



# Town of Barnstable Conservation Commission

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Hyannis Massachusetts 02601

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## AGENDA – CONSERVATION COMMISSION HEARING

DATE: April 4, 2023 @ 3:00 PM

LOCATION: James H. Crocker Jr. Hearing Room, 367 Main Street 2<sup>nd</sup> Fl., Hyannis, MA

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.

**REMINDER TO APPLICANTS:  
FEES FOR LEGAL ADS ARE LISTED BELOW. PLEASE MAIL CHECKS TO CONSERVATION, 230  
SOUTH STREET, HYANNIS, 02601**

**NEW\*** Conservation Commission meeting materials are available through Laserfiche. Links to application materials can be accessed [HERE](#).

### I. OLD AND NEW BUSINESS

- A. Shellfish Habitat Rating Map 3 Bays Area Revision Workshop for Conservation Commission/ MEA Elizabeth Lewis (A 2nd Workshop/Public Hearing to be announced at a later date).
- B. 2022 monitoring reports for Scudder Lane Projects - Catherine Ricks Coastal Engineering.
- SE3-5789 203 Scudder Lane
  - SE3-5788 211 Scudder Lane
  - SE3-5790 205 Scudder Lane

### II. EXTENSION REQUESTS

- A. New Rushy Marsh Realty, LLC  
1541 Main Street, Cotuit SE3-5767

#### Project Type:

Construct wooden pavilion  
and Japanese garden

#### Time Requested:

1<sup>st</sup> Request: 1 year

### II. REVISED PLANS

- A. Brian Koelbel & Tracy Ryan  
220 Bay Street, Osterville SE3-5807

#### Project Type:

Raise dwelling, 3 additions,  
garage, boardwalk, landscaping

#### Revisions:

Additional patio and  
retaining walls, walk-  
way, shift path 3'

- B. 210 Carriage Road Nominee Trust  
210 Carriage Road, Osterville SE3-5993

Replace pool, house addition,  
replace patio, stairs, landscaping

Remove new pool,  
relocate hen enclosure  
walkways, patio, hedge

- C. Liam & Amy Griffin SE3-5909  
191 Sea View Avenue, Osterville

Relocate house/garage addition  
pool, patio

Add a spa & firepit  
in the pool area

- D. New Rushy Marsh Realty, LLC  
1541 Main Street, Cotuit SE3-5767

Construct wood pavilion and  
Japanese Garden

Add a sculpture

### III. ENFORCEMENT ORDERS

- A. Arthur F. & Ann M. Barrett, Trs. AND Ann M. Barrett Living Trust - 375 Baxters Neck Road, Marstons Mills – Map 075 Parcel 007.004. Alteration of 2 wetland resource areas - Coastal Bank and Land Subject to Coastal Storm Flowage - by cutting and pruning several trees without permit AND alteration of a wetland resource area - land under the ocean - by installing an unpermitted jet ski float and failing to comply with on-going conditions of a Certificate of Compliance (SE3-3649).
- B. Marston Mills Real Estate, LLC a Florida Limited Liability Company - 375 Baxters Neck Road, Marstons Mills – Map 075 Parcel 007.004. Alteration of 2 wetland resource areas - Coastal Bank and Land Subject to Coastal Storm Flowage - by cutting and pruning several trees without permit AND alteration of a wetland resource area - land under the ocean - by installing an unpermitted jet ski float and failing to comply with on-going conditions of a Certificate of Compliance (SE3-3649).
- C. Mark Palmer - 85 Ames Way, Centerville – Map 189 Parcel 007. Alteration of a wetland resource area - Bordering Vegetated Wetland - and 50' buffer to a wetland resource area - BVW - by cutting vegetation and trees and placing fill (wood chips).
- D. Jason O'Toole – 25 River Rd., Marstons Mills – Map 078 Parcel 002. Alteration of the 50'-100' buffer to a wetland resource area - vegetated wetland - by cutting trees and placing fill (stones) and installation of an unpermitted fence.
- E. Carla Koehl, Tr & Thomas M. Keane, Jr. - 160 Huckins Neck Road, Centerville – Map 252 Parcel 144. Alteration of 3 wetland resource areas - Bordering Vegetated Wetland (BVW), Inland Bank and Shallow Pond - by expanding and maintaining an unpermitted beach, placing fill (stones, rocks, and slate/flagstone), unpermitted replacement of in-ground wood steps with in-ground stone steps, and unpermitted pier; AND alteration of the 50' buffer to 2 wetland resource areas - BVW & Shallow Pond - by installing flagstone steps, unpermitted replacement of wooden in-ground steps with stone in-ground steps, and unpermitted removal of at least 2 trees with a dbh of > 5". Failure to request a Certificate of Compliance (SE3-0222).
- F. Matthew R. & Danielle M. Scioletti – 429 Elliot Road, Centerville – Map 227 Parcel 109. Alteration a wetland resource area – floodzone – by clearing vegetation without permit AND alteration of vegetated wetland by maintaining a small boardwalk, AND alteration of the buffer to a wetland resource area – vegetated wetland – by clearing vegetation in the 0'-100' buffer and installing unpermitted stone steps in the 50'-100' buffer.

### IV. VIOLATION WARNING LETTERS

- A. Wianno Club - 107 Sea View Avenue, Osterville – Map 162 Parcel 024. Failure to complete mitigation planting under SE3-4541.

### III. REQUESTS FOR DETERMINATION

- A. **Deirdre W. Kjorlien Trustee – 539 Sea View Ave Nom Trust.** Proposed septic upgrade at 539 Sea View Avenue, Osterville as shown on Assessor's Map 114 Parcel 045-001. **DA-23025 \$22.54**
- B. **CustomWorks Contracting, LLC.** Removal of existing sewer force main connecting from existing pump chamber, serving property at 229 Bridge Street to the existing soil absorption system at 227 Bridge Street as shown on Assessor's Map 093 Parcel 038. **DA-23026 \$32.20**
- C. **CustomWorks Contracting, LLC.** Modifications to the existing septic tank and pump chamber. Removal of existing sewer force main connecting the existing pump chamber to the soil absorption system on abutting property at 227 Bridge Street. A new sewer force main will be installed to the existing soil absorption system at 229 Bridge Street, Osterville as shown on Assessor's Map 093 Parcel 037. **DA-23027 \$48.30**

**IV. NOTICES OF INTENT**

- A. **John Wilbur.** Extend gravel driveway, improve site drainage, add shed, brick walkway, and granite pavers at 70 Bay Lane, Centerville as shown on Assessor’s Map 186 Parcel 036 004. **SE3-6081 \$22.54**

**V. CONTINUANCES**

- A. **Lori Sidman, Trustee - Bonnybrook Realty Trust.** Proposed repairs and maintenance necessitated by accreted shoreline consisting in part of relocation of pier head and boat lifts at 185 Ocean View Avenue, Cotuit as shown on Assessor’s Map 033 Parcel 016 **SE3-6074. Continued from 3/7/23**

Upcoming Meetings:

Month	6:30 P. M.	3:00 PM
April	11, 25	
May	9, 23	2
June	6, 20	13