

# Eastham Conservation Commission

2500 State Highway  
Eastham, MA 02642  
508-240-5900



## MINUTES

### **Conservation Commission Meeting 6:00 P.M, Tuesday, April 12, 2022**

**Commissioners Present:** Sheila Filipowski, Thomas Durkin, Karen Strauss, Janet Benjamins, Suzanne Bryan, Charles Wagner.

**Conservation Agent:** Shana Brogan

**Also Present:** Robert Reedy, Jen Crawford, Catherin Ricks, Ben Fairbanks,

**6:00 PM Meeting opened** by Sheila Filipowski and executed roll call.

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

## PUBLIC HEARINGS

**Continued of Notice of Intent filed by Sara Zobel & John Sheehan.** Applicant proposes additions and alterations to the main dwelling, detached garage and studio, new septic system and mitigation at property located at 715 Bridge Road, Map 19, Parcel 004.

Robert Reedy and Jen Crawford represented the applicant and discussed the proposed continuation with the Commissioners.

The Conservation Chair discussed the proposed percentage of coverage within the buffer zones, the walkway being pervious and nonnative plantings, the plan reflecting the 50 square foot radius around the front door, and a no mow zone.

The Commissioners discussed receiving an alternative analysis, the deck and patio pulled back from the bank, lawn and mitigation plantings, no disturbed and no mow areas, mitigation between the deck and dune,

project being reduced in size, removal of the timber wall, mark the no disturb zones on the site plan, an alternative to the deck.

The Representatives discussed the concerns of the Commissioners.

The Conservation Chair entered the abutter's letters into the filing. Abutters discussed the septic system being 4 years old, the scale of the project, Leland cypress, moving the house, and building on piers versus foundation.

Continued until April 26, 2022

Susan Bryan **MOVED** to continue until April 26, 2022. Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**

**Bryan - YEA**

**Durkin - YEA**

**Strauss - YEA**

**Wagner - YEA**

**Filipowski - YEA**

**Continuation of Notice of Intent filed by John and Dawn Geyer.** Applicant proposes reconstruction of a rock revetment with an increase in elevation and nourishment at property located at 245 Sparrow Road, Map 04, Parcel 187.

**Continuation of Notice of Intent filed by Andrew and Katherine Vilardo.** Applicant proposes reconstruction of a rock revetment with an increase in elevation and nourishment at property located at 265 Sparrow Road, Map 04, Parcel 186.

The Conservation Chair opened both Notice of Intent for 245 and 265 Sparrow Road.

Catherine Ricks represented the applicant and discussed the proposed continuations with the Commissioners.

The Commissioners reviewed the Marine Fisheries Letter, which discussed the footprint of the revetment, work being done from upland, annual nourishment, no refueling on the beach area. The Commissioner reviewed Greg Barman's recommendation, which discussed plastic within the revetment and plantings to protect the upper bank.

The Commissioners discussed types of erosion control, raising the height of the revetment, overtopping, coir rolls, the effects on the beach and neighboring properties.

The Representative inquired on if they should explain further, why the revetment should be heighten instead of using fiber rolls. The Commissioners stated they would like to see a plan showing coir rolls. The Representative stated they would like to do an analyst instead of a new plan.

The Conservation Agent read Greg Berman report.

The Representative requested a continuation until April 26, 2022 for 245 Sparrow Road and 265 Sparrow Road.

Suzanne Bryan **MOVED** to continue 245 Sparrow Road, Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski – YEA**

The Representative requested a continuation until April 26, 2022 for 265 Sparrow Road and 264 Sparrow Road.

Suzanne Bryan **MOVED** to continue 265 Sparrow Road, Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

**Continuation of Notice of Intent filed by Michael Enos.** Applicant proposes after the fact filing of mitigation for unapproved site work at property located at 90 Log Cabin Road, Map 07, Parcel 163.

Ben Fairbanks represented the applicant and discussed the Violation with the Commissioners.

The Commissioners discussed the elevation differences, the amount of different fills that were brought in, removing the Koi pond, the fence not having a space for wildlife to move freely, proposed mitigation, invasive removal, and mitigation maintenance. The Commissioner continue to discuss a plan that would relate to removing the fill and restore the area, if fill was to be approved having a 2 to 1 mitigation, wider no disturb zone, and why the fill was added, and the gravel.

The Representative answered the Commissioners concerns.

The Conservation Agent advised the Commissioners to be clear concerning the fill.

The Conservation Chair inquired if the representative understood what the Commissioners requested, and the Representative stated yes.

Continued until May 10, 2022.

Susan Bryan **MOVED** to continue until May 10, 2022. Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**

**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

**Continuation of Review and Approval of Amended Order of Conditions (SE 19-1762).** Permittee (Town of Eastham) proposes expanding approved truck access from First Encounter Beach to the Boat Meadow Aquaculture Development Area to include the months of June-September at property located at 1620 Samoset Road, Map 16, Parcel 012.

The Conservation Chair inquired on the driving corridor being reduced or keeping it wider. The Commissioners discussed having the width of the corridor being at 20 feet in width, activity report using pictures,

Susan Bryan **MOVED** to approve. Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

#### **ADMINISTRATIVE MATTERS**

**Administrative Review filed by Dennis and Kathleen Bunnell.** Applicant proposes to remove 1 spruce tree at property located at 450 State Highway, Map 21, Parcel 80A.

The Conservation Agent summarized the proposed project and recommended approval.

Suzanne Bryan **MOVED** to approve. Janet Benjamins **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

**Administrative Review filed by Andrew Cohn.** Applicant proposes to hand remove invasive species with mitigation at property located at 355 Turnip Field Road, Map 07, Parcel 496.

The Conservation Agent summarized the proposed project with stated conditions.

Charles Wagner **MOVED** to approve with stated conditions. Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

**Administrative Review filed by Andrew Cohn.** Applicant proposes to hand remove invasive species with mitigation at property located at 7 Memory Lane, Map 07, Parcel 501.

The Conservation Agent summarized the proposed project with stated conditions.

Charles Wagner **MOVED** to approve with stated conditions. Karen Benjamins **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

**Continuation of Administrative Review filed by Chuck Gatti.** Applicant proposes to remove 3 Pine Trees and 1 Oak Tree at property located at 20 Uncle Nates Way, Map 17, Parcel 565.

The Conservation Agent discussed the reason for the proposed tree removal. The Commissioner questioned if the trees were being removed for solar and if the solar is under contract.

The Commissioners requested a continuation to ask the applicant to attend to answer their questions.

Susan Bryan **MOVED** to continue until April 26, 2022. Karen Strauss **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

**Continuation of Administrative Review filed by Cheryl Schwarz.** Applicant proposes to remove one fallen tree and a few large limbs at property at 30 Moll's Pond Road, Map 12, Parcel 285.

The Conservation Agent summarized the proposal, read the letter received from the Natural Heritage and recommend approval.

Karen Strauss **MOVED** to approve. Charles Wagner **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

### **Violations**

500 State Highway – Violation

The Conservation Agent stated that they would contact the owner and request pictures.

### **Liaison Reports**

The Commissioners discussed their Liaison Reports.

### **Education & Training Updates**

The Commissioners discussed Education and Training.

### **Minutes**

No Minutes

### **Other Discussion**

- **Schedule Work Session**

The Commissioners did not discuss the work session.

- **Joint Regulatory Board Meeting Discussion**

The Commissioners discussed the Joint Regulatory Board Meeting.

- **New Pool Regulations Update**

The Commissioners discussed and edited the proposed Pool Regulations.

Suzanne Bryan **MOVED** to distribute a draft of the Pool Regulations to the necessary people for comments.

**Benjamins - YEA**  
**Bryan - YEA**  
**Durkin - YEA**  
**Strauss - YEA**  
**Wagner - YEA**  
**Filipowski - YEA**

The Conservation Chair requested an adjournment.

Suzanne Bryan **MOVED** to adjourn. Charles Wagner **SECONDED, ALL IN FAVOR.**

**Benjamins - YEA**

**Bryan - YEA**

**Durkin - YEA**

**Strauss - YEA**

**Wagner - YEA**

**Filipowski - YEA**



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Amy Blakesley



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Sheila Filipowski, Chairman Conservation Commission