



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: AUGUST 14, 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 Peter Sampou, Larry Morin, Tom Lee, and Louise Foster. Scott Blazis was away. Rob Gatewood, Conservation Administrator, assisted.

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

I MINUTES FOR APPROVAL

- A. July 17, 2007
- B. July 24, 2007 (Executive Session)
- C. July 24, 2007

A motion was made to approve the minutes ("A-C").

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Centerville-Osterville-Marstons Mills Water Dept. Installation of 8-inch water main on north side shoulder of roadway. Dewatering will not be necessary, and backfilling of trench will occur daily at 65 – 190 Hollidge Hill Ln., Marstons Mills as shown on Assessors Map (various). **DA-07058**

The applicant was represented by Craig Crocker.

Issues discussed: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

John Gallagher. Trim tree branches in back yard at 125 Hillside Dr., Centerville as shown on Assessors Map 193 Parcel 016. **DA-07053**

The applicant attended.

Issues discussed: None

(Gallagher, cont'd.)

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Timothy and Eileen Kandianis. Confirm a wetland resource area boundary/delineation at 24 Leonard Rd., W. Barnstable as shown on Assessors Map 136 Parcel 011-001. **DA-07055**

The applicant was represented by Attorney William Henchy and Stan Humphries.

Issues discussed:

- No “finding of non-significance” was requested; none was issued.

A motion was made to issue a positive determination, concurring with the dune delineation by Mr. Humphries.

Seconded and voted unanimously.

John D. & Debra L. Mulkeen. Add an addition (16' x 30') and front porch to existing house (no increase in number of bedrooms) at 249 Jones Rd., Marstons Mills as shown on Assessors Map 047 Parcel 022. **DA-07056**

The applicant attended.

Issues discussed: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Max H. Kumin. Plant, cultivate and harvest eelgrass (*Zostera marina*) on an existing aquaculture grant at Aquaculture Grant 02-10 Barnstable Harbor. **DA-07057**

The applicant attended.

Issues discussed:

- A follow-up report required in one year from date of issuance on progress to date, and on the overall viability of the project.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Patriot Builders. Raze and remove existing single-family dwelling and appurtenances; construct new single-family dwelling with attached garage, carport, screen porch, and brick patio at 116 Goodview Way, Barnstable as shown on Assessors Map 319 Parcel 086. **SE3-4655**

The applicant was represented by Lynne Hamlyn.

Issues discussed:

- Landscape mitigation, although the new home is located over 75 feet from the coastal bank;
- Staff review of the elevation view.

(Patriot Builders, cont'd.)

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

Seconded and voted unanimously.

Lorraine Rizzo. Landscape renovation, including repair of deteriorating landscape elements at 22 Harrison Rd., Centerville as shown on Assessors Map 229 Parcel 068. **SE3-4656**

The applicant was represented by Keith McKeone.

Issues discussed:

- Existing unpermitted pier;
- Three boats on the bank;
- Progress on pier-permitting prior to issuance of order;
- Drywells;
- Driveway construction protocol (appropriate disposal of macadam);
- Revision of planting specifications.

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

Seconded and voted unanimously.

Frederic B. Lowrie, Jr. Construct single-family residence with septic system, driveway, landscaping to include vista pruning, utilities, storage shed and appurtenances at part of 127 Calves Pasture Ln., Barnstable as shown on Assessors Map 259, portion of Parcel 002. **SE3-4657**

The applicant was represented by Peter Sullivan, P.E. and John O'Dea, E.I.T.

Issues discussed:

- Appropriateness of boat shed at lower elevations within the 50-foot buffer;
- Foundation of boat shed; sonotubes suggested as alternative;
- Maximizing meadow within the 100-foot jurisdiction.
- Driveway drip edge to prevent erosion downslope;
- Best access between boat shed and tidal creek.

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

Seconded and passed: 4 votes "Aye;" 2 votes "Nay."

Mary Hill and Christopher Canavan, Jr. Construct addition with porches and landscaping at 56 Short Beach Rd., Centerville as shown on Assessors Map 206 Parcel 039 and 040. **SE3-4660**

The applicant was represented by Arlene Wilson.

Issues discussed:

- Proposed alteration of interior lot line would leave remainder of undeveloped lot as is (undeveloped), while providing zoning conformance on sideline setback for the proposed addition.

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

Seconded and voted unanimously.

IV CONTINUANCES

Carol Bendetson. Plant indigenous shrubbery and trees, and remove invasive exotic plants as a mitigation project at 246 Ocean View Ave., Cotuit as shown on Assessors Map 033 Parcel 003-001. **SE3-4647. FURTHER CONTINUANCE REQUESTED**

A letter requesting a continuance was read.

A motion was made to continue the project until September 25, 2007.

Seconded and voted unanimously.

No testimony was taken.

Francis M. & Eileen M. Ward. Construct stone wall to protect toe of coastal bank at 193 & 201 Bridge St., Osterville as shown on Assessors Map 093 Parcels 036-003 & 036-004. **SE3-4629**

The applicant was represented by Peter Sullivan, P.E. and John O'Dea, E.I.T.

Issues discussed:

- Mr. O'Dea offered the Commission the results of his file review, which showed seven prior bank stabilization projects and over 840 cubic yards of nourishment.
- Deletion of the southern portion of the project, below the dock;
- Substitution of a sloping rock revetment for the initially proposed vertical wood bulkhead.

A motion was made to approve the project with special conditions, subject to receipt and approval of a revised plan.

Seconded and voted unanimously. Commissioner Larry Morin abstained, as he was not part of the original quorum.

Frank & Nancy Selldorff. Amend permit ART-0166 to expand project footprint as follows: demolish and rebuild single-family dwelling; upgrade utilities, construct pool and pool house and all associated appurtenances at 102 Bluff Point Dr., Cotuit as shown on Assessors Map 034 Parcel 071. **ART-0166. MATTER HAS BEEN WITHDRAWN**

The request for an amended order was withdrawn.

V OLD & NEW BUSINESS

A. Next meeting Tuesday morning 8/21 at 8.30 a.m.

Noted.

B. Cotuit Conservation Restriction: Frazier to Barns. Land Trust

A motion was made to support the proposed conservation restriction.

Seconded and voted unanimously.

D. Other

None.

MN081407

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

- | | | | | |
|---------------------------------------|--------------------------|----------|-----------|---|
| A. | Robinson | BCC-0182 | (coc,ez) | construct addition, garage, & deck * |
| (Certificates of Compliance, cont'd.) | | | | |
| B. | Berland (Long Pond Inc.) | SE3-0536 | (coc,ez) | construct single-family dwelling (not done) |
| C. | Spagnulo | SE3-4196 | (coc, ez) | rebuild boardwalk; modify porch and decks * |
| D. | Bell | SE3-4178 | (coc,ez) | construct addition & deck * |

A motion was made to approve all of the above certificates (“A-D”).

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 8:20 p.m.