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# THE MARTHA'S VINEYARD COMMISSION

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April 29, 1976

TO: TISBURY BOARD OF HEALTH

FROM: MARTHA'S VINEYARD COMMISSION

SUBJECT: DEVELOPMENT OF REGIONAL IMPACT DECISION RE: Michael Jampel

APPLICANT: MICHAEL JAMPEL

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## SUMMARY

The Tisbury Board of Health is granted approval by the Martha's Vineyard Commission to grant the necessary development permits for the development proposal of Michael Jampel. The Tisbury Board of Health may approve the development proposal, approve it with additional conditions, or disapprove the proposal.

## DECISION OF

THE MARTHA'S VINEYARD COMMISSION

RE: MICHAEL JAMPEL

A Public Hearing was held on April 15, 1976 by the Martha's Vineyard Commission ("the Commission"), at 8:15 p.m., upon public notice to consider the application of Michael Jampel ("the Applicant") for a sanitary disposal facility installation permit, in the Town of Tisbury. The proposed development is for the installation of a sanitary disposal facility in a location which is within 500 feet of the extreme high water mark of a water body of 10 acres or more, and is thus a Development of Regional Impact under the criteria and standards, Development of Regional Impact Checklist Section 1.202. This application is incorporated herein.

At the Hearing held pursuant to said Chapter 637 and Massachusetts General Laws, Chapter 30A, Section 2, the Commission received testimony from Dr. Michael Jampel by letter in favor of the proposal. Additional information, including a letter from the Tisbury Board of Health endorsing the proposal, copies of the plan was also submitted to the Commission.

The Development of Regional Impact Committee of the Commission presented a verbal report and recommendation to the Commission on April 15, 1976. The Committee recommended that the Commission allow approval of the applicable development permits by the Town of Tisbury Board of Health. The Committee report and recommendations are incorporated herein.

Under Section 15 and 16 of the Act, the Commission is required to make findings after its review of the development proposal. In this matter, the Commission has been guided by its Policies to be Used in Considering Development Proposals Whose Impact is of a Regional Nature, adopted by the Commission on June 5, 1975 ("DRI Policies") and it has considered each factor enumerated in these sections of the Act.

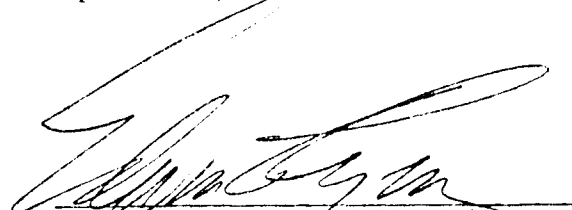
The Commission finds as described herein that the probable benefits from the proposed development will exceed the probable detriments. The Commission also finds that the proposal will not interfere substantially with the achievement of any general plan of Dukes County or of the Town of Tisbury.

The Commission finds that the development proposal will be more beneficial than detrimental when compared to alternative manners of development, and development occurring in alternative locations. Specifically the new system will be much more effective and efficient than the existing sanitary disposal system.

The Commission finds that the development proposal will conform to DRI Policy 2.60, Water Resources. The Commission finds that the proposed development is consistent with local development ordinances and bylaws to the extent it is required to, only the application being before it at this time. The Applicant must, consistent with this Decision apply to appropriate town boards and officials for any other Development Permits required. The Commission approves Town of Tisbury officials granting applicable development permits.

BY VOTE OF THE COMMISSION

April 29, 1976



EDWIN G. TYRA, CHAIRMAN