

THE MARTHA'S VINEYARD COMMISSION

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DATE: July 5, 1979

TO: Building Inspector of the Town of West Tisbury

FROM: Martha's Vineyard Commission

SUBJECT: DEVELOPMENT OF REGIONAL IMPACT DECISION
RE: PUBLIC FACILITY - WASTE OIL STORAGE

APPLICANT: Martha's Vineyard Commission on behalf of the Dukes
County Commissioners

SUMMARY

The Building Inspector of the Town of West Tisbury is granted approval by the Martha's Vineyard Commission to grant the necessary development permits for the Applicant's public facility. This approval was by vote of the Commission on June 28, 1979. The Town Building Inspector may approve the development proposal and may, if authorized by local development ordinances and by laws, place conditions upon or disapprove the development application.

DECISION OF THE MARTHA'S VINEYARD COMMISSION

A Public Hearing was held on June 28, 1979 by the Martha's Vineyard Commission (the "Commission") at 8:00 p.m. at the Katherine Cornell Hall, Spring Street, Tisbury, MA upon public notice to consider the application of the Martha's Vineyard Commission on behalf of the Dukes County Commissioners (the "Applicant") for a public facility approval in the Town of West Tisbury (the "Application"). The proposed development is for the construction of a waste oil storage facility as applied for on June 5, 1979 on "An Application for Building Permit - 1 May, 1979" and as shown on plans entitled "Proposed Waste Oil Storage Facility, West Tisbury, Ma., Prepared by the Martha's Vineyard Commission, sheets 5/5, May 15, 1979". This proposal is a public facility designed to serve the residents of more than one town and is thus a Development of Regional Impact under the Criteria and Standards, Development of Regional Impact 3.60. This application and notice of public hearing are incorporated herein.

On June 28, 1979 the Hearing was held pursuant to the Act and Massachusetts General Laws, Chapter 30A, Section 2, and was chaired by Marc Widdiss, Acting Chairman of the Commission's Land Use Planning Committee. Mr. Widdiss opened the Public Hearing and read the

public notice. David Thompson, staff of the Commission, presented slides of the locus. William Maravell, staff of the Commission, delivered a presentation of the locus. There was a call for proponents. There were none. There was a call for opponents. There were none. There was no further testimony and the Hearing was closed.

Under the Act, the Commission is required to make findings after its review of the development proposal. It must consider the probable benefits and detriments of the proposal. In this matter the Commission has considered each factor enumerated in these sections of the Act and has considered its Information for Evaluation of Public Developments, together with the information presented at the Public Hearing.

The Commission finds that the probable benefits of the application will exceed the probable detriments and will not interfere substantially with the achievement of any general plan of the Town of West Tisbury or of Dukes County, or violate any local development ordinances and by-laws.

The Commission finds that the development proposal will be more beneficial than detrimental when compared to alternative manners of development or development occurring in alternative locations.

The Commission finds that the proposed development is consistent with local development ordinances and by-laws to the extent it is required to, only the Application being before it at this time. The Applicant must, consistent with the Decision, apply to appropriate Town of West Tisbury officers or boards for any other development permits which may be required together with any other development permits required by law.

The Commission approves the Town of West Tisbury officials granting applicable development permits.

This decision is written consistent with the VOTE OF THE COMMISSION:

June 28, 1979

Benjamin C. Moore
Benjamin C. Moore, Chairman

Norman Friedman
Notary Public

my commission expires: 11/10/83



July 6 1979
date

Edgartown, Mass. July 9 1979
at 2 o'clock and 20 minutes PM
Received and entered with Dukes County Deeds
book 367 Page 122

Attest: Dorothy W. King
Register