

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



Eastham Conservation Commission

MINUTES

Conservation Commission Meeting
6:00 P.M., Tuesday, July 11, 2023

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

Agent Present: Hillary Greenberg-Lemos

Also Present: Laura Schofield, Gregory deLissovoy.

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

Harnett - YEA

Douglas – YEA (PRESENT BUT HAVING ISSUES WITH CONNECTIVITY)

Wagner – YEA

Cossitt - YEA

Benjamins - YEA

PUBLIC HEARING

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 Representative requested a continuation until July 25, 2023.

Mike Harnett **MOVED** to continue until July 25, 2023. Charles Wagner **SECONDED, ALL IN FAVOR.**

Harnett - YEA

Douglas – LOST CONNECTIVITY

Wagner – YEA

Cossitt - 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 Representative requested a continuation until July 25, 2023.

Mike Harnett **MOVED** to continue until July 25, 2023. Chuck Wagner **SECONDED, ALL IN FAVOR.**

Harnett - YEA
Douglas – LOST CONNECTIVITY
Wagner – YEA
Cossitt - YEA
Benjamins - YEA

REGULATORY DETERMINATIONS

Request for Determination of Applicability filed by Paula Peterson. Applicant proposes to construct an addition which includes a covered porch and deck and relocate the septic system at property located at 8 Gile Road, Map 07, Parcel 528.

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

The Commissioners inquired on a potential removal of a Cedar tree and was advised yes, the tree will have to be removed and offered to replace the tree with another Cedar Tree. Another Commissioner inquired on the septic tank and was advised that the old septic tank will be removed, and a new septic tank will be installed.

The Representative discussed the new buffer zone requirements concerning the slope being shown on the site plan with the Commissioners.

The Conservation Chair stated that the staff recommended approval under a Positive Determination number 2b and under a Negative Determination number 3 with standard conditions of 24-hour notice, sediment controls during installation until construction is completed and mitigation of 1 Cedar Tree.

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

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

Request for Determination of Applicability filed by Robert Bruns. Applicant proposes to re-top existing middle section of driveway at property located at 10 Ben's Way, Map 01, Parcel 074.

The Conservation Director stated that she spoke to the applicant, and this is for maintenance of the driveway and discussed this with the Commissioners.

Charles Wagner **MOVED** to approve under a Positive Determination number 2B and a Negative Determination number 3. Mike Harnett **SECONDED, ALL IN FAVOR.**

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

ADMINISTRATIVE MATTERS

Certificate of Compliance – 125 Bay Road – SE 19-1789 for reconstruction of a patio, installation of a generator pad, an entrance pad to the basement walkout, storm drainage improvements, bank stabilization and vegetation management at property located at 125 Bay Road, Map 07, Parcel 521.

The Conservation Chair discussed the ongoing conditions requested by the Representative.

The Commissioner discussed conditions for nourishment, invasive removal, and maintenance of the fiber rolls.

The Conservation Director recommended conditions concerning nourishment and maintenance that will require notification and a plan to be presented to the Commission and also have a professional company in charge of the maintenance.

Charles Wagner **MOVED** to approve with conditions restraint stated by the Conservation Director. Joanne Cossitt **SECONDED, ALL IN FAVOR.**

Harnett – LOST CONNECTIVITY
Douglas – YES
Wagner – YEA
Cossitt - YEA
Benjamins - YEA

Administrative Review filed by Gregory deLissovoy and Jean Mitchell. Applicant proposes to remove invasive vegetation, 1 Burning bush, 1 tree, remove and relocate Rhododendron bushes, mow area around shed, mitigation and replace fence at property located at 185 Mill Road, Map 15, Parcel 26.

The Applicant represented the proposed project and discussed this with the Commissioners.

The Conservation Chair discussed mitigation and revegetation, staking out the front to show how far the vegetation will be removed, staking out how much area will be mowed, moving the Rhododendron, replacing the fence and feels it is a good plan and the area is well vegetated.

Another Commissioner requested the plan reflect the limit of work line and also stake out the limit of work line to prevent going out of the limit of work line approved and was advised by the Applicant that he would stake out the area. The Conservation Chair liked that the Applicant is planning on raising the fence to allow small animals to go under and leaving gaps at both ends of the fence to allow big animals to go through.

The Conservation Director stated that she will work with the applicant concerning staking out the area as requested by the Commission.

Mike Harnett **MOVED** to approved with stipulation of adding the limit of work lines on the site plan and marking the same areas. Charles Wagner **SECONDED, ALL IN FAVOR.**

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

Violations

No Violations to discuss.

Liaison Reports

The Commissioners discussed their Liaison Reports

Education & Training Reports

The Commissioners discussed Education and Training Updates.

Minutes

June 27, 2023 Minutes

Charles Wagner **MOVED** to approve the minutes from June 27, 2023. Gregg Douglas **SECONDED, ALL IN FAVOR.**

Harnett - YEA
Douglas – YEA
Wagner – YEA
Cossitt - ABSTAINED
Benjamins - YEA

Other Discussion

The Conservation Director advised the Commissioners of the new Agents starting date.

The Conservation Director advised the Commissioners of the following Violations:

Carlton Way Violation and was advised by the representative that he discussed the changes and received approval from the Conservation Agent.

Shurtleff Road stakes that were used to hold the fiber rolls and netting and that those pieces are being found in the sand.

The Conservation Director also discussed mediation concerning 670 State Highway.

A Commissioner discussed Wiley Park and Conservation Area with the Commissioners.

The Conservation Chair requested a motion to adjourn.

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

Harnett - YEA

Douglas - YEA

Wagner - YEA

Cossitt - YEA

Benjamins - YEA



Amy Blakesley



Janet Benjamins, Chairman Conservation Commission