



# 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

## MINUTES – CONSERVATION COMMISSION HEARING

**DATE: February 16 , 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/95352290063>

Meeting ID: 953 5229 0063

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. by Chair F. P. (Tom) Lee. Also in attendance were: Vice Chair Louise R. Foster, Commissioners John Abodeely, Dennis Houle, Larry Morin and Pete Sampou.

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

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

- A. **Gary T. & Susan DiCamillo.** Proposed construction of a 6'x10' addition to the existing dwelling at 247 Crystal Lake Road, Osterville as shown on Assessor's Map 139 Parcel 051. DA-21010

The applicant was represented by Charles Rowland, P.E. of Sullivan Engineering and Consulting.

**Issues discussed:**

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.

**II. NOTICES OF INTENT**

**B. Margaret C . & Scott D. Clay.** Proposed construction of pool and patio with all associated appurtenances at 435 Bridge Street, Osterville as shown on Assessor's Map 093 Parcel 002. **SE3-5847**

The applicant was represented by Charles Rowland, P.E. of Sullivan Engineering and Consulting.

Revised plan dated 2/15/21 was submitted.

**Issues discussed:**

- Stepping stones in the 0-50' buffer are hard to see on the new plan. It is currently lawn and will be noted on the plan as a 4' path.

There was no public comment.

A motion was made to approve the application subject to receipt of a revised plan showing the 4' path with the stepping stones.

Seconded and voted unanimously by roll call.

**C. Renato and Selma Armaczuk.** Construct pool with patio surrounding and install pool fencing at 645 Skunknet Road, Centerville as shown on Assessor's Map 169 Parcel 011-012. **SE3-5844**

The applicant was represented by Daniel Ojala PLS of Down Cape Engineering and Consulting.

Issues discussed:

- The date on the revised plan is 2/12/2021.
- The pool fence encompasses the entire property. The fence should be more confined to the pool area. It is outside the 50' buffer.

There was no public comment.

A motion was made to approve the application as submitted.

Seconded and voted unanimously by roll call.

**D. Daniel and Kathryn Croteau.** Raze existing dwelling. Construct new flood zone compliant dwelling with deck and retaining walls at 76 Long Beach Road, Barnstable as shown on Assessor's Map 206 Parcel 009. **SE3-5845**

The applicant was represented by Daniel Ojala, PLS of Down Cape Engineering and Consulting.

The revised plan is dated 2/4/2021.

**Issues discussed:**

- A question was raised if there is an area that if water comes in it can flow through or back out. There are hidded flood vents in the garage.
- This will be a completely flood resistant foundation.

A motion was made to approve the project as submitted.

Seconded and voted unanimously by roll call.

**E. Joseph & Elin Lamb.** Cottage reconstruction, gravel driveway area increase, add vegetation to wetland buffer zone at 20 Marchant's Mill Road, Hyannis as shown on Assessor's Map 266 Parcel 028.

The applicant was represented by Mike Ball of Marsh Matters, and Steve Cook from Cotuit Bay Design.

No DEP file number has been issued.

**Issues discussed:**

- A revised plan was submitted 2/16/21.
- The new building will be higher than the current. The covered porch will align with the wall. The Commission would like a copy of the cross section for the file.
- The applicant is trying to get an in lieu fee instead of the required mitigation.
- The current use of the building is a game room with 2 bedrooms on second floor and a garage. The new building will be the same. It has a bathroom.
- A question was raised if the trees that are being removed are going to be replaced. There really isn't any area to replace the trees.
- There has to be a specific finding for a restrained property in order to get an in lieu fee.
- There is more room for mitigation at the end of the garage.
- They could make the understory more diversified. Add some American Holly to decrease the amount of the in lieu fee.
- The container size of plants along the outer edge could increase to 3-5 gallon instead of a fence demarcation.

A motion was made to continue to the project to March 2, 2021.

Seconded and voted unanimously by roll call.

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

- |    |  |          |           |   |
|----|--|----------|-----------|---|
| A. | King                                   | SE3-5718 | (coc, ez) | raze & construct single family dwelling *   |
|    | 156 Point of Pines Avenue, Centerville |          |           | - Wequaquet Lake                            |
| B. | Bridges                                | SE3-4519 | (coc, ez) | construct single family dwelling (not done) |
|    | 50 Church Street, West Barnstable      |          |           | - bordering vegetated wetland               |

A motion was made to approve A. and B.

Seconded and approved unanimously by roll call.

**IV. MINUTES**

A. January 19, 2021

Clerk George Gillmore was not present at the meeting. Approval of the 1/19/21 minutes was tabled to 3/2/21.

A motion was made to adjourn.

Seconded and approved unanimously by roll call.

The time was 7:25 p.m.