

SELECT BOARD

Minutes of the meeting of July 15, 2025. The meeting took place by remote participation via Zoom Webinar. Select Board Members present were Dawn Holdgate, Tom Dixon and Dr. Malcolm MacNab. Brooke Mohr joined the meeting at 11:01 AM and Matt Fee joined the meeting at 11:02 AM. Also present was Operations Administrator Erika Mooney, Finance Director Brian E. Turbitt, Cultural Affairs and Special Events coordinator Deana Weatherly and Licensing Administrator Amy Baxter.

I. CALL TO ORDER

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

II. ANNOUNCEMENTS

There were no announcements.

III. CITIZEN/DEPARTMENTAL/COMMITTEE REQUESTS/REPORTS

1. Finance Department:

a) Request for Approval of FY 2025 Year End Budget Transfers. Finance Director Brian E. Turbitt reviewed the request. Mr. Fee moved approval; seconded by Ms. Mohr; by roll call vote: Chair Holdgate - Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; Ms. Mohr – Yes; so voted.

b) Request for Approval of Accounts Payable Cleanup Warrant. Ms. Mohr moved approval; seconded by Mr. Dixon; by roll call vote: Chair Holdgate - Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; Ms. Mohr – Yes; so voted.

IV. LICENSING AND PETITIONS – DEPARTMENTAL REQUESTS

1. Culture and Tourism: Review of Special Event Permit Report. Ms. Weatherly reviewed the special events permit report as contained in the Select Board's agenda packet.

2. Culture and Tourism: Request for Waiver of Town Noise Bylaw for Nantucket Cottage Hospital Boston Pops from 10:00 PM to 10:30 PM on Saturday, August 9, 2025 at Jetties Beach. Ms. Weatherly reviewed the request. Mr. Fee moved approval; seconded by Ms. Mohr; by roll call vote: Chair Holdgate - Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; Ms. Mohr – Yes; so voted.

3. Licensing: Request for Review of Rental Car Medallion Waitlist and Next Steps to Plan for a Public Hearing for Distribution of Excess Medallions. Ms. Baxter reviewed the rental vehicle medallion (RVM) waitlist, noting she left the waitlist open for the last two months. She explained that there are eight available RVMs and she is focusing on applications for new agencies only, not private vehicles. Mr. Fee read the definition of "rental agency" from Chapter 58 of the Code of the Town of Nantucket, as well as the definition of "rental or lease", noting that peer-to-peer rental owners are in violation of the bylaw. He said he thought the eight RVMs were supposed to go to Turo drivers to make them legal, but now Ms. Baxter is talking about opening new agencies and letting peer-to-peer go. Ms. Mohr explained that Turo is part of a bigger conversation that needs to happen and said she is worried about issuing a few licenses to Turo operators without enforcement. She said the Board previously discussed capturing unused RVMs from existing licenses and possibly issuing those to Turo, later. Dr. MacNab said he feels the unused RVMs need to be dealt with first. Ms. Baxter said all existing medallions in the past have been transferred; they were not offered to new agencies. She added that the Town hasn't issued the full 700 RVMs available for at least 15 years, and there are ways, now, for companies to transfer medallions to each other. As for Turo, Ms. Baxter said the Town might have to deal with company itself and not individual operators. Mr. Fee stated that Turo

is illegal on Nantucket, according to Chapter 58. He said he thought there was going to be a lottery for the eight available RVs. Mr. Dixon said he agrees with what Ms. Baxter wrote in her agenda item summary that the eight RVs are being dealt with, but there also needs to be a wider discussion on unused RVs and Turo. He spoke in support of Ms. Baxter's plan to issue the eight RVs to new agencies that are on the waitlist. Ms. Mohr spoke in favor of the Licensing recommendations to issue the eight available RVs and to encourage new agencies to apply for a license to be an agency complying with requirements of an agency, including commercial locations for cars, etc. and very soon agenda the matter of unused RVs and peer-to-peer car sharing, and so moved to approve the policy and procedure going forward; seconded by Mr. Dixon. Dr. MacNab reiterated that he doesn't feel this is ready to move forward. Mr. Fee spoke against the recommendation which he said he feels is a way to legalize peer-to-peer car sharing. Dr. Dixon asked for clarification on this process being a "back door" to peer-to-peer car sharing. Mr. Fee said right now every person on the waitlist is a rental agency by definition and the Town is differentiating between peer-to-peer and agencies. On the motion, by roll call vote: Chair Holdgate - Yes; Mr. Dixon - Yes; Mr. Fee - No; Dr. MacNab - No; Ms. Mohr - Yes; so voted.

4. Licensing: Review of Licensing Compliance Report. This matter was tabled.

V. LICENSING AND PETITIONS - PUBLIC HEARINGS

1. Public Hearing to Consider Application for New Seasonal Common Victualler and General On-Premises Wine and Malt Beverages License for Oswack Associates, Inc. dba Bagel Bar, Terrance Noyes, Manager, for Premises Located at 44 Straight Wharf. Chair Holdgate opened the hearing. Ms. Baxter reviewed the application.

Mr. Fee recused himself from the latter and left the meeting at 11:37 AM.

Ms. Mohr said bagels and sandwiches seem to be "grab and go" and she is worried about the alcohol leaving the premises when the food is basically takeaway. Chair Holdgate said she was comfortable with the applicant. Attorney Jesse Bell, representing the applicant, said people will not be able to be served alcohol unless they are seated. . Chair Holdgate said the Board approved the same for 45 Surfside and NanTaco.

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

Ms. Mohr moved approval as presented; seconded by Mr. Dixon; by roll call vote: Chair Holdgate - Yes; Mr. Dixon - Yes; Dr. MacNab - Yes; Ms. Mohr - Yes; so voted.

Dr. MacNab left the meeting at 11:43 AM.

2. Public Hearing to Consider Application for a New Non-Live Entertainment License for Oswack Associates, Inc. dba Bagel Bar, Terrance Noyes, Manager, for Premises Located at 44 Straight Wharf. Chair Holdgate opened the hearing. Ms. Baxter reviewed the application.

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

Ms. Mohr moved approval as presented; seconded by Mr. Dixon; by roll call vote: Chair Holdgate - Yes; Mr. Dixon – Yes; Ms. Mohr – Yes; so voted.

VI. ADJOURNMENT

Ms. Mohr moved to adjourn at 11:44 AM; seconded by Mr. Dixon; by roll call vote: Chair Holdgate - Yes; Mr. Dixon – Yes; Ms. Mohr – Yes; so voted.

Approved the 23rd day of July 2025.

SELECT BOARD
JULY 15, 2025 – 11:00 AM
REMOTE PARTICIPATION VIA ZOOM WEBINAR
NANTUCKET, MASSACHUSETTS

List of documents used at the meeting:

- III. 1a. AIS re: FY 2025 Year End Budget Transfers; Proposed transfers
- IV. 1. AIS re: Special Events Permit Report; Special Events Permit Report
- IV. 2. AIS re: Noise Waiver for Boston Pops; Letter from Nantucket Cottage Hospital; Boston Pops Event Permit Application
- IV. 3. AIS re: Rental Vehicle Medallion Waitlist; Rental Vehicle Medallion Waitlist
- V. 1 & 2. AIS re: Bagel Bar; Licensing Authority Certification; Public hearing notice; Draft CV/liquor license; Draft entertainment license; ABCC application; Lease; Agreement; Floor plans; Abutter info; 2018 liquor license for Sushi by Yoshi; Memo re: Liquor license violation sanctions for Sushi by Yoshi; 2018 violation charges; 2018 hearing notice; Town application