

## THE MARTHA'S VINEYARD COMMISSION

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Date: February 14, 2000  
To: Planning Board, Town of Tisbury  
From: Martha's Vineyard Commission  
Subject: Development of Regional Impact  
re: modification of previous decision  
Applicant: MVY Realty Trust  
c/o Schofield, Barbini & Hoehn  
State Road  
Vineyard Haven, MA 02568

Modification of Previous Decision  
Summary

The Martha's Vineyard Commission (the Commission) hereby modifies the Decision of the Martha's Vineyard Commission dated June 5, 1986 and recorded in the County of Dukes County Registry of Deeds, Book 450, Pages 898 through 901 regarding the Application of MVY Realty Trust, c/o Schofield, Barbini & Hoehn, State Road, Vineyard Haven, MA 02568 for the subdivision of land in Tisbury.

The Land Use Planning Committee had received a letter from Edward S. Redstone, one of the principals of the original development proposal, regarding one of the conditions placed on the approval by the Commission. Mr. Redstone sought a change in the composition of the Trustees of the fund for the elderly that had been created as a result of the approval.

Following discussion, it was moved and duly seconded that the change being proposed to the DRI Decision, in accordance with the Regulations of the Martha's Vineyard Commission, Section 2.500(5)(b) Modification of a Previous DRI Decision, was an insubstantial change warranting no further action by the Commission and that the Commission should therefore approve said modification. The Commission so voted in the affirmative.

The Decision of the Martha's Vineyard Commission herein previously cited is hereby modified as follows:

Paragraph three of Page 4 of the Decision of June 5, 1986 is hereby deleted in its entirety and the following substituted in place thereof:

"THAT THE OFFER OF THE APPLICANT BE DEEMED ACCEPTABLE AND THAT A FUND BE ESTABLISHED FOR THE ELDERLY IN THE TOWN OF TISBURY, SUCH FUND TO BE ADMINISTERED BY THE TRUSTEES OF THE PERMANENT ENDOWMENT FUND AND THAT THE APPLICANT CONTRIBUTE A MINIMUM OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000) TO SAID FUND."

The permit granting authorities of the Town of Tisbury may now proceed to take any actions deemed necessary and/or appropriate in accordance with applicable state and local laws.

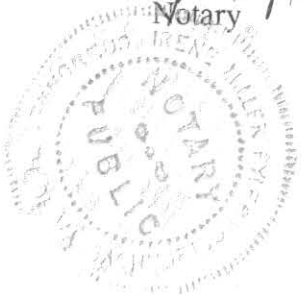
Richard J. Stool  
Chair

Feb 14, 2000  
Date

Irene Miller Fyler  
Notary

February 14, 2000  
Date

IRENE MILLER FYLER  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
JUNE 10, 2005



Edgartown, Mass. February 15, 2000  
at 1 o'clock and 41 minutes PM  
received and entered with Dukes County Deeds  
book 789 page 760

Attest:

Dianne E. Powers Register