

## THE MARTHA'S VINEYARD COMMISSION

MARTHA'S VINEYARD  
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June 10, 1977

TO: Conservation Commission, Town of Chilmark

FROM: Martha's Vineyard Commission

SUBJECT: DEVELOPMENT OF REGIONAL IMPACT DECISION  
RE: WOODEN PILE PIER

APPLICANT: Mr. & Mrs. Herbert Hancock and Mr. & Mrs.  
Wallace Barnes

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SUMMARY

The Conservation Commission of the Town of Chilmark has been granted approval by the Martha's Vineyard Commission to grant the necessary permits for the proposal of Hancock and Barnes, Applicant. The local Conservation Commission may approve the development proposal, approve it with additional conditions, or disapprove the proposal.

DECISION OF THE MARTHA'S VINEYARD COMMISSION

A Public Hearing was held on June 9, 1977 by the Martha's Vineyard Commission (the "Commission") at 9:00 p.m. at the Commission offices, olde Stone Building, New York Avenue, Oak Bluffs, MA upon public notice to consider the application of Hancock and Barnes (the "Applicant"). The proposal is for a 50 ft. construction from mean high water to the end of the pier with a 48 foot "T" and the placing of wooden and tender tie piles and mooring. The proposal is within a water body of 10 acres or more and is thus a Development of Regional Impact under the criteria and standards, Regional Impact Checklist Section 3.502. This application was referred to the Commission by the Applicant for action pursuant to Chapter 637, Acts of 1974, as amended (the "Act"). Said application is incorporated herein.

At the Hearing held pursuant to said Chapter 637 and Massachusetts General Laws, Chapter 30A, Section 2, David Thompson, staff of the Commission, delivered a presentation concerning the probable benefits and detriments of said "Application".

The Land Use Planning Committee of the Commission presented

a verbal report and recommendation to the Commission. The Committee recommended that the Commission allow approval of the development proposal subject to the review and conditions of the Massachusetts Division of Waterways.

Under Sections 15 and 16 of Chapter 637, the Commission is required to make findings after its review of the development proposal. In this matter, the Commission has considered each factor enumerated in these sections of the Act.

The Commission finds as described herein that the probable benefits from the proposal will exceed the probable detriments. The Commission also finds that the proposal will not interfere substantially with the achievement of any general plan of the Town of Chilmark or of Dukes County, or violate any local ordinances.

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 navigational and fisheries requirements will not be impacted.

The Commission finds the proposed development is consistent with local development ordinances and by-laws to the extent it is required to.

The Commission approves the Town of Chilmark officials granting the applicable permits.

BY VOTE OF THE COMMISSION

June 9, 1977

George H. Mathiesen  
George H. Mathiesen, Chairman

Norman Friedman  
Notary Public

my commission expires: \_\_\_\_\_

Edgartown, Mass. June 21 1977  
at 11 o'clock and 43 minutes A M  
Received and entered with Dukes County Deeds  
book 347 Page 116

Attest: Deevely W. King  
Register

