

THE MARTHA'S VINEYARD COMMISSION

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June 10, 1977

TO: West Tisbury Board of Selectmen

FROM: Martha's Vineyard Commission

SUBJECT: DEVELOPMENT OF REGIONAL IMPACT DECISION
RE: OAK BLUFFS BICYCLE PATH

APPLICANT: Town of Oak Bluffs - Board of Selectmen

SUMMARY

The Oak Bluffs Board of Selectmen are granted approval by the Martha's Vineyard Commission to grant the necessary development permits or take any action relative thereto for the bicycle path. Construction work for the development proposal may begin, subject however, to the condition contained herein.

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 8:00 p.m., upon proper public notice to consider the application of the Town of Oak Bluffs Board of Selectmen ("the Applicant"). The project is for the extension of the bicycle path along the Vineyard Sound side of Beach Road from the termination of the existing path to the steamship wharf. The project is a Development of Regional Impact under the criteria and standards, Development of Regional Impact Checklist Section 3.101. This application was referred to the Commission for action pursuant to Chapter 637, Acts of 1974, as amended ("the Act"). Said application is incorporated herein.

The Land Use Planning Committee of the Commission presented a verbal and graphic report describing the project to the Commission.

At the Hearing held pursuant to said Chapter 637 and Massachusetts General Laws, Chapter 20A, Section 2, the Commission received testimony from Herbert Combra, Chairman, Oak Bluffs Board of Selectmen. Persons giving testimony were from the town in which the application originated, and said persons were representatives of local governing bodies and private citizens. There was strong local opposition to the project since the project as proposed would affect the safety

of the elderly and children and have the potential of harming a promenade of aesthetic value.

Under Sections 15 and 16 of the Act, the Commission is required to make findings after its review of the project. The Commission finds as described herein that the probable benefits from the intent of the proposed project may exceed the probable detriments.

The Commission finds that the proposal will not directly interfere with the achievement of any general plan of Dukes County or of the Town of Oak Bluffs. The Commission finds that the development proposal as designed may not be more beneficial than detrimental when compared to alternative manners of development.

The Commission finds that without the condition contained herein, that the development without strong local and regional initiative and support may have more detrimental aspects associated with it. Therefore, the Commission places the following condition upon the development proposal:

1. that as of the date of this decision, the project can only be approved by written notification from the Oak Bluffs Board of Selectmen to the Massachusetts Department of Public Works or any other appropriate agency.

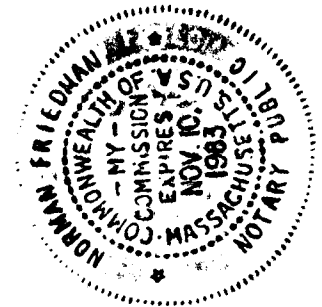
BY VOTE OF THE COMMISSION

June 9, 1977

George H. Mathiesen
 George H. Mathiesen, Chairman

Norman Friedman
 Notary Public

my commission expires: 11/10/83



Edgartown, Mass. June 21 1977
 at 10 o'clock and 45 minutes A M
 Received and entered with Dukes County Deeds
 book 345 Page 118.

Attest: Penelope W. King
 Register