



MEETING POSTING

Pursuant to MGL Chapter 30A, § 18-25

All meeting notices and agenda must be filed, and time stamped with the Town Clerk's Office and posted at least 48 hours prior to the meeting (excluding Saturdays, Sundays and Holidays)

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2020 MAY 18 AM 10:46
NANTUCKET TOWN CLERK
Posting Number:T 1656

Committee/Board/s	PLANNING BOARD
Day, Date, and Time	THURSDAY, MAY 21, 2020 @ 6:00PM
Location / Address	<p>REMOTE PARTICIPATION VIA ZOOM & YOUTUBE</p> <p>*Pursuant to Governor Baker's March 12, 2020 Order Regarding Open Meeting Law (Attached). Information on viewing the meeting can be found at http://www.nantucket-ma.gov/138/Boards-Commissions-Committees</p>
Signature of Chair or Authorized Person	CATHERINE ANCERO, ADMINISTRATIVE SPECIALIST

WARNING: IF THERE IS NOT A QUORUM OF MEMBERS PRESENT, OR IF MEETING POSTING IS NOT IN COMPLIANCE WITH THE OML STATUTE, NO MEETING MAY BE HELD!

**The Planning Board meeting will be audio and video recorded*

Board Members: Judith Welch Wegner (Chair), John Trudel, III (Vice-Chair), Nat Lowell, "Fritz" McClure, and David Iverson

Alternates: Stephen Welch, Campbell Sutton and David Callahan

Staff: Andrew Vorce (Planning Director), Leslie Snell (Deputy Director of Planning), Holly Backus (Land Use Planner), Meg Trudel (Land Use Planner) and Catherine Ancero (Administrative Specialist)

PLANNING BOARD AGENDA 05-21-2020 (Subject to change)

Please list below the topics the chair reasonably anticipates will be discussed at the meeting

*The complete text, plans, application, or other material relative to each agenda items are available for inspection digitally. Email requests may be sent to mtrudel@nantucket-ma.gov

Agenda 05-21-2020

I. Call to order:

II. Approval of the agenda:

III. Consent Items:

a. Minutes:

- September 23, 2019
- December 9, 2019
- January 27, 2020
- February 6, 2020
- February 10, 2020
- March 5, 2020

b. Second Dwellings:

- PBDW-2020-05-0026 Betsy Michel, 1 & 15 Sankaty Road (Map 73.14 Parcels 36 & 47)
- PBDW-2020-05-0027 Cindi L. & John J. Galiher, 34 Washing Pond Road-Lot B (Map 31 Parcel 13.3 portion)

IV. ANR's, Previous Plans, and Preliminary Plans

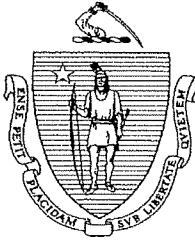
- Preliminary Plan - PLSUB-2020-02-00029, Amanda M. Keenan, Trustee, Old Orange Nominee Trust, 33 Old South Road (Map 68 Parcel 4) *17 Lots*
- Previous Plan - Reed Pond Properties, Planning Board File #7263 *Request for extension of the subdivision improvements*
- ANR - PLSUB-2020-05-00046 William G. Waldorf, Madequecham Valley (Map 88 Parcel 74)
- Previous Plan - #3222 Oliver Estates *Request for lot release, Form J*
- Previous Plan - Westmoor Club *Request for Minor Modification to MCD*
- Previous Plan - Cape Cod Five Cents Savings Bank *Request to release engineering escrow funds*
- Previous Plan - Goose Cove Subdivision *Request to Release Performance Security Bond*
- Previous Plan - Cachalot Subdivision *Request to release Performance Security Bond and Engineering Escrow*
- ANR - PLSUB-2020-05-00048 Shirley A. Watts, 24 Miacomet Avenue (Map 67 Parcel 228)
- ANR - PLSUB-2020-05-00047 Richard F. & Nancy E. Larrabee, 9 Millbrook Road (Map 56 Parcels 324, 475 & 474)
- ANR - PLSUB-2020-05-00042 Thomas G. Schwenke, 14 Hummock Pond Road (Map 56 Parcel 17)
- ANR - PLSUB-2020-05-00041 Deborah Killen Lothian & William R.J. Lothian, 10 Easy Street (Map 42.3.1 Parcel 78)
- ANR - PLSUB-2020-05-00043 Estate of Linda Loring Wait, 4 Ray's Court (Map 43.3.2 Parcel 3)
- ANR - PLSUB-2020-05-00044 Michele Kolb, 3 Beaver Street (Map 55.1.4 Parcel 97)
- ANR - PLSUB-2020-05-00049 Henry C. & Mary Anne Ross, 254 Madaket Road (Map 59.4 Parcel 212)
- ANR - PLSUB-2020-05-00045 Nantucket Overlook LLC, 152 Cliff Road (Map 41 Parcel 74.1)

V. Public Comments:

VI. Other Business:

- Meeting schedule updates for remainder of 2020
- Next meeting date Monday, June 15th at 4PM via Zoom/YouTube

VII. Adjournment:



OFFICE OF THE GOVERNOR
COMMONWEALTH OF MASSACHUSETTS
STATE HOUSE • BOSTON, MA 02133
(617) 725-4000

CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

**ORDER SUSPENDING CERTAIN PROVISIONS
OF THE OPEN MEETING LAW, G. L. c. 30A, § 20**

WHEREAS, on March 10, 2020, I, Charles D. Baker, Governor of the Commonwealth of Massachusetts, acting pursuant to the powers provided by Chapter 639 of the Acts of 1950 and Section 2A of Chapter 17 of the General Laws, declared that there now exists in the Commonwealth of Massachusetts a state of emergency due to the outbreak of the 2019 novel Coronavirus ("COVID-19"); and

WHEREAS, many important functions of State and Local Government are executed by "public bodies," as that term is defined in G. L. c. 30A, § 18, in meetings that are open to the public, consistent with the requirements of law and sound public policy and in order to ensure active public engagement with, contribution to, and oversight of the functions of government; and

WHEREAS, both the Federal Centers for Disease Control and Prevention ("CDC") and the Massachusetts Department of Public Health ("DPH") have advised residents to take extra measures to put distance between themselves and other people to further reduce the risk of being exposed to COVID-19. Additionally, the CDC and DPH have advised high-risk individuals, including people over the age of 60, anyone with underlying health conditions or a weakened immune system, and pregnant women, to avoid large gatherings.

WHEREAS, sections 7, 8, and 8A of Chapter 639 of the Acts of 1950 authorize the Governor, during the effective period of a declared emergency, to exercise authority over public assemblages as necessary to protect the health and safety of persons; and

WHEREAS, low-cost telephone, social media, and other internet-based technologies are currently available that will permit the convening of a public body through virtual means and allow real-time public access to the activities of the public body; and

WHEREAS section 20 of chapter 30A and implementing regulations issued by the Attorney General currently authorize remote participation by members of a public body, subject to certain limitations;

*

NOW THEREFORE, I hereby order the following:

(1) A public body, as defined in section 18 of chapter 30A of the General Laws, is hereby relieved from the requirement of section 20 of chapter 30A that it conduct its meetings in a public place that is open and physically accessible to the public, provided that the public body makes provision to ensure public access to the deliberations of the public body for interested members of the public through adequate, alternative means.

Adequate, alternative means of public access shall mean measures that provide transparency and permit timely and effective public access to the deliberations of the public body. Such means may include, without limitation, providing public access through telephone, internet, or satellite enabled audio or video conferencing or any other technology that enables the public to clearly follow the proceedings of the public body while those activities are occurring. Where allowance for active, real-time participation by members of the public is a specific requirement of a general or special law or regulation, or a local ordinance or by-law, pursuant to which the proceeding is conducted, any alternative means of public access must provide for such participation.

A municipal public body that for reasons of economic hardship and despite best efforts is unable to provide alternative means of public access that will enable the public to follow the proceedings of the municipal public body as those activities are occurring in real time may instead post on its municipal website a full and complete transcript, recording, or other comprehensive record of the proceedings as soon as practicable upon conclusion of the proceedings. This paragraph shall not apply to proceedings that are conducted pursuant to a general or special law or regulation, or a local ordinance or by-law, that requires allowance for active participation by members of the public.

A public body must offer its selected alternative means of access to its proceedings without subscription, toll, or similar charge to the public.

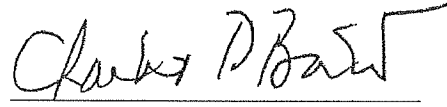
(2) Public bodies are hereby authorized to allow remote participation by all members in any meeting of the public body. The requirement that a quorum of the body and the chair be physically present at a specified meeting location, as provided in G. L. c. 30A, § 20(d) and in 940 CMR 29.10(4)(b), is hereby suspended.

(3) A public body that elects to conduct its proceedings under the relief provided in sections (1) or (2) above shall ensure that any party entitled or required to appear before it shall be able to do so through remote means, as if the party were a member of the public body and participating remotely as provided in section (2).

(4) All other provisions of sections 18 to 25 of chapter 30A and the Attorney General's implementing regulations shall otherwise remain unchanged and fully applicable to the activities of public bodies.

This Order is effective immediately and shall remain in effect until rescinded or until the State of Emergency is terminated, whichever happens first.

Given in Boston at { *-f* *M* } this 12th day of
March, two thousand and twenty.

A handwritten signature in cursive script, reading "Charles D. Baker", written over a horizontal line.

CHARLES D. BAKER
GOVERNOR
Commonwealth of Massachusetts