



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: October 20, 2009 – 6:30 P.M.

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 6:30 p.m. by Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee, and Commissioners John Abodeely, Scott Blazis, Larry Morin, and Louise Foster. Peter Sampou was away. Rob Gatewood, Conservation Administrator, assisted.

The meeting was held in the Hearing Room, Barnstable Town Hall, Hyannis, MA.

I MINUTES FOR APPROVAL

A. September 15, 2009 (and executive session)

A motion was made to approve the minutes.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Paul & Phyllis Fireman. Confirm delineation of wetland resource boundaries at 92 South Bay Rd., Little Island, Osterville as shown on Assessors Map 093 Parcel 042-001, Lot 3; L.C. Plan 8730-F. **DA-09062**

The three Fireman RDA's were opened simultaneously. (See below)

Paul & Phyllis Fireman. Confirm delineation of wetland resource boundaries at 92 South Bay Rd., Little Island, Osterville as shown on Assessors Map 093 Parcel 042-001, Lot 4, L.C. Plan 8730-F. **DA-09063**

Paul & Phyllis Fireman. Confirm delineation of wetland resource boundaries at 92 South Bay Rd., Little Island, Osterville as shown on Assessors Map 093 Parcel 042-001, Lot 5, L.C. Plan 8730-F. **DA-09064**

The applicant was represented by Stephen Wilson, P.E.

Issues discussed:

- A revised plan was submitted, reconfiguring the velocity zone line.

A motion was made to issue a positive determination for each of the three matters, approving the resource area delineations.

Seconded and voted unanimously.

Barnstable Housing Authority. Upgrade existing septic system and relocate existing well at 2439 Meetinghouse Way, W. Barnstable as shown on Assessors Map 155 Parcel 038. **DA-09067**

The applicant's consultant could not attend the hearing.

Issues discussed: None.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

R. Reed Gramse. Eradicate and control invasive species (phragmites) which have established several colonies at 80 Van Duzer Rd., Cummaquid as shown on Assessors Map 352 Parcel 062. **DA-09065**

The applicant did not arrive at the time the matter was called.

Issues discussed:

- The same conditions as those governing applicant's neighbors' phragmites-control project were proposed.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Town of Barnstable/Growth Management Dept. Create and establish a coastal mitigation nursery to cultivate low-maintenance native species for future planning and use in areas throughout the town for various projects at 946 Craigville Beach Rd., Centerville as shown on Assessors Map 226 Parcel 008-001. **DA-09072**

The applicant was represented by Alisha Stanley.

Issues discussed:

- The Commission asked if the operation would be "organic." Ms. Stanley was unsure. Americorp's help would be requested for the maintenance.
- Any proposed chemical use shall be subject to staff approval.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

James E. Purcell. Raze existing house and construct new house at 99 Hawes Ave., Hyannis as shown on Assessors Map 323 Parcel 012. **SE3-4844**

The applicant was represented by Stephen Wilson, P.E.

Issues discussed:

- Site connected to Town sewer
- Amount of mitigation for increased hardscape within Conservation jurisdiction (~ 80 sq. ft.)
- Installation of drywells/French drains for main house
- Adding standard lawn care

Public Comment:

- Kathleen Bonner was concerned about increased site drainage and impacts on the neighborhood.
- Need for elevation views and what neighborhood dwellings also conform with flood zone requirements and aesthetic impacts
- Disclosure on whether the house is over 70 years of age.

(Purcell, cont'd.)

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

Seconded and voted: 5 votes aye; 1 vote nay.

Mary Elizabeth Coakley. Remove/replace existing retaining wall and fence on south side of existing driveway; remove portion of existing driveway and replace in kind; top-coat existing and proposed new portion of driveway at 11 Beech Leaf Island Rd., Centerville as shown on Assessors Map 187 Parcel 073. **SE3-4845**

The applicant was represented by Michael Pimental, E.I.T.

Issues discussed:

- Advance notice to office required
- JC Engineering will be on site during demolition.

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

Seconded and voted unanimously.

Bayside Building Co., Inc. Construct single-family home with associated appurtenances to include Title-5 septic system, driveway, walkways, landscaping, and utilities at 208 Elliott Rd., Centerville as shown on Assessors Map 248 Parcel 057-003. **SE3-4847**

Both Bayside applications were opened simultaneously. (See below)

Bayside Building Co., Inc. Construct single-family home with associated appurtenances to include Title-5 septic system, driveway, walkways, landscaping, and utilities at 210 Elliott Rd., Centerville as shown on Assessors Map 248 Parcel 057-004. **SE3-4846**

The applicant was represented by Norman Hayes.

Mr. Hayes described the many aspects of the project designed to protect box turtles and their habitat.

Issues discussed:

- The importance of having consultant inspections on a regular basis to ensure compliance with the terms of the Order

Public comment:

- Kevin Campbell affirmed that turtles are found on the site

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

Seconded and voted unanimously, with one abstention.

Robert Popeo. Clearing and grading within the 100 – 50-foot buffer zone and vista pruning within the 50-foot buffer zone at 150 Carriage Rd., Osterville as shown on Assessors Map 071 Parcel 015-002. **SE3-_____**

The applicant was represented by Jason Clough.

Issues discussed:

- Extent of clearing within the 50 – 100-foot arc (would be converted lawn). The Commission was concerned for the great degree of clearing.
- On-site consultation with staff regarding preservation of any specimen tree(s) within the 50 – 100-foot arc
- Trouble reading the contours on the plan
- The need for “existing-conditions” plan with overlay for proposed contours
- Fence at the 50-foot mark

(Popeo, cont'd.)

- Vista pruning in keeping with Conservation Vista Pruning Guidelines
- Site run-off into the 50-foot buffer zone.

A motion was made to continue the hearing to December 1, 2009.

Seconded and voted unanimously.

IV CERTIFICATES OF COMPLIANCE (ez = staff recommends approval) (* = on-going conditions)

A.	Hirsch	SE3-4324	(coc,ez)	raze guest house; construct addition to sfd *
B.	Thorp	SE3-4815	(coc,ez)	construct deck to single-family dwelling *
C.	Mykrantz	SE3-4720	(coc,ez)	construct pool *
D.	Mykrantz	SE3-4567	(coc,ez)	construct dinghy dock, ramp, & float *
E.	TOB/DPW	SE3-4598	(Partial coc,ez)	reconstruct wharf at Pleasant St., Hyannis
F.	Shay	SE3-4510	(coc,ez)	remove nuisance vegetation *

A motion was made to approve all certificates (“A – F”).

Seconded and voted unanimously.

V OLD & NEW BUSINESS

A. Training schedule at shooting range

The matter was tabled until November 3rd.

B. Cotuit-Santuit Civic Assoc. proposal

A proposal from the Cotuit-Santuit Civic Association was presented, to expand the Town’s dingy storage policy to Little River Road and all other beaches, landings and ways-to-water in Cotuit.

A motion was made to endorse the request to the Town Manager.

Seconded and voted unanimously, with one abstention.

C. Withdrawal of Letter of Intent to CPC

A motion was made to approve a letter of withdrawal on the proposed acquisition.

Seconded and voted unanimously.

A motion was made to adjourn

Seconded and voted unanimously.

The time was 8:15 p.m.