

SELECT BOARD

Minutes of the meeting of May 12, 2025. The meeting took place by remote participation via Zoom Webinar. Select Board Members present were Brooke Mohr, Tom Dixon, Matt Fee, Dawn Holdgate and Dr. Malcolm MacNab. Also present were Operations Administrator Erika Mooney, Licensing Administrator Amy Baxter, Culture and Tourism Director Shantaw Bloise-Murphy and Special Event Coordinator Deana Weatherly.

I. CALL TO ORDER

Chair Mohr called the meeting to order at 11:00 AM.

II. ANNOUNCEMENTS

1. Alcoholic Beverages Control Commission (ABCC) and Liquor Licensing Compliance Meeting to be held Tuesday, May 20, 2025 at 11:00 AM at PSF Community Room, 4 Fairgrounds Road. Chair Mohr asked if Board members should attend. Ms. Baxter answered affirmatively.

III. LICENSING AND PETITIONS – DEPARTMENTAL REQUESTS

1. Culture and Tourism: Review of Special Event Permit Report. Ms. Bloise-Murphy gave an update on the special events planned for the summer season.

2. Culture and Tourism: Request for Approval of Special Event Consent Items for Reoccurring Public Assemblies as of May 5, 2025:

a) Nantucket Historical Association Community Day to be Held August 8, 2025, 9:00 AM – 12:00 Noon at Children's Beach, 15 Harbor View Way; 500 Attendees. Ms. Weatherly reviewed the request. Dr. MacNab recused himself from this matter as he works for the Nantucket Historical Association. Mr. Fee moved approval; seconded by Ms. Holdgate; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; so voted.

b) Nantucket Triathlon Club Half Marathon to be Held October 12, 2025, 8:00 AM – 12:00 Noon at 33 Bartlett Farm Road; 1,000 Attendees. Ms. Weatherly reviewed the request. Mr. Fee asked if the parking capacity can handle an additional 250 participants. Jim Meehan of the Triathlon Club said yes. Mr. Fee moved approval; seconded by Ms. Holdgate; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Dr. MacNab – Yes; so voted.

3. Licensing and Culture and Tourism: Request for Review and Approval of One-Day Pouring Policy and Art Gallery Program. Ms. Baxter reviewed the proposed policy to manage one-day pouring permits and explained that the Board has the sole authority to issue them, or not. She said they are reported to the ABCC but the ABCC doesn't approve them. Ms. Baxter said the requests from art galleries and retail stores for pouring permits have increased and she would like to emulate the policy from Lowell which was included in the Board's agenda packet. She explained that these locations are not licensed as places of assembly so no fire inspections are required currently. Regarding retail stores, Ms. Baxter recommended not to allow one-day pouring licenses unless store events are sponsored by the Chamber of Commerce or the Department of Culture and Tourism. She reviewed the proposed policy. Mr. Dixon asked what the timeline is for permits. Ms. Baxter suggested 14 days. Mr. Dixon asked if 21 or 30 days would be better. Ms. Baxter said yes, eventually. She said it is the Board's discretion how this occurs, noting that the island is well serviced by licensed package stores. Mr. Dixon said six events per location seems high. Ms. Baxter said it is standard, as Nantucket issues more of these permits than other communities. Mr. Fee asked if this is the best use of staff time and should staff be focusing on short-term rentals and peer-to-peer car sharing

issues instead. Ms. Bloise-Murphy said the proposed changes make the permitting easier and more organized. Mr. Fee said art galleries are fine but requiring retail shops to get permits will increase the numbers. Ms. Baxter explained that a T-shirt shop has requested approval for a DJ with alcohol. Chair Mohr said the Town needs to send a message that shops aren't bars. She said it is important to have a firm policy. Chair Mohr added that she feels the proposed fees seem low at \$50 for six events and spoke in favor of a single permit fee and a multi-day fee. Mr. Dixon spoke in favor of the policy and supported the fees suggested by the Chair, as well as a 30-day timeline. Mr. Fee said he feels events in private homes need more attention than t-shirt shops. Dr. MacNab said parties at private residences is a complicated issue. He said he was worried at first about a new regulation but he understands the need. Ms. Holdgate agreed with Dr. MacNab. Joanna Roche from the Maria Mitchell Association said as someone who applies for events every year, she is in favor of streamlining the process to apply once for multiple events. Ms. Bloise-Murphy noted this is not a new requirement, they are just adding galleries and museums for events. The Board consensus was to move forward with the policy update but any subsequent changes should be considered at a public hearing.

IV. LICENSING AND PETITIONS – LICENSE HOLDER REQUESTS

1. Nan Tuk Tuk Pedicabs: Request for Waiver of Chapter 316, Pedicabs, § 316-2(K) to Allow for Advertising/Sponsor Logos on Licensed Pedicabs. Ms. Baxter reviewed NanTukTuk's request to add advertisements and sponsorships to the exterior of pedicabs. Dr. MacNab said if the Board allows this it will set a precedent and taxi cabs will be next. Ms. Holdgate agreed, saying it is a "slippery slope" and the Board disapproved of outdoor dining umbrellas with sponsors on them. She said this would open the door to others. Mr. Dixon said this is not in keeping with Nantucket and could lead to unintended consequences. Mr. Fee moved to deny the request; seconded by Dr. MacNab; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Dr. MacNab – Yes; so voted.

At 11:50 AM, Ms. Holdgate left the meeting.

V. LICENSING AND PETITIONS - PUBLIC HEARINGS

1. Public Hearing to Consider Application for Change in Ownership Interest and Manager of Seasonal All-Alcoholic Beverages Package Store for Fish Stix, LLC dba Fresh Nantucket, from Joshua Harde, Manager to Charles Merritt, Manager for Premises Located at 5 Salem Street. Chair Mohr opened the public hearing. Ms. Baxter reviewed the request.

As there was no public comment, Mr. Fee moved to close the hearing; seconded by Mr. Dixon; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

Mr. Fee moved approval; seconded by Dixon; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

2. Public Hearing to Consider Application for New Live Entertainment License for The Nantucket Performing Arts Center, Drew Kowalkowski, Manager for Premises Located at 5 North Water Street. Chair Mohr opened the public hearing. Ms. Baxter reviewed the application, noting that it mirrors the previous license holders. She added that the prior liquor license was not renewed and the applicant has delayed applying for a license until the end of the season as one-day pouring licenses with an ABCC application pending are not allowable. Bob Doran of The Nantucket Performing Arts Center spoke in favor of the application, saying they plan to open July 3 and they will offer plays and other events. He said they are not changing the model of the center at this point.

As there was no public comment, Mr. Fee moved to close the hearing; seconded by Mr. Dixon; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

Mr. Fee moved approval; seconded by Dr. MacNab; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

3. Public Hearing to Consider Application for Public Assembly Permit for Nantucket Land Bank Family Picnic to be Held June 8, 2025, 10:00 AM – 2:00 PM at the Creeks Preserve, 2 Milestone Road; 300 Participants. Chair Mohr opened the public hearing. Ms. Weatherly reviewed the request, explaining this event was held last year but wasn't at the public assembly threshold. Dana Nielsen of the Land Bank reviewed the event and parking.

As there was no public comment, Dr. MacNab moved to close the hearing; seconded by Mr. Fee; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

Mr. Fee moved approval; seconded by Dr. MacNab; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

4. Public Hearing to Consider Application for Public Assembly Permit, One-Day All-Alcoholic Beverages Pouring Permit and Entertainment License for Maria Mitchell Association Stargazer Gala to be Held July 24, 2025, 6:00 PM – 10:00 PM at Tom Nevers Field, 130 Tom Nevers Road; 400 Ticketed Guests. Chair Mohr opened the public hearing. Ms. Weatherly reviewed the request, noting some questions about tent placement pursuant to Parks and Recreation Manager Charlie Polachi's concerns. She added that the Tome Nevers Association is in favor of the event as long as it conforms to the Town Noise Bylaw. Amy Young of the Maria Mitchell Association reviewed the site and tent plans. Ms. Roche said they are willing to work with Mr. Polachi on the tent location.

As there was no public comment, Mr. Dixon moved to close the hearing; seconded by Dr. MacNab; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

Mr. Fee moved approval subject to working out the details of the tent location with Mr. Polachi; seconded by Dr. MacNab. Mr. Polachi joined the meeting at 12:12 PM. He expressed concerns that the tent location is at the former home of the Demolition Derby and is sandy, but that it is up to the event planners if they think it will work. Mr. Fee retracted his motion.

Dr. MacNab moved approval with the understanding that the Parks and Recreation Manager has informed the applicant of the potential risks; seconded by Mr. Fee; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; so voted.

At 12:15 PM, Mr. Fee left the meeting.

5. Public Hearing to Consider Application for Public Assembly Permit, One-Day All-Alcoholic Beverages Pouring Permit and Entertainment License for Theatre Workshop of Nantucket Come Together Event to be Held July 30, 2025, 6:00 PM – 10:00 PM at Bartlett's Farm, 33 Bartlett Farm Road; 500 Participants. Chair Mohr opened the public hearing. Ms. Weatherly reviewed the request, noting it was previously held at the Sconset Casino. Dr. MacNab commented that the tent plan looks "crowded". Bethany Oliver of Theatre

Workshop said this is the same tent used for multiple events. Chair Mohr asked if there are regulations for occupancy of tents. Ms. Bloise-Murphy answered affirmatively. She said the Fire Department has been part of the event review. Ms. Weatherly said police details will also be present for the event.

As there was no public comment, Mr. Dixon moved to close the hearing; seconded by Dr. MacNab; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Dr. MacNab – Yes; so voted.

Mr. Dixon moved approval; seconded by Dr. MacNab; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Dr. MacNab – Yes; so voted.

VI. ADJOURNMENT

Dr. MacNab moved to adjourn at 12:20 PM; seconded by Mr. Dixon; by roll call vote: Chair Mohr – Yes; Mr. Dixon – Yes; Dr. MacNab – Yes; so voted.

Approved the 28th day of May 2025.

**SELECT BOARD
MAY 12, 2025 – 11:00 AM
REMOTE PARTICIPATION VIA ZOOM WEBINAR
NANTUCKET, MASSACHUSETTS**

List of documents used at the meeting:

- III. 2a. AIS re: NHA Community Day; Event permit application; Community Day description; Community Day schedule
- III. 2b. AIS re: ACK-Tri Half Marathon; Event permit application; Route map; Bartlett's site map; Half Marathon schedule of events
- III. 3. AIS re: One-Day Pouring Policy & Art Gallery Program; One-Day Pouring License Guidelines – Redline; Town Regulations Ch. 207, Alcoholic Beverages; Lowell One-Day Pouring Policy
- IV. 1. AIS re: NanTukTuk request for waiver of Pedicab Regulations; NanTukTuk advertising proposal; NanTukTuk 2025 Pedicab License; Town Regulations Ch. 316, Pedicabs
- V. 1. AIS re: Fresh; Public hearing notice; Licensing Authority Certification; ABCC application – Fresh; Floor plans
- V. 2. AIS re: Nantucket Performing Arts Center; Public hearing notice; Draft entertainment license; New entertainment license application; Floor plans
- V. 3. AIS re: Land Bank Family Picnic; Public hearing notice; Event permit application; Family Picnic maps (2); Schedule of events
- V. 4. AIS re: MMA Stargazer Gala; Public hearing notice; Event permit application; Site plans (2); Tent layouts (2)
- V. 5. AIS re: Theatre Workshop Come Together; Public hearing notice; Event permit application; Floor plan