

On 10/6/2022, on a motion by Commissioner TD, seconded by Commissioner PH, the Commission voted unanimously, 6-0, to approve these minutes as amended.

YARMOUTH TOWN CLERK

CONSERVATION COMMISSION MEETING MINUTES

September 15, 2022

2200CT19-49:34 REC

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

Staff: Brittany DiRienzo

Start Time: 5:00 pm

Request for Determination of Applicability

1. John & Mary Barry, [95 Wilfin Road](#), Yarmouth, proposed 7' addition and deck extension within land subject to coastal storm flowage

Presenting: James Quirk

Commissioner Bishop made a motion to issue a Negative 2 Determination. The motion was seconded by Commissioner Durkin. The motion carried unanimously 7-0.

2. William & Margo Sweeney, [64 Nantucket Ave](#), Yarmouth, proposed 18'x18' addition and remodel of existing sunroom within land subject to coastal storm flowage

Presenting: William Sweeney

Commissioner Bernstein made a motion to issue a Negative 2 Determination. The motion was seconded by Commissioner Durkin. The motion carried unanimously 7-0.

3. Robert Ward for David Deleo, [1 Alder Lane](#), Yarmouth, proposed renovation of existing 10'x12' deck and deck extension within land subject to coastal storm flowage

Presenting: Robert Ward, Bayside Build and Remodel

Commissioner Lawrence requested that the condition of not enclosing the area be added.

Commissioner Bishop made a motion to issue a Negative 2 Determination, with the added condition that the structure area will not be enclosed. The motion was seconded by Commissioner Mulhearn. The motion carried unanimously 7-0.

Continued Notice of Intent

4. SE83-2350 Paul Shea for Peter M. Fairbanks, [41 Uncle Roberts Road](#), Yarmouth, proposed raze and replace of a single-family home, swimming pool, patio, fire pit, grading and landscaping, and new septic system within buffer zone to coastal bank and buffer zone to coastal dune

Presenting: Eric Tolley, ERT Architect, Inc.

On 10/6/2022, on a motion by Commissioner TD, seconded by Commissioner PH, the Commission voted unanimously, 6-0, to approve these minutes as amended.

Due to the material with changes not being received by the Commission until the day of the meeting, it was decided to continue the hearing to October 6, 2022.

Commissioner Lawrence made a motion to continue until October 6, 2022. The motion was seconded by Commissioner Bishop. The motion carried unanimously 7-0.

Notice of Intent

5. **SE83-2351** Clifford Polley, **48 Grandview Drive**, Yarmouth, proposed reconfiguration of float on existing pier, ramp and float system to provide access to deep water, and installation of three new pilings to support reconfigured float within riverfront area, land under ocean, land containing shellfish and land subject to coastal storm flowage

Presenting: Kieran Healey, BSC Group

Mr. Healey explained that two new floats were requested. The plans were approved by Waterways. Conservation Administrator, Brittany DiRienzo, stated that DMF commented that there was not enough depth. Commissioner Lawrence commented that the proposal would have the docks 25 feet beyond the neighboring docks. Mr. Healey explained that the present pilings were already 20 feet beyond and would be removed. Commissioner Lawrence asked about adding float stops. Mr. Healey said that the added float stops would tilt the docks.

Commissioner Huggins made a motion to issue an Order of Conditions with the following special conditions: 1-7, 27-28, 30-37, 44-45 and that special black tb flotation would be used. The motion was seconded by Commissioner Bishop. The motion carried 6-1.

6. **SE83-2353** Gold Village Waterside, LLC, **679 & 681 Route 28**, Yarmouth, after-the-fact filing for emergency repair under an Emergency Certification of a rock revetment in riverfront area, land under the ocean, coastal bank, buffer to a salt marsh and within land subject to coastal storm flowage

There was no representation present for the meeting.

Commissioner Bishop made a motion to continue to October 6, 2022. The motion was seconded by Commissioner Mulhearn. The motion carried unanimously 7-0.

Commissioner Bishop left the meeting at 5:40 p.m.

Request to Amend an Order of Conditions

7. **SE83-2203** Kenneth Rodgers, **11 North Cove Landing**, Yarmouth, proposed driveway restoration within riverfront area and in the buffer zone to a wetland resource area.

A request to continue to October 6, 2022, was received.

Commissioner Bernstein made a motion to continue the hearing to October 6, 2022. The motion was seconded by Commissioner Durkin. The motion carried unanimously 6-0.

8. **SE83-2201** Douglas & Beth Annino, **15 North Cove Landing**, Yarmouth, proposed driveway restoration within riverfront area and in the buffer zone to a wetland resource area.

A request to continue to October 6, 2022, was received.