



**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: July 14, 2009 8:30 a.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 8:30 a.m. by Chairman Dennis R. Houle. Also attending were Commissioners John Abodeely, Larry Morin, and Louise Foster. Commissioners Tom Lee, Peter Sampou, and Scott Blazis were away. Rob Gatewood, Conservation Administrator, assisted, along with Darcy Karle, Conservation Agent..

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

I REVISED PLANS

project type

revision

A. C-O-MM SE3-4804

intersection improvements

upgrade water lines

The matter was withdrawn.

B. Weinberg DA-09009

fencing/shrub planting

irrigation system

The applicant was represented by Phil Cheney.

Issues discussed:

- Sprinkler heads not to exceed juniper beds at patio.

A motion was made to approve the revised plan.

Seconded and approved: 3 votes “Aye;” 1 vote “Nay.”

A final revised plan will be submitted.

C. Warren SE3-4799

sfd

footprint

The applicant was represented by John O’Reilly, P.E.

Issues discussed: None

A motion was made to approve the revised plan.

Seconded and voted unanimously.

D. Olsen SE3-4750

boardwalk & pier

add kayak rack

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

Issues discussed: None

(Olsen, cont'd.)

A motion was made to approve the revised plan.

Seconded and voted unanimously.

E. Lenk SE3-4711 raze/reconstruct house ret. wall/driveway, drainage

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

Issues discussed:

- Advance on-site consultation with staff required.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

F. Greene SE3-4759 sfd change house design; appurt.

The applicant was represented by Lynne Hamlyn and Stan Lewis (potential buyer)

Issues discussed: None

A motion was made to approve the revised plan.

Seconded and voted unanimously.

G. Marlu LLC SE3-4783 licensed pier rebuild timing

The applicant was represented by Lynne Hamlyn.

Issues discussed:

- Vessel passage shall not be impeded during work.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

II EXTENSION PERMITS

A. Town of Barnstable Cons. Div. SE3-4531 inlet, box culvert, stone groin 1st request; 3 yrs.

The applicant was represented by Rob Gatewood.

Issues discussed: None

A motion was made to approve a three-year extension.

Seconded and voted unanimously.

B. Pheeny SE3-4133 sfd 2nd request; 3 yrs.

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

Issues discussed:

- Economic reasons were cited for the lack of progress.

(Pheeneey, cont'd.)

A motion was made to deny the extension request.

Seconded and voted unanimously.

C. Boudreau SE3-4160 Town sewer hook-up 2nd request; 3 yrs.

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

Issues discussed:

- Project coordination with the Town and the DPW; the need for North Street paving has long-delayed the project.

A motion was made to approve a three-year extension.

Seconded and voted unanimously.

D. Mellon SE3-3696 addition to sfd 3rd request; 3 yrs.

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

Issues discussed:

- The request was for a third, 3-year extension.

A motion was made to deny the extension request.

Seconded and voted unanimously.

E. Harrison (Willard) SE3-4150 addition to house & garage 2nd request; 3 yrs.

The applicant was represented by Attorney David Lawler and Peter Sullivan, P.E.

Issues discussed:

- The house was recently bought by the Harrisons.
- No work under this permit has been undertaken to date. Extensive mitigation was proposed in the approved plan. Any changes to the plan will be brought about via a request for an amended order.

A motion was made to approve a three-year extension.

Seconded and approved: 3 votes "Aye;" 1 vote "Nay."

F. Town of Barnstable Cons. Div. SE3-4666 box culvert, dredge, nourish, build marsh 1st request; 3 yrs.

The applicant was represented by Rob Gatewood.

Issues discussed: none.

A motion was made to approve a three-year extension.

Seconded and voted unanimously.

G. Hirsch SE3-4527 ponds, garden, fields 1st request; 3 yrs.

The applicant was represented by Michael Borselli.

Issues discussed:

- At the urging of the Commission, the applicant will request an allowance for the removal of purple loosestrife from the pond.

A motion was made to approve a three-year extension.

(Hirsch, cont'd.)

Seconded and voted unanimously.

H. Nauticus Marina, Inc. SE3-4172 maintenance dredging 2nd request; 3 yrs.

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

Issues discussed: None.

A motion was made to approve a three-year extension.

Seconded and voted unanimously.

III ENFORCEMENT ORDERS

A Albert L. Silva Jr. – 72 Three Ponds Drive, Centerville **SE3-0433**
 Violation of an amended enforcement order, written and verbal warning, by failing to install required split rail fence at 50' buffer line, required by the Commission after cutting violation. **Show cause hearing.**

Mr. Silva attended the hearing.

A motion was made to amend the enforcement order to include that a fence or approved alternate is to be in place by August 4, 2009.

Seconded and voted unanimously.

B. Charles and Margaret Gaziano – 86 Clamshell Point Lane, Cotuit
 Alteration of a coastal bank by dumping landscape debris over the bank and topping shrubs.

Enforcement Officer Darcy Karle stated that Mr. Gaziano called and has begun the clean-up of leaves. He will file an RDA for future vista pruning.

A motion was made to approve the enforcement order as written.

Seconded and voted unanimously.

IV WRITTEN WARNING

A. John Godley – 1037 Race Lane, Marstons Mills – seasonal dock

A motion was made to approve the warning, as written.

Seconded and voted unanimously.

V CERTIFICATES OF COMPLIANCE

(ap = as-built plan) (coc = Certificate of compliance) (ez = no deviations, staff recommends approval) (ok = minor deviations, staff recommends approval) (c = staff recommends approval with contingencies) (d = deviations, staff recommends denial) (* = on-going conditions)

None

VII OLD & NEW BUSINESS

A. Dubuque SE3-4513 pool/carriage house paving stones and COC

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

Most of the Commissioners had visited the site and found the planting mitigation more than adequate to compensate for a few paving stones to the flagpole and beach shed. The matter will appear under “EZ” Certificates of Compliance at a future hearing.

B. Other – None

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 9:55 a.m.