

**Conservation Commission Meeting Minutes
June 4, 2015**

Members Present: Ed Hoopes, Chairman, Tom Durkin, Phil Johnston,
Rick Bishop, Joan Carr

Members Absent: Audrey Russano, Ruth Rauss

Staff: Kerry Muldoon, Conservation Administrator

Start Time: 7:00 p.m.

2015 Open Space and Recreation Update Plan

Kathy Williams, Town Planner, presented the draft Open Space and Recreation Plan to the Commission and public with a detailed PowerPoint presentation. The summary, goals, and the action plan of the Town were discussed. The Commission reviewed the draft plan. The Commission stated the document was well prepared. Commissioner Durkin stated the document proposes solutions but he was very concerned with the specific wording with respect to water quality. He suggested revising the wording to accurately display the on-going efforts and existing issues with wastewater and water quality in Town. Commissioner Bishop commented on the importance of water quality and stated he was happy to see a catalog of all Open Space as it was preserved for future generations. Chairman Hoopes stated the importance of maintenance of Conservation Areas and maintain land. Commissioner Carr agreed with the Commission and stated the importance of having available funding for maintenance and the importance of water quality. Elvio Rodrigues, 45 Nautical Lane, South Yarmouth was present at the meeting and stated more emphasis needs to be put on protection of Open Space for well protection. He further stated the difference in acres of Open Space between Yarmouth Port and South Yarmouth. Heather McElroy was present at the meeting and stated she was happy to see Yarmouth make great strides to undeveloped sites and gave two examples of two Town projects on Rt. 28. She also commented that water quality is a very high concern and the Cape Cod Commission Water Resource Department can help provide updates. As a requirement of the Open Space and Recreation Plan, a letter of support is required from the Conservation Commission. The Commission reviewed a draft letter of support. A motion was made by Commissioner Carr to issue the letter of support. Seconded by Commissioner Durkin. All in favor. Motion carries.

Request for Determination of Applicability: Swan Mills (Marilyn K. Mills), 166 Baxter Avenue, West Yarmouth, MA (Map 29 Lot 97.2) propose patio and fieldstone wall within a buffer zone to a saltmarsh

Mr. Chris Vincent was present at the meeting and presented the green card to the Chairman. He explained the proposed project (elevated patio) and would require a small amount of fill to reconstruct the stone wall. Chairman Hoopes asked if the corner of the patio and the marsh is vegetated. Commissioner Durkin asked if the patio is proposed to help the homeowner maneuver

due to handicap accessibility. Commissioner Carr made a motion to issue a negative 3. Seconded by Commissioner Durkin. All in favor. Motion carries.

Approved document: Request for Determination of Applicability, Determination of Applicability, Sketch title Google Map (Baxter Avenue) dated 5/8/2015.

Notice of Intent: SE83-2025, Dean Hickey, 152 Pawkannawkut Drive South Yarmouth, MA (Map 25 Lot 52) Construct a single family dwelling with attached garage, title V septic, grading, utilities, retaining wall and driveway within Land Subject to Coastal Storm Flowage

Mr. Kieran Healy of the BSC Group was present at the meeting on behalf of the applicant, Mr. Dean Hickey. He presented the green cards to the Chairman. Mr. Healy stated the site is within a flood zone area and requires the proposed four bedroom dwelling to be razed. The project has approval from the Health Department. The project proposes a trench drain suggested by the Board of Health and the site proposes two drainage basins. Commissioner Johnston asked for clarification on the removal of peat. Mr. Kieran stated the peat is 3.5 feet below the surface and is a result of land-fill being deposited on site many decades ago. The site historically had peat on it then was filled. The site does not exhibit any signs of being a wetland. The peat is proposed to be completely removed. The site is heavily vegetated on the edge of the lot. Commissioner Carr asked if peat is common to see on site. Mr. Healy stated another site had peat on it and this house development was constructed in 1950's. The Agent asked several questions including maintenance of the trench and drainage basin, the building code requirements, vegetation along the side of the road and any proposed native vegetation. The file number is SE83-2025. Commissioner Durkin made a motion to approve an Order of Conditions with the following numbers 1-7, 15, 16, 17, 18, 19, 30. Seconded by Commissioner Bishop. All in favor. Motion carries.

Approved document: Notice of Intent, Order of Conditions, Plan titled Plan of Land to Accompany a Notice of Intent 152 Pawkannawkut Drive in South Yarmouth, MA Site Plan, dated 4/11/2015

Meeting Minutes:

A motion was made by Commissioner Bishop to approve the meeting minutes of March 19, 2015. Seconded by Commissioner Carr. All in favor. Motion carries.

A motion was made by Commissioner Bishop to approve the meeting minutes of April 2, 2015. Seconded by Commissioner Carr. All in favor. Motion carries.

A motion was made by Commissioner Carr to approve the meeting minutes of April 16, 2015. Seconded by Commissioner Durkin. All in favor. Motion carries.

A motion was made by Commissioner Durkin to approve the meeting minutes of May 7, 2015. Seconded by Commissioner Carr. All in favor. Motion carries.

A motion was made by Commissioner Johnston to approve the meeting minutes of May 21, 2015. Seconded by Commissioner Bishop. All in favor. Motion carries.

Discussion: The Commission discussed a newspaper article in the June 4, 2015 edition of the Register about invasive species in Town.

Staff Updates: The next Conservation Commission meeting will be June 18, 2015.

A motion was made by Commissioner Johnston to adjourn the meeting. Seconded by Commissioner Bishop. All in favor. Motion carries. Meeting adjourn at 8:40 p.m.

