



Town of Barnstable Planning Board



www.town.barnstable.ma.us/PlanningBoard

Board Members

Steven Costello – Chair Jeffrey Swartz – Vice Chair Patrick Foran - Clerk Mary Barry Stephen Robichaud Aimee Guthinger
Mathew Levesque – Town Council Liaison

Planning & Development Dept. Staff Support

Elizabeth Jenkins, AICP, Director
Paul Wackrow, Senior Planner
Karen Herrand – Principal Assistant - karen.herrand@town.barnstable.ma.us

**Town of Barnstable
PLANNING BOARD
Minutes
April 13, 2020**

20 JUL 27 P12 26

BARNSTABLE
TOWN CLERK

Steven Costello – Chairman	Present
Jeffrey Swartz – Vice Chairman	Present
Patrick Foran – Clerk	Present
Marry Barry	Present
Stephen Robichaud	Present
Aimee Guthinger	Present

Also in attendance via remote participation were Paul Wackrow, Senior Planner, Planning & Development and Karen Herrand, Principal Assistant, Planning & Development.

In accordance with the Governor’s Order Assuring Continued Operation of Essential Services in the Commonwealth, Closing Certain Workplaces, and Prohibiting Gathering of More Than 10 People issued on March 24, 2020 and extended on March 31, the April 13, 2020 public meeting of the Planning Board shall be physically closed to the public to avoid group congregation.

Alternative public access to this meeting shall be provided in the following manner:

1. The meeting will be televised via Channel 18 and may be accessed via the Channel 18 website at <http://streaming85.townofbarnstable.us/CablecastPublicSite/watch/1?channel=1>
2. Real-time access to the Planning Board meeting is available utilizing the Zoom link or telephone number and Meeting ID provided below. Public comment can be addressed to the Board by utilizing the Zoom link or telephone number and Meeting ID provided below:

Link: <https://zoom.us/j/263900840>
Phone: 888 475 4499 US Toll-free - Meeting ID: 263 900 840

3. Applicants, their representatives and individuals required or entitled to appear before the Planning Board may appear remotely and are not permitted to be physically present at the meeting, and may participate through the link or telephone number provided above. Documentary exhibits and/or visual presentations should be submitted in advance of the meeting to Paul.Wackrow@town.barnstable.ma.us, so that they may be displayed for remote public access viewing.

Call to Order: Introduction of Board Members and Staff Members

Roll Call attendance -

Steven Costello, Jeff Swartz, Patrick Foran, Mary Barry, Stephen Robichaud and Aimee Guthinger.

Notice of Recording: This meeting is being recorded and broadcast on Channel 18 and in accordance with MGL Chapter 30A §20. The Chair must inquire whether anyone else is taping this meeting and to please make their presence known.

Regulatory Agreement No. 2019-03 – 451 & 467 Iyannough Rd., and 400 Barnstable Rd., Hyannis, Massachusetts, Map 311 Parcels 082, 081 and 030-001 - Airview LLC seeks to enter into a Regulatory Agreement with the Town of Barnstable to redevelop three parcels with two new retail structures. The development would also include an access easement over property shown on Assessor's Map 311, Parcel 030/001 (400 Barnstable Rd.). It is zoned HG – Hyannis Gateway District; Groundwater Protection Overlay District; and Well Protection Overlay District. *Continued from December 9, 2019, January 13, 2020, February 10, 2020, February 24, 2020, March 9, 2020, March 23, 2020.*

Paul Wackrow states that the Town Clerk's page has the official Agenda.

Chair Steven Costello entertains a motion to continue, moved by Jeff Swartz to continue to April 27, 2020, by remote participation method, to be posted with the Town Clerk at least 48 hours prior to the meeting, seconded by Aimee Guthinger;

Roll call vote

Steven Costello - aye

Jeff Swartz - aye

Patrick Foran - aye

Mary Barry - aye

Stephen Robichaud – aye

Aimee Guthinger - aye

So voted unanimously.

Public hearing is still open for this matter.

Modification to Subdivision No. 367 – Hi-River Road, Marstons Mills – Arnold O. Johnson has applied to modify subdivision No. 367. The request is to modify the road covenant required by the 1976 subdivision approval in order to allow the release of Lot 8 subject to the installation of a road conforming to applicable Subdivision Rules & Regulations along the length of frontage of Lot 8. The existing covenant is recorded in Book 2365, Page 339 at the Barnstable County Registry of Deeds. The application states the release of Lot 8 would allow the applicant to operate a tree farm on Lots 8, 7, 6, and 5, but would not allow residential construction on any of the said four lots. *Continued from March 23, 2020.*

Chair Steven Costello entertains a motion to continue, moved by Jeff Swartz, to continue to April 27, 2020, by remote participation method, to be posted with the Town Clerk at least 48 hours prior to the meeting, seconded by Mary Barry;

Roll call vote

Stephen Costello - aye

Jeff Swartz - aye

Patrick Foran - aye

Mary Barry - aye

Stephen Robichaud -aye

Aimee Guthinger- aye

So voted unanimously to continue to April 27, 2020

Revision of Development of Regional Impact Thresholds in the Industrial and Services Trade Area

The Town of Barnstable is seeking to revise Development of Regional Impact Thresholds within the Industrial Service and Trade Area, pursuant to Chapter H of the Cape Cod Commission Regulations of General Application. The Cape Cod Commission previously approved revised project thresholds in the mapped Economic Centers and Industrial Service & Trade Areas outside of the Growth Incentive Zone pursuant to

Chapter H on April 4, 2019. The Town of Barnstable is seeking to revise the 2019 Chapter H Decision to amend the threshold revision applicable in the Industrial Service and Trade Areas, as mapped in that decision. The request is to allow the revised DRI threshold of 40,000 sq.ft to apply to a third category of land use, wholesale use. The Planning Board will hold a public hearing on the proposed revision of Development of Regional Impact Thresholds on Monday, March 23, 2020 at 7:00 p.m. at Town Hall, James H. Crocker, Jr. Hearing Room, 367 Main Street, Hyannis, MA and may vote to authorize the Town Manager to submit this application subject to Town Council approval. *Continued from March 23, 2020.*

Chair Steven Costello entertains a motion to continue, moved by Jeff Swartz to continue to April 27, 2020, by remote participation and be posted by Town Clerk, seconded by Mary Barry;

Roll call vote

Steven Costello - aye
Jeff Swartz - aye
Patrick Foran - aye
Mary Barry - aye
Stephen Robichaud - a ye
Aimee Guthinger – aye
So voted unanimously.

Scenic Road Application

The Town of Barnstable Department of Public Works and the Tree Warden have submitted an application for a Scenic Road Public Hearing in accordance with MGL Ch. 40, Section 15C, Designation and Improvement of Scenic Roads and Chapter 180, of the General Ordinances of the Code of the Town of Barnstable, Scenic Roads, to remove trees within the layout of Putnam Avenue in Cotuit adjacent to 462, 455, 430, 418, and 374 Putnam Ave; 349, 329, and 291 Little River Road; and 9 Cap'n Isiah Road. Up to 10 trees within the road right-of-way are proposed for removal to accommodate the construction of a biofiltration swale along Putnam Avenue to improve stormwater runoff to the Three Bays.

Chair Steven Costello entertains a motion to open the public hearing, moved by Jeff Swartz, seconded by Mary Barry;

Roll Call vote

Steven Costello – aye
Jeff Swartz – aye
Patrick Foran – aye
Marry Barry – aye
Stephen Robichaud – a ye
Aimee Guthinger – aye
So voted unanimously to open the public hearing.

Nathan Collins, DPW, in attendance. He explains the project, three different locations. Tree removal is associated with two storm water bio filtration swales. Proposal to reroute existing from Putnam Ave. to South County Rd., to eliminate contaminants prior to outlet of Little River. They have a contractor working on part of this project and would like to finish in total by end of June.

Mary Barry comments that she is happy they are doing this, needs to be done.

Stephen Robichaud states the removal of trees is balanced by the positive.

Aimee Guthinger asks if any plan of replacement for tree removal?

Nathan Collins replies they do have a landscaping project lined up for the area. Wants to maintain as many trees as possible. Tree warden had found some dead trees in the area to be removed, thus the original number being more.

Chair Steven Costello asks for any public comment - None.

Chair Steven Costello entertains a motion to close the public hearing, moved by Jeff Swartz, seconded by Mary Barry;

Roll Call vote

Steven Costello - aye

Jeff Swartz –aye

Patrick Foran – aye

Marry Barry - aye

Stephen Robichaud – aye

Aimee Guthinger -aye

So voted unanimously to close the public hearing.

Findings:

Motion made by Jeff Swartz that the application material gives the evidence that the proposal is consistent with the purpose of the scenic road ordinance to protect natural resources and environmental systems of this portion of Putnam Ave. in Cotuit, seconded by Patrick Foran;

Roll call vote

Stephen Costello - aye

Jeff Swartz – aye

Patrick Foran – aye

Mary Barry - aye

Stephen Robichaud – aye

Aimee Guthinger - aye

So voted unanimously.

Chair Steven Costello entertains a motion, moved by Jeff Swartz to approve the application/request to remove trees in Cotuit, seconded by Mary Barry;

Roll call vote

Steven Costello - aye

Jeff Swartz – aye

Patrick Foran – aye

Mary Barry – aye

Stephen Robichaud –aye

Aimee Guthinger - aye

So voted unanimously.

Approval of Minutes:

March 23, 2020, draft minutes

September 25, 2017, October 23, 2017, and November 13, 2017, draft minutes

Chair Steven Costello entertains a motion to approve the March 23, 2020, minutes, moved by Jeff Swartz, seconded by Mary Barry;

Roll Call vote

Steven Costello – aye

Jeff Swartz – aye

Patrick Foran – aye

Mary Barry – aye

Stephen Robichaud –aye

Aimee Guthinger – aye

So voted unanimously.

Chair Steven Costello entertains a motion to approve the September 25, 2017, minutes, moved by Jeff Swartz, seconded by Mary Barry;

Roll Call vote

Steven Costello – aye
Jeff Swartz – aye
Patrick Foran – aye
Mary Barry – aye
Stephen Robichaud –aye
Aimee Guthinger - aye
So voted unanimously.

Chair Steven Costello entertains a motion to approve the October 23, 2017, minutes, moved by Jeff Swartz, seconded by Mary Barry;

Roll Call Vote

Steven Costello - aye
Jeff Swartz – aye
Patrick Foran - aye
Marry Barry – aye
Stephen Robichaud -aye
Aimee Guthinger - aye
So voted unanimously.

Chair Steven Costello entertains a motion to approve the November 13, 2017, minutes, moved by Jeff Swartz, seconded by Mary Barry;

Roll Call Vote

Steven Costello - aye
Jeff Swartz - aye
Patrick Foran - aye
Mary Barry - aye
Stephen Robichaud -aye
Aimee Guthinger - aye
So voted unanimously.

Adjournment

Chair Steven Costello entertains a motion to adjourn, moved by Jeff Swartz, seconded by Mary Barry;

Roll call vote

Steven Costello - aye
Jeff Swartz - aye
Patrick Foran – aye
Mary Barry - aye
Stephen Robichaud -aye
Aimee Guthinger - aye
So voted unanimously to adjourn.

Matters Not Reasonably Anticipated by the Chair:

Future Meetings: April 27, 2020, @ 7:00 p.m. and May 11, 2020

The meeting adjourned at 7:23 p.m.

Respectfully Submitted


By Karen Herrand, Principal Assistant, Planning & Development

Approved by vote of the Board on April 27, 2020
Further detail may be obtained by viewing the video via Channel 18 on demand at
<http://www.town.barnstable.ma.us>

APPROVED