



Town of Barnstable Conservation Commission

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MINUTES - CONSERVATION COMMISSION MEETING

DATE – April 12, 2005, 6:30 p.m.

LOCATION - TOWN HALL HEARING ROOM

The meeting was called to order at 6:30 p.m. by Chairman John Abodeely. Also attending were Commissioners Albert Barbour, Scott Blazis, James Lane, John Parker and Peter Sampou. Rob Gatewood, Conservation Administrator, assisted.

The meeting was held in the Hearing Room, Barnstable Town Hall, Hyannis

I MINUTES FOR APPROVAL

January 4, 2005
January 11, 2005
February 1, 2005
February 8, 2005
February 22, 2005
March 8, 2005

A motion was made to approve the minutes.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Charles & Francene Rogers. Remove existing screened porch (10' deep) and replace with new screened porch (16' deep) at 621 Old Post Road, Cotuit as shown on Assessors Map 54 Parcel 15-1. **DA-05030**

Stephen Wilson, PE represented the applicant.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Bortolotti Construction. Proposed upgrade of an existing septic system within the buffer zone to a coastal bank at 110 Windswept Way, Osterville as shown on Assessors Map 52 Parcel 5. **DA-05032**

Lynne Hamlyn represented the applicant.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

REQUESTS FOR DETERMINATION, cont'd.

MN041205

Diana Bennett. Vista Pruning and restoration of native grassland on east side of residence at 1825 South County Road, Osterville as shown on Assessors Map 98 Parcel 23-4. **DA-05035**

Mr. Peter Bennett, husband and Steve Heywood represented the applicant.

The broader habitat restoration project wasn't well-received by the Commission. A modified project, allowing standard vista pruning along with single leader pruning for the many suckered oaks was substituted.

A motion was made to issue a negative conditional determination.

Seconded and voted unanimously.

Mary Schobel. Repair failed septic system with Title V compliant system 72 feet from an isolated wetland at 11 Nyes Point Way, Centerville as shown on Assessors Map 233 Parcel 69. **DA-05033**

Carmen Shay represented the applicant.

A motion was made to continue the matter to May 24.

Seconded and voted unanimously.

No testimony was taken.

Howard Winer. Repair failed septic system with new Title V compliant system at 37 & 39 Hirammar Road, Hyannis as shown on Assessors Map 292 Parcel 138. **DA-05034**

Carmen Shay represented the applicant.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

David Ross, Trustee of Cape Cod Cranberry Realty Trust. Confirm wetland resource area identifications and delineations at 0 Water Hole Lane, West Barnstable as shown on Assessors Map 130 Parcel 8. **DA-05036**

Brad Holmes represented the applicant.

A motion was made to continue the matter to May 24.

Seconded and voted unanimously.

No testimony was taken.

III NOTICES OF INTENT

Raymond & Jane Quinlan. Proposed pool with associated appurtenances and fence at 222 Fifth Avenue, W. Hyannisport as shown on Assessors Map 245 Parcel 133. **SE3-4378**

Peter Sullivan, PE represented the applicant.

The following issues were discussed.

The removal of an existing chain link fence at the bottom of the slope. A revised plan was submitted showing the relocation of this fence.

Raymond & Jane Quinlan, cont'd.

A motion was made to approve the project with special conditions.

Seconded and voted unanimously

Town of Barnstable/Conservation Division. Construction of pond aeration system consisting of a 10'x10' precast compressor house, utilities and suspension of 6 pairs of polyethylene diffuser tubes just above pond bottom and extending well into the deep reaches of the pond at Lovell's Pond and Town Landing, 1290 Santuit-Newtown Road, Cotuit as shown on Assessors Map 026 Parcel 038. **SE3-4381**

Rob Gatewood, Conservation Agent

The following issues were discussed.

Possible noise pollution, monitoring of the pond and reporting back to the Commission, decommissioning the system if and when no longer needed, and the potential reestablishment of trout habitat through operation of the system.

A motion was made to approve the project with special conditions to be set forth by the Commission.

Seconded and voted unanimously.

Patrick & Eleanor Catalano. Construction of a retaining wall; Construction of elevated stairway to pond at 1216 Newtown Road, Cotuit as shown on Assessors Map 26 Parcel 37-1. **SE3-4386**

The applicant attended, but his consultant was unable to.

The following issues were discussed.

Lack of proposed grading shown on the plans and unknown quantity of fill.

A motion was made to continue the hearing to May 24.

Seconded and voted unanimously.

IV CONTINUANCES

Thomas Capizzi, Trs. Construction of a single family home in buffer zone at 4591 Falmouth Road, Cotuit as shown on Assessors Map 24 Parcel 41-1. **SE3-4351**

Jack Vaccaro represented the applicant, who also attended.

The following issues were discussed.

The reflagging of the wetland has resulted in the house only 24' away; the work limit only 14'. The Commission explored alternate locations further from the resource.

A motion was made to continue the hearing to June 14.

Seconded and voted unanimously. Jim Lane abstained, as he will be off the board at the time of the continuance date.

John Greene. Proposed construction of a single family dwelling with porch, deck, retaining wall, subsurface septic system and drive at 269 South Main Street, Centerville as shown on Assessors Map 207 Parcel 97-2. **SE3-4362**

Lynne Hamlyn represented the applicant.

John Greene, cont'd.

The following issues were discussed.

Several submitted aerial photos show no fill at the house/septic location, and that the fill at the lot pre-dates 1968. A 2 bedroom house will be maintained via deed restriction. Abutters felt the project should not be approved; they strongly opposed it. They testified that box turtles were observed at the site.

A motion was made to take the matter under advisement.

Seconded and voted unanimously.

Michael A. Kariotis. Demolish existing house and detached garage and construct new single family dwelling with attached garage, landscaping, utilities, septic, drainage and all associated appurtenances. Proposed pool with terrace, patio and lawn areas at 65 Pirates Cove, Osterville as shown on Assessors Map 51 Parcel 7-1. **SE3-4365**

Mary C. Kariotis. To construct a single family dwelling with attached garage and parking court, realign existing drive, install a septic system, utilities, landscaping, drainage and all associated appurtenances at 67 Pirates Cove, Osterville as shown on Assessors Map 51 Parcel 7-2. **SE3-4366**

The hearings were opened simultaneously.

Attorney Michael Ford & Peter Sullivan, PE represented the applicant.

The following issues were discussed.

A reduction (by 90 sq. ft.) of hardscape within the 50 ft. buffer; Possible shunting of storm water onto an abutter's lot; diminishment of the lawn area; Possible restriction of the lots to a single pier serving both lots.

A motion was made to continue the projects to June 28.

Seconded and voted unanimously.

Christopher Kuhn. Proposed construction of an addition, new foundation with drive-under garage, pool with patio, screen porch, deck, concrete drive with retaining walls, and driving strips; remove/install fencing and gate; and install water line at 49 Weaver Road, Centerville as shown on Assessors Map 207 Parcel 93. **SE3-4373**

Attorney Michael Ford and Lynne Hamlyn represented the applicant.

The following issues were discussed.

The project was improved by the addition of a proposed free standing garage instead of the garage-under.

A motion was made to approve the project with special conditions.

Seconded and voted unanimously.

V OLD & NEW BUSINESS

A. Al Barbour stepping down

Al's lengthy and expert service was acknowledged.

B. Upcoming quorum challenges

Noted.

C. Whither retreat?

The May 21st retreat was cancelled.

D. Calendar: Conservation Connections 4/14 1.00 pm at Courthouse; next meeting 4/19 8.30 am

Noted.

E. Other

None.

VI REVISED PLAN

A. Nantucket Electric SE3-4327 cable crossing at Snow's Creek need an extra 3 weeks

A motion was made to approve the revised plan.

Seconded and voted unanimously.

VII CERTIFICATES OF COMPLIANCE (ez = staff recommends approval) (* = on-going conditions)

A. Smith SE3-3877 (coc,ez) raze and construct single-family dwelling *

B. Crisafulli (Payne) SE3-1027 (coc,ez) construct single-family dwelling *

C. Munsell ART-0159 (coc,ez) construct driveway to access sfd *

D. Murphy SE3-4057 (coc,ez) construct single-family dwelling *

E. Bartlett SE3-2938 (coc,ez) construct deck on single-family dwelling

F. Crouthamel SE3-3881 (coc,ez) construct boardwalk

A motion was made to issue the certificates.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 10:06 p.m.