



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: MAY 10, 2011 – 6:30 P.M.

LOCATION: SELECTMEN'S CONFERENCE 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, Larry Morin, and Louise Foster. Rob Gatewood, Conservation Administrator, assisted.

The meeting was held in the Selectmen's Conference Room, Barnstable Town Hall, Hyannis, MA.

I OLD & NEW BUSINESS

A. Public Hearing on proposed changes to Ch. 704 buffer zone regulation

The public hearing was noted as having been cancelled.

A workshop will be held on the draft regulations on May 24th.

II MINUTES FOR APPROVAL

A. April 26, 2011

A motion was made to approve the minutes.

Seconded and voted unanimously. [John Abodeely abstained from the vote].

III REVISED PLANS

Project Type

Revision

A. Currier SE3-4841

pier, ramp, float

type of boat

The applicant was represented by John O'Dea, P.E.

Issues discussed:

- The shellfish rating was "3".
- No concerns arose.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

MN051011

B. Bressler SE3-4803

raze/rebuild sfd

driveway

The applicant was represented by Charles Tardanico and Ron Welch.

Issues discussed:

- An exposed aggregate driveway was built.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

IV REQUESTS FOR DETERMINATION

Franklin Michelsen. Construct 26' x 16' addition and Title-V septic upgrade from cesspool system at 206 School St., Cotuit as shown on Assessor’s Map 020 Parcel 140. **DA-11044**

The applicant was represented by Dan Ojala.

Issues discussed:

- The cesspool would be removed.
- No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Town of Barstable/DPW. Replace failed pipe under road connecting cranberry bogs at Parker Road, W. Barnstable as shown on Assessor’s Map 175 Parcel N/A. **DA-11043**

The applicant was represented by Bob Lovell and Bob Burgmann, P. E.

Issues discussed:

- A joint project with the abutting property owner;
- The culvert will be 52 feet, ABS, with flared end sections;
- A revised plan showing the above detail will be provided;

A motion was made to issue a negative determination.

Seconded and voted unanimously.

V NOTICE OF INTENT

Gerald W. III & Lucy U. Blakeley. Proposed therapy pool and associated appurtenances at 250 Windswept Way, Osterville as shown on Assessor’s Map 051 Parcel 012. **SE3-4936**

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

Issues discussed:

- A revised plan was submitted, shifting the pool out of the 50-foot buffer zone. It was displayed and noted as Exhibit A;
- Some 1,150 square feet of mitigation planting was proposed;
- A UV disinfection system will be used; a leach pit for drawdown was provided.

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

Seconded and voted unanimously.

Town of Barnstable/Conservation Division. Implementation of an Aquatic Management Program at Wequaquet Lake and Bearnse Pond to control non-native invasive fanwort growth utilizing treatment with USEPA/State registered aquatic herbicides as shown on Assessor's Map 192, 193, 232, 233 Parcel (various). **SE3-4937**

The applicant was represented by Dominic Meringolo, consultant from Aquatic Control Technology, Inc., and Rob Gatewood.

Issues discussed:

- Spot herbicide treatments using Sonar® are being proposed in five locations;
- A letter from the Division of Marine Fisheries was noted, requesting a time-of-year restriction and a basic monitoring plan. The project will provide some basic water quality monitoring;
- A limno barrio would encircle each spot location. A target concentration of 10 ppb is proposed.

Public comment:

- Dr. Gail Maguire, President of the Lake Wequaquet Protective Association, spoke in favor of the project.

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

Seconded and voted unanimously.

VI AMENDED ORDERS

William B. and Paula O'Keeffe. To amend Order of Conditions **SE3-4923** to delete Special Condition #24, requiring forfeiture of existing permitted moorings at 118 Windswept Way, Osterville as shown on Assessor's Map 052 Parcel 004-001.

The applicant was represented by John O'Dea, P.E.

Issues discussed: No concerns arose.

A motion was made to approve the amended order.

Seconded and voted unanimously.

VII CONTINUANCES

Philip Hudock. Proposed vista pruning at 97 and 95 Southgate Dr., Hyannis as shown on Assessor's Map 306 Parcels 264 & 263, respectively. **DA-11039**

The applicant was represented by Lynne Hamlyn.

Issues discussed:

- A revised wetland delineation was provided;
- Four Tupelo trees within the wetland are proposed for topping;
- The proposed plan was displayed and noted as Exhibit A.
- Photographs of the subject trees were displayed and noted as Exhibit B;
- An osprey pole was proposed as mitigation;
- A waiver was uniquely justified, due to the horizontal nature of the Tupelo species and due to the land donation of sensitive acreage in the Stewart's Creek project area, as well as the possible placement of an osprey pole.

A motion was made to issue a negative determination, subject to the above contingencies.

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

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

- | | | | | |
|----|-----------------------------------|----------|----------|--|
| A. | 262 Bridge Street
Realty Trust | SE3-4098 | (coc,ez) | install pool (not done);
upgrade septic system (to be done) * |
| B. | Largay | SE3-2480 | (coc,ez) | extend existing bulkhead * |

A motion was made to approve the certificates (“A – B”).

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 7:46 p.m.