



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: October 14, 2014, 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 John Abodeely, Peter Sampou, Scott Blazis, Larry Morin, and Louise Foster. Darcy Karle, Conservation Administrator, assisted, along with Claudette Bookbinder, Administrative Assistant.

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

I OLD & NEW BUSINESS

A. Public Hearing on proposed change to Ch. 706 Abutter Notification Regulation;

A motion was made to adopt a change to require that RDA abutter notifications be sent by certified mail, rather than by first-class mail.

Seconded and voted unanimously.

B. Public Hearing on proposed change to Ch. 710 Guidelines for Submitting a Request for Determination of Applicability Application.

A motion was made to adopt a change to require that RDA abutter notifications be sent by certified mail, rather than by first-class mail.

Seconded and voted unanimously.

The proposed changes would require certified mail delivery of abutter notices for Request for Determination of Applicability applications

II MINUTES FOR APPROVAL

A. September 30, 2014

B. October 7, 2014

Both minutes (A & B) were tabled.

III REQUESTS FOR DETERMINATION

Gleed & Marian Thompson. Replace cottage cesspool with connection to town sewer system; remove two dead trees, vista pruning and invasives control at 25 South St., Hyannis as shown on Assessor's Map 326 Parcel 120. **DA-14058**

Exhibits:

A – Letter from Michael Hope, received at hearing

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

A motion was made to issue a negative determination, with the stipulation that invasives be replaced with native species, in consultation with staff.

Seconded and voted unanimously.

Kerry Kent. Remove existing patio including cement surround (15' x 11'); replace with deck (16' x 12'); remove approx. 260 sq. ft. of asphalt walkway on side yard; replace with grass at 149 Point of Pines Ave., Centerville as shown on Assessor's Map 230 Parcel 072. **DA-14057**

The applicant was represented by Lynne Hamlyn.

Exhibits:

A – Revised RDA application, page 2, with sketch plan by Kerry Kent, dated 10/14/14;

B (1-3) – Photos

The existing deck is to be replaced in the same footprint; permission granted to remove asphalt, with a note to be placed in the file for credit in the future.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

IV NOTICES OF INTENT

Thomas Fisher. Construct shed and seasonal dock; repair/replace existing walkway and steps; beach nourishment; naturalize slope; pump and fill existing cesspools at 34 Tern Ln., Centerville as shown on Assessor's Map 192 Parcel 025. **SE3-5229**

The applicant was represented by Lynne Hamlyn.

A motion was made to approve the project with standard and special conditions, including that the mitigation area near the water has markers, in consultation with staff.

Seconded and voted unanimously.

Michael J. Young. Construct retaining wall and landscaping at 237 Prince Ave., Marstons Mills as shown on Assessor's Map 076 Parcel 065. **SE3-5230**

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

Exhibits:

A – Landscape sketch

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

Seconded and approved: 4 votes = "Aye;" 3 votes = "Nay."

Andrew Prchlik/Main Street Building LLC. House reconstruction with proposed garage and additions; driveway relocation, landscaping, septic, invasive species management; buffer zone restoration; lawn reduction at 189 Harbor Point Rd., Barnstable (Cummaquid) as shown on Assessor's Map 352 Parcel 018. **SE3-5232**

A letter was received from the applicant requesting a continuance.

A motion was made to continue the hearing to October 28th.

Seconded and voted unanimously.

No testimony was taken.

Town of Barnstable/Municipal Airport Commission. Propose to implement vegetation management within the Runway Visibility Zone for compliance with Federal Aviation Administration runway line-of-sight standards at 480 Barnstable Rd., Hyannis as shown on Assessor's Map 329 Parcel 003, and Map 330 Parcel 009. **SE3-5231**

Commissioner Tom Lee recused himself.

The applicant was represented by Amy Ball and John Longo of Horsley Witten Group, and Frank Sanchez, Assistant Manager of Barnstable Airport.

Exhibits:

A – PowerPoint presentation

A total of 5.4 acres of vegetation are to be removed for the new runway. Most trees to be cut.

A letter from Natural Heritage and Endangered Species not yet received to date. A wildlife assessment and management plan is in place, according to Mr. Sanchez.

Low-growing species to be planted so as not to encourage large-bird populations near airplanes.

A motion was made to approve the project with standard and special conditions: a protocol to be developed with Conservation staff for a time when pine borer inactive, and species to be chosen in consultation with staff.

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

V CONTINUANCES

Three Bays Preservation, Inc. & Mass. Audubon Society, Inc. Proposed barrier beach management plan for Dead Neck & Sampson's Island to include maintenance dredging and beach nourishment and other activities to enhance wildlife habitat and maintain integrity of barrier beach; proposing to remove 133,600 cu. yd. from the western-most 400 ft of Sampson's Island via dredging (reduced from a original 800 ft. with 233,600 cu.yd.), and to use this sand to fortify the eroding front beach at Dead Neck, as shown on Assessor's Map 50 Parcels 001 & 002. **SE3-5053**

The applicant was represented by Lindsey Counsell of Three Bays Preservation, Peter Sullivan, P.E. and John C. O'Dea, P.E., of Sullivan Engineering, John Ramsey and Catherine Parsons of MA Audubon.

Exhibits:

- A – PowerPoint presentation;
- B – DNSI letter to Conservation Commission dated 10/14/14;
- C – Suggested Findings for DNSI project, 10/14/14;

D – Cotuit Monitoring and Mitigation Plan, 10/10/14.

The Chair noted two letters received in opposition to the project.

Mr. Ramsey indicated that the project had been scaled back. Dredging will take place over three years, in stages.

Public comment:

- Warren Wheelwright, Richard Kornblum, Mark Curley, Rich Bowden, Michael Moynihan, and Suzanna Wheelwright.

The Chair suggested that the Commission prepare questions and concerns, to be addressed at the next session.

A motion was made to continue the hearing to October 28th.

Seconded and voted unanimously.

VI OLD & NEW BUSINESS (continued)

C. Assessing the need for guidelines for fresh water piers (tabled from September 16th);

The Commission preferred developing guidelines, rather than regulations. The discussion was to be continued.

D. Commissioner Morin's request to form a Conservation subcommittee of three members.

Subcommittee meetings would be posted and minutes taken.

A motion was made to support the request.

Seconded and voted unanimously.

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

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|----|--------------|----------|----------|--|
| A. | Winchester | SE3-4912 | (coc,ez) | repair coastal bank * |
| B. | Baker, et al | SE3-4824 | (coc,ez) | shared pier, ramps, & floats * |
| C. | Willard | SE3-4150 | (coc,ez) | miscellaneous appurtenances & additions (not done) |
| D. | Doe | SE3-4306 | (coc,ez) | modify ramp & float; add tie-off piles * |

A motion was made to approve all certificates.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 9:57 p.m.