



**Town of Barnstable
Conservation Commission**
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Hyannis Massachusetts 02601

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MINUTES – CONSERVATION COMMISSION

DATE: NOVEMBER 13, 2018 @ 6:30 PM

LOCATION: Hearing Room – 367 Main St., 2nd Floor, 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 6:30 p.m. by Chair F. P. (Tom) Lee. Also attending were Vice-Chair Louise R. Foster, Clerk Dennis R. Houle, Commissioners John E. Abodeely, Peter Sampou, Larry Morin, and George Gillmore.

Darcy Karle, Conservation Administrator, and Kim Cavanaugh assisted.

I REQUESTS FOR DETERMINATION

Andrea Sura, Tr. of Andrea Sura Revocable Trust. Construct addition, sunroom and patio at 637 Sea View Ave. (portion of #639), Osterville as shown on Assessor's Map 114 Parcel 053-001. **DA-18050**

The applicant was represented by Chuck Rowland of Sullivan Engineering.

Issues discussed:

- The proposed project is not within the 50' buffer area and will not impact any wetland vegetation.
- Resource areas are salt marsh on the far side of Sea View Avenue and a coastal bank not acting as a sediment source.

Motion to approve a negative determination.

Seconded and voted: six aye, one abstain.

Motion carries.

Jane Ward & Steve Waller. Remove and manage invasive species; remove dying, hazardous tree and limbs; prune trees for solar gain (rooftop solar array) at 125 Blantyre Ave., Centerville as shown on Assessor's Map 229 Parcel 108. **DA-18051**

WITHDRAWN

II NOTICES OF INTENT

Scott Zaino. Construct in-ground pool and fringe paver pool deck; construct retaining wall along eastern side of pool deck at 68 Indian Spring Rd., W. Barnstable as shown on Assessor's Map 133 Parcel 136. **SE3-_____ \$25.04**

The applicant was represented by Gary Tunison of Tunison Environmental Consultants.

Issues discussed:

- Location of the three wetland areas on the property.
- The engineer is working on a revised plan to show the location of the pool, mechanicals, and draw down pit. There will be no chemicals stored as it is a saltwater pool.

- Applicant offered plantings for mitigation.
- Applicant has not decided on the materials to be used to construct the retaining wall at this time.

Motion to approve the project as submitted, subject to receipt of a revised plan showing:

1. Location of pool draw down pit and pool mechanicals both to be located outside the 50' buffer.
2. Note indicating this is to be a salt water pool.
3. Elevation of the retaining wall, which is to be no more than 5' and outside of the 50' buffer.
4. Retaining wall may be constructed of poured concrete, block or boulders with final plan being submitted to staff for approval.
5. Location of offered native plants shall be indicated on the plan.

Motion seconded and approved unanimously.

John Wilson. Expansion of previously-permitted patios and walkways; construction of fire pit; placement of non-permanent seasonal decorative light houses lining path to coastal beach, and hot tub at 151 Irving Ave., Hyannisport as shown on Assessor's Map 287 Parcel 068. **SE3-_____**

The applicant was represented by Kerigan Healey of BSC Group and Hannah Raddatz.

Exhibit A - Arial photographs dated May 1968, April 1995, April 2001, April 2008, 2011/2012, April 2014, August 2015
Exhibit B – Photographs taken by Agent Darcy Karle dated January 3, 2007 (2)

Issues discussed:

- After fact filing.
- Change to earlier filing. Area to north flagstone patio from 2009 was shown on plan and previously permitted, patio and fire pit is over existing septic system.
- Concerns about lawn area comparing 2008 and 2015 arials. Shrub area is now lawn. Current plan a portion being reclaimed to beach grass when already should be beach grass.
- Brick patio appeared on plan but was never permitted.
- Lawn area mitigation is only 40' wide. Planting went in because of enforcement order. 2008 enforcement order everything was ripped out. 2008 arial and 2014 arial plantings went from woody material and was supposed to be beach grass. It is now green lawn not beach grass.
- The decorative lighthouses are not a fixed structure. They are removed and replaced seasonally and have been there for many years.
- Paths through the dunes (3).

Mike Ford spoke on behalf of the Wilsons regarding the patio. He is aware of the 2009 plan but did not know it was never approved. Mr. Wilson said when patio was installed it was already flagstones that grass had grown over.

Motion to approve the request for a continuance to 12/11/18.
Seconded and approved unanimously.

William M. & Mary Beth Eddy. Proposed construction of roadway, to include drainage systems, utilities and associated grading at Daffodil Lane Right-of-Way, W. Barnstable as shown on Assessor's Map 237 Parcels (various). **SE3-5620**

Stacey Kanaga of Coastal Engineering represented Mr. and Mrs. Eddy.

Issues discussed:

- Prior to 2006 this was residential property.
- The three lot subdivision was approved in June 2018.
- The proposed road is not in an NESHP area.
- Road plan 16' wide gravel road with 2 shoulders, total width is 20'.
- Does maintain existing drainage patterns. Went through planning board.
- Mitigation for storm water run-off into gravel.

- No proposed work within 50' buffer.
- Barriers proposed to be in place prior to construction and throughout the project.
- Proposed landscaping wall will be an average of less than 2 feet in height, maximum will be 3 feet.
- Swails at the bottom of steep drives.
- Amount of water will be delivered much faster into wetland if it is road and not vegetated land. DOH #1 and 2 are buried under basin #2. Chair to review storm water run-off calculation of May 10, 2018.

Motion to approve project as submitted, subject to receipt of a revised plan which will note the elevations of the top of the two landscape walls, as well as show the test pit locations. Allow the Chair time to review to storm drainage report.

Seconded and approved unanimously.

III CONTINUANCES

Joseph Graziosi. Construct a low earthen vegetated berm on lawn area between existing residence and salt marsh as a means of preventing tidal floodwaters from reaching house foundation and crawl space area at 1085 Craigville Beach Rd., Centerville as shown on Assessor's Map 206 Parcel 100. **SE3-5614**

Request for continuance to 11/27/18 from Mike Ball of Baxter Nye Engineering.

Motion to approve the continuance to 11/27/2018 without testimony.
Seconded and approved unanimously.

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

A.	Markowitz 628 Poponessett Road, Cotuit	SE3-5331	(coc, ez)	construct pier, ramp, & float * Shoestring Bay
B.	MBRIDGE 274 Bridge Street, Osterville	SE3-4965	(coc, ez)	raze & construct sfd; walkways around marsh North Bay
C.	Crowell 96 Waters Edge, Marstons Mills	SE3-4546	(coc, ez)	single family dwelling (not done) Middle Pond

Motion to approve A-C.
Seconded and approved unanimously.

V OLD AND NEW BUSINESS

- A. **West Barnstable Conservation Area** – The gates at Crocker Rd. and Crooked Cartway will be open from November 26th – December 31st for shotgun and primitive arms deer seasons.

Announcement

- B. Further review of local by-laws pertaining to land subject to coastal storm flowage (LSCSF).

Last hearing tabled so full commission can give input. Commission would like to schedule workshop in order to focus on main aspects and understanding. There will be much larger issues going forward.

ADJOURNED: 8:02 PM