



# Town of Barnstable Conservation Commission

200 Main Street  
Hyannis Massachusetts 02601

Office: 508-862-4093

E-mail: [conservation@town.barnstable.ma.us](mailto:conservation@town.barnstable.ma.us)

FAX: 508-778-2412

## AGENDA – CONSERVATION COMMISSION HEARING

**DATE: January 5, 2021 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.

The Conservation Commission's Public Hearing will be held by remote participation methods as a result of the COVID-19 state of emergency in the Commonwealth of Massachusetts.

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

1. The meeting will be televised via Channel 18 and may be accessed the Channel 18 website at <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://zoom.us/j/96579344350>

Meeting ID: 965 7934 4350

888 475 4499 US Toll-free

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](mailto: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](mailto: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, 200 MAIN STREET, HYANNIS, 02601**

The meeting was called to order at 6:30 p.m. with roll call. Chair Tom Lee was present along with Vice Chair Louise R. Foster and Clerk George Gillmore. Commissioners Dennis Houle, John Abodeely, Pete Sampou and Larry Morin were also present.

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

### **I. REQUESTS FOR DETERMINATION**

- A. **W. Bruce & Lynn P. Wallin.** Proposed 9.5' x 11' addition on landward side of single family dwelling at 562 Poponneset Road, Cotuit as shown on Assessor's Map 007 Parcel 004 001. DA-21001

The applicant was represented by John O'Dea, P.E. of Sullivan Engineering and Consulting.

There were no questions from Commissioners.  
There was no public comment.  
A motion was made to approve the project as a negative determination.  
Seconded and voted unanimously by roll call.

- B. **Mac Davis.** Add a 2<sup>nd</sup> floor dormer addition to an existing home on the property that is within 50' of Sam's Pond. Work does not involve any ground disturbance and will be entirely within the existing footprint of the house at 253 Tower Hill Road, Osterville as shown on Assessor's Map 118 Parcel 093. DA- 21002

The applicant was represented by Jeff Garran of EJ Jaxtimer.

**Issues discussed:**

- During the building process no materials should not end up in the water.

There was no public comment.  
A motion was made to approve the project as a negative determination.  
Seconded and voted unanimously by roll call.

**II. NOTICES OF INTENT**

- A. **Mac Davis.** Home exterior renovations, deck reconstruction with 62 +/- sf enlargement, retaining wall re-build, retaining wall removal, pond shore access path, tree removals, pond shore vegetation management for view window at 253 Tower Hill Road, Osterville as shown on Assessor's Map 118 Parcel 093.

The applicant was represented by Mike Ball, P.E. of Marsh Matters Environmental.

**Issues discussed:**

- It was noted that there is a slide on the property established to cart debris up the slope to the dumpster which is in Conservation jurisdiction and has not been permitted.
- There was discussion about what the slide is being used for. The slide is necessary to remove demo material and bring new materials in.
- A question was raised if the large maple could be saved rather than removed, and if the cedars should remain.
- There is very dense vegetation where the cedars are. The removal of the cedars and the maple will be withdrawn and re addressed later after an arborist can look at it.
- Trumpet vine should be managed for the health of the upper canopy.
- The mitigation area was discussed.
- The four foot path was addressed and would be approved.

There is no SE3 number issued for this project yet.  
A continuance was requested to January 19 2021.  
A revised plan will be submitted. The slide should be put on the plan and labeled as temporary.

A motion was made to continue the matter to 1/19/2021.  
Seconded and voted unanimously by roll call.

- B. **Lester A. and Rosemary Dunn Moeller.** Proposed seasonal dock at 71 Snow Creek Drive, Hyannis as shown on Assessor's Map 325 Parcel 155.

The applicant was represented by Mark Burgess of Shorefront Consulting.

**Issues discussed:**

- The purpose of the dock is to launch kayaks and canoes.
- Plan revisions were reviewed.
- The project needs to re-advertised to include vista pruning and invasive work.
- The height of the dock would meet grade and be close to the water level.
- The squishy area will add another 20 ft. of elevated walk way or layers of jute could be used.
- The maintenance of the shrubs and if it is necessary was discussed.

- An elevated walkway was recommended.
- The option of using open graded plastic sections was discussed. They would be a lower profile and would let through light for the vegetation.
- The revision should include a 4' wide path.
- A question was raised if the project needs to go to the waterways committee.

There was no public comment.

A motion was made to continue the matter to 2/2/21.  
Seconded and voted unanimously by roll call.

- C. **Raymond Ferretti.** Proposed construction of a pier and dock, along with the replacement of an existing stairway leading from lawn at the top of the slope to the shore of Mystic Lake at the base of the slope at 52 Halletts Lane, Marstons Mills as shown on Assessor's Map 064 Parcel 016.

The applicant was represented by Hannah Raddatz of BSC Group.

**Issues discussed:**

- A revised project description was submitted.
- No DEP file number issued.
- There are no NHESP comments yet.
- There are guidelines for freshwater docks that should be reviewed by the applicant.

There was no public comment.

A motion was made to continue the matter to January 19, 2021.  
Seconded and voted unanimously by roll call.

**III. CONTINUANCES**

- A. **Ropes Farm, LLC.** Proposed Land Management to include tree removal, invasive species removal and installation of native plantings at 135 Putnam Avenue, Cotuit as shown on Assessor's Map 036 Parcel 040-001. **Cont frm 12/22**

There was supplemental information submitted on December 29, 2020.  
All commissioners are available for the quorum.  
No DEP number has been issued.

The applicant was represented by Jennifer Crawford of Crawford Land Management.

The requested supplemental information was reviewed.

**Issues discussed:**

- It was noted that this is an extremely steep bank.
- The invasive species are located near the bottom or near the top of the bank and it is a very early invasion.
- When removing the English Oaks, the stumps will not be removed.
- A special condition of annual reports for 3 years should be added.
- A change in contractor would require written notification to Conservation.
- A continuance is needed for issuance of SE3# and DEP comments.

A motion was made to approve the order of conditions and continue the matter to January 19, 2021 solely for the purpose of receiving an SE number and any DEP comments.  
Seconded and voted unanimously by roll call.

**IV. CERTIFICATES OF COMPLIANCE** (ez = no deviations, staff recommends approval) (\* = on-going conditions)

- |    |   |                       |   |  |
|----|---|-----------------------|---|--|
| A. | Campanelli<br>323 Sea View Avenue, Osterville     | SE3-5748<br>(coc, ez) | - | construct pool & cabana *<br>Nantucket Sound                   |
| B. | TOB/M.E.A.<br>Sandy Neck, West Barnstable         | SE3-4986<br>(coc, ez) | - | trail maintenance and re-routing *<br>Sandy Neck Barrier Beach |
| C. | Jenkins<br>195 Seapuit River Road, Oyster Harbors | SE3-5507<br>(coc, ez) | - | permit existing timber walkway *<br>Seapuit River              |
| D. | Vedder<br>129 Island Avenue, Hyannisport          | SE3-5059<br>(coc, ez) | - | renovate cottage; construct guest house *<br>Nantucket Sound   |
| E. | Scullin<br>144 Pinquickset Cove Circle, Cotuit    | SE3-5671<br>(coc, ez) | - | construct boardwalk, pier, ramp, & float *<br>Pinquickset Cove |

A motion was made to approve A-E  
Seconded and voted unanimously by roll call.

A motion was made to adjourn.  
Seconded and voted unanimously by roll call.  
The time was 7:48 p.m.