#### AGENDA Nantucket Land Bank Commission Regular Meeting of June 13, 2023 Land Bank Conference Room, 22 Broad Street

#### CALL TO ORDER: 4:00 P.M.

#### A. CONVENE IN OPEN SESSION

- PUBLIC COMMENT / STAFF ANNOUNCEMENTS

   Island Coastal Conference June 12, 2023
- 2. TRANSFER BUSINESS
  - a. Transfer of Corporate Interest Request for Waiver/Release of Lien
  - b. Current "M" Exemptions
- 3. PROPERTY MANAGEMENT
  - a. Various Properties Forest Management Proposal
  - b. 17 Commercial Wharf/Petrel Landing Request for Oyster Upweller
  - c. Inclusive Work Opportunities Nantucket Request for Summer 2023 Tasks
  - d. Multiple Locations Filming Request
  - e. 220 Hummock Pond Road Conservation Restriction Enforcement
  - f. 4 Polpis Harbor Road/Holly Farm Boat Storage Discussion
  - g. 5 Miacomet Road/Dog Park Management Discussion
  - h. Nantucket Racquet Sports Association/82 Hinsdale Rd RFP Process Vote
  - i. 40<sup>th</sup> Pole Management Discussion
  - j. Capital Projects Review Continued Long-Term Projects
- 4. AGRICULTURAL BUSINESS
  - a. 168 Hummock Pond Road Sustainable Nantucket License Renewal
  - b. 19 Wauwinet Road License Execution
  - c. 168 Hummock Pond Road/Mt. Vernon Farm RFR Award of Farmland License
  - d. 19 Wauwinet Road/166 Hummock Pond Road Replacement of Greenhouses Discussion
- 5. REGULAR BUSINESS
  - a. Outreach & Technical Support Contracts
  - b. Annual Election of Officers
- 6. APPROVAL OF MINUTES
  - a. Regular Meeting of May 23, 2023
  - b. Special Meeting of May 15, 2023
- 7. FINANCIAL BUSINESS
  - a. Monthly Transfer Statistics
  - b. Warrant Authorization Cash Disbursement
- 8. COMMISSIONERS ADDITIONAL QUESTIONS AND CONCERNS
- B. EXECUTIVE SESSION: The Executive Session is for Purpose 6 [G.L. c. 30A, 21(a)(6)]. The particular transactions and parcels of real estate are not identified since disclosure of the property information may have a detrimental impact on the Land Bank's negotiating position with one or more third parties; and for Purpose 3 [G.L. c. 30A, 21(a)(3)], discussions concerning strategy with respect to potential and ongoing litigation. The Commission will not reconvene in open session at the conclusion of executive session.
  - 1. Approval of Executive Session Minutes
  - 2. Ongoing Litigation Matters:
    - a. Land Court Department Action No. 20MISC000058: The Ceylon Elves, LLC v. Nantucket Islands Land Bank Commission (3 & 3B Wyer's Way)
    - b. Land Court Department Action No. 22 MISC 000409: Nantucket Islands Land Bank v.

Hunter S. Ziesing and Marcy E. Ziesing, Co-Trustees of the Lampoon Nominee Trust (6 Wesco Place)

- c. Suffolk Superior Court Docket No. 2284CV02606: Richard Corey, Trustee of Twenty-One Commercial Wharf Nominee Trust v. Massachusetts Department of Environmental Protection, Nantucket Islands Land bank, and Nantucket Conservation Commission. (Petrel Landing/17 Commercial Street)
- 3. Real Estate Acquisition
- C. ADJOURNMENT

#### TRANSFER BUSINESS Nantucket Land Bank Commission Regular Meeting of June 13, 2023

1. Transfer of Corporate Interest – Request for Waiver/Release of Lien:

No. 45616 Richmond Great Point Development, LLC and The Richmond Company Inc.

2. May 2023 Transfers - Record Nos. 45540 through 45621

a. Current "M" Exemption and Liens:

No. 45547 Kyle Daley and Lindsay Daley No. 45592 Pamella James Bloise and Keith Bloise

3. "M" Exemption Update:

a. Five-Year Domicile and Ownership Compliance – Release of Liens:

No. 28953 Timothy Shea

#### THE COMMONWEALTH OF MASSACHUSETTS CHAPTER 669 Acts and Resolves In the Year One Thousand Nine Hundred Eighty-Three An Act RELATIVE TO THE NANTUCKET ISLANDS LAND BANK (Compiled through Chapter 407 of 2016)

#### EXCERPT OF DEFINITIONS APPLICABLE TO THE RICHMOND COMPANY, INC.

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Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

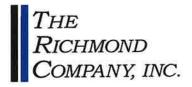
SECTION 1. For purposes of this act, the words and phrases set forth in this section shall have the following meanings:

. . . . . . . . . . . . . .

"Purchase price", all consideration paid or transferred by or on behalf of a purchaser to a seller or his nominee, or for his benefit, for the transfer of any real property interest, and shall include, but not be limited to, all cash or its equivalent so paid or transferred; all cash or other property paid or transferred by or on behalf of the purchaser to discharge or reduce any obligation of the seller; the principal amount of all notes or their equivalent, or other deferred payments, given or promised to be given by or on behalf of the purchaser to the seller or his nominee; the outstanding balance of all obligations of the seller which are assumed by the purchaser or to which the real property interest transferred remains subject after the transfer, determined at the time of transfer, but excluding real estate taxes and other municipal liens or assessments which are not overdue at the time of transfer; the fair market value, at the time of transfer, of any other consideration or thing of value paid or transferred by or on behalf of the purchaser, including, but not limited to, any property, goods or services paid, transferred or rendered in exchange for such real property interest.

"Real property interest", any present or future legal or equitable interest in or to real property, and any beneficial interest therein, including the interest of any beneficiary in a trust which holds any legal or equitable interest in real property, **the interest of a partner or member in a partnership or limited liability company**, the interest of a stockholder in a corporation, the interest of a holder of an option to purchase real property, the interest of a buyer or seller under a contract for purchase and sale of real property, and the transferable development rights created under chapter 183A of the General Laws; but shall not include any interest which is limited to any of the following: the dominant estate in any easement or right of way; the right to enforce any restriction; any estate at will or at sufferance; any estate for years having a term of less than 30 years; any reversionary right, condition, or right of entry for condition broken; and the interest of a mortgage or other secured party in any mortgage or security agreement.

. . . . . . . . . . . .



23 Concord Street Wilmington, MA 01887 (978) 988-3900 · Fax (978) 988-3950

June 9, 2023

#### VIA ELECTRONIC MAIL ONLY TO: jbell@nantucketlandbank.org

Jesse A. Bell, Executive Director Nantucket Islands Land Bank 22 Broad Street Nantucket, MA 02554

RE: Record No. 45616

100% LLC Membership Interest in Richmond Great Point Development, LLC Transferor(s): JST Nantucket, LLC, Arthur J. Epstein 2015 Revocable Trust u/d/t dated March 23, 2015, and Joseph D. Prendergast Transferee(s): The Richmond Company, Inc.

Dear Ms. Bell:

As you know, on May 30, 2023, the Transferee filed a revised Nantucket Islands Land Bank Form 1 with your office which was processed as Record No. 45616 in consideration of certain agreements reached between our respective attorneys. Also on May 30, Transferee paid a transfer fee and interest in the cumulative amount of \$287,544.94.

It is my understanding that in consideration of the release and waiver hereinafter set forth below the Nantucket Islands Land Bank Commission (the "Commission"), at its public meeting scheduled to occur on June 13, 2023, has agreed (i) to consider Transferee's request to waive Penalties assessed on May 23, 2023 in the amount of \$54,339.20 pursuant to Section 13(b) of the Land Bank Act (the "Act"), and (ii) to reconsider the method used to calculate the "Purchase Price" as defined in the Act according to the valuation methodology presented in Transferee's original Form 1 dated February 8, 2023, which was rejected as being inconsistent with the Act.

This letter confirms Transferee's agreement to release the Commission from liability arising out of, and to waive rights or privileges it may otherwise benefit from under the Act or the Commission's rules and regulations to seek a hearing before the Commission, judicial review or appeal of the Commission's determination of the applicable transfer fee and assessment of accrued interest more particularly set forth in the Notice of Assessment dated May 23, 2023, and Notice of Lien registered as Nantucket Land Court Document No. 177119. This release is intended to bind Transferee, Richmond Great Point Development LLC and any of their officers, agents or representatives.

Very truly yours, Philip/Pastan President

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#### Nantucket Islands Land Bank

Transfers by Month Report

| No.   | DATE     | MAP  | PAR   | LOCATION             | BUYER                | SELLER               | R  | B | 7  | 0  | AC    | PRICE          | PAID         | EX |
|-------|----------|------|-------|----------------------|----------------------|----------------------|----|---|----|----|-------|----------------|--------------|----|
| 45540 | 5/1/2023 | 0068 | 872   | HONEYSUCKLE DR, 11   | HONEYSUCKLE NANTUCKE | NANTUCKET PROPERTY O | -1 | 0 | 0  | 0  | 0.12  | \$2,135,670.00 | \$42,713.40  |    |
| 45541 | 5/1/2023 | 0068 | 186   | BEVERLY CT, 6        | MAX D ACK LLC        | GLOWACKI             | -1 | 0 | 0  | 0  | 0.14  | \$1,475,000.00 | \$29,500.00  |    |
| 45542 | 5/1/2023 | 0041 | 802   | MADAKET RD, 80       | FRONT FIELD TRUST    | FRONT FIELD TRUST    | 0  | 0 | 1  | 0  | 30.85 | \$0.00         | \$0.00       | С  |
| 45543 | 5/1/2023 | 0041 | 802   | MADAKET RD, 80       | FRONT FIELD TRUST    | FRONT FIELD TRUST    | 0  | 0 | 1  | 0  | 30.85 | \$0.00         | \$0.00       | С  |
| 45544 | 5/1/2023 | 0080 | 069   | SURFSIDE RD, 109     | PETER S MCCUSKER REV | MCCUSKER             | -1 | 0 | 0  | 0  | 1.84  | \$0.00         | \$0.00       | D  |
| 45545 | 5/1/2023 | 0055 | 372   | WILLIAMS ST, 16      | 16 WILLIAMS LLC      | WILLIAMS             | -1 | 0 | 0  | 0  | 0.17  | \$1,734,000.00 | \$34,680.00  |    |
| 45546 | 5/1/2023 | 0068 | 365   | LILAC CT, 4          | IVEY                 | SCRIMSHAW PROPERTIES | -1 | 0 | 0  | 0  | 0.11  | \$1,650,000.00 | \$33,000.00  |    |
| 45547 | 5/2/2023 | 0080 | 418   | FOLGER AV, 6C        | DALEY                | STRUNCIS/STRUNCIS JR | -1 | 0 | 0  | 0  | 0.14  | \$1,475,000.00 | \$9,500.00   | М  |
| 45548 | 5/2/2023 | 0067 | 305   | BRINDA LN, 12        | ALAN E RUSCH TRUST   | RUSCH                | -1 | 0 | 0  | 0  | 0.56  | \$0.00         | \$0.00       | D  |
| 45549 | 5/2/2023 | 0055 | 7012+ | PLEASANT ST, 96      | ALAN E RUSCH TRUST   | RUSCH                | 0  | 0 | 0  | -1 | 0.00  | \$0.00         | \$0.00       | D  |
| 45550 | 5/2/2023 | 4231 | 035-  | NEW WHALE ST, 1      | NIR NEW WHALE ST LLC | WINTHROP NANTUCKET   | 0  | 0 | -1 | 0  | 0.01  | \$0.00         | \$0.00       | Х  |
| 45551 | 5/2/2023 | 0066 | 526   | BARTLETT RD, 35      | ONE BROAD ST LLC T/A | REITH/REITH/GROSS    | -1 | 0 | 0  | 0  | 0.23  | \$1,485,000.00 | \$29,700.00  |    |
| 45552 | 5/2/2023 | 5541 | 145   | YORK ST, 20          | MCEE LLC             | MEA LLC              | -1 | 0 | 0  | 0  | 0.10  | \$0.00         | \$0.00       | Ι  |
| 45553 | 5/3/2023 | 4233 | 176   | MILK ST, 3           | 3 MILK STREET NOMINE | GLASER               | -1 | 0 | 0  | 0  | 0.13  | \$5,300,000.00 | \$106,000.00 |    |
| 45554 | 5/3/2023 | 0033 | 171-  | EEL POINT RD, 119R   | EPR RGH LLC          | SCANNELL             | 0  | 0 | 1  | 0  | 0.04  | \$189,699.42   | \$3,793.98   |    |
| 45555 | 5/3/2023 | 0033 | 172-  | EEL POINT RD, 119    | SCANNELL             | EPR RGH LLC          | 0  | 0 | 1  | 0  | 0.09  | \$372,856.76   | \$7,457.14   |    |
| 45556 | 5/4/2023 | 0068 | 002   | OLD SOUTH RD, 27     | SANTOS/MCINTOSH/SANT | SANTOS FAMILY PROPER | -1 | 0 | 0  | 0  | 0.38  | \$0.00         | \$0.00       | J  |
| 45557 | 5/4/2023 | 0068 | 002   | OLD SOUTH RD, 27     | SANTOS               | SANTOS               | -1 | 0 | 0  | 0  | 0.38  | \$0.00         | \$0.00       | С  |
| 45558 | 5/5/2023 | 4232 | 195   | FAIR ST, 30          | BOLOGNA 2022 LIVING  | BOLOGNA/THOMAS A BOL | -1 | 0 | 0  | 0  | 0.07  | \$0.00         | \$0.00       | D  |
| 45559 | 5/5/2023 | 4233 | 077   | PLEASANT ST, 17      | LAURA A BENCH TRUST  | BENCH                | -1 | 0 | 0  | 0  | 0.09  | \$0.00         | \$0.00       | D  |
| 45560 | 5/5/2023 | 0021 | 273   | QUIDNET RD, 35       | ANDERSEN FAMILY INVE | ANDERSEN FAMILY INVE | -1 | 0 | 0  | 0  | 2.53  | \$0.00         | \$0.00       | D  |
| 45561 | 5/5/2023 | 0021 | 273   | QUIDNET RD, 35       | ANDERSEN FAMILY INVE | ANDERSEN FAMILY INVE | -1 | 0 | 0  | 0  | 2.53  |                |              | Ι  |
| 45562 | 5/5/2023 | 0021 | 273   | QUIDNET RD, 35       | CREW REST LLC        | ANDERSEN FAMILY INVE | -1 | 0 | 0  | 0  | 2.53  | \$0.00         | \$0.00       | Ι  |
| 45563 | 5/5/2023 | 0021 | 273   | QUIDNET RD, 35       | CREW REST LLC        | CREW REST LLC        | -1 | 0 | 0  | 0  | 2.53  | \$0.00         | \$0.00       | С  |
| 45564 | 5/5/2023 | 0080 | 310   | TRIPP DR, 14         | 14 TRIPP DRIVE LLC   | O'NEILL              | -1 | 0 | 0  | 0  | 2.04  | \$3,188,800.00 | \$63,776.00  |    |
| 45565 | 5/8/2023 | 5541 | 136   | ORANGE ST, 68        | 68 ORANGE REALTY LLC | WONG LAIRD           | -1 | 0 | 0  | 0  | 0.06  | \$0.00         | \$0.00       | Ι  |
| 45566 | 5/8/2023 | 5544 | 024+  | SOUTH MILL ST, 7 & 9 | CAROLYN HUGHES CROWL | CROWLEY              | -1 | 0 | 0  | 0  | 0.92  | \$0.00         | \$0.00       | D  |
| 45567 | 5/8/2023 | 0067 | 138   | WAYDALE RD, 18       | KELLY A NOLL REVOCAB | NOLL                 | -1 | 0 | 0  | 0  | 0.32  | \$0.00         | \$0.00       | D  |
| 45568 | 5/9/2023 | 0041 | 267   | FRANKLIN ST, 3       | LITTLEFIELD          | MARGARET R HOYT REVO | -1 | 0 | 0  | 0  | 0.12  | \$3,350,000.00 | \$67,000.00  |    |
|       |          |      |       |                      |                      |                      |    |   |    |    |       |                |              |    |

| No.   | DATE      | MAP  | PAR   | LOCATION             | BUYER                | SELLER               | R  | B  | V  | 0  | AC   | PRICE          | PAID         | EX |
|-------|-----------|------|-------|----------------------|----------------------|----------------------|----|----|----|----|------|----------------|--------------|----|
| 45569 | 5/9/2023  | 0055 | 091   | WEST YORK LN, 12     | TRUE ISLAND PROPERTI | OLD GRAY BARN TRUST  | -1 | 0  | 0  | 0  | 0.12 | \$1,375,000.00 | \$27,500.00  |    |
| 45570 | 5/9/2023  | 0076 | 084   | SANDPIPER WY, 13     | DARRELL L GUSTAFSON  | GUSTAFSON            | -1 | 0  | 0  | 0  | 0.47 | \$0.00         | \$0.00       | D  |
| 45571 | 5/9/2023  | 4244 | 053   | CLIFF RD, 20         | 20 CLIFF LLC         | SHERBOURNE PROPERTIE | -1 | 0  | 0  | 0  | 0.15 | \$5,100,000.00 | \$102,000.00 |    |
| 45572 | 5/10/2023 | 0067 | 375   | GREEN MEADOWS, 11    | HUNTER-BARRETT/BARRE | HUNTER               | -1 | 0  | 0  | 0  | 0.17 | \$0.00         | \$0.00       | В  |
| 45573 | 5/10/2023 | 0066 | 292   | TODD CR, 2           | ANNE L CHURNS REVOCA | CHURNS               | -1 | 0  | 0  | 0  | 0.38 | \$0.00         | \$0.00       | D  |
| 45574 | 5/10/2023 | 0041 | 2132+ | PILGRIM RD, 21 & SOP | 21 PILGRIM ROAD TRUS | SOPHIE WINS LLC      | -1 | 0  | 0  | 0  | 0.46 | \$8,780,000.00 | \$175,600.00 |    |
| 45575 | 5/11/2023 | 0088 | 025   | MADEQUECHAM VLY, 49  | SOURIAN              | LEOBOY LLC           | 0  | 0  | -1 | 0  | 0.13 | \$0.00         | \$0.00       | ]  |
| 45576 | 5/11/2023 | 0067 | 228   | MIACOMET AV, 24      | 24 MIACOMET AVENUE R | CONWAY               | -1 | 0  | 0  | 0  | 0.18 | \$0.00         | \$0.00       | C  |
| 45577 | 5/11/2023 | 0593 | 102   | S CAMBRIDGE ST, 49   | BRANDON S ARNOLD NOM | FOG ISLAND LLC       | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | D  |
| 45578 | 5/12/2023 | 0068 | 392   | HONEYSUCKLE DR, 23   | CA'NOSTRA LLC        | 23 HONEYSUCKLE LLC   | -1 | 0  | 0  | 0  | 0.09 | \$1,690,000.00 | \$33,800.00  |    |
| 45579 | 5/12/2023 | 0080 | 256   | NAUSHON WY, 22       | LEEANNE C RICHARD RE | RICHARD              | -1 | 0  | 0  | 0  | 0.52 | \$0.00         | \$0.00       | D  |
| 45580 | 5/12/2023 | 0055 | 811   | SANFORD RD, 2F, #6   | FOGGYSBB LLC         | VANILLA DAY LLC      | 0  | -1 | 0  | 0  | 0.00 | \$560,000.00   | \$11,200.00  |    |
| 45581 | 5/15/2023 | 0056 | 805   | HAWTHORNE LN, 4B     | BE RIGHT B-ACK LLC   | 2 CHESTNUT STREET AC | -1 | 0  | 0  | 0  | 0.17 | \$5,600,000.00 | \$112,000.00 |    |
| 45582 | 5/15/2023 | 0055 | 441   | MACLEAN LN, 4        | PALLIATIVE AND SUPPO | BELL                 | -1 | 0  | 0  | 0  | 0.18 | \$1,657,500.00 | \$0.00       | G  |
| 45583 | 5/16/2023 | 0068 | 4391  | MARY ANN DR, 4A      | MILES                | MILES TRUST          | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | D  |
| 45584 | 5/16/2023 | 0056 | 281   | MEADOW VIEW DR, 19   | 19 MVD NOMINEE TRUST | MARK                 | -1 | 0  | 0  | 0  | 0.46 | \$0.00         | \$0.00       | D  |
| 45585 | 5/17/2023 | 4243 | 034   | GAY ST, 9            | 9 GAY STREET NOMINEE | DEBORAH B BEALE TRUS | -1 | 0  | 0  | 0  | 0.07 | \$3,747,562.50 | \$74,951.25  |    |
| 45586 | 5/18/2023 | 4241 | 752   | SWAIN ST, 15, D-1    | BICKNELL             | BICKNELL, EST, PETER | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | E  |
| 45587 | 5/18/2023 | 4241 | 752   | SWAIN ST, 15, D-1    | BICKNELL             | ANDRE                | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | C  |
| 45588 | 5/18/2023 | 0000 | 000   | SHADY MAPLE LN, RD   | SHADY MAPLE LANE HOM | ALLEN                | 0  | 0  | -1 | 0  | 0.20 | \$0.00         | \$0.00       | D  |
| 45589 | 5/18/2023 | 0066 | 4471  | SOMERSET RD, 68, #2  | MACIVER              | PILLSBURY FAMILY REV | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | ]  |
| 45590 | 5/18/2023 | 0066 | 4472  | SLEEPY HOLLOW RD, 18 | PILLSBURY FAMILY REV | PILLSBURY FAMILY REV | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | J  |
| 45591 | 5/18/2023 | 0066 | 4472  | SLEEPY HOLLOW RD, 18 | PEACHES AND MANGO LL | PILLSBURY FAMILY REV | -1 | 0  | 0  | 0  | 0.26 | \$2,650,000.00 | \$53,000.00  |    |
| 45592 | 5/19/2023 | 0067 | 1733  | PARKER LN, 13        | BLOISE               | 61 FAIRGROUNDS LLC   | -1 | 0  | 0  | 0  | 0.23 | \$1,385,000.00 | \$7,700.00   | М  |
| 45593 | 5/23/2023 | 0067 | 3152- | BRINDA LN, 1-        | DON ALLEN AUTO SERVI | REINEMO              | -1 | 0  | 0  | 0  | 0.23 | \$2,000,000.00 | \$40,000.00  |    |
| 45594 | 5/23/2023 | 0068 | 4391  | MARY ANN DR, 4A      | MILES FAMILY IRREVOC | MILES                | 0  | 0  | 0  | -1 | 0.00 | \$0.00         | \$0.00       | D  |
| 45595 | 5/23/2023 | 0068 | 359   | LILAC CT, 1          | 1 LILAC LLC          | POCOMO LLC           | -1 | 0  | 0  | 0  | 0.12 | \$1,625,000.00 | \$32,500.00  |    |
| 45596 | 5/23/2023 | 0041 | 256   | W CHESTER ST, 41     | NANCY ARCHER-MARTIN  | MARTIN               | -1 | 0  | 0  | 0  | 0.12 | \$0.00         | \$0.00       | D  |
| 45597 | 5/23/2023 | 0030 | 071   | CLIFF RD, 78         | T MCGRATH 2012 QUALI | T MCGRATH 2012 QUALI | -1 | 0  | 0  | 0  | 0.51 | \$0.00         | \$0.00       | D  |
| 45598 | 5/24/2023 | 4232 | 009   | ORANGE ST, 23        | 23 ORANGE STREET LLC | TRES SORELLA 2 LLC   | -1 | 0  | 0  | 0  | 0.08 | \$4,137,000.00 | \$82,740.00  |    |
| 45599 | 5/24/2023 | 4231 | 163   | INDIA ST, 10         | 10 INDIA BES LLC     | WORD OF MOUTH REALTY | -1 | -1 | 0  | 0  | 0.03 | \$2,800,000.00 | \$56,000.00  |    |
| 45600 | 5/25/2023 | 0594 | 051   | ARKANSAS AV, 21      | HANF                 | HARPER               | 0  | 0  | 0  | 1  | 0.00 | \$36,800.00    | \$736.00     |    |

| No.   | DATE      | MAP  | PAR   | LOCATION             | BUYER                | SELLER               | R   | B  | V   | 0  | AC    | PRICE           | PAID         | EX |
|-------|-----------|------|-------|----------------------|----------------------|----------------------|-----|----|-----|----|-------|-----------------|--------------|----|
| 45601 | 5/25/2023 | 4243 | 013   | W CHESTER ST, 7      | FITZGERALD           | 7 WEST CHESTER STREE | -1  | 0  | 0   | 0  | 0.06  | \$1,600,000.00  | \$32,000.00  |    |
| 45602 | 5/25/2023 | 0056 | 367   | AUSTIN FARM DR, 8    | 8 AUSTIN FARM LLC    | STAHL                | -1  | 0  | 0   | 0  | 0.92  | \$0.00          | \$0.00       | Ι  |
| 45603 | 5/25/2023 | 0068 | 530   | SPARROW DR, 5        | SEA SPARROW NOMINEE  | FIVE SPARROW NOMINEE | -1  | 0  | 0   | 0  | 0.13  | \$2,295,000.00  | \$45,900.00  |    |
| 45604 | 5/25/2023 | 4241 | 767   | SWAIN ST, 15, C7     | CUCCHIARO            | GREALY               | 0   | 0  | 0   | -1 | 0.00  | \$1,400.00      | \$28.00      |    |
| 45605 | 5/25/2023 | 4241 | 733   | SWAIN ST, 15, A3     | CUCCHIARO            | GREALY               | 0   | 0  | 0   | -1 | 0.00  | \$2,500.00      | \$50.00      |    |
| 45606 | 5/25/2023 | 4233 | 981   | MAIN ST, 126 R       | K22S LLC             | KMS126 NOMINEE TRUST | 0   | 0  | -1  | 0  | 0.15  | \$0.00          | \$0.00       | Ι  |
| 45607 | 5/26/2023 | 0055 | 3012+ | ORANGE ST, 118, B,D  | TAIGH BHEAG TRUST    | GALLOWGLASS & DERRIN | 0   | 0  | 0   | -1 | 0.00  | \$2,000,000.00  | \$40,000.00  |    |
| 45608 | 5/26/2023 | 0041 | 511   | LOWELL PL, 3         | PERLA                | ROSENBERG            | -1  | 0  | 0   | 0  | 0.05  | \$2,600,000.00  | \$52,000.00  |    |
| 45609 | 5/26/2023 | 4231 | 151   | FAIR ST, 6           | CAROLYN M HIGGINS RE | THE MOTHER CHURCH, T | -1  | 0  | 0   | 0  | 0.06  | \$2,500,010.00  | \$50,000.20  |    |
| 45610 | 5/26/2023 | 0075 | 042   | JONATHAN WY, 11      | ANG/SETTERBERG       | ANG                  | 0   | 0  | -1  | 0  | 1.24  | \$0.00          | \$0.00       | С  |
| 45611 | 5/26/2023 | 0066 | 071   | SOMERSET LN, 30      | BOATHOUSE PARTNERS N | ISLAND DOG HOLDINGS  | -1  | 0  | 0   | 0  | 0.49  | \$2,137,000.00  | \$42,740.00  |    |
| 45612 | 5/30/2023 | 0066 | 180   | FARMVIEW DR, 7       | 7 FARMVIEW DRIVE NOM | MORRIS FAMILY INVEST | 0   | 0  | -1  | 0  | 0.45  | \$2,200,000.00  | \$44,000.00  |    |
| 45613 | 5/30/2023 | 0074 | 033   | LOW BEACH RD, 37     | QTIP TRUST MA FBO VA | JEFFREY PALEY 2017 R | -1  | 0  | 0   | 0  | 0.46  | \$0.00          | \$0.00       | Е  |
| 45614 | 5/30/2023 | 4244 | 111   | W CHESTER ST, 11     | ALLEN HUNTINGTON BRE | ALLEN HUNTINGTON BRE | -1  | 0  | 0   | 0  | 0.15  | \$0.00          | \$0.00       | F  |
| 45615 | 5/30/2023 | 4244 | 028   | W CHESTER RD, 13     | ROBERT TAYLOR BREED  | ALLEN HUNTINGTON BRE | -1  | 0  | 0   | 0  | 0.21  | \$0.00          | \$0.00       | F  |
| 45616 | 5/30/2023 | 0068 | 156+  | OLD SOUTH RD, 57 +   | THE RICHMOND COMPANY | JST NANTUCKET LLC/AR | -1  | -1 | -1  | 0  | 12.70 | \$13,584,800.00 | \$271,696.00 |    |
| 45617 | 5/31/2023 | 5541 | 091   | COTTAGE CT, 2        | 2 COTTAGE COURT LLC  | FIFTY-ONE ORANGE STR | -1  | 0  | 0   | 0  | 0.19  | \$0.00          | \$0.00       | Ι  |
| 45618 | 5/31/2023 | 4231 | 1624  | CENTER ST, 30E       | TETTEMER             | MANCHESKI            | 0   | 0  | 0   | -1 | 0.00  | \$6,000.00      | \$120.00     |    |
| 45619 | 5/31/2023 | 0067 | 635   | ESSEX RD, 18         | 18 ESSEX RD LLC      | GETTER               | -1  | 0  | 0   | 0  | 0.17  | \$0.00          | \$0.00       | Ι  |
| 45620 | 5/31/2023 | 0087 | 054+  | NONAMTUM AV, 25, 27+ | NONANTUM 25 LLC      | ELIEMI LLC/25 NONANT | -1  | 0  | -1  | 0  | 6.24  | \$26,875,000.00 | \$537,500.00 |    |
| 45621 | 5/31/2023 | 0068 | 402+  | MACYS LN, 3, C1+     | MONARCA LLC          | GEM REALTY TRUST     | 0   | 0  | 0   | -1 | 0.00  | \$2,200,000.00  | \$44,000.00  |    |
|       |           |      |       |                      |                      | GRAND TOTALS         | -57 |    | -12 |    | \$    | 5123,501,598.6  | 8            |    |

-3 -14

108.88

\$2,396,881.97

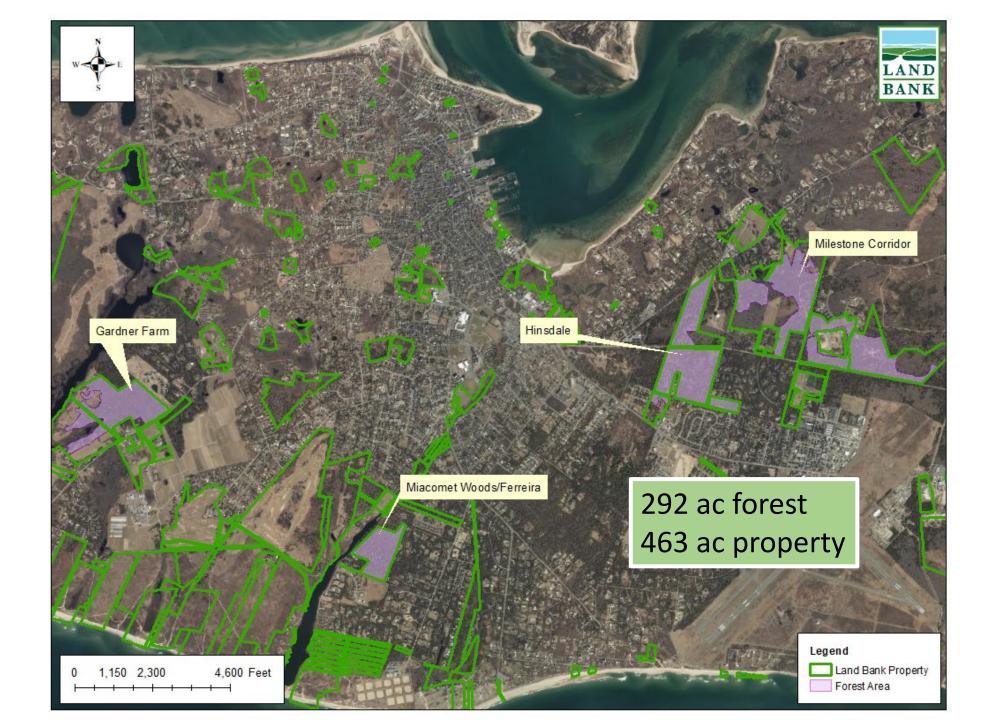
# Creating Resilient Forests

Planning for the future in Land Bank pitch pine habitat



# The Problems





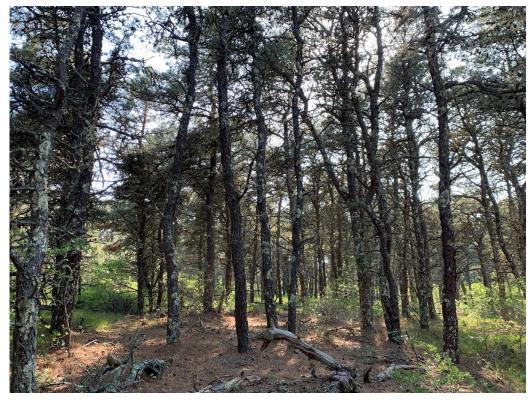
# The Solution

- Reduce tree stress
- Encourage pine barren habitat & species
  - Open canopy
  - Vibrant understory
  - Biodiversity
- Increase airflow
- Decrease ladder fuel and connectivity



# Before and After

## **Gardner Farm**



## Post-management example habitat



# The Process

- Background research
- Apply for Cost-Share grant
- Choose MA Licensed Forester <
- Forest Stewardship Plan
- Plan Management Actions
- Seek grants for implementation (Natural Heritage, DCR, USDA...)
- Implement management actions under forester guidance

A GUIDE TO FINDING AND WORKING WITH FORESTERS IN MASSACHUSETTS

# Foresters and the Care of Your Land



# Choosing a forester

- Expert in Pitch Pine habitat and management
- Excellent communicator and partner
- Familiarity with protected species protocols
- Creative problem solver
- Open to engagement





# Adam Moore: Staff recommendation

- Located in MV ED of Sheriff's Meadow Foundation
- Former Land Superintendent of MV Land Bank
- Current President New England Soc. Of American Foresters
- Relevant experience with habitat, SPB, Bats, Natural Heritage, USFW
- Engagement with Commission/Staff/Public
- Creative ideas for local use of timber
- Excellent writer and communicator

#### **Susan Campese**

| From:           | Jesse Bell                        |
|-----------------|-----------------------------------|
| Sent:           | Friday, May 26, 2023 5:00 PM      |
| To:             | Susan Campese                     |
| Cc:             | Rachael Freeman                   |
| Subject:        | Fwd: Request for 6/13 Agenda Item |
| Follow Up Flag: | Follow up                         |
| Flag Status:    | Flagged                           |

Hi Susan,

Can you please put this on the next agenda for consideration?

Thx, Jesse

Begin forwarded message:

From: Emily Molden <emily@nantucketlandcouncil.org> Date: May 26, 2023 at 4:54:47 PM EDT To: Jesse Bell <jbell@nantucketlandbank.org> Cc: Leah Hill <lhill@nantucket-ma.gov> Subject: Request for 6/13 Agenda Item

Dear Jesse,

I am writing to request an opportunity to present a project to the Commission at the June 13, 2023 meeting. Please see the general project proposal below, and we can provide additional materials in advance of the meeting.

#### **Oyster Upweller at Petrel Landing**

In 2021 the Nantucket Land Bank Commission granted permission for the Nantucket Land Council to temporarily place an oyster upweller at your 17 Commercial Wharf property. We did not proceed with the project in 2021, but are returning to seek re-approval with some exciting new partners.

Carley Ray is a Nantucket Girl Scout who is pursuing her Gold Award for the construction, installation and operation of an Oyster Upweller this summer. Oyster upwellers are essentially an incubator for oysters that allows them to grow in public view as an educational opportunity. Carley is working with Leah Hill, Town of Nantucket Coastal Resilience Coordinator, as her Advisor. She is also coordinating with the Nantucket Land Council and Mass Oyster Project to facilitate the effort. Oyster seed will be provided from Nantucket's very own shellfish hatchery, and once the oysters are grown they will be placed on the Nantucket Conservation Foundation's oyster reef restoration project in Polpis Harbor. The Nantucket High School Woodshop Program will be assisting with the construction of the upweller. We are requesting permission to site the upweller at 17 Commercial Wharf from approximately June 19 through September. We are also requesting to power the necessary pump from the house that remains at 15 Commercial Wharf. We would also ask permission to access small amounts of fresh water from an outdoor hose for our regular cleaning of the tank. The Nantucket Land Council will be organizing volunteers to open the upweller for 2-3 hours up to 3 or 4 days per week throughout the summer. The upweller will be covered and locked when it is not attended.

The tank itself will be approximately 8 feet long, 2 feet wide, and 3-4 feet high.

#### https://massoyster.org/upwellers

Carley Ray, Leah Hill, and RJ Turcotte or myself can appear to present to the Commission on June 13th. Please let me know if it is appropriate to prepare a brief powerpoint presentation. We can provide additional materials prior to the meeting.

Many thanks, Emily Molden

Emily Molden Executive Director

Nantucket Land Council planning - protecting - preserving 6 Ash Lane (508) 228-2818 emily@nantucketlandcouncil.org





Made by Carley Ray with help from Leah Hill and RJ Turcott

# **Gold Award Info**

- Highest award a Girl Scout can
   earn
- This award is earned through a process that each girl must follow
- Each project must be girl lead, sustainable, have an education piece as well as hands on learning.



# **About My Project**

### For my gold award I will be:

- Making an Oyster Upweller
- Creating Surveys for the community to help them and ensure they have learned something from my project
- Setting up tours that enables the public to view and work hands on with my upweller
- Growing healthy oysters
- Cleaning our harbor



## **Construction Of Upweller**

- Pump water from the harbor through the tank back out into the harbor
- Oysters will grow from the algae they eat from the water
- We will have 3-4 silos for the oysters to grow in plus a few spat on shell bags
- The trough will be built in the refitted tank

## **Building Of Upweller**

- New tank stand(help from High school shop teacher)
- Refit tank to fit 3-4 silos and trough for water to flow
- Piping throughout upweller and into the harbor

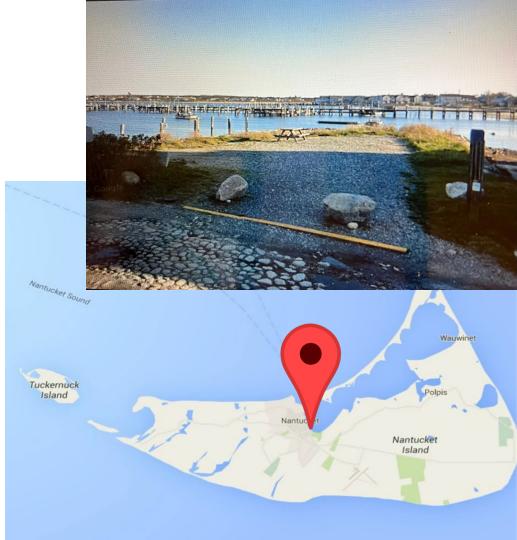


## **Petrel Landing**

- Site of upweller
- Source of freshwater
- Electricity availability

(possible hookup to nearby house)

- Spot in public view
- Will be there in the summer
- Need to find winter tank storage



## Weekly Tasks

- Cleaning the tank
- Sieving the oysters
- Measuring oysters(to know when to take them out, and if upweller is working)
- Water quality parameters(looking for the temperature, ph levels,etc)

## **Helping Organizations**

- Nantucket Land Council
- Nantucket Natural Resources
- Mass Oyster Project
- Nantucket Conservation Foundation

## **Development**

Any way after Petrel Landing is fully developed with all the plans going in, that we could have a permanent spot for the upweller that is able to hook up to electricity and have a freshwater source?

June 8, 2023

Joshua Malitsky 253 Madaket Rd, Nantucket, MA 02554 (<u>imalitsk@iu.edu</u>; 773 919-1809)

#### Project Title and Description:

#### Inclusive Work Opportunities Nantucket, Summer 2023

Inclusive Work Opportunities Nantucket (hereafter, IWON) began in summer 2022 as the Community Cleanup Crew, a partnership between Nantucket nonprofits, the town of Nantucket, and the disabilities community. That summer, Nantucket Town Manager Libby Gibson and Joshua Malitsky created the Community Cleanup Crew, which consisted of 3 young adults between the ages of 18-20 spending 4 mornings a week (3 hours per day) picking up trash across the island—at beaches, fields, cemeteries, bike paths, parking lots, and protected lands. The program was a great success. For the young adults, having paid (\$15/hr) work experience while they are still in school greatly increases their chances of finding full time work and living independently as adults. And the town benefited immensely from the work the young men did to support the cleanliness of the island.

For summer 2023, we propose to grow the partnerships in order to expand the benefits for all stakeholders. We have expanded the number of young and older adults the program supports by reaching out to and inviting participation among a broader community of island families who have young adult/adult children with developmental disabilities. As of May 15th, we have 11 young adults who are interested in participating in IWON 2023.

In collaboration with the town of Nantucket, the Nantucket Land Bank, and the Nantucket Land Council, we propose to expand the types of work that the young adults do. We have already identified a number of work opportunities, ranging from cleanup to town landscape work to environmental conservation to office work, which align with our community's needs and skills. We have connected with the Nantucket Public Schools to be sure that IWON both aligns with and supports their students and the summer educational/vocational programs they offer. We also propose to work closely with Charlie Polachi of the Nantucket Department of Public Works (DPW) to support that division's needs.

For summer 2023, we propose to run IWON from June 21—September 7 with a daily schedule that consists of two 3-hour sessions. From 8:30-11:30 am, a group of workers will engage in outdoor efforts, supporting the DPW, the Land Bank, and the Land Council in any way they need. From 1:00-4:00 pm, another group of workers will do office work such as data entry, scanning files, and any other office-related work that the town, the Land Bank, and the Land Council requests.

#### Goals of the Program:

• To provide a safe, productive work environment for young adults with disabilities

- To provide paid work experience for young adults with disabilities to help grow their skills and capacities to engage in paid work in the future
- To support our partners by providing them substantive value through our community's efforts
- To establish practices and protocols that we can continue to refine as the program grows
- To build and strengthen the disabilities community on the island, providing a space of camaraderie, friendship, and partnerships for families and those who support us.

#### **Evaluation Tool:**

- At the conclusion of the summer, we will provide the town and our partners a Program Report that will consist of evaluations of the program by:
  - o the supervisors
  - the young adult workers
  - the parents of workers
  - o the directors of the organizations with whom we partner
- We will measure the success of the program based on how well the evaluators determine we met the goals established at the outset.

#### **Resource Needs:**

#### Staffing:

- Lead Supervisor: one full-time employee, 40 hours a week, to lead the program, serve as a supervisor during both morning and afternoon sessions, organize schedules, communicate with families, and communicate with the town liaisons.
  - The town of Nantucket has contributed \$10k towards the supervisor's salary. We are requesting an additional \$3k to cover the full cost.

#### Indoor work:

- The indoor work will consist of scanning important Land Council documents, saving them appropriately, and providing the Land Council with memory drives with the files.
  - 4 people from June 20-July 7 (2.66 weeks) and Aug 14-Sept 1 (6 weeks)
    - o 520 hours
  - 3 people from July 10-Aug 11 (5 weeks)
    - o 225 hours
    - Total is 745 hours at x per hour but this will be split with the Nantucket Land Council so approximately 372.5 hours

#### Outdoor work:

- The outdoor work will consist of cleaning specified Land Bank properties and weeding/cleaning Land Bank trails.
  - 4 people from June 20-July 7 (2.66 weeks) and Aug 14-Sept 1 (6 weeks) 0 208 hours
  - 2 people from July 10-Aug 11 (5 weeks)
    - o 60 hours
    - Total is 268 hours at x per hour

#### Total labor costs for summer = 640.5 labor hours for summer

Scanner costs TBD, depending on how you want them done.



#### THANK YOU FOR YOUR INQUIRY TO HOLD A PRIVATE EVENT ON LAND BANK PROPERTY.

The Land Bank Commission will allow small, short, simple ceremonies with minimal set up (no tents, no amplified music, a few chairs for guests who cannot be expected to stand, and preferably fewer than 35 guests). Carpooling is strongly encouraged. Your request will be reviewed at a Land Bank Commission meeting after which you will be notified regarding approval status.

#### REQUESTS FOR TEMPORARY PRIVATE EVENT USE ON NANTUCKET LAND BANK PROPERTIES

APPLICANT NAME:Jeffrey Blondes / Tracey GraceMAILING ADDRESS:LA PETITE CARTINIERE, 37460 ORBIGNY, FRANCE / GBS FineArt, 1\* Floor, 13 Sadler Street, Wells, Somerset, BA5 2PE, United Kingdom / 209 Polpis Road,Nantucket, MA 02554TELEPHONE:(33)6 82 58 57 98 cell - Jeffrey +44 (0)7595921078 or (781)-929-0723 cell - Tracey

E-MAIL: info@jeffreyblondes.com or tracey@gbsfineart.com

Location of EVENT: Various locations

DATE of EVENT:MultipleTIME of EVENT:sunrise to sunsetDescription of attendees (*i.e. friends, family, catering staff...*): artist + assistant

Anticipated number of attendees: 1-2

#### PLEASE DESCRIBE THE EVENT:

Four times over the course of the year – once in each of the four seasons – starting in September, I would like to make a landscape video across multiple sites in Nantucket. The video, a meditation on the Nantucket landscape, would be approximately 96 – 192 hours in length. Please see the attached project outline for a more detailed description.

#### Other relevant information:

We would also like to request a waiver of the daily filming fee; with the fee included the project is not financially viable. Upon completion of the project we would be happy to explore the contribution of a print related to the work, similar to what has been done for other works such as Lunar Perigee to the Land Bank.

\*\*\*\*\*\*



Approved/Denied:

Executive Director

Date: Land Bank Meeting date

Comments:

#### Jeffrey Blondes - Nantucket Landscape Meditation

Originally a landscape painter, Jeffrey Blondes' last 18 years have been devoted to making high definition films in length (to date) from 9 to 104 hours. Similar to his paintings, where his primary instinct has always been to watch, wait and record *en plein air* the subtleties of nature at play in any given landscape, the preoccupation of these films is the point at which landscape and time meet. Writing on his work, Drs Bray and Ede observed "Although Blondes is still the mediator..., film provides [the viewer] with such direct exposure to his subject that it is as though a veil has been lifted. Nature has essentially been brought inside our domestic space and because we see landscape out of its normal context, the viewer is even more acutely aware of it. Watching the films, time seems to pass inexorably slowly with the effect that one is transfixed when at last we see some movement in the landscape."

The work Blondes intends to create on Nantucket builds on this tradition in his work. He will film from sunrise to sunset at various points around the island capturing both the quiet natural beauty found in the center as well as the coastline. The filming will take place four times over the course of a year - once in each season. Blondes usually dedicates a week to the filming process as to minimize the risk of challenging weather conditions. As he will be revisiting the same sites four times over the course of the year his preference is to mark the location of his tripod with a wooden stake (driven flush into the ground, and removed once the project is finished), though it is entirely possible for the place to be marked solely with GPS technology. The potential filming locations Blondes explored in his scouting trip in March are attached.

Regarding the filming practice, Blondes has swapped his easel for a tripod but still tends to work independently though, when possible, with the help of an assistant to help with set-up each morning ahead of sunrise. The focus of the work is the landscape, however exclusive use of the land and its vistas is not required especially as Blondes tends to seek out places that are off the beaten path. The eventual appearance of, for example, hikers or bikes in the background is not an issue as these events are both natural, and so far away that the individuals who might eventually pass will be fleeting at most and unrecognisable to the observer of the finished work.



2023 Google

2023 Goode

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2023 Google

2023 Google

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© 2023 Google

**a** 

#### **Susan Campese**

| From:        | Jesse Bell                      |
|--------------|---------------------------------|
| Sent:        | Wednesday, May 31, 2023 3:20 PM |
| То:          | Jeffrey Pollock                 |
| Subject:     | Fwd: Polpis harbor dinghies     |
| Attachments: | IMG_0911.HEIC                   |

Here is some more background

Begin forwarded message:

From: Mark Donato <m.donato@comcast.net>
Date: May 31, 2023 at 1:20:22 PM EDT
To: Jesse Bell <jbell@nantucketlandbank.org>, Rachael Freeman <rfreeman@nantucketlandbank.org>
Subject: Polpis harbor dinghies

Last Wednesday there were 58 kayaks and 28 dinghies at Polpis. This is only 1 parking place in the picture and is getting eroded and destroyed. I think there could be a dinghy rack built here.

Sent from my iPhone







## CAPITAL PROJECTS - FINANCIAL FORECASTING

#### LONG-TERM PROJECTS

|             |  | Subtotal of Long-Term Projects                        | \$46,750,000 |            |
|-------------|--|---|--------------|------------|
| Not Started | Polpis Rd, 244                           | House move, dock reno, etc                            |              |            |
| Not Started | Polpis Rd, 271                           | Boardwalks, maintenance on historic house             |              |            |
| Not Started | Eel Point Rd, 189                        | Viewing Deck, Parking, etc.                           |              |            |
| Not Started | Hummock Pond Rd, 201                     | Dock Repair and Property Improvements                 | \$250,000    | 01/01/25   |
| Not Started | Orange St, 158-174 / Milestone Rd, 2     | Merging of Properties                                 | \$1,500,000  | 01/01/35   |
| Not Started | East Creek Rd, 16 & 19 (Phase 2)         | Spruce Street Connection                              | \$5,000,000  | 09/01/24   |
| Not olariou |  | Recreation  | \$0,000,000  | 0 1/0 1/20 |
| Not Started | Union St (Consue Springs)                | Consue Marsh Restoration, Resiliency Planning, Public | \$5,000,000  | 01/01/26   |
| Ready       | Properties)<br>Commercial Wharf, 13 & 15 | Petrel Landing  | \$10,000,000 | 01/01/25   |
| Not Started | Washington Street (Various               | Coastal Resiliency Planning & Design Exploration      | \$25,000,000 | 01/01/26   |

10+ yrs

5 yrs 5 yrs

10 yrs 10+ yrs

3 yrs

#### LONG-RANGE PROJECTS

**244 Polpis Rd (White)**: Subject to a lease back to the sellers until 10/19/2027. Property ideas include moving and reusing the small house, dock refurbishment, and additional racks for kayaks. This could help alleviate the pressure on the overwhelmed racks at the Holly Farm property which currently serve the mooring field. In other words, kayak launching from this property could be encouraged/promoted in favor of prioritizing dinghy storage for the boating community at Holly Farm. Contains existing grandfathered dock rights but will require a Chapter 91 license to create a new public dock which could take two years or more to plan and permit.

**<u>189 Eel Point Rd (Osorio)</u>**: Seller responsible for moving house at the end of the lease term (1/21/2027). Over the next few years, plan/permit property for public use. Agreement with seller to design/install viewing deck overlooking Eel Point with memorial plaque for his mother. A bocce court is also currently on the property – query whether we want to remove this or not (we have had several requests for croquet, and this seems like a similar recreational activity?). Additional parking will help supplement existing parking for beach access to Madaket Harbor & Eel Point. Driveway will likely need to be relocated as it is shared with a private residential neighbor.

**Petrel Landing:** Recently received positive decision from Office of Appeals & Dispute Resolution (highest level of agency review) at DEP. That decision was appealed to Superior Court by an abutter on Commercial Wharf. Project design needs to be reviewed and updated in consideration of the recommended elevations for flood risk reduction in the long-term Washington St framework plan and Town CRP. Unfortunately, the timeline for this project is unknown due to the constant abutter appeals and slow pace of the court system.

**Consue Spring:** Conceptual plan to be presented by SCAPE in-person on June 27. This project is an ecological restoration that will improve hydrologic flow (dredging channel and culvert replacement), mitigate future flooding issues, eliminate invasives, improve native biodiversity and habitats, increase stormwater filtration capacity (with sediment forebays), and enhance public use of the site through a network of connected walkways which are designed to showcase views of the creeks. The permitting roadmap is more intense than other projects because it includes significant work in a wetland. Timeline is expected to take at least five (5) years and will require extensive coordination with the Town regarding stormwater infrastructure.

<u>Washington Street Framework Plan</u>: This is a long-term phased strategy that we will require significant coordination with Town and private property owners to implement. Expected to take 10-20+ years to plan, permit, coordinate, and fully construct. This project is a good candidate for grant funding due to the collaboration required and significant public benefits provided (downtown flood risk reduction, comprehensive stormwater management, enhanced public beach recreation, ADA compliance, restoration of coastal habitats, protection of essential transportation infrastructure, pedestrian/bike safety improvements, etc.). Accordingly, staff

plans to work collaboratively with the Town and other stakeholders (for example, Maria Mitchell) in applying for grant funding throughout the duration of this project.

**Spruce Street/Harbor Walk Connection**: The Harbor Walk has been a planning goal for decades, and town meeting has now authorized all town-owned wetland parcels from Consue to 19 East Creek to be conveyed to the Land Bank, making this idea more viable. Depending on how much the Commission wants to prioritize this project, it might make sense to combine with other permitting efforts at Consue and 19 East Creek.

**201 Hummock Pond Rd (Dooley)**: Subject to a lease running in favor of Jeanne Dooley for the rest of her life. Purchased for pond access, there are grandfathered rights with the existing dock. However, it is likely to take at least two years to permit a new public dock, so it would be advisable to get the planning and permitting going soon on this. We may want to consider (and discuss with the neighbor) rerouting the driveway easement so that the private residential access is separated from the public and does not bisect the lot as it does today.

**271 Polpis Rd (Green):** Subject to a lease running to the benefit of Lindsay Green for the rest of her life. Some permitting and carpentry work will be required in the future. Historic horse paddock on the property and abundant wetlands, including a state-certified vernal pool. Abuts NCF land in Middle Moors. Potential for trail connectivity to Moors but will require boardwalks over wetland areas.

#### **SCAPE LANDSCAPE ARCHITECTURE DPC**

#### 277 BROADWAY NINTH FLOOR NEW YORK NY 10007

#### T 212 462 2628 SCAPESTUDIO.COM

#### PROPOSAL FOR ON-CALL LANDSCAPE ARCHITECTURAL SERVICES

Nantucket Island Land Bank On-Call Services

May 12, 2023

Nantucket Islands Land Bank

Jesse Bell, Executive Director

#### **SUMMARY**

SCAPE is excited for the opportunity to continue our work together with the Nantucket Islands Land Bank ("Land Bank" or "client") through On-Call Landscape Architecture services to support the ongoing development of public space, conservation, and resiliency projects. As expressed throughout our previous efforts, SCAPE is committed to the design and greater landscapes on Nantucket Island. It would be a great pleasure for us to collaborate with you on the development of this great place.

Per our prior conversations with Rachel Freeman and Jesse Bell, SCAPE is pleased to submit the following request for additional services for on-call services for the Land Bank. We understand the on-call services will be strategically used for implementation planning and design advisory services.

#### PROJECT TEAM

**Consultants to client team.** SCAPE assumes the Land Bank will continue to contract directly with others for site investigations & surveys; coastal, geotechnical, and structural engineering including foundation design; and any environmental review and permitting if required for the tasks.

Subconsultants to Scape. SCAPE may need the support of subconsultants depending on the scope of certain tasks. If necessary, SCAPE will identify these support needs and preferred subconsultants and provide fees for their services that would be in-addition-to SCAPE's fee allowance for on-call services. We also understand that the Land Bank may have on-call contracts with other consultants whom we may coordinate with on specific tasks.

#### PROCESS

Within 5 business days of receiving notice of a new task, and sooner if possible, SCAPE will prepare a brief memo describing the scope, deliverables, and estimated hours / fee for completion. We will also provide a schedule for completion and a timeframe for mobilization.

Upon receipt of a signed proposal or written notice to proceed, SCAPE will mobilize staff and perform the work required by the task.

We will bill our efforts as time and materials (T/M) and we will notify the Land Bank in writing if any active task will require more hours / fee than originally estimated. Furthermore, once 80% of the total Not to Exceed (NTE) allowance for the on-call services has been expended, we will notify the Land Bank to discuss possible extension of services.

#### FEES FOR PROFESSIONAL SERVICES

| Project Phase    | Duration | SCAPE Fee | Payment Term |
|------------------|----------|-----------|--------------|
| On-Call Services | On-going | \$10,000  | T/M + NTE    |

#### **PAYMENT TERMS:**

Time and Materials (T/M) with Not to Exceed (NTE): Time and Materials (T/M) phases shall be invoiced monthly according to SCAPE scheduled rates effective on the date of this proposal. Please see hourly rates table below. Services rendered within the billing period will be separately described for each hourly task invoiced. Not to Exceed (NTE) amounts will not be increased without Client's prior approval.

**<u>Reimbursable Expenses (estimate)</u>**: Project expenses may include in-house printing costs for presentation materials, model supplies, travel costs for site and potential nursery visits. SCAPE shall not be responsible for multiple printing & distribution of multiple sets of presentation materials and reports. All large-scale printing such as drawing sets shall be done by others. Additional renderings and physical models shall incur additional fees. SCAPE will add a 10% mark-up on all reimbursable project expenses.

#### HOURLY BILLING RATES:

Estimated fees for services for each new task will be calculated based on our then-current hourly billing rates. 2023 rates are as follows:

| Founding Principal | \$350/Hour |
|--------------------|------------|
| Principal          | \$300/Hour |
| Director           | \$220/Hour |
| Senior Associate   | \$190/Hour |
| Associate          | \$150/Hour |
| Senior Designer    | \$135/Hour |
| Designer           | \$110/Hour |

Rates are valid for the current calendar year and may be increased subsequently without written notice.

Services outlined under the Scope of Services shall be provided per the Terms and Conditions in the Agreement for Professional Services.

#### SCAPE LANDSCAPE ARCHITECTURE DPC

#### **SIGNATURE PAGE**

SCAPE requires a signed proposal, a Notice-to-Proceed to start work. Upon acceptance of this proposal, this scope for additional services will be under the already existing terms and agreement between SCAPE and the Client team.

Landscape Architect

Clie

SCAPE / LANDSCAPE ARCHITECTURE DPC Nantucket Islands Land Bank

Client

4 Landes

By:By:Title:Managing PrincipalTitleDate:5/12/2023Date:



June 6, 2023

2023-0119

Jesse A. Bell, Esq. Executive Director Nantucket Islands Land Bank 22 Broad Street Nantucket, MA 02554

#### **Coastal Resilience On-Call**

Woods Hole Group is pleased to submit the following proposal for on-call support of Nantucket Land Bank's ongoing coastal resilience work. This contract will provide a mechanism for the Land Bank to access Woods Hole Group's input and advice on matters including (but not limited to) sea level rise, coastal storms, coastal wetlands and/or coastal processes as they may apply to Land Bank owned properties or prospective acquisitions.

Additionally, this On-Call contract may facilitate direct field support, mapping and/or modeling as needed, understanding that if there is a scope request requiring significant project work, then a separate proposal will be provided (at the discretion of Woods Hole Group and with Land Bank agreement). Woods Hole Group will continue to serve as a subcontractor to SCAPE on their formal design projects with separate scopes and budgets, but will use this On-Call arrangement with Land Bank to collaborate with SCAPE on certain inquiries related to their own similar On-Call contract with the Land Bank.

This contract will not exceed \$10,000 unless otherwise approved by the Land Bank. The table below presents current ranges of rates that typically apply to labor categories and codes anticipated to be required for this oncall work; the rate structure is subject to increase as soon as 2024:

| Labor Categories                      | Labor Codes | Rate     |
|---------------------------------------|-------------|----------|
| Administrative Support                | AD02        | \$85/hr  |
| Coastal/Wetlands Technicians          |             |          |
| Coastal/Civil Engineering Technicians | SET3        | \$115/hr |
| Resiliency Technicians                | JEIS        | 3113/III |
| Permitting Technicians                |             |          |
| Coastal Modelers                      |             |          |
| Coastal/Civil Engineers               | SET4        | \$130/hr |
| Coastal/Wetlands Scientists           | SET5        | \$145/hr |
| Resiliency Specialists                | SET6        | \$165/hr |
| Permitting Specialists                |             |          |
| Senior Coastal/Civil Engineers        | SET7        | \$190/hr |
| Senior Coastal/Wetland Scientists     | SET8        | \$205/hr |
| Senior Resiliency Specialists         | SET9        | \$225/hr |
| Senior Permitting Specialists         | SET10       | \$250/hr |

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This proposal for On-Call Services was assembled under the guidelines for a Time & Materials "Not to Exceed" contract. Total charges for our services through this on-call contract will not exceed \$10,000 without written authorization from The Nantucket Islands Land Bank. The actual cost for our services will be invoiced based on the amount of time it takes to complete all requested tasks. Materials and other direct costs will be invoiced at cost plus our standard markup. Woods Hole Group reserves the right to increase hourly rates used by the contract with advance notice to Land Bank; the rates shown in the above table are current as of June 2023, but may be subject to increase over the duration of this contract based on Woods Hole Group's most current rate table (which may be updated annually, and as soon as 2024). Invoices for services rendered will be submitted monthly. Unless otherwise agreed to in writing, payment is due within 30 days following the date of our invoice. In the event of payments that are significantly or routinely late, Woods Hole Group retains the right to withhold work products and stop work until payment issues are redressed. In case of refusal to address payment issues, Woods Hole Group retains the right to use appropriate legal measures to obtain rightful payment.

If you have any questions, or need any additional information, please don't hesitate to contact us.

Regards, The Woods Hole Group

Joseph J. Famely Climate & Sustainability Team Lead

#### Acceptance and Authorization to Proceed:

"I authorize Woods Hole Group, Inc. to proceed with the above On-Call contract for coastal resilience support."

Representative of Woods Hole Group, Inc.

**Client Representative** 

Name

Date

Name

Date

| MONTHLY   |                                    | STATISTIC                          | S FISCAL                                  | YEAR 2022   |  |   |
|---|------------------------------------|------------------------------------|---|---|--|---|
|   |                                    |                                    |   |   |  |   |
| FY22  | Total                              | Exempt                             | Taxable                                   | Total Gross   | Gross  | Revenue   |
| Month   | Transfers                          | Transfers                          | Transfers                                 | Value   | Value Taxable  | Received  |
|   |                                    |                                    |   |   |  |   |
| Jul-21  | 86                                 | 34                                 | 52  | \$160,463,031   | \$156,448,031  | \$3,128,961   |
| Aug-21  | 94                                 | 52                                 | 42  | \$147,307,536   | \$137,682,536  | \$2,753,651   |
| Sep-21  | 120                                | 41                                 | 79  | \$279,227,463   | \$277,117,463  | \$5,542,349   |
| Oct-21  | 197                                | 56                                 | 141                                       | \$582,600,629   | \$579,326,185  | \$11,586,524  |
| Nov-21  | 129                                | 56                                 | 73  | \$213,581,181   | \$210,102,666  | \$4,214,053   |
| Dec-21  | 177                                | 103                                | 74  | \$312,971,054   | \$299,536,054  | \$5,990,721   |
| Jan-22  | 81                                 | 42                                 | 39  | \$111,899,100   | \$97,499,100   | \$1,950,732   |
| Feb-22  | 49                                 | 30                                 | 19  | \$64,634,159  | \$62,761,659   | \$1,254,483   |
| Mar-22  | 93                                 | 58                                 | 35  | \$108,126,499   | \$89,777,499   | \$1,805,550   |
| Apr-22  | 91                                 | 39                                 | 52  | \$208,684,710   | \$203,890,995  | \$4,085,810   |
| May-22  | 85                                 | 50                                 | 35  | \$114,937,121   | \$107,212,121  | \$2,144,242   |
| Jun-22  | 98                                 | 57                                 | 41  | \$130,698,457   | \$122,677,055  | \$2,453,541   |
|   |                                    |                                    |   |   |  |   |
| THRU MAY 22   | 1,202                              | 561                                | 641                                       | 2,304,432,483   | 2,221,354,308  | 44,457,076  |
| Average   | 108                                | 52                                 | 57  | \$202,927,578   | \$195,335,947  | \$3,909,218   |
| Low   | 49                                 | 30                                 | 19  | \$64,634,159  | \$62,761,659   | \$1,254,483   |
| High  | 197                                | 103                                | 141                                       | \$582,600,629   | \$579,326,185  | \$11,586,524  |
|   |                                    |                                    |   |   |  |   |
| MONTHLY   | TRANSFER                           | STATISTIC                          | S FISCAL                                  | YEAR 2023   |  |   |
|   |                                    |                                    |   |   |  |   |
| FY23  | Total                              | Exempt                             | Taxable                                   | Total Gross   | Gross  | Revenue   |
| Month   | Transfers                          | Transfers                          | Transfers                                 | Value   | Value Taxable  | Received  |
|   |                                    |                                    |   |   |  |   |
| Jul-22  | 79                                 | 48                                 | 31  | \$124,164,276   | \$119,014,276  | \$2,387,886   |
| Aug-22  | 81                                 | 57                                 | 24  | \$84,455,392  | \$70,037,323   | \$1,417,575   |
| Sep-22  | 85                                 | 41                                 | 44  | \$199,748,058   | \$192,528,058  | \$3,850,561   |
| Oct-22  | 97                                 | 38                                 | 59  | \$216,160,950   | \$206,610,950  | \$4,132,219   |
| Nov-22  | 88                                 | 43                                 | 45  | \$186,319,400   | \$178,167,500  | \$3,563,350   |
| Dec-22  | 117                                | 59                                 | 58  | \$178,569,358   | \$165,994,358  | \$3,325,661   |
| Jan-23  | 69                                 | 50                                 | 19  | \$105,949,500   | \$103,160,414  | \$2,063,208   |
| Feb-23  |                                    |                                    |   |   |  |   |
|   | 61                                 | 48                                 | 13  | \$19,474,665  | \$17,669,500   | \$361,890   |
| Mar-23  | 72                                 | 46                                 | 26  | \$90,080,762  | \$84,013,251   | \$1,680,265   |
| Mar-23<br>Apr-23  | 72<br>50                           | 46<br>33                           | 26<br>17                                  | \$90,080,762<br>\$52,530,610  | \$84,013,251<br>\$50,810,810   | \$1,680,265<br>\$1,016,216  |
| Mar-23  | 72                                 | 46                                 | 26  | \$90,080,762  | \$84,013,251   | \$1,680,265   |
| Mar-23<br>Apr-23  | 72<br>50                           | 46<br>33                           | 26<br>17                                  | \$90,080,762<br>\$52,530,610  | \$84,013,251<br>\$50,810,810   | \$1,680,265<br>\$1,016,216  |
| Mar-23<br>Apr-23<br><b>May-23</b>                           | 72<br>50<br><b>82</b>              | 46<br>33<br><b>46</b>              | 26<br>17<br><b>36</b>                     | \$90,080,762<br>\$52,530,610<br><b>\$123,501,599</b>  | \$84,013,251<br>\$50,810,810<br><b>\$119,844,099</b>                                     | \$1,680,265<br>\$1,016,216<br><b>\$2,396,882</b>                                |
| Mar-23<br>Apr-23<br><b>May-23</b><br>THRU MAY 23            | 72<br>50<br><b>82</b><br>881       | 46<br>33<br><b>46</b><br>509       | 26<br>17<br><b>36</b><br>372              | \$90,080,762<br>\$52,530,610<br><b>\$123,501,599</b><br>\$1,380,954,569                         | \$84,013,251<br>\$50,810,810<br><b>\$119,844,099</b><br>\$1,307,850,538                  | \$1,680,265<br>\$1,016,216<br><b>\$2,396,882</b><br>\$26,195,713                |
| Mar-23<br>Apr-23<br><b>May-23</b><br>THRU MAY 23<br>Average | 72<br>50<br><b>82</b><br>881<br>80 | 46<br>33<br><b>46</b><br>509<br>46 | 26<br>17<br><b>36</b><br><u>372</u><br>34 | \$90,080,762<br>\$52,530,610<br><b>\$123,501,599</b><br><b>\$1,380,954,569</b><br>\$125,541,324 | \$84,013,251<br>\$50,810,810<br><b>\$119,844,099</b><br>\$1,307,850,538<br>\$118,895,503 | \$1,680,265<br>\$1,016,216<br><b>\$2,396,882</b><br>\$26,195,713<br>\$2,381,428 |
| Mar-23<br>Apr-23<br><b>May-23</b><br>THRU MAY 23            | 72<br>50<br><b>82</b><br>881       | 46<br>33<br><b>46</b><br>509       | 26<br>17<br><b>36</b><br>372              | \$90,080,762<br>\$52,530,610<br><b>\$123,501,599</b><br>\$1,380,954,569                         | \$84,013,251<br>\$50,810,810<br><b>\$119,844,099</b><br>\$1,307,850,538                  | \$1,680,265<br>\$1,016,216<br><b>\$2,396,882</b><br>\$26,195,713                |

