



# Town of Barnstable Conservation Commission

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## MINUTES – CONSERVATION COMMISSION MEETING

**DATE: January 10, 2017 @ 6:30 PM**

**LOCATION: Town Hall Hearing Room, 367 Main Street 2<sup>ND</sup> Fl., Hyannis, MA**

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](http://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 Chair F. P. (Tom) Lee. Also attending were Vice-Chair Louise R. Foster, Clerk Dennis R. Houle, and Commissioners Peter Sampou, Scott Blazis, and Larry Morin. Commissioner John Abodeely was away.

Conservation Administrator, Darcy Karle, assisted.

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

### I REQUEST FOR DETERMINATION

**Amy Collins.** Permission to access rear of lot to perform test holes at 105 Bayberry Ln., Cummaquid as shown on Assessor's Map 335 Parcel 038. **DA-17002**

The applicant was represented by Daniel A. Ojala, P.E. of Down Cape Engineering, Inc.

Exhibits:

A – LEC report dated 2015 for #105 Bayberry Ln., submitted by Mr. Bruce McCue.

Issues discussed:

- Why a perc test by hand auger should not be explored first;
- Proposed perc test holes in southeast corner would limit need to access parcel twice;
- Protocol for mats/pads, as indicated on plan of record, and before/after photos;
- A rubber tire bobcat should be used instead of full size excavator.

Public comment: Bruce McCue of 119 Bayberry was opposed to the request because of concern with potential damage to property and intermittent stream banks (see Exhibit A, above).

A motion was made to issue a negative determination, subject to the submission of a revised plan indicating perc test holes in other corner of lot. Special conditions include: a) a hand auger to be tried first; b) pre-and-post walk through required with the Conservation Agent to discuss protocol for mats and pads; c) revegetate and repair ditch hydrology, if required.

Seconded and voted unanimously.

**Marc Casper/CB Enterprises LLC.** Vista pruning to maintain and establish vista to the south and other modifications including removal of one invasive 28" Norway Maple tree, on coastal bank, and thinning and/or pruning of 12-15 (each) Tupelo, Black Oak, and Red maple in lower flood plain; mitigation in the form of three new Holly trees proposed for the one

invasive tree to be removed on coastal bank at 315 Main St., Osterville as shown on Assessor's Map 164 Parcel 003-001.  
**DA-17001**

The applicant was represented by Wayne Tavaras of Wettech Landscape Design.

Exhibits:

A – Revised vista pruning plan dated 1/10/17

Issues discussed:

- The fate of the Norway maple tree;
- Suitable replacement trees for the Norway maple, preferably canopy trees; their location should be in same area as the Norway maple;
- Concern with size of vista corridor;
- Concern with the consultant's interchanging the words "thinning" and "pruning." Thinning should only be used when referring to shrub layer;
- Mr. Tavaras was prepared for concerns raised on the size of the vista corridor; he brought a revised plan (dated by the Commission 1/10/17), showing two vista corridors.

A motion was made to issue a negative determination with the following conditions: a) subject to standard vista pruning guidelines; b) a cluster of three canopy trees to be planted in between vista corridors (not black oak, but perhaps white oak); c) approval of two vista corridors as shown on revised vista plan dated 1/10/17.

Seconded and approved: 4 votes = Aye; 2 votes = Nay.

## **II NOTICES OF INTENT**

**Marc Casper/CB Enterprises LLC.** Create an invasive vegetation management program for the eradication, maintenance, and replanting/re-vegetation with native species at 315 Main St., Osterville as shown on Assessor's Map 164 Parcel 003-001.  
**SE3-5439**

The applicant was represented by Wayne Tavaras.

Issues discussed:

- Phragmites treatment to be removed from the application until a later date;
- Mr. Tavaras stated that he would treat other invasive vegetation, and then plant, as requested by Ms. Karle, instead of just cutting over a 4-year period – and then planting;
- Monitoring reports should cover three years;
- Mr. Tavaras corrected himself when referring to "mowing," rather than "cutting."

A motion was made to approve the project with special conditions: a) deleting phragmites removal from the proposal; b) annual monitoring reports with photos to be submitted over a three-year period; c) after treatment of invasives, planting shall take place as soon as possible.

Seconded and voted unanimously.

**Matthew D. & Diane M. O'Connell.** Construct new single-family home with attached deck, garage, porches, Title-5 septic system, well, driveway and landscaping at 110 Meadow Ln., W. Barnstable as shown on Assessor's Map 133 Parcel 024.  
**SE3-5440**

The applicant was represented by Bob Gray of Sabatia, Inc. and Matt O'Connell.

Issues discussed:

- Coastal bank is a State bank only;
- Comments are pending from Natural Heritage & Endangered Species Program (NHESP);
- Commissioner Houle noticed cutting on the bank that appears to be done by an abutter; staff was requested to investigate, and send the abutter an "educational letter."

A motion was made to approve the project with special conditions, subject to receipt of any comments received by NHESP.

Seconded and voted unanimously.

**Tom Moran.** Construct single-family dwelling including appurtenances at 0 Rue Michele, Barnstable as shown on Assessor's Map 335 Parcel 073 **SE3-5441**

The applicant was represented by Peter DeFusco and Kearin Healey of BSC Group, Inc.

Issues discussed:

- Demarcation of work limit in vicinity of the 50-foot buffer;
- Proposed paved driveway;
- Drywells can be constructed to handle roof runoff;
- NHESP habitat.

Public comment: Marsha Alibrandi of 4093 Main Street, was concerned with the number of bedrooms and use of the proposed attic space above the garage.

A motion was made to approve the project with special conditions, subject to: a) receipt of a revised plan indicating three stone markers 18-inches above ground on work limit line that touches the 50-foot buffer zone; b) installation of drywells; and c) any/all conditions received from NHESP.

Seconded and voted unanimously.

### **III CERTIFICATES OF COMPLIANCE**

A. Outwin SE3-4868 (partial coc,ez) raze & construct single family dwelling (not done);  
at 19 Ladd Road, Centerville – Centerville River construct dock \*

A motion was made to approve the certificate.

Seconded and voted unanimously.

### **IV MINUTES FOR APPROVAL**

A. December 27, 2016

A motion was made to approve the minutes.

Seconded and approved, with one abstention.

**A motion was made to adjourn.**

**Seconded and voted unanimously.**

**The time was 8:22 p.m.**