



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: OCTOBER 27, 2015 @ 6:30 PM

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 F. P. (Tom) Lee. Also attending were Vice-Chairman Dennis R. Houle, and Commissioners John E. Abodeely, Peter Sampou, Scott Blazis, Larry Morin, and Louise R. Foster. Darcy Karle, Conservation Administrator, assisted.

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

I REQUESTS FOR DETERMINATION

Lynn Spensley & Erika de Papp. Trim underbrush and some low-lying branches from arborvitae that line property line, creating a path no wider than 4-ft. to access pond at 50 Moco Rd., W. Barnstable as shown on Assessor's Map 215 Parcels 006 and 007. **DA-15057**

Mr. Spensley attended.

Correspondence: Letter from David Lawler, Esq.; information memo/packet from Commissioner Morin to Mr. Spensley and staff.

Public comment: Peter Johnson, abutter; Christine-Dupuy from Law Offices of David Lawler, Esq.,

A motion was made to issue a negative determination.

Seconded and voted: 6 votes = Aye; 1 vote = Nay.

Mr. Peter Johnson requested to comment on the project, as he had not had the chance to do so prior to the vote.

A motion was made to reconsider the application and re-open the hearing.

Seconded and voted unanimously.

A motion was made to issue a negative determination.

Seconded and voted: 6 votes = Aye; 1 vote = Nay.

II NOTICES OF INTENT

Gary Markowitz. Reconstruct existing stairs along coastal bank; reconstruct and extend existing pier; add kayak rack, ramp and float at 628 Popponessett Rd., Cotuit as shown on Assessor's Map 006 Parcel 019. **SE3-5331**

The applicant was represented by Lynne Whiting Hamlyn.

Exhibits: Revised plan dated 10/21/15.

Correspondence: Email from Town Shellfish Biologist Tom Marcotti, dated 10/27/15; email from MA Division of Marine Fisheries, dated 10/22/2015.

A motion was made to continue the hearing to November 10, 2015.

Seconded and approved unanimously.

Longfields LLC. Construct fixed boardwalk over salt marsh and seasonal pier with platform as previously authorized under DEP wetlands permit SE3-4739, at 288 Clamshell Cove Rd., Cotuit as shown on Assessor's Map 005 Parcel 001. **SE3-_____**

The applicant was represented by Arlene Wilson, PWS.

Correspondence: Email from Tom Marcotti, dated 10/27/15; email from MA Division of Marine fisheries, dated 10/22/2015.

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

Seconded and approved unanimously.

Peter H. Cheng. Construct addition to existing dwelling and seek approval for existing dock at 393 Lakeside Drive West, Centerville as shown on Assessor's Map 232 Parcel 021. **SE3-_____**

A request for a continuance was received via email.

A motion was made to continue the hearing to December 1st.

Seconded and voted unanimously.

No testimony was taken.

III CONTINUANCES

Thomas F., Jr. & Katherine E. Ryan. Reconsideration of a notice of intent to replace existing seasonal pier with a permanent pier at 260 North Bay Rd., Osterville as shown on Assessor's Map 072 Parcel 008. **SE3-5312**

The applicant was represented by Atty. Michael Ford and John C. O'Dea, P.E.

Exhibits:

- A – Revised plan dated 10/27/15;
- B – Notes prepared by Commissioner Sampou dated 10/27/15.

Correspondence: Letter from James Kinsella dated 10/25/15; email from Derek Lawson dated 10/27/15.

Public comment: Ronald Lance, Bob Luzon, Fred Dempsey, Robert Parsans, and Lenny Clark.

A motion was made to approve the revised plan.

Seconded and voted: 2 votes = Aye; 5 votes = Nay.

The project was denied.

Nicholas David Samra & Erica Pearson. Raze and replace dwelling and site improvements at 265 Seapuit Rd., Osterville as shown on Assessor's Map 095 Parcel 004. **SE3-5323**

The applicants were represented by Seth Wilkinson, of Wilkinson Ecological Design, David Hawk of Hawk Design, and Sarah Turano-Flores, Esq.

A motion was made to approve the project using Site Plan B, with standard and special conditions.

Seconded and voted unanimously.

Suzanne & Benjamin Baxter. Construct pool and pool patio. A waiver of Commissions 50-foot buffer policy requested for this work at 69 Studley Rd., Hyannis as shown on Assessor's Map 306 Parcel 010. **SE3-5310**

The project was withdrawn.

Dennis A. Ausiello & Eric S. Slifka. Dune and beach nourishment along approx. 180 feet of coastline to enhance existing resources and provide a more resilient shoreline at 100 Cross St., Cotuit as shown on Assessor's Map 033 Parcel 032. **SE3-5319**

The applicant was represented by Atty. Sarah A. Turano-Flores, and Leslie Fields of Woods Hole Group.

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

Seconded and voted unanimously.

Steven E. Hirsch. Dune and beach nourishment along approx. 85 feet of coastline to enhance existing resources and provide a more resilient shoreline at 0 Cross St., Cotuit as shown on Assessor's Map 033 Parcel 031. **SE3-5320**

The applicant was represented by Atty. Sarah A. Turano-Flores, and Leslie Fields.

A motion was made to continue the hearing to December 15th.

Seconded and voted unanimously.

Evergreen 69 Realty Trust & Pickwick Realty Trust. Dune and beach nourishment along approx. 378 feet of coastline to enhance existing resources and provide a more resilient shoreline at 69 & 71 Ocean View Ave., Cotuit as shown on Assessor's Map 034 Parcels 045 and 045-001. **SE3-5318**

The applicant was represented by Atty. Sarah A. Turano-Flores, and Leslie Fields.

A motion was made to continue the hearing to December 15th.

Seconded and voted unanimously.

John F. Fitzgerald, Tr., Bluff Point 1999 trust No. 2. Dune and beach nourishment along approx. 275 feet of coastline to enhance existing resources and provide a more resilient shoreline at 128 Bluff Point Dr., Cotuit as shown on Map 034 Parcel 069 **SE3-5321**

The applicant was represented by Atty. Sarah A. Turano-Flores, and Leslie Fields.

Correspondence: MA Division of Fisheries & Wildlife letter dated 10/1/15.

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

Seconded and voted unanimously.

IV CERTIFICATES OF COMPLIANCE

(* = on-going conditions)

- A. Testa SE3-5149 (coc,ez) install seasonal dock *
- B. Menounos SE3-4687 (coc,ez) raze & construct single family dwelling (not done)

A motion was made to approve the certificates.

Seconded and approved unanimously.

V MINUTES

- A. 10/13/15

A motion was made to approve the minutes, as amended.

Seconded and voted unanimously.

- B. 10/20/15

A motion was made to approve the minutes.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 10:04 p.m.