



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE : January 31, 2012, 6:30 p.m.

LOCATION: SELECTMEN'S CONFERENCE ROOM

Note: Final Agenda at meeting may include some last minute filings

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.

I MINUTES FOR APPROVAL

- A. January 10, 2012
- B. January 17, 2012

A motion was made to approve the minutes (A – B).

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Jeff Jones. Construct 24'x 24' garage and covered entry way into existing dwelling to replace carport and covered entry way at 211 Lake Shore Dr., Marstons Mills as shown on Assessor's Map 030 Parcel 002. **DA-12005**

The applicant was represented by Matthew Farrell, E.I.T.

Issues discussed: no concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Michael Trovato. Enclose covered patio for 3-season room at 287 Ocean St., Unit D-3, Hyannis as shown on Assessor's Map 325 Parcel 032-003. **DA-12006**

The applicant attended the hearing.

Issues discussed: no concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Maura McCaw. Upgrade existing septic system at 9 Laurel Ave., Centerville as shown on Assessor's Map 226 Parcels 075 and 075-001. **DA-12012**

The applicant was represented by Lynne Hamlyn.

Issues discussed:

- Phragmites control will require Commission authorization to continue the work.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Louise Tarsy. Remove two storm-damaged trees and selected others along property; plant ten Leyland Cypress at 365 Lakeside Drive West, Centerville as shown on Assessor's Map 232 Parcel 049. **DA-12007**

The applicant was represented by Justin O'Connor.

Issues discussed:

- Pine bark will be used only temporarily.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Ronald Gwozdz. Remove plants in center island and invasives; replant with approved plants; transplant salvageable plants to side yard at 25 Island Ave., Hyannisport as shown on Assessor's Map 265 Parcel 030. **DA-12008**

The applicant was represented by Angela Cenzali.

Issues discussed:

- Existing strip drains will be replaced or repaired as necessary.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Antoinette H. Thibeault. Repair of 200 linear-foot section of existing timber bulkhead, timber deck, dune restoration and restoration of construction access route at 377 Sea View Ave., Osterville as shown on Assessor's Map 138 Parcel 032. **SE3-4985**

The applicant was represented by Raul Lizardi-Rivera, P.E.

Issues discussed:

- Both dune and bank will be restored following construction.
- The existing deck proposed for reconstruction may be rebuilt only if there is a pre-existing Commission regulation (pre-1973), or if approved in a previous filing.

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

Seconded and voted unanimously.

Note: Subsequent review of the records indicates that the subject deck was approved in 1991 under SE3-2347.
MN013112

Town of Barnstable/Marine and Environmental Affairs Div. Marsh Trail 5 area: placement of semi-angular stone within approx. 320 linear feet of existing 4x4 Marsh Trail to raise and stabilize area for vehicular access; Marsh Trail 4 area: re-route approx. 200 linear feet of existing 4x4 Marsh Trail from salt marsh into upland dune area at Sandy Neck Beach Park, Barnstable as shown on Assessor's Map 263 Parcel 001. **SE3-4986**

The applicant was represented by Nina Coleman, Sandy Neck Park Manager.

Issues discussed:

- Project design was assisted by NRCS expertise. Sheet flow through the stabilized roadway will be provided;
- In addition, a small portion of the marsh trail will be relocated to remove it from the marsh, returning it to the dune;
- Several comment letters were noted, all supportive of the improvements;
- The importance of ongoing maintenance was discussed;
- The idea of providing an 8-inch ductile iron pipe was presented, in addition to conveying sheet flow through the structure;
- Monitoring the upper marsh and highest tide-of-the-year elevations were suggested;
- The project will be revisited, should any marsh impacts be incurred;

Public comment:

- Matthew Buck, resident from Trail 6, stressed that sheet flow was going to be the key to a successful project
- Rich French of the Sandy Neck Board pointed out how the proposed rock will return the system to its normal height.

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

Seconded and voted unanimously. There was one abstention.

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

A.	Town of Barnstable / DPW	SE3-4774	(coc,ez)	construct ADA accessible deck & ramp *
B.	O'Donnell	SE3-4524	(coc,ez)	remove & reconstruct in-ground pool *
C.	Riley	SE3-4524	(coc,ez)	superseded by AOOO issued to O'Donnell
D.	Rehnert	SE3-4794	(coc,ez)	construct in-ground pool and cabana *

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

Seconded and voted unanimously.

V OLD & NEW BUSINESS

A. Carney vs. Town of Framingham decision: when Ordinance appeal period begins

The Commission was informed of this case, with bearing on when the town ordinance appeal period begins. The Appeals Court held that the appeal period begins at the date of the Commission vote.