



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: November 28, 2006, 6:30 p.m.

LOCATION: TOWN HALL HEARING ROOM

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

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

I MINUTES FOR APPROVAL

November 14, 2006

A motion was made to approve the minutes of November 14, 2006.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Bruce and Lynn Wallin. Install 10' x 12' shed at 562 Popponnessett Rd., Cotuit as shown on Assessors Map 007 Parcel 004-001. **DA-06085**

The applicant attended.

Discussion: Scott Blazis asked that no fuel or hazardous chemicals be stored in the shed.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Howard and Kim Reich. Permit existing wire and wood picket fence at 105 Hilliards Hay Way, W. Barnstable as shown on Assessors Map 136 Parcel 053. **DA-06091**

The applicant attended.

Discussion: Scott Blazis asked if a 6-inch clearance would be provided. The answer was "yes."

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Harriet Buono. Permit recent planting of 14 trees along rear property line at 10 Kent Rd., Barnstable as shown on Assessors Map 280 Parcel 035. **DA-06094**

(Buono, cont'd.)

The applicant was represented by Attorney John Alger and Peter Sullivan, P.E.

Discussion: The Lleyland cypress trees are "as-planted."

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Rahul Chaturvedi, M.D. Permit existing sections of stockade fencing at 70 Airport Rd., Hyannis as shown on Assessors Map 294 Parcel 013. **DA-06093**

The applicant attended.

Discussion: Scott Blazis asked that the fencing within the 50-foot buffer be removed.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Thomas S. and Mary E. Olsen, Trs. For 122 Starboard Lane Realty Trust. Vista pruning; create and maintain 4-foot-wide path at 122 Starboard Ln., Osterville as shown on Assessors Map 166 Parcel 110. **DA-06095**

The applicant was represented by Peter Sullivan, P.E.

Discussion: The exact vista will be determined in the field.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Town of Barnstable/DPW. Maintenance dredging of entrance channel of Maraspin Creek and placement of dredge material for beach nourishment, dune nourishment/restoration and upland reuse at Mill Way Road and Sandy Neck, Barnstable as shown on Assessors Map 300 & 301 (Maraspin Creek) Parcels 064, 009, 010, and Map 263, 322 & 338 (Sandy Neck) Parcels 001-001, and 001. **SE3-4582**

The applicant was represented by Bob Burgmann, Town Engineer, and consultant Martha Rheinhardt.

Discussion: This maintenance dredging would be done to elv. -6. Multiple nourishment sites were proposed. All sand has been tested to be clean, and coarse to silty in grain size. Larry Morin asked about hauling truck access up and down the beach.

Public Comment: Matthew Ostrowski, commercial shellfisherman, asked that the Blish Point Ramp area be cleaned out. Andrea Sampou of the Town Shellfish Committee expressed the same concern. Chester Wert complained about the beach sand blowing onto his lawn. Atty. Paul Revere, representing Joseph Dugas, expressed concern for the placement of silt on the beach in the course of Phase I. He turned it over to his colleagues Dr. Peter Rosen, coastal geologist. He stressed his and his client's support of the dredging project. He said that the dense black deposit is extensive, and suggested a sand management plan.

Pete Sampou attributed Dr. Rosen's concern to relict *Spartina* marsh peat evident at the site. Coarse sand for Millway beach nourishment was recommended.

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

(ToB/DPW, cont'd.)

Seconded and voted unanimously.

J. Brian O'Neill/The O'Neill Companies. Reconstruct revetment and replant beach grass at 85 Ocean Ave., Hyannisport as shown on Assessors Map 305 Parcel 003. **SE3-4580**

The applicant was represented by Steve Wilson, P.E.

Discussion: The revetment would be re-constructed in place.

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

Seconded and voted unanimously.

Patricia Bradley. Add/construct second-story with roof deck and balcony; construct new walkway, stairs and stone patio; drainage improvements; install new septic system; enclose covered porches and add stoops at 15 Cross Way, W. Hyannisport as shown on Assessors Map 245 Parcel 042. **SE3-4581**

The applicant was represented by Attorney John Alger and Peter Sullivan, P.E.

Discussion: No concerns arose.

Public Comment: Stanley Boson expressed concern for the septic system, though it meets TitleV standards.

The foundation and first floor are in good shape, and will be kept in the same condition.

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

Seconded and voted unanimously.

Rod Sroczenski. Remove old/construct new single-family home on existing foundation with additions, drywells; remove/replace existing concrete pad with pervious pavers; grading and landscaping to include native plantings; install new Title 5 septic system at 14 Johnson Ln., Centerville as shown on Assessors Map 193 Parcel 077. **SE3-_____**

The applicant was represented by Norman Hayes.

Discussion: The house foundation will remain. An I/A septic system has already been approved.

Pete Sampou asked for a 3-foot buffer of herbaceous material.

Staff said that, in the interest of the Town, the shed over the pipe on the drainage easement should be moved. The large Oak Street drainage basin under the shed discharges into Lake Wequaquet.

The Town must respond affirmatively within 15 days, should the shed relocation be desired.

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

Seconded and voted unanimously.

Christopher Babcock. Demolish existing concrete patio; construct addition and stone-in-grass sitting area; landscaping to include phragmites control at 233 Bay Ln., Centerville as shown on Assessors Map 166 Parcel 056. **SE3-4584**

The applicant was represented by Arlene Wilson.

(Babcock, cont'd.)

Discussion: Scott Blazis requested an herbaceous buffer on the water side.

Arlene Wilson suggested 4–6 inches of loam and a prohibition on lawn care chemical use instead of an herbaceous buffer. The Commission agreed.

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

Seconded and voted unanimously.

IV CONTINUANCES

James F. Cleary. Construct a 4'-wide 140-foot 4 x 4 pier with 3' x 14' ramp and 10' x 20' float extending in all 170' for mooring of private boats at 25 Cove Ln., Oyster Harbors, Barnstable as shown on Assessors Map 052 Parcel 009. **SE3-4545**

The applicant was represented by Attorney John Alger and Peter Sullivan, P.E.

Discussion: The revised plan was discussed.

No waivers of regulation were proposed; single steel H-piles were proposed.

Dennis Houle suggested a reduction in float size (to 10' x 15'). Mr. Sullivan consented. He also suggested that a seasonal pier be considered, and read a letter from Tom Marcotti, Shellfish biologist, supporting that design. The Commission agreed.

Public Comment: Lenny Clarke, Ed Dutton, Stan Nagus (President of BARS), Andre Sampou (Barnstable Shellfish Committee) and Matt Ostrowski spoke against the project, as it is located in a high-value shellfish area. Bob Spaulding, a sailor, expressed concern for potential navigational impacts. Fred Dempsey expressed an aesthetic concern with the project.

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

Seconded and voted unanimously.

Kerry McNamara. Construct single-family home, to be connected to a new Title 5 septic system (existing); disconnect existing garage/dwelling from existing septic system, and use [building] as a garage and for storage at 18 Bay Ln., Centerville as shown on Assessors Map 186 Parcel 082. **SE3-4564**

Discussion: By letter, the applicant requested a continuance.

A motion was made to continue the project until December 12th.

Seconded and voted unanimously.

No testimony was taken.

V OLD & NEW BUSINESS

A. December meeting schedule

Noted

B. Other

None

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

A. Howes SE3-4248 (coc,ez) construct bank stairs and pier *

A motion was made to issue the Certificate of Compliance.

Seconded and voted unanimously.

A motion was made to adjourn the meeting.

Seconded and voted unanimously.

The time was 9:45 p.m.