



# Town of Barnstable Conservation Commission

230 South Street  
Hyannis Massachusetts 02601

Office: 508-862-4093

E-mail: conservation @ town.barnstable.ma.us

## MINUTES – CONSERVATION COMMISSION HEARING

**DATE: December 17, 2024 @ 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.

### 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/88024919478>

Meeting ID: 880 2491 9478

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.

The meeting was called to order at 6:30 p.m. by Chair F. P. (Tom) Lee. Also, in attendance were: Vice-Chair Louise Foster, Clerk Angela Tangney, Commissioners Hearn. Commissioner Sampou arrived at 6:33 p.m. and Commissioner Abodeely was absent.

Administrator Darcy Karle was present along with Agent Ed Hoopes, and Administrative Assistant, Kim Cavanaugh.

## I. REQUESTS FOR DETERMINATION

- A. Hyannis Port Civic Association.** To relocate existing floats on the north side of the pier within the State Chapter 91 License approved reconfiguration zone into deeper water and relocate existing tie and line piles on the south side of the pier at 175 Irving Avenue, Hyannis Port as shown on Assessor's Map 287 Parcel 135. **DA-24058**

The applicant was represented by John O'Dea, P.E. of Sullivan Engineering and Consulting.

Issues discussed:

- The location of three pile dolphin was reviewed.

Comment letter from the Town Shellfish Biologist dated December 17th was acknowledged. Shellfish Biologist should be notified before work begins.

Public comment: None

A motion was made to approve the project as a negative determination.

Seconded.

Aye –Foster, Hearn, Lee, Tangney, Sampou

Nay – none

## **II. NOTICES OF INTENT**

**A. Randal Green.** Installation of a seasonal dock and construction of a 4' wide footpath with associated timber retaining wall and timber landscaped steps at 101 Center Lane, Centerville as shown on Assessor's Map 251 Parcel 220.

The applicant was represented by Corey Bracken, WS of Sabatia Inc. and Jason Heyer from Bracken Engineering. The DEP number and the NHESP letter have not been received. A continuance will be needed for this project.

Issues discussed:

- The representative advised woodchips will be used on the path. The woodchips can get scattered and disturb the adjacent area. The footpath should be naturalized.
- The trail is on a slope.
- The reconfiguration of the lots has been approved by the Zoning Board of Appeal. It is not a Conservation Commission issue.
- Prior to submission 99 Center Lane was part of this parcel. It has been reconfigured and still has access to the water.
- There is concern about erosion on the slope.
- The length of dock compared to width of shoreline was reviewed. There is no variance needed.
- A variance would only be needed for a coastal project. It is not a freshwater requirement.
- The 4' wide path will have erosion control on the lake side of the slope during construction. There will be PVC drain pipes. The path will be pitched back and there will be a drywell before water would go down to the landscape steps.
- A continuance is needed for the SE3# number and NHESP letter.

Public comment: None

A continuance was requested to January 7, 2025.

A motion was made to approve the continuance request to January 7, 2025.

Seconded.

Aye –Foster, Hearn, Lee, Tangney, Sampou

Nay – none

## **III. CONTINUANCES**

**A. Ted and Dorsey Titcomb.** Raze and replace existing single-family dwelling at 797 Old Post Road, Cotuit as shown on Assessor's Map 073 Parcel 008-002. **SE3-6229 - Continued from 11/26 and 12/10/24 Continuance requested to 12/17/24. WC Form received.**

The applicant was represented by Daniel Ojala, PE of Down Cape Engineering.

Issues discussed:

- The revised plan dated December 10<sup>th</sup> was reviewed.
- The buffer strip along the edge of the bank is about 3' and widens out going toward the north.

- There is more mitigation being offered than is required but it is not in the area along the edge of the bank.
- The buffer strip on either side of the of the concrete pad should be widened.
- Ian Peach of Wilkinson Ecological addressed the Commissioners.
- They have proposed a low bush blueberry sod.
- The property does have a slight sheet flow.
- There is a mature canopy.
- Staff is not in favor of the sod as it does not offer diversity.
- Staff is not in support of the project as submitted as it does not offer the width the Commission is looking for in the buffer strip.
- There is concern about the long-term stability of the bank. There needs to be wider vegetated buffer strip.
- It should not be lawn all the way to the top of the bank.
- There should be a 6-8' buffer strip.
- There is diversity of root types in the sod. It would provide a more immediate impact to the area and would provide a strong native plant community.
- The sod with some taller shrubs added would be an option. For habitat some things that grow to about 5' tall would have a stronger root system.
- The seating area on the drawing should be labeled on the engineering plan and the planting plan.
- The coppicing of the trees is not a common practice. The photos of the progress and photos of the coppicing should be submitted to Conservation.
- The trees above the revetment that are to be coppiced were reviewed.
- They would like to offer a 5' buffer instead of the 3' buffer except for the pad.
- The sod in the 5' buffer area will contain low bush blueberry, huckleberry, ferns, and other roots.
- There will be demarcation of the buffer strip.
- The revised plan should clarify what is in the sod.

Public comment: None

A motion was made to approve the project subject to receipt of a revised plan showing the 5' wide strip on top of the bank and clarify the sod contents, label the width as 5'. Wilkinson Ecological will be the CERP, written notification to staff if a change in CERP, annual reports submitted for three years, and an on-going condition for invasive plant removal.

Seconded.

Aye –Foster, Hearn, Lee, Tangney, Sampou

Nay – none

#### **IV. CERTIFICATES OF COMPLIANCE**

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

<b>A. SE3-6085</b>	<b>Christopher C. Bushing</b> (COC, ez*) 39 Hilliard's Hayway, West Barnstable	Addition to existing dwelling. Relocation of septic tank.
--------------------	---	--

A motion was made to approve A.

Seconded.

Aye –Foster, Hearn, Lee, Tangney, Sampou

Nay – none

#### **V. MINUTES**

A. November 26, 2024

B. December 3, 2024

A motion was made to accept the minutes as submitted.

Seconded.

Aye –Foster, Hearn, Lee, Tangney, Sampou

Nay – none

A motion was made to adjourn the meeting.

Seconded.

Aye – Foster, Hearn, Lee, Tangney, Sampou

Nay – none

The time was 7:28 p.m.