



**Town of Barnstable
Conservation Commission**
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MINUTES

CONSERVATION COMMISSION MEETING

DATE: January 13, 2015 8:30 AM

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 8:30 a.m. by Chairman Dennis R. Houle. Also attending were Vice-Chairman Tom Lee and Commissioners Larry Morin, and Louise Foster. Commissioner John Abodeely was away, and Commissioners Peter Sampou and Scott Blazis were teaching. Darcy Karle, Conservation Agent, assisted along with Fred Stepanis, Conservation Assistant.

The meeting was held in the Hearing Room, 2nd Floor, Barnstable Town Hall, 367 Main Street, Hyannis, MA.

I REVISED PLANS

project type

revision

A. Wallace SE3-4678 sfd patios

The applicant was represented by Matthew Creighton, PWS.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

B. Nelson SE3-5051 shed, patios, retaining walls as-built shed

The applicant was represented by Lynne Hamlyn.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

C. Vidal SE3-5139 pool, pool patio mitigation

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

Exhibits:

A – Letter from Commissioner Scott Blazis

B (1-2) – Photos of buffer zone prior to project

A motion was made to deny the revised plan.

Seconded and voted unanimously.

D. O’Keeffe SE3-4923 pier, ramp, float as-built condition

The applicant was represented by Peter Sullivan, P.E.

A motion was made to approve the revised plan, with an on-going condition in the certificate of compliance that grating be added at the time of the next maintenance performance.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

E. Spurling SE3-5241 sfd house location, etc.

The applicant was represented by Lynne Hamlyn.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

II EXTENSION REQUESTS

A. Horsley SE3-4297 barn, greenhouse, addition 2nd Request/3 yrs.

The applicant attended the meeting.

A motion was made to approve an additional three-year extension.

Seconded and voted unanimously.

III ENFORCEMENT ORDERS

A. Bruce Waluck – 22 Burning Tree Lane, West Barnstable
Soil erosion from single family dwelling construction site causing turbid water conditions that reach bordering vegetated wetlands abutting the Great Marsh.

Mr. Waluck attended the meeting.

Exhibits:

Exhibit A – Site plan from abutting lot at 26 Burning Tree Lane, dated May 11, 1998, showing drainage issues from 22 Burning Tree Lane as sketched on plan by Darcy Karle;

Exhibit B – Three photos taken by Darcy Karle, 11/24/2014;

Exhibit C – Photo taken by Joe Gill, abutter, attached to email dated 11/18/2014;

Exhibit D – Email from Building Inspector Robert McKechnie to Darcy Karle, dated 1/12/15;

Exhibit E – Four photos dated 12/9/2014, submitted by Bruce Waluck.

Public comment:

John Fitch, representing abutter, Joe Gill.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

B William Sullivan – 453 Old Post Road, Cotuit – Vegetation removal beyond last plan of record under SE3-0298

No one attended the meeting.

Exhibits:

- Exhibit A (1-4) – Photos taken by Darcy Karle, dated 12/12/2014;
- Exhibit B (1-2) – Photos taken by Darcy Karle, dated 12/12/2014;
- Exhibit C – Email from Mr. Sullivan to Darcy Karle, dated 1/5/2015.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

C. Glenn Anderson – c/o Ted Komenda of Dunhill Companies LTD 45 Lake Avenue, Hyannisport SE3-5228
Violation of an order of conditions. Failure to comply with several conditions prior to start of work.

No one attended the meeting.

Exhibits:

- Exhibit A (1-4) – Photos submitted by Karen Smith with email dated 1/5/2015;
- Exhibit B (1-2) – Photos taken by Ted Komenda, submitted with email dated 1/9/15;
- Exhibit C – Section of plan of record dated 10/20/2014.

A motion was made to approve the enforcement order.

Seconded and voted unanimously.

IV WRITTEN WARNINGS

A. Overseas Schools Assistance Corp./ Broman – 199 Harbor Point Road, Barnstable; unpermitted gazebo

Robert Olsen and Cheryl Harmon represented the property owner, Overseas Schools Assistance Corporation.

Exhibits:

- A – Photo taken by Darcy Karle, dated 10/14/2014.

A motion was made that the property owner must file a request for determination (RDA) or move the gazebo, in consultation with staff, within sixty days of this meeting date.

Seconded and voted unanimously.

V NON-CRIMINAL CITATIONS

A. Ted Komenda of Dunhill Companies LTD – violation of an order of conditions \$300.00

Noted

VI OLD AND NEW BUSINESS

A. Deacon William Crocker historical marker, Bridge Creek Conservation Area

Exhibits:

- A – Photo taken by Darcy Karle, dated 10/14/2014.

Mr. Guill, Barnstable resident, attended the meeting. He was in favor of exposing the historical marking.

The Commission voted in favor of having a ten-foot radius cleared around the marker, and a spur (small) trail diverted to the marker. Staff will take the lead on this.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 9:55 a.m.