

YARMOUTH TOWN CLERK
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**TOWN OF YARMOUTH
OLD KING'S HIGHWAY HISTORIC DISTRICT COMMITTEE**

MINUTES – Monday, February 24, 2020 - Final

The Old King's Highway Committee met in the **Hearing Room at Yarmouth Town Hall, 1146 Route 28, South Yarmouth. Members Present:** Chairman (Architect/Contractor), Richard Gegenwarth; Vice Chair, Robert Wilkins; Members: Rosemary Nicholls, John Stuart and Alternate, Paula Morrison. **Members Absent:** Member Jane Hildebrandt and Alternate, Dawn-Marie Flett. **Staff Present:** OKH Office Administrator, Beth Vozella

A quorum present, Mr. Gegenwarth opened the meeting with a brief explanation of how the meeting is run and noted the 10-day appeal period. The regular meeting convened at **7:15 P.M.**

NEW ITEMS:

1. **20-A010: James Peterson Trust (Owners), Heather Dudko / Nation Sign Corp. (Agent);** replace Rite Aid sign with Walgreens sign at **918 Route 6A**. Agent Heather Dudko present. No abutters present. Ms. Dudko explained that the new sign would be same size, dimensions and location as existing sign. Existing sign is painted plywood with raised lettering, the new proposed sign will be flat white painted plywood with flat finish red vinyl lettering.

Motion:

Mr. Wilkins made a motion to accept the application as submitted. Ms. Nicholls seconded. Vote 5-0-0

CONTINUED ITEMS:

MINUTES:

- February 10, 2020

Motion:

Mr. Wilkins made a motion to accept the minutes as submitted. Ms. Morrison seconded. Vote 5-0-0

OTHER BUSINESS:

- **Tree Removal Application- Thacher Shore Rd.** Staff member Ms. Vozella, distributed a Scenic Road Application that had been submitted to the Town by the owners of 17 Thacher Shore Road for the removal of 3 trees located within the roadway layout across the street from their property. Comments and/or recommendations from Town Boards/Departments are to be submitted to the Town Planner prior to or at the public hearing currently scheduled for March 4, 2020. To begin the conversation, Mr Wilkins, who lives at the west end of Thacher Shore Road and is also involved with a neighborhood movement to clean-up and restore the scenic vistas along this scenic road, informed the Committee that it is his understanding that this land on the North side of the road, was donated to the Town with the intent that the open view would be maintained. Mr. Wilkins was not able to confirm if this intent was in writing. Regardless, since these trees in question are in the right of way of the road and not within the donated parcel of land, the following concerns were raised about how to address these trees:
 - If Thacher Shore road was designated a scenic road because of the open view of the marsh/ocean, then the trees should be removed to maintain its "scenic road" status.
 - If the trees are not diseased and not a danger to the public, then possibly they could be pruned and the climbing invasive vines removed to open up the view.
 - If it is proven that this land was donated with the intent that the then existing view be maintained, then these trees (that were not present at the time of the land donation) should be removed, on the other hand these trees are within the public right of way and are subject to protection under the Yarmouth Scenic Roadway Rules & Regulations.

Due to these differences in opinion and with no clear direction to follow, the Committee members agreed not to submit a formal recommendation at this time, instead they will attend the public hearing and voice their concerns as individual residents of the town.

- **Discussion regarding a 36" tall wood picket fence along property line at 182 Route 6A.** Mr. Stuart explained that he would like to install a 36" tall fence on his property at 182 Route 6A. The Committee suggested the he submit an application for a Certificate of Exemption.

NEXT MEETING: Monday, March 9, 2020

ADJOURN: Motion: Mr. Wilkins made a motion to adjourn. Mr. Stuart seconded. Vote 5-0-0 **ADJOURNED** 7:55pm

Richard Gegenwarth, Yarmouth OKH Historic District Committee

**** APPLICATIONS ARE AVAILABLE FOR REVIEW AT THE OLD KING'S HIGHWAY OFFICE AT THE YARMOUTH TOWN HALL****

Posted By: Beth Vozella, OKH Office Administrator

Approved: 3/09/2020 Vote: 3-0-0