



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

DATE: January 2, 2007, 8:30 a.m.

LOCATION: Town Hall, Selectmen's Conference Room

The meeting was called to order at 8:34 a.m. by Chairman Dennis Houle. Also attending were Vice-Chairman John Abodeely and Commissioners Larry Morin and Tom Lee. Commissioners Pete Sampou and Scott Blazis were teaching. Rob Gatewood, Conservation Administrator assisted, along with Darcy Karle, Conservation Agent, and Fred Stepanis, Conservation Assistant.

The meeting was held in the Selectmen's Conference Room, Barnstable Town Hall, Hyannis, MA

I REVISED PLANS

project type

revision

A. Cotuit Development SE3-4511 boardwalk; vista pruning grating & handrail

The applicant was represented by Peter Sullivan, P.E.

Discussion: The Corps of Engineers compromised on their usual 4-foot height. This would be 2 feet. above the marsh.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

B. Dubuque, Patricia SE3-4513 pool, carriage house, landscape. remove/reconstruct bulkhead; construct cabana, remove lawn/plant beach grass & new lawn

The applicant was represented by Steve Wilson, P.E., and Phyllis Cole.

Discussion: The bulkhead repair was dropped; it will come forward under a new NOI.

Commissioner Abodeely had some difficulty with the cabana, and felt more comfortable with a shed. Temporary irrigation to the beach grass plantings was considered acceptable.

A motion was made to approve the revised plan, subject to a further revision for shed clarification and temporary irrigation.

Seconded and voted unanimously.

C. Bird, Courtney SE3-4481 construct pool, cabana, court enlarge patio & lay on concrete

The applicant was represented by Courtney Bird.

Discussion: Vice-Chairman Abodeely asked that drainage off the set stone patio be accomodated.

A motion was made to approve the revised plan, subject to a further revision for drainage.

Seconded and voted unanimously.

(Revised Plans, cont'd.)

D. Davis, Holbrook SE3-4415 repair/replace bulkhead overlap bulkhead/reduce footprint

The applicant was represented by Peter Sullivan, P.E.

Discussion: The revision was presented "as built."

A motion was made to approve the revised plan.

Seconded and voted unanimously.

E. Svensen SE3-4438 raze/construct SFD (to be advised under separate cover)

The applicant was represented by Dan Solein, R.L.A.

Discussion: John Abodeely expressed his disappointment with the initial Commission decision on the house within the 50-foot buffer. The cart path will be reduced to 4 feet, should the access not be required in the future.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

II OLD & NEW BUSINESS

A. Other

No other items were presented.

III ENFORCEMENT ORDERS

A. Robert Bothwell – 252 Clamshell Cove Road, Cotuit **SE3-4096**
Tabled enforcement order dated Nov. 8, 06 and written warning dated Dec. 4, 2006. Violation of draft requirements.

No one attended the hearing.

A motion was made to approve the enforcement order as written. On-going conditions shall remain, and the 35-ft. Cabo Express shall not be permitted to return to the berth in the future.

B. Thomas Kennedy – 571 Willow Street, West Barnstable
Alteration of the Commission's 50' undisturbed buffer zone by the placement of a storage structure without prior authorization from the Commission.

A motion was made to amend the enforcement order to read: "The structure shall be removed, or a Notice of Intent filed, by April 15, 2007."

Seconded and voted unanimously.

IV CERTIFICATES OF COMPLIANCE

(ap = as-built plan) (coc = Certificate of compliance) (ez = no deviations, staff recommends approval) (ok = minor deviations, staff recommends approval) (c = staff recommends approval with contingencies) (d = deviations, staff recommends denial) (* = on-going conditions)

A. McNutt SE3-4118 (coc) permit existing pier, ramp, & float *
(Certificates of Compliance, cont'd.)

A motion was made to issue the certificate, contingent upon float storage.

Seconded and voted unanimously.

B. Clancy SE3-3996 (coc,ok) construct addition, extend deck; replace retaining walls *

A motion was made to table the certificate until a new application is submitted for the driveway.

Seconded and voted unanimously.

C. Botello SE3-3952 (coc,c) expand existing single-family dwelling *

A motion was made to issue the certificate, contingent upon implementation of buffer enhancement.

Seconded and voted unanimously.

D. McLaughlin SE3-3583 (coc,c) construct single-family dwelling *

A motion was made to issue the certificate, contingent upon delineation of the 50-foot setback and receipt of a revised plan.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 10:32 a.m.