



Memorandum

To: Town of Edgartown – Town Clerk
Board of Health
Planning Board
Board of Selectmen
Conservation Commission
Board of Appeals
Building Official
Towns of Aquinnah, Chilmark, Oak Bluffs, Tisbury and West Tisbury - Town Clerks

From: Jo-Ann Taylor, DCPC Coordinator *Jo Ann Taylor*
Martha's Vineyard Commission

Date: September 9, 2011

Re: Conformance of Amended Regulations for Coastal District Inland Zone in Edgartown

Please be advised that on Thursday, September 8, 2011, the Commission heard proposed amendments to the regulations governing the Inland Zone of the Coastal District in the Town of Edgartown and voted conformance of the proposed regulations with the guidelines for development as specified in the Commission's decision designating the District. The Town of Edgartown may now proceed to administer the amendment as follows:

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.