



Town of Barnstable Conservation Commission

230 South Street
Hyannis Massachusetts 02601

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AGENDA – CONSERVATION COMMISSION HEARING

DATE: October 4, 2022 @ 3:00 PM

This meeting of the Barnstable Conservation Commission is being recorded and transmitted by the Information Technology Department of the Town of Barnstable on Channel 18. Under MGL Chapter 30A Section 20, anyone else desiring to make such a recording or transmission must notify the Chair.

Remote Participation Instructions

The Conservation Commission's Public Hearing will be held by remote participation methods.

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 the Channel 18 website at <http://streaming85.townofbarnstable.us/CablecastPublicSite/watch/1?channel=1>

2. Real-time public comment can be addressed to the Conservation Commission utilizing the Zoom link or telephone number and access code for remote access below.

Join Zoom Meeting

<https://townofbarnstable-us.zoom.us/j/89407905119>

Meeting ID: 894 0790 5119

US Toll-free 888 475 4499

3. Applicants, their representatives and individuals required or entitled to appear before the Conservation Commission 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 Darcy.Karle@town.barnstable.ma.us, so that they may be displayed for remote public access viewing.

Public comment is also welcome by emailing Darcy.Karle@town.barnstable.ma.us. Comments should be submitted at least 8hrs prior to the hearing.

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**REMINDER TO APPLICANTS:
FEES FOR LEGAL ADS ARE LISTED BELOW. PLEASE MAIL CHECKS TO CONSERVATION, 200
MAIN STREET, HYANNIS, 02601**

3:00 PM AGENDA

I. REVISED PLANS

A. Barry Morse SE3-5827
585 Santuit Road, Cotuit
Click [HERE](#) for meeting materials.

Project type:

Construct addition, poison
ivy control, landscaping

Revisions:

Add vista pruning

B. Margaret & Michael Kerr SE3-5929
25 Maywood Avenue, Hyannis Port
Click [HERE](#) for meeting materials.

Raise and rebuild SFD
with appurtenances

Add spa, rinse station, move
retaining wall, remove trees.

II. EXTENSION REQUESTS

AG100422

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- A. Mass. Div. of Fisheries & Wildlife
885 Mary Dunn Road, Barnstable **SE3-5699** Rare Species Management in Ecosystem Small Pond 3 years (1st Request)

Click [HERE](#) for meeting materials.

- B. Yavuz Anahtar SE3-5660
455 Huckins Neck Rd., Centerville Addition, deck, move septic tank, replace geese control fence. 3 years (1st Request)

Click [HERE](#) for meeting materials.

III. ENFORCEMENT ORDERS

- A. John D. & Deborah A. Wilbur – 70 Bay Lane, Centerville – Map 186 Parcel 036.004. Alteration of the buffer to a wetland resource area - vegetated wetland - by cutting vegetation and placing fill without a permit and alteration of the floodzone by cutting vegetation and placing fill.
- B. John T. & Allison Viola and Jason T. Viola - 240 Five Corners Rd., Centerville. Map 168 Parcel 006. Alteration of a wetland - Bordering Vegetated Wetland and Cranberry Bog - by placing fill (beyond scope of agricultural exemption)
- C. Eva Maria T. Janerus – 3009 Main St./Rte 6A, Barnstable – Map 279 Parcel 050.001. Failure to comply with an Enforcement Order. **Continued from September 6, 2022.**

4:30 PM AGENDA

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IV. REQUESTS FOR DETERMINATION

- A. **Lewis & Jody Klessel.** Replace existing 4.2' x 23.5' deck (no increase in footprint). Replace front portico, remove northerly portion of roof – make cathedral (no second floor), and replace falling down fence in rear at 246 Fifth Avenue, West Hyannisport as shown on Assessor's Map 245 Parcel 135-001. **DA-22034** Click [HERE](#) for meeting materials. **\$32.04**
- B. **Pamela Scheel and Jeffrey Stavitsky.** Remove existing asphalt driveway and walkway and replace with natural, loose gravel and plant a line of shrubs at 661 Route 149, Marstons Mills as shown on Assessor's Map 101 Parcel 001. **DA-22035** **\$24.03** Click [HERE](#) for meeting materials.

V. NOTICES OF INTENT

- A. **Lisa M. Cleary, Trustee, 3 Hayward Road Realty Trust.** To modify and expand existing patio at 3 Hayward Road, Centerville as shown on Assessor's Map 186 Parcel 064-001. **SE3-6031** **\$18.69** Click [HERE](#) for meeting materials.
- B. **Cape Beach House, LLC.** To construct a pool and patio, and front porch at 27 Marchant Avenue, Hyannis Port as shown on Assessor's Map 286 Parcel 025. **\$16.02** Click [HERE](#) for meeting materials.

- C. **Michael F. Schulz, Trustee – 299 Eel River Realty Trust.** Proposed single family dwelling, pool, cabana, and all associated appurtenances at 299 Eel River Road, Osterville as shown on Assessor’s Map 115 Parcel 003. **\$24.03** Click [HERE](#) for meeting materials.
- D. **Town of Barnstable – DPW.** Maintenance dredging of up to 1,020 cubic yards of sediment using mechanical methods with upland disposal from within the existing authorized Bismore Park Marina basin at 180 Ocean Street, Hyannis as shown on Assessor’s Map 326 Parcel 068. **SE3-6035 \$29.37** Click [HERE](#) for meeting materials.

VI. CONTINUANCES

- A. **Joseph Monahan, President – Mystic Lake Hills Civic Association.** To permit an existing boat rack, repair/replace existing steps at 30 Sawmill Road, Marstons Mills as shown on Assessor’s Map 063 Parcel 062. **DA-22031 Continued from 9/27/22.** Click [HERE](#) for meeting materials.
- B. **Michael P. & Jill M. Stansky.** To construct a porch on an existing patio at 38 Great Bay Road, Osterville as shown on Assessor’s Map 093 Parcel 015. **DA-22032 Continued from 9/27/22** Click [HERE](#) for meeting materials.
- C. **Michael and Mary Manning.** Proposed expansion of rinse station, and installation of patio and masonry retaining wall at 119 Shell Lane Cotuit as shown on Assessor’s Map 019 Parcel 101-002. **DA-22033 Continued from 9/27/22.** Click [HERE](#) for meeting materials.
- D. **Michael J. Gill, Trustee, 72 & 52 North Bay Realty Trust.** To modify and expand existing pier, ramp and float at 52 & 72 North Bay Road, Osterville as shown on Assessor’s Map 072 Parcels 029 & 030. **SE3-6030 Continued from 9/27/22.** Click [HERE](#) for meeting materials.
- E. **Matthew and Laurie Kelley.** Relocate existing dwelling, vegetation management, resurface existing stepping stones, add handrails and lighting on pathway to beach at 554 Wianno Avenue, Osterville as shown on Assessor’s Map 162 Parcel 013. **SE3-6033 Continued from 9/27/22 .** Click [HERE](#) for meeting materials.
- F. **Red Lily Pond Project Association.** To amend Order of Conditions by cutting and removing nuisance aquatic weeds from Red Lily Pond and Lake Elizabeth manually to improve the water quality and habitat as shown on Assessor’s Maps 226 and 227. **SE3-5862 Continued from 9/27/22 .** Click [HERE](#) for meeting materials.
- G. **Pamela Randon.** Construction of a pile/sonotube supported boathouse with grated surfaced access ramp; modify pedestrian access path at 117 Eel River Road, Osterville as shown on Assessor’s Map 116 Parcel 097. **SE3-6019 Continued from 9/27/22.** (Click [HERE](#) for meeting materials)

VII. CERTIFICATES OF COMPLIANCE – Tabled from 9/27/22

(ez = no deviations, staff recommends approval)

(* = on-going conditions)

A.	SE3-5350	Myles Walton & Annalisa Weigel	(COC, ez*)	Raze / Replace
	Existing SFD, Mitigation Planting	139 Freezer Rd., Barnstable		Salt Marsh, BVW
B.	SE3-5568	Mark & Pauline Bartley	(COC, ez)	Construct SFD / Seasonal
	Dock / Mitigation Plantings	83 Lake Drive, Centerville		Melody Pond / BVW
C.	SE3-5268	Rendevous Lane & Acres Association	(COC, ez*)	Cut & Treat
	Phragmites on Association Property	121 Salten Point Rd. Barnstable		Salt Marsh / Beach
D.	SE3-5732	Adam Hostetter	(COC, ez)	Drainage Improvements to Berry
	Hollow Drive	Berry Hollow Drive, Marstons Mills		Cranberry Bog

- E. **SE3-5780 William & Anne LeBlanc** (COC, ez) Remove tennis court and
 replace with guest house 276 Holly Point Road, Centerville Lake Waquaquet
- F. **SE3-5393 Brian & Nicole Connolly** (COC, ez) Raze & Rebuild SFD
 169 Salten Point Road, Barnstable Salt Marsh / Coastal Bank & Coastal Beach

VIII. MINUTES – Tabled from 9/27/22

- A. May 10, 2022
- B. August 9, 2022
- C. September 6, 2022
- D. September 13, 2022

Upcoming Meetings:

Month	6:30 P. M.	3:00 PM
October	11, 25	
November	8, 22	1
December	6, 20	13