



Town of Barnstable Conservation Commission

200 Main Street
Hyannis Massachusetts 02601

Office: 508-862-4093

E-mail: conservation @ town.barnstable.ma.us

FAX: 508-778-2412

MINUTES – CONSERVATION COMMISSION MEETING

DATE: AUGUST 10, 2010 – 6:30 P.M.

LOCATION: HEARING ROOM

Note: Final Agenda at meeting may include some last minute filings

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, Peter Sampou, Scott Blazis, and Larry Morin. Commissioner Louise Foster 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. July 20, 2010

A motion was made to approve the minutes.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Charles Murphy. Remove small retaining wall; beach nourishment; planting of native shrubs west side of property; vista pruning at 122 Point of Pines Ave., Centerville as shown on Assessors Map 230 Parcel 063. **DA-10043**

The applicant attended the hearing.

Issues discussed:

- Site photos were submitted. They were noted for the file as Exhibit A. The matter was the subject of a prior enforcement action by the Commission.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Ian O'Keefe. Construct wood 2-rail fence on east and west property lines; changes to landscape near tennis court at 299 Sea View Ave., Osterville as shown on Assessors Map 138 Parcel 021. **DA-10045**

The applicant was represented by Ed Lacey.

(O’Keeffe, cont’d.)

Issues discussed:

- The Commission requested additional planting along the top of the revetment, in consultation with staff.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Town of Barnstable/Growth Management Dept. Install 18-foot, removable dinghy tie-up for approximately 10 to 12 dinghies for displaced slip holders as part of the channel entrance dredging project in Barnstable Harbor, at 307 Millway, Barnstable as shown on Assessors Map 301 Parcel 064. **DA-10034**

The applicant was represented by Alisha Stanley, Lynne Poyant, and Joe Gibbs.

Issues discussed:

- The project would help mooring holders who have been displaced by the inner harbor re-construction. However, it would be open to all comers on a first-come basis. The property management section agreed to sign, stating the strict season for dinghy tie-up there.
- A letter from the Massachusetts Department of Fish & Game was received and noted for the file as Exhibit A.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Jonathan Fain/93 & 102 Alpine Way Realty Trust. Vista pruning per Conservation Guidelines at 93 Alpine Way, Marstons Mills as shown on Assessors Map 081 Parcel 022. **DA-10044 \$12.18**

The applicant was represented by Natasha Bachelor.

Issues discussed:

- No concerns arose.
- Standard vista pruning guidelines applied.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Town of Mashpee. Maintenance dredging of the 1916 Channel in Popponeset Bay, Cotuit. **SE3-4893**

The applicant was represented by John O’Dea, P.E. and Sean Kelley, P.E.

Issues discussed:

- The last maintenance dredging of the channel took place in 1936.
- Site plans (four sheets) were displayed and are noted for the file as Exhibit A, 1-4.
- Beach nourishment will occur in Mashpee on Popponeset spit.
- A monitoring plan will be included in the Order to help minimize dredging below the over-dredge limit.
- Relocating shellfish prior to dredging was requested by the Commission, if desired by the Barnstable Shellfish Constable.

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

Seconded and voted unanimously.

Edmund F. & Jennifer R. Murphy. Construct pool, spa and associated patio; additions to house over existing deck which is to be removed, at 629 Sea View Ave., Osterville as shown on Assessors Map 114 Parcel 053-002. **SE3-4894**

The applicant was represented by John O’Dea, P.E. and Peter Hansen.

Issues discussed:

- A 3:1 (or greater) mitigation ratio was proposed.
- Invasive species removal was proposed for the bank
- Once planted, the native shrubs would be largely left alone to naturalize. No wood chips would be used.
- The haybale line will be extended.

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

Seconded and voted unanimously.

David Ross/Cape Cod Cranberry Realty Trust. Construct single-family home with driveway, walkway, septic, utilities, landscaping, etc. at 0 Water Hole Ln., W. Barnstable as shown on Assessors Map 130 Parcel 008. **SE3-4895**

The applicant was represented by Matthew Creighton. Mr. Ross also attended the hearing.

Issues discussed:

- The site plan was displayed, and noted for the file as Exhibit A.
- A slight culvert extension was proposed, and presented in a revised plan and noted for the file as Exhibit B.
- The latter was the only change in the formerly approved plan.

Public comment:

- Steve Eldredge, abutter, said that the Building Commissioner indicated that the access road will have to be paved and provided with a turn-around. He submitted a packet of information, noted for the file as Exhibit C.
- A revised plan will be submitted, showing the driveway improvement.

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

Seconded and approved: 5 votes “Aye;” 1 vote “Nay.”

The Chairman noted that the new Permit Expiration Act may apply to the former expired application.

IV CONTINUANCES

Anthony Russo. Construct single-family house with associated grading, on-site septic system, well and utilities at 0 Main St., W. Barnstable as shown on Assessors Map 197 Parcel 040. **SE3-4875**

A letter requesting a continuance was read. It was noted for the file as Exhibit A.

A motion was made to continue the hearing to October 19, 2010.

Seconded and voted unanimously.

No testimony was taken.

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

- | | | | | |
|----|------------------|----------|----------|----------------------------------|
| A. | Bett’s Pond B.T. | SE3-4380 | (coc,ez) | construct office building * |
| B. | Danforth | SE3-4760 | (coc,ez) | construct pergola; landscaping * |

(Certificates, cont'd.)

C.	Simboli	SE3-3537	(coc,ez)	raze & construct single-family dwelling *
D.	Handel	SE3-0615	(coc,ez)	upgrade septic system
E.	Indian Point, Inc.	SE3-3745	(coc,ez)	beach nourishment
F.	Conover	SE3-3762	(coc,ez)	construct single-family dwelling (not done)
G.	Conover	SE3-3764	(coc,ez)	construct pier (not done); rebuild bulkhead *
H.	Conover, Tr.	SE3-4588	(coc,ez)	dredge Great Cove Channel entrance

A motion was made to approve all certificates ("A – H")

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 7:40 p.m.