



**Town of Barnstable  
Conservation Commission**  
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**MINUTES**

**CONSERVATION COMMISSION MEETING**

**DATE: JUNE 3, 2014 8:30 A.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](http://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 8:30 a.m. by Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners John Abodeely and Larry Morin. Commissioners Peter Sampou and Scott Blazis were teaching. Commissioner Louise Foster was away. Rob Gatewood, Conservation Administrator, assisted, along with Darcy Karle, Conservation Agent.

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

**I REVISED PLANS**

**project type**

**revision**

A.	Freezer Point SE3-5052 (Tabled from 5/20/14)	wharf, bulkhead	pier, ramp, float
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The matter was withdrawn.

B.	Town of Barnstable DPW SE3-5002	reconstruct boat ramp	large boulder
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The applicant was represented by Mark Marinaccio.

**Exhibits:**

- A (1-2) Site photos

Issues were raised by staff as well as an abutter as to the positioning of boulder removed during excavation.

Public comment was made by abutter Chris Outwin.

A motion was made to table the matter to July 15<sup>th</sup>.

Seconded and voted unanimously.

**II ENFORCEMENT ORDERS**

A Robert Fitzpatrick – 70 Ocean Avenue, Hyannis  
Violation of an enforcement order, failing to submit required revised planting plan, failure to meet planting deadline.

Mr. Robert Fitzpatrick was represented by his brother, Wayne Fitzpatrick.

Exhibits:

- A (1-6) – Site photos taken by Darcy Karle, 8/1/2013
- B (1-7) – Site photos taken by Darcy Karle 8/1/2013
- C – GIS aerial photo, 2012

Mr. Fitzpatrick pledged to get the planting back on track.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

- B. James Herrington, President of Seaside Park Improvement Association – 5 Beach Street, Hyannisport  
Alteration of a resource area, by adding two additional posts for dingy tie up, removal of vegetation, and heavy equipment backed down into intertidal zone.

The applicant was represented by James Herrington.

Exhibits:

- A (1-6) – Site photos from James Herrington
- B – Site photo from Helen Harris
- C (1-4) – Site photo from Darcy Karle 5/21/14
- D (1-3) – Site photos from Helen Harris
- E (1-3) – GIS aerial photos taken in 2008, 2009, and 2012

Public comment was made by Helen Harris.

A motion was made to approve an amended enforcement order, stipulating bounds/boulders in consultation with staff; no further cutting of vegetation in Conservation jurisdiction without approval of staff; remove last two posts; cut remaining five posts down to 2-foot height; replant disturbed area, all in consultation with staff.

Seconded and voted unanimously.

- C. Jon and Jean Tobin – 656 South Main Street, Centerville  
Violation of an order of conditions/approved plan of record, increased cutting in wetland.

The applicant attended the meeting.

Exhibits:

- A – Letter and site plan from C. Joyce, 5/13/14
- B – Letter from C. Joyce and site photos by Fred Stepanis, 4/5/12
- C – Site photos 5/21/14 (1-16) by D. Karle
- D – Site photo 12/11/14 by F. Stepanis.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

**III OLD AND NEW BUSINESS**

- A. Crocker Neck Conservation Area – areas to be covered under control burn  
Joel Carlson CF/FCA, Northeast Forest and Fire Management LLC

Kate Sullivan from North East Forest Management attended the meeting.

A motion was made to approve the additional acreage for potential prescribed burning.

Seconded and voted unanimously.

B. Dead Plantation Pines on conservation property abutting 1753 Old Stage Road, W. Barnstable

The Commission noted the safety concerns regarding dead pine trees behind 1753 Old Stage Road and, in addition, the trees along the edge of Old Stage Road.

**IV NON-CRIMINAL CITATIONS**

A. James Herrington Seaside Park Improvement Assoc. – Alteration of a wetland resource area \$200.00

The non-criminal citation was noted.

**A motion was made to adjourn.**

**Seconded and voted unanimously.**

**The time was 10:30 a.m.**