

# Town and County of Nantucket Select Board • County Commissioners

Dawn E. Hill Holdgate, Chair  
Jason Bridges  
Matt Fee  
Kristie L. Ferrantella  
Rita Higgins



16 Broad Street  
Nantucket, Massachusetts 02554

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

C. Elizabeth Gibson  
Town & County Manager

***AGENDA FOR THE MEETING OF THE  
SELECT BOARD  
APRIL 17, 2020 - 1:00 PM  
REMOTE PARTICIPATION VIA ZOOM AND YOU TUBE  
PURSUANT TO GOVERNOR BAKER'S MARCH 12, 2020  
ORDER REGARDING OPEN MEETING LAW  
NANTUCKET, MASSACHUSETTS***

***YOU TUBE LINK:***

<https://youtu.be/OcLo2Dc7GgM>

- I. CALL TO ORDER***
- II. EMERGENCY JOINT MEETING WITH BOARD OF HEALTH***
  1. Review of Proposed Phased Plans for Construction and Landscaping
    - Select Board Comments/Questions
    - Public Comment
- III. 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.

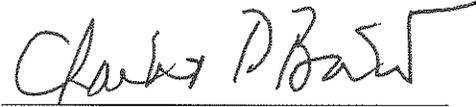
(2) Public bodies are hereby authorized to allow remote participation by all members in any meeting of the public body. The requirement that a quorum of the body and the chair be physically present at a specified meeting location, as provided in G. L. c. 30A, § 20(d) and in 940 CMR 29.10(4)(b), is hereby 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 6:40 PM this 12th day of  
March, two thousand and twenty.

A handwritten signature in cursive script, reading "Charles D. Baker". The signature is written in dark ink and is positioned above a horizontal line.

CHARLES D. BAKER  
GOVERNOR  
Commonwealth of Massachusetts

**From:** [Libby Gibson](#)  
**To:** ["Gregg J. Corbo"](#); [Dawn Hill Holdgate](#); [Jason M. Bridges](#); [Kristie Ferrantella](#); [Matt Fee](#); [Rita Higgins](#)  
**Cc:** [Gregg Tivnan](#); [Rachel K. Day](#); [Erika Mooney](#); [Roberto Santamaria](#); [Andrew Vorce](#); [Leslie Snell](#); [Paul Murphy](#); [William Pittman](#); [Steve Murphy](#); [Brendan Coakley](#)  
**Subject:** Revised Draft - Phase I Landscaping & Construction Plans  
**Date:** Thursday, April 16, 2020 5:12:25 PM  
**Attachments:** [KP-#718090-v1-Nantucket - Back to Work - Construction LG final comment merged 5pm 041620.docx](#)  
**Importance:** High

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Attached are the Phase I Plans as revised from last night's Board meeting. Please note:

**Below are issues raised at the Board meeting:**

- Removing the heading of "Affordable and Employee Housing" (done)
- Adding wording to cover the "year-round person whose house is being worked on & they must move back into it ASAP because it is their primary residence" situation (ie, the "Beth Ann Meehan scenario") (done)
- Adding wording to cover the "water turn on" issue (done)
- Timing of when this becomes effective – unclear? Or? Not sure about this
- Off-island workers – needed more conclusive review/op by Town Counsel (did not sound like this was "legal")
- Adding wording to somehow require that workers remain on site for the duration of their work day (barring an emergency) for things like meals, errands, supply runs (done)
- Adding wording to somehow require that supplies needed for the job must be delivered to the site to the extent feasible (ie, lumber and I don't know what else – equipment?) (done)
- Adding/revising wording to clarify the situation with "up to 4 workers" on a jobsite – what is a "jobsite"? See my comment in the attached (Andrew has comments on this)
- Were the landscaping & construction going to be separated into individual orders? (YES although they are not currently separated, yet: Landscaping activities to be revised by Jeff-Rita)

**Andrew's comments:**

There are still some issues that aren't addressed in this draft, deliveries on page 4 of the supplement contradicts language requiring deliveries and no definition of "occupied" so we will be interpreting that term differently than before. PLUS needs to be clear about where appeals for our Inspectors issuing tickets go-they now go to ZBA or State BBRs. We assume that any appeal of our determination, ticket or other action would go to BOH.

The CO reference is deleted, it is unreliable and not issued on older properties.

We don't understand the elimination of building types and will not be able to pre-list every project. That is not necessary. Site specific references should be removed.

We do not need a week to process applications.

ERIKA: this email & the attachment may go in the packet for tomorrow

ROBERTO: please send to BOH ASAP

GREGG CORBO: anything else?

C. Elizabeth Gibson  
Town Manager  
Town of Nantucket  
(508) 228-7255

With further LG/EOC/GJC/DHH/PLUS edits/comments as of 04-16-20 – 1:05 pm  
**EMERGENCY ORDER No. 5**  
**COVID-19 PROGRAM FOR CONSTRUCTION and LANDSCAPING ON NANTUCKET**  
**PHASE 1**

**PURPOSE:**

To provide the construction community on Nantucket with the ability to begin working again and completing projects with a very limited scope and number of workers on-site while still practicing social distancing and procedures to help prevent the spread of COVID-19, the Board of Health of the Town of Nantucket hereby issues the following Emergency Order No. 5 to establish the Phase 1 Back-to-Work Program for Construction and Landscaping on the Island of Nantucket.

The intent of this program is to be able to address the most important aspects of unfinished construction so that all work can be advanced to a point that protects the project from the dangers of prolonged exposure to weather, and to allow a certain limited amount of commercial landscaping to maintain the health of existing landscaped areas. Much of this work is time sensitive as lumber and other wood products and new plantings cannot be exposed indefinitely, and existing dwellings cannot be allowed to be compromised by weather. Without the work listed below dwellings and other buildings will sustain damage that will render materials unusable and existing dwellings uninhabitable.

This Phase I level of work is limited to the work described below and is permissible subject to approval by the Building Commissioner subject to adherence with the general COVID-19 protocols enforceable by the Board of Health and the requirements of this Order. These protocols shall remain in place until the state of emergency is lifted or until further order of the Board of Health. New construction, renovation or landscaping starts are not permitted, and only work that was stopped ~~as a result of~~because of the emergency order is eligible for an exception.

**Status of Emergency Order No. 1**

The purpose of this Emergency Order No. 5 is to expand upon and clarify Emergency Order No. 1, as supplemented on April 2, 2020 (“Emergency Supplemental Order”).

All projects described in the Emergency Supplemental Order will continue to be authorized in accordance with the terms of the Emergency Supplemental Order, provided that said projects are conducted in accordance with the requirements of this Emergency Order No. 5.

Only the projects listed in the Emergency Supplemental Order and this Emergency Order No. 5 will be permitted to begin or continue, and all other construction shall be prohibited until the moratorium is lifted or further allowances are incorporated in phases.

For purposes of the Emergency Supplemental Order and this Emergency Order No. 5, projects comprising “other work necessary to render ~~occupied~~ residential buildings fully habitable” shall mean work on a residential building used for dwelling purposes ~~that has a Certificate of Occupancy for residential use issued prior to March 20, 2020~~, and where the work relates to the

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habitability of the structure, such as work on kitchens and bathrooms, plumbing and electrical work, including activation of existing utilities, emergency repairs and the completion of work on renovations started prior to March 10, 2020. This section shall not apply additions, unless they fit into one the categories described below, or any other work deemed non-essential by the PLUS Department.

**Commented [GJC1]:** This is intended to allow water to be turned on.

### Part 1: Allowable Construction

For the purposes of this Order, “unfinished construction” shall mean work on any dwelling, building or structure for which a building permit was ~~issued~~ issued, and work actually commenced prior to March 20, 2020 and which work was stopped in accordance with Emergency Order No. 1.

For purposes of this Order, the terms site, jobsite and project shall all be deemed to mean all work occurring pursuant to the same building permit, whether the work is occurring in one or more locations.

**Commented [LG2]:** I thought last night the idea was “per property” – will “per building permit” allow more people to a “job site”?

Beginning on [date], work on the following unfinished construction projects may resume in accordance with the terms of this Order:

**Commented [GJC3R2]:** I was trying to be as expansive as possible, I will leave it to staff to decide how address this issue.

**Commented [LG4]:** Was the “Turning on the water to an unoccupied house” issue going to be addressed in here?

Partially framed structures, dwellings or additions

- To allow the continued construction of partially framed houses to be framed so that the structure can be made weather ~~tight, tight~~, including the installation of roofing materials, windows and siding, but no interior finishing such as dry-wall, flooring, electrical, plumbing or HVAC work.

Unfinished roof work

- To allow for the completion of any roofing work on new structures and structures undergoing renovation.

Unfinished sidewall work

- To allow for the completion of any exterior sidewall work that was affected by the emergency order.

Other Residential Construction Affordable and employee housing

- Work on the following ~~affordable and employee~~ housing projects may be permitted subject to further site-specific orders of the Board of Health:
  - ~~Richmond Great Point Properties Meadows II~~ Workforce Rental Community, [other specific projects?]
  - Any dwelling deemed to be specifically for year round use or employee housing.

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- ~~Duplexes, Garage Apartments, Apartments, Apartment Buildings, and other Multi-Family units.~~
- ~~Structures occupied by year-round residents as verified to the satisfaction of the Building Commissioner.~~
- 

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Essential and Emergency Work

- Existing and newly permitted projects which comprise essential construction as defined in Emergency Order No. 1, as Supplemented on April 2, 2020, may proceed with the approval of the PLUS department, provided that the project complies with said supplemental order and is conducted in accordance with this Emergency Order No. 5.
- Emergency repairs or other emergency work necessitated by circumstances beyond the control of the property owner or contractor may proceed with the approval of the PLUS department, provided that the work is conducted in accordance with this Emergency Order No. 5.

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To request authority to proceed with an allowable project-waiver, the attached form shall be completed and submitted to the Building Commissioner either by hand delivery or mail to 2 Fairgrounds Road, Nantucket, MA, 02554 or by e-mail to pmurphy@nantucket-ma.gov. Staff will endeavor to ~~The application will be reviewed~~ and processed the application within 48 hours of receipt and a response will be provided to the designated COVID-19 Officer by e-mail. In order for construction to proceed, the COVID-19 Officer must display on the site a supplemental permit issued by the Building Commissioner.

**Part 2: Allowable Landscaping**

Beginning on [date], work on the following landscape projects may be undertaken in accordance with the terms of this Order:

**Commented [GJC5]:** It is expected that this will come out and be modified, but I am leaving it for purposes of review by the Board of Health.

**Commented [LG6R5]:** Correct – think we are waiting on the Rita-Jeff Revision

Initial site openings and maintenance:

- Removal of plant wraps, mounds or covers (burlap from evergreens, other covers)
- Removal of debris or dead material
- Pruning as necessary to maintain plants in good health
- Tick tubes
- Deer Spraying

Greenhouse/growing operations:

- Planting of bare root material to maintain plant health
- Watering as needed to maintain plant health
- Potting or transfers as needed to maintain plant health
- Receipt and processing of previously ordered plant material

Lawns:

- Lime application as needed
- Pre-emergents, pesticides or herbicides applied by properly licensed applicators
  - Note: Fertilizer application post April 15<sup>th</sup> would be allowed by properly licensed applicators
- Aeration as needed to maintain lawn health
- Cutting as needed
- Installation of grass/lawn to stabilize loose soils

Trees and shrubs:

- Cutting or pruning as needed to maintain plant health only or for safety purposes.
- Pre-emergents, pesticides or herbicides applied by properly licensed applicators
  - Note: Fertilizer application post April 15<sup>th</sup> would be allowed by properly licensed applicators

Exemptions

- Golf Courses that comply with site-specific protocols site-specific orders of the Board of Health;
- Installation of irrigations systems and maintenance of swimming pools that comply with site-specific orders of the Board of Health;
- Landscaping work where the work is limited to only one worker on site.

**Part 3: General Protocols:**

**CONSTRUCTION SAFETY STAND DOWN**

1. All construction sites **MUST** conduct a Safety Stand Down to disseminate and explain these Policies and Procedures to all employees, contractors, vendors and workers on the site upon the commencement of operations after issuance of approval on [date] and the commencement of each subsequent shift on that date. There shall be no work conducted on the site during the stand down, which shall take place during the first fifteen (15) minutes of each shift.
2. Each employee, contractor, vendor and worker on the site shall sign a certificate that they have received and read this Order and that they will comply with the requirements hereof. Such signed certificate shall be retained by the COVID-19 officer and shall be available for inspection upon request. All notices must be translated for non-English speakers.
3. A copy of this Emergency Order No. 5 shall be conspicuously posted at the work site in such places as will be seen by workers and visitors to the site, including but not limited to at or near all employee entrances and break areas.
4. A laminated Placard on a form provided by the PLUS Department shall be posted at each jobsite with the name, phone number and e-mail address of each COVID-19 Officer responsible for the site.

5. Each company shall designate one or more COVID-19 officer(s) and provide their name and contact information to the Board of Health, Building Commissioner and PLUS Department. This step shall be completed by each company by completing and filing the attached form and prior to commencing work. At least one COVID-19 officer shall be on-site at all times that workers are on-site and they shall be required to ensure that the requirements of this Order are strictly adhered to by all persons on-site..

#### **ZERO TOLERANCE FOR SICK WORKERS REPORTING TO WORK**

1. No person shall be permitted to enter the job site if they are exhibiting the symptoms below, and any person exhibiting any of the symptoms below, **MUST** report such symptoms to a supervisor of the COVID-19 Officer (via phone, text or email) immediately, and head home from the job site or stay home if already there.
2. Anyone who notices another person on the job site showing signs or complaining about such symptoms, shall report such observations to a supervisor or the COVID-19 Officer (via phone, text or email) and such symptomatic person shall be directed to leave the project site immediately.
3. The COVID-19 Officer shall make a written report of every person dismissed from or refused access to a jobsite due to the presence of COVID-19 symptoms. Said report shall include the person's name, home address, symptoms shown, date and time of dismissal, areas worked in and measures taken to protect other persons working in that area. Said report shall be provided to the Health Director and all other Supervisors on the jobsite as soon as possible but no later than the end of the work day.
4. If a person is dismissed from the jobsite due to the presence of COVID-19 symptoms, all work shall stop, the all workers shall be dismissed and the person shall not be permitted to return to the site until they are cleared by a medical professional. Prior to resuming work, the contractor shall submit a site specific risk analysis to the Board of Health, the Building Department and the PLUS Department to include, but not be limited to a list of all workers, vendors, inspectors, visitors and other individuals who the suspected worker had close contact with, as well as a description of the areas in which the individual worked, the tools and equipment used and other individuals who had close contact in those areas and the actions taken to clean and sanitize the site. Work shall not resume until the risk analysis and plan are approved by the Town.

#### 5. COVID-19 Typical Symptoms:

- Fever
- Cough
- Shortness of Breath
- Sore Throat

6. Prior to starting a shift or other work or business on the job site, each person entering the jobsite will self-certify to their supervisor or other designated person that they:

- Have no signs of a fever or a measured temperature greater than 100.3 degrees,
- Had no cough or trouble breathing within the past 24 hours,

- Have not had "close contact" with an individual diagnosed with COVID-19.

*"Close contact" means living in the same household as a person who has tested positive for COVID-19, caring for a person who has tested positive for COVID-19, being within 6 feet of a person who has tested positive for COVID-19 for about 15 minutes (this includes riding in a vehicle with), or coming in direct contact with secretions (e.g., sharing utensils, being coughed on) from a person who has tested positive for COVID-19, while that person was symptomatic.*

- Have not been asked to self-isolate or quarantine by their doctor or a local public health official.

**Persons exhibiting symptoms or unable to self-certify must be directed to leave the job site and seek medical attention and applicable testing by their health care provider. They are not to return to the job site until cleared by a medical professional.**

**GENERAL ON-THE-JOB PROCEDURES TO PREVENT EXPOSURE AND LIMIT THE TRANSMISSION OF THE VIRUS**

Each employee of the company shall be issued a copy of the COVID-19 protocols as laid out below:

- Stagger arrival and departure times of workers as much as possible. ~~all workers are to check in over the phone with the COVID-19 officer prior to starting work and shall not come in if they are feeling unwell.~~
- No workers shall be commuting from off-island.
- All workers shall be required to have a copy of the protocols issued by the COVID-19 officer, which clearly identifies the company, including any subcontractors, for which they are working.
- Any property that is occupied shall be given 24-hour notice of the scheduled work by the company ~~that~~ does the work. Workers shall not enter any portion of the property unless they are required to do so to perform their work or related functions.
- All workers must notify the COVID-19 officer prior to coming into any building and must wash hands immediately after entering.
- A supply of washable gloves or nitrile gloves, non-surgical masks, and disinfectants will be distributed to all workers.
- Disinfect all equipment before and after use, focusing on 'touch points', of power tools and hand tools and the like.
- Only enter offices for bathroom use and immediately wash hands. Disinfect all surfaces after use, including door handles of the bathroom and doors handles to the building
- Social distancing will be mandatory. Communicate via phone, text, FaceTime, Zoom, etc. Document sharing, work lists, timesheets will be through electronic means only. No

**Commented [LG7]:** Couple issues from 4/15 SB meeting: language requiring workers to remain on site for the duration of their workday – no going off-site for lunch or errands or supplies; requiring supplies to be delivered

**Commented [GJC8R7]:** These requirements are inserted below.

**Commented [LG9]:** Probably need legal advice on whether we can prohibit off-island workers and how that would be enforced

**Commented [GJC10R9]:** In my opinion, this requirement may exceed the emergency authority of the Town because it may implicate the constitutional right of travel. You may wish to revisit this requirement.

'paper' will be allowed to be handled by other workers.

- All supplies and materials needed for the work shall be delivered to the site by the vendor.
- All materials received are subject to a 24-hour quarantine. Nitrile gloves must be worn when handling the material after quarantine and while disposing of the material. Items delivered must be disinfected if possible. Finally, gloves should be discarded in the appropriate waste receptacle, and hands washed or sanitized.
- Construction material may be received, using the above protocols.
- Workers will work independently as much as possible. Any time an additional person is required on site for work purposes they shall be required to arrive in a separate vehicle and maintain social distancing requirements.
- No more than **four** people (Not including one COVID-19 Officer) are allowed on an individual construction and not more than **two** people (Not including one COVID-19 Officer) are allowed on any landscaping site at any one time.
- Equipment specific (beyond continual disinfecting of all surfaces):
  - All basic equipment, power and hand tools shall be assigned to individuals and not shared. If it is impossible not to share equipment, it must be disinfected in between users.
  - Equipment in need of repair will be left in an area designated by the COVID-19 officer. Workers will communicate equipment issues with the COVID-19 officer via phone or text.
  - Equipment to be repaired must be sanitized prior to drop leaving or returning to the site.
- Only one person shall be in a vehicle at any time when traveling to and from the job site. Assigning of vehicles is encouraged with disinfecting of vehicles in between each use. Vehicles that are shared shall be disinfected in between each user with the COVID-19 officer being notified of the transfer. Personal vehicles are encouraged to be used in place of sharing vehicles. Should an individual travel to a work site by alternative means (NRTA, bicycle, etc.) and not by vehicle, company or personal, the COVID-19 officer shall keep a list of these individuals for their company.
- All fuel tanks, fuel tank caps, door handles and steering wheels shall be disinfected upon any fueling activity of any equipment.
- Gloves shall be worn while using any equipment.
- Employees shall not share any food or drink.
- Employees shall not be permitted to leave the jobsite during the work day, except to return home at the end of their shift.
- Employees shall not be permitted on the jobsite unless they are on a shift. Employees shall leave the site and return home immediately after their shift ends.
- Employees shall bring any food and drink needed during the work day from home. Employees shall not be permitted to purchase food or drink from area vendors.
- Any training shall be done by video if possible, and if required, in as small a group as possible, held outside and following social distancing procedures.
- All gloves, masks or other personal protective equipment (PPE) shall be properly disposed of.

**Commented [LG11]:** May need a bit of revision – I think the concept was/is they cannot leave the job site during their work day to get – anything. This sort of sounds like they can't go anywhere to get food or drink from the store, say, ever. (?)

#### **Enforcement:**

1. This Order shall be enforced as a regulation of the Board of Health in accordance with Massachusetts General Laws, Chapter 111, Section 31.
2. Any person or company who proceeds with work in accordance with this Order agrees that the jobsite and all related equipment shall be subject to random, unannounced inspections by any person authorized to enforce this Order.
3. Any person or company who violates this Order will be subject to issuance of an immediate COVID-19 related Stop Work Order and an assessment of the maximum penalty authorized by law. Said penalties will be issued both to the company and to the specific person(s) violating the protocols.
4. Non-Criminal Disposition

This Order may be enforced by the Nantucket Health Director, Assistant Health Officer, Agent of the Board of Health, PLUS inspectors, and/or any Police Officer of the Town of Nantucket.

Whoever violates any provision of this Order may be penalized by a noncriminal disposition process as provided in Massachusetts General Laws, Chapter 40, section 21D and the Town's non-criminal disposition by-law, Sections 1-2, 1-3, 1-4, 1-5, and 1-6 of the Code of the Town of Nantucket.

If non-criminal disposition is elected, then any person who violates any provision of this Regulation shall be subject to a penalty in the amount of three hundred dollars (\$300.00) violation. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.

5. Other:  
Whoever violates any provision of this Order may be penalized by indictment or on complaint brought in the district court. Except as may be otherwise provided by law and as the district court may see fit to impose, the maximum penalty for each violation or offense shall be one thousand dollars (\$1,000). Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.

The Nantucket Board of Health may enforce this Order or enjoin violations thereof through any lawful process, and the election of one remedy by the Nantucket Board of Health shall not preclude enforcement through any other lawful means.

**Application for Exception to Emergency Order No. \_\_\_\_ Relating to a Moratorium on Construction**

Date of Request:

Property Address:

Tax Assessor's Map and Parcel No.:

Scope of Work:

Expected Completion Date:

Describe How Scope of Work Meets Required Criteria:

Maximum No. of Workers on Site (not to exceed 4):

**By signing below, I agree to abide by the COVID-19 safety protocols and agree to allow agents of the Board of Health on the site to inspect for compliance.**

**Designated COVID 19 Officer:**

Name:

Signature:

Cell Number:

E-mail Address:

**CSL Holder or Contractor:**

Name:

Signature:

Cell Number:

E-mail Address:

**Property Owner:**

Name:

Signature:

Cell Number:

E-mail Address:

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**Date Approved or Denied (circle one):**

**Signature of Building Commissioner:**

**From:** [Dawn Hill Holdgate](#)  
**To:** [Libby Gibson](#)  
**Subject:** Fwd: Reopening Our Economy  
**Date:** Tuesday, April 14, 2020 7:16:34 AM

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I was thinking myself that we should institute something like this suggested below. An economic recovery group with people who have a firm handle on the ins and outs of each sector along with Town Management, SB and FinCom?

Dawn E Hill Holdgate  
Nantucket Select Board

Begin forwarded message:

**From:** John K General <kitchenerj46@gmail.com>  
**Date:** April 14, 2020 at 6:43:07 AM EDT  
**To:** Jason Bridges <jason@nantucketbybike.com>, Dawn Hill Holdgate <dhillholdgate@nantucket-ma.gov>, Kristie Ferrantella <kristie@nantucketchamber.org>  
**Subject: Re: Reopening Our Economy**

Thanks Jason. Since I emailed you yesterday I had a call from a friend that owns a small/medium size construction company. He has lived on the island for twenty years and is a well respected contractor.

I'm sure the Select Board have already started to think about the process we will use to reopen the Island Economy. He has an idea that he (and I) think you may want to consider as you work up the reopening process. He asked me if I would articulate it for him with a request that you consider it as part of your own planning process.

His idea is for the Select Board to form a 'Reopening Our Economy Work Group' made up of representatives from the island's most important stakeholders. Examples include the hospital, police, construction, restaurants, hotel/B&B, real estate rentals, Town Legal, etc.

Guided by the Select Board the mission of the group would be to:

1. Develop and gain Select Board approval for an overall strategy and recommended timeline (road map) for reopening the islands economy.
2. Develop and gain Select Board approval for detailed / integrated plans for each sector of our economy and the first responder groups that support us.
3. Manage the successful implementation of the agreed plans.
4. Develop, monitor and use metrics to guide, and if necessary, adjust the implementation plan (number of new positive cases / hospitalizations being the most important metrics).

I think the idea has merit:

1. It brings together and makes the island's key stakeholders responsible for developing and implementing an integrated plan that will be accepted by the Select Board and our island community. Ownership is where it belongs, with industry and first responder leaders.
2. It provides the Select Board with dedicated resources to do work that would otherwise fall on themselves or Libby's team. There is an enormous amount of strategic planning, operational planning and implementation work to be done. It needs experienced and near full time people to do it.
3. It would give us a good chance to create, coordinate and implement plans that get our island back to work without risking the hard fought results we have achieved so far.
4. Reopening our economy will be more complex than shutting it down. No one knows how long it will take. What we do know is that we are approaching a time when large numbers of summer residents, renters and tourists would normally start arriving on our island. Managing this influx will be complex and will need experience and understanding to get through it. The Work Group could be a great way to find the best way through and minimize disagreement.

For my part, if needed, I would be happy to help support the Work Group in any way I can. This is not a necessity, just an offer of help.

Thanks to all of you for what you are doing and how you have handled the situation so far. Without the hard decisions you took I have no doubt our number of positive cases would be looking very different.

I hope you will at least consider the idea that came from my friend.

Thank you  
John