



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE : January 17, 2012, 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, additional resources are available to you: video-on-demand (free on the Town website at town.barnstable.ma.us), 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 Tom Lee and Commissioners Peter Sampou, Scott Blazis, Larry Morin, and Louise Foster. Commissioner John Abodeely was away. Rob Gatewood, Conservation Administrator, assisted.

The meeting was held in the second-floor Hearing Room, Barnstable Town Hall, 367 Main Street, Hyannis, MA.

I MINUTES FOR APPROVAL

A. January 3, 2012

A motion was made to approve the minutes.

Seconded and voted unanimously. Commissioner Foster abstained from the vote.

II REQUESTS FOR DETERMINATION

Cape Cod Maritime Museum. Construct boat shed; excavate some of existing parking area; landscape; picnic tables; climb-aboard boat exhibit at 135 South St., Hyannis as shown on Assessor's Map 326 Parcel 061. **DA-12003**

The applicant was represented by John O'Dea, P.E.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A.
- No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

John F. Fitzgerald, Tr./Bluff Point 1999 Trust #2. Place approx. 320 linear feet of a snow/sand fencing system on beach above high-tide line and in dune; access openings at 128 Bluff Point Dr., Cotuit as shown on Assessor's Map 034 Parcel 069. **DA-12004**

The applicant was represented by John O'Dea, P.E.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A.
- The fencing will be removed if destroyed by a storm.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Town of Barnstable/Conservation Division. Reconstruct and maintain 150' x 5' wide ADA-compliant boardwalk with small turn-around; associated roadway curb improvements at Long Beach Conservation Area, Centerville as shown on Assessor's Map 185 Parcels (various). **SE3-4984**

The applicant was represented by Rob Gatewood.

Issues discussed:

- The issue of trash left at the beach was discussed.
- Invasive species management as required to improve the appearance of the gateway into the property, was discussed.
- Whether the initial reach of the boardwalk was necessary, since a hard surface was already discussed.

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

Seconded and voted unanimously.

Richard McCourt. Repair of existing licensed stone sea wall. Repair consists of replacing dislodged stone and chink stone and re-grouting with concrete by hand at 206 Long Beach Rd., Centerville as shown on Assessor's Map 206 Parcel 001. **SE3-4982**

The applicant was represented by Matthew Creighton.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A.
- Re-deployable staging or matting will be raised and lowered each day to provide a work platform with minimal impact on the environment.

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

Seconded and voted unanimously.

Jean B. Hynes, Tr. of 447 Sea View Realty Trust. Demolish existing detached garage; construct new attached garage; new entrance and driveway, septic system; associated appurtenances at 447 Sea View Ave., Osterville as shown on Assessor's Map 138 Parcel 026. **SE3-4983**

The applicant was represented by John O'Dea, P.E.

Issues discussed:

- The application was reviewable under MGL Ch. 131 §40, only, in the buffer zone of a State coastal bank.
- No concerns arose.

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

Seconded and voted unanimously.

IV AMENDED ORDER

235 & 237 Seapuit Road Realty Trust. Amend permit SE3-4375 to allow: an additional ±3,408 sq ft of dredging adjacent to the approved turning basin; an additional reach of entrance channel dredging (±300 x 40 ft) out to the main North Bay channel; and extension of the Jan. 15 dredging deadline. Dredging will be to a depth of -5.0 MLW with a 1-foot allowable overdredge to -6.0 MLW. It is estimated that a total of ±1,300 cu yds will be removed as part of this effort at 235 Seapuit Rd. and 237 Seapuit Rd., Osterville as shown on Assessor’s Map 095 Parcel 014-001 and Parcel 014, respectively. **SE3-4375**

The applicant was represented by Christine Player.

Issues discussed:

- The approved plan was displayed and noted as Exhibit A.
- An additional 1,300 cubic yards of dredging was requested, including a 300-foot section of channel entrance dredging connecting to the North Bay Channel.
- An extension of the time of year restriction is currently being discussed with the Division of Marine Fisheries. The applicant’s hope is to not have to remobilize for the 1,300 cubic yards of dredging next year.
- The applicant would have no claim in the channel once dredged.
- Minutes from the 2005 proceeding were read for the record.

Public comment:

- Richard Carroll, who has one of the two end-of-entrance channel moorings, requested that his mooring not be altered to accommodate the proposed channel.

A motion was made to approve the amended order with two findings, and an extension of the time of year restriction to February 15. The findings are as follows:

1. The Commission recognizes that the channel-ward moorings will not be moved by the Harbormaster under any circumstances to accommodate the project.
2. The Commission finds the approved craft as the appropriate size for the proposed channel.

The motion was seconded and voted unanimously.

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

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|----|---------|----------|----------|--|
| A. | Baxter | SE3-4809 | (coc,ez) | construct bank stairs & permanent pier * |
| B. | Petroni | SE3-1067 | (coc,ez) | construct road extension (not done) |

A motion was made to approve both certificates.

Seconded and voted unanimously.

VI OLD AND NEW BUSINESS

- A. Emergency Certification for Nauticus Marina, Richard Callahan Trustee

The staff-issued emergency order was noted.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 7:50 p.m.