



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: May 13, 2008, 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 R. Houle. Also attending were Commissioners Peter Sampou, Scott Blazis, Larry Morin, Tom Lee, and Louise Foster. Vice-Chairman John Abodeely and Conservation Administrator Rob Gatewood, were away. Darcy Karle, Conservation Agent, assisted.

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

I MINUTES FOR APPROVAL

A. April 22, 2008

B. April 29, 2008

A motion was made to approve the minutes (“A” and “B”).

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Carlton Neuben. Permit existing screened-in patio, walkway, retaining wall and associated landscaping; re-grade path, seed lawn at 174 Lakeside Dr., Marstons Mills as shown on Assessors Map 102 Parcel 023. **DA-08051**

The applicant was represented by Scott Laurie.

Issues discussed:

- Additional shrubs on the slope in the area marked “re-graded slope” on the plan, along the edge;
- Number of dry wells.

A motion was made to issue a negative determination, subject to receipt of a revised plan showing all existing dry wells, and a special condition with regard to placement of additional shrubs.

Seconded and voted unanimously.

Steven Mele. Replace in-ground timber steps with free-standing stairs; increase deck walkway width at 56 Lakeview Dr., Centerville as shown on Assessors Map 214 Parcel 048. **DA-08047**

The applicant attended the hearing.

(Mele, cont'd.)

Issues discussed:

- Reducing the scope of the project – not planning on removing the timber steps.

A motion was made to issue a negative determination, subject to receipt of revised plan showing reduced scope of work.

Seconded and voted unanimously.

Harold N. Scherer, Jr. Maintenance work on existing landscape wall which has extensive rot and deterioration, using same footprint of existing wall, and maintain present dimensions at 467 Bay Ln., Centerville as shown on Assessors Map 187 Parcel 003-006. **DA-08048**

The applicant attended the hearing.

Issues discussed: None

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Francis D. & Mary E. McShea. Construct a 16' x 17' screened-in porch on existing patio cement pad at 160 Horseshoe Ln., Centerville as shown on Assessors Map 207 Parcel 129. **DA-08052**

The applicant attended the hearing.

Issues discussed:

- Mowing into the wetland since 1976

A motion was made to issue a negative determination with the condition that the applicant will work with staff to develop a line of demarcation to reduce the amount of mowing into the wetland.

Seconded and voted unanimously.

William Gordon. Construct farmer's porch/deck at 62 Point of Pines Ave., Centerville as shown on Assessors Map 210 Parcel 106. **DA-08049**

The applicant attended the hearing.

Issues discussed:

- Pipe in sand observed
- Type of system for roof run-off and any new outdoor shower

A motion was made to issue a negative determination, subject to the submission of a revised plan showing a dry well or approved system for roof run-off, and a note stating that the existing pipe will be removed.

Seconded and voted unanimously.

III NOTICES OF INTENT

Ivan Bereznicki/Meadow Lark Bay Nominee Trust. Removal/Control of nuisance (invasive) vegetation at 64 & 82 Bay St., Osterville as shown on Assessors Map 117 Parcel 031. **SE3-4730**

The applicant attended the hearing, as well as Jeff Taylor.

Issues discussed: None

(Bereznicki, cont'd.)

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

Seconded and voted unanimously.

J. Brian O'Neill. Replace existing pool and Patio at 85 Ocean Ave., Hyannis Port as shown on Assessors Map 305 Parcel 003. **SE3-4727**

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

Issues discussed: None

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

Seconded and voted unanimously.

Nicholas Argy, Tr., 98 Pinquickset Cove Circle R. T. Construct addition to existing house; construct pool; landscaping; construct boardwalk over salt marsh at 98 Pinquickset Cove Circle, Cotuit as shown on Assessors Map 005 Parcel 066. **SE3-4729**

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

Issues discussed:

- Height of boardwalk above marsh and decking
- Number of bedrooms and septic
- Construction of garage in flood zone
- Elevation plans missing
- Allowance for construction of work limit (less than in area of addition)

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

Seconded and voted unanimously.

Pauline Riley. Remove existing concrete retaining wall, patio brick deck area and remnant stone wall; construct new concrete retaining wall; create deck area of dry laid bluestone or brick at 129 Hayes Rd., Centerville as shown on Assessors Map 210 Parcel 095. **SE3-4731**

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

Issues discussed:

- Possible mitigation
- Saving old stone wall
- Possible slope wall with plantings

A motion was made to continue the project to June 10th.

Seconded and voted unanimously.

No testimony was taken.

IV CONTINUANCES

G. Wade & Mary C. Staniar. Modifications to existing licensed pier to include replacing existing permitted 2' x 12' ramp and 5' x 20' float with 3' x 4' cantilevered platform, 3' x 12' ramp, and an 8' x 16' float at 236 Smoke Valley Rd., Osterville as shown on Assessors Map 097 Parcel 003. **DA-08031**

(Staniar, cont'd.)

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

Issues discussed:

- Staff confirmed that the Twelve-inch Rule was covered under a previous dredging project

A motion was made to approve the project under a (negative) Request for Determination.

Seconded and voted unanimously.

Edward M. Crosby, Jr. Modifications to existing licensed float configuration to include replacement of an existing 13' x 20' float with a proposed 8' x 20' float and a 4.5'x 22' float; relocate 2 piles and add 3 piles. There is no proposed increase in float area at 14 Indian Trail, Osterville as shown on Assessors Map 070 Parcel 009-005. **DA-08045**

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

Issues discussed:

- Plan was submitted showing:
 - depths and distance scaled between new piles and bulkhead – 16 feet;
 - use would remain unchanged
 - floats actively being used as working dock for boat yard.

The Commission noted that this dock was a special case.

A motion was made to approve the project under a (negative) Request for Determination.

Seconded and voted unanimously.

Jane Thompson. Construct wooden bridge to provide vehicle access to residential lot owned by applicant. Bridge to be supported by timber piles to elevate bridge over scrub-shrub wetland. Work includes construction of pervious access driveway into lots at 203 and 205 Scudder Ln., and 58 Calves Pasture Ln, Barnstable as shown on Map 259 Parcels 007-001, -002, -004. **SE3-4717**

A continuance was requested via letter.

A motion was made to continue the project to June 10th.

Seconded and voted unanimously.

No testimony was taken.

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

- | | | | | |
|----|----------|----------|----------|--|
| A. | Burkhead | SE3-3883 | (coc,ez) | construct garage (not done) & addition to single-family dwelling |
| B. | Doe | SE3-4208 | (coc,ez) | permit existing jet skis lifts * |
| C. | TOB/DPW | SE3-2855 | (coc,ez) | maintain bulkhead; dredging; replace piers * |
| D. | Asiaf | SE3-3584 | (coc,ez) | permit float & ramp to existing dock * |

A motion was made to approve all of the certificates ("A – D").

Seconded and voted unanimously.

VI OLD & NEW BUSINESS

A. Proposed Baker Property CR: Barnstable Land Trust to ConCom

A motion was made to approve the holding of a conservation restriction by the Conservation Commission.

B. Americorp Request to Camp Out

Approved

C. Cape Cod Cranberry Growers' Association workshop June 4, 2008

Noted

D. Other – None

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 8:19 p.m.