

On 2/17/2022, on a motion by Commissioner Durkin, seconded by Commissioner Lawrence, the Commission voted unanimously, 6-0-1 abstain (Rick Bishop), to approve these minutes as written.

CONSERVATION COMMISSION MEETING MINUTES

February 3, 2022

Members Present: Ed Hoopes (Chairman), Ellie Lawrence (Vice Chairman), Tom Durkin, Patricia Mulhearn, David Bernstein and Paul Huggins

Member(s) Absent: Rick Bishop

Staff: Kelly Grant

Start Time: 5:00 pm

YARMOUTH TOWN CLERK
'22FEB24pm10:39 REC

Roll call vote taken, Rick Bishop absent.

Request for Determination of Applicability:

1. Margy & Curran Simpson, 30 Moss Road, Yarmouth, proposed construction of a 12'x26' addition, rear deck replacement, front deck replacement with addition, rinse station replacement, within land subject to coastal storm flowage.

Presenting: Mike Ball, Marsh Matters

No comments

Commissioner Lawrence made a motion to issue a Negative 2 Determination. The motion was seconded by Commissioner Durkin. The motion carried unanimously 6-0.

Notice of Intent:

2. Joanne Nolan Edwards, Trustee, 10 Berwick Road, Yarmouth, proposed construction of a single family dwelling within land subject to coastal storm flowage.

Presenting: Michael Aucoin, All Cape Septic

Conservation Administrator discussed drywells and pervious driveway.

Commissioner Bernstein made a motion to issue an Order of Conditions, with conditions, approving the project. The motion was seconded by Commissioner Durkin. The motion carried unanimously 6-0.

Continued Notice of Intent:

3. *Continued from 1/20/2022* SE83-2313 Harald & Melissa Prokop, 41 Powers Lane, Yarmouth, proposed landscaping, patio, and driveway relocation within the buffer zone to a coastal dune and within land subject to coastal storm flowage.

Presenting: Philip Cheney, Landscape Architect, Cheney Landscape Design

Conservation Administrator expressed concern with proposed work; hardscape within a resource area or no-disturb zone to resource area that doesn't meet the performance standards for a coastal dune.

On 2/17/2022, on a motion by Commissioner Durkin, seconded by Commissioner Lawrence, the Commission voted unanimously, 6-0-1 abstain (Rick Bishop), to approve these minutes as written.

Commissioner Bernstein made a motion to issue an Order of Conditions approving work. The motion was seconded by Commissioner Lawrence. 3-3 vote. Motion doesn't carry. A new motion was made by Commissioner Lawrence to approve the proposed planting plan only, with no new hardscape allowed. The motion carried 5-1.

4. *Continued from 1/20/2022 SE83-2314* John Patrick Python and Julia Loughman, 31 Grist Mill Lane, Yarmouth, proposed raze and replace of a single family dwelling, with elevated foundation, new driveway and alterations to existing septic system within riverfront area, buffer zone to salt marsh, and land subject to coastal storm flowage.

Presenting: Stephanie Sequin, Ryder & Wilcox

Chairman Hoopes stated that he would like to see a reduction in footprint to at least existing footprint, as it's closer to the wetland than the current structure. He would like to see mitigation planting plan for the driveway and lawn area for review.

Commissioner Bernstein stated that the porch is 14 feet from the marsh, and it should be pushed back or made smaller.

Commissioner Mulhearn stated that the drive area is very low; suggested to look at using wetland species.

Commissioner Lawrence stated that the setback to the marsh should be no closer than current conditions. She asked what will happen to the wall. Ms. Sequin stated that it will be removed and the area graded up between the house and the wetland.

Conservation Administrator stated that more detail is needed on the restoration area plantings and regrading.

Commissioner Bernstein made a motion to continue to March 3, 2022, with new material to be received by February 24, 2022. The motion was seconded by Commissioner Lawrence. The motion carried unanimously 6-0.

5. *Continued from 1/20/2022 SE83-2318* Phyllis Tomaiolo, 40 Prince Road, Yarmouth, proposed extension of existing shorefront protection within a coastal beach, coastal bank and within land subject to coastal storm flowage.

Presenting: Mark Burgess, Shorefront Consulting

Looking at options for living shoreline or fiber rolls.

Commissioner Lawrence made a motion to continue to March 17, 2022, with new material to be received by March 10, 2022. The motion was seconded by Commissioner Bernstein. The motion carried unanimously 6-0.

6. *Continued from 1/20/2022 SE83-2317* Philip Pears and Sheila Tucke, 44 Prince Road, Yarmouth, proposed extension of existing shorefront protection within a coastal beach, coastal bank and within land subject to coastal storm flowage.

Presenting: Mark Burgess, Shorefront Consulting