



# Town of Barnstable Conservation Commission

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## MINUTES – CONSERVATION COMMISSION MEETING

**DATE: October 18, 2016 @ 6:30 PM**

**LOCATION: Town Hall Hearing Room, 367 Main Street 2<sup>ND</sup> 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](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 Chair F. P. (Tom) Lee. Also attending were Vice-Chair Louise R. Foster, Clerk Dennis R. Houle, and Commissioners John E. Abodeely, Peter Sampou, and Scott Blazis. Commissioner Larry Morin was away.

Conservation Administrator, Darcy Karle, assisted.

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

#### **A. Shooting Range [not a public hearing]**

Discussion and vote by the Conservation Commission that an additional 10.135 acres for a total of 26.435 acres, more or less, as shown on Assessor's Map 086 Parcel 001, on a plan entitled "Plan of Land in Barnstable (West Barnstable)," dated October 6, 2016, included in the West Barnstable Shooting Range is no longer needed for the purposes stated under G. L. c. 40 s. 8C.

Exhibit A – PowerPoint presentation

Town Attorney Ruth Weil and DPW Administrator Dan Santos attended.

Mr. Santos gave a PowerPoint presentation, explaining the reason for the need of 10.135 additional acres.

The "de facto Range" was designated to include all the area that fell within the 600 ppm contour line including a black GIS line. That area – 26.435 acres – is indicated on the plan dated 10/6/2016.

The east side of Crocker Road will be cleaned up, meeting the required lead threshold so that it will no longer fall in the Range designated area.

Correspondence mentioned: Letter from Hillary Sandler dated 10/18/16.

Public comment:

- Lisa Hendrickson was opposed to 26.435 acres being taken out of conservation in W. Barnstable. She submitted a letter from the West Barnstable Civic Association dated June 6, 2016 to Town Council President Jessica Rapp Grasseti, and a copy of her (Ms. Henerson's) own letter dated 10/18/16;
- Alex Bailey opposed the matter, and submitted his letter dated 10/18/16;
- BPD Officer Damery responded to Commissioner Abodeely's question of whether closing the Shooting Range would have a negative impact on Police Department firearm safety training. His answer was yes.

(Old & New, continued)

A motion was made that an additional 10.135 acres, for a total of 26.435 acres, more or less, as shown on Assessor's Map 086 Parcel 001, and on a plan entitled: "Plan of Land in Barnstable (West Barnstable)," dated October 6, 2016, included in the West Barnstable Shooting Range is no longer needed for the purposes stated under G. L. c. 40 s. 8C.

Seconded and voted unanimously.

## **II REQUESTS FOR DETERMINATION**

**Frances & Karen MacIsaac.** Septic system upgrade at 34 Bone Hill Rd., Barnstable as shown on Assessor's Map 336 Parcel 061. **DA-16064**

The applicant was represented by Michael Pimentel of JC Engineering.

No issues arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Town of Barnstable/D.P.W.** Extend existing asphalt pad towards salt shed to accommodate salt storage; install storage tank for runoff from asphalt pad at 382 Falmouth Rd., Hyannis as shown on Assessor's Map 293 Parcel 001. **DA-16067**

The applicant was represented by Bentley Schofield, Road Manager for the DPW.

Issues discussed:

- Where the brine from the holding tanks goes – it will be pumped out and placed back onto salt piles

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**George Haseotes & Kristen Williams.** Install tight tank as a septic upgrade at 168 Long Beach Rd., Centerville as shown on Assessor's Map 205 Parcel 008. **DA-16066**

The applicant was represented by Charles (Chuck) Rowland of Sullivan Engineering and Consulting, Inc.

Issues discussed:

- Location of the current system, and why its design is not suited for this location; that a tight tank is better;
- Pumping schedule, and how much the tank can hold;
- Boardwalk in question, running between properties #158 and #168; will have Conservation Agent Martin Wunderly look into it.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

## **III NOTICE OF INTENT**

**Robert Bancroft.** Permit existing dock and existing hardscape (boulder retaining wall and raised beds), patio, elevated deck and two stairways; extensive restorative and mitigation planting at 21 Bancroft Circle, W. Barnstable as shown on Assessor's Map 215 Parcel 013. **SE3-\_\_\_\_\_**

The applicant was represented by David Bennett of Bennett Environmental Associates.

(Bancroft, continued)

Exhibits:

A – E Packet with staff notes by Ms. Karle

Issues discussed:

- Mr. Bennett addressed questions raised by Ms. Karle in her staff notes;
- Applicant will remove plank to the beach area, and not require an additional path. Firepit and timber debris that were relocated in the 100-foot buffer will be removed;
- N. E. Showy wildflower seed mix will be used for the meadow area;
- The Commission to allow hand-pulling of invasives in the 35-foot buffer; treatment of invasives would require a revised plan;
- Once per year mowing allowed in meadow;
- One lower section of the stone wall was not indicated on the plan;
- A small section of a boulder wall south of deck was not indicated on the plan.

A motion was made to approve the project with special conditions, subject to the receipt of a revised plan indicating: 1) the use of N. E. Showy Wildflower mix; all sections of stone wall – lower section and small one south of deck within the 35-100-foot buffer; 3) location of all existing large trees within the 35-100-foot buffer. Submission of a three-year annual monitoring report required for plantings and meadow; removal of fire pit, wood debris, and plank to beach. No reconstruction of the pier allowed under a Form M (maintenance) when pier reaches the end of its life – a new pier will require the filing of a new Notice of Intent.

Seconded and voted unanimously.

#### **IV CONTINUANCES**

**Karen M. Birmingham & Kenneth J. Novack, Trs., Eel River Realty Trust.** Extend existing stone revetment return; construct timber bulkhead extension at 333 Eel river Rd., Osterville as shown on Assessor's Map 115 Parcel 002. **SE3-5419**

[This matter and the following, Smail NOI, were taken up simultaneously]

**Peter J. & Maria G. Smail.** Construct timber bulkhead and groin; beach nourishment at 339 Eel River Rd., Osterville as shown on Assessor's Map 115 Parcel 030. **SE3-5420**

The applicants, Birmingham/Novack and Smail, were represented by John C. O'Dea, P.E.

Exhibits:

A – Site plan of proposed revetment extension dated 10/18/16, by John C. O'Dea, P.E.

Issues discussed:

- A quorum of all Commissioners was present;
- Mr. O'Dea discussed the revised plan (Exhibit A). He was asked if the applicants would be amendable to the construction of a stone revetment versus a wooden bulkhead;
- Beach nourishment to be approximately five feet in width.

Correspondence: Email dated 10/18/16 with Tom Marcotti's comments on the project.

A motion was made to approve the projects for Birmingham/Novack and Smail with special conditions for each.

Seconded and voted unanimously.

**Edward B. & Elizabeth H. Baldini.** Demolish existing single-family dwelling and reconstruct new dwelling with pool, patio and all associated appurtenances at 18 Garrison Ln., Osterville as shown on Assessor's Map 114 Parcel 011. **SE3-5411**

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

(Baldini, continued)

Exhibits:

A – Revised site plan dated 10/18/16 by John C. O’Dea, P.E.

B – Revised planting plan dated 10/18/16 by Sitecreative Landscape Architecture

Issues discussed:

- A quorum was present;
- Mr. O’Dea discussed the revised plan (Exhibit A), addressing the Commission’s request to make the proposed project more environmental-friendly; additional plantings were added, and patio hardscape reduced.

A motion was made to approve the project with special conditions, given the specific lot conditions and additional restoration provided.

Seconded and voted: 5 votes = Aye; 1 vote = Nay. The motion passed.

**V CERTIFICATES OF COMPLIANCE**

A. Kraft SE3-5237 (coc.ez) modify & extend existing pier  
98 Tracey Road, Cotuit, Pinquickset Cove, Popponesset Bay

A motion was made to approve the certificate.

Seconded and voted unanimously.

**VI MINUTES FOR APPROVAL**

A. October 4, 2016

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 8:03 p.m.**