

**Tisbury Conservation
Commission
PO Box 1239
Vineyard Haven, MA 02568
508 696 4260**

July 29, 2025

Golden Eye, LLC
Mr. David Malm
20 Pegan Lane
Dover, MA 02030

Re: 794 Chappaquonett Road, Assessors Parcel 32-A-1.1 and 59-A-1

Dear Mr. Malm

As per my email sent to you on June 17, 2025, this office has not received the Restoration Plan as required by the Enforcement Order issued for unauthorized activities at the above referenced properties. The Restoration Plan was to be submitted by May 30, 2025.

Therefore, the Tisbury Conservation Commission voted at their meeting on June 17, 2025 to issue fines under non-criminal disposition MGL C. 40 section 21D. The fines are being levied per the Tisbury Conservation Commissions local bylaw, section 1.09 A,B &C.

The first fine being issued, citation 5431, has been calculated for the maximum fine of \$300 per day from May 30, 2025 to June 17, 20205 in the amount of \$5400.

The second fine being issued is calculated from June 18, 2025 to July 22nd. This period of 34 days without submission of the plan has been calculated at \$10,200.

Further failure to submit a restoration plan shall start accumulating daily fines of \$300 per starting on July 22 and will be issued approximately every two weeks.

This office suggested that someone with experience in these types of matters be engaged by you to submit a complete and satisfactory restoration plan.

For the Commission,



Jane M. Varkonda

Conservation Agent

Town of Tisbury

TISBURY NOTICE OF VIOLATION
of Town By-Law, Rule or Regulation

DATE OF THIS NOTICE

July 22, 2025 5430

NAME OF OFFENDER

Golden Eye LLC

ADDRESS OF OFFENDER

20 Beacon Lane Box 100

DATE OF BIRTH OF OFFENDER

MV OPERATOR LICENSE NUMBER

MV AUTO REGISTRATION NUMBER

OFFENSE:

Failure to submit

Restoration Plan as per Enforcement

TIME AND DATE OF VIOLATION

(A.M.) (P.M.) ON

AT 10:00 AM

SIGNATURE OF ENFORCING PERSON

Enforcement

ENFORCING DEPARTMENT

Signature

HEREBY ACKNOWLEDGE RECEIPT OF THE FOREGOING CITATION

Unable to obtain signature of offender.

Date Mailed 7/23/2025

YOU HAVE THE FOLLOWING ALTERNATIVES IN THIS MATTER:

Either option (1) or option (2) will operate as a final disposition, with no resulting criminal record.

(1) You may choose to pay the above fine, either by appearing in person or through a duly authorized agent, or by mailing a check, money order or postal note WITHIN 21 DAYS OF THE DATE OF THIS NOTICE to:

Town of Tisbury

Box 606

Vineyard Haven, MA 02568

(2) If you desire to contest this matter, you may do so by making a written request for a noncriminal hearing, and enclosing a copy of this citation, WITHIN 21 DAYS OF THE DATE OF THIS NOTICE to:

Clerk Magistrate

Edgartown District Court
P. O. Box 1284 - Main Street
Attn: 21D Noncriminal Hearings

(3) If you fail to pay the above fine or to request a hearing within 21 days, or if you fail to appear for the hearing or to pay any fine determined at the hearing to be due, a criminal complaint may be issued against you.

I HEREBY ELECT THE FIRST OPTION above, confess the offense charged, and enclosed payment in the amount of \$ 5400.00.

I HEREBY REQUEST A NONCRIMINAL HEARING on this matter.

TISBURY NOTICE OF VIOLATION
of Town By-Law, Rule or Regulation

DATE OF THIS NOTICE

July 22, 2025 5431

NAME OF OFFENDER

Golden Eye LLC David Malm

ADDRESS OF OFFENDER

20 Beacon Lane

DATE OF BIRTH OF OFFENDER

MV OPERATOR LICENSE NUMBER

MV AUTO REGISTRATION NUMBER

OFFENSE: Failure to submit

Restoration Plan as per Enforcement Order.

TIME AND DATE OF VIOLATION

(A.M.) (P.M.) ON

AT 10:00 AM

SIGNATURE OF ENFORCING PERSON

Signature

ENFORCING DEPARTMENT

Signature

HEREBY ACKNOWLEDGE RECEIPT OF THE FOREGOING CITATION

Unable to obtain signature of offender.

Date Mailed

YOU HAVE THE FOLLOWING ALTERNATIVES IN THIS MATTER:

Either option (1) or option (2) will operate as a final disposition, with no resulting criminal record.

(1) You may choose to pay the above fine, either by appearing in person or through a duly authorized agent, or by mailing a check, money order or postal note WITHIN 21 DAYS OF THE DATE OF THIS NOTICE to:

Town of Tisbury

Box 606

Vineyard Haven, MA 02568

(2) If you desire to contest this matter, you may do so by making a written request for a noncriminal hearing, and enclosing a copy of this citation, WITHIN 21 DAYS OF THE DATE OF THIS NOTICE to:

Clerk Magistrate

Edgartown District Court
P. O. Box 1284 - Main Street
Attn: 21D Noncriminal Hearings

(3) If you fail to pay the above fine or to request a hearing within 21 days, or if you fail to appear for the hearing or to pay any fine determined at the hearing to be due, a criminal complaint may be issued against you.

I HEREBY ELECT THE FIRST OPTION above, confess the offense charged, and enclosed payment in the amount of \$ 10,300.

I HEREBY REQUEST A NONCRIMINAL HEARING on this matter.

Signature _____

OFFENDER

Signature _____

OFFENDER