



Town of Barnstable Conservation Commission

200 Main Street
Hyannis Massachusetts 02601

Office: 508-862-4093

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

FAX: 508-778-2412

MINUTES

CONSERVATION COMMISSION MEETING

DATE: DECEMBER 22, 2015 @ 3:00 PM

LOCATION: TOWN HALL HEARING ROOM – 367 Main St., 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), and DVD recordings. Please contact the Conservation Division at 508.862.4093 for assistance.

The meeting was called to order at 3:00 p.m. by Chairman F. P. (Tom) Lee. Also attending were Commissioners John E. Abodeely (left at 4:27 p.m.), Peter Sampou (arrived at 3:32 p.m.), Scott Blazis, Larry Morin, and Louise R. Foster. Vice-Chairman Dennis R. Houle was away.

Darcy Karle, Conservation Administrator, assisted, along with Martin Wunderly, Conservation Agent, and Fred Stepanis, Conservation Assistant.

3:00 PM AGENDA

I REVISED PLANS

Project type:

Revision:

A. Bay Shore Realty Trust SE3-4314 pier, stairs, & outhaul piles stair landing; path

The applicant was represented by Lynne Whiting Hamlyn.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

B. Haley SE3-4645 raze & construct house, etc. fire pit; beach area; no rail fence

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

Exhibits:

- A – Google aerial photos (6)
- B – Photo dated December, 2015
- C – Site plan, 1973 (SE3-0012)

A motion was made to approve the revised plan, subject to the submission of another revised plan, showing the following: stone fire pit may remain; stone wall to indicate the work limit line; benches and kayak rack to be removed; square beach area between benches to be replanted with beach grass.

Seconded and voted unanimously.

C. TOB/DPW SE3-3867 Gary Brown boat ramp lengthen floats, etc.

The applicant was represented by Roger Parsons, Town Engineer.

Exhibits:

A – 2 photos submitted by Mr. Parsons

Public comment: Wayne Kurker

A motion was made to approve the revised plan with a special condition as follows:

“In the event of a documented navigational issue created by the existing as-built configuration of pier and floats at the Gary Brown boat ramp, dated 11/13/2015, the Town will bring the dock into compliance with the plan approved 3/14/2001.”

Seconded and voted unanimously.

D. Schenker SE3-5291 stairs, deck relocate path & stairs

The applicant was represented by Charles Rowland, E.I.T.

A motion was made to approve the revised plan.

Seconded and voted unanimously.

E. Wilkens SE3-4396 dredging use of dredge spoil

The applicant was represented by Charles Rowland, E.I.T.

A motion was made to approve the revised plan.

Seconded and voted: 0 votes = Aye; 5 votes = Nay.

The revised plan was denied.

II CERTIFICATES OF COMPLIANCE

(coc = Certificate of compliance) (ez = no deviations, staff recommends approval) (* = on-going conditions)

A. Bay Shore RT SE3-4314 (coc) stairs, boardwalk & path *

A motion was made to approve the certificate.

Seconded and voted unanimously

B. Haley SE3-4645 (coc) pool, & retaining wall *

A motion was made to deny the certificate, until a revised plan is submitted.

Seconded and voted unanimously

C. Hogan SE3-5087 (coc,ez) permit existing deck, etc.; manage nuisance vegetation*

A motion was made to approve the certificate.

Seconded and voted unanimously

III EXTENSION REQUESTS

Project type:

Time requested:

A. Hyannis Bldg. & Dev. SE3-4308
years

remove floats; new dock

2nd Request; 3

The matter was tabled.

B. Hyannis Harbor Tours, Inc. SE3-5081
years

dredging/dewatering

1st Request; 3

No representative attended.

A motion was made to approve a three-year extension.

Seconded and approved unanimously.

C. Ruggiero SE3-5038
years

raze/rebuild sfd

1st Request; 2

The applicant was represented by Brian Grady.

A motion was made to approve a three-year extension.

Seconded and approved unanimously

D. Kurker SE3-4771
years

dredging

1st Request; 3

No one attended.

A motion was made to approve a three-year extension.

Seconded and approved unanimously

IV ENFORCEMENT ORDERS

A. Charles Mitchell – 345 Baxters Neck Rd.
Alteration of a resource area, buffer zone of coastal bank, landscaping improvements without permit.

Exhibit A – Photo by Darcy Karle 11/25/2015.

Exhibit B – Photo by Darcy Karle 11/25/2015.

Exhibit C – Assessors photo 1/11/2012.

A motion was made to approve the enforcement order, as written.

Seconded and approved unanimously

V NON-CRIMINAL CITATIONS

A. Vahan & Rosemary Matirosian Trs.-25 Sea View Ave., Osterville - Violation of an enforcement order \$300.00

Noted

VI VIOLATION WARNING NOTICE

A. David Henderson – 75 Freezer Rd., Barnstable – Non-Compliant pier. No permit on record.

Mr. Henderson and Pamela Pryor attended.

A letter showing that an engineer has been retained must be submitted by February 29, 2016.

A motion was made to approve the warning notice, as amended.

Seconded and approved unanimously.

VII INFORMAL DISCUSSION

A. Status of Red Lily Pond projects and future proposed projects.

Ed Delaney of the Red Lily Pond Project, and Russell Kleekamp of GHD attended.

Exhibits:

A – PowerPoint presentation by Mr. Delaney.

The Commission looked favorably on the future projects; the Chair will draft a letter of support. Area #5 would require a notice of intent (NOI) filing.

B. Peter Menounos – 176 Clamshell Cove Rd. Discuss change in vessel and addition of second vessel on pier.

Exhibit A – List of boat specs for new boat, second boat, and previously owned boats.

Mr. Menounos was advised by the Commission to submit an NOI.

4:30 PM AGENDA

VIII REQUESTS FOR DETERMINATION

Richard Hardy. Expand kitchen/dining area 15' x 10' – new construction, over existing garage and foundation at 90 Ladd Rd., Centerville as shown on Assessors Map 206 Parcel 058. **DA-15070**

The applicant was represented by David Gady

A motion was made to approve the request for determination.

Seconded and voted unanimously.

A motion was made to adjourn.

Seconded and voted unanimously.

The time was 5:21 p.m.