

On 5/7/2020, on a motion by Commissioner Durkin, seconded by Commissioner Lawrence, the Commission voted unanimously, 3-0 (Durkin, Bishop, Lawrence), to approve these minutes as presented under the Rule of Necessity.

## CONSERVATION COMMISSION MEETING MINUTES

February 20, 2020

**Members Present:** Tom Durkin (vice Chairman), Rick Bishop, Phil Johnston and Ellie Lawrence (attended part of the meeting)

**Member(s) Absent:** Patricia Mulhearn, Paul Huggins, and Ed Hoopes

**Staff:** Kelly Grant – Conservation Administrator (CA)

**Start Time:** 6.30pm

YARMOUTH TOWN CLERK

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The meeting was opened at 6.30pm. Due to a lack of quorum there was no business conducted. Whilst awaiting a quorum a video was played on the Town's wastewater initiative and a general discussion was held on the wastewater initiative. The CA collected comments from the Commissioners on the tree removal request before the Planning Board for the road right-of-way opposite 71 Thacher Shore Road. Commission members were not generally supportive of the proposal to remove three trees within the buffer zone to the wetland. The CA updated the Commission on a recent violation at 82 and 86 Harbor Road.

At 7.20pm Commissioner Lawrence arrived creating a quorum.

Commissioner Bishop made a motion to continue the following four Notices of Intent to the March 5th meeting with agreement from the applicant's representative:

Maryellen Mara, Acres of Pines Association, Inc., **65 Lewis Bay Blvd.**, West Yarmouth, proposed beach nourishment and maintenance in Lewis Bay.

Sheryl Locke, **36 Mayflower Terrace**, South Yarmouth, proposed reconstruction and relocation of existing dock on Dinah's Pond.

Matthew Clark & Xin Zhang, **72 Mayflower Terrace**, South Yarmouth, proposed reconstruction of existing pre-1978 dock in Dinah's Pond.

Deborah & Richard Carrus, **122 Mayflower Terrace**, South Yarmouth, proposed pier, ramp, and float on Dinah's Pond.

The motion was seconded by Commissioner Lawrence. The motion carried unanimously.

### **Request for Approval of an Updated Plan:**

Christine Meimaris, **55 Sullivan Road**, West Yarmouth. Ms. Christine Meimaris addressed the Commission and presented the proposed changes to the plan. The patio was not installed according to the approved plan. She is now proposing a revision to the approved plan that will level the lot landward of the 35 foot no disturb zone. A smaller permeable patio will be added outside the 35 foot buffer. The landscape wall will consist of landscape timbers. Commissioner Bishop asked for a buffer of vegetation along the top of the wall. Commissioner Lawrence

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expressed concern with runoff down the side of the property. She suggested a terrace to reduce the slope and reduce runoff. Commissioner Johnston asked about the walkway. Ms. Meimaris responded that the boardwalk will be repaired in its current location and replaced where the grading is changed. CA expressed that with the wall, re-grading and careful tapering of the wall at the end she supports the project. Commissioner Bishop made a motion to approve the updated plan. The motion was seconded by Commissioner Lawrence. The motion carried unanimously.

**Request for Certificate of Compliance:**

**SE83-1165**, Anne Koch, c/o Attorney Michael Hayes, **29 Lewis Bay Blvd.**, West Yarmouth. Attorney Michael Hayes. Attorney Hayes gave the members a brief background of the property. The owners of Unit 4 are requesting a partial Certificate of Compliance for the work that occurred in relation to their property. The CA noted that the work fronting the other properties has not been completed per the Order as the buffer vegetation required under the order is not in place. Commissioner Bishop made a motion for a partial Certificate of Compliance for Unit 4. The motion was seconded by Commissioner Lawrence. The motion carried unanimously.

**SE83-2156**, Richard & Joan Publicover White, **188 & 194 Berry Ave.**, West Yarmouth. Mr. Charlie Agro of Coastal Engineering represented the applicant and presented the request. Commissioner Bishop made a motion to issue a Certificate of Compliance with the condition that the area be buffer area shown on the approved plan be vegetated with plugs of beach grass and that the sediment amended to be conducive to plant growth. This is an on-going Condition. The motion was seconded by Commissioner Lawrence. The motion carried unanimously.

**Meeting Minutes:**

February 6, 2020. There was no quorum so there was no vote on the minutes

Commissioner Lawrence made a motion to adjourn at 7.50pm. The motion was seconded by Commissioner Johnston. The motion carried unanimously