

2500 State Highway
Eastham, MA. 02642
(508)-240-5900



Eastham Conservation Commission

MINUTES

Conservation Commission Meeting
6:00 P.M., Tuesday, May 23, 2023

Commissioners Present: Janet Benjamins, Charles Wagner, Gregg Douglas, Mike Harnett.

Agent Present: Keith Johnson

Also Present:

6:00 PM: Meeting opened by Janet Benjamins and executed roll call.

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

PUBLIC HEARING

Mark Robinson – CR 17258 GRANT OF CONSERVATION RESTRICTION

ADDRESS OF PREMISES: 100 Cole Road, Eastham, MA 02642
To Grantor: Eastham Conservation Foundation, Inc. P.O. Box 183, Eastham, MA 02642
To Grantee: Town of Eastham 2500 State Highway Eastham, MA 02642

Mark Robinson presented his request for a Conservation Restriction to the Commissioners.

A Commissioner inquired on maintenance and was advised that the Eastham Conservation Foundation will be the stewards of the property.

Charles Wagner **MOVED** to accept the Conservation Restriction. Gregg Douglas **SECONDED**, **ALL IN FAVOR**.

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

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The Video for this meeting can be found at <https://www.eastham-ma.gov/653/On-Demand-Video-of-Meetings-Special-Prog>

Continuation of Notice of Intent filed by 235 Shurtleff Road Realty Trust, Richard and Laurie Devito Revocable Trust and Marcella Gumbel. Applicant proposes to construct a rock revetment and beach access stairs at property located in between 205 and 265 Shurtleff Road, Map 07, Parcels 195 and 191.

The Conservation Chair requested the Commissioners to visit the property with the Agent and Peer View Consultant.

The Conservation Chair requested a continuation until June 13, 2023.

Mike Harnett **MOVED** to continue until June 13, 2023. Charles Wagner **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

Continuation of Notice of Intent filed by Gary and Shirley Brothers. Applicant proposes to construct a stone revetment at property located at 165 Shurtleff Road, Map 10, Parcel 240.

The Conservation Chair stated that a Peer Review will be needed and requested a continuation until June 13, 2023.

Mike Harnett **MOVED** to continue until June 13, 2023. Gregg Douglas **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

REGULATORY DETERMINATIONS

Request for Determination of Applicability filed by Kevin Eagar. Applicant proposes water service installation at property located at 19 & 21 Bayberry Lane, Map 13, Parcel 151 and 152.

The Conservation Chair stated the Agent recommended approval with a positive determination 2B and 5 and negative determination 3.

Mike Harnett **MOVED** to approve. Gregg Douglas **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

ADMINISTRATIVE MATTERS

Extension Permit Request filed by Caitrin Higgins for SE 19-1783 for alterations to the existing dwelling, construct a swimming pool, construct a detached carriage house and alterations to the existing septic system at property located at 330 Dyer Prince Road, Map 19, Parcel 115B.

The Conservation Chair stated the Conservation Agent recommended a three-year extension to monitor the plantings survival.

Mike Harnett **MOVED** to approve a three-year extension. Charles Wagner **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

Certificate of Compliance filed by Jeffrey Cogen for SE 19-1844 for the restoration of a view corridors at property located at 45 Herring Brook Road, Map 17, Parcel 501A.

The Conservation Chair stated the Conservation Agent recommended approval and discussed this with the Commissioners.

A Commissioner inquired on how to define minimal maintenance work.

Charles Wagner **MOVED** to approve the Certificate of Compliance with maintenance work. Mike Harnett **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

Certificate of Compliance filed by Crawford Land Management for SE 19-1692 for the removal of invasive species and revegetation at property located at 10 Old Squaw Place, Map 16 Parcel 3.

The Conservation Chair stated the Conservation Agent recommended approval.

Mike Harnett **MOVED** to approve. Gregg Douglas **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

Administrative Review filed by Jane and John Malloy. Applicant proposes to plant native plants at property located at 25 Bayview Drive, Map 13, Parcel 049.

The Conservation Chair discussed the proposed application with the Commissioners and recommended approval.

Shannon Goheen represented the applicant and discussed the issues with vegetation issues with the Commissioners.

A Commissioner inquired on the lavender and advised the Representative of the 25 Square foot area of non-native plants from the front door of the house and another Commissioner inquired on how long the mulch will be left in place and was advised by the Representative that they did not know.

Mike Harnett **MOVED** to approve. Chuck Wagner **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

Minor Change to 10 Cliff Road. The Conservation Chair requested more information concerning the Hydroseeding.

Steve LaBranche represented the applicant and discussed using hydroseed, the process and stated that a third party will be doing the work.

The Commissioners inquired on the binder seed application, bank stability, maintenance after application, and the type of seed.

Mike Harnett **MOVED** to approve. Chuck Wagner **SECONDED, ALL IN FAVOR.**

Douglas - YEA
Harnett - YEA
Wagner - YEA
Benjamins - YEA

Violations

490 S. Sunken Meadow, Map 19, Parcel 43F – due diligence review of potential wetland violation landscaping/reconstruction work – suggestion to send violation notice to appear at the next Conservation Meeting on June 27, 2023.

The Conservation Chair stated that the violation and recommended a letter being sent to have the owners appear in front of the Commissioners on June 13, 2023.

Agent Question

670 State Highway, Map 21, Parcel 066. Proposed dates for the month of June for a mitigation meeting with Town Council and Applicants Council.

The Conservation Chair discussed the request with the Commissioners.

Liaison Reports

No Liaison Reports to discuss.

Education & Training Updates

No Education and Training Updates.

Minutes

March 28, 2023

April 11, 2023

April 25, 2023

Mike Harnett **MOVED** to approve all the minutes. Charles Wagner **SECONDED, ALL IN FAVOR.**

Douglas - YEA

Harnett - YEA

Wagner - YEA

Benjamins - YEA

Other Discussion

The Commissioners discussed Wiley Park and the Open Space Committee.

The Conservation Chair requested a motion to adjourn.

Mike Harnett **MOVED** to adjourn. Charles Wagner **SECONDED, ALL IN FAVOR.**

Douglas - YEA

Harnett - YEA

Wagner - YEA

Benjamins - YEA



Amy Blakesley



Janet Benjamins, Chairman Conservation Commission