



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: SEPTEMBER 5, 2017 @ 6:30 PM

LOCATION: TOWN HALL HEARING ROOM, 367 Main Street 2ND 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), 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 John E. Abodeely, Peter Sampou, Scott Blazis, and Larry Morin.

Conservation Administrator, Darcy Karle, assisted.

I REQUEST FOR DETERMINATION

Paul M. Barbas. To permit creation of a retention/drainage pit on northwest corner of property to control water flow onto neighbor's property; pit has been filled with native vegetation at 111 Harris Meadow Ln., Barnstable as shown on Assessor's Map 279 Parcel 088. **DA-17051**

The applicant was represented by, Paul Barbas, attended.

Issues discussed:

- Question was raised regarding the size of vegetation planted within the rocks

A motion was made to approve a negative determination.

Seconded and voted unanimously.

II NOTICES OF INTENT

Cape Cod Cooperative Bank. Upgrade existing handicapped access parking and sidewalks; reduce pavement (~95 sf) in the 50' – 100' buffer; recycle existing parking lot pavement and place new pavement; cut trees, brush & vegetation along Rte. 6A to improve safe sight distance of westbound traffic. Waiver requested for work conducted in resource area and 0 - 50' buffer at 1121 Main St. (Rte. 6A), W. Barnstable as shown on Assessor's Map 178 Parcel 003. **SE3-5506**

The applicant was represented by Stephen Wilson, P.E.

Issues discussed:

- Question was raised on the height being proposed to cut vegetation. There was concern over a note on the engineering plan referring to "no obstructions higher than 30-inches."
- Concern was raised about the width of the site visibility cone, and whether there is a possibility it could be reduced
- Question was raised about the formula used to calculate the requested visibility triangle at this location. A request for a copy of the formula/calculation is to be submitted for the record.
- Whether documentation exists to support the requested site visibility cone, such as BPD accident reports?
- Trees are not proposed to be removed, but only limbed.

- Request was made for information regarding what type of vegetation is causing the obstructed view; whether it is invasive vines, limbs on trees, or native wetland and buffer zone vegetation

A motion was made to continue the project to Sept. 19th.

Seconded and voted unanimously.

Robert & Marie C. Gerardin. Raise existing single-family dwelling; construct addition, deck and stairs, entrance deck and stairs, drive-under garage; expand existing driveway with stone retaining wall and drainage system at 23 Laurel Ave., Centerville as shown on Assessor's Map 226 Parcel 077. **SE3-_____**

The applicants attended, and were represented by Lynne Hamlyn of Hamlyn Consulting and Daniel Ojala, of Down Cape Engineering, Inc.

Issues discussed:

- Concern for the request to continue to mow the wet meadow that was being offered to be abandoned as mitigation.
- Commission appeared to favor the treatment of any non-native species that creep, than the request to mow. They would be open to a future RDA application to request this.

Correspondence: 8/14/17 letter from Christian Camp Meeting Association.

A motion was made to approve the project as submitted, with a condition that no mowing is permitted in the wetland.

Seconded and voted unanimously.

III AMENDED ORDER

Eric Slifka & Dennis Ausiello. Amend Order of Conditions **SE3-5374** to include project phasing and modification of construction protocol for groin reconstruction and maintenance allowed under SE3-5374 at 100 Cross St., Cotuit as shown on Assessor's Map 033 Parcel 032.

The applicants were represented by Arlene Wilson, of A. M. Wilson & Associates.

Issues discussed:

- The request for an amended order stemmed from a MEPA review
- Ms. Wilson explained that groin #2 would not be constructed during the first phase. Based on a MEPA certificate and discussions with other agencies, the construction protocol "Exhibit E" in the amended order application, needs to be approved by the Conservation Commission.
- Staff would cite the revised 8/18/17 construction protocol in an amended order, and attach it thereto.

A motion was made to approve the amended order request.

Seconded and voted unanimously.

IV CONTINUANCES

Harry Angevine/Marathon Construction Company. Construct single-family home with associated grading, landscaping, and pool installation at 48 Starboard Ln., Osterville as shown on Assessor's Map 185 Parcel 001. **SE3-5503**
WITHDRAWN

An Email from the applicant's representative dated 8/18/17 requested that the project be withdrawn.

Rodrigo Epifanio & Shelder Carvalho. To permit existing dock and proposed dock extension; site improvements including existing shell walkway, slate steps, water spigots & landscape lighting and proposed 28' x 28' grass sitting area at 287 Mitchell's Way, Hyannis as shown on Assessor's Map 290 Parcel 052. **SE3-_____**
Request for continuance to 9/19/17

Correspondence, received and read into the record, requested a continuance to 9/19/17.

A motion was made to approve a continuance to September 19th.

Seconded and voted unanimously.

No testimony was taken.

Anne & William LeBlanc. Reconstruct existing boathouse, same footprint with taller walls and higher ridgeline; move existing floating dock to align with access path to Lake Wequaquet at 276 Holly Point Rd., Centerville as shown on Assessor’s Map 232 Parcel 029-003. **SE3-5492 (continued for NHESP comments only)**

Correspondence from Natural Heritage & Endangered Species Program (NHESP) dated 8/9/17 was read into the record stating that the project does not occur within estimated habitat of rare wildlife or priority habitat.

A motion was made to close the hearing and have staff issue the order of conditions.

Seconded and voted unanimously.

Carlo A. & Hillary H. Von Schroeter, Trs., Von Schroeter Family Trust. Modify existing pier by adding 3'; replacing ramp with 3' x 30' ramp; repositioning float, and dredging in North Bay, Osterville as shown on Assessor’s Map 093 Parcels 073 & 079. **SE3-5455**

The applicants were represented by Arlene Wilson, P.W.S.

Issues discussed:

- A letter was received requesting a continuance to the 2nd hearing in March of 2018. This would be the third continuance request, and the consultant must be ready to move forward at that time.
- Commission would require re-notification of abutters and re-advertising of the project
- Question was raised on why such a long continuance was being requested.
- No testimony taken

A motion was made to approve a continuance without testimony to March 20, 2018.

Seconded and voted: 4 votes = Aye; 2 votes = Nay. There was one abstention.

Laura Davis. Renovate existing single-family dwelling to include construction of additions and porches; replace exterior windows and doors; roofing and siding; construct patio, walkways and out- door rinse station; reconstruct deck; construct in-ground swimming pool with fence; upgrade existing septic system at 910 Main St., Cotuit as shown on Assessor’s Map 035 Parcel 090. **SE3-5504**

A request for a continuance to Sept. 19th was read into the record.

A motion was made to approve the continuance to 9/19/17; with no testimony taken

Seconded and voted unanimously.

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

A. Town of Barnstable/Conservation SE3-5180 (coc, ez) alum treatment *
1274 Santuit-Newtown Road, Cotuit – Lovell’s Pond

A motion was made to approve the certificate.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 7:17 p.m.