



# Town of Barnstable Conservation Commission

200 Main Street  
Hyannis Massachusetts 02601

Office: 508-862-4093

E-mail: conservation @ town.barnstable.ma.us

FAX: 508-778-2412

## MINUTES – CONSERVATION COMMISSION MEETING

**DATE: JUNE 12, 2007, 6:30 p.m.**

**LOCATION: TOWN HALL HEARING ROOM**

The meeting was called to order at 6:33 p.m. by Chairman Dennis Houle. Also attending were Vice-Chairman John Abodeely and Commissioners Peter Sampou, Scott Blazis, Larry Morin, Tom Lee, and Louise Foster. Rob Gatewood, Conservation Administrator, assisted.

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

### **I MINUTES FOR APPROVAL**

- A. May 8, 2007
- B. May 15, 2007
- C. May 22, 2007

A motion was made to approve the minutes of May 8<sup>th</sup>, May 15<sup>th</sup>, and May 22, as amended.

Seconded and voted unanimously.

### **II REQUESTS FOR DETERMINATION**

**Ben and Sue Baxter.** Replace existing exterior deck; increase deck size at 69 Studley Road, Hyannis as shown on Assessors Map 306 Parcel 010. **DA-07042**

The applicant was represented by Chris Kuehne.

Issues discussed: Commissioner Morin, abutter to the site, recused himself.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

### **III NOTICES OF INTENT**

**Christopher Winchenbaugh.** Construct pool and retaining walls at 275 North Bay Road, Oyster Harbors, Osterville as shown on Assessors Map 072 Parcel 010. **SE3-4637**

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

Issues discussed:

- Mr. Wilson discussed the “out-of-the-ordinary” coastal bank at the site.

(Winchenbaugh, cont'd.)

MN061207

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

Seconded and voted unanimously.

**Susan J. Ganz.** Construct detached garage on lot with existing single-family dwelling; connect from garage to existing septic system; relocate existing shed at 141 Bay Lane, Centerville as shown on Assessors Map 186 Parcel 007. **SE3-4639**

The applicant was represented by Stephanie Sequin.

Issues discussed:

- Potential zoning board jurisdiction;
- A proposed hook-up to the existing septic system.

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

Seconded and voted unanimously.

**John Driscoll.** Construct addition to single-family house at 75 Long Beach Road, Centerville as shown on Assessors Map 206 Parcel 020. **SE3-4640**

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

Issues discussed:

- Need for a shower drywell.

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

Seconded and voted unanimously.

**Douglas Crook.** Construct new single-family dwelling along with any work appurtenant at 115 Bog Road, Marstons Mills as shown on Assessors Map 045 Parcel 016-005. **SE3-\_\_\_\_\_**

The applicant was represented by Bill Weller. Mr. Crook also attended.

Issues discussed:

- Construction on a steep slope within the 100-foot buffer;
- Vegetating the presently mulched terraces;
- Need for a revised plan pulling the foundation back ten feet and indicating terrace vegetation.

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

Seconded and voted unanimously.

**Douglas George.** Construct single-family dwelling with associated landscaping and grading at 25 First Way, Barnstable as shown on Assessors Map 301 Parcel 043-002. **SE3-4641**

The applicant was represented by David Flaherty.

No issues of concern arose.

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

Seconded and voted unanimously.

**Kingfish, LLC.** Demolish existing house and construct new single-family dwelling with all associated appurtenances including deck and patio at 81 Sand Point, Osterville as shown on Assessors Map 073 Parcel 015-001. **SE3-\_\_\_\_\_**

This application was withdrawn, via a letter from the agent.

No hearing was held; no testimony taken.

#### **IV CONTINUANCES**

**Jim Fox.** Demolish existing single-family residence; construct new single-family residence within 100 feet of coastal bank. Proposed work limits will extend to top of coastal bank in one area of site at 22 Clamshell Cove Rd., Cotuit as shown on Assessors Map 006 Parcel 009-003. **SE3-4594**

The applicant was represented by Michael Borselli, P.E. Mr. Fox also attended.

Issues discussed:

- Mr. Borselli was informed that a no-zoning review is required;
- A Board of Health approval for a proposed I-A septic has been obtained. A deed restriction will limit the house to four bedrooms;
- Proposed planting mitigation.

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

Seconded and voted unanimously.

**Ron Silvia/Silvia & Silvia.** Propose sewage disposal system upgrade, associated utilities, and second-story addition within existing footprint at 116 Scudder Ln., Barnstable as shown on Assessors Map 259 Parcel 012. **SE3-4592**

The applicant requested a continuance via letter.

Issues discussed:

- The hearing has already been continued four times;
- Whether to set a date, or to continue indefinitely;
- Whether to deny the project for lack of sufficient information.

A motion was made to deny the project, without prejudice, for insufficient information.

Seconded and voted unanimously.

#### **V REVISED PLANS**

A. Cotuit Bay bulkhead repairs (Awad, Sullivan, etc.) at Main St., Cotuit

The Sullivans were represented by Steve Wilson, P.E.

Issues discussed:

- Coordination of the projects involving three contiguous bulkheads;
- Shellfish protection protocols;
- Possible difficulty in accessing the site through the mooring field.

A motion was made to continue the discussion to June 19<sup>th</sup>.

Seconded and voted unanimously.

**VI ENFORCEMENT ORDERS**

A. Robert Morrissey, 84 Windswept Way, Osterville. Final order directing replanting

The final Morrissey enforcement order was noted. The coastal bank restoration will begin right after Labor Day.

**VII OLD & NEW BUSINESS**

A. Upcoming executive session. This summer: shooting range improvements discussion; Stewart’s Creek restoration NOI

The various items listed above will appear on the Commission summer agendas.

B. Maintenance at Estey Ave., Hyannis way-to-water

The blowing sand problem was discussed. The Commission asked for an expert opinion on how best to correct the problem. Staff will explore this issue.

C. Other

The Commission representative to the Sandy Neck Board provided a description of the proposed facility-improvement project at Sandy Neck.

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

- A. Ferraro (Barnstable News) SE3-1609 (coc,ez) repair building \*
- B. Ferraro (Miller) SE3-0982 (coc,ez) construct parking lot & addition \*
- C. Dalby SE3-4226 (coc,ez) construct pier (not done) & access path \*
- D. Poli SE3-4497 (coc,ez) construct garage; modify deck & driveway \*

A motion was made to approve all of the certificates of compliance.

Seconded and voted unanimously.

**A motion was made to adjourn.**

**Seconded and voted unanimously.**

**The time was 7:58 p.m.**