



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE : February 14, 2012, 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, Larry Morin, and Louise R. Foster. Commissioner John Abodeely was away, and Scott Blazis was ill. Rob Gatewood, Conservation Administrator, assisted.

The meeting was held in the second-floor Hearing Room, Barnstable Town Hall, 367 Main Street, Hyannis, MA.

I MINUTES FOR APPROVAL

- A. January 31, 2012
- B. February 7, 2012

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

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Thomas Kelly. Install new Title-5 septic system at 128 Saint Francis Circle, Hyannis as shown on Assessor's Map 291 Parcel 228. **DA-12009**

The applicant was represented by Jack Vaccaro.

Issues discussed: (no concerns arose).

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Margaret Davitt. Install new Title-5 septic system at 171 Poponessett Rd., Cotuit as shown on Assessor's Map 019 Parcel 134. **DA-12010**

The applicant was represented by Jack Vaccaro.

Issues discussed: (no concerns arose).

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Christopher & Barri Blauvelt. Add a 13' x 18.75' 1-story addition to north side of existing house to enlarge kitchen; add mud room, ½ bath, entry foyer, and porch at 571 Old Post Rd., Cotuit as shown on Assessor's Map 054 Parcel 018. **DA-12013**

The applicant was represented by Peter Pometti.

Issues discussed:

- Potential planting mitigation was suggested and discussed. None was required.
- Enforcement issues involving the coastal bank will be discussed at the next morning meeting.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Mark Klamman. Raze existing garage; remove foundation; construct new garage with 2nd floor that spans breezeway and connects to 2nd floor of house; reconstruct existing decks. No change in existing footprint of decks, house or garage at 25 Cross Way, W. Hyannisport as shown on Assessor's Map 245 Parcels 043 & 044. **SE3-4989**

The applicant was represented by Steve Wilson, P.E., Bruce Besse, and Steve Cook.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A.
- Work is proposed within the 50-foot buffer. Mitigation planting was discussed.
- Additional roof eave area consists of 74 square feet of additional hardscape.
- The Commission discussed the possible exemption of the foundation under Chapter 704, § 6 (A) (4). The consensus was that the proposed foundation is exempt.
- The proposed mitigation concept plan was favorably received. It will be revised to show a total of 296 square feet of lawn removal.

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

Seconded and voted unanimously.

Sanford & Linda Ader. Raze and rebuild single-family home within same footprint with additional 50-sq. ft. platform at 280 Harbor Point Rd., Unit 16, Barnstable (Cummaquid) as shown on Assessor's Map 352 Parcel 035-00P. **SE3-4988**

The applicant was represented by Robert Gray, P.W.S., and Ann Michnewicz, R.A.

Issues discussed:

- The proposed plan was displayed and noted as Exhibit A.
- In addition to removing the old structure and building a new one in the same footprint, a new 40-foot landing is proposed.
- Mr. Gray said that the project should be found under Chapter 704 §6(A)(4).
- The existing cinder block foundation will be removed.
- The proposed house will have the same number of bedrooms.

Public comment:

- Three letters of support were noted for the record.
- Linda Ader said that the Association works closely with MA Audubon.
- Mr. Gray requested the site be considered "mitigation constrained," as the potential planting area is not controlled by the applicant.

In the end, the Commission required the planting. A planting mitigation plan is to be developed, in consultation with staff.

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

Seconded and approved: 4 votes: "Aye;" 1 vote: "Nay."

Paul J. Donahue, Sr./Garrison House Realty Trust. Maintain existing landscape and amenities, including walls, walks, fences, pool, shed., stairs, patios, lawns, planting beds, boat racks; reconstruct and maintain bulkhead at 44 & 74 Garrison Ln., Osterville as shown on Assessor's Map 114 Parcels 010-002 and 009. **SE3-4987**

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

Issues discussed:

- The filing was prompted by an enforcement order.
- The site plan was displayed and noted as Exhibit A.
- The slate walk was requested for approval, after the fact, for assisted access.
- The as-built bulkhead will be reconstructed, consistent with engineering design.
- Photos were submitted for the record and noted as Exhibit B (1 – 7).

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

Seconded and voted unanimously.

IV REVISED PLANS

A Hostetter SE3-4093 sfd, pool clarification on footprints

Staff reported on, what was regarded as, the approved revised footprints for the house and proposed pool, although the footprints are not captured on the file copy of the plan. This was attributed to a filing error. The correct plan will be noted for re-file.

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

A. Rodgers SE3-4585 (coc) construct walkway, seasonal pier, ramp & float *

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

The Commission found no evidence of prop scour. Seasonal differences in depth were noted from year to year, a variability of six inches in depth.

The Commission attributed some (1" – 2") of the variability to inaccuracy.

A motion was made to issue the certificate.

Seconded and voted unanimously.

B. TOB / DPW SE3-1422 (coc,ez) dredge Seapuit River (west end); nourish Dead Neck
C. Seapuit Realty Trust SE3-1257 (coc,ez) dredge Seapuit River (east end); nourish Dead Neck
D. Alves SE3-4902 (coc,ez) construct pier; landscaping *
E. Donahue SE3-2428 (coc,ez) permit existing pier, ramp, & float *

A motion was made to approve certificates "B" through "E."

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 8:02 p.m.