



**Town of Barnstable  
Conservation Commission**  
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Hyannis Massachusetts 02601

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**MINUTES – CONSERVATION COMMISSION MEETING**

**DATE: May 8, 2018 @ 3:00 PM**

**LOCATION: Hearing Room – 367 Main St., 2<sup>nd</sup> Floor, Hyannis, MA 02601**

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 6:30 p.m. by Vice-Chair Louise R. Foster. Also attending were Clerk Dennis R. Houle and Commissioners Peter Sampou (arrived at 3:24 p.m.), Scott Blazis, and Larry Morin. Chair F. P. (Tom) Lee and Commissioner John E. Abodeely were away.

Conservation Administrator Darcy Karle assisted, along with Martin Wunderly, Conservation Agent.

**3:00 PM AGENDA**

**I OLD & NEW BUSINESS**

**A. Review of Revised Open Space Recreation Plan**

Elizabeth Jenkins, Director of Planning & Development, gave an overview.

Issues discussed:

- Two Commissioners stated they hadn't had a chance to review revisions
- The need to increase the opportunity for additional wildlife corridors
- The need for adequate staffing

A motion was made to support the plan and have the Chair sign the support letter.

Seconded and voted unanimously.

**B. Robin Schwartz - 240 Baxters Neck Road, Marstons Mills** – Review restoration planting sketch and plant list for supplemental tree planting in area of violation. (Rescheduled from 4/10/18)

[This matter was taken out of order (after 3:30 p.m.), when Commissioner Sampou arrived]

Commissioner Foster recused herself.

The matter was tabled to June 5<sup>th</sup>.

The Commission requested that the supplemental tree planting plan be submitted at the 6/5/18 hearing.

**C. Bridge Creek Conservation Area** – Creation of new connector trail on north loop to bypass unsafe portion of trail. (Rescheduled from 4/10/18)

Exhibit A – Photos and maps of trails

The project was represented by Martin Wunderly.

A motion was made to approve the land management action.

Seconded and voted unanimously.

Ms. Farley Lewis commented in support of the new trail.

D. **Steven Gould – 24 Old Shore Rd., Cotuit**, update of restoration effort in buffer zone

The Conservation Agent related the most recent email and phone contact with Mr. Gould about relocating red cedar to the correct location. He will continue to monitor.

## **II CERTIFICATES OF COMPLIANCE**

- A. **Gevorgyan SE3-5298** (coc, ez) construct single family dwelling 50 Old Colony Road, Hyannis bordering vegetated wetland to Snows Creek
- B. **Town of Barnstable/CONS SE3-5298** (coc, ez) alum treatment Hamblin Pond, Marstons Mills Hamblin Pond

A motion was made to approve the certificates.

Seconded and voted unanimously.

## **III ENFORCEMENT ORDERS**

- A. **Miller – 135 Bridge St., Osterville** – Alteration of a resource area, West Bay; maintaining unpermitted boardwalk. Violation of an Order of Conditions, cutting vegetation in wetland buffer. (Rescheduled from 4/10/18)

Exhibits:

- A – Photos
- B – SE3-2052 Certificate and Plan, and SE3-2650 Order and Plan

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

The owners had already remedied the non-compliant boardwalk section, and will apply for the appropriate vista pruning permit.

- B. **WDP Corp. – 30 Daisy Bluff Rd., Hyannis** – Alteration of a coastal wetland resource area, Lewis Bay and coastal dunes, by constructing a stone landing and steps. (Rescheduled from 4/10/18)

Exhibits:

- A – Photos and aerial photo
- B – Site plan for SE3-3400

The owners have since submitted a notice of intent application for approval of the structure.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

C. **Eagan – 88 Connors Rd., Centerville** – Alteration of a resource area, Lake Wequaquet – maintaining unpermitted dock and stairs.

Exhibit A – Assessor’s photos and aerial photos

Attorney Paul Revere represented the owners.

The Commission agreed that the dock had been there before the Commission existed, but the dock had not been permitted under the MA DEP amnesty approval period, in the early 1990’s. Therefore, the property owners will need to file a notice of intent application. A Commissioner requested that freshwater dock guidelines be applied to the project application.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

D. **Tafankjian – 235 Prince Ave., Marstons Mills** - Alteration of a resource area buffer to Prince Cove, expanding deck.

Exhibits:

A – Assessor’s photos and aerial photos

B – Order and plan of record from SE3-2743

Mr. Tufankjian attended the meeting.

The Commission will allow the project to be approved under an RDA because it is de minimis.

A section of boardwalk is for handicapped access. The Commission will require shoreline restoration with native plants in return.

A motion was made to amend the enforcement order.

Seconded and voted unanimously.

#### **IV MINUTES**

A. 4/3/18 (tabled from 5/1/18)

A motion was made to approve the minutes, as amended

Seconded and voted unanimously.

B. 4/10/18

A motion was made to approve the minutes.

Seconded and voted unanimously.

#### **4:30 PM AGENDA**

**V REQUEST FOR DETERMINATION**

**Ken Morton.** To permit two existing sheds, each 8' x 12', on the lot of a single-family residence abutting an abandoned bog, at 149 Millway Rd., Barnstable as shown on Assessor's Map 300 Parcel 024. **DA-18017 \$56.56**

Mr. Morton attended.

Exhibit A – two photos from 1969 showing Shed #2

Issues discussed:

- Shed #1 was installed 8 to 10 years ago
- Question raised on storage of fuel in Shed #1, the shed closest to the wetland resource

A motion was made to approve a negative determination with a condition stating there shall be no storage of fuel (petroleum based), fungicides, pesticides, or insecticides shall be stored in Shed #1, but may be stored in Shed #2 nearest the road.

Seconded and voted unanimously.

**A motion was made to adjourn.**

**Seconded and voted unanimously.**

**The time was 4:39 p.m.**