



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: MAY 26, 2015 at 6:30 PM

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 6:31 p.m. by Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners John Abodeely, Peter Sampou, Scott Blazis, and Larry Morin. Commissioner Louise Foster was away. Darcy Karle, Conservation Administrator, assisted.

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

I REQUESTS FOR DETERMINATION

Joseph L. & Anna E. Rogers, Jr., Tr. Seek approval for beach nourishment above spring high water line using clean beach sand at 357 Lakeside Drive West, Centerville as shown on Assessor's Map 232 Parcel 050. **DA-15025**

The applicant, Anna Rogers, attended.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Jane Gross. Build a 15' x 16' extension to existing first-floor bedroom at 882 Main St., Cotuit as shown on Assessor's Map 035 Parcel 084. **DA-15026**

The applicant attended.

A motion was made to issue a negative determination with hay bale line set, in consultation with staff.

Seconded and voted unanimously.

Denis R. LeBlanc, U.S. Geological Survey. Install two groundwater monitoring wells at each of three proposed locations: Lovells Pond, as shown on Assessor's Map 025 Parcel 012; Long Pond, between Assessor's Map 229 Parcels 002 and 003; and, Shubael Pond, as shown on Assessor's Map 124 Parcel 003. The wells are part of a new USGS project to increase the understanding of the interaction between Cape Cod's kettle lakes and the groundwater system. **DA-15027**

The applicant attended.

A motion was made to issue a negative determination, with findings to be reported to the Commission.

Seconded and voted unanimously.

Victoria Vieira. Title-5 septic system modification to add tank/pump to system to accommodate existing basement plumbing at 329 School St., Cotuit as shown on Assessor's Map 020 Parcel 113. **DA-15028**

The applicant was represented by Darin Meyer.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

David and Elaine Carey. Restore areas overwhelmed by invasive vegetation and greenbriar using herbicide treatments and removal by hand; replant with native shrubs; removal of dead cherry tree to be replaced with black tupelo tree; and regenerative pruning at 21 Stanley Place, Hyannis as shown on Assessor's Map 325 Parcel 004. **DA-15029**

The applicant was represented by Theresa Sprague of BlueFlax Design.

Public comment: Susan Kennedy.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

II NOTICES OF INTENT

Robert C. & Mary K. Turnbull. Proposed beach nourishment for bank and shoreline stabilization at 797 Old Post Rd., Cotuit as shown on Assessor's Map 073 Parcel 008-002. **SE3_____**

The applicant attended, and was represented by John C. O'Dea, P.E.

Exhibits:

A (1-11) – Photos

Correspondence: Received from MA Division of Marine Fisheries, dated 5/21/2015.

A motion was made to approve the project with standard and special conditions, subject to the submittal of a revised plan.

Seconded and voted unanimously.

III CONTINUANCES

W. Frederick & Diana Uehlein, Trs., 109 Eel River Road Nominee Trust. Construct and maintain pier, ramp and float at 109 Eel River Road, Osterville as shown on Assessor's Map 115 Parcel 009. **SE3-5252**

Commissioner John Abodeely joined the quorum via a confirmation of evidential review.

The applicant was represented by John C. O'Dea, P.E. and Dr. Pamela Neubert.

Exhibits:

A – Confirmation of Evidential Review

Correspondence: A letter from Derek Lawson, Assistant Harbor Master.

A motion was made to continue the hearing to June 23rd.

Seconded and voted unanimously.

Hard-A-Lee, LLC. Construct and maintain pier, ramp and float at 299 Eel River Rd., Osterville as shown on Assessor's Map 115 Parcel 003. **SE3-5250**

The applicant was represented by Atty. Albert Schulz and John C. O'Dea, P.E.

Exhibits:

A – DPW License No. 862

Correspondence: Letter from Derek Lawson, Dan Horn, Stuart Rapp, and Karen Birmingham.

Public comment: Atty. Michael Ford represented Ms. Birmingham

A motion was made to continue the hearing to June 23, 2015.

Seconded and voted unanimously.

IV OLD & NEW BUSINESS

A.. Emergency Certification for Town of Barnstable DPW – Hyannis Water Dept. , location: 629 & 656 Mary Dunn Rd., Hyannis

A motion was made to approve the emergency certification.

Seconded and voted unanimously.

B. Clarification on work limit line re: Patrick J. Melampy SE3-___ (from May 19, 2015)

A motion was made for the Chairman to write a letter to the applicant stating any additional re-vegetation and grading or removal of vegetation beyond the scope of the project will require the applicant to return to the Commission for approval. The letter to serve as a note in the file.

Seconded and voted unanimously.

V REVISED PLAN

project type

revision

Kurker SE3-5118

elevate sfd; replace foundation

demo/rebuild sfd same footprint

The applicant attended, and was represented by Daniel Ojala, P.E.

Exhibits:

A – Aerial photo

B – South elevation plan

Correspondence: Letters received from Smolak & Vaghan, Attorneys; Stephanie Kiefer on behalf of Mr. & Mrs. Falkenham; Arlene Wilson, P.W.S. on behalf of applicant.

A motion was made to approve the revised plan.

Seconded and voted: 3 votes = “Aye;” 3 votes = “Nay.” The revised plan was denied.

VI CERTIFICATES OF COMPLIANCE

(* = on-going conditions)

A. Litchman SE3-0151 (coc,ez) construct addition to commercial building *

B. Litchman SE3-0876 (coc,ez) construct 2nd addition to commercial building *

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|----|-------------|----------|----------|--|
| C. | Murphy | SE3-4980 | (coc,ez) | repair erosion control structure |
| D. | Dimock | SE3-4944 | (coc,ez) | permit existing seasonal pier * |
| E. | Paris | SE3-0935 | (coc,ez) | construct single family dwelling * |
| F. | Voute-Allen | SE3-3886 | (coc,ez) | construct single family dwelling (not done) & pool * |
| G. | Kris | SE3-4691 | (coc,ez) | raze & construct single family dwelling (not done) |

A motion was made to approve the certificates (A – G).

Seconded and voted unanimously.

VII MINUTES FOR APPROVAL

A. May 12, 2015

A motion was made to approve the minutes.

Seconded and voted unanimously.

B. May 19, 2015

The minutes were tabled to June 9th.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 10:10 p.m.