Libby Gibson

From: Steven Cohen [slc@readelaw.com]
Sent: Monday, June 17, 2013 3:39 PM
To: Libby Gibson
Cc: Josh Posner; Erika Mooney; John Giorgio; Andrew Vorce; George Pucci; Helmut Weymar; amos@pilothouse.com; sbpf@comcast.net; Kara Buzanoski; Kermit Roosevelt; Arthur Reade; Greg O'Brien; Kevin Dale; Sconset Trust; Jamie Feeley; mastermanj@gtlaw.com; Whitney Gifford; James E. Walker; bethsinger@aol.com; fsinger@echo360.com; Patrick Ryan; Dexter Paine; Sarah F. Alger
Subject: BOS meeting on Baxter Road
Attachments: BOSletterengineer.pdf

Libby,

Please find attached a letter offering to pay for the Town's engineer in this process. Hopefully that enable you to move quickly in securing services for the Town to have its own independent experts.

Best,

Steven Cohen

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NANTUCKET, MASS. 02584

Nantucket Board of Selectmen
16 Broad Street
Nantucket, MA 02554
BY HAND

June 17, 2012
Re: Baxter Road

Dear Selectmen,

At the June 12 BOS Workshop regarding the imminent danger to Baxter Road, the Selectmen and Town Counsel noted that the Town should engage an engineer to independently advise on bluff protection matters. The Sconset Beach Preservation Fund, Inc. absolutely agrees.

The Town should have its own independent experts immediately available to assist with its review and decision making, and with any design and permitting process, if approved by the BOS. To help facilitate this process, SBPF offers to pay for the Town's coastal engineers and consultants to review and advise the Town on the bluff protection proposed for Baxter Road. This offer to pay for the peer review engineer was included in my letter of June 14, 2013, but I would like to clarify that this offer is not contingent on anything else and should not wait until the BOS makes other related decisions. The Town should have this resource available now.

To make sure that work can be done before the 2013 storm season, SBPF has engaged Ocean and Costal Consultants, Inc., and Epsilon Associates, Inc. to provide coastal engineering and consulting services. OCC and Epsilon have begun the preparations to file a Notice of Intent with the Conservation Commission so that it can be ready to meet the July filing and decision deadline. Please have the Town's consultants contact them to get any and all of the information needed by the Town.

Please note that, if the Town decides to approve the filing of an NOI with the ConCom for July, the terms of the NOI can be adjusted during that process, and we expect that they will be. As a co-applicant and land owner, the Town will have equal control over those adjustments and any actual construction. Thus, the application does not need to be held up for initial review by the Town's consulting engineer. SBPF's offer to pay for this expense should allow the BOS to act in a timely manner to protect Baxter Road, if it so chooses.

Sincerely,

Steven Cohen

Steven Cohen