



# Town of Barnstable Conservation Commission

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Hyannis Massachusetts 02601

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## AGENDA – CONSERVATION COMMISSION HEARING

**DATE: September 10, 2024 @ 3:00 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.

### Remote Participation Instructions

The Conservation Commission's Public Hearing will be held by remote participation methods.

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

1. The meeting will be televised live via Xfinity Channel 8 or high definition Channel 1072. It may also be accessed via the Government Access Channel live stream on the Town of Barnstable's website: <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://townofbarnstable-us.zoom.us/j/81777345168>

Meeting ID: 817 7734 5168

US Toll-free • 888 475 4499

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:

**FEEES 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. EXTENSION REQUESTS

### Project Type

### Time Requested

- |  |   |                                   |
|--|---|-----------------------------------|
| A. MCCM Realty Trust SE3-5914<br>910 Main Street, Cotuit                 | Demo patio, construct additions, upgrade septic, driveway, deck, retaining Wall, hot tub, retaining walls | 1 year (1 <sup>st</sup> Request)  |
| B. 33 Oyster Place Realty Trust SE3-5915<br>33 Oyster Place Road, Cotuit | Septic upgrade, retaining wall replace cottage and portion of Foundation                                  | 1 Year (1 <sup>st</sup> Request)  |
| C. William & Sherry Lawson SE3-5919<br>133 Gosnold Street, Hyannis       | Raze and replace SFD, add garage  | 3 years (1 <sup>st</sup> Request) |

## II. CERTIFICATES OF COMPLIANCE

(ez = no deviations, staff recommends approval) (\* = on-going conditions)

- |             |  |   |
|-------------|--|---|
| A. SE3-5734 | <b>Bernard Lebow &amp; Barbara J. Guilfoile</b> (COC, <i>Denial</i> )<br>1199 Craigville Beach Road, Centerville | Boardwalk and Patio.  |
| B. SE3-5998 | <b>Shoestring Properties LLC</b> (COC, ez)<br>110 School Street, Hyannis   | Raze & Replace<br>Commercial Restaurant<br>with Multifamily<br>dwelling.<br>(No work commenced) |
| C. SE3-5834 | <b>Lester A. &amp; Rosemary Dunn Moeller</b> (COC, ez*)<br>71 Snow Creek Drive, Hyannis                          | Seasonal Dock.<br>Invasive Management.  |

### III. ENFORCEMENT ORDERS

- A. Assembly Required LLC – 110 East Bay Road, Osterville – Map 141 Parcel 123.001. Alteration of a wetland resource area - Bordering Vegetated Wetland (BVW) - by cutting down a tree AND alteration of the buffer to 2 wetland resource areas - BVW and Salt Marsh - by limbing/pruning a tree.
- B. Charles R. Grant, Tr AND Chartin Realty Trust - 524 Wianno Avenue, Osterville – Map 163 Parcel 027. Alteration of a wetland resource area - Land Subject to Coastal Flooding - by cutting 5 trees AND alteration of the buffer to 2 wetland resource areas - Coastal Bank (State and Town) and Salt Marsh - by cutting 5 trees.
- C. Bernard Lebow & Barbara J. Guilfoile - 1199 Craigville Beach Road, Centerville – Map 206 Parcel 053. Alteration of a wetland resource area - salt marsh - by constructing a boardwalk over the marsh not in conformance with the Order of Conditions or Plan of Record.
- D. Patrick Braun – 91 Sterling Road, Hyannis – Map 268 Parcel 203. Alteration of the 50’ buffer to a wetland resource area – vegetated wetland – by cutting vegetation, placing fill, and regrading.

### IV. WARNING LETTERS

- A. Charles P. and Carole J. Pieper - 721 Old Post Rd., Cotuit - Map 054 Parcel 011.002. Failure to comply with on-going conditions of a COC – unpermitted vessel at pier.
- B. Lev & Eleonora Ludin - 21 Scottsdale Road, Centerville – Map 229 Parcel 064. Failure to comply with an Order of Conditions for file SE3-6177 (Special Conditions #3, 4, 6, and 7).
- C. Kristy M & Steven M. Carey - 302 Church St., West Barnstable – Map 153 Parcel 009.001. Alteration of the 100’ buffer to a wetland resource area - vegetated wetland – by cutting vegetation.

### V. REQUESTS FOR DETERMINATION

- A. **Thomas & Susan Hamilton.** Removal of two declining American Beech trees due to suspected beech leaf disease, and two additional decaying/dead trees at 65 Hollidge Hill Lane, Marstons Mills as shown on Assessor’s Map 081 Parcel 006/027. **DA-24044 \$25.29**

- B. Beach Club of Craigville Inc.** To square off and rebuild the existing dining room with work access from Street and install helical piles as new foundation at 27 Long Beach Road, Centerville as shown on Assessor’s Map 206 Parcel 016. **DA-24045 \$25.29**
- C. James A. & Gail C. Radley.** Proposed bank vegetation restoration to include removal of invasive and non-native species, and removal of patio stones from bank landing at 298 Carriage Road, Osterville as shown on Assessor’s Map 070 Parcel 020. **DA-24046 \$28.10**

**VI. NOTICES OF INTENT**

- A. Joseph Jenkins, Trustee – Bluff Point 1999 Trust No. 2.** The proposed project includes the removal of dislodged fiber rolls, installation of a 290 linear foot fiber roll along the eroding section, and nourishment over the fiber rolls to the beach area, relocation of the existing deck and utilities adjacent to the access steps, removal and replacement of the access steps, and all associated clearing, grading and landscaping required for the proposed work at 128 Bluff Point Drive, Cotuit as shown on Assessor’s Map 034 Parcel 069. **\$56.20**

Upcoming Meetings:

| Month     | 6:30 P. M. | 3:00 PM |
|-----------|------------|---------|
| September | 3, 17      | 10      |
| October   | 1, 29      | 15      |
| November  | 12, 26     | 5       |