

## COUNTY COMMISSIONERS

Minutes of the Meeting of August 21, 2019. The meeting took place in the Public Safety Facility Community Room, 4 Fairgrounds Road, Nantucket, MA 02554. Members of the Commission present were Jason Bridges, Matt Fee, Kristie Ferrantella, Rita Higgins and Dawn E. Hill Holdgate.

### I. CALL TO ORDER

Chair Bridges called the meeting to order at 6:00 PM.

### II. ANNOUNCEMENTS

1. Chair Bridges announced that the County Commission meeting is being video/audio recorded, in accordance with the requirements of the Open Meeting Law.

### III. PUBLIC COMMENT

None.

### IV. NEW BUSINESS

None.

### V. APPROVAL OF MINUTES AND WARRANTS

1. Approval of Minutes of July 24, 2019 at 6:00 PM. Ms. Ferrantella moved to approve the minutes of July 24, 2019 at 6:00 PM; Ms. Hill Holdgate seconded. All in favor, so voted.

2. Approval of Payroll and Treasury Warrants for August 2019. Ms. Ferrantella moved to approve the payroll and treasury warrants for August 2019; Ms. Hill Holdgate seconded. All in favor, so voted.

### VI. OFFICIAL BUSINESS

1. Property Owner Request: Request for Approval and Execution of Conservation Commission Notice of Intent Assent for 115 and 117 Baxter Road for Relocation and Alteration of House on Premises into Baxter Road Layout as Shown on Plan Entitled "Site Plan of Land for Structure Relocation in Nantucket, MA," Dated July 9, 2019 and Prepared by Nantucket Engineering & Survey, P.C. Real Estate Specialist Kenneth Beaugrand reviewed the request, noting that the owners of 115/117 Baxter Road have received approval from the Zoning Board of Appeals to relocate their dwelling away from the eroding coastal bank. He said the owners still need approval from the Conservation Commission and will need to obtain a license from the County in exchange for a "One Big Beach" easement. Ms. Higgins asked if additional conditions can be added when a license request comes before the County. Mr. Beaugrand answered affirmatively. Mr. Fee warned his fellow Commissioners to be careful not to set expectations especially if they want additional conditions that the owner didn't anticipate. He questioned if a "One Big Beach" easement would be enough; will the owners sue the Town or County in the future; what if the County has to move the road. Ms. Higgins noted that although the license agreement to move another dwelling into the County road layout at 109 Baxter Road was previously approved and could serve as a precedent, with the Town's work on coastal resiliency, the County might have to take a different look at this. Some discussion followed among Board members on the agreement for 109 Baxter Road and the fact that the property was sold, and the County had to assent to transfer the license agreement to the new owner. Chair Bridges asked if any changes or additions could have been made during the assent to transfer process. Attorney George Pucci of Town Counsel's office said yes, that the County can make any changes, including requiring the extinguishment of the right of the owner to sue the Town or County. Ms. Hill Holdgate moved to assent to the filing of the Notice of Intent with the Conservation Commission for 115/117 Baxter Road with the stipulation that the

owners will still need to negotiate a license agreement and "One Big Beach" easement; Mr. Fee seconded. All in favor, so voted.

VII. COMMISSIONERS REPORTS/COMMENTS

None.

VIII. ADJOURNMENT

The meeting was unanimously adjourned at 6:09 PM.

Approved the 25<sup>th</sup> day of September, 2019.

*COUNTY COMMISSIONERS  
AUGUST 21, 2019 – 6:00 PM  
PUBLIC SAFETY FACILITY COMMUNITY ROOM  
4 FAIRGROUNDS ROAD  
NANTUCKET, MASSACHUSETTS*

List of documents used at the meeting:

- V. 1. Draft minutes of July 24, 2019 at 6:00 PM
- VI. 1. Agenda Item Summary (AIS), re: ConCom Notice of Intent (NOI) Assent; ConCom NOI Assent; survey plan