



**Town of Barnstable
Conservation Commission**
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MINUTES – CONSERVATION COMMISSION MEETING

DATE: May 20, 2014 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, 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 8:34 p.m. by Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners Larry Morin, and Louise Foster. Commissioner John Abodeely was away; Commissioners Peter Sampou and Scott Blazis were teaching. Darcy Karle, Conservation Agent, assisted.

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

I REVISED PLANS

project type

revision

A. Pickwick Rlty. Tr. SE3-4831 beach house expand deck; remove hardscape

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

Revised plan requests “A” and “B”. were opened simultaneously.

No concerns arose.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

B. Pickwick Rlty. Tr. SE3-4899 demo./rebuild resource enhancement

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

No concerns arose.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

C. Freezer Point SE3-5052 wharf, bulkhead pier, ramp, float

The applicant was represented by Matt Creighton.

Exhibits:

- A – Photos dated 10/30/91 and 5/4/98
- B – Large black and white photo, 1999
- C – Barnstable Patriot article dated 4/4/85

Issues discussed:
MN052014

- Lack of notice to Harbor Master
- Written statement (proof) from the DEP, Chapter 91, that ramp and float are grandfathered;
- After-the-fact filing seems outside of the scope of what was approved; that the distance to the channel varies, according to public opinion

Public comment was heard by Stuart Bornstein, Atty. Peter Freedman for “Friends of Barnstable Harbor,” Amy Revere (of “Friends,” and Kate Plettner of Barnstable Marine Service.

The Chair tabled the revised plan to June 17th, 2014.

D. Kariotes SE3-5189 dredging, outhauls 12” rule clarification

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

A motion was made for clarification: the 12-inch rule will only apply in the area where dredging takes place.

Seconded and voted unanimously.

E. (J. Bowes) ok, per Rob Gatewood

(See “G” below)

F. ToB/DPW SE3-5003 reconstruct boat ramp site improvements

The applicant was represented by Mark Marinaccio.

Exhibits:

- A – Set of large photos (7)

A motion was made to approve the revised plan.

Seconded and voted unanimously.

G. Vidal SE3-5139 new pool & pool patio mitigation & landscaping

The applicant was represented by Steve Wilson, P.E. and Jimmy Bowes.

Exhibits:

- A – 5 pages of photos (2 per page)

A motion was made to approve the plan, subject to a further revised plan with the following conditions:

- 1) Written protocol from landscaper on removal of bittersweet and replanting, in consultation with staff;
- 2) Revised plan locating cedar tree to be moved to a new location, and;
- 3) Cedar tree must be replaced if it does not survive the move.

Seconded and voted unanimously.

H. Bertolami SE3-4955 raze/rebuild s.f.d. landscaping

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

No concerns arose.

A motion was made to approve the revised plan.

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

I. Cook SE3-5007 sfd adjust grade

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

No concerns arose.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

J. ToB/Water Supply Division SE3-4919 water main security fence

Vice Chairman Tom Lee recused himself.

The Chair tabled the matter to May 27, 2014, due to lack of quorum.

K. Brown SE3-5061 elevate cottage septic

The applicant was represented by Linda Pinto, P.E.

No concerns arose.

A motion was made to approve the revised plan, subject to the following:

1) Staff to comment with regard to statement, page 2, regarding “area does not constitute a coastal bank, as it does not face the ocean;” 2) Consultation with staff on site to determine whether five of the seven trees need to be removed – especially those on the water side. If all seven need to be removed, then ten canopy trees will need to be replanted.

Seconded and voted unanimously.

II OLD & NEW BUSINESS

West Barnstable Conservation area request to enlarge parking lot – Michael Dube, Cape Cod New England Mountain Bike Association (NEMBA), speaker

Michael Dube attended the hearing.

No concerns arose.

A motion was made to approve the 40-foot expansion of the parking area.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 9:49 a.m.