

Eastham Conservation Commission



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

MINUTES

Conservation Commission Meeting
6:00 P.M., Tuesday, January 24, 2023

Commissioners Present: Karen Strauss, Janet Benjamins, Charles Wagner, Joanne Cossitt, Emily Beebe, Mike Harnett, Gregg Douglas.

Agent Present: Keith Johnson

Also Present: Christine Player, Charles Wentz, Tim Brady, Sara E. Campbell, Patricia Ryder

6:00 PM: Meeting opened by Karen Strauss and executed roll call.

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

PUBLIC HEARING

Continuation of Notice of Intent filed by Jacqueline Beebe. Applicant proposes to dredge the Rock Harbor navigation channel at property located at 631 Dyer Prince Road, Map 19, Parcel 120.

Christine Player represented the applicant and discussed the proposed continuation with the Commissioners. The Representative discussed permits, diamondback turtles, time of year restrictions, adding new pilling's, dredge disposal and federal restrictions for north Atlantic right whale, resource areas, shellfish, no impact to the saltmarsh, the time line and volume of sand to be removed.

The Conservation Chair stated that there is an ACEC area and inquired on delineation to preserve the coast. The Representative discussed delineation, and a controlled work limit with using a tracing systems and GPS with the Commissioners. The Conservation Chair requested to see the chemical testing results and continued to discuss testing with the Representative. The Conservation Chair inquired on the diamondback terrapin turtles and would like to see the plan concerning the turtles. The Representative stated that they will have to work with Natural Heritage and inquired if the commissioners would like to be part of that inquiry. The Conservation Chair requested the Conservation Agent take part of that inquiry.

The Conservation Chair stated that the Commissioner would like to see the results of testing and be part of the inquiry.

Emily Beebe left the meeting

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

Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

Continuation of Notice of Intent filed by Peter Merrigan. Applicant proposes to relocate sand to the original location on the dune at property located at 165 Harmes Way, Map 01, Parcel 103.

The Representative requested a continuation until February 28, 2023.

Joanne Cossitt **MOVED** to continue until February 28, 2023. Janet Benjamins **SECONDED, ALL IN FAVOR.**

Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

Continuation of Notice of Intent filed by Bruce Sanders. Applicant proposes to construct a timber stairway, invasive plant management and site restoration at property located at 10 Cliff Road, Map 18, Parcel 047.

The Representative requested a continuation until February 14, 2023.

Janet Benjamins **MOVED** to continue until February 14, 2023. Charles Wagner **SECONDED, ALL IN FAVOR.**

Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

Continuation of Notice of Intent filed by Ronald and Mara DePoalo. Applicant proposes to rebuild house, install a patio and walkway, rebuild existing patio, and remove nonnative vegetation and mitigation at property located at 25 Adam's Way, Map 11, Parcel 186A.

Charles Wentz and Tim Brady represented the applicant and discussed the proposed continuation application with the Commissioners.

Emily Beebe returned to the meeting.

The Commissioners stated they liked the updated site plans and inquired on mitigation.

Gregg Douglas was not part of the commission when the proposed project was originally heard so he can not be part of the quorum.

Mike Harnett **MOVED** with single family house conditions. Joanne Cossitt **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA

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

Harnett - YEA
Wagner - YEA
Strauss - YEA

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 Agent stated that the applicant requested a continuation until February 14, 2023.

Janet Benjamins **MOVED** to continue until February 14, 2023. Charles Wagner **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

REGULATORY DETERMINATIONS

Request for Determination of Applicability filed by Sara E. Campbell. Applicant proposes to demolish bathroom and rebuild at property located at 9B West Shore Drive, Map 07A, Parcel 07B.

The Applicant represented their proposal and discussed the application with the commissioners.

The Conservation Agent recommend approval with a positive 2b and a negative 3 with standard conditions.

Emily Beebe **MOVED** to approve. Janet Benjamins **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

ADMINISTRATIVE MATTERS [ABI]

Extension Permit filed by Patricia L. Ryder for SE 19-1547 for the replacement of beach access stairway at property located at 330 Silver Springs Beach Road, Map 04, Parcel 477.

The Applicant represented the extension and requested another three-year extension.

The Conservation Agent recommended approval.

Mike Harnett **MOVED** to approve. Emily Beebe **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA

Strauss - YEA

Continuation of Extension Permit filed by Jeanne M. Morello, DEP SE 19-1409 for nourishment of the Coastal Beach and to repair or replace their sand drift fence in its existing location at property located at 45 Bay View Drive, Map 13, Parcel 17.

The Conservation Agent stated that the fence is no longer there and recommended that the Commission does not approve the extension request.

The Conservation Chair requested a Certificate of Compliance for the project.

Emily Beebe **MOVED** to deny the extension request. Mike Harnett **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

The Conservation Assistant Chair opened the next 2 Certificate of Compliances.

Certificate of Compliance filed by David Young, DEP SE 19-894 for construction of a 4-bedroom, single-family dwelling 95'+/- from the edge of wetland with limit of work 77' +/- from edge of wetland at property located at 100 Old Orchard Road, Map 11, Parcel 028.

Certificate of Compliance filed by David Young, DEP SE 19-1443 for the construction of a 26' x 32' additional a 6'6" x 17' breezeway at property located at 100 Old Orchard Road, Map 11, Parcel 028.

The Conservation Agent discussed the Order of Conditions and recommended approval of both Certificate of Compliances.

Karen Strauss **MOVED** to approve SE 19-894 and SE 19-1443. Charles Wagner **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss - YEA

Agent Question

No Agent Questions.

Liaison Reports

The Commissioners discussed their Liaison Reports.

Education & Training Updates

The Commissioners discussed Education and Training Updates.

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

Minutes

December 13, 2023 Minutes

Janet Benjamins **MOVED** to approve the December 13, 2023 Minutes. Joanne Cossitt **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss – YEA

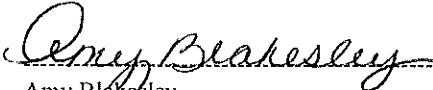
The Commissioners discussed the next Work Session meeting.

Other Discussion

The Conservation Chair requested a motion to adjourn.

Charles Wagner **MOVED** to adjourn. Emily Beebe **SECONDED, ALL IN FAVOR.**

Beebe - YEA
Benjamins - YEA
Cossitt - YEA
Douglas - YEA
Harnett - YEA
Wagner - YEA
Strauss – YEA



Amy Blakesley



Karen Strauss, Chairman Conservation Commission