



# Town of Barnstable Conservation Commission

200 Main Street  
Hyannis Massachusetts 02601

Office: 508-862-4093

E-mail: conservation @ town.barnstable.ma.us

FAX: 508-778-2412

## MINUTES-CONSERVATION COMMISSION HEARING

**DATE: December 17, 6:30 PM**

**LOCATION: James H. Crocker Jr. Hearing Room, 367 Main Street 2<sup>nd</sup> Fl., Hyannis, MA**

This meeting of the Barnstable Conservation Commission is being recorded and transmitted by the Information Technology Department of the Town of Barnstable on Channel 18. Under MGL Chapter 30A Section 20, anyone else desiring to make such a recording or transmission must notify the Chair.

The meeting was called to order at 6:30 p.m. by Chair F.P. Tom Lee. Also in attendance were: Clerk Dennis Houle with Commissioners Pete Sampou, Larry Morin, John Abodeely, and George Gillmore. Vice Chair Louise R. Foster was not present.

Conservation Administrator Darcy Karle was present along with Administrative Assistant Grayce Rogers.

### **I NOTICES OF INTENT**

**Susan W. Ambrose.** Proposed elimination of phragmites on site located in both salt marsh and bordering vegetated wetlands along with the management of invasive species between existing lawn and BVW at 132 Keveney Lane, Barnstable as shown on Assessor's Map 351 Parcel 023. **SE3-5744**

The applicant was represented by David Lyttle, land surveyor, of Ryder & Wilcox and Keith Johnson of Billingsgate Land Management, LLC.

Exhibits A – A List of Plants for Restoration dated 12/17/2019.

#### **Issues Discussed:**

- There was a question raised about the square footage of the project.
- There was a concern raised about the phragmites on the adjacent parcel and how the phragmites will be managed in the future.
- There was a question raised about the representation's ecological restoration certifications. There was a clarification about the representation's certification, specifically in wetlands.
- There was a question about the history of the property concerning the management of the phragmites.
- There was clarification made about the phragmites elimination and management strategy.
- A question was raised about the submission of management reports.
- A question was made about the species list submission.
- The Commission raised a question about whether or not the plants were seeded on Cape Cod.
- There was a clarification about whether or not the square footage change had changed the area or not.

There was no public comment.

There was a motion made to approve the project subject to receipt of a revised plan indicating correction of area to be treated, with 2 special conditions, annual reports for 3 years, and should the expert applicator for this project be replaced by the property owner, they must submit the name of a properly licensed or certified applicator to staff for review and approval.

The motion was voted and seconded unanimously.

**Richard Egan/Crosby Yacht Yard, Inc.** To complete work begun under SE3-4853 for the removal of fire damaged wharf and pier, existing marine railway and all appurtenances, construction of timber pier deck, planting bed, solid filled bulkhead/fork lift launching pad, boardwalk, maintenance dredging, and widening of approved boat launching access boardwalk from 2' to 4' at 41 Cockachoiset Lane, Osterville as shown on Assessor's Map 116 Parcel 009. **SE3-5745**

Commissioner George Gillmore recused himself from hearing the project.

The applicant was represented by Chuck Rowland P.E. of Sullivan Engineering & Consultants.

Correspondence was received and read into record:  
December 12, 2019 – Letter from the Division of Massachusetts Marine Fisheries

**Issues Discussed:**

- There was a discussion about the timeline of the project.
- There was a question about which dated plan to refer to.

There was no public comment.

A motion was made to approve the project as submitted with a time of year restriction from Jan 15 to May 31<sup>st</sup>.  
The motion was voted and seconded unanimously.

**II CONTINUANCES**

**Josh Garvey.** Raze and replace existing family home at 111 George Street, Barnstable as shown on Assessor's Map 319 Parcel 052. **SE3-5704 Request for continuance to February 18, 2020.**

A motion was made to approve a third and final continuance without testimony to Feb. 18, 2020.  
The motion was voted and approved unanimously.

**III CERTIFICATES OF COMPLIANCE** (ez = no deviations, staff recommends approval) on-going conditions)

- |    |   |          |           |  |
|----|---|----------|-----------|--|
| A. | Segerson                                | SE3-5273 | (coc, ez) | construct pool & wall *                            |
|    | 700 South Main Street, Centerville      |          | -         | Flood zone   |
| B. | Cape Cod Art Association                | SE3-5289 | (coc, ez) | construct addition, etc. (not done)                |
|    | 3480 Main Street (Route 6A), Barnstable |          | -         | bordering vegetated wetland to small pond          |
| C. | Reuman                                  | SE3-5337 | (coc, ez) | construct attached garage; vegetation management * |
|    | 185 Stoney Point Road, Cummaquid        |          | -         | Barnstable Harbor                                  |
| D. | Town of Barnstable/DPW                  | SE3-5315 | (coc, ez) | replace culvert (not done)                         |
|    | Ocean Street, Hyannis                   |          | -         | Snow's Creek                                       |

A motion was made to approve certificates of compliance A-D.  
The motion was voted and seconded unanimously.

**IV CHAIR'S EXECUTIVE SESSION REVIEW**

In consultation with 1<sup>st</sup> Assistant Town Attorney, T. David Houghton, the Chair is taking the following action: Release the previously approved executive session minutes of May 17, 2016, and September 4, 2018 that relate to Gormally vs. Town of Barnstable (Heckscher) as litigation has been settled.

Noted for the record.

**V MINUTES**

- A. 11/26/2019
- B. 12/03/2019

There was a motion to approve minutes A-B.  
The motion was voted and seconded unanimously.

There was a motion to adjourn the meeting.  
The meeting was adjourned at: **6:59 p.m.**