



**Town of Barnstable
Conservation Commission**
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MINUTES

CONSERVATION COMMISSION MEETING

DATE: February 11, 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 8:30 a.m. by Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners Larry Morin and Louise Foster. Commissioners Peter Sampou and Scott Blazis were teaching, and Commissioner John Abodeely was away. Rob Gatewood, Conservation Administrator, assisted, along with Darcy Karle, Conservation Agent.

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

I REVISED PLANS

project type

revision

A. BLT DA-13050 remove invasives herbicide Tx to stumps

The applicant, Barnstable Land Trust, was represented by Red Bansfield.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

B. Fallon DA-12018 relocate bulkhead relocate bulkhead

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

Exhibits:

- A – Proposed revised plan

A motion was made to approve the revised plan.

Seconded and voted unanimously.

C. Kennedy/Kidder SE3-5155 ramp, boardwalk addition

The applicant was represented by Arlene Wilson, P.W.S.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

D. Hirsh SE3-5133 pier, ramp, float pier location

The applicant was represented by Jay Norton.

Exhibits:

- A – Proposed revised plan

A motion was made to approve the revised plan.

Seconded and voted unanimously.

E. TOB/DPW SE3-5015 rehab boat ramp modify rip-rap

The applicant was represented by Roger Parsons, P.E.

Exhibits:

- A – Proposed revised plan

A motion was made to approve the revised plan.

Seconded and voted unanimously.

F. TOB/DPW SE3-5002 rebuild boat ramp edging footprint; concrete

The applicant was represented by Mark Marinaccio.

Exhibits:

- A – Proposed revised plan

A motion was made to approve the revised plan.

Seconded and voted unanimously.

II ENFORCEMENT ORDERS

A. Elva L. and Lawrence F. O'Brien III, Trs. – 205 Ocean View Avenue, Cotuit
Violation of an enforcement order – continuing to cut understory vegetation on a coastal bank. Cutting over property line onto #225 without authorization. (continued from 12/10)

The O'Briens were represented by Atty. Albert Schulz.

Exhibits:

- A (1-2) – Site photos

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

B. Veronica Viada – 56 Head of the Pond Lane, Marstons Mills
Failure to cease and desist cutting on the bank, above Long Pond, beyond a line indicated on photos dated November 20, 2009 and described in a signed agreement.

Mrs. Viada was represented by Brad Hall.

Exhibits:

- A (1-8) – Site photos

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

- C. William Norberg F. Tr. c/o EJ Jaxtimer (Ali Thompson) – 42 Marchant’s Mill Road, Hyannis
Unauthorized activity beyond scope of a Determination of Applicability DA-12083 by increasing the width of the area where invasives were to be removed as indicated on the approved sketch plan. Cutting in other areas not approved.

The Applicant was represented by Rob Kennedy.

Exhibits:

- A (1-6) – Site photos
- B – Sketch-over site plan, by staff

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

III ENFORCEMENT ORDER RESPONSE PLAN

- A. Geoffrey and Laura Rehnert – 285 Seapuit Road, Osterville

The Rehnerts were represented by Phyllis Cole.

Exhibits:

- A (1-2) – Site photos
- B – Sketch-over site plan, by Phyllis Cole

A motion was made to require the planting of three canopy trees in the vicinity of the cut 12-inch pine, in consultation with staff.

Seconded and voted unanimously.

IV WRITTEN WARNINGS

- A. Mark Schindler – 93 Pheasant Way, Centerville (continued from 12/10)

Mr. Schindler attended the meeting.

Exhibits:

- A – Site plan by Sullivan Engineering
- B – GIS aerial photos
- C – Site photos
- D – Google Earth aerial

A motion was made to approve the written warning.

Seconded and voted unanimously.

V NON-CRIMINAL CITATIONS

- A. Elva L. O’Brien - violation of an enforcement order (continued from 12/10) **\$300.00**

The non-criminal citation was noted.

VI OLD & NEW BUSINESS

A. Sandy Neck annual report with Nina Coleman, Park Manager

Park Manager Nina Coleman presented the Sandy Neck year-end report.

B. Chair's update on December 31 letter to CPC re: Clamshell Cove Road ways/beach reservations

The Chairman reported that the Town Attorney will not pursue the matter at this time. Other options for securing the ways-to-water are being explored.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 10:00 a.m.