

Town of Yarmouth

Per M.G.L.: All town and school boards, committees, commissions, and authorities shall post a notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays, and legal holidays. Notice shall contain a listing of topics/agenda that the chair reasonably anticipates will be discussed at the meeting.

Notice of Meeting

Name of committee, board, etc.:	Conservation Commission
Date of Meeting:	Thursday, October 1, 2020
Time:	4.30pm
Place:	Virtual Meeting

The meeting will be held by remote participation pursuant to Massachusetts Governor Charles D. Baker's Order Suspending Certain Provisions of the Open Meeting Law dated March 12, 2020. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the town's website an audio or video recording, transcript, or other comprehensive record of proceedings as soon as possible after the meeting.

Members of the public can join the meeting using one of the following methods:

- To attend the meeting online, click <https://us02web.zoom.us/j/82323762440> or navigate to <https://zoom.us/join> and enter meeting/webinar ID 823 2376 2440 and follow the prompts.
- To attend the meeting by dial-in phone, call +1 301 715 8592 and enter meeting ID 823 2376 2440. The dial-in number can also be used to access the audio while watching the online meeting (if you don't have speakers and/or a microphone).
- Applicants will be called upon by the Chair to present their request. Applicants can use the "Raise Hand" button to identify themselves (all participants will be muted, you must be recognized by the chair to participate).
- Applicants attending by dial-in should press *9 to notify the chair of their presence when called upon. The meeting host will un-mute applicants when they are called upon to speak.
- Online audience members wishing to participate during the public comment section of a hearing can use the "Raise Hand" button to notify the chair. All participants will be muted, you must be recognized by the chair to participate.
- Dial-in audience members wishing to participate during the public comment section of a hearing should press *9 on their phone to notify the chair. All participants will be muted, you must be recognized by the chair to participate.
- Meeting materials will be displayed at the online meeting and will be available in the Agenda Center <http://www.yarmouth.ma.us/AgendaCenter>. Application materials are available for review by address at <http://www.yarmouth.ma.us/1501/Online-Services>. It is recommended that phone participants access materials in advance of the meeting.
- Please plan to join the virtual meeting at least five minutes before the start of the meeting to troubleshoot any issues you may have joining.

Continued over.....

AGENDA ITEMS:

Continued Request for Determination of Applicability

1. *Cont. from, 9/17/2020* Richard J. Fagan Jr., [301 Mayfair Road](#), Yarmouth Port MA, proposed replacement of existing retaining wall within the buffer zone to a wetland resource area.
2. *Cont. from, 9/17/2020* Marie Caron, [14 Angus Ave](#), South Yarmouth MA, proposed construction of a three bedroom dwelling, septic system and landscaping features within land subject to coastal storm flowage.

Request for Determination of Applicability

3. Adam and Ellen Rataj, [4 Seaside Village](#), Yarmouth, MA, Proposed four bedroom single family dwelling, title 5 septic system and paved driveway with drainage.

Notice of Intent:

4. Anthony Feola, [1 Malfa Road](#), Yarmouth, MA proposed construction of coir log erosion control on eroding bank, sand nourishment and plantings and a coastal bank and LSCSF.
5. Paul G Muzyka, [45 Crosby St Ext & 15 Ship Shops Way](#), Yarmouth, MA, Extension of existing stone revetment on a coastal bank and Riverfront Area.

Continued Notice of Intent:

6. *Cont. from 7/16/2020, 8/20/2020, 9/3/2020, 9/17/2020* John Muscatel, [44 Grandview Drive](#), Yarmouth, MA, Proposed changes to an existing pier and float facility on Bass River.
7. *Cont. from, 9/17/2020* S. Robert Fish, Jr. Trustee, 29 Lewis Bay BLVD Unit 4 Nominee Trust, [29 Lewis Bay Blvd, Unit 4](#), proposed construction of addition over existing garage and sunroom on existing deck within the buffer zone to a wetland resource area and land subject to coastal storm flowage.
8. *Continued from 9/17/2020*, Christian G. Heiter, Trustee, FEH Nominee Trust, [3 Cape Isle Drive](#), Yarmouth MA, proposed maintenance dredging within land under ocean.
9. *Cont. from 9/3/2020, 9/17/2020* Robert Griffin, Sweetheart Creek Association, [Sweetheart Creek](#), Off Great Island Road, Yarmouth, MA, proposed maintenance dredging of Sweetheart Creek.

Certificate of Compliance:

10. SE83-1767, [7 Powers Lane](#), Yarmouth
11. S83-2183, [25 Wharf Lane](#), Yarmouth

Enforcement Orders:

12. [182 Baxter Ave](#) – presentation by property owner

Violations:

13. [56 Pleasant Street](#) – dock violation
14. [70 Grandview Drive](#) – removal of buffer zone vegetation

Other Business:

Approval of Minutes August 6, 2020

Approval of Minutes August 20, 2020

Approval of Minutes September 17, 2020

Executive Session

Discussion on litigation related to Enforcement Order at 182 Baxter Ave.

Discussion on litigation related to Amended Order of Conditions at 44 Mattachee Rd.

Posted By (Name):	Kelly Grant
Signature:	<i>Kelly Grant</i>