

# Eastham Conservation Commission

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



## TOWN OF EASTHAM CONSERVATION MEETING TUESDAY SEPTEMBER 13, 2022

### Remote Participation Information for Meeting

**THIS IS A REMOTE PARTICIPATION MEETING. PUBLIC PARTICIPATION IS ONLINE OR TELEPHONE THROUGH THE ZOOM PROGRAM OR APP**

This meeting will take place fully remotely pursuant to the law signed by Governor Baker on June 16, 2022 – An Act Extending Certain COVID-19 Measures Adopted during the State of Emergency, which includes an extension, until March 2023 of the remote meeting provisions of his March 12, 2020, Executive Order Suspending Certain Provisions of the Open Meeting Law.

Name of Committee that is Meeting: CONSERVATION DEPARTMENT

Date and Time of Meeting: SEPTEMBER 13, 2022 at 6:00 P.M.

### JOINING BY ZOOM MEETING

Go to <https://zoom.us/join> and if necessary, download the ZOOM app.

To join by the Zoom website, enter the meeting ID number 816 8070 4409

And hit enter, then enter the password 674299

To join by phone, call 1-646-558-8656, then enter the meeting ID# 816 8070 4409.

To join by direct link

<https://us02web.zoom.us/j/81680704409?pwd=YU1JTzQzaW9SaGJDa1dMMTFsQVlkZz09>

To join by One tap mobile +19292056099,,81680704409#,,, \*674299#.

The meeting will be a live broadcast on local access channel 18, and live streaming on the Town Website:

<https://www.eastham-ma.gov/653/On-Demand-Video-of-Meetings-Special-Prog>

MEETING AGENDA FOLLOWS

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## AGENDA

**Conservation Commission Meeting  
6:00 P.M., Tuesday, September 13, 2022  
Earle Mountain Room  
Eastham Town Hall  
2500 State Highway  
Eastham, MA 02642**

### REMOTE PARTICIPATION ONLY

(See Conservation Commission Website for Details)

The Eastham Conservation Commission will hold a remote public meeting on Tuesday, September 13, 2022 at 6:00 PM pursuant to Massachusetts General Law (\*MGL) Ch. 30A, Sections 18-25 (Open Meeting Law), MGL Ch. 131, Section 40 (Wetlands Protection Act) and Ch. 155 of the Code of the Town of Eastham (Eastham Wetlands Protection Bylaw), in order to consider the following:

### PUBLIC HEARING

1. Opening Statements
2. Open Public Hearing

### EXECUTIVE SESSION

3. 670 State Highway Right of Way - executive session pursuant to G.L. c. 30A, s. 21(a)(3) to discuss strategy with respect to litigation (Sanders v. Eastham Conservation Commission, Barnstable Superior Court Docket No. 2272CV00003) if an open meeting may have a detrimental effect of the litigation position of the Town and the chair so declares. The Commission will reconvene in open session following executive session.
4. Return to Public Hearing

### PUBLIC HEARING

**Notice of Intent filed by 235 Shurtleff Road Realty Trust, Richard and Laurie Devito Revocable Trust and Marcella Gumbel.** Applicants propose 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.

**Notice of Intent filed by Timothy and Tiffany Novak.** Applicant proposes construction of an addition and deck at property located at 15 Moore Lane, Map 12, Parcel 039.

**Notice of Intent filed by William Ladutko.** Applicant proposes to remove 4 buildings and construct 5 buildings and a parking lot at property located at 2705 State Highway, Map 15, Parcel 005.

## **REGULATORY DETERMINATIONS**

**Request for Determination of Applicability filed by Mike McCarthy.** Applicant proposes water service installation at property located at 20 Elisabeth Drive, Map 20, Parcel 066.

**Request for Determination of Applicability filed by Bob Baumann.** Applicant proposes water service installation at property located at 5 Bayview Drive, Map 13, Parcel 052.

**Request for Determination of Applicability filed by Laurie Quarries.** Applicant proposes a septic system upgrade at property located at 400 Ireland Way, Map 17, Parcel 29A.

**Request for Determination of Applicability filed by Daniel and Donna McCormick.** Applicant proposes water service installation, non-native shrub removal, 1 Cedar tree removal and mitigation at property located at 30 Richard Lane, Map 21, Parcel 062D.

## **ADMINISTRATIVE MATTERS**

**Request for a Certificate of Compliance filed by Herbert M. Philbrick, DEP SE 19-1399** for an On-Site sewage disposal system at property located at 370 Mill Road, Map 11, Parcel 073.

**Administrative Review filed by Douglas Wood.** Applicant proposes to trim 2 Oak Trees at property located at 400 Crosby Village Road, Map 14, Parcel 196.

**Administrative Review filed by ABC Tree.** Applicant proposes to remove two trees at property located at 40 Molls Pond Road, Map 12, Parcel 288.

## **Violations**

### **Agent Question**

### **Liaison Reports**

### **Education & Training Updates**

### **Minutes**

August 23, 2022 Minutes

### **Other Discussion**

**Any other topics the chair did not reasonably anticipate at the time of this posting.**