



Town of Barnstable Conservation Commission

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MINUTES - CONSERVATION COMMISSION MEETING

DATE: August 8, 2006, 6:30 p.m.

LOCATION - TOWN HALL HEARING ROOM

The meeting was called to order at 6:30 p.m. by Chairman John Abodeely. Also attending were Vice-Chairman Dennis Houle and Commissioners John Parker, Peter Sampou, Scott Blazis (arrived at 6:38 p.m.), Larry Morin, and Tom Lee. Rob Gatewood, Conservation Administrator, assisted.

The meeting was held in the Hearing Room, Barnstable Town Hall, Hyannis, MA.

I MINUTES FOR APPROVAL

July 11, 2006 and July 18, 2006

A motion was made to approve the minutes of July 11 and July 18, 2006.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Elaine and Gerald Schuster. Remove and replace existing pool deck, patios, and walkways; rebuild existing roof deck at 79 Sand Point, Osterville as shown on Assessors Map 073 Parcel 032. **DA-06058**

The applicant was represented by John O'Dea, EIT.

Discussion: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Doreen Fingado. Construct a 12-foot by 14-foot addition (dining room) to existing house at 241 Cap'n Crosby Rd., Centerville as shown on Assessors Map 193 Parcel 179. **DA-06060**

The applicant was represented by David Llewelyn.

Discussion: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Martha Tilton. Remove poison ivy and invasive shrubs, and vista prune and re-vegetate same at 136 Great Bay Rd., Osterville as shown on Assessors Map 072 Parcel 034. **DA-06059**

(Tilton, cont'd.)

The applicant was represented by Attorney John Alger and John O'Dea, EIT.

Discussion: None.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Radius Regency Operating, LLC. Construct three-story addition with associated wastewater treatment facility, underground and parking lot areas, stormwater management system, grading, landscaping, utilities, etc., at 120 South Main St., Centerville as shown on Assessors Map 208 Parcel 089-001. **SE3-4537**

The applicant was represented by Attorney Pat Butler, Norm Hayes, Stan Zurko, Tom Ryder, and Tom Lavalle.

Discussion: The subject parcel is 19.54 acres, mostly wetlands, at the headwaters of the Centerville River. Roof runoff will be sent to a detention basin. The septic system will be a membrane bioreactor. Mr. Ryder explained its function. Nitrogen removal will be about 80%. At Dennis' request, the abutter encroachment into the 50-foot buffer will be addressed. Tom Lee mentioned that the stormwater system would accommodate the 10-year storm. Mr. Ryder said that he could increase capacity only through expanding the design into the 50-foot buffer. John Abodeely asked that the storage shed be moved out of the 100-foot jurisdictional area.

Public Comment: Mrs. Reed, abutter, asked for confirmation that she did, indeed, abut the project site.

A motion was made to continue the project to September 12, 2006.

Seconded and voted unanimously.

Joan DeHechavarria. Construct elevator shaft and detached garage with drive expansion; install pond aerator; naturalize existing lawn area at 15 Hyannis Ave., Hyannisport as shown on Assessors Map 287 Parcel 118. **SE3-**

The applicant was represented by Attorney Pat Butler.

A motion was made to continue the project to September 12, 2006.

Seconded and voted unanimously.

No testimony was taken.

Conserv Group, Inc. Construct an 8,214 square-foot addition to existing professional building; construct additional parking areas and associated site work at 735 Attucks Ln., Hyannis as shown on Assessors Map 295 Parcel 017. **SE3-**_____

The applicant was represented by Robert Guay.

Discussion: The parking lot size is dictated by zoning requirements. The Commission expressed concern for the parking lot expansion into the 50-foot buffer. Staff suggested that opportunities exist at the site for landscape mitigation. Pete Sampou said that mitigation needs to be greater than just the stormwater improvements that were offered. A 2:1 or 3:1 mitigation-to-disturbance ratio was set forth by the Chairman.

A motion was made to approve the project with special conditions.

Seconded and voted unanimously.

Richard F. and Margaret Syron. Construct pier with ramp and float extending 19-feet into Bumps River at 450 Starboard Ln., Centerville as shown on Assessors Map 167 Parcel 026-001. **SE3-4536**

The applicant was represented by Attorney John Alger and John O'Dea, EIT.

Discussion: The proposed pier was to serve non-motorized craft only. Pete Sampou suggested a lower elevation pier, set closer to the marsh. Scott Blazis strongly agreed.

No concerns were expressed by the Harbormaster.

Pete suggested that the float was not supported by the required 12-inches of water at mean low water. Dennis Houle said it was not in the regulations.

A motion was made to approve the project with special conditions.

Seconded and voted unanimously.

IV CONTINUANCES

Mary C. Kariotis. Modify existing licensed pier 67 Pirates Cove, Osterville as shown on Assessors Map 051 Parcel 007-002. **SE3-4523**

Via a letter from Peter Sullivan, PE, the matter was withdrawn.

V OLD & NEW BUSINESS

A. Morning meeting 8/15 at 8.30 a.m.

The date was noted.

B. Jeanne Newman DA-06055 alternate mitigation plan

A motion was made to approve the revised plan.

Seconded and voted. Pete Sampou voted against.

C. Other

None.

VI CERTIFICATES OF COMPLIANCE (ez = staff recommends approval) (* = on-going conditions)

A.	Demartino	SE3-4013	(coc,ez)	add section to existing seasonal dock *
B.	Oyster Harbors Marine	SE3-3701	(coc,ez)	raze and construct storage buildings *
C.	Olney (Bliss Construction)	SE3-0510	(coc,ez)	construct detached garage *
D.	Falkson	DA-06017	(coc,ez)	relocate existing seasonal dock *
E.	Geltman	SE3-4520	(coc,ez)	install gravel path and granite steps *
G.	Beard	SE3-4424	(coc,ez)	raze and construct single-family dwelling *

A motion was made to approve the Certificates of Compliance.

Seconded and voted unanimously.

VII EXECUTIVE SESSION

A. Litigation strategy

A motion was made to enter executive session to discuss litigation strategy, and to not return to public session.

Seconded and voted by roll call vote:

Abodeely – Aye; Houle – Aye; Parker – Aye; Sampou – Aye; Blazis – Aye; Morin – Aye; Lee – Aye.

Public Session ended at 8:15 p.m.