

# Eastham Conservation Commission

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



## MINUTES

Conservation Commission Meeting  
6:00 P.M., Tuesday, March 28, 2023

**Commissioners Present:** Karen Strauss, Joanne Cossitt, Emily Beebe, Mike Harnett, Greg Douglas.

**Agent Present:** Keith Johnson

**Also Present:** Jackie Tupper, Laura Schofield, Melanie McKenzie.

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

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

## PUBLIC HEARING

**Extension Permit filed by the Town of Eastham, DEP SE 19-1681** for the installation of a public water system consisting of ductile water mains, hydrants, valves, and service connections along approximately 436,000 feet at various properties located at Cable Rd., Samoset Rd., Great Pond Rd., Mill Rd., Dyer Prince Rd., Locust Rd., South Sunken Meadow Rd., Governor Prence Rd Map 7 through 21, 23, 24, and 25.

Commissioner Benjamins joined the meeting.

Jackie Tupper represented the applicant and discussed the proposed extension with the Commissioners.

Mike Harnett **MOVED** to approve the extension for three years. Joanne Cossitt **SECONDED**, **ALL IN FAVOR.**

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

**The Conservation Chair opened the Administrative Review for the Town of Eastham, 190 Samoset Road.**

**Notice of Intent filed by Irshad Sideeka.** Applicant proposes to construct a deck with a hot tub, native plantings and re-permitting of a previously approved vista pruning plan at property located at 500 State Highway, Map 21, Parcel 077.

Laura Schofield represented the applicant and discussed the proposed project with the Commissioners.

The Conservation Chair discussed hot tub drainage, vista pruning, and lights. Another Commissioner inquired on the past management of the vista pruning.

The Representative stated that the order for vista pruning has been in place for 20 years.

The Commissioners continued to discuss, drainage ditch, vista pruning, the driveway area, the condition referring to the height of the vista pruning, the path width going from 8 feet to 3 to 4 feet, mitigation, and additional lighting.

The Conservation Chair reviewed the additional information that had been requested and suggested a continuation.

The Representative requested a continuation until April 11, 2023.

Janet Benjamins **MOVED** to continue until April 11, 2023. Mike Harnett **SECONDED, ALL IN FAVOR.**

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

### **REGULATORY DETERMINATIONS**

**Request for Determination of Applicability filed by Pam Drolsbaugh.** Applicant proposes water service installation at property located at 21 Gails Way, Map 07, Parcel 572.

The Conservation Agent discussed the proposed project with the Commissioners and recommended approval.

Page 2 of 8

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

The Conservation Chair discussed approval under positive determination 2B and 5 and a negative determination 2 with Standard Water Conditions.

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

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

**Request for Determination of Applicability filed by Ron Depaolo.** Applicant proposes water service installation at property located at 30 Lee Court, Map 11, Parcel 180.

The Conservation Agent discussed the proposed project with the Commissioners and recommended approval.

The Conservation Chair recommended approval under positive determination 2B and 5 and a negative determination 2 with Standard Water Conditions.

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

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

**Request for Determination of Applicability filed by Glenn Loomis.** Applicant proposes water service installation at property located at 40 and 45 Hemenway Road, Map 15, Parcel 115 and 116.

The Conservation Agent discussed the proposed project with the Commissioners and recommended approval.

The Conservation Chair recommended approval under positive determination 2B and 5 and a negative determination 3 with Standard Water Conditions.

Mike Harnett **MOVED** to approve. Joanne Cossitt **SECONDED, ALL IN FAVOR.**

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

Continuation Request for Determination of Applicability filed by Uriel Meshoulam. Applicant proposes to repave driveway at property located at 75 Herring Brook Road, Map 17, Parcel 499.

The Conservation Agent stated this is a result of an unauthorized driveway reservice and discussed the violation, and water diversion with the Commissioners.

The Conservation Agent continued to discuss the application and recommended approval.

The Conservation Chair recommended approval under positive determination 2B and 5 and a negative determination 3 with Standard Water Conditions.

Mike Harnett **MOVED** to approve. Janet Benjamins **SECONDED, ALL IN FAVOR.**

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

#### ADMINISTRATIVE MATTERS

Extension Permit filed by Gary & Anne Boudreau. DEP SE 19-1774 for demolishing an existing dwelling and one shed and construct a new single-family dwelling, install a Title 5 (five) septic system, connect to town water, driveway construction and landscaping at property located at 690 State Highway, Map 21, Parcel 065A.

The Conservation Agent discussed the extension request with the Commissioners and recommended a three-year extension with a possibility of fazing the mitigation plan. The Conservation Agent discussed changes in the plans and recommended an as built plan when the project is completed.

The Commissioner discussed the silk fencing, retaining wall not meeting original specifications, removing the cottage and revegetation the area, the area being river front and staff sending out information to the client for recommendation and guideline constraints.

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

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

Extension Permit filed by Massasoit Hills Homeowners Association, DEP SE 19-823 for stabilizing Coastal Dune with snow fencing, walkway, stairway, and handrails at property located at Salt Works Road, Map 4.

The Commissioners inquired on the request being an extension request due to having ongoing condition and discussed older orders being extended versus process of closing the Order of Conditions with a Certificate of Compliance with ongoing conditions and continued to discuss this further with the Conservation Agent.

The Conservation Chair asked for a motion to have the Conservation Agent send a letter requesting a Certificate of Compliance be filed by the Applicant with ongoing conditions request.

Emily Beebe **MOVED** to approve extension and a letter being sent, Mike Harnett **SECONDED, ALL IN FAVOR.**

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

Administrative Review filed by The Coastal Companies. Applicant proposes to remove five Locust Trees at property located at 105 Townsend Road, Map 07, Parcel 532.

The Conservation Agent discussed the Administrative Review and recommended approval with mitigation of 5 Eastern Red Cedar trees with leaving snags and some plan material on site.

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

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

Administrative Review filed by Christopher Daly. Applicant proposes to dismantle and relocate shed at property located at 70 Bridge Road, Map 20, Parcel 015A.

The Conservation Agent discussed the Administrative Review with the Commissioners. The Commissioners inquired on what material the shed was going to be placed on, mitigation and showing the location of the shed on a sitemap.

Janet Benjamins **MOVED** to approve. Mike Harnett **SECONDED, ALL IN FAVOR.**

**Beebe – YEA**  
**Benjamins – YEA**  
**Cossitt – YEA**

**Douglas - YEA**  
**Harnett – YEA**  
**Strauss -YEA**

**Administrative Review filed by Jayne Grieco.** Applicant proposes to prune branches from three trees at property located at 290 Goody Hallett Drive, Map 20, Parcel 022.

Emily Beebe, Commissioner discussed the Administrative Review with the Commissioners and recommended approval.

Mike Harnett **MOVED** to approve. Janet Benjamins **SECONDED, 5 IN FAVOR, ONE ABSTAINED.**

**Beebe – ABSTAINED**  
**Benjamins – YEA**  
**Cossitt – YEA**  
**Douglas - YEA**  
**Harnett – YEA**  
**Strauss -YEA**

**Administrative Review filed by Town of Eastham.** Applicant proposes to manage vegetation with goats at property located at 190 Samoset Road, Map 15, Parcel 036.

Melanie McKenzie represented the application and discussed the proposed project with the Commissioners.

The Conservation Chair inquired if the goats will be fenced in and was advised yes. The Conservation Chair questioned on how long the goats will be at the library and was advised three weeks. The Conservation Chair also inquired on how the goat feces was going to be handled and was advised they did not know and will have to get back to the Commissioners with the answer.

Another Commissioner inquired on what the goats will eat and was advised everything.

The Conservation Agent stated that the goats do not eat the vegetation all the way to the ground and the feces are made up of vegetation and becomes fertilizer.

Another Commissioner inquired on the goats escaping and how the goats would be kept safe at night. The Representative discussed the goats escaping and advised the Commissioners that they will get more information on safety of the goats at night.

Janet Benjamins **MOVED** to approve. Mike Harnett **SECONDED, ALL IN FAVOR.**

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

**Administrative Review filed by Paul Tritter.** Applicant proposes to remove three pine trees at property locate at 3 Fairview Ave, Map 12, Parcel 274.

The Conservation Agent discussed the proposed Administrative Review and recommended 2 of the 3 pitch pines be removed and let the tree company make the decision on the third tree and mitigation of 2 to 1 shrub replacement near the end of the driveway to deflect the water runoff into the pond.

A Commissioner inquired on why trees were not being offered as mitigation and why there is not a map showing the tree location and discussed this with the Conservation Agent.

Another Commissioner inquired on the Agent using the phrase Mature Pitch Pine and discussed this with the Commissioners.

Janet Benjamins **MOVED** to approved. Mike Harnett **SECONDED, ALL IN FAVOR.**

Beebe – YEA

Benjamins – YEA

Cossitt – YEA

Douglas - YEA

Harnett – YEA

Strauss - YEA

### **Violations**

The Conservation Chair discussed 500 State Highway and suggested sending the landscaper a letter concerning Orders of Conditions. Commissioners suggested a fine and having the Landscaper attend a future Conservation Meeting.

The Conservation Chair agreed and requested the Agent to advise the Landscaper to attend a meeting.

The Conservation Chair inquired on 90 Log Cabin Road and discussed this with the Commissioners and Agent. The Commissioners continued to discuss vernal pools and what criteria makes is a vernal pool.

### **Agent Question**

No Agent Questions.

### **Liaison Reports**

The Commissioners discussed their Liaison Reports.

Education & Training Updates

No Education and Training Updates.

Other Discussion

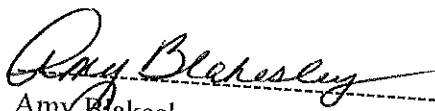
The Commissioners discussed a future work session May 2, 2023, with the members of the Open Space Committee.

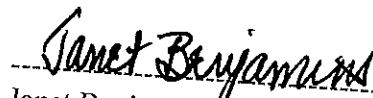
The Conservation Chair requested a motion to adjourn.

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

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

Respectfully Submitted as prepared by,

  
-----  
Amy Blakesley

  
-----  
Janet Benjamins, Vice-Chairman Conservation Commission