CONSERVATION COMMISSION MINUTES

Thursday, January 7, 2010 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairmen Rob Palumbo and Paul Lelito, Jack Fiske, Susan Weston and Betsey Kiebala.

Excused Absence: Peter Holmes and Martha Craig Rheinhardt

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) Requests for Determination of Applicability:

1) **Applicant:** Roger & Dianne Ouimet **File Number:** CC10-01
Representative: Donald Luoni
Project Address: 204 Phillips Rd., Sagamore Beach
Proposed Project: Renovate the existing 3-bedroom home and add a new sunroom on the existing deck and a retaining wall within an AE Flood Zone and within 100' of a Wetland Resource Area.

Donald Luoni explains that this is an existing summer home that will be renovated to become a winter home as well. They would also like to put a small addition on the back of the house. The addition will be built on top of the existing deck. There will be 6 sonar tubes put in for additional support. A small retaining wall will be built to redirect the rainwater that runs off the deck.
Brendan states that the only reason they are before the Commission is because they are putting sonar tubes in. The proposed work is no closer to the marsh than what exists. It is a developed flat lot and no concerns with the project.
On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) Notices of Intent:

1) **Applicant:** Kenneth & Betsey Cheinlin **DEP File Number:** SE7-1746
Representative: Bracken Engineering
Project Address: 485 Circuit Ave., Pocasset
Proposed Project: Renovate the existing single-family dwelling within a 100' of a Wetland Resource Area and within an AE Flood Zone.

(Bob Gray stepped down)
Zak Basinski presented the project and explained that the applicants are looking to add on a small addition to the back and side of the existing home. They will be modifying the existing porch and raising the dwelling out of the AE Zone. They will be maintaining the septic not altering it and will be requesting an approval from the Board of Health. This does also require a special permit with the ZBA and they will be meeting there in February.
Brendan explains that the property itself is on the opposite side of Circuit Ave. from the coastal bank. It is an AE Flood Zone and because of the structural foundation work that has to occur during the project is why the representative chose to file a NOI. There are minimal erosion concerns and no other concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 6, 9, 10, 12, 13, 16, 17 and 18-24. Conditions 20 and 24 are listed in perpetuity.
Bylaw Conditions: 4, 6, 7, 8 and 9. Conditions 4 and 6 are listed in perpetuity.
On a motion made by Jack and seconded by Susan, the Commission unanimously voted to move the Draft Order to Final.

Certificates of Compliance:

1) **Applicant**: Richard & Marilyn Walsh **DEP File Number**: SE7-1523
Representative: Don Bracken, Jr., Bracken Engineering, Inc.
Project Address: 7 & 9 Pequot Avenue, Pocasset
Proposed Project: Demolish two existing single-family dwellings; construct two new single-family dwellings with septic systems, retaining wall and associated site improvements within an AE flood zone.

(*Bob stepped down for all of the compliances)*
Brendan conducted a site visit and determined that the project was completed in compliance as approved by the Commission. He recommends granting the compliance.
On a motion made by Susan and seconded by Jack, the Commission unanimously voted to grant the compliance.

2) **Applicant**: Bruce Leslie **DEP File Number**: SE7-1629
Representative: Don Bracken, Bracken Engineering
Project Address: 539 Circuit Ave, Pocasset
Proposed Project: Construct a new house, septic and associated site work within an AE Flood Zone and within 100' of a wetland Resource Area

Brendan conducted a site visit and determined that the project was completed in compliance with what was originally approved by the Commission. On a motion made by Jack and seconded by Susan, the Commission unanimously voted to grant the compliance.

3) **Applicant:** Buzzards Bay Reality **File Number:** SE7-1550
Representative: Don Bracken, Bracken Engineering
Project Address: 33 Cohasset Ave., Buzzards Bay
Proposed Project: Construct a commercial/residential building with associated parking and site amenities in an AE flood zone

Brendan conducted a site visit and reported that the project was in compliance with the plan of record as approved by the Commission. On a motion made by Susan and seconded by Jack, the Commission unanimously voted to grant the compliance.

Other Business:

Approval of minutes from December 3, 2009
On a motion made by Jack and seconded by Paul, the Commission unanimously voted to approve the draft minutes as final.

There was a brief discussion regarding Barbara Frappier`s informal request for one of her applicants to put in an elevated walkway over on Benedict Rd.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to adjourn. The meeting adjourned at 7:40pm.

Respectfully Submitted,
JoAnna Cheverie
Rec. Secretary