

Eastham Conservation Commission

555 Old Orchard Road
Eastham, MA 02642



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**Eastham Conservation Commission
2500 State Highway
Earle Mountain Room
March 22, 2016
Public Hearing
MINUTES**

Commissioners Present: Chairman Michael Harnett, James Baughman, Steven LaBranche, Alexander Cestaro and Shelia Filipowski.

Commissioners Not Present: Steven LaBranche.

Staff Present: Shana Brogan.

Also Present: Gordon Peabody of Safe Harbor Environmental, Jason Ellis of JC Ellis Design, Mike Hackworth, Jane Putman, Elizabeth Beard, Gary and Barbara Sable.

6:00 PM

Chairman Harnett opened the hearing.

Request for Determination of Applicability filed by Francesca Nocca for installation of a septic system and tree removal located at 70 Bridge Road, Map 20, Parcel 15A.

Jason Ellis represented the request. He noted the house is for sale, but not under agreement. Mr. Ellis noted many trees have died and created a hazard. He offered a twenty-five foot no-mow zone on the plan. He noted the water table has gone way up and believes that recent culvert work has caused the rise in the water table. Chairman Harnett said they need to put up a fence for a no-mow zone. The commission discussed the trees within the limit of work. Steven LaBranche stated that the trees have all drowned from the high water table. Mr. Ellis noted the plantings are a financial concern and they won't be able to take care of them as they are selling the house. The commission agreed to permit the septic, but no tree removal without the filing of a Notice of Intent that includes debris removal and a twenty five foot no mow zone.

Steven LaBranche **MOVED** to approve the septic portion of the project only, Alexander Cestaro **SECONDED**.

ALL IN FAVOR.

Request for Determination of Applicability filed by Linda Ravesi for installation of a septic system and well located at 125 and 155 McKoy Road, Map 08, Parcel 295B, and Map 11, Parcel 359B.

Jason Ellis requested a continuance until April 14, 2016.

Alexander Cestaro **MOVED** to continue to April 14, 2016, Shelia Filipowski **SECONDED**.

ALL IN FAVOR.

Request for Determination of Applicability filed by Leo & Lillian Bartolucci for installation of a septic system located at 90 Huckleberry Lane, Map 07, Parcel 343.

Jason Ellis requested a continuance until April 14, 2016.

Alexander Cestaro **MOVED** to continue to April 14, 2016, Shelia Filipowski **SECONDED**.

ALL IN FAVOR.

Request for Determination of Applicability filed by Gary and Barbara Sable for installation of a septic system located at 105 Shurtleff Road, Map 10, Parcel 237.

The commission noted there was no vegetation and the project was straightforward.

Alexander Cestaro **MOVED** to approve the septic, Michael Harnett **SECONDED**.

ALL IN FAVOR.

Request for Extension Permit for Amended Order of Conditions for DEP SE 19-1494 filed by Ralph J. Bedford for property located at 700R Ocean View Drive, Map 24, Parcel 005.

Gordon Peabody represented the request and noted it should take two years for the plants to be well established. Shelia Filipowski suggested doing a one year extension to allow the commission to follow up after one year.

Shelia Filipowski **MOVED** to approve a one year extension, Alexander Cestaro **SECONDED**.

ALL IN FAVOR.

Request for Extension Permit for Order of Conditions for DEP SE 19-1496 filed by the Town of Eastham for use of ATVs to access Aquaculture grants, at property located at 1620 Samoset Road Map 16, Parcel 025.

Shana Brogan noted the permit expires in April and all grant applicants are doing a good job following all the regulations.

Steven LaBranche **MOVED** to approve the extension permit, Alexander Cestaro **SECONDED**.

ALL IN FAVOR.

Continuation of Notice of Intent filed by Dana Gould. Applicant proposes placement of sand at property located at 60 Cove Road, Map 18, Parcel 050A.

The applicant requested a continuance to April 14, 2016.

James Baughman **MOVED** to continue to April 14, 2016, Steven LaBranche **SECONDED**.

ALL IN FAVOR.

Continuation of Notice of Intent filed by John and Martha Sherff. Applicant proposes vista pruning and removal of three oak trees at property located at 15 Blue Bill Lane, Map 17, Parcel 520.

The applicant requested a continuance to April 14, 2016.

James Baughman **MOVED** to continue to April 14, 2016, Steven LaBranche **SECONDED**.

ALL IN FAVOR.

Continuation of Request for Determination of Applicability filed by Diane Lim and Herve Husson. Applicant proposes to extend existing deck, enlarge walkway and add new railing. One sono-tube required for the deck installation located at 15 Piper Lane, Map 12, Parcel 265 and Map 12, Parcel 266.

The commission discussed the site and the current open Order of Conditions. They noted the property owners are doing nice work.

Steven LaBranche **MOVED** to approve deck expansion and walkway, Shelia Filipowski **SECONDED**.

James Baughman **ABSTAINED**

MOTION CARRIED.

Request for Plan Change for DEP SE 19-1617 for a slight change to workshop location at 5 Ben's Way, Map 01, Parcel 078.

Shana Brogan noted the applicant would like to move the workshop a few feet over and this would save a pine tree.

James Baughman **MOVED** the change in location, Shelia Filipowski **SECONDED**.

Steven LaBranche **ABSTAINED**.

MOTION CARRIED.

Administrative Reviews

Proposed tree trimming of five trees approximately six feet in height. Applicant would like to trim one third of existing height from trees and will replant shrubs on property located at 555 South Sunken Meadow Road, Map 01, Parcel 093.

The commission requested more information from applicant.

Proposed removal of fallen dead tree and removal of limb at property located at 305 Mary Chase Road, Map 18, Parcel 074.

Alexander Cestaro **MOVED** to approve the tree removal, Shelia Filipowski **SECONDED**.

ALL IN FAVOR.

Proposed limb pruning on various trees, pruning cedar trees and remove canes, vines, and bush overgrowth over the septic area located at 35 Bayberry Road Map 13, Parcel 159.

The commission requested more information on replacement of the bittersweet. They would like more details on the sketch site plan.

James Baughman **MOVED** to continue to April 14, 2016, Steven LaBranche **SECONDED**.

ALL IN FAVOR.

Other Discussion

Unauthorized removal of trees and understory vegetation within the 100' buffer zone to a pond at property located at 640 Nauset Road, Map 12, Parcel 005.

Shana Brogan gave the details on the trees removed and her efforts to contact the property owner. The commission agreed to issue an enforcement order and require an after the fact Notice of Intent. Steven LaBranche noted an inventory needs to be taken of what trees were removed so the commission would know where to start with required mitigation.

Policy regarding individual permitting for water service connections to town water mains.

Thomas Durkin noted he would like to hear from a professional of what is actually involved with installing the water line to the house. The commission agreed to table this discussion until they had more details.

Preliminary discussion regarding process and content of new potential regulations under the Eastham Wetlands Bylaw.

The commission discussed a work session meeting.

Commonwealth of MA Executive Order 562, discussion and correspondence

The commission agreed to send a letter to the state.

Liaison Reports (1651 Forest Advisory Committee, Community Preservation Committee, Open Space Committee)

No reports.

Approval of Minutes

February 9, 2016

Shelia Filipowski **MOVED** to approve, Steven LaBranche **SECONDED**.
ALL IN FAVOR.

February 23, 2016

Shelia Filipowski **MOVED** to approve, Steven LaBranche **SECONDED**.
ALL IN FAVOR.

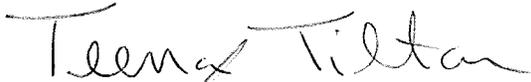
February 23, 2016 On-Site

Shelia Filipowski **MOVED** to approve, Steven LaBranche **SECONDED**.
ALL IN FAVOR.

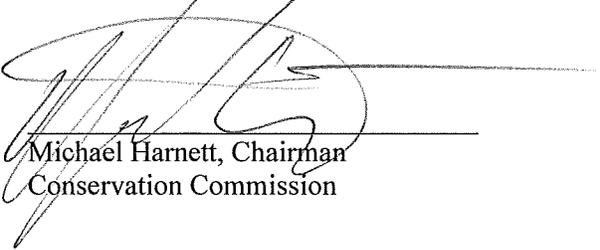
Adjournment 7:15PM

Steven LaBranche **MOVED** to adjourn, Shelia Filipowski **SECONDED**.
ALL IN FAVOR.

Respectfully Submitted as prepared by,



Teena Tilton


Michael Harnett, Chairman
Conservation Commission