



# Town of Barnstable Conservation Commission

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## MINUTES – CONSERVATION COMMISSION MEETING

**DATE: August 2, 2011 – 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](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 Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners John Abodeely, Peter Sampou, Larry Morin, and Louise Foster. Commissioner Scott Blazis was away. Rob Gatewood, Conservation Administrator, assisted.

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

### I MINUTES FOR APPROVAL

- A. July 12, 2011
- B. July 19, 2011
- C. Executive Session June 21, 2011 for approval, not release.
- D. Executive session July 19, 2011 for approval, not release.

A motion was made to approve the minutes (A – D).

Seconded and voted unanimously.

### II REQUESTS FOR DETERMINATION

**Charles Atterbury.** Convert existing 11' x 36' deck to screened porch; add 10' x 10' octagonal bump-out on top of concrete sonotube footings at end of deck furthest from wetlands at 179 Pleasant Pines Ave., Centerville as shown on Assessor's Map 233 Parcel 062. **DA-11062**

The applicant was represented by Mark Macallister.

Issues discussed:

- A new fence will be installed to demarcate the mow area from the grow-back area. The fence would serve as an enclosure for the applicant's small dogs.
- Several Commissioners objected to the fence extending all the way to ground level.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**William S. & Dorothy R. Brower.** Clear underbrush to form path 4 feet wide from backyard to edge of Patty's Pond at 890 Santuit Newtown Rd., Marstons Mills as shown on Assessor's Map 027 Parcel 014-001. **DA-11066**

The applicant attended the hearing.

Issues discussed:

- Several landscape treads may be used at grade to serve as steps at the path and near the pond.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Mary F. Higgins.** Replace existing columns and footings under deck and first floor overhang; other incidental work associated with building code requirements for dwelling renovation. All work within existing footprints at 38 Little River Rd., Cotuit as shown on Assessor's Map 053 Parcel 007. **DA-11067**

The applicant was represented by John O'Dea, P.E.

Issues discussed:

- No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Town of Barnstable/Growth Management Dept.** Landscaping to include rain gardens and passive stormwater bio-filtration areas; increased green space with plantings; public access improvements; redefine parking areas and new sidewalks at 182 Pleasant St., Hyannis as shown on Assessor's Map 326 Parcel 131. **DA-11069**

The applicant was represented by Alisha Parker.

Issues discussed:

- A revised plan will be submitted, limiting new boulders to the area below the top of the revetment.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Kazimieras Snieska.** Construct full dormer on back of existing house; add screened porch above existing deck at 23 Blossom St., Centerville as shown on Assessor's Map 246 Parcel 023. **DA-11068**

The applicant was represented by Peter Appleton.

Issues discussed: No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

**Sheila R. Bloom 2004 Trust.** Construct screened porch, deck, and stairs at 193 Wheeler Rd., Marstons Mills as shown on Assessor's Map 082 Parcel 023. **DA-11070**

The applicant was represented by Jack Vaccaro.

Issues discussed:

- No concerns arose for the proposed additions.

- The applicants agreed to abstain from future cutting without a permit within the wetland and 50-foot buffer. The enforcement issue will be handled in the enforcement track.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

### **III NOTICES OF INTENT**

**Michael Rolfe.** Construct detached garage and driveway at 141 Bog Rd., Marstons Mills as shown on Assessor's Map 045 Parcel 016-003. **SE3-4952**

The applicant was represented by Jack Vaccaro.

Issues discussed:

- A revised plan was displayed and noted as Exhibit A.
- A meadow with limited mowing was proposed in the 50-foot buffer of the parcel.
- No occupancy space will be provided over the garage.

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

Seconded and voted unanimously.

**J. Bruce MacGregor, Tr./Cape Commerce Nominee Realty Trust.** Demolish house/reconstruct new house with common, adjacent, appurtenant structures (deck, septic, etc.); lawn areas reduced; new mitigation plantings of native vegetation at 89 Old Farm Rd., Centerville as shown on Assessor's Map 231 Parcel 025. **SE3-4949**

The applicant was represented by Wayne Tavares, R.L.A., and Doug Lebel.

Issues discussed:

- The distance from house to wetland is being increased; lawn area is being decreased.
- The existing boathouse would be retained and rehabilitated, but the Commission ordered that to be brought forward under a different filing, or an amended order.
- All trees to be removed will be done in consultation with staff.

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

Seconded and voted unanimously.

**Thomas Foley/Quail Road LLC.** Construct new garage addition with guest quarters and renovated landscape vegetation; existing wall to be removed and replaced by retaining wall at 40 Quail Rd., Osterville as shown on Assessor's Map 117 Parcel 012. **SE3-4951**

The applicant attended and was represented by Wayne Tavares, R.L.A.

Issues discussed:

- The project was for a guest house, no garage included.
- Proposed mitigation consisting of 1,500 square feet will be provided.
- Enhanced mitigation, in consultation with staff, will be provided where the 50-foot buffer is currently degraded.

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

Seconded and voted unanimously.

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

- |    |          |          |          |  |
|----|----------|----------|----------|--|
| A. | Driscoll | SE3-4860 | (coc,ez) | construct addition & porch to single-family dwelling * |
| B. | Currier  | SE3-4841 | (coc,ez) | construct boardwalk, pier, ramp, & float *             |
| C. | Miller   | BCC-0175 | (coc,ez) | construct garage & addition (not done)                 |
| D. | Daniel   | SE3-4635 | (coc,ez) | construct in-ground pool and hot tub *                 |

A motion was made to approve all certificates (A – D).

Seconded and voted unanimously.

**A motion was made to adjourn.**

**Seconded and voted unanimously.**

**The time was 7:43 p.m.**