



PUBLIC HEARING NOTICE
MARTHA'S VINEYARD COMMISSION
Coastal District of Critical Planning Concern
Conformance of Proposed Amended Edgartown Regulations

Date: Thursday, September 8, 2011, at 7:00 P.M.

Location: Martha's Vineyard Commission Offices, 33 New York Avenue, Oak Bluffs, MA.

Purpose: To hear testimony and receive evidence as to whether the Commission should determine that proposed amendments to the regulations governing the Coastal District in the Town of Edgartown conform to the guidelines for the development of the District specified in the Commission's designation of the District.

Proposed Amendments to Article 14.1 Coastal District of the Edgartown Zoning By-laws:

Adding a new subsection as follows: *14.1.e.10. Notwithstanding subsection 14.1.e.9., the Board of Health's approval of an upgrade from an existing septic system or cesspool to a Title 5 septic system or other enhanced system, that entails the modification of one or more of the setback or separation requirements set forth in subparagraphs 4-8, shall be lawful, whether or not the lot on which the upgraded system is located was in separate ownership from adjoining lots before December 22, 1976 provided that, in the opinion of the Board of Health, the revised design provides:*

- a.) for no increase in flow;*
- b.) for no increase in the number of bedrooms;*
- c.) there is a greater protection of public health, safety and the environment than the existing cesspool; and*
- d.) the provisions of subsection 14.1.e.10 shall only apply to existing lots created before February 15, 2011.*

This subsection shall apply to approvals issued prior to the date of this Amendment, as well as to those issued thereafter.

This hearing is held pursuant to Sections 8 and 10 of Chapter 831 of the Acts of 1977, as amended, and Massachusetts General Laws, Chapter 30A, Section 2, as modified by said Chapter 831, and the Critical Planning District Qualifications regarding designation of a District of Critical Planning Concern (DCPC), adopted by the Commission and approved on September 8, 1975 by the Secretary of Communities and Development.

Written testimony may be submitted prior to or during the hearing.