



Town of Barnstable Conservation Commission

230 South Street
Hyannis Massachusetts 02601

Office: 508-862-4093

E-mail: conservation @ town.barnstable.ma.us

MINUTES – CONSERVATION COMMISSION HEARING

DATE: July 9, 2024 @ 6:30 PM

This meeting of the Barnstable Conservation Commission is being recorded and transmitted by the Information Technology Department of the Town of Barnstable on Channel 18. Under MGL Chapter 30A Section 20, anyone else desiring to make such a recording or transmission must notify the Chair.

Remote Participation Instructions

The Conservation Commission's Public Hearing will be held by remote participation methods.

Alternative public access to this meeting shall be provided in the following manner:

1. The meeting will be televised live via Xfinity Channel 8 or high definition Channel 1072. It may also be accessed via the Government Access Channel live stream on the Town of Barnstable's website: <http://streaming85.townofbarnstable.us/CablecastPublicSite/watch/1?channel=1>
2. Real-time public comment can be addressed to the Conservation Commission utilizing the Zoom link or telephone number and access code for remote access below.

Join Zoom Meeting

<https://townofbarnstable-us.zoom.us/j/81905572667>

Meeting ID: 819 0557 2667

US Toll-free • 888 475 4499

3. Applicants, their representatives and individuals required or entitled to appear before the Conservation Commission may appear remotely and are not permitted to be physically present at the meeting, and may participate through the link or telephone number provided above. Documentary exhibits and/or visual presentations should be submitted in advance of the meeting to Darcy.Karle@town.barnstable.ma.us, so that they may be displayed for remote public access viewing.

Public comment is also welcome by emailing Darcy.Karle@town.barnstable.ma.us. Comments should be submitted at least 8hrs prior to the hearing.

REMINDER TO APPLICANTS:

FEES FOR LEGAL ADS ARE LISTED BELOW. PLEASE MAIL CHECKS TO CONSERVATION, 230 SOUTH STREET, HYANNIS, 02601

NEW* Conservation Commission meeting materials are available through Laserfiche. Links to application materials can be accessed [HERE](#).

The meeting was called to order at 6:30 p.m. by Chair F. P. (Tom) Lee. Also in attendance were: Vice-Chair Louise Foster, Acting Clerk Angela Tangney, Commissioners Abodeely, Hearn, and Sampou.

Conservation Administrator, Darcy Karle was present along with Administrative Assistant, Kim Cavanaugh.

I. OLD AND NEW BUSINESS

A. Annual Election of Officers

A nomination was made for Tom Lee to continue as Chair, Louise Foster as Vice-Chair, and Angela Tangney for Clerk.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

II. REQUESTS FOR DETERMINATION

- A. Town of Barnstable Recreation Department.** To install Mobi Mats at Sea Street Beach for better accessibility at 465 Sea Street, Hyannis as shown on Assessor’s Map 306 Parcel 191. **DA-24030**

The applicant was represented by John Gleason, Barnstable DPW

Issues discussed:

- The area is just sand at this time.
- The mats will be removed seasonally.
- There should be an ongoing condition for seasonal installation after three years.
- Staff supports the project.
- Someone will need to be responsible to make sure sand does not cover the mats after a storm.
- The mats should be left in place during the shoulder season.
- They will be put in in May and taken out around Columbus Day.
- The mats are 5’ wide and 50’ long. There will 200’ of mat.

Public comment:

Patty Ericson-Taylor, 130 Sea Street, Hyannis - She became disabled in 2021. This will help her get onto the beach. Her goal is to get every beach on the cape accessible.

Paul Logan - Chair of Barnstable Disability Commission. This will help a lot of people. The mats are invaluable to get onto the beach. The Town also has Mobi Chairs available to people to get into the water. It would be helpful to be able to put these in and out without having to go through the permit process annually.

A motion was made to approve the project as a negative determination, subject to it being seasonal use, and the Determination may continue on into perpetuity.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

- B. Adam & Tara Chute.** To construct addition, reconfigure front entry deck, remove roof overhang, and replace trim, siding, roofing, doors and windows at 300 Holly Point Road, Centerville as shown on Assessor’s Map 232 Parcel 029-001. **DA-24031**

The applicant was represented by Lynne Hamlyn of Hamlyn Consulting.

- There were no questions from the Commissioners.

Public comment: None

A motion was made to approve the project as a negative determination.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

III. NOTICES OF INTENT

- A. **Arthur Gutierrez.** Landscape improvements to an existing pool area including construction of a spa, outdoor kitchen, seating area and mitigation plantings at 180 Pinquickset Cove Circle, Cotuit as shown on Assessor's Map 005 Parcel 071.

The applicant was represented by Rick Salvo, of Engineering Alliance Inc., and Heather Sullivan from Gregg Lombardi Design.

Issues discussed:

- The hedge looks pretty good but it is not native. It is preferable to take it out and put in native plants.
- The measurement should be to the top of the coastal bank. All work is within Conservation jurisdiction.
- The native plantings will be better than what is there now.
- Only 186 sq. ft. of mitigation was required but they are putting in 11,050 sq. ft.
- A continuance is needed for issuance of the DEP Number.
- A continuance was requested to July 16, 2024.

Public comment: None

A motion was made to approve the project as submitted with a continuance to July 16th for issuance of the DEP number only.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

- B. **Dorinda Danforth Underwood.** Construct a concrete foundation below the existing dwelling and porch; Construct a second story addition at 6 Butler Avenue, Centerville as shown on Assessor's Map 226 Parcel 020. The applicant was represented by Samuel Iamele of JC Engineering. **SE3-6203**

Representative Sam Iamele of JC Engineering.

Issues discussed:

- A question was asked on which way the water is flowing. It is flowing south.
- There is no erosion, the area is very flat.

Public comment: None

A motion was made to approve the project as submitted.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

- C. **Anthony F. Pelletier 1994 Trust.** To reconstruct and replace licensed rock jetty, concrete ramp, rock revetment, and platform with piles and native plantings at 18 Nelberth Terrace, Hyannis as shown on Assessor's Map 325 Parcel 091. **SE3-6202**

A continuance was requested to July 23, 2024 without testimony.

A motion was made to approve the continuance request to July 23, 2024 without testimony.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

IV. CONTINUANCES

- A. Town of Mashpee.** Proposed maintenance dredging at the existing approach, inner, and 1916 channels within Popponeset Bay that extends into Barnstable. **SE3-6191 Continued from 5/14/24, 5/28/24, 6/4 and 6/11. WC Form received. Continued from 6/25 for NHESP letter only.**

The NHESP letter has been received.

The NHESP letter dated June 13, 2024 was read into record.

The DMF letter dated May 28, 2024 was read into record.

Issues discussed:

- None

Public comment: None

A motion was made to close the public hearing and authorize staff to issue the Order of Conditions including the conditions that were read into record.

Seconded.

Aye – Abodeely, Lee, Tangney, Sampou

Nay – none

Abstain – Hearn, Foster

- B. Housing Assistance Corporation of Cape Cod.** Construction of a three story, 50-unit affordable housing residential building within the 200’ riverfront area at 268 Stevens Street, Hyannis as shown on Assessor’s Map 308 Parcel 017. **Continued from 6/25/24 for DEP# only.**

A continuance was requested to July 16, 2024 without testimony.

A motion was made to approve the continuance request to July 16, 2024 without testimony.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

VI. MINUTES

- A. June 11, 2024**

A motion was made to approve the minutes as submitted.

Seconded.

Aye – Abodeely, Lee, Tangney, Sampou

Nay – none

Abstain – Hearn, Foster

Commissioner Hearn was congratulated for being re-appointed for another term.

Clarification was requested on the HAC project “without testimony”. Testimony was given and the project approved at the last meeting. There was no testimony tonight.

A motion was made to adjourn the meeting.

Seconded.

Aye – Abodeely, Foster, Lee, Hearn, Tangney, Sampou

Nay – none

The time was 7:10 p.m.

