



Town of Barnstable
Hyannis Main Street Waterfront Historic District Commission
www.townofbarnstable.ma.us/hyannismainstreet

BARNSTABLE TOWN CLERK

2018 MAY 10 AM 11:57

To all persons deemed interested or affected by the Town of Barnstable's Hyannis Main Street Waterfront Historic District Commission Ordinance under Chapter 112, Article III of the Code of the Town of Barnstable, you are hereby notified that a hearing was held at Town Hall, 367 Main Street, Hyannis, MA Selectmen's Conference Room, 2nd Floor at 6:30 pm on **Wednesday, April 18, 2018.**

MINUTES

Members Present: Paul S. Arnold, John Alden, Taryn Thoman, Betsy Young and David Colombo.

Members Absent: Marina Atsalis, Tim Ferreira and David Dumont

Staff Present: Karen Herrand, Principal Assistant, Planning & Development Dept.

An announcement was made by Chair Paul S. Arnold, stating the meeting is being recorded and broadcast on Channel 18 and in accordance with MGL Chapter 30A, §20; and requested that anyone taping this meeting to please make their presence known.

New Business

Choedon Sonam d/b/a Lucky Gift & Clothing – 576 Main Street, Hyannis – Map 308 Parcel 069-002

New Business Sign

Choedon Sonam in attendance. He gives an explanation - there is an existing sign now and he is changing the name of the business.

Chair Paul Arnold refers to the picture of the sign, Exhibit A and confirms the colors/design/materials of the proposed sign.

David Colombo asks if lights will be used for the sign? Who will manufacture?

Choedon Sonam replies, yes, there will be lights, still working on the sign. A professional company making the sign.

Chair Paul Arnold states that may have to come back if/when the lights are installed.

Chair Paul Arnold entertains a motion, moved by Betsy Young to accept for 576 Main Street for a new sign as requested/presented, seconded by Taryn Thoman, so voted unanimously.

TD Bank – 307 Main Street, Hyannis – Map 327 Parcel 103

Window replacement

Michael Finch of Bergmeyer Associates, Inc. in attendance. Proposing to replace all the windows in kind. There has been water infiltration. Reference to the plans proposed, Exhibit B. 75 to 80 windows, all to be replaced with corner mullions, bronze, clear anodized finish. Hurricane impact glass, thermally broken/energy efficient. Will reseal all the openings. He shows a sample of the window, Exhibit C (see inside plans/Exhibit B).

Chair Paul Arnold asks about the time frame.

Michael Finch replies, most likely a couple of months, it will have to work in phases, moving people from area to area. The Applicant would like to start as soon as possible.

Taryn Thoman confirms that just windows being done?

Michael Finch replies yes.

David Colombo confirms that the only difference is the color on the windows?

Michael Finch replies, correct.

Chair Paul Arnold entertains a motion, moved by John Alden to accept as presented, seconded by Taryn Thoman, so voted unanimously.

Jamie Surprenant d/b/a Anejo Mexican Bistro – 599 Main Street, Hyannis – Map 308 Parcel 118
Partial Demo, renovations and fencing

No one present at this time. This Item is moved out of order.

Lyman Design LLC d/b/a Crazy Mermaids – 628 (620) Main Street, Hyannis – Map308 Parcel 062
New Business Signage

Obray Lyman and Jacqueline Del Fonso in attendance, brother and sister.

Chair Paul Arnold asks where the present signage is now and clarifies nothing on the Sea Street side of the bldg., grey wall now. Refers to picture of signage, Exhibit D.

Jacqueline Del Fonso confirms that this would be painted – 2ft. x 3ft. States that the colors will be soft, sea colors.

David Colombo asks if the sign on Main Street will be two sided? The sign on Sea St. Extension will be fastened to the wall, lighted?

Jacqueline Del Fonso confirms yes, two sided sign on Main and Sea Street will be fastened to the wall, not lighted.

Discussion re the bare grey wall and the size of the signage per Bldg. Dept. regulations and a possible mural.

Betsy Young clarifies black lettering.

Jacqueline Del Fonso replies it will be gold and black, to look 3 dimensional.

Chair Paul Arnold entertains a motion, moved by Betsy Young to accept the signs, with the understanding that the materials will make the sign look a bit different, when completed, seconded by Taryn Thoman, so voted unanimously.

Chair Paul Arnold adds that the Sea Street wall sign may be a little bigger per what the Bldg. Dept. regulations state.

David Colombo clarifies that it is 10% of the total size/façade, not sure if each side of the Bldg. would be considered this way – Bldg. Dept.

Jacqueline Del Fonso asks what it would take to do a mural on the wall?

Discussion regarding a possible mural, what the owners would say, coming back to HHDC as well for approval.

Jamie Surprenant d/b/a Anejo Mexican Bistro – 599 Main Street, Hyannis – Map 308 Parcel 118
Partial Demo, renovations and fencing

Jamie Surprenant in attendance and Zeph Davenport. He explains that they are taking over the Beach Tree property. Division of front patio, would like to replace with a wrought iron system. Exterior paint, there is a triangle gable they would like to replace with pergola, Exhibit E.

Taryn Thoman asks for clarification of what is being painted, the whole bldg.? What color?

Jamie Surprenant confirms, whole bldg. to be a Swiss Coffee – Benjamin Moore color, very neutral color.

Betsy Young looks up color on cell phone/confirms a linen white type color.
Confirmation of the color is passed around via cell phone.

Chair Paul Arnold clarifies removal of the gable, reference to Exhibit E.

Betsy Young asks about the wall and the fencing, wrought iron? Planters?

Jamie Surprenant confirms, yes, the thought is to give some separation, planters will have trailing plants.
Wrought iron is black.

Betsy Young asks about entrance, existing stone wall?

Jamie Surprenant replies it's an entrance that no one uses, it could function as an exit. The Hostess stand will be as is now on side of bldg. Replacing the gate that is there now. Change to the front façade so people know something new.

David Colombo asks about the trim, same color?

Jamie Surprenant replies, the trim will be the same color, all the same. He states that they will come with a sign application at a later date.

Chair Paul Arnold entertains a motion, moved by David Colombo to approve as presented, seconded by Taryn Thoman, so voted unanimously.

Other Business

Building Commissioner Brian Florence - Topic is Enforcement Protocols

Taryn Thomas clarifies that they voted and wanted him to come in regarding enforcement, looking for answers, 5 years. A lot of sign code violations. Procedure/violations/what do we need to do to address this and forward onto you?

Brian Florence, Building Commissioner in attendance. He replies that you have to have standing, usually by abutter and/or Commission to have standing. To request enforcement, they would need to write up a request for code compliance/enforcement and have it submitted to the Bldg. Dept.

Chair Paul Arnold interjects/comments that towns in general, prefer not to get into conflict if they can, try to avoid because it can lead to litigation. He asks if this is something that the Town tries to fix on its own and if so what happens to the complaint after filed?

Bldg. Commissioner Brian Florence clarifies that he has only received one complaint from this Commission regarding a fence and this has been corrected.

Taryn Thoman states that there was a particular violation at the end of Main Street, the Applicant had an application with HHDC and missed (two) both meetings. There is a lot of signage in the window and they do not have a Certificate of Appropriateness for it. We have never gotten a straight answer regarding compliance. Would like a walk through of the procedure.

Bldg. Commissioner Brian Florence replies that a complaint comes to them, an inspector goes to inspect/see the violation, then a notice of violation is made by the Bldg. Dept. the violator can either ignore or comply. If not done, then they have a lot of legal procedures that can be taken/done, i.e., some Boards, Committees, Commissions (B/C/C's) have a system in place, based on ordinance, they enforce how the B/C/C's regulations work.

Taryn Thoman states that she would think that most people would comply with written notice, confirms that it is not their job to enforce, just voting on the Certificate of Appropriateness applications.

Betsy Young confirms that there is signage (at previously mentioned end of Main Street) that has telephone numbers on it. There are several violations at this particular address.

Some discussion amongst members and the Bldg. Commissioner regarding mural/signage and façade percentages.

Taryn Thoman thanked the Bldg. Commissioner for coming.

Bldg. Commissioner Brian Florence states the he was the ZBA past Chair and he knows how much work goes into their efforts and thanks HHDC for their service.

Approval of March 21, 2018, Minutes

Chair Paul Arnold entertains a motion to approve, moved by John Alden, seconded by Betsy Young, so voted unanimously.

Chair Paul Arnold states that the elections will be on their first meeting in June.

Matters not Reasonably Anticipated by the Chair

David Colombo asks for clarification of the letter handed out/submitted by Taryn Thoman from Jen Cullum tonight, see Exhibit F.

Taryn Thoman explains that this is an email letter from the subcommittee, regarding the Regulatory Agreement and the process, see Exhibit F, items 1 through 5. This was the subcommittee findings, what they produced. They recognized that the regulatory agreement needs some tweaking. States that the Commission may want to review this and may have some questions for the Town Manager.

Read into record by Taryn Thoman: Exhibit F - Top of letter

The Town Manager is planning on an internal review of the reg. agreement process in the next few months. I'm told that our recommendations will be used in that review process.

These are her, Jen Cullum's recommendations. Thinks this will clarify some things. We do need a process. Communication is a problem. May be some legal issues.

John Alden confirms that Town Council did have a subcommittee on this.

Taryn Thoman replies, they did. As a Board it would be nice to have a clear process.

David Colombo refers to number 1, Exhibit F of letter - re informal proposals.

Taryn Thoman, states that it's a courtesy to the applicant. We need a process to go by. We should think about it and as a Board and let the Town Manager know how we feel about it.

Chair Paul Arnold asks the members to take a look at this. He thinks we should put this on the next Agenda. This Commission needs to come with one voice.

David Colombo states that there may be a formal form previously used to submit a complaint to the Bldg. Dept.

Discussion regarding a complaint form that Planning & Development may have/formal form for someone who is in violation to submit. Bldg. Dept. have a form maybe?

Discussion re enforcement in the past.

Next HHDC meeting scheduled for May 2, 2018

Chair Paul S. Arnold entertains motion to adjourn, moved by Taryn Thoman, seconded by John Alden, so voted unanimously.

The meeting adjourned at 7:25 p.m.

Respectfully submitted
Karen A. Herrand

List of Exhibit Documents

Exhibit A – 576 Main St. – Map/Par 308/069-002 – Picture of proposed new sign

Exhibit B – TD Bank – 307 Main St. – Map/Par 327/103 – Plans for window replacement

Exhibit C – TD Bank – 307 Main St. – Map/Par 327/103 – Plans for window replacement (picture of window sample)

Exhibit D – 628 Main St. – Map/Par 308/062 – Picture of proposed new sign

Exhibit E – 599 Main St. – Map/Par 308/118 – picture/sketch of proposed work to bldg..

Exhibit F – Letter handed out to Commission members from Taryn Thoman (from Jen Cullum) re reg. agreement process