



# Town of Barnstable Conservation Commission

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## MINUTES – CONSERVATION COMMISSION MEETING

**DATE: MAY 12, 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](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 Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners John Abodeely (left meeting at 8:30 p.m.), Peter Sampou, Scott Blazis, Larry Morin, and Louise Foster. Rob Gatewood, Conservation Administrator, and Darcy Karle, Conservation Agent assisted.

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

### **I OLD & NEW BUSINESS**

- A. Amendment of Guidelines for Private Freshwater Piers and Docks – addition of maximum pier width (4 ft.) and end float(s) or platform for berthing maximum area (96 sf).

A motion was made to approve the amendment as noted.

Seconded and voted unanimously.

- B. Amendment of Chapter 707 Minimum Submission Requirements – addition of requirement for landscaping mitigation plan for projects where buffer zone mitigation is required.

A motion was made to approve the amendment as noted.

Seconded and voted unanimously.

- C. Amendment to 701-4 Property Use Violations – for clarification under “unauthorized use of firearms” to include discharging gun for target practice or (dog) training.

Public comment: Doug Kalweit, Supervisor, Natural Resources Department.

A motion was made to continue consideration of the amendment to June 16.

Seconded and voted unanimously.

### **II CONTINUANCE**

**William Sullivan.** Invasive plant management with natural methods; prevention of erosion using vegetation; landscape improvements for wildlife; native plantings; removal of 2 sheds from conservation jurisdiction at 453 Old Post Rd., Cotuit as shown on Assessor's Map 054 Parcel 025. **DA-15020**

The applicant attended, and was represented by Michael Holcomb.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

### **III REQUESTS FOR DETERMINATION**

**Peter & Kathleen Shea.** Title-5 septic system upgrade at 483 Elliot Rd., Centerville as shown on Assessor's Map 227 Parcel 116. **DA-15022**

The applicant was represented by Jack Vaccaro.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Peter J. & Maria G. Smail.** Permit existing stone walk to beach house; construct stone patio at 339 Eel River Rd., Osterville as shown on Assessor's Map 115 Parcel 030. **DA-15023**

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

#### **Exhibits:**

A – Proposed plan

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Wianno Club.** Enclose existing porch at Junior Activities Building at 82 Warren Ave., Osterville as shown on Assessor's Map 162 Parcel 001. **DA-15024**

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

#### **Exhibits:**

A - Proposed plan

A motion was made to issue a negative determination.

Seconded and voted unanimously.

### **IV NOTICES OF INTENT**

**Jack Lyons.** Repair and maintain existing pier with improved boat lift accessory to single-family home off Trail #5, Sandy Neck, Barnstable as shown on Assessor's Map 303 Parcel 007. **SE3-4518**

The applicant was represented by Matthew Creighton, P.W.S.

A motion was made to continue the hearing to June 9.

Seconded and voted unanimously.

No testimony was taken.

**Anne Stetson.** Construct fixed pier with seasonal ramp and float into waters of Long Pond; beach nourishment to create sand beach beside pond at 211 Lake Shore Drive, Marstons Mills as shown on Assessor's Map 030 Parcel 002. **SE3-5284 \$14.76**

The applicant was represented by Matthew Creighton, P.W.S.

Exhibits:

A - Proposed plan

A motion was made to approve the project with standard and special conditions, and deleting the proposed beach.

Seconded and approved: 5 votes = "Aye;" 2 votes = "Nay."

**Town of Barnstable/D.P.W.** Reclaim/repave road and update drainage of multiple roadways in the Seapuit Road, Osterville neighborhood as shown on Assessor's Map/Parcel (various). **SE3-5290**

The applicant was represented by Brian Celia.

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

Seconded and voted unanimously.

**Cape Cod Art Association, Inc.** Construct addition with deck to existing building; replace exterior windows and doors, re-siding and re-roofing; relocate existing walkway, construct handicap ramp, relocate existing dumpster, re-striping of existing parking area; construct rain garden at 3480 Route 6A, Barnstable as shown on Assessor's Map 299 Parcel 071. **SE3-5289**

Commissioner Foster recused herself.

The applicant was represented by Lynne Whiting Hamlyn.

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

Seconded and voted unanimously.

**Joy C. & Robert Schenker.** Relocate timber stairs off existing deck at rear of house; replace timber deck by lake; replace floating timber pier with seasonal aluminum pier; landscaping to include tree removal; reconfigure walkway to pier; re-vegetation of slope with native plants at 168 Holly Point Rd., Centerville as shown on Assessor's Map 232 Parcel 037. **SE3-\_\_\_\_\_**

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

Exhibits:

A – Proposed plan

B (1-4) – Site photos

A motion was made to approve the project with standard and special conditions, except for the rebuilding of the lower deck. If a permit was never granted for its construction, the applicant must obtain one.

Seconded and voted unanimously.

**V AMENDED ORDER**

**Stuborn, LLC.** Request to amend Order of Conditions **SE3-5052** by proposing the removal and replacement of existing concrete bulkhead with stone revetment wall; redesign proposed wharf to include two access walkways at 153 Freezer Rd., Barnstable as shown on Assessor's Map 301 Parcel 006.

The applicant was represented by Matt Creighton, P.W.S. and Kieran Healy.

Exhibits:

A - Proposed plan

Public comment: Ann Canedy

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

Seconded and voted unanimously.

## **VI ADVISEMENT**

**Harry D. Taylor.** Amend Order of Conditions issued under **SE3-4836** to allow the use of standard 12" timber piles, and lengthen float landward from 8' x 16' to 8' x 25' at 56 Sand Point, Osterville as shown on Assessor's Map 073 Parcel 017.

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

A motion was made to re-open the hearing to discuss the current draft limitation.

Seconded and voted unanimously.

A 20" clearance, props to bay bottom, was proposed.

The Chairman sought a motion to approve the project; however, no motion came forward for approval.

The matter ended there.

## **VII CERTIFICATES OF COMPLIANCE**      **(\* = on-going conditions)**

A.	Roberts	SE3-5020	(coc,ez)	replace existing boathouse *
B.	Holloran	BCC-0173	(coc,ez)	trench utilities; construct retaining walls *
C.	Maslen	SE3-1674	(coc,ez)	construct single family dwelling *
D.	Silvia & Silvia	SE3-4093	(coc,ez)	construct single family dwelling *
E.	Gaspard	SE3-4391	(coc,ez)	construct addition to single family dwelling *
F.	TOB/DPW	SE3-0231	(coc,ez)	rebuild bridge abutment; stabilize bank

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

Seconded and voted unanimously.

## **VIII MINUTES FOR APPROVAL**

A. April 28, 2015

A motion was made to approve the minutes.

Seconded and voted unanimously.

**A motion was made to adjourn.**

**Seconded and voted unanimously.**

**The time was 8:58 p.m.**