



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: MARCH 22, 2016 @ 6:30 PM

LOCATION: TOWN HALL HEARING ROOM, 2nd Floor – 367 Main Street, 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), 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 F. P. (Tom) Lee. Also attending were Vice-Chairman Dennis R. Houle and Commissioners Peter Sampou and Larry Morin. Commissioners John E. Abodeely, Scott Blazis, and Louise R. Foster were away.

Darcy Karle, Conservation Administrator, assisted.

I REQUESTS FOR DETERMINATION

Town of Barnstable/D.P.W. Work includes installing updated drainage system in Commerce Road, Barnstable as shown on Assessor's Maps 318 and 319, Parcels various. **DA-16015**

The applicant was represented by Brian Celia of the Barnstable D.P.W.

Issues discussed:

- The Chair requested a detailed profile of infrastructure.

A motion was made to issue a negative determination, subject to the submission of a detailed profile of the infrastructure.

Seconded and voted unanimously.

Town of Barnstable/D.P.W. Work includes installing updated drainage system in road, Marstons Terrace, Hyannis as shown on Assessor's Map 288 Parcels various. **DA-16016**

The applicant was represented by Brian Celia.

Issues discussed:

- The Chair requested a detailed profile of infrastructure.

A motion was made to issue a negative determination, subject to the submission of a detailed profile of the infrastructure.

Seconded and voted unanimously.

Laham Management & Leasing, Inc. Redevelop property into a vehicle collision center with associated paved parking areas, stormwater management facilities, utilities and landscaping at 268 Stevens St., Hyannis, as shown on Assessor's Map 308 Parcel 017. **DA-16017**

The applicant was represented by Atty. Michael Ford, and P. Griffin Beaudoin of Atlantic Design Engineers.

(Laham Mgmt., continued)

Issues discussed:

- Jurisdiction is riverfront, only

Public comment:

- Greg Milne, representing direct abutter Rosalyn Mason, requested extending the vegetated buffer to add additional arborvitae.

Mr. Beaudoin indicated that Arborvitae would buffer the Mason property, as indicated on the plan.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

William W. Gingerich, Tr. Replace cesspool septic system with tight tank system at 60 Nyes Point Way, Centerville as shown on Assessor's Map 233 Parcel 017. **DA-16018**

The applicant was represented by Daniel Ojala, P.E. of Down Cape Engineering, Inc.

Issues discussed:

- The possibility of a tight-tank being moved to grass area to avoid strip of vegetation being disturbed;
- The status of the application to be reviewed by the Board of Health – scheduled for the next hearing;
- The possibility of rotating the tank 90° to help reduce the amount of vegetation to be removed.

A motion was made to issue a negative determination, subject to receipt of a revised plan showing the tight-tank rotated 90°.

Seconded and voted unanimously.

Oyster Harbors Yacht Basin Realty Corp. Grade, install stone/gravel area for boat storage and operation of boatyard as shown on Assessor's Map 116 Parcel 005. **DA-16019**

The applicant was represented by Ronald Silvia.

Issue discussed:

- Jurisdiction is flood zone only.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

II NOTICES OF INTENT

Eric S. Slifka & Dennis A. Ausiello. Repair and maintain existing cement sea wall; repair, reconstruct and maintain groins; fill groins to entrapment capacity; beach nourishment, at 100 Cross St., Cotuit as shown on Assessor's Map 033 Parcel 032. **SE3-5374**

The applicant was represented by Arlene Wilson, P.W.S.

Exhibits:

- A – Memo from Three-Bays Preservation, dated 3/17/2016 from Lindsey Counsell to Arlene Wilson, stating that they had no comments or concerns with the project;

Issues discussed:

- Proposed nourishment line indicated by a dotted line on the plan;

(Slifka/Ausiello, Issues, continued)

- Work protocol for staging area and access will follow the recommendations by MA Division of Marine Fisheries (DMF) in their letter of 3/18/2016;
- Ms. Wilson stated that the applicant is willing to document changes which could occur on Riley Beach, a town-owned parcel abutting this project;
- The project could potentially benefit the town parcel as a source of sediment;
- One-third of stones on southern groin are now on town property, making base of the groin appear wider on the plan; rebuilt section will be like the other groins.

Correspondence read:

- Email from Tom Marcotti, Town Shellfish Biologist, dated 3/15/2016;
- MA DMF letter dated 3/18/2016;

A motion was made to approve the project with standard and special conditions: 1) subject to receipt of revised plan with note indicating 3rd groin to north will be restored; 2) must work with town shellfish biologist to transplant any shellfish that might be displaced to an area of his choosing; 3) submission of monitoring report three years after re-construction takes place; and, 4) nourishment requirement to entrapment when sand eroded to midpoint of groins.

Seconded and voted unanimously.

III OLD & NEW BUSINESS

A. **Bruce A. McCue & Kathleen Cook.** Remove existing 12' x 14' deck and replace with same size screened porch on sonotubes; silt fence to be installed to mitigate erosion and to demarcate work limit at 119 Bayberry Ln., Barnstable as shown on Assessor's Map 335 Parcel 037. **DA-16007 (Tabled from 3/15/16)**

Exhibits:

- A – Planting Plan dated 3/21/2016

Issues discussed:

- The deck was never permitted;
- Applicant offering mitigation 3:1 ratio, as indicated on above planting plan.

A motion was made to re-open the RDA.

Seconded and voted unanimously.

A motion was made to issue a negative determination, with the adoption of the mitigation planting plan dated 3/21/2016.

Seconded and voted unanimously.

IV CERTIFICATES OF COMPLIANCE

A. Longfields LLC SE3-4739 (coc,ez) construct walkway & pier with platform (not done); stairs *
288 Clamshell Cove Rd., Cotuit

A motion was made to approve the certificate.

Seconded and voted unanimously.

V MINUTES FOR APPROVAL

A March 8, 2016

A motion was made to approve the minutes, as amended.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 7:28 p.m.