



Town of Barnstable Conservation Commission

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MINUTES – CONSERVATION COMMISSION MEETING

DATE: JUNE 10, 2014 at 6:30 PM

LOCATION: 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 Commissioners John Abodeely, Peter Sampou, Scott Blazis and Larry Morin. Vice Chairman Tom Lee and Commissioner Louise Foster were 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. May 20, 2014

B. May 27, 2014

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

Seconded and voted unanimously.

II REQUESTS FOR DETERMINATION

Peter Smith. Remove/replace existing bulkhead with 14' x 5' laundry room addition at 86 Dumont Dr., Hyannis as shown on Assessor's Map 307 Parcel 090. **DA-14034**

The applicant was represented by Joao Junquera.

No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Robert Crory. Demolish existing porch and room over old porch; new foundation for one-bedroom expansion over new kitchen area; new addition on third level at 117 Lake Elizabeth Dr., Centerville as shown on Assessor's Map 226 Parcel 053. **DA-14030**

The applicant was represented by Michael Gaspard.

No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Cape Cod Five-Cents Savings Bank. Construct handicap parking ramp and landing, remodel front door and stripe parking place to upgrade access to meet ADA requirements/standards at 131 Attucks Ln., Hyannis as shown on Assessor's Map 254 Parcel 012. **DA-14031**

The applicant was represented by Stephen Wilson, P.E.

No concerns arose.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

John McManmon. Remove existing rosa rugosa at rear of property; plant 22 juniper in place of rosa rugosa and mulch area upon completion at 789 South Main St., Centerville as shown on Assessor's Map 185 Parcel 014. **DA-14033**

The applicant was represented by David Dougsley.

Mulching will be done in consultation with staff.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

Scott & Laurie Blizard. Rebuild stairs; abandon existing path; plant beach grass; new path from stairs to water; vista cut in upper landing area near Ocean View Ave.; put back original storage box at bottom of steps at 243 Ocean View Ave., Cotuit as shown on Assessor's Map 033 Parcel 019-002. **DA-14032**

The applicant was represented by Paul Boyington.

The vista pruning was discussed as actually serving the public view.

A motion was made to issue a negative determination.

Seconded and voted unanimously.

III NOTICES OF INTENT

Allen Neil, Jr. & Barbara M. Sweeny. Construct pool patio, garage and addition to existing single-family dwelling and invasive species control as mitigation at 70 Eel River Rd., Osterville as shown on Assessor's Map 116 Parcel 092. **SE3-5199**

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

Exhibits:

- A – Proposed Revised Plan

No concerns arose.

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

Seconded and voted unanimously.

Albert E. & Judith A. Minucci/Minucci Nominee Trust. Proposed boathouse reconstruction at 190 Pin Oaks Dr., Barnstable as shown on Assessor's Map 280 Parcel 053. **SE3-5200**

The applicant was represented by Bradford Malo, P.E. and Thomas Nelson.

Exhibits:

- A – Proposed Plan

The proposed structure would reside in an A-zone within an area of critical environmental concern. Its proximity to the resource area was of concern to the Commission. The existing structure is dilapidated and abandoned. By reducing the scope of reconstruction, and moving the structure away from the shore, it may be possible to avoid the grandfathering issue.

The applicant requested a continuance to allow time to consider available options.

A motion was made to continue the hearing to June 24th.

Seconded and voted unanimously.

William F. Griffin, Jr., Tr., New Rushy Marsh Realty Trust. Construct/maintain 6-foot-wide x 1,550-foot-long bridle path, including 14,000 sq. ft. of dune restoration and mitigation planting at 1524 Main St., Cotuit as shown on Assessor's Map 017 Parcel 014. **SE3-5197**

Via letter, the applicant requested a continuance to June 24th.

Seconded and voted unanimously.

No testimony was taken.

Centerville-Osterville-Marstons Mills Water Dept. (C-O-MM). Installation of an upgraded water main from a six-inch to a twelve-inch line, along a portion of River Road, Marstons Mills as shown on Assessor's Map 059. **SE3-5201**

The applicant was represented by Daniel Ojala, P.E,

Exhibits:

- A – Proposed Plan

Advance consultation with the DPW is required for the work over the existing culvert.

Public testimony was provided by Lynne Bellview.

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

Seconded and voted unanimously.

IV CONTINUANCES

Town of Barnstable/D.P.W. Existing municipal roadway surface, drainage and safety improvements on Main Street, Cotuit (Ocean View Ave., to Oregon Way) as shown on Assessor's Map N/A Parcel N/A. **SE3-5184**

Via letter, the applicant requested a continuance to August 5th.

Seconded and approved: 3 votes = "Aye;" 1 vote = "Nay."

No testimony was taken.

Commissioner John Abodeely joined the quorum via completion of the required evidentiary review.

Town of Barnstable/Conservation Division: to replace an existing 12-inch pipe beneath Main St., Cotuit with two 15-inch pipes and to adjust inverts to allow flows from properties north of Main St. to discharge into Rushy Marsh as shown on Assessor's Map 017 Parcel 014. **SE3-5187**

Via letter, the applicant requested a continuance to June 24th.

A motion was made to continue the hearing to June 24th.

Seconded and voted unanimously.

No testimony was taken.

Town of Barnstable/Conservation Division. Request for Amended Order of Conditions under permit **SE3-4531**, proposes to - install 18-inch pipe through existing box culvert to reconnect Rushy Marsh Pond to Nantucket Sound to alleviate sediment buildup in culvert; also install two 15-inch pipes below Main Street to replace failed existing culvert and to create a positive hydraulic connection between resource areas. Improvements would be located at 60 Oregon Way and at 0, 1524 and 1541 Main St, Cotuit as shown on Assessor's Map 016 Parcel 011 and Assessor's Map 017 Parcels 015-001, 014, and 007.

Via letter, the applicant requested a continuance to June 24th.

A motion was made to continue the hearing to June 24th.

Seconded and voted unanimously.

No testimony was taken.

Commissioner John Abodeely joined the quorum via completion of the required evidentiary review.

V AMENDED ORDER

Susan Moore. Amend project under DEP **SE3-5099** to have a small detached garage on west side of site, and retain deck instead of patio; natural retaining walls proposed to reduce runoff at 256 Holly Point Rd., Centerville as shown on Assessor's Map 232 Parcel 031.

The applicant was represented by Daniel Ojala, P.E.

Exhibits:

- A - Proposed Site Plan

No concerns arose.

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

Seconded and voted unanimously.

VI OLD & NEW BUSINESS

A. Proposed revisions to Conservation Restriction: Town of Barnstable to Barnstable Land Trust at Korkuch Property

A motion was made to approve the amended language for the conservation restriction, allowing a five-car parking lot.

Seconded and voted unanimously.

- B. Proposed mitigation plan for **Garik Gevorgyan SE3-5198** (raze existing restaurant, residence, parking lot and landscaping; construct two 3-bedroom townhouses [6 units total], parking lot, stormwater management system and landscaping at 36 Old Colony Rd., Hyannis, Assessor's Map 306 Parcel 117).

A motion was made to approve the mitigation planting plan.

Seconded and voted unanimously.

VII CERTIFICATES OF COMPLIANCE **(* = on-going conditions)**

- A. Argy SE3-4729 (coc,ez) construct addition and boardwalk *
- B. Guagnini SE3-5062 (coc,ez) rebuild & modify existing boardwalk *
- C. Holly Development SE3-0293 (coc,ez) construct single-family dwelling *

A motion was made to approve the certificates (A – C).

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 8:15 p.m.