curb cut and he feels the HDC acted properly. Mr. Willauer said he can find no reason that the HDC acted improperly or outside its rights. Chairman Atherton said he feels the HDC was diligent and acted within its authority. Mr. Kopko moved to request that Town Counsel draft a motion to deny the appeal; Mr. Willauer seconded. So voted 4-1. Ms. Roggeveen was opposed.

From: [Charles Gibson \(pd105\)](#)
To: [Libby Gibson](#); [William Pittman](#); [Amy Baxter](#)
Cc: [Erika Mooney](#)
Subject: RE: Taxi Rate Hearing for 4/20 BOS
Date: Thursday, April 14, 2016 12:25:03 PM

Since 2010, there have been 320 taxi complaints made by individual citizens (not the police). Of those only 5 related to the cost of the fare, (overcharging), as opposed to any complaint about how much the fare would be.

Charles Gibson
Deputy Chief of Police
Nantucket Police Department
4 Fairgrounds Road
Nantucket, MA 02554-2804
(508) 228-1212

From: Libby Gibson [mailto:LGibson@nantucket-ma.gov]
Sent: Thursday, April 14, 2016 11:17 AM
To: Pittman, William (pd520); Charles Gibson (pd105); Amy Baxter
Cc: Erika Mooney
Subject: Taxi Rate Hearing for 4/20 BOS

Erika: we also need a copy of the current taxi license list and waiting list. And, a copy of the regs for the packet.

C. Elizabeth Gibson
Town Manager
Town of Nantucket
(508) 228-7255

CAPE COD TAXI RATES

BARNSTABLE

(amended June 2015)

METER	DISTANCE/SERVICE
\$3.00	1st 2/5 Mile
\$0.70	Each Additional Mile
\$0.50	Each Trunk Bag
\$26/hour	Waiting Time
\$40/hour/2 hr min	All trips totally concluded within Barnstable County
\$40/hour/3 hr min	Trips which extend outside of Barnstable County

WELLFLEET

METER	DISTANCE/SERVICE
\$6.00	1st Mile
\$2.00	Each Additional 1/2 Mile or fraction thereof
\$6.00	Surcharge: 2:00 am - 6:00 am
\$4.00	Waiting Charge per 5 minute increments
\$2.00	Per Suitcase after 1st one free
\$45.00	Flat One-Way Rate (to P'town or Orleans)

PROVINCETOWN

(amended May 2014)

ZONE	DISTANCE/SERVICE
\$7.00/person	Flat Rate in Provincetown
\$9.00/person	Flat Rate from Provincetown Airport or Race Point Beach
\$2.00/minute	Waiting Charge
\$14.00	Delivery Charge per Drop-off
\$120.00	Maximum Hourly Rate in Provincetown
\$45.00	Flat One-Way Rate (to P'town or Orleans)

MARTHA'S VINEYARD TAXI RATES

OAK BLUFFS PICK-UP	VH	OB	EDG	AIRPORT
Hospital	8	7	24	24
East Chop	11	7	24	25
E.C. Lighthouse	11	7	24	25
Circuit Ave	11	7	24	24
Vierra Park	11	7	24	24
Firestation	11	7	24	24
Vineyard Ave	11	7	24	24
Vineyard Ave Ext	11	7	24	24
Farm Neck	15	9	24	24-25
Sengekontacket	15	14	24	24
Alpine Ave	11	7	24	24
Sailing Camp	12	7	24	24
High School	12	12	20	20
Iron Hill	12-14	15	24	24
Sea Glen	10	15	24	20-24
Alwardt Way	15-20	15-20	24-26	20
State Beach	15-20	8-16	20	30

MARTHA'S VINEYARD TAXI RATES

EDGARTOWN PICK-UP	VH	OB	EDG	AIRPORT
Downtown	24	24	10	24
Planting Field Way	24	24	10-16	24-30
Cleveland Town Road	26	26	10	24
Island Grove	26	26	12	24-28
Edgartown Estates	26	26	12-14	26
Meetinghouse Paved	30	30	14-18	28
Meetinghouse Dirt	30-40	30-40	14-20	20-30
Turkeyland Cove	30-40	30-40	16-20	30-40
Mattakesett/EDG Bay	30	30	20	30
Winnetu	30	30	20	30
South Beach	30	30	20	30
Codman Springs	26-30	26-30	12-18	24-30
Triangle	24	24	10	24
Ocean Heights	20	20	12-16	24-28
Dodgers Hole	16-20	20	12	22
Hidden/Majors Cove	18	16	12	22
Felix Neck	24	24	20	28
Boldwater/Pohoga	28-50	28-50	20-30	24-50

MARTHA'S VINEYARD TAXI RATES

WEST TISBURY PICK-UP	VH	OB	EDG	AIRPORT
Upper L. Cove	20	30	30	30
Lower Makonikey	20-30	30-40	30-40	30-40
Upper Makonikey	20-30	30-40	30-40	30-40
Longview	20-28	30-36	30-40	30-40
Seth's Pond	20	30	30	30
Lamberts Cove Inn	20	30	36	35
Chicama Vineyards	20	30	36	40
Old County Start	18	24	30	30
West Tisbury School	20	30	30	30
Red Barn	24	28	34	28
Alleys	25	30	36	28
New Lane	25-40	38	30-40	26-36
Tiah's Cove	34	36	40	36
Plum Bush Point	36	38	40	30
Hostel	25	26	30	24
Deep Bottom East	28	26	30	24
Vin Meadow Farms	24-34	24-28	30-40	20-30
Scrubby Neck	28-36	26-36	30-40	20-30
Polly Hill	20	30	30	30
Gates	30-40	30-40	40-50	30-40
Indian Hill	26-36	30-40	30-40	30-40
Cedar Tree Neck	36	40	40	40
Christiantown Road	26-30	30-34	30-34	30-34

Chapter 240

ARTICLE I Taxicab Regulations

[Adopted March 23, 1993; amended May 16, 1994; amended May 24, 1995; amended June 25, 1997; amended June 4, 1998; amended March 12, 2003; amended May 19, 2005; amended April 18, 2007; amended February 25, 2009, amended June 2, 2010; amended May 16, 2012; amended May 8, 2013; amended December 18, 2013; amended April 22, 2015; amended May 6, 2015]

Notes: Under the authority of MGL Ch. 40, s. 22.

240-1 Definitions

The following words used in the Regulations shall have the following meaning, unless a different meaning is clearly apparent from the language or context.

ACCESSIBLE TAXICAB – Taxicab that is built to accommodate a motorized or non-motorized wheelchair.

ACCESSIBLE TAXICAB OPERATOR - a person licensed by the Town to operate an Accessible Taxicab.

BOARD OF SELECTMEN or SELECTMEN - the duly elected members of the Board of Selectmen for the Town of Nantucket, Massachusetts.

NANTUCKET COMMISSION ON DISABILITY - represents and advocates for the needs and interests of the disabled community living on or visiting the island of Nantucket pursuant to MGL Ch. 40, s. 8J.

NUMBER PLATE - the sign or marker furnished by the Registry of Motor Vehicles on which is displayed the register number or mark of a motor vehicle assigned to such motor vehicle by Registry of Motor Vehicles.

OFFICIAL WAITING LIST – the official codified list of names of prospective Taxicab License applicants managed by the Town.

OFFICIAL WAITING LIST FORM – The form prospective applicants must complete to be placed on the Official Waiting List.

POLICE OFFICER or OFFICER - any officer authorized to make arrests or serve criminal process, provided he or she is in uniform or displays her/his badge of office.

RELATED PARTIES—for the purpose of the Regulations, the applicant; any person who is a parent, spouse or child of the applicant; any entity (including without limitation, corporations, partnerships, limited partnerships, limited liability companies or other business entities) in which a Related Party holds more than a 50% direct or indirect ownership of the stock, capital or profits.

STAND – halting of a motor vehicle, whether occupied for not. This term does not include halting to receive or discharge passengers.

TAXICAB - any motor vehicle used, or to be used for the conveyance of ten (10) or fewer persons, including the operator for hire from place to place.

TAXICAB BUSINESS OWNER - any person, persons, or corporate entity holding a majority interest in a business which operates any motor vehicle or vehicles, used, or to be used for the conveyance of persons for hire from place to place.

TAXICAB LICENSE - license issued by the Town to a Taxicab Business Owner specifying the number of Taxicabs for that business and authorizing the use of said Taxicab(s) after approval of the Town Manager.

TAXICAB OPERATOR – a person licensed by the Town to operate a Taxicab.

TAXICAB OPERATOR'S LICENSE - picture identification badge with current validation sticker affixed issued by the Nantucket Police Department authorizing the holder to operate a Taxicab.

TAXI STAND - a place or station in a Way in the Town where Taxicabs are authorized and required to park while waiting to be engaged for hire.

TAXI ZONE MAP – a geographical map of the Town defining specific boundaries between taxi fare destinations for the purposes of calculating the taxi fare.

TEMPORARY TAXICAB OPERATOR'S LICENSE – a license issued by the Town authorizing the holder to operate a Taxicab on a limited or temporary basis for a period not to exceed thirty days.

THE REGULATIONS OR REGULATIONS – Chapter 240, Article I of the Code of the Town of Nantucket.

TOWN - the Town and County of Nantucket, Massachusetts.

TOWN CLERK - the duly elected clerk for the Town of Nantucket, Massachusetts.

TOWN MANAGER – the duly appointed town administrator for the Town of Nantucket.

UNOFFICIAL WAITING LIST – the June 1, 2007 list of prospective applicant names based on order of submission by those interested in acquiring future Taxicab Licenses and serving as the initial reference document for the Official Waiting List.

VALIDATION STICKER - a sticker issued by the Town, which shall be affixed to the Taxicab License. Said sticker shall indicate the expiration of the Taxicab License.

VEHICLE DECAL – a sticker issued by the Town Clerk that shall be affixed to the interior of the windshield on the Taxicab Operator's side lower corner where the windshield meets the vehicle hood and door pillar of the Taxicab. The Vehicle Decal shall be visible from the exterior of the Taxicab. An Accessible Taxicab shall be allowed to display the universal "wheelchair accessible" symbol.

WAY - any public way, private way laid out for public use; any way indicated for public use or any way to which the public has a right of access as invitees, licensees or guests.

WINTER MONTHS – December, January and February of any given year.

A. Purposes

- 1) The purposes of the Regulations, to be adopted pursuant to the authority of MGL Ch. 40, s. 22, are to serve the public need and convenience and to promote the public health, welfare and safety of the residents of and visitors to the Town.

240-2 Taxicab Licenses

A. Taxicab License Application

- 1) The Board of Selectmen may periodically determine the total number of Taxicab Licenses available for

issuance to operate a Taxicab in the Town, and annual Taxicab License fees or fees associated with the Official Waiting List.

2) In addition to the number so determined in the Section 240-2A(1) of the Regulations, there shall be at least two (2) more Taxicab Licenses available for issuance for an Accessible Taxicab, to be issued to an applicant who agrees to operate seven (7) days a week on demand eighteen (18) hours per day and who agrees to provide Accessible Taxicab operators who shall comply with the Code of Federal Regulations and shall comply with Section 240-2M of the Regulations, at all times.

3) Official Waiting List. In conjunction with monitoring available Taxicab Licenses, the Town will codify and actively manage an Official Waiting List of prospective applicant names based on order of submission by those interested in acquiring future Taxicab Licenses. The Unofficial Waiting List as of June 1, 2007 shall serve as the initial reference for the Official Waiting List. Applicants listed on the Official Waiting List shall retain their seniority on the list until such time any applicant requests removal from the list or do not provide annual written confirmation of interest to remain on the Official Waiting List. The Town will update the Official Waiting List in May of each year and it is the responsibility of the prospective applicant to provide written confirmation of interest to remain on the Official Waiting List prior to the deadline established by the Town. Effective January 1, 2009, the Town may require prospective applicants to annually complete an "Official Waiting List Form" to be eligible for the continued inclusion on the Official Waiting List.

4) An application fee set by the Board of Selectmen or its designee shall be payable at the time of application and at the time of written annual confirmation of interest by an established deadline for those applicants on the Official Waiting List.

5) An application for a Taxicab License shall be made out by the Taxicab Business Owner at the time the owner of the Taxicab business becomes eligible for a Taxicab License as determined in Section 240-2A(3) of the Regulations. Such application shall set forth under oath all information that the Selectmen may require. Each new applicant for an original Taxicab License shall apply to the Town Manager for approval.

6) An applicant who is denied a Taxicab License by the Town Manager may appeal the decision to the Board of Selectmen. The request for an appeal must be made in writing and filed with the Selectmen within thirty (30) days of the issuance of Town Manager's decision.

7) Each Taxicab License authorizes only one (1) Taxicab. No Related Parties shall hold more than four (4) Taxicab Licenses at any one time. Related Parties as that term is defined in the Regulations shall be considered and deemed to be one person, one business or one corporation for purposes of the Regulations. Applicants shall not be eligible for more than one Taxicab License in any 12-month period. An application for a Taxicab License shall be deemed to be a joint application by the applicant and all Related Parties.

8) To be eligible for any additional Taxicab Licenses, the applicant must apply in the same manner as for an original license.

9) Effective January 1, 2009, all applicants or prospective applicants for a Taxicab License shall possess a current and valid Massachusetts Motor Vehicle Drivers License, and be at least eighteen (18) years of age.

10) Except as otherwise provided by law, no person shall engage in the business of transporting persons from place to place for hire in a motor vehicle without first having obtained a Taxicab License from the Town Clerk.

B. Residency and Address of Record

1) No Taxicab License shall be issued unless the proposed licensee demonstrates familiarity with the roads

of the Town, to the satisfaction of the Chief of Police or his designee; provided however that anyone who has resided in the Town for at least one (1) year prior to the application for such a license is to be presumed, in the absence of evidence to the contrary, to be familiar with the Town's roads.

2) For a Taxicab License, the address set forth in the Taxicab License application shall be considered the address of record for all official business correspondence between the Town and the licensee. It shall be the responsibility of the licensees and applicants to provide written changes of address as necessary to the Town Clerk.

3) For the Official Waiting List, the address set forth in the Official Waiting List Form shall be considered the address of record for all official business correspondence between the Town and the prospective applicant. It shall be the responsibility of the prospective applicant to provide written changes of address as necessary to the Town.

C. Possession of License

1) The Taxicab License, or a photocopy of such license certified by the Town Clerk, shall be displayed in the interior of the Taxicab in clear view of the passengers. Each vehicle licensed under the Regulations shall, after payment of the fee and compliance with all application and licensing requirements, receive a Vehicle Decal from the Town Clerk, which shall be affixed to the licensed motor vehicle in accordance with the Regulations. The address of the Taxicab Licensee is allowed to be removed from the Display License; however, must be on file with the Town Clerk's office and Police Department. [Amended May 16, 2012]

D. License Fee

1) The fee for a Taxicab License shall be Three Hundred Dollars (\$300) annually for each motor vehicle authorized by the Selectmen to be operated under the Regulations. There shall be a fee of Fifty Dollars (\$50) for the transfer of a Taxicab License from one vehicle to another during the current year of issuance after initial receipt.

E. Proof of Registration

1) No Taxicab License shall be issued by the Town Clerk until the applicant presents proof of registration and insurance appropriate for the operation of a Taxicab and provided that such insurance and registration complies with the appropriate provisions of MGL Ch. 90. All applicants must present to the Town Clerk an original Massachusetts Vehicle Registration that clearly indicates the maximum passenger capacity of the motor vehicle being licensed. If such registration document does not indicate maximum passengers, then the applicant must provide the original motor vehicle title document issued by the Massachusetts Registrar of Motor Vehicles. The Town Clerk is prohibited from issuing any Taxicab License to a motor vehicle which exceeds a carrying capacity of ten (10) persons, including the Taxicab Operator.

F. License Transfer

1) No Taxicab License provided for in the Regulations shall be sold, assigned or transferred, nor shall a majority in interest of any entity holding such a license be sold, assigned or transferred without the approval of the Board of Selectmen. Such sale, assignment or transfer without such approval, shall automatically terminate said license, and any such license held shall immediately be surrendered to the Town Clerk. The Town maintains a waiting list for those applicants who wish to obtain a Taxicab License when it becomes available, as defined in Section 240-1 and codified at Section 240-2. The Selectmen shall deny a request for a sale, assignment or transfer of an available Taxicab License if there is any applicant on the Official Waiting List at the time of such request, except as provided for in Section 240-2F(3).

2) No motor vehicle which is operated under the Regulations shall be leased or borrowed by the Taxicab License holder without the approval of the Board of Selectmen or its designee. No person or business, which holds a Taxicab License, shall allow said license to be used or in any way controlled by any other

person or business that is not the Taxicab License holder as approved by the Board of Selectmen or its designee.

3) Legacy Taxicab Licenses. The spouse or immediate family member (i.e., mother, father, son, daughter, sister, brother, registered domestic partner), of a current Taxicab License holder who dies or becomes legally incapacitated, may apply for the license within thirty (30) days of the death or determination of incapacitation of the Taxicab License holder. Upon approval by the Board of Selectmen, the Taxicab License may be transferred to the spouse or immediate family member, if said person does not already hold a Taxicab License.

G. Inspection

1) Taxicabs are subject to periodic inspections by the Police Department throughout the year to determine fitness for continued operation, compliance with the Regulations, and availability to serve the public.

2) Taxicabs shall comply with all provisions relative to the operation and equipping of motor vehicles under MGL Ch. 89 and Ch. 90, any bylaw of the Town, or any rule or regulation promulgated by the Massachusetts Registrar of Motor Vehicles.

3) Taxicabs shall be well maintained and be in a good and reliable mechanical condition. Taxicabs must have a valid state inspection sticker. No motor vehicle shall be operated with an inspection "rejection" for equipment or emissions, in accordance with state requirements.

4) Taxicabs shall be clean inside and outside and be well-painted; all wheels of said Taxicab shall be covered with hubcaps if so designed.

5) Any violation of this section shall result in the automatic suspension of the right to operate the Taxicab; such suspension shall not be rescinded until said violations are corrected to the satisfaction of the Town.

H. Rate Posting

1) The holder of a Taxicab license or Taxicab Operator shall display the current fares and fees in the interior of the Taxicab so as to be seen by any passenger(s) and shall make this information available to the passenger(s) upon request.

I. Fares

1) No holder of a Taxicab License shall charge or receive fares for the hire of a Taxicab in any sums of money other than those prescribed by the fee schedule promulgated by the Board of Selectmen and from time to time amended.

2) The holder of a Taxicab License or Taxicab Operator License shall clearly display a Contact Information Card on the rear of the driver's seat in the format approved by the Town.

J. Advertisements

1) No advertisements of any kind shall be displayed upon a Taxicab.

2) Rates or fares may not be displayed on the exterior of a Taxicab.

3) All Taxicabs shall have permanently affixed to both sides of the vehicle, with letters at least 3 inches high but not higher than 6 inches, the name and company licensed to operate the Taxicab. The Taxicab Operator's name, address and telephone number may be placed upon the Taxicab's window glass, however, such information shall be placed so as to not impair or impede the operation of the Taxicab or violate any provision of Massachusetts General Laws.

4) All Taxicabs shall have permanently affixed to the windows on both sides of the vehicle, and the rear window a unique identification number found on the Taxicab License issued by the Town Clerk's Office. These numbers shall be 4 inches high and of contrasting color to the background so that they are clearly visible to passengers entering and exiting the Taxicab. [Amended May 8, 2013]

5) Any Taxicab licensed under the Regulations that advertise 24-hour service shall be available if and when called.

6) No Taxicab Business Owner shall advertise in any manner, form or publication that its Taxicab(s) are available for tours.

K. Record of Trips

1) The Taxicab Operator for hire shall maintain a record of trips during all shifts worked. The written record of trips must be available for inspection, upon demand, by a Police Officer and must be turned in to the motor vehicle owner for record keeping purposes at the end of the Taxicab Operator's shift.

2) The Taxicab Business Owner must produce, upon demand of the Chief of Police, or any person designated by the Chief of Police, a record of all trips made by such Taxicab(s) as the Chief of Police or the Chief of Police's designee requests for a period of up to one hundred eighty (180) days in addition to the name and address of the Taxicab Operator(s), the time of the beginning and termination of each trip, location of the first and last stop on each trip, and the total fare charged for each trip.

3) Taxicab Operators shall issue trip receipts upon request to paying customers using the approved Town format for same.

L. Duration of License

1) Taxicab Licenses shall be valid from June 1st through May 31st. Annual Taxicab Licenses may be renewed upon payment annually on or after May 15th and no later than May 31st. There shall be no extensions or grace period after May 31st, except that the Town may issue such license provisionally prior to May 31st pending the approval of the fingerprint supported record check. Such provisional license shall only be issued if the Taxicab Owner has met all conditions which would warrant the issuance of the license, including payment of any applicable fees and submission of fingerprints. If the applicant's record check produces a disqualifying record, the Taxi License issued provisionally shall summarily be revoked.

2) If a new Taxicab License is granted during the year, the licensee shall accept and pay for said license no later than thirty (30) days after said approval. Failure to do so will result in the license being invalid.

3) All holders of Taxicab Licenses shall comply with MGL Ch. 62C, s. 49A stating that such holder has complied with all laws of the Commonwealth relating to taxes prior to receiving her/his Taxicab License from the Town Clerk.

4) All Taxicabs licensed by the Town must be operated during the months of June, July and August. Failure to do so will result in revocation of said license, which shall immediately be surrendered to the Town Clerk. [Added May 16, 1994] [Revised June 4, 1998]

5) Taxicabs not operating year-round shall notify the Town Clerk in advance to ceasing to operate during any portion of the Winter Months.

M. Accessible Taxicab

1) Accessible Taxicabs shall operate in the same fashion as the current taxi service in Town. Accessible

Taxicabs are not for the exclusive use of wheelchair users and may be utilized by the general public. All Accessible Taxicabs shall be equipped to accommodate a motorized and non-motorized wheelchair and shall comply with the following restrictions as set forth in this section.

2) A Taxicab License for an Accessible Taxicab is strictly for the use of a wheelchair-accessible Taxicab. If at any time an Accessible Taxicab needs to be replaced, it must be replaced with another wheelchair-accessible Taxicab or the Taxicab Operator or Taxicab Business Owner must surrender the license.

3) An Accessible Taxicab shall operate seven (7) days a week, and be on demand eighteen (18) hours per day.

4) An Accessible Taxicab shall comply with the Code of Federal Regulations (C.F.R. § 38.23) in the following areas:

- a. the lift or the ramp must comply with Title 49 of the C.F.R. § 38.23;
- b. the securing devices and seatbelt and shoulder harness must comply with Title 49 of the C.F.R. Part 38.25; and
- c. the accessible door height and overhead clearance must comply with Title 49 of the C.F.R., Part 38.25.

5) The Accessible Taxicab Operator shall be knowledgeable in the following areas:

- a. the operation of a lift or ramp for the entry into the Taxicab of a wheelchair;
- b. securing the wheelchair in the Taxicab; and
- c. providing proper assistance to a disabled passenger.

6) The holder of an Accessible Taxicab License or Taxicab Business Owner shall be responsible for training all its operators about the accessible features of the Accessible Taxicab and is responsible in educating these operators about the Regulations

7) An Accessible Taxicab Operator shall be required to participate in ADA sensitivity training conducted by the Nantucket Commission on Disability and it shall be the operator's responsibility to complete this training prior to operating an Accessible Taxicab.

8) The Nantucket Commission on Disability will inspect all Accessible Taxicabs on an annual basis to ensure that the Accessible Taxicab meets the requirements of the Regulations prior to issuance of a Taxicab License for an Accessible Taxicab. Failure to pass this inspection will result in the suspension of said license.

9) An Accessible Taxicab shall service the Steamship Authority, Airport and all Town Taxi Standing Areas, as that term is defined in the Regulations.

10) An Accessible Taxicab shall provide Town-wide services.

11) The Taxicab fare for a wheelchair user shall be the same as for an ambulatory customer.

12) An Accessible Taxicab license holder shall provide notice to the public of the availability of its Accessible Taxicab unless notice is prohibited. Such notice shall be placed:

- a. on the vehicle;
- b. in telephone directories; and
- c. all other taxi companies shall be informed about the Accessible Taxicab service and supply any disabled client with the appropriate information and telephone contact for an Accessible Taxicab.

13) No advertisement for an Accessible Taxicab will include the word "handicapped" either in or on their Accessible Taxicabs or in any printed material. "Wheelchair Accessible" along with the universal symbol for special needs accessibility is appropriate on an Accessible Taxicab and using the word "disabled" or "special needs" versus the word "handicapped" is encouraged by the Town wherever possible.

N. Regulations

1) A copy of the Regulations shall be kept in the Taxicab at all times.

240-3 Taxicab Operators

A. Taxicab Operator's License

1) Every Taxicab Operator licensed under the Regulations shall display their Taxicab Operator's License in the interior of their Taxicab where it is in plain view and can be easily viewed by passengers riding in the rear seat of the aforesaid Taxicab. [Amended May 16, 1994] The Taxicab Operator's address is allowed to be removed from the display License; however, must be on file with the Police Department. [Amended May 16, 2012]

2) All Taxicab Operators' Licenses shall be affixed with a current validation sticker as issued by the Town. All applicants for a Taxicab Operator's License shall possess a current and valid Massachusetts Motor Vehicle Drivers License, and be at least eighteen (18) years of age.

3) No Taxicab Operator's License shall be issued unless the proposed licensee demonstrates familiarity with the roads of the Town, to the satisfaction of the Chief of Police or his designee; provided however that anyone who has resided in the Town for at least one (1) year prior to the application for such a license is to be presumed, in the absence of evidence to the contrary, to be familiar with the Town's roads.

4) At the Town's discretion, a Temporary Taxicab License may be issued by the Town provided that the Applicant has provided all required information and meets all of the requirements for the issuance of a Taxicab Operator's License. The Temporary Taxicab Operators License is only to be issued so that the Applicant may operate a taxicab during the pendency of the Applicants fingerprint record check and in no case shall it be valid for a period exceeding thirty (30) days. The holder of a Temporary Taxicab Operators License shall be subject to all applicable sections of these regulations.

5) Any Temporary Taxicab Operators License issued shall automatically terminate upon the expiration of the thirty (30) day period or shall automatically terminate after five (5) calendar days, (Saturday, Sunday and Holidays included) from the date upon which the Applicant is notified that their record check has been completed, whichever occurs first. Notification may be by message to the Taxicab Company owner who is listed on the application, voice message to the Applicants listed phone number, or by any other reasonable means.

B. Fee for Taxicab Operator's License

1) Fee for Taxicab Operator's License shall be Fifty Dollars (\$50). This Fee is independent, and not reduced if a temporary Taxicab Operator's License is issued. Picture identification licenses shall not have to be renewed annually, however a validation sticker shall be obtained yearly clearly stating the expiration date of the Taxicab Operator's License. The fee for the Validation Sticker shall be Twenty-Five Dollars (\$25) per year. If a cab Operator's License is lost or in need of replacement, there shall be a replacement fee of Twenty-Five Dollars (\$25) for the picture ID and a replacement fee of Twenty-Five Dollars (\$25) for the Validation Sticker for a total replacement or new issue fee of Fifty Dollars (\$50).

2) Effective July 1, 2015, a fee for a Temporary Taxicab Operator's License shall be seventy-five dollars (\$75) and shall be non-refundable.

C. Application for Taxicab Operators Licenses

1) All applicants shall provide, under the penalties of perjury, such information as may be required of said applicant by the Town, including annually presenting an executed Certification of Understanding of the Taxicab Regulations of the Town of Nantucket. Failure to provide such Certification shall result in the rejection of the application/renewal for Taxicab Operator License.

D. Rejection of Application – Revocation of License

1) In addition to failure to meet the requirements of the preceding sections, a decision to reject an application, or to suspend, revoke, or fail to renew a license may be based on the following:

2) An applicant or licensee convicted of any felony or misdemeanor may be barred from receiving or holding a Taxicab License for up to the following maximum periods of time:

a. Five (5) years after an incident leading to the applicant or licensee's conviction or admission of sufficient facts or pleas of no contest for the sale or possession of a controlled substance, or for operating under the influence of an intoxicating liquor or of a controlled substance, or for assault and battery.

b. Five (5) years after the incident that led to the revocation, or Two (2) years after an incident leading to the suspension of a driver's license.

3) For conviction or finding of responsibility for a moving violation, the Selectmen may suspend or revoke the Taxicab Operator's License for a period of time set by the Selectmen that shall not exceed seven (7) days.

4) Notwithstanding the preceding subsections, where the evidence shows that the applicant's or licensee's other activities or condition would, if combined with the use of a Taxicab License, present a danger to the health, safety, welfare or morals of the Town, the Selectmen or its designee may reject an application, or suspend, revoke or decline to renew an existing Taxicab Operators License.

240-4 Prohibited Practices

A. Taxi Stands

1) A Taxicab Operator, when occupying that part of a Way designated as a Taxi Stand, shall not decline to accept as a passenger anyone requesting service and, once engaged, must thereafter depart from said Taxi Stand without delay. If a disabled passenger is first among a group of individuals waiting for a Taxicab at a designated Taxi Stand and the Accessible Taxicab is the next available Taxicab, the disabled person and attendant party shall have access to that Taxicab. If the disabled person is first among a group of people waiting for a Taxicab at designated Taxi Stand and the Accessible Taxicab is not the next available Taxicab, the Accessible Taxicab may accommodate disabled passengers immediately regardless of the Accessible Taxicab's position in the Taxi Stand line and regardless of the disabled person's position in the line waiting for Taxicabs. No advertisement will include the word "handicapped" either on the Accessible Taxicab or in any printed material. "Wheelchair accessible" along with the universal symbol for accessibility would be appropriate on the Taxicab, and using the word "disabled" versus "handicapped" would be appropriate in all printed material.

2) No Taxicab Operator, while awaiting employment by passengers, shall allow her/his motor vehicle to stand in any Way except at an approved Taxi Stand. No Taxicab Operator shall leave an in-service Taxicab unattended at a Taxi Stand.

3) A Taxicab holding itself out as available for limousine service shall not occupy the spaces reserved for Taxicabs.

4) No Taxicab Operator or Taxicab Business Owner shall allow her/his motor vehicle to occupy the designated Taxi Stand directly across from Zero Main Street if said Taxi Stand is already occupied by a motor vehicle owned or operated by the same business.

5) No person may park or stand a vehicle other than a Town-licensed Taxicab in a Taxi Stand.

B. Tours or Charters Prohibited

1) A Taxicab License does not qualify the licensee to conduct tours or charters. Taxicab Operators shall not display in or about the Taxicab a tour sign or an advertisement for same, nor shall there be advertised in any other way that the Taxicab Operator is available for tours or charters in any manner whatsoever.

2) A Taxicab Operator may not offer tour services or in fact conduct tours or charters of any type.

C. Number of Passengers

1) No Taxicab Operator or Taxicab Business Owner shall permit, suffer or allow any Taxicab under her/his control to operate with a number of passengers greater than the number of available seatbelts. No Taxicab Operator shall transport passengers under the Regulations unless said passengers are able to occupy a seat with a seatbelt.

2) No Taxicab Operator operating a Taxicab in service for hire shall: allow any person to ride upon the driver's seat; or a passenger seat unless said person is a bona fide passenger who has hired said Taxicab under the Regulations.

3) A Taxicab Operator shall operate or allow to be operated any motor vehicle under the Regulations with a maximum seating capacity of ten (10) or more persons, including said Taxicab Operator.

D. Operator/Owner Conduct

1) Taxicab Operators shall not dress in an unprofessional manner or in any manner not consistent with Section 240-4E of the Regulations.

2) No owner or person having care of a Taxicab shall permit, suffer or allow any person other than a duly authorized Taxicab Operator under the Regulations to operate the Taxicab.

3) No Taxicab Operator shall fail to produce her/his Massachusetts driver's license, vehicle registration or fail to stop and identify her/himself and/or the owner of the Taxicab upon the request of a Police Officer.

4) No Taxicab Operator or Taxicab Business Owner shall allow a motor vehicle to be operated on a Way if it is in violation of any of the provisions of the Regulations.

5) Taxicab Operators shall at all time while operating under the Regulations maintain a professional, polite and courteous demeanor.

6) Smoking is prohibited in licensed Taxicabs. [Amended May 16, 2012]

E. Taxicab Operator Dress Code

1) The following is a minimum professional standard of dress for Taxicab Operators.

Pants/Skirts- clean, no holes, rips or tears. Hems must be sewn. Sweatpants are prohibited.

[Amended May 8, 2013]

Shorts - clean, no holes, rips or tears. Length must be equivalent to "Bermuda Short" type. No fringed bottoms; hems must be sewn. Athletic type shorts are prohibited. [Amended May 8, 2013]

Shirts - clean, with long or short sleeves, tucked neatly into pants if the shirt has tails. If a square bottom, shirt may be left out. No T-shirts or halter tops. Sweatshirts may be worn only as outer garment. [Amended June 25, 1997 and June 4, 1998]

Shoes - sneakers, loafers or docksiders are acceptable with no holes or tears. Sandals may be worn if secured around the ankle and the heel. [Amended June 4, 1998]

Jackets - clean, no holes or rips; jackets with advertising other than of the Taxicab company are prohibited.

Caps/Hats - clean, no holes, worn on the top of the head and with the brim facing forward.

Grooming - clean clothes, hair must be neat and combed, face must be clean shaven or beard and/or mustaches must be neat and trimmed.

- F. A Taxicab Operator shall not decline to accept as a passenger anyone requesting service under any circumstance unless the Taxicab Operator reasonably determines that the potential passenger exhibits signs of inebriation, is engaged in disorderly conduct or abusive behavior, or if the Taxicab Operator reasonably determines based on a potential passenger's behavior, that he or she constitutes a threat of physical harm to any individual including other passengers or the taxicab operator. [Amended May 8, 2013]

240-5 Fares

A. Fare Schedule

1) No Taxicab Operator shall charge or receive fares for the hire of such Taxicab within the Town in any sums of money other than those prescribed by the "Established Taxi Rates" schedule promulgated by the Board of Selectmen as from time to time amended.

B. Rate of Fare

1) The fare to be taken by or paid to the Taxicab Business Owner, Taxicab Operator, or other person having charge of any licensed Taxicab shall be per the "Established Taxi Rates". The "Established Taxi Rates" may be amended by the Selectmen periodically.

240-6 Penalties

A. Fines

1) Any person, whether Taxicab Business Owner, Taxicab Operator or any other person found in violation of any provision of the Regulations shall be punished by a fine of One Hundred Dollars (\$100) for each offense. This penalty may be enforced by the Nantucket Police Department by means of Non-Criminal Disposition pursuant to Chapter 1, Article II of the Town Code. If such person has incurred, and either pleaded guilty, chosen not to contest or been found guilty or "responsible" after hearing for three (3) violations of the Regulations during any given calendar year, then the penalty for the fourth offense during that same calendar year shall be Three Hundred Dollars (\$300).

B. Suspension of License

1) The Chief of Police or the Chief of Police's designee may suspend, pending a hearing by the Board of Selectmen, a Taxi Operator's License of any licensee found in violation of any provision of the Regulations.

C. Revocation of License

1) Any violation of the Regulations and rates may, after a public hearing by the Board of Selectmen, result in the suspension or revocation of the Taxicab License.

240-7 Miscellaneous

A. Authority

1) The Regulations are adopted under authority of MGL Ch. 40, s. 22.

B. Enforcement

1) It shall be the duty of the Nantucket Police Department to enforce the Regulations.

C. Severability

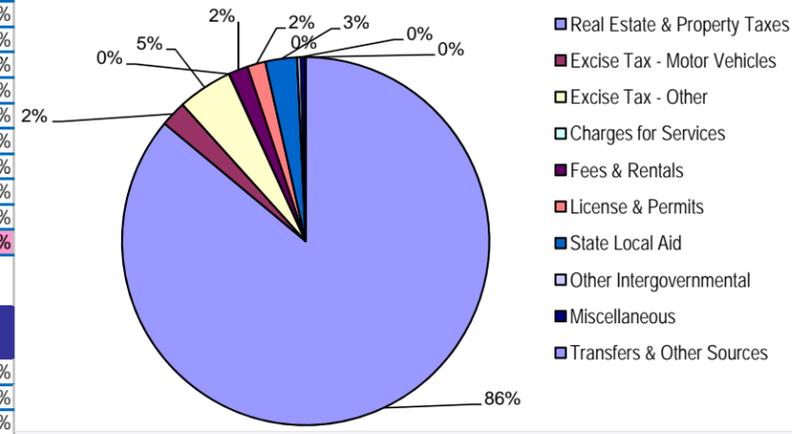
1) If any provision or any portion thereof contained in the Regulations is held to be unconstitutional, invalid or unenforceable, the remainder of the Regulations or portions thereof shall be deemed severable, shall not be affected and shall remain in full force and effect.



FY16 General Fund Update

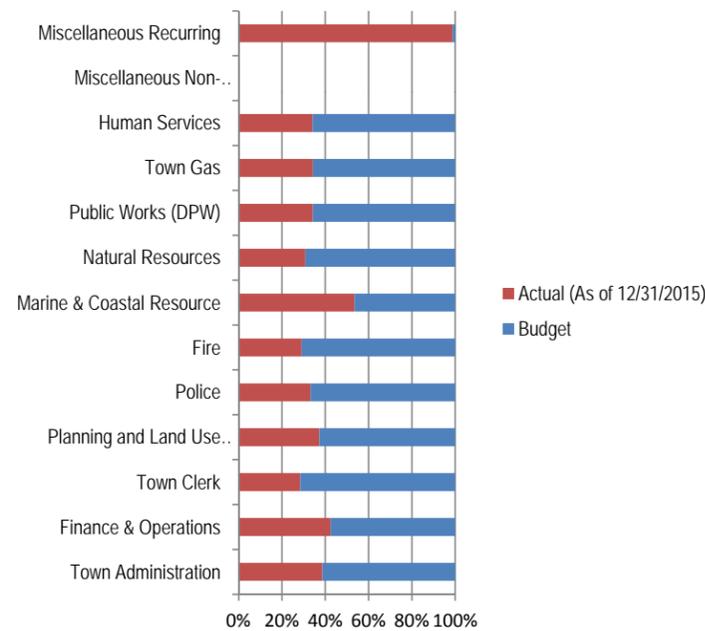
Revenues As of December 31, 2015

Revenue by Source	Budget	Actual (As of 12/31/2015)	Last Year (LY) Actual (As of 12/31/2014)	% to Budget
Real Estate & Property Taxes	\$ 72,169,680	\$ 33,390,809	\$ 33,491,953	46%
Excise Tax - Motor Vehicles	\$ 1,900,000	\$ 433,969	\$ 430,805	23%
Excise Tax - Other	\$ 4,050,470	\$ 4,413,008	\$ 4,181,974	109%
Charges for Services	\$ 44,600	\$ 22,777	\$ 21,190	51%
Fees & Rentals	\$ 1,413,875	\$ 912,563	\$ 659,967	65%
License & Permits	\$ 1,337,465	\$ 752,508	\$ 644,713	56%
State Local Aid	\$ 2,342,711	\$ 1,339,235	\$ 822,317	57%
Other Intergovernmental	\$ 264,800	\$ 184,346	\$ 217,126	70%
Miscellaneous	\$ 354,175	\$ 980,767	\$ 206,266	277%
Transfers & Other Sources	\$ -	\$ (214)	\$ -	100%
Total	\$ 83,877,776	\$ 42,429,767	\$ 40,676,312	51%



Revenue by Function	Budget	Actual (As of 12/31/2015)	LY Actual (As of 12/31/2014)	% to Budget
General Government	\$ 82,776,206	\$ 40,910,228	\$ 40,099,455	49%
Safety & Protection	\$ 585,190	\$ 285,955	\$ 280,483	49%
Marine & Coastal Resource	\$ 203,090	\$ 233,154	\$ 33,773	115%
Maintenance	\$ 291,940	\$ 152,375	\$ 250,723	52%
Human Services	\$ 11,850	\$ 6,150	\$ 6,277	52%
Transfers & Other Sources	\$ 11,200	\$ 841,905	\$ 5,600	7517%
Total	\$ 83,879,476	\$ 42,429,767	\$ 40,676,312	51%

Local Revenue by Department Budget vs. Actual



Local Revenue by Department	Budget	Actual (As of 12/31/2015)	LY Actual (As of 12/31/2014)	% to Budget
Town Administration	\$ 542,690	\$ 341,838	\$ 231,491	63%
Finance & Operations	\$ 8,491,861	\$ 6,265,037	\$ 5,552,395	74%
Town Clerk	\$ 68,755	\$ 27,344	\$ 25,993	40%
Planning and Land Use Services	\$ 1,465,930	\$ 868,548	\$ 785,377	59%
Police	\$ 524,440	\$ 261,060	\$ 253,021	50%
Fire	\$ 60,750	\$ 24,895	\$ 27,462	41%
Marine & Coastal Resource	\$ 203,090	\$ 233,154	\$ 33,773	115%
Natural Resources	\$ 37,290	\$ 16,652	\$ 12,247	45%
Public Works (DPW)	\$ 227,940	\$ 118,873	\$ 217,131	52%
Town Gas	\$ 64,000	\$ 33,502	\$ 33,592	52%
Human Services	\$ 11,850	\$ 6,150	\$ 6,277	52%
Miscellaneous Non-Recurring	\$ -	\$ -	\$ -	100%
Miscellaneous Recurring	\$ 11,200	\$ 841,905	\$ 5,600	7517%
Total	\$ 11,709,796	\$ 9,038,958	\$ 7,184,358	77%

Total General Fund Revenue	Budget	Actual (As of 12/31/2015)	LY Actual (As of 12/31/2014)	% to Budget
	\$ 83,877,776	\$ 42,429,767	\$ 40,676,312	51%

Important notes: Revenue remains a projection until certified by the Department of Revenue (DOR). Revenues are shown from two perspectives, total revenue and local revenue by department. The key difference is total revenue includes real estate and personal property tax revenue. Local revenue by department includes locally generated revenue such as fees, charges, permits, and local options tax.

Total General Fund Revenues for FY 2016, as we see from the comparison with the same period a year ago, are up 4.30% as compared to the same period in FY2015. The reasons for the increase is a 62.86% increase in State Local Aid of FY2015 over the same period in FY2014 as well as a 375.48% increase in Other Intergovernmental revenues. The increase in Other Intergovernmental revenues is due to the receipt of the FEMA reimbursement for the repairs to the town pier as a result of Winter Storm Juno..

The biggest increase in revenues in the Local Revenue by Department category in Marine and Coastal Resources where revenues increased by 590.36% in FY2015 due to the timing of the reopening of the town pier. The Natural Resources Department has seen an increase of 35.97%, which is from increased filing fees in FY15. Town Administration is up 47.66%, this is a result of the moving of the lease payments for the concessions from DPW to Town Admin. We will continue to monitor declines due to timing differences to ensure they have all been eliminated at fiscal year end. In addition, we will continue to monitor the revenues closely to ensure that the departments experiencing positive growth continue in a sustainable way.



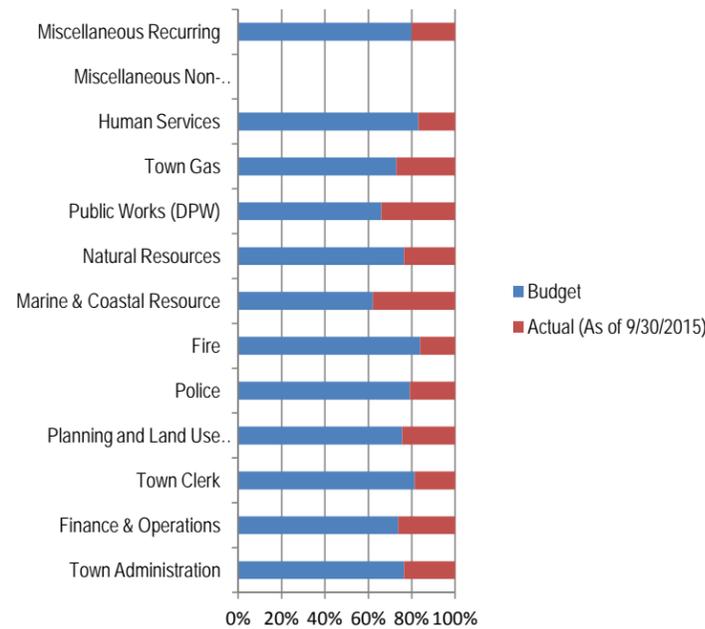
FY16 General Fund Update

Revenues As of March 30, 2016

Revenue by Source	Budget	Actual (As of 3/30/2016)	Last Year (LY) Actual (As of 3/30/2015)	% to Budget	Revenue by Source Actual
Real Estate & Property Taxes	\$ 72,169,680	\$ 52,286,707	\$ 50,467,294	72%	
Excise Tax - Motor Vehicles	\$ 1,900,000	\$ 2,096,444	\$ 1,807,345	110%	
Excise Tax - Other	\$ 4,050,470	\$ 4,755,426	\$ 4,535,607	117%	
Charges for Services	\$ 44,600	\$ 29,798	\$ 31,625	67%	
Fees & Rentals	\$ 1,413,875	\$ 1,372,084	\$ 879,428	97%	
License & Permits	\$ 1,337,465	\$ 1,187,897	\$ 993,701	89%	
State Local Aid	\$ 2,342,711	\$ 2,141,098	\$ 1,759,015	91%	
Other Intergovernmental	\$ 264,800	\$ 211,152	\$ 217,276	80%	
Miscellaneous	\$ 354,175	\$ 1,188,622	\$ 277,649	336%	
Transfers & Other Sources	\$ -	\$ (214)	\$ -	100%	
Total	\$ 83,877,776	\$ 65,269,013	\$ 60,968,941	78%	

Revenue by Function	Budget	Actual (As of 3/30/2016)	LY Actual (As of 3/30/2015)	% to Budget
General Government	\$ 82,776,206	\$ 63,470,918	\$ 60,261,534	77%
Safety & Protection	\$ 585,190	\$ 442,456	\$ 376,308	76%
Marine & Coastal Resource	\$ 203,090	\$ 279,845	\$ 40,159	138%
Maintenance	\$ 291,940	\$ 163,200	\$ 273,438	56%
Human Services	\$ 11,850	\$ 9,950	\$ 8,350	84%
Transfers & Other Sources	\$ 11,200	\$ 902,645	\$ 9,152	8059%
Total	\$ 83,879,476	\$ 65,269,013	\$ 60,968,941	78%

Local Revenue by Department Budget vs. Actual



Local Revenue by Department	Budget	Actual (As of 3/30/2016)	LY Actual (As of 3/30/2015)	% to Budget
Town Administration	\$ 542,690	\$ 524,855	\$ 313,303	97%
Finance & Operations	\$ 8,491,861	\$ 9,201,982	\$ 8,264,034	108%
Town Clerk	\$ 68,755	\$ 42,158	\$ 35,164	61%
Planning and Land Use Services	\$ 1,465,930	\$ 1,394,356	\$ 1,163,621	95%
Police	\$ 524,440	\$ 405,497	\$ 341,966	77%
Fire	\$ 60,750	\$ 36,958	\$ 34,342	61%
Marine & Coastal Resource	\$ 203,090	\$ 279,845	\$ 40,159	138%
Natural Resources	\$ 37,290	\$ 20,861	\$ 18,119	56%
Public Works (DPW)	\$ 227,940	\$ 119,693	\$ 218,044	53%
Town Gas	\$ 64,000	\$ 43,507	\$ 55,395	68%
Human Services	\$ 11,850	\$ 9,950	\$ 8,350	84%
Miscellaneous Non-Recurring	\$ -	\$ -	\$ 752	100%
Miscellaneous Recurring	\$ 11,200	\$ 902,645	\$ 8,400	8059%
Total	\$ 11,709,796	\$ 12,982,307	\$ 10,501,647	111%

Total General Fund Revenue	Budget	Actual (As of 03/30/2016)	LY Actual (As of 03/30/2015)	% to Budget
	\$ 83,877,776	\$ 65,269,013	\$ 60,968,941	78%

Important notes: Revenue remains a projection until certified by the Department of Revenue (DOR). Revenues are shown from two perspectives, total revenue and local revenue by department. The key difference is total revenue includes real estate and personal property tax revenue. Local revenue by department includes locally generated revenue such as fees, charges, permits, and local options tax.

Total General Fund Revenues for FY 2016, as we see from the comparison with the same period a year ago, are up 7.05% as compared to the same period in FY2015. The reasons for the increase is a 21.72% increase in State Local Aid through the third quarter of FY2015 over the same period in FY2014 as well as a 328.10% increase in Other Intergovernmental revenues. The increase in Other Intergovernmental revenues is due to the receipt of the FEMA reimbursement for the repairs to the town pier as a result of Winter Storm Juno.

The biggest increases in revenues in the Local Revenue by Department category are in the Police Department, where revenues increased by 18.58% in FY2016 due to an increase in alarm registrations as well as fees associated with permit parking. The Marine and Coastal Resource Revenues have grown significantly through the 3rd Quarter of FY2016 over the same period in FY2015 due to an increase in the slip rental revenue, this is a result of the timing of the opening of the town pier. The Planning and Land Use Services Department Revenues (which includes Planning, Building, Health, Code Enforcement and Historic District Commission) are up 19.83% which includes an increase in Building Permit Revenues of \$108,000, (15.04% increase), a \$83,795 (197%) increase in revenues from Wiring Inspection Fees, a \$48,719 (61%) growth in revenues from Plumbing Inspection Fees.

We will continue to monitor declines due to timing differences to ensure they have all been eliminated at fiscal year end. In addition, we will continue to monitor the revenues closely to ensure that the departments experiencing positive growth continue in a sustainable way.



FY16 General Fund Update

Operating Expenditures As of December 31, 2015

General Government	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Finance Committee	\$ 17,675	\$ 6,133	\$ 189	35%
Finance & Operations	\$ 2,290,531	\$ 987,639	\$ 924,795	43%
Human Resources	\$ 181,470	\$ 94,091	\$ 83,214	52%
Information Systems / GIS	\$ 861,803	\$ 285,789	\$ 391,634	33%
Legal / Town Counsel	\$ 369,834	\$ 157,785	\$ 147,825	43%
Moderator	\$ 1,675	\$ -	\$ -	0%
Planning and Land Use Services	\$ 1,898,884	\$ 786,440	\$ 693,221	41%
Town Administration	\$ 987,946	\$ 515,830	\$ 467,235	52%
Natural Resources	\$ 556,886	\$ 226,342	\$ 166,918	41%
Town Clerk	\$ 320,990	\$ 128,904	\$ 143,482	40%
Total	\$ 7,487,695	\$ 3,188,952	\$ 3,018,514	43%

Safety & Protection	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Emergency Management	\$ 7,000	\$ 696	\$ 1,714	10%
Fire Department	\$ 2,634,975	\$ 1,281,496	\$ 1,200,640	49%
Police & Animal Control	\$ 5,711,650	\$ 2,646,977	\$ 2,139,473	46%
Street Lighting	\$ 181,808	\$ 41,267	\$ 31,122	23%
Total	\$ 8,535,434	\$ 3,970,436	\$ 3,372,948	47%

Marine & Coastal Resources	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Marine Department	\$ 787,958	\$ 488,554	\$ 425,425	62%
Total	\$ 787,958	\$ 488,554	\$ 425,425	62%

Maintenance	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Gas / Town Vehicles	\$ 380,000	\$ 102,804	\$ 136,055	27%
Mosquito Control	\$ 111,843	\$ 73,764	\$ 70,782	66%
Public Buildings	\$ 1,000,431	\$ 351,344	\$ 354,180	35%
Public Works	\$ 2,590,103	\$ 1,364,977	\$ 1,066,861	53%
Snow & Ice Removal	\$ 27,400	\$ 50,736	\$ 11,884	185%
Total	\$ 4,109,777	\$ 1,943,626	\$ 1,639,763	47%

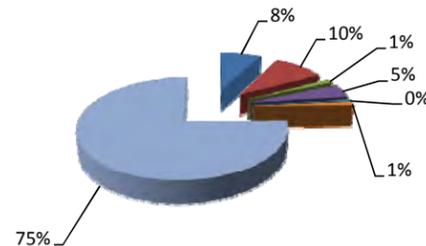
Human Services	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Human Services	\$ 426,225	\$ 129,466	\$ 181,628	30%
Total	\$ 426,225	\$ 129,466	\$ 181,628	30%

Culture & Recreation	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Atheneum	\$ 693,439	\$ 346,720	\$ 513,925	50%
Town Clock	\$ 4,998	\$ 214	\$ 2,048	4%
Visitor Services	\$ 431,030	\$ 228,739	\$ 176,681	53%
Total	\$ 1,129,467	\$ 575,672	\$ 692,654	51%

Other Expenditures	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
Debt Service Principal	\$ 5,498,823	\$ 4,182,197	\$ 3,503,800	76%
Debt Service Interest	\$ 1,733,364	\$ 816,862	\$ 744,706	47%
Group Insurance	\$ 11,173,916	\$ 4,277,122	\$ 3,767,244	38%
General Insurance	\$ 1,681,585	\$ 1,025,916	\$ 1,097,272	61%
State & Retirement Assessments	\$ 3,971,701	\$ 3,517,823	\$ 3,319,242	89%
Contractual Obligations	\$ 442,655	\$ -	\$ -	0%
Intergovernmental	\$ 7,105,000	\$ 7,105,000	\$ 4,333,693	100%
Education	\$ 25,108,642	\$ 10,428,878	\$ 9,560,324	42%
Total	\$ 56,715,686	\$ 31,353,798	\$ 26,326,281	55%

Total General Fund Expenses	Budget w/Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
	\$ 79,192,241	\$ 41,650,502	\$ 35,657,212	53%

Total General Fund Expenses	Budget w/ Carry forward	Actual (As of 012/31/2015)	LY Actual (As of 012/31/2014)	% to Budget
	\$ 79,192,241	\$ 41,650,502	\$ 35,657,212	53%



- General Government
- Safety & Protection
- Marine & Coastal Resources
- Maintenance
- Human Services
- Culture & Recreation
- Other Expenditures

Important Notes: A budget with carry forward includes an encumbrance of prior year funds carried into the next fiscal year and any Annual Town Meeting or Reserve Fund transfers.

Overall, General Fund actual expenses in FY2016 have increased by 17% as compared to FY2015.

In the General Government category, the largest increase in costs in FY2016 as compared to FY2015 is in Natural Resources, where expenses have grown by 36% due to the addition of an Assistant Biologist position in FY2016. Town Administration experienced an increase of 10.4%, primarily driven by the addition of a new position and an increase in building maintenance costs. The Finance Department had an increase of 6.8%, which is a result of the triennial revaluation. In the Safety & Protection Category, the largest increase was in the Street Lighting area, the increase was 32.6% year over year, this was primarily a result of the repair of street lights. The Police Department increased 23% over FY15, driven by the increase in personnel which is up 21.7% from FY15. The Marine Department increased by 14.84%, which is a result of increased seasonal staffing during FY16. Overall Maintenance increased by 18.5%, with the Public Works Department increasing by 27%, which is a result of increased staffing levels, which had been budgeted for. The decrease in Human Services is related to the timing of the entry to move a portion of the OIH Administrator salary to the Human Services budget. The Culture and Recreation budget experienced a 16.89 % decrease in FY16 as compared to FY15. This decrease is a result of a timing difference related to the funding of the Nantucket Atheneum. The Visitor Services Department has increased by 29.46% over FY15. The increase is related to the inclusion of the costs associated with the fireworks into the Visitor Services budget. Prior to FY16, this was paid from the C & I License plate fund. The increase in the Debt Service Principal account is a result of debt payments being booked to the capital project accounts they were associated with, rather than the General Fund, during the review of FY15, this was identified, and the appropriate journal entries were done to correct this. The Intergovernmental category shows an increase, which is a result of the transfer to the Enterprise Funds being done in one lump sum in the 2nd Quarter.



FY16 General Fund Update

Operating Expenditures As of March 31, 2016

General Government	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Finance Committee	\$ 17,675	\$ 8,175	\$ 189	46%
Finance & Operations	\$ 2,290,531	\$ 1,467,538	\$ 1,331,019	64%
Human Resources	\$ 181,470	\$ 152,215	\$ 124,905	84%
Information Systems / GIS	\$ 861,803	\$ 578,697	\$ 522,232	67%
Legal / Town Counsel	\$ 369,834	\$ 255,447	\$ 269,907	69%
Moderator	\$ 1,675	\$ -	\$ -	0%
Planning and Land Use Services	\$ 1,898,884	\$ 1,149,316	\$ 1,034,727	61%
Town Administration	\$ 987,946	\$ 782,687	\$ 702,559	79%
Natural Resources	\$ 556,886	\$ 384,255	\$ 257,807	69%
Town Clerk	\$ 320,990	\$ 217,333	\$ 208,534	68%
Total	\$ 7,487,695	\$ 4,995,664	\$ 4,451,878	67%

Safety & Protection	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Emergency Management	\$ 7,000	\$ 1,859	\$ 1,714	27%
Fire Department	\$ 2,634,975	\$ 1,947,210	\$ 1,694,622	74%
Police & Animal Control	\$ 5,711,650	\$ 4,066,146	\$ 3,301,902	71%
Street Lighting	\$ 181,808	\$ 70,575	\$ 55,798	39%
Total	\$ 8,535,434	\$ 6,085,790	\$ 5,054,035	71%

Marine & Coastal Resources	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Marine Department	\$ 787,958	\$ 545,430	\$ 473,237	69%
Total	\$ 787,958	\$ 545,430	\$ 473,237	69%

Maintenance	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Gas / Town Vehicles	\$ 380,000	\$ 150,778	\$ 186,042	40%
Mosquito Control	\$ 111,843	\$ 73,764	\$ 70,782	66%
Public Buildings	\$ 1,000,431	\$ 535,820	\$ 616,896	54%
Public Works	\$ 2,590,103	\$ 1,928,516	\$ 1,595,869	74%
Snow & Ice Removal	\$ 27,400	\$ 233,907	\$ 213,056	854%
Total	\$ 4,109,777	\$ 2,922,784	\$ 2,682,645	71%

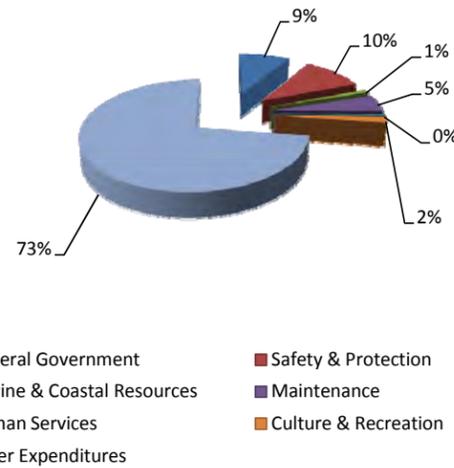
Human Services	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Human Services	\$ 426,225	\$ 200,194	\$ 242,726	47%
Total	\$ 426,225	\$ 200,194	\$ 242,726	47%

Culture & Recreation	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Atheneum	\$ 693,439	\$ 693,439	\$ 513,925	100%
Town Clock	\$ 4,998	\$ 317	\$ 2,197	6%
Visitor Services	\$ 431,030	\$ 328,495	\$ 240,244	76%
Total	\$ 1,129,467	\$ 1,022,251	\$ 756,366	91%

Other Expenditures	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
Debt Service Principal	\$ 5,498,823	\$ 5,273,997	\$ 5,429,287	96%
Debt Service Interest	\$ 1,733,364	\$ 1,286,790	\$ 1,544,350	74%
Group Insurance	\$ 11,173,916	\$ 7,186,058	\$ 5,824,588	64%
General Insurance	\$ 1,681,585	\$ 1,223,733	\$ 953,162	73%
Slate & Retirement Assessments	\$ 3,971,701	\$ 3,616,969	\$ 3,769,744	91%
Contractual Obligations	\$ 442,655	\$ -	\$ -	0%
Intergovernmental	\$ 7,105,000	\$ 7,105,000	\$ 6,250,539	100%
Education	\$ 25,108,642	\$ 16,421,349	\$ 14,577,197	65%
Total	\$ 56,715,686	\$ 42,113,896	\$ 38,348,868	74%

Total General Fund Expenses	Budget w/Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
	\$ 79,192,241	\$ 57,886,009	\$ 52,009,756	73%

Total General Fund Expenses	Budget w/ Carry forward	Actual (As of 03/31/2016)	LY Actual (As of 03/31/2015)	% to Budget
	\$ 79,192,241	\$ 57,886,009	\$ 52,009,756	73%



Important Notes: A budget with carry forward includes an encumbrance of prior year funds carried into the next fiscal year and any Annual Town Meeting or Reserve Fund transfers.

Overall, General Fund actual expenses in FY2016 have increased by 11% as compared to FY2015.

In the General Government category, the largest increase in costs in FY2016 as compared to FY2015 is in Natural Resources, where expenses have grown by 49.05% due to the addition of an Assistant Biologist position in FY2016 and by the purchase of a vehicle. Town Administration experienced an increase of 10%, primarily driven by building maintenance costs. The Finance Department had an increase of 10%, which is a result of the triennial revaluation and the purchase of new capital software. In the Safety & Protection Category, the largest increase was in the Street Lighting category, the increase was 26.48% year over year, this was primarily a result of the repair of street lights. The Police Department increased 23% over FY15 which is a result of increased personnel costs in FY16 v. FY15. The Marine Department increased by 15%, which is a result of increased seasonal staffing during FY16. Overall Maintenance increased by 9%, with the Public Works Department increasing by 20%, which is a result of increased staffing levels, which had been budgeted for. The decrease in Human Services is related to the timing of the entry to move a portion of the OIH Administrator salary to the Human Services budget. The Culture and Recreation budget experienced a 35% increase in FY16 as compared to FY15. This increase is a result of the inclusion of the costs associated with the fireworks into the Visitor Services budget and the timing of the payments to the Nantucket Atheneum. Prior to FY16, the cost for the fireworks was paid from the C & I License plate fund. The increase in the Debt Service Principal account is a result of debt payments being booked to the capital project accounts they were associated with, rather than the General Fund, during the review of FY15, this was identified, and the appropriate journal entries were done to correct this. The Intergovernmental category shows an increase, which is a result of the transfer to the Enterprise Funds being done as a lump sum in the 2nd Quarter.

**TOWN OF NANTUCKET
AIRPORT - ENTERPRISE FUND**

	Actual FY2016	Actual FY2015	BUDGET FY2016
REVENUE (Includes Airport Revolving Fund)	\$ 9,516,353	\$ 10,209,172	\$ 13,169,903
EXPENSES (Includes Airport Revolving Fund)	\$ 6,802,421	\$ 7,886,584	\$ 14,003,725
NET EARNINGS	\$ 2,713,932	\$ 2,322,588	\$ (833,822)
Transfer from Retained Earnings	\$ -	\$ -	\$ 828,843
NET EARNINGS	\$ 2,713,932	\$ 2,322,588	\$ (4,979)
Retained Earnings			
NET SOURCES/USES:			
Article #- GF Subsidy	\$ -	\$ -	\$ -
FY2015 Encumbrance Carryforwards	\$ -	\$ -	\$ 4,979
Fuel Revolver Fund Balance Unavailable for Retained Earnings Calculation	\$ (2,353,726)	\$ (1,581,056)	\$ -
Other: Transfer From Insurance Proceeds	\$ -	\$ -	\$ -
FinCom GF Reserve Fund Transfer	\$ -	\$ -	\$ -
Surplus(Deficit)	\$ 360,207	\$ 741,532	\$ (0)

Certified Retained Earnings For Use in FY2016	\$ 2,209,922
Plus Current Surplus(Less Current Deficit) as of 12/31/2015	\$ 360,207
Plus Unused Portion of Retained Earnings for FY2016	\$ 828,843
Less Voted Use of Retained Earnings for FY2017 Budget (ATM2016)	\$ (2,170,999)
Projected Balance as of 12/31/2015*	\$ 1,227,973

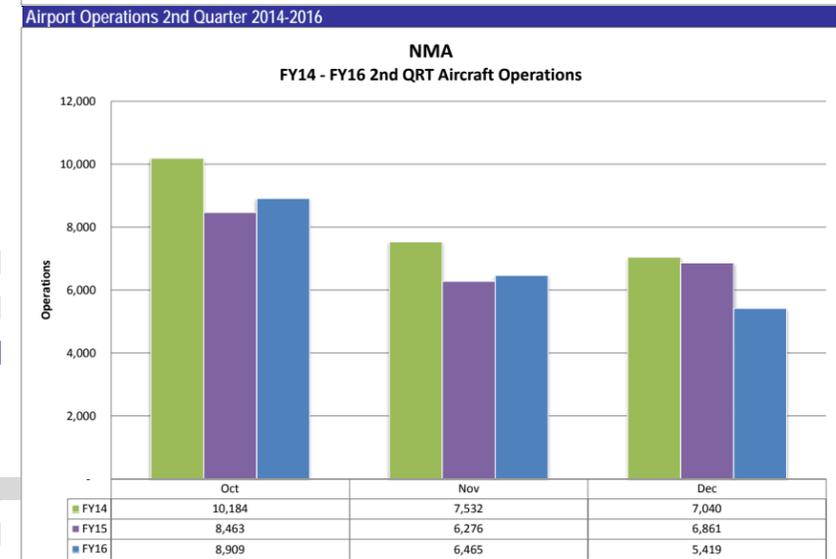
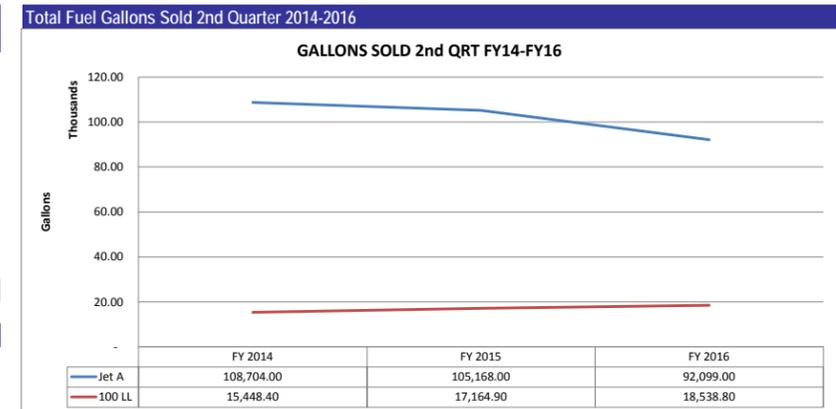
**Revenues remain a projection, until certified by the the Department of Revenue, therefore this is only a projection as of this point in time, until Retained Earnings go through the Certification process.*



FY2016 Airport Enterprise Update

Operating Revenue and Expenditures As of December 31, 2015

REVENUE	FY2016		FY2016		FY2015		STATISTICS	
	Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to budget	\$ Variance to LY	% to Budget	% to LY	
Fixed Base Operations (FBO)	\$ 2,181,000	\$ 2,124,846	\$ 1,732,459	\$ (56,154)	\$ 392,387	97%	23%	
Revolver: Fuel Sales	\$ 5,300,000	\$ 4,969,965	\$ 5,382,650	\$ (330,035)	\$ (412,685)	94%	-8%	
Jet Fuel Sales in Excess of Revolving Fund	\$ 2,000,000	\$ -	\$ 671,645	\$ (2,000,000)	\$ (671,645)	0%	100%	
Fuel Sales Gas and Diesel	\$ -	\$ 80	\$ 2,397	\$ 80	\$ (2,317)	100%	100%	
Passenger Facility Charge	\$ 647,323	\$ 399,343	\$ 240,805	\$ (247,980)	\$ 158,538	100%	100%	
Rental Income	\$ 1,261,300	\$ 672,331	\$ 759,534	\$ (588,969)	\$ (87,203)	53%	-11%	
Fee Income	\$ 1,160,050	\$ 914,549	\$ 866,778	\$ (245,501)	\$ 47,771	79%	6%	
Vehicle Income	\$ 367,650	\$ 205,865	\$ 189,208	\$ (161,785)	\$ 16,657	56%	9%	
Interest on Investments	\$ 22,780	\$ 21,006	\$ 12,491	\$ (1,774)	\$ 8,515	92%	0%	
Other Income	\$ 229,800	\$ 208,369	\$ 351,206	\$ (21,431)	\$ (142,837)	91%	-41%	
Total Revenue*	\$ 13,169,903	\$ 9,516,353	\$ 10,209,172	\$ (3,653,550)	\$ (692,819)	72%	-7%	
OPERATING EXPENDITURES WITHOUT DEBT								
	Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Payroll - Salary	\$ 3,055,150	\$ 1,494,449	\$ 1,495,708	\$ (1,560,701)	\$ (1,260)	49%	0%	
Medicare P/R Tax Expense	\$ 44,300	\$ 21,670	\$ 21,622	\$ (22,630)	\$ 47	49%	0%	
Medical Insurance	\$ 647,248	\$ 315,057	\$ 292,244	\$ (332,191)	\$ 22,813	49%	8%	
Barnstable County Retirement	\$ 543,185	\$ 543,178	\$ 477,801	\$ (7)	\$ 65,377	100%	14%	
Fixed Based Operatoins	\$ 705,000	\$ 528,814	\$ 544,213	\$ (176,186)	\$ (15,399)	75%	-3%	
Revolver: Cost of Fuel	\$ 5,300,000	\$ 2,616,239	\$ 3,801,594	\$ (2,683,761)	\$ (1,185,356)	49%	-31%	
Jet Fuel Expense in Excess of Revolving Fund	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Operations	\$ 78,000	\$ 25,088	\$ 46,103	\$ (52,912)	\$ (21,015)	32%	-46%	
Service & Maintenance	\$ 646,935	\$ 169,714	\$ 209,312	\$ (477,220)	\$ (39,598)	26%	-19%	
Administration	\$ 1,156,045	\$ 448,371	\$ 425,365	\$ (707,674)	\$ 23,005	39%	5%	
General Insurance	\$ 225,900	\$ 59,027	\$ 50,519	\$ (166,873)	\$ 8,508	26%	17%	
Indirect Costs	\$ 245,719	\$ 67,500	\$ -	\$ (178,219)	\$ 67,500	27%	0%	
Settlements	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Other	\$ 135,000	\$ -	\$ -	\$ (135,000)	\$ -	0%	0%	
Total Expenditures excluding debt	\$ 12,782,481	\$ 6,289,107	\$ 7,364,484	\$ (6,493,374)	\$ (1,075,377)	49%	-15%	
Surplus (Deficit) of revenue over expenditures excluding debt	\$ 387,422	\$ 3,227,246	\$ 2,844,688	\$ 2,839,825	\$ 382,558	833%	13%	
DEBT SERVICE								
	Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Principal	\$ 820,000	\$ 305,000	\$ 310,000	\$ (515,000)	\$ (5,000)	37%	-2%	
Interest	\$ 401,244	\$ 208,314	\$ 212,101	\$ (192,930)	\$ (3,786)	52%	-2%	
Issuance Costs	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
BAN Costs, Principal, Interest	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Other	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Total Debt Service	\$ 1,221,244	\$ 513,314	\$ 522,101	\$ (707,930)	\$ (8,786)	42%	-2%	
Total - Surplus (Deficit) of revenue over all operating expenditures*	\$ (833,822)	\$ 2,713,932	\$ 2,322,588	\$ 3,547,755	\$ 391,344	-325%	17%	
OTHER FINANCING SOURCES								
	Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
General Fund Subsidy	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Transfer from Special Revenue Funds	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Transfer from Insurance Proceeds	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
2015 Encumbrance Carryforward	\$ 4,979	\$ -	\$ -	\$ 4,979	\$ -	0%	0%	
Fuel Revolver Fund Balance Unavailable for Retained Earnings Calculation	\$ -	\$ (2,353,726)	\$ (1,581,056)	\$ 2,353,726	\$ (772,670)	-100%	49%	
Voted Use of Certified Retained Earnings	\$ 828,843	\$ -	\$ -	\$ 828,843	\$ -	0%	0%	
Total Other Financing Source	\$ 833,822	\$ (2,353,726)	\$ (1,581,056)	\$ 3,187,548	\$ (772,670)	-282%	49%	
Surplus (Deficit) of revenue plus other financing sources over expenditures*	\$ (0)	\$ 360,207	\$ 741,532	\$ 6,735,302	\$ (381,326)	100%	-51%	
BENCHMARKS								
% of Debt to Operating Expense Policy	12%	12%	12%					
% of Actual Debt to Operating Expense	9%	5%	5%					
Certified Retained Earnings	\$ 2,209,922	\$ -	\$ -					
% of Certified Retained Earnings Used for Operations	38%	-	-					
% of Certified Retained Earnings Used for One Time or Capital Expenditures	-	-	-					



Financial Highlights As of December 31, 2015

Aviation Fuel Revolving Fund 2015-2016 Comparison

	FYTD 12/31/2015	FYTD 12/31/2014
Fuel Sales	\$ 4,969,965	\$ 6,054,295
Fuel Purchases	\$ 2,616,239	\$ 3,801,594
Gross Profit YTD	\$ 2,353,726	\$ 2,252,701
Purchase Cap	\$ 5,300,000	\$ 5,382,650
Less: Purchases	\$ 2,616,239	\$ 3,801,594
Unallocable Portion of Gross Profit	\$ 2,683,761	\$ 1,581,056
Gross Profit YTD allocable to operating budget	\$ (330,035)	\$ 671,645

*Note: Governments operate on a budgetary basis; therefore revenue earned in excess of the certified budget is not available to offset expenditures in the current fiscal year. Excess revenue and expenditure turnbacks must go through the State of Massachusetts retained earnings certification process before they can be appropriated at a subsequent annual and/or special town meeting. Once certified, retained earnings can only be appropriated at an annual and/or special town meeting.

**TOWN OF NANTUCKET
AIRPORT - ENTERPRISE FUND**

	Actual FY2016	Actual FY2015	BUDGET FY2016
REVENUE (Includes Airport Revolving Fund)	\$ 10,169,005	\$ 10,890,004	\$ 13,169,903
EXPENSES (Includes Airport Revolving Fund & Debt)	\$ 8,733,930	\$ 9,784,692	\$ 14,003,725
NET EARNINGS	\$ 1,435,075	\$ 1,105,312	\$ (833,822)
Transfer from Retained Earnings	\$ -	\$ -	\$ 828,843
NET EARNINGS	\$ 1,435,075	\$ 1,105,312	\$ (4,979)
Retained Earnings			
NET SOURCES/USES:			
Article #- GF Subsidy	\$ -	\$ -	\$ -
FY2015 Encumbrance Carryforwards	\$ -	\$ -	\$ 4,979
Fuel Revolver Fund Balance Unavailable for Retained Earnings Calculation	\$ (2,355,512)	\$ (1,457,630)	\$ -
Other: Transfer From Insurance Proceeds	\$ -	\$ -	\$ -
FinCom GF Reserve Fund Transfer	\$ -	\$ -	\$ -
Surplus(Deficit)	<u>\$ (920,437)</u>	<u>\$ (352,318)</u>	<u>\$ (0)</u>

Certified Retained Earnings For Use in FY2016	\$ 2,209,922
Plus Current Surplus(Less Current Deficit) as of 3/31/16	\$ (920,437)
Plus Unused Portion of Retained Earnings for FY2016	\$ 828,843
Less Voted Use of Retained Earnings for FY2017 Budget (ATM2016)	<u>\$ (2,170,999)</u>
Projected Balance as of 03/31/2016*	\$ (52,671)

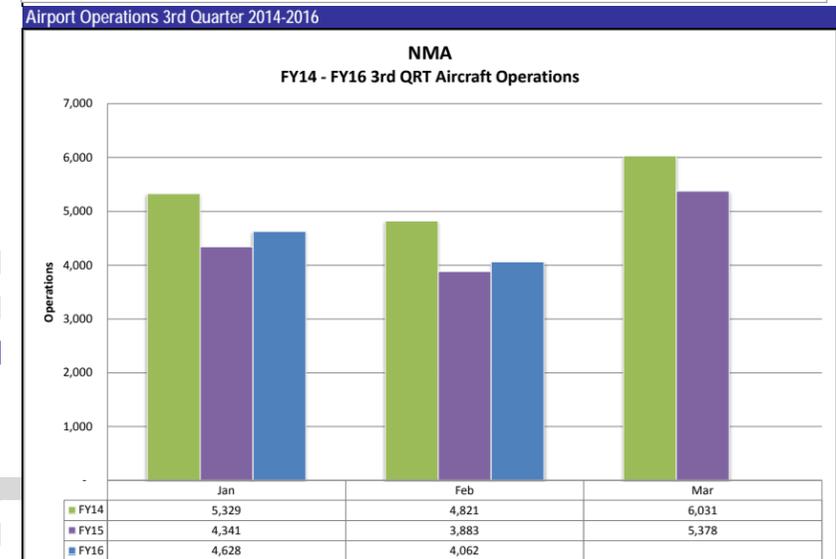
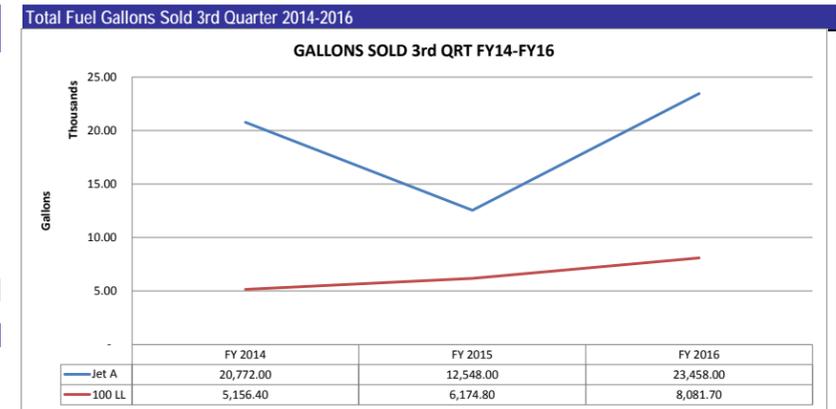
**Revenues remain a projection, until certified by the the Department of Revenue, therefore this is only a projection as of this point in time, until Retained Earnings go through the Certification process.*



FY2016 Airport Enterprise Update

Operating Revenue and Expenditures As of March 31, 2016

REVENUE	FY2016		FY2016		FY2015		STATISTICS	
	Budget w/Carryforward	Actual (As of 03/31/16)	Actual (As of 03/31/16)	LY Actual (As of 03/31/15)	\$ Variance to budget	\$ Variance to LY	% to Budget	% to LY
Fixed Base Operations (FBO)	\$ 2,181,000	\$ 2,189,256	\$ 2,189,256	\$ 1,771,198	\$ 8,256	\$ 418,058	100%	24%
Revolver: Fuel Sales	\$ 5,300,000	\$ 5,087,377	\$ 5,087,377	\$ 5,382,650	\$ (212,623)	\$ (295,273)	96%	-5%
Jet Fuel Sales in Excess of Revolving Fund	\$ 2,000,000	\$ -	\$ -	\$ 781,114	\$ (2,000,000)	\$ (781,114)	0%	100%
Fuel Sales Gas and Diesel	\$ -	\$ 80	\$ 80	\$ 2,768	\$ 80	\$ (2,689)	100%	100%
Passenger Facility Charge	\$ 647,323	\$ 428,051	\$ 428,051	\$ 325,382	\$ (219,272)	\$ 102,668	100%	100%
Rental Income	\$ 1,261,300	\$ 969,353	\$ 969,353	\$ 1,065,042	\$ (291,947)	\$ (95,689)	77%	-9%
Fee Income	\$ 1,160,050	\$ 1,007,341	\$ 1,007,341	\$ 1,079,549	\$ (152,709)	\$ (72,208)	87%	-7%
Vehicle Income	\$ 367,650	\$ 243,085	\$ 243,085	\$ 250,378	\$ (124,565)	\$ (7,293)	66%	-3%
Interest on Investments	\$ 22,780	\$ 29,594	\$ 29,594	\$ 17,726	\$ 6,814	\$ 11,868	130%	0%
Other Income	\$ 229,800	\$ 214,869	\$ 214,869	\$ 214,196	\$ (14,931)	\$ 673	94%	0%
Total Revenue*	\$ 13,169,903	\$ 10,169,005	\$ 10,169,005	\$ 10,890,004	\$ (3,000,898)	\$ (720,999)	77%	-7%
OPERATING EXPENDITURES WITHOUT DEBT								
	Budget w/Carryforward	Actual (As of 03/31/16)	LY Actual (As of 03/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Payroll - Salary	\$ 3,055,150	\$ 2,262,127	\$ 2,169,796	\$ (793,023)	\$ 92,331	74%	4%	
Medicare P/R Tax Expense	\$ 44,300	\$ 32,801	\$ 31,397	\$ (11,499)	\$ 1,404	74%	4%	
Medical Insurance	\$ 647,248	\$ 492,001	\$ 427,340	\$ (155,247)	\$ 64,661	76%	15%	
Barnstable County Retirement	\$ 543,185	\$ 543,178	\$ 477,801	\$ (7)	\$ 65,377	100%	14%	
Fixed Based Operatoins	\$ 705,000	\$ 560,627	\$ 588,384	\$ (144,373)	\$ (27,757)	80%	-5%	
Revolver: Cost of Fuel	\$ 5,300,000	\$ 2,731,865	\$ 3,925,020	\$ (2,568,135)	\$ (1,193,155)	52%	-30%	
Jet Fuel Expense in Excess of Revolving Fund	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Operations	\$ 78,000	\$ 39,487	\$ 59,183	\$ (38,513)	\$ (19,696)	51%	-33%	
Service & Maintenance	\$ 646,935	\$ 290,893	\$ 384,191	\$ (356,042)	\$ (93,299)	45%	-24%	
Administration	\$ 1,156,045	\$ 723,939	\$ 722,461	\$ (432,106)	\$ 1,478	63%	0%	
General Insurance	\$ 225,900	\$ 148,996	\$ 146,447	\$ (76,904)	\$ 2,549	66%	2%	
Indirect Costs	\$ 245,719	\$ 67,500	\$ -	\$ (178,219)	\$ 67,500	27%	0%	
Settlements	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Other	\$ 135,000	\$ -	\$ -	\$ (135,000)	\$ -	0%	0%	
Total Expenditures excluding debt	\$ 12,782,481	\$ 7,893,412	\$ 8,932,020	\$ (4,889,069)	\$ (1,038,607)	62%	-12%	
Surplus (Deficit) of revenue over expenditures excluding debt	\$ 387,422	\$ 2,275,593	\$ 1,957,984	\$ 1,888,171	\$ 317,608	587%	16%	
DEBT SERVICE								
	Budget w/Carryforward	Actual (As of 03/31/16)	LY Actual (As of 03/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Principal	\$ 820,000	\$ 535,000	\$ 540,000	\$ (285,000)	\$ (5,000)	65%	-1%	
Interest	\$ 401,244	\$ 305,517	\$ 312,672	\$ (95,727)	\$ (7,155)	76%	-2%	
Issuance Costs	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
BAN Costs, Principal, Interest	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Other	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Total Debt Service	\$ 1,221,244	\$ 840,517	\$ 852,672	\$ (380,727)	\$ (12,155)	69%	-1%	
Total - Surplus (Deficit) of revenue over all operating expenditures*	\$ (833,822)	\$ 1,435,075	\$ 1,105,312	\$ 2,268,898	\$ 329,763	-172%	30%	
OTHER FINANCING SOURCES								
	Budget w/Carryforward	Actual (As of 03/31/16)	LY Actual (As of 03/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
General Fund Subsidy	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Transfer from Special Revenue Funds	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Transfer from Insurance Proceeds	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
2015 Encumbrance Carryforward	\$ 4,979	\$ -	\$ -	\$ 4,979	\$ -	0%	0%	
Fuel Revolver Fund Balance Unavailable for Retained Earnings Calculation	\$ -	\$ (2,355,512)	\$ (1,457,630)	\$ 2,355,512	\$ (897,882)	-100%	62%	
Voted Use of Certified Retained Earnings	\$ 828,843	\$ -	\$ -	\$ 828,843	\$ -	0%	0%	
Total Other Financing Source	\$ 833,822	\$ (2,355,512)	\$ (1,457,630)	\$ 3,189,334	\$ (897,882)	-282%	62%	
Surplus (Deficit) of revenue plus other financing sources over expenditures*	\$ (0)	\$ (920,437)	\$ (352,318)	\$ 5,458,231	\$ (568,118)	100%	161%	
BENCHMARKS								
% of Debt to Operating Expense Policy	12%	12%	12%					
% of Actual Debt to Operating Expense	9%	8%	8%					
Certified Retained Earnings	\$ 2,209,922	\$ -	\$ -					
% of Certified Retained Earnings Used for Operations	38%	-	-					
% of Certified Retained Earnings Used for One Time or Capital Expenditures	-	-	-					



Financial Highlights As of March 31, 2016

Aviation Fuel Revolving Fund 2015-2016 Comparison

	FYTD 03/31/16	FYTD 03/31/15
Fuel Sales	\$ 5,087,377	\$ 6,163,764
Fuel Purchases	\$ 2,731,865	\$ 3,925,020
Gross Profit YTD	\$ 2,355,512	\$ 2,238,744
Purchase Cap	\$ 5,300,000	\$ 5,382,650
Less: Purchases	\$ 2,731,865	\$ 3,925,020
Unallocable Portion of Gross Profit	\$ 2,568,135	\$ 1,457,630
Gross Profit YTD allocable to operating budget	\$ (212,623)	\$ 781,114

*Note: Governments operate on a budgetary basis; therefore revenue earned in excess of the certified budget is not available to offset expenditures in the current fiscal year. Excess revenue and expenditure turnbacks must go through the State of Massachusetts retained earnings certification process before they can be appropriated at a subsequent annual and/or special town meeting. Once certified, retained earnings can only be appropriated at an annual and/or special town meeting.

**TOWN OF NANTUCKET
WANNACOMET - ENTERPRISE FUND**

	Actual FY2016	Actual FY2015	BUDGET FY2016
REVENUE	\$ 3,659,887	\$ 3,215,921	\$ 5,224,108
EXPENSES	\$ 2,534,905	\$ 2,174,138	\$ 5,242,746
NET EARNINGS	\$ 1,124,983	\$ 1,041,783	\$ (18,638)
Transfer from Retained Earnings	\$ -	\$ -	\$ -
NET EARNINGS	\$ 1,124,983	\$ 1,041,783	\$ (18,638)
Retained Earnings			
NET SOURCES/USES:			
Article #- GF Subsidy	\$ -	\$ -	\$ -
FY2015 Encumbrance Carryforwards	\$ -	\$ -	\$ 18,638
FinCom GF Reserve Fund Transfer	\$ -	\$ -	\$ -
Surplus(Deficit)	<u>\$ 1,124,983</u>	<u>\$ 1,041,783</u>	<u>\$ (0)</u>

Certified Retained Earnings as of July 1, 2015	\$ 2,046,305
Plus Current Surplus(Less Current Deficit) as of 12/31/2015	\$ 1,124,983
	\$ -
Less Proposed Use of Retained Earnings for FY2017 Budget (ATM2016)	<u>\$ (300,000)</u>
Projected Balance as of 12/31/2015*	\$ 2,871,288

**Revenues remain a projection, until certified by the the Department of Revenue, therefore this is only a projection as of this point in time, until Retained Earnings go through the Certification process.*

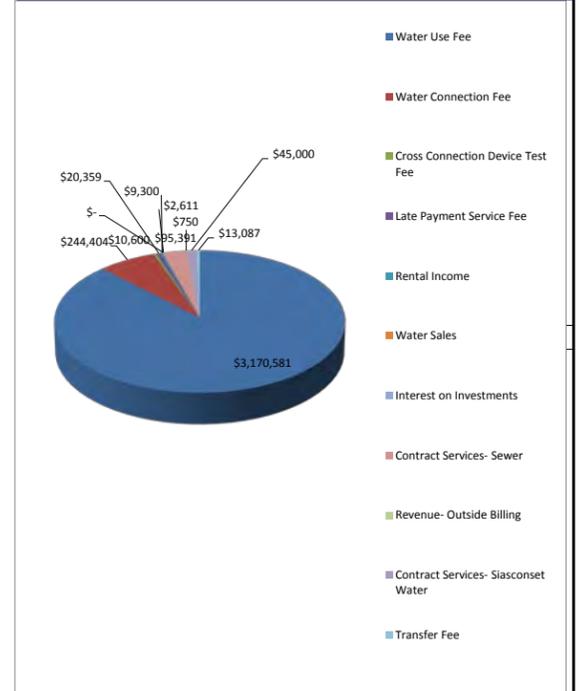


FY2016 Wannacomet Enterprise Fund Budget Update

Operating Revenue and Expenditures As of December 31, 2015

REVENUE	FY2016		FY2016		FY2015		STATISTICS		
	Budget w/Carryforward	Actual (As of 01/23/15)	Actual (As of 01/23/15)	LY Actual (As of 12/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Water Use Fee	\$ 4,599,783	\$ 3,170,581	\$ 3,170,581	\$ 2,853,575	\$ (1,429,202)	\$ 317,006	69%	11%	
Water Connection Fee	\$ 330,000	\$ 244,404	\$ 244,404	\$ 236,520	\$ (85,596)	\$ 7,884	74%	3%	
Cross Connection Device Test Fee	\$ 15,000	\$ 10,600	\$ 10,600	\$ -	\$ (4,400)	\$ 10,600	71%	100%	
Late Payment Service Fee	\$ 34,800	\$ 20,359	\$ 20,359	\$ 14,529	\$ (14,441)	\$ 5,830	59%	40%	
Rental Income	\$ 18,650	\$ 9,300	\$ 9,300	\$ 9,300	\$ (9,350)	\$ -	50%	0%	
Water Sales	\$ 10,275	\$ -	\$ -	\$ -	\$ (10,275)	\$ -	0%	0%	
Interest on Investments	\$ -	\$ 2,611	\$ 2,611	\$ 3,009	\$ 2,611	\$ (398)	100%	-13%	
Contract Services- Sewer	\$ 105,000	\$ 95,391	\$ 95,391	\$ 60,659	\$ (9,609)	\$ 34,732	91%	57%	
Revenue- Outside Billing	\$ 4,800	\$ 750	\$ 750	\$ 300	\$ (4,050)	\$ 450	16%	150%	
Contract Services- Siasconset Water	\$ 80,000	\$ 45,000	\$ 45,000	\$ 20,000	\$ (35,000)	\$ 25,000	56%	125%	
Transfer Fee	\$ 24,000	\$ 13,087	\$ 13,087	\$ 18,029	\$ (10,913)	\$ (4,942)	55%	-27%	
Premium Revenue on Debt	\$ 1,800	\$ 47,805	\$ 47,805	\$ -	\$ 46,005	\$ 47,805	0%	100%	
Total Revenue*	\$ 5,224,108	\$ 3,659,887	\$ 3,659,887	\$ 3,215,921	\$ (1,564,221)	\$ 443,966	70%	14%	

Actual Revenue Breakdown As of December 31, 2015



OPERATING EXPENDITURES WITHOUT DEBT	FY2016		FY2016		FY2015		STATISTICS		
	Budget w/Carryforward	Actual (As of 01/23/15)	Actual (As of 01/23/15)	LY Actual (As of 12/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Payroll - Salary	\$ 1,094,150	\$ 499,119	\$ 499,119	\$ 524,377	\$ (595,031)	\$ (25,258)	46%	-5%	
Medicare P/R Tax Expense	\$ 15,500	\$ 7,113	\$ 7,113	\$ 7,457	\$ (8,387)	\$ (344)	46%	-5%	
Medical Insurance	\$ 249,099	\$ 98,658	\$ 98,658	\$ 89,620	\$ (150,441)	\$ 9,038	40%	10%	
Barnstable County Retirement	\$ 210,015	\$ 210,008	\$ 210,008	\$ 204,649	\$ (7)	\$ 5,359	100%	3%	
Utilities	\$ 183,909	\$ 108,783	\$ 108,783	\$ 88,548	\$ (75,126)	\$ 20,235	59%	23%	
Repairs & Maintenance	\$ 172,247	\$ 142,128	\$ 142,128	\$ 89,002	\$ (30,118)	\$ 53,127	83%	60%	
Professional Services	\$ 99,833	\$ 28,414	\$ 28,414	\$ 44,956	\$ (71,419)	\$ (16,543)	28%	-37%	
Inventory	\$ 110,000	\$ 130,837	\$ 130,837	\$ 53,646	\$ 20,837	\$ 77,191	119%	144%	
General Insurance	\$ 83,685	\$ -	\$ -	\$ -	\$ (83,685)	\$ -	0%	0%	
Other Supplies	\$ 22,500	\$ 6,561	\$ 6,561	\$ 8,531	\$ (15,939)	\$ (1,970)	29%	-23%	
Travel	\$ 37,500	\$ 21,705	\$ 21,705	\$ 14,678	\$ (15,795)	\$ 7,027	58%	48%	
Indirect Costs	\$ 93,000	\$ 46,500	\$ 46,500	\$ -	\$ (46,500)	\$ 46,500	50%	100%	
Other	\$ 179,290	\$ 40,486	\$ 40,486	\$ 36,767	\$ (138,804)	\$ 3,718	23%	10%	
Total Expenditures Excluding Debt	\$ 2,550,728	\$ 1,340,312	\$ 1,340,312	\$ 1,162,231	\$ (1,210,416)	\$ 178,082	53%	15%	

Surplus (Deficit) of Revenue Over Expenditures Excluding Debt \$2,673,380 \$2,319,575 \$2,053,690 \$ (353,805) 265,884 87% 13%

DEBT SERVICE	FY2016		FY2016		FY2015		STATISTICS		
	Budget w/Carryforward	Actual (As of 01/23/15)	Actual (As of 01/23/15)	LY Actual (As of 12/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Principal	\$ 1,773,000	\$ 863,000	\$ 863,000	\$ 825,000	\$ (910,000)	\$ 38,000	49%	5%	
Interest	\$ 919,018	\$ 331,592	\$ 331,592	\$ 186,908	\$ (587,426)	\$ 144,685	36%	77%	
Issuance Costs	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
BAN Costs, Principal, Interest	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Other	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Total Debt Service	\$2,692,018	\$1,194,592	\$1,194,592	\$1,011,908	\$ (1,497,426)	\$ 182,685	44%	18%	

Total - Surplus (Deficit) of Revenue Over All Operating Expenditures* -\$18,638 \$1,124,983 \$1,041,783 \$ 1,143,621 83,200 -6136% 8%

OTHER FINANCING SOURCES	FY2016		FY2016		FY2015		STATISTICS		
	Budget w/Carryforward	Actual (As of 01/23/15)	Actual (As of 01/23/15)	LY Actual (As of 12/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
General Fund Subsidy	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
General Fund Free Cash Subsidy	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Voted Use of Certified Retained Earnings	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
2015 Encumbrance Carryforward	\$ 18,638	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Total Other Financing Source	\$18,638	\$0	\$0	\$0	\$0	\$0	0%	0%	

Surplus (Deficit) of Revenue Plus Other Financing Sources Over Expenditures* \$ (0) \$ 1,124,983 \$ 1,041,783 \$ 1,124,983 83,200 100% 8%

BENCHMARKS

% of Debt to Operating Expense Policy	12%	12%	12%
% of Actual Debt to Operating Expense	51%	47%	47%
Certified Retained Earnings	\$ 2,046,305		
% of Certified Retained Earnings Used for Operations	0.0%		
% of Certified Retained Earnings Used for One Time or Capital Expenditures	0.0%		

Financial Highlights As of December 31, 2015

Category	Amount
Water Use Fee	\$3,170,581
Water Connection Fee	\$244,404
Cross Connection Device Test Fee	\$10,600
Late Payment Service Fee	\$20,359
Rental Income	\$9,300
Water Sales	\$0
Interest on Investments	\$2,611
Contract Services- Sewer	\$95,391
Revenue- Outside Billing	\$750
Contract Services- Siasconset Water	\$45,000
Transfer Fee	\$13,087

*Note: Governments operate on a budgetary basis; therefore revenue earned in excess of the certified budget is not available to offset expenditures in the current fiscal year. Excess revenue and expenditure turnbacks must go through the State of Massachusetts retained earnings certification process before they can be appropriated at a subsequent annual and/or special town meeting. Once certified, retained earnings can only be appropriated at an annual and/or special town meeting.

**TOWN OF NANTUCKET
WANNACOMET - ENTERPRISE FUND**

	Actual FY2016	Actual FY2015	BUDGET FY2016
REVENUE	\$ 4,537,147	\$ 4,011,811	\$ 5,224,108
EXPENSES	\$ 3,997,821	\$ 3,685,005	\$ 5,242,746
NET EARNINGS	\$ 539,326	\$ 326,807	\$ (18,638)
Transfer from Retained Earnings	\$ -	\$ -	\$ -
NET EARNINGS	\$ 539,326	\$ 326,807	\$ (18,638)
Retained Earnings			
NET SOURCES/USES:			
Article #- GF Subsidy	\$ -	\$ -	\$ -
FY2015 Encumbrance Carryforwards	\$ -	\$ -	\$ 18,638
FinCom GF Reserve Fund Transfer	\$ -	\$ -	\$ -
Surplus(Deficit)	<u>\$ 539,326</u>	<u>\$ 326,807</u>	<u>\$ (0)</u>

Certified Retained Earnings as of July 1, 2015	\$ 2,046,305
Plus Current Surplus(Less Current Deficit) as of 3/31/2016	\$ 539,326
	\$ -
Less Proposed Use of Retained Earnings for FY2017 Budget (ATM2016)	<u>\$ (300,000)</u>
Projected Balance as of 3/31/2016*	\$ 2,285,631

**Revenues remain a projection, until certified by the the Department of Revenue, therefore this is only a projection as of this point in time, until Retained Earnings go through the Certification process.*

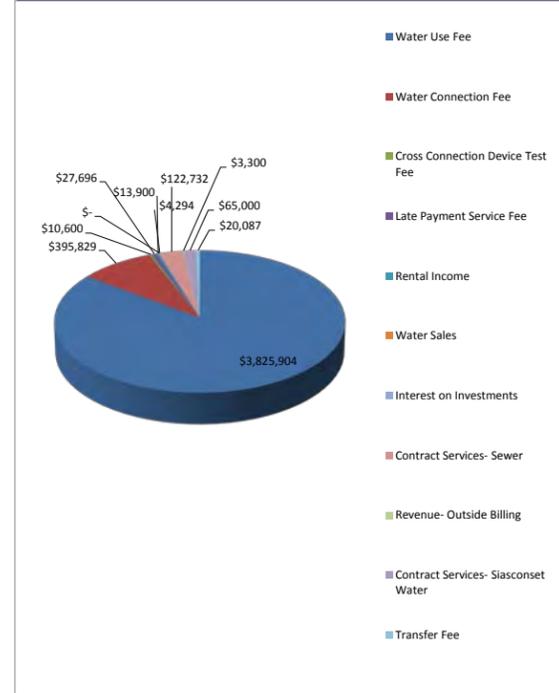


FY2016 Wannacommet Enterprise Fund Budget Update

Operating Revenue and Expenditures As of March 31, 2016

REVENUE	FY2016		FY2016		FY2015		STATISTICS		
	Budget w/Carryforward	Actual (As of 03/31/16)	Actual (As of 03/31/16)	LY Actual (As of 3/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Water Use Fee	\$ 4,599,783	\$ 3,825,904	\$ 3,825,904	\$ 3,536,052	\$ (773,879)	\$ 289,852	83%	8%	
Water Connection Fee	\$ 330,000	\$ 395,829	\$ 395,829	\$ 281,720	\$ 65,829	\$ 114,109	120%	41%	
Cross Connection Device Test Fee	\$ 15,000	\$ 10,600	\$ 10,600	\$ -	\$ (4,400)	\$ 10,600	71%	100%	
Late Payment Service Fee	\$ 34,800	\$ 27,696	\$ 27,696	\$ 21,362	\$ (7,104)	\$ 6,334	80%	30%	
Rental Income	\$ 18,650	\$ 13,900	\$ 13,900	\$ 13,950	\$ (4,750)	\$ (50)	75%	0%	
Water Sales	\$ 10,275	\$ -	\$ -	\$ -	\$ (10,275)	\$ -	0%	0%	
Interest on Investments	\$ -	\$ 4,294	\$ 4,294	\$ 4,112	\$ 4,294	\$ 183	100%	4%	
Contract Services- Sewer	\$ 105,000	\$ 122,732	\$ 122,732	\$ 86,909	\$ 17,732	\$ 35,823	117%	41%	
Revenue- Outside Billing	\$ 4,800	\$ 3,300	\$ 3,300	\$ 3,948	\$ (1,500)	\$ (648)	69%	-16%	
Contract Services- Siasconset Water	\$ 80,000	\$ 65,000	\$ 65,000	\$ 40,000	\$ (15,000)	\$ 25,000	81%	100%	
Transfer Fee	\$ 24,000	\$ 20,087	\$ 20,087	\$ 23,758	\$ (3,913)	\$ (3,671)	84%	-15%	
Premium Revenue on Debt	\$ 1,800	\$ 47,805	\$ 47,805	\$ -	\$ 46,005	\$ 47,805	2656%	100%	
Total Revenue*	\$ 5,224,108	\$ 4,537,147	\$ 4,537,147	\$ 4,011,811	\$ (686,961)	\$ 525,336	87%	13%	
OPERATING EXPENDITURES WITHOUT DEBT									
	Budget w/Carryforward	Actual (As of 03/31/16)	Actual (As of 03/31/16)	LY Actual (As of 3/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Payroll - Salary	\$ 1,094,150	\$ 762,513	\$ 762,513	\$ 784,267	\$ (331,637)	\$ (21,754)	70%	-3%	
Medicare P/R Tax Expense	\$ 15,500	\$ 10,862	\$ 10,862	\$ 11,166	\$ (4,638)	\$ (304)	70%	-3%	
Medical Insurance	\$ 249,099	\$ 155,097	\$ 155,097	\$ 132,179	\$ (94,002)	\$ 22,918	62%	17%	
Barnstable County Retirement	\$ 210,015	\$ 210,008	\$ 210,008	\$ 204,649	\$ (7)	\$ 5,359	100%	3%	
Utilities	\$ 183,909	\$ 139,346	\$ 139,346	\$ 123,530	\$ (44,563)	\$ 15,816	76%	13%	
Repairs & Maintenance	\$ 172,247	\$ 153,298	\$ 153,298	\$ 139,995	\$ (18,948)	\$ 13,304	89%	10%	
Professional Services	\$ 99,833	\$ 54,623	\$ 54,623	\$ 54,525	\$ (45,210)	\$ 98	55%	0%	
Inventory	\$ 110,000	\$ 148,209	\$ 148,209	\$ 62,576	\$ 38,209	\$ 85,634	135%	137%	
General Insurance	\$ 83,685	\$ 82,816	\$ 82,816	\$ 79,084	\$ (869)	\$ 3,732	99%	5%	
Other Supplies	\$ 22,500	\$ 15,542	\$ 15,542	\$ 14,545	\$ (6,958)	\$ 997	69%	7%	
Travel	\$ 37,500	\$ 22,001	\$ 22,001	\$ 15,594	\$ (15,499)	\$ 6,406	59%	41%	
Indirect Costs	\$ 93,000	\$ 46,500	\$ 46,500	\$ -	\$ (46,500)	\$ 46,500	50%	100%	
Other	\$ 179,290	\$ 51,332	\$ 51,332	\$ 57,082	\$ (127,958)	\$ (5,750)	29%	-10%	
Total Expenditures Excluding Debt	\$ 2,550,728	\$ 1,852,149	\$ 1,852,149	\$ 1,679,193	\$ (698,579)	\$ 172,956	73%	10%	
Surplus (Deficit) of Revenue Over Expenditures Excluding Debt	\$2,673,380	\$2,684,998	\$2,684,998	\$2,332,618	\$ 11,618	\$ 352,380	100%	15%	
DEBT SERVICE									
	Budget w/Carryforward	Actual (As of 03/31/16)	Actual (As of 03/31/16)	LY Actual (As of 3/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Principal	\$ 1,773,000	\$ 1,598,000	\$ 1,598,000	\$ 1,560,000	\$ (175,000)	\$ 38,000	90%	2%	
Interest	\$ 919,018	\$ 547,672	\$ 547,672	\$ 445,811	\$ (371,346)	\$ 101,860	60%	23%	
Issuance Costs	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
BAN Costs, Principal, Interest	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Other	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Total Debt Service	\$2,692,018	\$2,145,672	\$2,145,672	\$2,005,811	\$ (546,346)	\$ 139,860	80%	7%	
Total - Surplus (Deficit) of Revenue Over All Operating Expenditures*	-\$18,638	\$539,326	\$539,326	\$326,807	\$ 557,965	\$ 212,520	-2894%	65%	
OTHER FINANCING SOURCES									
	Budget w/Carryforward	Actual (As of 03/31/16)	Actual (As of 03/31/16)	LY Actual (As of 3/31/15)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
General Fund Subsidy	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
General Fund Free Cash Subsidy	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
Voted Use of Certified Retained Earnings	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	0%	0%	
2015 Encumbrance Carryforward	\$ 18,638	\$ -	\$ -	\$ -	\$ -	\$ -	100%	0%	
Total Other Financing Source	\$18,638	\$0	\$0	\$0	\$0	\$0	0%	100%	
Surplus (Deficit) of Revenue Plus Other Financing Sources Over Expenditures*	\$ (0)	\$ 539,326	\$ 539,326	\$ 326,807	\$ 539,326	\$ 212,520	100%	65%	

Actual Revenue Breakdown As of March 31, 2016



Financial Highlights As of March 31, 2016

Category	Actual	LY Actual	% to Budget	% to LY
Surplus (Deficit) of Revenue Over All Operating Expenditures*	\$539,326	\$326,807	-2894%	65%
Surplus (Deficit) of Revenue Plus Other Financing Sources Over Expenditures*	\$0	\$326,807	100%	65%

BENCHMARKS

% of Debt to Operating Expense Policy	12%	12%	12%
% of Actual Debt to Operating Expense	51%	54%	54%
Certified Retained Earnings	\$ 2,046,305		
% of Certified Retained Earnings Used for Operations	0.0%		
% of Certified Retained Earnings Used for One Time or Capital Expenditures	0.0%		

*Note: Governments operate on a budgetary basis; therefore revenue earned in excess of the certified budget is not available to offset expenditures in the current fiscal year. Excess revenue and expenditure turnbacks must go through the State of Massachusetts retained earnings certification process before they can be appropriated at a subsequent annual and/or special town meeting. Once certified, retained earnings can only be appropriated at an annual and/or special town meeting.

**TOWN OF NANTUCKET
SIASCONSET - ENTERPRISE FUND**

	Actual FY2016	Actual FY2015	BUDGET FY2016
REVENUE	\$ 789,360	\$ 1,571,165	\$ 1,029,833
EXPENSES	\$ 501,189	\$ 465,795	\$ 1,081,712
NET EARNINGS	\$ 288,171	\$ 1,105,371	\$ (51,879)
Transfer from Retained Earnings	\$ -	\$ -	\$ 50,072
NET EARNINGS	\$ 288,171	\$ 1,105,371	\$ (1,807)
Retained Earnings			
NET SOURCES/USES:			
Article 1- GF Free Cash Subsidy (STM 10/2012)			
Article #- GF Subsidy	\$ -	\$ -	\$ -
FY2015 Encumbrance Carryforwards	\$ -	\$ -	\$ 1,807
FinCom GF Reserve Fund Transfer	\$ -	\$ -	\$ -
Surplus(Deficit)	\$ 288,171	\$ 1,105,371	\$ (0)

Certified Retained Earnings as of July 1, 2015	\$ 1,194,331
Plus Current Surplus(Less Current Deficit) as of 12/31/2015	\$ 288,171
	\$ -
Less Proposed Use of Retained Earnings for FY2017 Budget (ATM2016)	\$ (425,186)
Projected Balance as of 12/31/2015*	\$ 1,057,316

**Revenues remain a projection, until certified by the the Department of Revenue, therefore this is only a projection as of this point in time, until Retained Earnings go through the Certification process.*

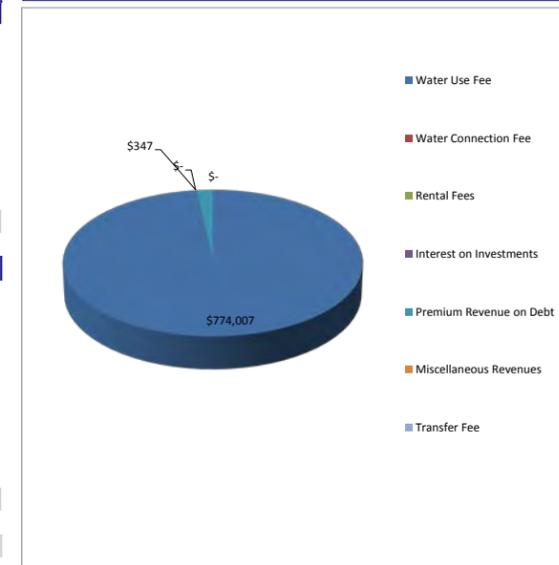


FY2016 Siasconset Enterprise Fund Budget Update

Operating Revenue and Expenditures As of December 31, 2015

REVENUE	FY2016		FY2016		FY2015		STATISTICS		
	Budget w/Carryforward	Actual (As of 012/31/15)	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Water Use Fee \$	980,000	\$ 774,007	\$ 774,007	\$ 682,658	\$ (205,993)	\$ 91,349	79%	13%	
Water Connection Fee \$	-	-	-	-	-	-	0%	0%	
Rental Fees \$	47,103	-	-	-	(47,103)	-	0%	0%	
Interest on Investments \$	1,620	347	347	246	(1,273)	101	21%	41%	
Premium Revenue on Debt \$	1,110	15,006	15,006	-	13,896	15,006	1352%	100%	
Miscellaneous Revenues \$	-	-	-	888,261	-	(888,261)	0%	-100%	
Transfer Fee \$	-	-	-	-	-	-	0%	0%	
Total Revenue*	\$ 1,029,833	\$ 789,360	\$ 789,360	\$ 1,571,165	\$ (240,473)	\$ (781,805)	77%	-50%	

Actual Revenue Breakdown As of December 31, 2015



OPERATING EXPENDITURES WITHOUT DEBT		Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY
Medical Insurance \$	33,700	\$ 16,195	\$ 14,503	\$ (17,505)	\$ 1,693	48%	12%	
Utilities \$	27,335	15,481	12,071	(11,854)	3,410	57%	28%	
Repairs & Maintenance \$	3,500	7,023	2,880	3,523	4,143	201%	144%	
Professional Services \$	94,372	49,354	27,613	(45,018)	21,741	52%	79%	
General Insurance \$	22,500	-	-	(22,500)	-	0%	0%	
Other Supplies \$	200	-	-	(200)	-	0%	0%	
Field Work- Water \$	7,400	-	2,635	(7,400)	(2,635)	0%	-100%	
Indirect Costs \$	15,000	7,500	-	(7,500)	7,500	50%	100%	
Other \$	5,830	2,789	1,968	(3,041)	821	48%	42%	
Total Expenditures Excluding Debt	\$ 209,837	\$ 98,343	\$ 61,670	\$ (111,494)	\$ 36,673	47%	59%	
Surplus (Deficit) of Revenue Over Expenditures Excluding Debt	\$819,996	\$691,017	\$1,509,496	\$ (128,978)	\$ (818,478)	84%	-54%	

Financial Highlights As of December 31, 2015

DEBT SERVICE		Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY
Principal \$	626,000	\$ 275,000	\$ 265,000	\$ (351,000)	\$ 10,000	44%	4%	
Interest \$	245,875	127,846	139,125	(118,029)	(11,279)	52%	-8%	
Issuance Costs \$	-	-	-	-	-	0%	0%	
BAN Costs, Principal, Interest \$	-	-	-	-	-	0%	0%	
Other \$	-	-	-	-	-	0%	0%	
Total Debt Service	\$871,875	\$402,846	\$404,125	\$ (469,029)	\$ (1,279)	46%	0%	
Total - Surplus (Deficit) of Revenue Over All Operating Expenditures*	-\$51,879	\$288,171	\$1,105,371	\$ 340,051	\$ (817,199)	-555%	-74%	

OTHER FINANCING SOURCES		Budget w/Carryforward	Actual (As of 012/31/15)	LY Actual (As of 012/31/14)	\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY
General Fund Reserve Fund Subsidy \$	-	-	-	-	-	-	0%	0%
General Fund Free Cash Subsidy \$	-	-	-	-	-	-	0%	0%
Voted Use of Certified Retained Earnings \$	50,072	-	-	-	-	-	0%	0%
2015 Encumbrance Carryforward \$	1,807	-	-	-	-	-	0%	0%
Total Other Financing Source	\$51,879	\$0	\$0	\$0	\$0	\$0	0%	0%
Surplus (Deficit) of Revenue Plus Other Financing Sources Over Expenditures*	\$ (0)	\$ 288,171	\$ 1,105,371	\$ 288,172	\$ (817,199)	100%	-74%	

BENCHMARKS			
% of Debt to Operating Expense Policy	12%	12%	12%
% of Actual Debt to Operating Expense	81%	80%	87%
Certified Retained Earnings \$	1,194,331		
% of Certified Retained Earnings Used for Operations	4.2%		
% of Certified Retained Earnings Used for One Time or Capital Expenditures	0.0%		

*Note: Governments operate on a budgetary basis; therefore revenue earned in excess of the certified budget is not available to offset expenditures in the current fiscal year. Excess revenue and expenditure turnbacks must go through the State of Massachusetts retained earnings certification process before they can be appropriated at a subsequent annual and/or special town meeting. Once certified, retained earnings can only be appropriated at an annual and/or special town meeting.

**TOWN OF NANTUCKET
SIASCONSET - ENTERPRISE FUND**

	Actual FY2016	Actual FY2015	BUDGET FY2016
REVENUE	\$ 894,129	\$ 1,686,125	\$ 1,029,833
EXPENSES	\$ 1,022,442	\$ 1,000,755	\$ 1,081,712
NET EARNINGS	\$ (128,312)	\$ 685,371	\$ (51,879)
Transfer from Retained Earnings	\$ -	\$ -	\$ 50,072
NET EARNINGS	\$ (128,312)	\$ 685,371	\$ (1,807)
Retained Earnings			
NET SOURCES/USES:			
Article 1- GF Free Cash Subsidy (STM 10/2012)			
Article #- GF Subsidy	\$ -	\$ -	\$ -
FY2015 Encumbrance Carryforwards	\$ -	\$ -	\$ 1,807
FinCom GF Reserve Fund Transfer	\$ -	\$ -	\$ -
Surplus(Deficit)	<u>\$ (128,312)</u>	<u>\$ 685,371</u>	<u>\$ (0)</u>

Certified Retained Earnings as of July 1, 2015	\$ 1,194,331
Plus Current Surplus(Less Current Deficit) as of 03/31/2016	\$ (128,312)
	\$ -
Less Proposed Use of Retained Earnings for FY2017 Budget (ATM2016)	\$ (425,186)
Projected Balance as of 03/31/2016*	\$ 640,833

**Revenues remain a projection, until certified by the the Department of Revenue, therefore this is only a projection as of this point in time, until Retained Earnings go through the Certification process.*

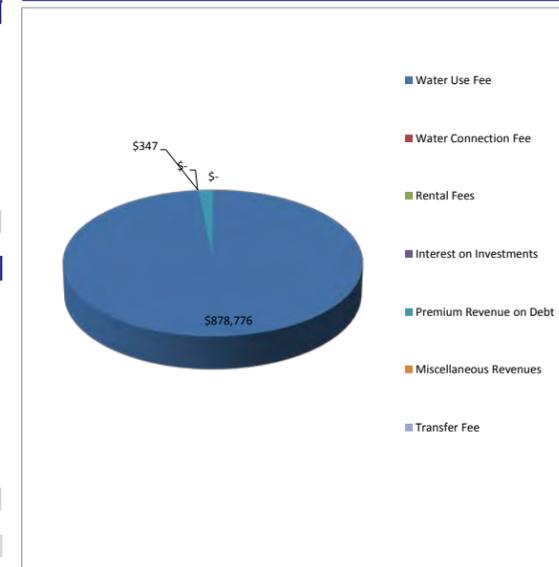


FY2016 Siasconset Enterprise Fund Budget Update

Operating Revenue and Expenditures As of March 31, 2016

REVENUE	FY2016		FY2016		FY2015		STATISTICS				
	Budget w/Carryforward		Actual (As of 3/31/16)		LY Actual (As of 03/31/15)		\$ Variance to Budget	\$ Variance to LY	% to Budget	% to LY	
Water Use Fee \$	980,000	\$	878,776	\$	797,381	\$	(101,224)	\$	81,395	90%	10%
Water Connection Fee \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
Rental Fees \$	47,103	\$	-	\$	-	\$	(47,103)	\$	-	0%	0%
Interest on Investments \$	1,620	\$	347	\$	483	\$	(1,273)	\$	(136)	21%	100%
Premium Revenue on Debt \$	1,110	\$	15,006	\$	-	\$	13,896	\$	15,006	1352%	0%
Miscellaneous Revenues \$	-	\$	-	\$	888,261	\$	-	\$	(888,261)	0%	100%
Transfer Fee \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
Total Revenue*	\$ 1,029,833	\$	\$ 894,129	\$	\$ 1,686,125	\$	(\$ 135,704)	\$	(\$ 791,996)	87%	-47%
OPERATING EXPENDITURES WITHOUT DEBT											
	Budget w/Carryforward		Actual (As of 3/31/16)		LY Actual (As of 03/31/15)		\$ Variance to Budget		\$ Variance to LY	% to Budget	% to LY
Medical Insurance \$	33,700	\$	24,170	\$	21,536	\$	(9,530)	\$	2,634	72%	12%
Utilities \$	27,335	\$	19,330	\$	17,296	\$	(8,005)	\$	2,034	71%	12%
Repairs & Maintenance \$	3,500	\$	7,214	\$	3,139	\$	3,714	\$	4,075	206%	130%
Professional Services \$	94,372	\$	71,192	\$	50,839	\$	(23,180)	\$	20,353	75%	40%
General Insurance \$	22,500	\$	21,847	\$	21,419	\$	(653)	\$	428	97%	0%
Other Supplies \$	200	\$	-	\$	-	\$	(200)	\$	-	0%	0%
Field Work- Water \$	7,400	\$	-	\$	5,445	\$	(7,400)	\$	(5,445)	0%	-100%
Indirect Costs \$	15,000	\$	7,500	\$	-	\$	(7,500)	\$	7,500	50%	100%
Other \$	5,830	\$	3,667	\$	3,481	\$	(2,163)	\$	186	63%	5%
Total Expenditures Excluding Debt	\$ 209,837	\$	\$ 154,921	\$	\$ 123,155	\$	(\$ 54,917)	\$	\$ 31,766	74%	26%
Surplus (Deficit) of Revenue Over Expenditures Excluding Debt	\$819,996		\$739,208		\$1,562,971		(\$ 80,787)		(\$ 823,762)	90%	-53%
DEBT SERVICE											
	Budget w/Carryforward		Actual (As of 03/31/16)		LY Actual (As of 03/31/15)		\$ Variance to Budget		\$ Variance to LY	% to Budget	% to LY
Principal \$	626,000	\$	620,000	\$	605,000	\$	(6,000)	\$	15,000	99%	2%
Interest \$	245,875	\$	247,521	\$	272,600	\$	1,646	\$	(25,079)	101%	100%
Issuance Costs \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
BAN Costs, Principal, Interest \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
Other \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
Total Debt Service	\$871,875	\$	\$867,521	\$	\$877,600	\$	(\$ 4,354)	\$	(\$ 10,079)	100%	-1%
Total - Surplus (Deficit) of Revenue Over All Operating Expenditures*	-\$51,879		-\$128,312		\$685,371		(\$ 76,433)		(\$ 813,683)	247%	-119%
OTHER FINANCING SOURCES											
	Budget w/Carryforward		Actual (As of 3/31/16)		LY Actual (As of 03/31/15)		\$ Variance to Budget		\$ Variance to LY	% to Budget	% to LY
General Fund Reserve Fund Subsidy \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
General Fund Free Cash Subsidy \$	-	\$	-	\$	-	\$	-	\$	-	0%	0%
Voted Use of Certified Retained Earnings \$	50,072	\$	-	\$	-	\$	-	\$	-	0%	0%
2015 Encumbrance Carryforward \$	1,807	\$	-	\$	-	\$	-	\$	-	0%	0%
Total Other Financing Source	\$51,879	\$	\$0	\$	\$0	\$	\$0	\$	\$0	0%	0%
Surplus (Deficit) of Revenue Plus Other Financing Sources Over Expenditures*	\$ (0)	\$	(\$ 128,312)	\$	\$ 685,371	\$	(\$ 128,312)	\$	(\$ 813,683)	100%	-119%

Actual Revenue Breakdown As of March 31, 2016



Financial Highlights As of March 31, 2016

BENCHMARKS			
% of Debt to Operating Expense Policy	12%	12%	12%
% of Actual Debt to Operating Expense	81%	85%	88%
Certified Retained Earnings \$	1,194,331		
% of Certified Retained Earnings Used for Operations	4.2%		
% of Certified Retained Earnings Used for One Time or Capital Expenditures	0.0%		

*Note: Governments operate on a budgetary basis; therefore revenue earned in excess of the certified budget is not available to offset expenditures in the current fiscal year. Excess revenue and expenditure turnbacks must go through the State of Massachusetts retained earnings certification process before they can be appropriated at a subsequent annual and/or special town meeting. Once certified, retained earnings can only be appropriated at an annual and/or special town meeting.



**Town of Nantucket
Department of Municipal Finance
37 Washington St.
Nantucket, Massachusetts 02554**

TO: C. Elizabeth Gibson, Town Manager
FROM: Brian Turbitt, Director of Municipal Finance *BT*
DATE: April 14, 2016
RE: MOU Nantucket Airport

Attached is the revised Memorandum of Understanding, with the changes highlighted in section 2. The value of the in kind services will now be valued at the average of all bids received by MASSDOT District 5 or the Town of Nantucket bid, whichever is lower for similar material. If it is determined that testing of the material is needed prior to use by the Dept. of Public Works then the cost will be shared equally. All other provisions remain the same.

MEMORANDUM OF UNDERSTANDING
BETWEEN
THE NANTUCKET BOARD OF SELECTMEN
AND
THE NANTUCKET AIRPORT COMMISSION
_____ , 2016

This Memorandum of Understanding is entered into on this ___ day of _____, 2016, between the Nantucket Board of Selectmen and the Nantucket Airport Commission.

WHEREAS, the Nantucket Memorial Airport is operated as an Enterprise Fund pursuant to G.L. c. 44, § 53F½; and

WHEREAS, in Fiscal Years 2012 through 2014, Airport revenue and other sources of funding were insufficient to meet the operating and capital needs of the Airport Enterprise Fund; and

WHEREAS, in each of those fiscal years, the Town was required to subsidize the Airport using general revenues of the Town, as shown in particular detail in Exhibit A; and

WHEREAS, at the time that Town Meeting voted to approve the Enterprise Fund budget for Fiscal Years 2012 through 2014, certain Town Meeting votes contained express language that the Airport was expected to repay the General Fund for the subsidies provided. Certified copies of the Town Meeting votes are attached hereto as Exhibit B; and

WHEREAS; the Airport Commission has instituted management controls, rate adjustments, and fiscal policies, which have resulted in increased revenues and fiscal savings so that no General Fund subsidy was required to operate the Airport Enterprise Fund in 2015, and the Airport Enterprise Fund budget adopted at the 2015 Annual Town Meeting for Fiscal Year 2016 did not include a subsidy from the General Fund for Airport operations; and

WHEREAS, the Airport Commission anticipates that such management controls and fiscal policies in the future will result in sufficient revenues from the operation of the Airport to meet the operating and capital needs of the Airport in future fiscal years; and

WHEREAS, the Federal Aviation Administration has established Policies and Procedures Concerning the Use of Airport Revenue pursuant to its authority under 49 U.S.C. 471071 that allow federally regulated airports to reimburse airport sponsors for capital contributions or operating expenses provided to airports under its sponsorship going back six years from the date of the request. See 64 Fed Reg 7697, February 16, 1999; and

WHEREAS, the FAA Policies and Procedures require the Airport Sponsor and the Airport to enter into a written agreement governing the terms of any reimbursement and such agreements may extend the term of reimbursements beyond six years; and

Whereas, the Board of Selectmen and the Airport Commission have determined that a reimbursement schedule over a twenty year period is appropriate given the fiscal constraints of the Airport Enterprise Fund; and

WHEREAS, the Board of Selectmen and the Airport Commission have mutually determined that an interest rate of 0-percent for the reimbursement schedule is in the best interests of the Town and the Airport Commission; and

WHEREAS, the Airport Commission and the Board of Selectmen have agreed that it is in the best interests of the Airport and the Town to enter into this MOU in order to effectuate the representations to Town Meeting that the general subsidies provided to the Airport from the Town's General Fund for Fiscal years 2012 through 2014 would be repaid.

Now, therefore, the Board of Selectmen and the Airport Commission enter into the Memorandum of Understanding for the purpose of setting forth the procedures and schedule for reimbursement of the General Fund subsidies provided to the Airport in Fiscal Years 2012 through 2014 as shown in Exhibit A.

1. In Fiscal Year 2016, the Airport Enterprise Fund will reimburse the General Fund in the amount of \$135,000, an amount that was included in the operating budget of the Airport for Fiscal Year 2016. In each of the subsequent nineteen fiscal years, the Airport Enterprise Fund will reimburse the General Fund in the amount of \$235,620.87 each year.
2. Subject to approval by the Board of Selectmen, the Airport Commission may apply a credit against the reimbursement due in any fiscal year for the value of any in-kind goods or services provided to the Town which may, for example, include the value of materials stockpiled at the Airport resulting from Airport projects for use by the Town's Department of Public Works or other Town agencies. Any in-kind goods or services will be valued at the lower of (1) the average of the bids received for District 5, MassDOT for similar material and (2) the unit price bid received from the Town's vendor for similar material. at their fair market value, as determined by the Board of Selectmen in consultation with the Airport Commission. If approved in-kind goods and services in any fiscal year equal an amount greater than what is set forth in this MOU for that fiscal year, Paragraph 5 of this MOU shall apply. If it is determined that the material needs to be tested prior to use by the DPW, then the cost will be shared equally by both the Airport and the Town.

3. The backup detail for the annual operating budget for the Airport Enterprise Fund shall include the amount of the reimbursement set forth in Paragraph 1 of this MOU in each fiscal year covered by the MOU.
4. In December of each year during the term of this MOU, the Airport Commission will submit its proposed operating budget to the Board of Selectmen, the Finance Committee, and the Finance Director, which budget shall include the amount of the reimbursement due in the fiscal year commencing the following July 1st. If, for any reason, the Airport Commission determines that the Airport Enterprise Budget cannot support the reimbursement due in the subsequent fiscal year, the Airport Commission shall so notify the Board of Selectmen, the Finance Committee, and the Finance Director as soon as practicable but in no event later than March 1st. If the Board of Selectmen and the Airport Commission, in consultation with the Finance Committee and the Finance Director, agree that it is impractical for the Enterprise Fund to make a reimbursement payment in the subsequent fiscal year or to reduce the reimbursement payment by a specified amount, the parties will consider available options, including postponing all or a portion of the reimbursement due in the next fiscal year, readjusting the amount of the reimbursement in subsequent fiscal years, or extending the total number of reimbursement years. The Airport Commission will make every reasonable effort to adjust its fees in order to meet the reimbursement amounts set forth in this MOU.
5. It is the intention of the Airport Commission to accelerate the reimbursements under this MOU to the extent practicable. Nothing contained herein shall prohibit the Airport Commission from proposing a reimbursement in any fiscal year of an amount greater than set what is set forth in this MOU. Any additional reimbursements, however, will be applied as a credit to reduce the total number of fiscal years over which the total reimbursement will be made, but shall not reduce the amount of reimbursement in any subsequent fiscal year than what is anticipated in this MOU.
6. The Finance Director will transfer the amount of the reimbursement included in the Enterprise Fund operating budget as approved by Town Meeting on the last day of the applicable Fiscal Year.
7. To the extent required, this MOU shall be submitted to the Federal Aviation Administration, the Massachusetts Department of Transportation – Aeronautics Division, and the Massachusetts Department of Revenue for review and approval.

Entered into this ____ day of _____, 2016

Nantucket Board of Selectmen:

By: _____

Nantucket Airport Commission:

By: _____

April 14, 2016

To: Nantucket Board of Selectmen
From: Lisa Bouchard
President, Nantucket Taxi Owners Association (NTOA)
Re: Additional taxi licenses

Chairman Kelly:

The Board of Selectmen will soon be discussing a possible increase in the number of taxi licenses and the NTOA would like to offer our views on this. The number of licenses has increased from 60 to 65 (including wheelchair accessible taxis) since 2008. The NTOA does not think additional licenses are needed at this time and would appreciate your consideration of the following:

The number of taxis at any given time is based on that middle ground between what is needed to service the public and what is fair to the taxi business. We believe we are already away from that middle ground and at a point where taxi business suffers. Like any other town or city there are peak times when it is difficult to get a cab and those times when cabs sit around waiting for business.

The effect of additional cabs will be felt especially in those months before and after July and August. Although small in comparison to those two months there is still significant business in May, June, and September. Most taxis stay on the road May through September and additional cabs are not needed for these slower months either.

Customers have options other than taxis such as livery vehicles and Uber which are operating on Nantucket. There are no regulations limiting the number of these vehicles and they can expand or contract at will to meet demand. Taxis do not have this capability. We do not see an increase in cabs necessary when there are companies such as these operating with the flexibility they have.

The traffic problem adds to the perception that there are not enough taxis. The worst traffic is around the Steamship, the Hyline (where the 3-5 taxi spaces are inadequate), and the Main Street cab stand (where the six spaces are inadequate). Cabs go where the business is and they get there despite the struggle- but it's slow going.

The town added sixteen seasonal licenses in 1998. We remember the long lines of idle taxis filling the cab stands (even the airport didn't have enough room). The town decided to eliminate these sixteen licenses through attrition and it wasn't until 2008 that the number of cabs got back to a reasonable number. Meanwhile we operated for years with unnecessary taxis. We are always wary about increasing cab licenses because the consequences of overreaching can last a long time.

We appreciate your consideration.

Thank you,

Lisa Bouchard

zodiac67000@yahoo.com

LIVERY 2015

Licensee	Code	Company
McElderry, Linda	TAXI	JAXX TAXI
Ryder, Valerie R.	TAXI	Val's Cab
Ryder, Valerie R.	TAXI	Val's Cab
Landry, Thomas	TAXI	Coach's Cab
Larrabee, Harry C.	TAXI	Town Taxi of Nantucket
Stackpole, John J.	TAXI	Stackpole Taxi
Zabilansky, Barbara A.	TAXI	Ernie's Taxi
Glass, Darlene K.	TAXI	1 Airport Taxi
Murray, Kenneth J.	TAXI (ACCESSIBLE)	KCK Taxi, Inc.
Smith, Gregory R.	TAXI	Smitty's Taxi
Bouchard, Lisa M.	TAXI	Lisa's Aardvark
Topham, Beverly	TAXI	Bev's Taxi
Hickman, Rebecca	TAXI (ACCESSIBLE)	R + R Taxi
Winton, Georgina	TAXI	Aruba Taxi Service
Howard, Viola C.	TAXI	Argo 1
Nolan, Dora Lee	TAXI	02554 Services-Doralee's Taxi
Barrett, Kyle M.	TAXI	Kingfish Cab
Maureen DiLuca	TAXI	Buddy's Taxi
Walton, Suzanne M.	TAXI	Suzie's Taxi LLC
Grangrade, Richard C.	TAXI	A Cab Service
Viera, Wayne J.	TAXI	Around Nantucket Tour & Taxi LLC
Viera, Wayne J.	TAXI	Around Nantucket Tour & Taxi, LLC
Decker, Roger D.	TAXI	Double Decker Taxi LLC
Decker, Roger D.	TAXI	Double Decker Taxi LLC
Barrett, David N.	TAXI	ACK Taxi
Turgeon, Kenneth R.	TAXI	All Point Taxi, Inc.
Turgeon, Kenneth R.	TAXI	All Point Taxi, Inc.
Correia, Mark A.	TAXI	Skippy's Taxi
Muise, Stacy Horowitz	TAXI	Stacy's Taxi
Flaherty, Diane M.	TAXI	Diane's Taxi
Murray, John P.	TAXI	Nantucket Red Taxi Co., Inc., A
Williams, Harold F., Jr.	TAXI	Tank's Taxi
Robinson, Patrick W.	TAXI	Milestone Taxi
Robinson, Patrick W.	TAXI	Milestone Taxi
Robinson, Lynne A.	TAXI	Rolling Stone Taxi
Robinson, Lynne A.	TAXI	Rolling Stone Taxi
Voss, William	TAXI	Judy's Taxi, LLC

LIVERY 2015

Licensee	Code	Company
Voss, William	TAXI	Judy's Taxi, LLC
Dickerson, William John	TAXI	Tuck Tuck Taxi
Hazell, Ardon A.	TAXI	Breeze Taxi
Fitzgerald, Cathleen	TAXI	Cathleen Fitzgerald
Roberts, John D.	TAXI	Dave's Taxi
Canty, Christopher	TAXI	Cantys Cab Inc
Lozouski, Joseph E.	TAXI	Good Looking Joe's Cab
Johnson, Michael T.	TAXI	Mike's Taxi
Hardy, Richard A.	TAXI	RAH Taxi
Watts, Bruce L.	TAXI	Chief's Cab
Ranney, James T.	TAXI	AJR Taxi
Walton, Thomas E	TAXI	Aardvark Cab
Fee, John J. Jr	TAXI	Clyde's Cab
Bruno, Charles B	TAXI	ACK Shoreline Taxi Inc. (A)
Murray, Mary T	TAXI	ACK Shoreline Taxi Inc. (B)
Viera, Ernest E. Jr.	TAXI	Ernie's Taxi II
Shaw, Michael W.	TAXI	Pirate's Taxi
Johnson, Michelle	TAXI	East Creek Taxi
Ferreira, Christopher J.	TAXI	Will's Taxi
Bunting, Joan E.	TAXI	AT SEA TAXI
Coombs, Diane W.	TAXI	Highland Taxi
Smith, Derek M	TAXI	Island Taxi
John B McElderry, Jr.	TAXI	JAXX TAXI
Karsten LO. Reinemo	TAXI	Old Salt
Bowen, Headley E.	TAXI (ACCESSIBLE)	Altarock Taxi
Hickman, Nancy L.	TAXI (ACCESSIBLE)	Nan's Cab
Bunting, Julie	TAXI	"OCKY" ACK SEA TAXI

TOWN OF NANTUCKET - TAXI LICENSE WAITING LIST

- | | | |
|------------------------------------|----------------------------|----------------------------------|
| 1. Patrick Nolan | 37. Silviyia Simeonova | 73. Thomas Turgeon |
| 2. Richard Ray | 38. Monchil Antonov | 74. Eduard Arteni |
| 3. Kerry Fee | 39. Christopher Johnson | 75. Timothy Decker |
| 4. Shea Fee Mason | 40. Gina Minazzi | 76. Kathleen D. Decker |
| 5. Linda Roberts | 41. Julia Morash | 77. Johanna Krahowska |
| 6. Christopher Roberts | 42. Tomas Estko | 78. Michael Shaw |
| 7. Mark Manchester | 43. William Coleman | 79. Nikolay V. Nakov |
| 8. Neville Richen | 44. Randy Jonathan Mayo | 80. Vesselin T. Nakov |
| 9. JC Moreira | 45. Marsha Kotolac | 81. Ceon Moodie Johnson |
| 10. Laurel Long | 46. Gary Hamblin | 82. Marcus Foley |
| 11. Leona Tripp | 47. Frederick Wellington | 83. James Perelman |
| 12. Jeanette Hall | 48. William Flaherty | 84. Ceon Moodie Johnson |
| 13. Deborah Dilworth | 49. Paula Minazzi | 85. Manuel Almeida |
| 14. Jeremiah Splaine | 50. Marco Navarro | 86. Laura McCloskey |
| 15. Cathleen Fitzgerald | 51. Robert McDonald | 87. Ty Costa |
| 16. Galin Ivanov Ivanov | 52. William Monahan | 88. Jeffrey Richardson |
| 17. Harry C. Larrabee | 53. Tina Toti Stahl | 89. Angela Giffin |
| 18. Miguel Sandoval | 54. Asen Tsenov | 90. Biserka Stancheva |
| 19. Robert Hickman | 55. Sylvester Baptiste | 91. Tom Moss crop |
| 20. Rebecca Hickman | 56. Colbert Worrell | 92. David Gray |
| 21. William Mosey | 57. Owen D. Nelson | 93. Carl Murray |
| 22. Stanislav Pavlov Pavlov | 58. Phyllis Keene | 94. Nicholae A. Dumitru |
| 23. Mihal Bozhilov | 59. Christopher D. Boynton | 95. Michael Greeley |
| 24. Kayolan Dimitrov Velkov | 60. Jennifer Ferriera | 96. Thomas Greeley |
| 25. Kenneth J. Murray | 61. Julia Lindner | 97. Mary Rebecca Greeley |
| 26. Petar Ivanov | 62. Maydene Thompson Mason | 98. Justin Schaeffer |
| 27. Katerina Lyubumirova Hristova | 63. Almando Mason | 99. Catherine Brinch |
| 28. Stanislav Lyubenov Bahchevanov | 64. John Bonarrigo | 100. Adam Brinch |
| 29. Andrew Reis | 65. Jessica Gage | 101. Mary Beth Bradley |
| 30. Blaine Buckley | 66. Michael Day | 102. James Holmes |
| 31. Nancy Hickman | 67. Paul Budzynski | 103. Bishnu Kumar Dhamala |
| 32. Michael Edwards | 68. Heidi Haigh | 104. Headley Bowen |
| 33. Samuel Nicholson | 69. Kimberly Leone | 105. Jessica Ryder |
| 34. Forest Doster | 70. Richard Perry Jr. | 106. Chris Ryder |
| 35. Wade Doster | 71. Christopher Johnson | 107. Marvin Alexi Rivas Portillo |
| 36. Toma Tomov | 72. Evette Wilson | 108. John St. Laurent |

As of March 25, 2016

BOS/CC Work Group/Committee Reps for 2016-2017
Approved XX/XX/2016

	<u>BOS/CC Reps</u>				
	Atherton	DeCosta	Fee	Hill Holdgate	Kelly
<u>BOS</u>					
Ad Hoc Budget Work Group (Chair and Vice Chair)				X	X
Audit Committee (Chair + 1)					X
Board of Health (1 rep)	X				
Capital Program Committee (1 rep)					X
Community Preservation Committee (1 rep)				X	
Nantucket Affordable Housing Trust (1 rep)					X
PEG - NCTV 18 Board (1 rep)		X			
Polpis Harbor Municipal Property Advisory Committee (1 rep)	X				
<u>CC</u>					
NP&EDC (1 rep)			X		
TOTAL (current reps)	2	1	1	2	4