



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: OCTOBER 14, 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 Vice-Chairman John Abodeely and Commissioners Peter Sampou, Scott Blazis, Larry Morin, Tom Lee, and Louise Foster. Rob Gatewood, Conservation Administrator, was away. Darcy Karle, Conservation Agent, assisted.

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

I MINUTES FOR APPROVAL

A. September 30, 2008

A motion was made to approve the minutes.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Joseph E. & Deborah Norberg. Rebuild and expand existing deck in area that is presently lawn at 42 Marchant's Mill Rd., Hyannisport as shown on Assessors Map 266 Parcel 027. **DA-08085**

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

Issues discussed:

- The idea of requiring a 3 – 1 mitigation planting for RDA's was discussed

A motion was made to issue a negative determination.

Seconded and voted: 5 votes – yea
 2 votes – nay

The motion carried.

Charles Kurland. Vista pruning from second-floor balcony looking towards Prince Cove; minor maintenance pruning and removal of storm damage in upper canopy of Black Oak by lawn at 180 Baxters Neck Rd., Marstons Mills, as shown on Assessors Map 075 Parcel 022. **DA-08086**

The applicant was represented by Peter Childs.

Commissioner Louise Foster recused herself.

No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Barry Lehman, Tr., Baxters Neck Road LLC. Construct fixed pier, ramp, float, boardwalk & stairway at Prince Cove located at 240 Baxters Neck Rd., Marstons Mills as shown on Assessors Map 075 Parcel 024. **SE3-4769**

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

Commissioner Foster recused herself.

Issues discussed:

- Size of float versus length of boat
- A sign at end of pier with address and information
- The need for stairs
- Bow-in berthing
- Types of piles: wood or steel
- Whether to require hand rails on boardwalk.

Public Comment:

- Charles Kurland supported the project, but did not like the idea of using steel

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

Seconded and voted unanimously.

Wayne G. Kurker/Hyannis Marine. Construct power wash collection system connecting to town sewer, including a larger power washing shed; shore up existing riprap wall with steel sheet piling at 1 Willow St., Hyannis as shown on Assessors Map 326 Parcels 112, 113, 114, 115, 116, 142, 142-001 & 133-002. **SE3-_____**

The applicant appeared at the hearing.

Issues discussed:

- The applicant was requested to advise the DPW about the project.

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

Seconded and voted unanimously.

Steven C. & Jennifer M. Walske. Construct and maintain timber pier, ramp and float at 47 Sunset Point, Osterville as shown on Assessors Map 051 Parcel 015. **SE3-4765**

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

Mr. O'Dea spoke of his clients' desire to rotate the pier approximately 14 degrees, and add an additional 10-foot length which would require a waiver from the town's pier regulations. The new location would act only as an aid in appeasing neighbors.

The Chair read letters from the Division of Marine Fisheries which recommended increasing the ramp length.

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

Seconded and voted unanimously.

Travis M. & Rachel Creutz Rhodes. Demolish existing dwelling and construct new single- family dwelling with associated appurtenances and vista pruning at 347 Sea View Ave., Osterville as shown on Assessors Map 138 Parcel 023. **SE3-4768**

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

Mr. O’Dea submitted a letter requesting a withdrawal.

IV CONTINUANCES

Richard M. & Anna Tocci. Construct and maintain a timber pier, ramp and float in North Bay at 80 Great Bay Rd., Osterville as shown on Assessors Map 093 Parcel 074. **SE3-4764**

A request for a continuance was submitted via letter.

A motion was made to continue the hearing to November 25th.

Seconded and voted unanimously.

No testimony was taken.

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

- A. Town of Barnstable/DPW SE3-3725 (coc,ez) construct sewerage pump station *
- B. Ford SE3-4610 (coc,ez) construct in-ground pool & patio *
- C. Payson SE3-4414 (coc,ez) raze & construct sfd (not done)
- D. Weiler SE3-4654 (coc,ez) construct addition to sfd; install well *

A motion was made to approve the certificates (“A” – “D”)

Seconded and voted unanimously.

VI OLD & NEW BUSINESS

- A. CRs: McGowan, Conover to BLT

A motion was made to support the Conover Conservation Restriction.

Seconded and voted unanimously.

A motion was made to amend the McGowen Conservation Restriction, and add language stating that vista pruning must follow the Commission’s regulations.

- B. Other – none

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 8:18 p.m.