



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE – JUNE 27, 2006, 6:30 p.m.

LOCATION – TOWN HALL HEARING ROOM

The meeting was called to order at 6:32 p.m. by Chairman John Abodeely. Also attending were Vice-Chairman Dennis Houle and Commissioners Peter Sampou, Larry Morin and Tom Lee. John Parker and Scott Blazis were away, Rob Gatewood, Conservation Administrator, assisted.

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

I MINUTES FOR APPROVAL

May 9, 2006, May 23, 2006, and June 6, 2006

A motion was made to approve the minutes as noted, and the May 23 minutes, as amended.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

William Owens. Construct garage attached to existing house by a breezeway; construct attached 2nd story deck to rear of garage; construct gravel driveway over existing vehicle tracks/lawn drive at 361 Ocean Street, Hyannis as shown on Assessors Map 325 Parcel 014. **DA-06048**

The applicant was represented by David Flaherty.

Discussion: The 2nd floor would be used for storage and office space.

Connie Birth, abutter, said the project greatly impinges on her property.

A motion was made to issue a negative determination.

Roselee Trust. Place patio blocks under existing deck from lawn area adjacent to deck at 744 Seaview Ave., Barnstable as shown on Assessors Map 114 Parcel 012-002. **DA-06051**

The applicant was represented by Donald Seebury.

Discussion: No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Roman Catholic Bishop of Fall River. Improve existing enclosed porch to include new windows, new concrete footings and a 3' x 12' concrete pad for utilities; install dry wells for roof run-off at 184 Great Marsh Rd., Centerville as shown on Assessors Map 210 Parcel 089. **DA-06052**

(Bishop, cont'd.)

The applicant was represented by John O'Dea, E.I.T.

Discussion: Dennis Houle suggested an alternate strategy to control geese.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Kenneth Morton. Reconstruct existing wood groins; repair and extend existing wood retaining wall; nourish beach at Sandy Neck, Barnstable as shown on Assessors Map 338 Parcel 001. **SE3-_____**

The applicant was represented by Lynne Hamlyn.

Discussion: The double vertical bulkheads will be returned to a single rank of pilings. Beach nourishment was also part of the project.

Tom Lee asked about improving longshore access.

A letter from Division of Marine Fisheries was placed on the record.

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

Seconded and voted unanimously.

Frank Bridges. Construct single-family dwelling with detached garage and detached workshop at Lot 2, 72 Church St., W. Barnstable as shown on Assessors Map 154 Parcel 007. **SE3-4519**

The applicant was represented by David Flaherty.

Discussion: Staff said the old bog area was likely a vernal pool habitat, and asked the Commission to impose a condition requiring its study and certification, if warranted.

Pete Sampou asked why the project did not avoid Commission jurisdiction to a greater extent that they did. Mr. Flaherty said it was due to site drainage issues. Pete asked that the workshop be moved back.

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

Seconded and voted unanimously.

David Bates. Remove existing single-family dwelling; construct new dwelling with deck, retaining walls and gravel drive at 93 Salten Point Rd., Barnstable as shown on Assessors Map 280 Parcel 018. **SE3-4521**

The applicant was represented by Lynne Hamlyn.

Discussion: The project was previously approved, but the permit expired prior to the work being started.

Dennis Houle asked for mitigation within the 50-foot buffer for existing impacts therein, as this is provided in the recently revised buffer zone regulation.

Pete Sampou asked whether woody vegetation would do well here.

Staff said storm tide frequency needs to be understood first.

Staff discretion on the landscaping mitigation will be exercised.

(Bates, cont'd.)

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

Seconded and voted unanimously.

Caryn Samuell. Maintain, repair and replace portions of pre-existing drainage system at 4039 Route 6A, Cummaquid as shown on Assessors Map 335 Parcel 058. **SE3-4514**

The applicant was represented by Arlene Wilson.

Discussion: Ms. Wilson outlined the regulatory history of the existing basin at the site.

No concerns arose.

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

Seconded and voted unanimously.

C. J. Riley. Remove existing pool and pool deck; replace with new in-ground pool and pool deck in buffer zone to a Coastal Bank and Coastal Dune. Erosion-control fences and landscape plantings are proposed as part of the site work at 905 Sea View Ave., Osterville as shown on Assessors Map 090 Parcel 004. **SE3-4524**

The applicant was represented by Don Schall.

Discussion: Dennis Houle asked about mitigation along the top of the bank.

John Abodeely asked about a drawdown basin for the pool. He suggested a shrub buffer 6-8 feet in width along the top of the bank.

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

Seconded and voted unanimously.

Kerry McNamara. Withdrawn. Construct new single-family home to be connected to existing Title 5 septic system; existing garage/dwelling to be disconnected from service from existing septic system and remain in use as garage and for storage at 18 Bay Lane, Centerville as shown on Assessors Map 186 Parcel 082. **SE3-_____**

IV CONTINUANCES

Francis and Julia Keally. Construct seasonal pier with ramp, float and lateral access stairs at 635 Old Post Rd., Cotuit as shown on Assessors Map 054 Parcel 051-002. **SE3-4500**

The applicant was represented by Arlene Wilson.

Discussion: A further continuance was requested.

A motion was made to continue the project to August 22, 2006.

Seconded and voted unanimously.

No testimony was taken.

Three Bays Preservation Inc. Maintenance dredge 60'-wide channel from West Bay to North Bay to a depth of - 8.0 Mean Low Water at Bay Street Channel, Osterville as shown on Assessors Map 050 Parcel 002. **SE3-4501**

The applicant was represented by John O'Dea and Lindsay Counsell.

(Three Bays, cont'd.)

The quorum consisted of Tom Lee, Peter Sampou, Larry Morin, and Dennis Houle.

Discussion: A revised plan was submitted for the dredging footprint, and another plan for the deposition site on Dead Neck.

No nourishment would ensue April 1 through October 31.

Letters (reports) from the Town Mooring Officer and the Shellfish Biologist were entered into the record.

Lindsay Counsell said that an increase in embayment flushing is expected, which is good.

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

Seconded and voted unanimously.

VI OLD & NEW BUSINESS

A. Admin. Code amendment proposed by Barnstable Shellfish Committee

Dennis Houle expressed some difficulty with the preamble of the draft amendment, in that it blurred the line between the two bodies (Conservation and Shellfish Committees).

Pete Sampou expressed his satisfaction with the draft amendment and with that Committee as an advisory board.

Chairman Abodeely expressed his appreciation of the comments received from the Shellfish Committee, and said that their right to offer comment is clearly appreciated by the Commission. However, he was not in favor of making any changes to the Commission's section of the Code, other than those previously submitted by the Commission to the Town Council.

B. Recommendation on request of Robb Johnson, TNC for conveyance of 'municipal' properties to conservation management

Staff reported to the Commission its analysis that all but one of the parcels is suited for transfer to the Conservation Commission land management. The Commission strongly supports any forthcoming transfer of the parcels to Conservation control.

C. Other

None.

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

A.	Town of Barnstable / DPW	SE3-3379	(coc,ez)	maintain Millway & Commerce Road *
B.	Sullivan	SE3-3846	(coc,ez)	construct addition to single-family dwelling *
C.	Silverstein (Brodeur)	SE3-4055	(coc,ez)	convert seasonal pier to permanent pier *
D.	Tarsy	SE3-4388	(coc,ez)	construct addition to single-family dwelling *

A motion was made to approve all of the certificates of compliance.

Seconded and voted unanimously.

A motion was made to adjourn the meeting.

Seconded and voted unanimously. The time was 8:42 p.m.