

Town and County of Nantucket  
Board of Selectmen • County Commissioners

Rick Atherton, Chairman  
Robert R. DeCosta  
Matt Fee  
Tobias Glidden  
Bruce D. Miller



16 Broad Street  
Nantucket, Massachusetts 02554

Telephone (508) 228-7255  
Facsimile (508) 228-7272  
[www.nantucket-ma.gov](http://www.nantucket-ma.gov)

C. Elizabeth Gibson  
Town & County Manager

February 21, 2014

Siasconset Beach Preservation Fund  
c/o Steven Cohen  
PO Box 2669  
Nantucket, MA 02584

Dear Steven, Josh and Jamie:

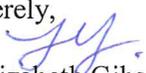
As you know, SBPF and the Town of Nantucket have received an Enforcement Order from the Nantucket Conservation Commission for "installation of a drainage pipe and infiltration bed along the face of a Coastal Bank and on a Coastal Beach, installation of concrete plugs on the permitted geotubes, excavation of the Coastal Beach below the mean high water mark and the placement of sand on the face of the Coastal Bank above the geotubes outside of the sand delivery areas." This matter was discussed by the Board of Selectmen at its February 19, 2014 meeting. At that meeting, it was extremely disappointing that SBPF did not accept responsibility for these violations, instead leaving town administration and the DPW to take the blame for SBPF's failures, very publicly.

Please be reminded that the License Agreement between SBPF and the Town acting by and through the Board of Selectmen provides that SBPF is solely responsible for ensuring that the design and construction of the structure is in accordance with the conditions of the permit. SBPF is also solely responsible for all costs necessary to maintain and repair the structure in accordance with all permit conditions and is also responsible for the cost of removal and restoration of the area to pre-project conditions in the event the Conservation Commission orders removal or should the Board of Selectmen exercise its right to revoke the License under paragraph 11 of the License.

We expect full compliance with all terms and conditions of the permit issued by the Commission and all terms and conditions of the License between SBPF and the Town. We hope the Board will not be forced to consider revocation of the License based upon any continuing or future non-compliance.

Please advise immediately if you see any question at all in this regard going forward.

Sincerely,

  
C. Elizabeth Gibson  
Town Manager

Cc: Board of Selectmen  
DPW Director  
Kopelman & Paige