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**Minutes of the Island Road DCPC Committee Meeting  
Held on October 5, 2011  
Fred B. Morgan, Jr. Meeting Room in Edgartown Town Hall  
Main Street, Edgartown, MA 02539**

8 **IN ATTENDANCE**

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9 Commissioners: (P= Present; A= Appointed; E= Elected)

10 P Christina Brown (E-Edgartown) P Doug Sederholm (E-Chilmark) (unable to  
11 stay until the very end)  
12 P Erik Hammarlund (E-West Tisbury) P Fred Hancock (A-Oak Bluffs)

13  
14 Staff: Jo-Ann Taylor (Coastal Planner, DCPC Coordinator), Bill Veno (Senior Planner)

15 Others: Ben Hall, Jr.

16 **Fred Hancock** called the meeting to order at 8:20 a.m.

17 **Fred Hancock** directed the discussion to possible rewrite of the original 1975 *Section 4.12*  
18 *Compliance with Criteria and Standards*, such as in the staff draft rewrite of Section 4.12 for  
19 discussion purposes.

- 20
- 21 • The main purpose of amendment would be to clarify that Special Ways should be  
22 protected regardless of whether or not public access has been documented. Section  
23 4.12 documents how the District meets the criteria for a *Cultural or Historic Resource*  
24 *District* according to the *Critical Planning District Qualifications*.
    - 25 ○ Discussion continued on ways that might not have documented access but  
26 should still be protected.
    - 27 ○ Questions arose:
      - 28 ■ What needs protection, the point A to point B travel, or the scenic  
29 character, or both? Travel was always the use.
      - 30 ■ What is the desired state to protect? The cart path from colonial times?  
31 The narrow footpath remaining? If not maintained or used, they will all  
32 become overgrown with time. Are the public or private owners  
33 responsible for maintenance? What about those ways with unknown  
34 rights and responsibilities?
      - 35 ■ There was discussion of the need to protect from inappropriate  
36 development, rather than from keeping a particular condition. In line 23,  
37 the draft text on maintaining the condition was replaced with *they must*  
38 *not be altered in a manner that prevents visitors and residents from*  
39 *seeing what Island life was once like*. Clear-cutting, for example would be  
40 inappropriate. There remains the discussion of what activities ARE  
41 appropriate.
  - 42 • Protection of *archeological resources* was discussed.
  - 43 • There was general agreement that the original Section 4.12 should be expanded, with  
44 the amendment draft offering better explanation overall.
  - 45 • There was general agreement that the draft Section 4.12 included much text that might  
46 be better in the *Uses* section, and to move the text after line 57 to the *Uses* section.
  - 47 • There was some discussion of looking at what ways are out there in need of protection,  
for possible MVC or town nomination. When Edgartown nominated already-driven ways

48           such as the street portion of Pennywise Path, the envelope for definition was pushed.  
49           Does the Commission want to expand the breadth of what is a Special Way?

50 **Fred Hancock** directed the Committee, for homework, to continue focusing on Section 4.12.

51 **Erik Hammarlund** moved to approve the minutes of September 28, as amended at the table.

52 **Christina Brown** seconded. The motion passed.

53 The meeting was adjourned at 10:15 a.m.

54

55 Jo-Ann Taylor

56

57 Next meeting: Thursday, October 13, 8:15 a.m.

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59 DOCUMENTS REFERRED TO DURING THE MEETING

- 60 • Island Road DCPC Committee **Draft** Amendments For Discussion Purposes Working **Draft** 9 30 11
- 61 • 2008 Amendments (negated in the “Judgment”, continued defense by MVC)
- 62 • 1975 Decision of the MVC Designating the Island Road District as a DCPC
- 63 • Critical Planning District Qualifications
- 64 • Chapter 831 of the Acts of 1977 as amended
- 65 • Minutes of September 28, 2011 (amended and finalized during the meeting)