



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: JULY 24, 2007, 6:30 p.m.

LOCATION: TOWN HALL HEARING ROOM

Scrivener's note: The following minutes are general in nature. For those wanting specific detail on matters heard on this agenda, several resources are available to you: video-on-demand (free on the Town website at town.barnstable.ma.us), audiocassette and DVD recordings. Please contact the Conservation Division at 508.862.4093 for assistance.

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

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

I EXECUTIVE SESSION

A. A motion was made to enter Executive Session to discuss pending litigation.

Seconded and voted by roll call:

Houle	-aye
Abodeely	-aye
Blazis	-aye
Morin	-aye
Lee	-aye
Foster	-aye

The Chairman informed the public that the Commission could be expected back in public session at 7:00 p.m.

Return to public session

The Commission returned to public session at 7:00 p.m., on time.

II MINUTES FOR APPROVAL

A. July 10, 2007

A motion was made to approve the minutes.

Seconded and voted unanimously.

III REQUESTS FOR DETERMINATION

Daniel R. & Lisa F. Gorin. Repair septic system; construct screen porch on existing deck; enlarge portion of deck by 2 feet; relocate stairs, and construct dormers on 2nd floor of house at 420 Bay Ln., Centerville as shown on Assessors Map 186 Parcel 015-001. **DA-07048**

The applicant was represented by John Ellis, PLS.

Issues discussed: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Steven C. & Jennifer M. Walske. Construct additions, 2nd floor decks and a terrace; replace 250-sq. ft. of non-native plantings with native plantings along top of bank at 47 Sunset Point, Osterville as shown on Assessors Map 051 Parcel 015. **DA-07051**

The applicant was represented by John O'Dea, E.I.T.

Issues discussed: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Dewayne Stallings. Title-5 septic upgrade at 19 Slate Ln., Barnstable as shown on Assessors Map 316 Parcel 077. **DA-07049**

The applicant was represented by Jack Vaccaro.

Issues discussed:

A 10-ft. offset (no-mow zone) from the wetland to the meadow shall be observed.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Centerville LLC. Title-5 septic upgrade of existing on-site sewage disposal system at 1084 Craigville Beach Rd., Centerville as shown on Assessors Map 206 Parcel 129. **DA-07050**

The applicant was represented by Jack Vaccaro.

Issues discussed:

Any significant changes in plans (as required by the Board of Health) must be brought back to the Commission.

A motion was made to issue a negative determination.

Seconded and voted: four to two.

Frank P. & Lynn S. Minard. Modification to roof line of existing boat house at 315 Main St., Osterville as shown on Assessors Map 164 Parcel 003-001. **DA-07052**

The applicant was represented by John O'Dea, E.I.T.

(Minard, cont'd.)

Issues discussed:

- Aesthetic impact

A motion was made to issue a negative determination.

Seconded, and voted: 2 votes "aye," 4 votes "nay."

The motion did not pass.

Roy Cowing. Construct an 8' x 24' three-season room at 99 Old Farm Rd., Centerville as shown on Assessors Map 231 Parcel 026. **DA-07054**

The applicant was represented by Chris Cowert.

Issues Discussed: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

IV NOTICES OF INTENT

Richard Weiler. Construct addition and deck extension to single-family dwelling; install new well at 39 Hilliard's Hayway, W. Barnstable as shown on Assessors Map 136 Parcel 048. **SE3-4654**

The applicant was represented by Lynne Hamlyn.

Issues discussed:

- Waiver request and adequacy of proposed landscape mitigation at 2:1
- Revised landscaping plan showing additional native shrub plantings.

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

Seconded and voted unanimously.

Oyster Harbors Yacht Basin Realty Corp. Reconstruct existing carpenter shop at 122 Bridge St., Osterville as shown on Assessors Map 093 Parcel 009. **SE3-4651**

The applicant was represented by Peter Markunis, P.E., Tim Sawyer, R.A.

Issues discussed:

- Providing the Conservation Division with advance notice of any foundation support changes, along with follow-up revised plans.

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

Seconded and voted unanimously.

Town of Barnstable/DPW. Demolish existing bathhouse/concession building; construct new bathhouse/concession building and new Coastal Interpretive Center; expand and redesign existing parking facilities at Sandy Neck Beach Facility, Sandy Neck Road, W. Barnstable as shown on Assessors Map 263 Parcel 001. **SE3-4653**

(Town of Barnstable/DPW, cont'd.)

The applicant was represented by Amy Ball, Tim Sawyer, R.A., Thuy Wong, P.E., and Nina Coleman.

Commissioner Tom Lee recused himself, as his employer is serving as consultant to the Town in this matter.

Issues discussed:

- Use of impervious pavement to enable bio-treatment of parking lot runoff.
- Appropriate phasing of work to provide sanitary facilities in season
- Adequacy of proposed septic system design
- Construction methods to protect dune and wildlife.

A motion was made to continue the project to September 25th.

Seconded and voted unanimously.

Jerome & Marlene Goldstein. Construct two-bedroom guest cottage addition with upgraded septic system and associated landscaping at 199 Meadow Ln., W. Barnstable as shown on Assessors Map 134 Parcel 018. **SE3-4652**

The applicant was represented by Amy Ball and Tim Sawyer.

Commissioner Tom Lee again recused himself, as his employer is the consultant for this project.

Issues discussed:

- Permanent placing of outdoor shower
- Natural Heritage sign-off required, but not as yet received

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

Seconded and voted unanimously.

Marilyn Mohan. Raze and remove existing single-family dwelling; construct new single-family dwelling with porch with deck over, and detached garage; reconfigure existing drive at 15 Ripple Cove Rd., Hyannis as shown on Assessors Map 325 Parcel 065. **SE3-_____**

The applicant was represented by Lynne Hamlyn.

Issues discussed: None

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

Seconded and voted unanimously.

V CONTINUANCES

Kerry McNamara. Reopening of public hearing on proposed project to 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 Lane, Centerville as shown on Assessors Map 186 Parcel 082. **SE3-4564**

The applicant was represented by Norm Hayes and Ed Pesce, P.E.

Issues discussed:

- Site response (hydraulic and floristic) following reconnection of the drainage pipe

- Effects of mowing on the wetland community onsite
(McNamara, cont'd.)

- Impacts to bordering land subject to flooding
- O & M plan for buffer zone maintenance
- Site mitigation, including removal of second outbuilding.

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

Seconded and voted unanimously.

Alice D. Mattison. Replace existing permitted removable pier with new permanent pier and to place 2 piles at 501 Eel River Rd., Osterville as shown on Assessors Map 114 Parcel 017. **SE3-4628**

The applicant was represented by Rob Braman, P.L.S., Attorney John McCauliff, and Brad Hall.

Issues discussed:

- Landscaping mitigation and the need to include canopy species for the lost (diseased) oaks
- The appropriateness of a permanent pier vs. seasonal
- The applicability of the new regulations, assuming the project represents a significant change
- Suitability of an alternative ramp/float design.

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

Seconded and voted unanimously.

VI OLD & NEW BUSINESS

A. Request for support of proposed Conservation Restriction: Cook to Barnstable Land Trust

A motion was made to support the proposed Constitutional Restriction.

Seconded and voted unanimously.

B. Grants: USDA NRCS awards \$50,000 to Stewart's Creek Restoration Project

Noted. The NRCS support was very much appreciated.

C. Other

An update on the Crocker Neck gate situation was provided. It is hoped that the Town Manager's office will be able to implement the desired "dusk to dawn" locking.

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

A. Benedetto SE3-4066 (coc,ez) construct addition to single-family dwelling *

A motion was made to approve the certificate.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 10:07 p.m.