



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: July 22, 2014 at 6:30 p.m.

LOCATION: 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 John Abodeely, Peter Sampou, Scott Blazis, Larry Morin, and Louise Foster. Rob Gatewood, Conservation Administrator, assisted.

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

I CONSERVATION COMMISSION REORGANIZATION

A motion was made to re-nominate the existing leadership of the Commission: Dennis R. Houle, Chairman, and Tom Lee, Vice Chairman.

Seconded and voted unanimously.

II MINUTES FOR APPROVAL

A. July 8, 2014

B. July 15, 2014

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

Seconded and voted unanimously.

III REQUESTS FOR DETERMINATION

James & Deborah Fowler III. Construct 2nd floor addition in existing footprint; replace existing posts with sonatubes to support existing deck and roof; pruning of 2 trees and landscape improvements; remove existing wood deck and walkway at 346 Holly Point Rd., Centerville as shown on Assessor's Map 232 Parcel 024. **DA-14042**

The applicants attended, and were represented by Peter Hansen.

Exhibits:

- A – Proposed Landscape Concept plan

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Sea Side Park Improvement Assoc. Seek approval for installed crushed stone area to house 10-bike rack made of recycled materials, and place 2 kayak racks of pressure-treated wood at 3 Beach St., W. Hyannisport as shown on Assessor's Map 245 Parcel 035. **DA-14044**

The applicant was represented by Mark Joyce, Charles Cormay and James Harrington (ex-president).

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Sea Side Park Improvement Assoc. Seek to maintain 5 dinghy tie-up posts and add 2 additional posts (pressure-treated) connected by 20-ft. chain at 5 Beach St., W. Hyannisport as shown on Assessor's Map 245 Parcel 137. **DA-14045**

The applicant was represented by Mark Joyce, Charles Cormay and James Harrington (ex-president).

Exhibits:

- A (1-6) – Site photos
- B (1-6) – Site photos

A motion was made to issue a negative determination for the remainder of 2014. An alternative boat-storing concept shall be presented for next season (2015).

Seconded and voted unanimously.

Leslie Burke. Clean up dead trees and branches to remove fire-starting materials, and vista pruning at 4 Vineyard Rd., Cotuit as shown on Assessor's Map 016 Parcel 014. **DA-14043**

The applicant attended the hearing.

Exhibits:

- A (1-9) – Site photos

A motion was made to issue a negative determination.

Seconded and approved: 6 votes = Aye; 1 vote = Nay.

Anastasia Marty, Tr., 249 Long Beach Rd. Realty Trust. Re-plant beach grass seaward of concrete wall that has been removed at 249 Long Beach Rd., Centerville as shown on Assessor's Map 185 Parcel 029. **DA-14046**

The applicant was represented by Attorney Albert Schulz.

Exhibits:

- A – Memo from Ulf Lidbeck

A path through the proposed beach grass was offered by Atty. Schulz.

The removal of existing stairs without authorization was discussed.

Public comment was provided by Ulf Lidbeck, Meg Laughran, Fred Chirigotis, Helen Birmingham, Michelle Dun, Eileen Hann, David Sauro and Jennifer Cullam. The commentators uniformly opposed the project.

A motion was made to issue a positive determination.

Seconded and voted unanimously.

A second motion was made for a show-cause hearing for the removal of stairs from a resource area without prior authorization. Seconded and voted unanimously.

IV NOTICES OF INTENT

Ronald & Sue Lareau. Permitting of a pre-existing dock and extension at 22 Pond St., Centerville as shown on Assessor's Map 230 Parcel 087. **SE3-5207**

The applicants attended the hearing.

The conditioning for the project will follow that of the adjacent Babbitt pier, approved at the last meeting.

Seconded and voted unanimously.

Harry Taylor. Redevelop existing residential property involving direct alteration of coastal bank and land subject to coastal storm flowage, and within buffer zone of other wetland resource areas at 56 Sand Point, Oyster Harbors, Osterville as shown on Assessor's Map 073 Parcel 017. **SE3-5208**

The applicant was represented by Atty. Michael Schulz and Jack Vaccaro.

Exhibits:

- A – Mitigation Area Calculation Sheet;
- B – Proposed revised plan.

The extent of mitigation required for this raze-and-rebuild project was discussed at length. Restoration of the 50-foot buffer to the bay-fronting coastal bank was desired by the Commission. To accomplish this, a reduction in new proposed hardscape within the 50 will be needed.

A motion was made to continue the hearing to August 5th.

Seconded and voted unanimously.

Andrew Slifka. Demolish existing dwelling; construct new single-family dwelling, detached pile supported accessory structure; pool with patio and cabana, utilities and associated appurtenances at 67 Caillouet Ln., Osterville as shown on Assessor's Map 141 Parcel 097. **SE3-5210**

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

Exhibits:

- A – Proposed site plan;
- B – GIS floodplain map with three-page FEMA explanation;
- C – Board of Health Assessment, December 5, 2008, with sketch plan;
- D – Board of Health application for Disposal System Construction Point dated February 20, 2013, with February 25th, 2013 revised site plan by Daniel Ojala, P.E.;
- E – Rear elevation plan.

No meadow mowing will be allowed in the wetland.

Public comment: Gerry Blaze, abutter.

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

Seconded and voted unanimously, with one abstention.

John Garabedian/CODCOMM, Inc. Expand existing parking lot; stormwater management improvements at 243 South St., Hyannis as shown on Assessor's Map 326 Parcel 005. **SE3-5209**

The applicant was represented by P. Griffin Beaudoin.

Reduction of project impact within the 50-foot buffer was requested by the Commission.

A motion was made to continue the hearing to August 19th.

Seconded and voted unanimously.

V CONTINUANCES

Three Bays Preservation, Inc. & Mass. Audubon Society, Inc. Proposed barrier beach management plan to include maintenance dredging and beach nourishment and other activities to enhance wildlife habitat and maintain integrity of barrier beach; proposing to remove the western-most 800 ft of Sampson's Island via dredging, and to use this sand to fortify the eroding front beach at Dead Neck. **SE3-5053**

The applicant requested a continuance, via letter, to September 30th.

A motion was made to continue the hearing to September 30th.

Seconded and voted unanimously, with one abstention.

No testimony was taken.

VI CERTIFICATES OF COMPLIANCE (* = on-going conditions)

- A. O'Keefe SE3-0429 (coc,ez) remove & construct single-family dwelling (not done)
- B. Archibald SE3-0842 (coc,ez) construct addition to single-family dwelling (not done)

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

Seconded and voted unanimously.

VII OLD & NEW BUSINESS

- A. Chairman's update on in-season dinghy storage letter to Waterways Committee

An update was provided.

A motion was made to provide a future recommendation letter for Waterways consideration.

Seconded and voted unanimously.

- B. Chairman's update on Clamshell Cove ways-to-water

An update was provided.

The ways-to-water are not owned by the Town.

A motion was made to advise the property owners of that fact and that they should consult with staff prior to undertaking any future repairs.

Seconded and voted unanimously.

C. Guidelines for freshwater piers

The Commission discussed that a future discussion on this matter would be useful. It will take place on September 16th

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 9:37 p.m.