



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: March 1, 2011 – 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 Peter Sampou, Scott Blazis, Larry Morin, and Louise Foster. Commissioner John Abodeely 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. February 8, 2011

A motion was made to approve the minutes.

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Town of Barnstable/DPW. Reconstruct approx. 254 linear feet of new sidewalk and granite curb along Enterprise Rd. and full depth reclamation, new sidewalk, new granite curb, new ornamental lighting, minor drainage improvements, landscaping, pavement overlay, pavement markings, signage and other incidental work along Corporation St., Hyannis Map/Parcel (NA). **DA-11018**

The applicant was represented by Roger Parsons, P.E. and William Paille, P.E.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A;
- Existing leaching galleys are functioning well; the catch basin array will be improved, however;
- Surface detention basins near the mall will remain, as they are functioning well;
- Oil and grease separation will be improved with the new catch basins;
- Existing storm water flows to the wetland will be shunted to the leaching system.

Public comment:

- Richard Fleming expressed concern for any curb cut in front of his property;
- Mr. John Webb expressed concern for the proposed sidewalk.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

MN030111

Town of Barnstable/DPW. Room/stormwater improvements along Oak Street from the Route 6 bridge to the junction of Route 132 (approx. 0.9 miles) in Hyannis Map/Parcel (NA). **DA-11019**

The applicant was represented by Roger Parsons, P.E. and John Morgan, P.E.

Issues discussed:

- Proposed stormwater containment was outlined by Mr. Parsons.
- Work will occur within the 100-foot buffer of an isolated wetland.
- Most of the roadway provides good soils for infiltration.
- A reduction in the amount of runoff entering Route 132 will be significantly reduced as a result of the proposed leaching basins.

Public comment:

- Patrick Page stated that the Oak Street drainage has an illegal connection to MA DOT's Route 132 conveyance system.
- MA DOT'S Michael Clements said his review, under Chapter 237 only, showed no Town permit exists. Mr. Parsons said the connection shows on a 1958 plan. It was provided as Exhibit A.
- The proposed plans were displayed and noted as Exhibit B.
- Jane Saunders said she is a downstream abutter; she and Mr. Page object to the issuance of a negative determination. She said that a double standard exists.
- Mr. Page said that MA Highway, the Town of Barnstable, and the property owner can resolve the drainage issue at his property. He reiterated Ms. Saunder's protest over any negative determination.
- The Chairman requested that the parties continue to resolve the drainage issue.

A motion was made to issue a negative determination under Chapter 237, only.

Seconded and voted unanimously.

Massachusetts. Dept. of Transportation – Highway Div. – District 5. Install new manholes, new pipes, and new flared ends with stone pads to control drainage runoff on Main Street / Route 6A, Barnstable near Captain Murphy's Way. **DA-11023**

The applicant was represented by Michael Clements, P.E. and Chris Lockett.

Issues discussed:

- The Commission sought clarification on the proposed velocity at the outlet. A deep sump catch basin was also requested; however, the culvert has been there since the 1930's.
- A deep sump catch basin was required, as was clarification on whether discharge velocity would be accommodated by the proposed dispersion pad.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Massachusetts. Dept. of Transportation – Highway Div. – District 5. Install new manhole, new pipe, and new flared end with stone pads to remove ponding water on Route 28 near Route 130 in Cotuit. **DA-11024**

The applicant was represented by Michael Clements, P.E. and Chris Lockett.

Issues discussed:

- The existing conditions represents an emergency. The Commission, once again, requested verification of a deep sump catch basin at the site, and of the adequacy of the proposed velocity dispersion at the locus.

Public comment:

- Patrick Page asked if a National Pollutant Discharge Elimination System (NPDES) permit has been obtained.

A motion was made to issue a negative determination.

James P. & Amy F. Daubert. Build screen room over approx. three-fourths of existing deck; extend deck and add mitigation plantings at 60 Hayes Rd., Centerville as shown on Assessor’s Map 210 Parcel 164-002. **DA-11017**

The applicant was represented by David Kerr.

Issues discussed:

- The Commission requested clarification with regard to the size of the proposed plantings.
- Three-gallon pot size plantings were requested by the Commission.
- Mitigation in consultation with staff was required.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

HBS Holdings, LLC. Replace a 15’ by 25’ wood/plastic bow shed with a 14’ by 28’ two-story workshop at 164 Beale Way, Barnstable as shown on Assessor’s Map 280 Parcel 004. **SE3-_____**

The applicant was represented by Lynne Hamlyn.

Issues discussed:

- Described as an “icon industry” for Cape Cod.
- No riverfront resource area was present.
- Infiltration trenches will make a significant improvement there.

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

Seconded and voted unanimously. [Commissioner Blazis abstained from the vote].

Eric Drew. Construct 3-bedroom dwelling; construct barn in place of existing dwelling; driveway modifications; retaining walls and walkways; new Title-5 septic system at 1190 Route 6A, W. Barnstable as shown on Assessor’s Map 178 Parcel 015-001. **SE3-_____**

The applicant was represented by Dan Ojala, P.E.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A;
- The driveway will be pervious;
- The barn will be removed from the 50-foot buffer, as requested by the Commission. A revised plan will be forthcoming;
- The meadow will be provided in the “old lawn” area to the wetland side of the work limit line;
- Any NHESP conditions will be incorporated into the Order of Conditions.

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

Seconded and voted unanimously.

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

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|----|------------------------|----------|----------|----------------------------------------------------|
| A. | Town of Barnstable/DPW | SE3-4762 | (coc,ez) | reconstruct Bog Road, Marstons Mills * |
| B. | Burkhead | SE3-4231 | (coc,ez) | install steps (not done) & flagpole; landscaping * |

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|----|--------|----------|----------|----------------------------------------------------|
| C. | Crovo | SE3-4321 | (coc,ez) | construct detached garage & two additions to sfd * |
| D. | USACOE | SE3-2825 | (coc,ez) | remediation & restoration of Camp Candoit |

A motion was made to approve all certificates (A – D).

Seconded and voted unanimously.

V OLD & NEW BUSINESS

- A. Continued workshop on proposed changes to Ch. 704 buffer zone regulation

The re-drafted buffer zone regulation was read by the Chair.

Several Commissioners thought that the \$2.50 per square-foot fee for mitigation to be too light. The 4:1 ratio was thought to be too light, as well, for disturbance in the 50-foot buffer zone.

A watershed-neutral method of applying dollars to local projects was advanced. If not careful, the regulations could propel more project impact within the 50-foot buffer.

The restoration ratio for 50-foot buffer incursions was suggested at 6:1 – up from 4:1.

Public comment:

- Reggie Donahue suggested that hardscape include parking areas (gravel and paved);

The draft regulations will be scheduled for public hearing on March 29th, at the beginning of the hearing.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 9:32 p.m.