



TOWN OF TRURO
Conservation Commission
24 Town Hall Road
P.O. Box 2030, Truro MA 02666

Conservation Commission Meeting Minutes

January 9, 2017. The meeting was called to order at 6:32 P.M. in the Selectman's Meeting Room. Commissioners Present: Jim Bisceglia (Vice-Chair), Diane Messinger, Henry Lum, Linda Noons-Rose, and Jack McMahon

Others Present: Emily Beebe, Assistant Health/Conservation Agent; Pat Pajaron, Health/Conservation Agent

Review of fiscal year 2018 budget for Conservation Commission: Pat Pajaron presented the Conservation Commission's 2018 draft operating budget; she also provided them with a narrative summary and described the proposed changes. Small increases are shown for the MACC programs and for the Agent's *Flood Plain Management Association* membership. A decrease in hours for the recording secretary is proposed; the rationale for this is based on the minutes being completed by the PT secretarial staff person during the day from the meeting tape. The recording secretary position may be eliminated altogether. Site visit minutes can be completed by the agent. **Motion to approve the FY 2018 draft budget; Motion by Commissioner Lum; second by Commissioner Messinger. Approved unanimously**

The Minutes of November 7, 2016 were considered. **Motion to approve the November 7, 2016 minutes; Motion by Commissioner Noons-Rose; second by Commissioner Messinger. Approved unanimously.** The Minutes of December 5, 2016 were considered. **Motion to approve the December 5, 2016 minutes; Motion by Commissioner McMahon; second by Commissioner Noons-Rose. Approved unanimously**

Ballston Beach, South Pamet Road, Notice of Intent, Town of Truro, removal of a portion of the Ballston Beach parking lot, SE# 75-1000: This hearing was continued from the December 5, 2016 meeting in order to receive comments from the Massachusetts division of Fish and Wildlife's Natural Heritage and Endangered Species Program (NHESP). Those comments were subsequently received in a "conditional no-take" approval letter. The Agent read the NHESP conditions to the Commission, along with conditions for the project. The NHESP conditions included: replacement of temporarily stockpiled sand; a time of year restriction for work (excluding April 1 through Aug 31) and requirement that the Town return the NHESP with any project changes. Other conditions include: removing all pavement/ hardening/fill to where naturally occurring sand or peat is found; separately stockpile asphalt/hardening /fill and remove

from the site daily; activity confined to the referenced site; development of a de-watering protocol if groundwater is encountered; a split rail fence and signage may be installed. An abutter to the project, John Musnuff, asked questions about the extent of the parking lot to be removed, the location of proposed fencing and the de-watering protocol.

The Commission determined it could issue an Order of Conditions. **Motion to approve the project with conditions as stated; Motion by Commissioner Noons-Rose; second by Commissioner Lum. Approved unanimously.**

135 South Pamet Road, Notice of Intent; Basil Musnuff; SE#75-1001; Mr. John Musnuff presented a description of the project to the Commission. The scope includes using a front-end loader to make access into their garage, which is buried by sand and has been inaccessible since 1982 because of the encroachment of the Coastal Dune. The dune has now overwhelmed the building and the access from Ballston Beach parking lot. The property owners wish to move the sand in order to remove the roof of the garage, and a vehicle inside the garage. The goal is to fill the garage with sand and make it safer. They do not want to remove the garage due to the location of a cesspool and the parking deck adjacent to the garage. NHESP has not completed their review and the Commission cannot issue the Order of Conditions until the agency's comments are received. **Motion to continue the hearing to February 6, 2017 by Commissioner McMahon; second by Commissioner Noons-Rose. Approved unanimously.**

Administrative Review Permit Applications:

Head of the Meadow Beach: Safe Harbor for Truro DPW: biomimicry (map 33, parcel 1) **Motion to approve by Commissioner Bisceglia; second by Commissioner Messinger. Approved unanimously.**

53 Fisherman's Road: Safe Harbor for Peter Goldstein; nourishment at toe of bank, planting American beach grass, biomimicry (map 42, parcel 116) Condition will require staging permit from Board of selectmen. **Motion to approve by Commissioner Bisceglia with condition of issuance of staging permit; second by Commissioner McMahon. Approved unanimously.**

618 Shore Road: Eric Shapiro, Lexvest Group; trenching for underground utilities (map 5, parcel 13) **Motion to approve by Commissioner Bisceglia; second by Commissioner Lum. Approved unanimously.**

271 Shore Road: Sherry Wilkinson; trenching for underground utilities (map 13, parcel 12 and 22 (units 1-5) **Motion to approve by Commissioner Bisceglia; second by Commissioner Messinger. Approved unanimously.**

Corn Hill Beach: Truro DPW; moving sand to maintain walkway as needed through the season (map 45, parcel 50). The agent needs to return to the Commission with information about how this work is done and where the sand is placed. **Motion to approve by Commissioner Bisceglia; second by Commissioner Noons-Rose. Approved unanimously.**

Various locations along public ways of Truro as shown on map; 2017 Eversource Pruning Plan; various resource areas, physical pruning only, *no chemical treatment proposed*. This work is not subject to protection under the State act, but is subject to the local bylaw. Discussion included having notice of this work posted in the Truro Newsletter. **Motion to approve with Condition of posted notice by Commissioner Bisceglia; second by Commissioner Messinger. Approved unanimously.**

Consent agreement with GFM Enterprises- tabled until February 6 at the request of GFM.

Certificate of Compliance requests:

378 Shore Road, SE#75-955, Stephen Goodwin. Project included the construction of a garage. Non-compliance observed during the inspection for the certificate of compliance has been addressed. The applicant had an as-built plan prepared as required, and the Agent met with the contractor that exceeded the scope of the project, and the matter has been resolved. **Motion to approve the certificate of compliance by Commissioner Bisceglia; second by Commissioner Lum. Approved unanimously.**

566 Shore Road, SE#75-990, Ocean Breeze Condominiums. Project to replace patio was completed. **Motion to approve the certificate of compliance by Commissioner Bisceglia; second by Commissioner Messinger. Approved unanimously.**

Discussion Items:

The agent provided the Commission with compilation of local flood plain regulations Update on flood plain management and LSCSF advisory group. Shannon Jarbeau, Flood Plain Manager from Barnstable County will be present at the next meeting to brief the Commission about the new flood maps and to discuss the community rating system and Land Subject to Coastal Storm Flowage.

Hearing no further discussion the Commissioner Bisceglia move to adjourn the meeting; the motion was seconded by numerous Commissioners, including Commissioners Lum, Messinger and Noons-Rose. The vote to adjourn was unanimous. The meeting was adjourned at 7:38.

Site Visit Minutes

January 9, 2017. Commissioners Messinger, Noons-Rose and McMahon met at 3:00 at the Cobb Library parking lot; Assistant Health/Conservation Agent, Emily Beebe was also present. **135 South Pamet Road** The Commission met fellow Commissioner Bisceglia at the Ballston Beach parking lot, from where they viewed the garage area. John Musnuff, applicant, was on-site to answer any questions. The site visits concluded at 3:30.

Compiled by E. Beebe