



**TOWN OF TRURO
CONSERVATION COMMISSION**

P.O. Box 2030
Truro MA 02666-0630



Conservation Commission Meeting Minutes: August 7, 2023

Commissioners Present: Chair Carol Girard-Irwin; Vice Chair Linda Noons-Rose; Commissioners Larry Lown, Clint Kershaw, Bob White & Diane Messinger
Others Present: Emily Beebe, Conservation Agent, Courtney Warren, Assistant Conservation Agent.

This was a remote meeting. Chair Carol Girard-Irwin called the meeting and public hearings to order at 5:02 P.M. and provided the virtual meeting instructions.

Discussion on proposed storm water general bylaw:

The Conservation Agent gave an overview of the proposed by-law that will be on the warrant for the Fall Special Town Meeting. The Agent described the by-law as a starting point that will establish minimum requirements for existing homes, new and re-development. Commissioner Clint Kershaw asked about controlling runoff during the construction process. Chair Carol Girard-Irwin asked if there was an issue during construction whether the homeowner or the contractor would be fined. The Agent responded that ultimately the homeowner would be fined. Commissioner Bob White asked if any current regulations address stormwater. The Agent stated that the only thing in place now is the curb cut policy. There were no public comments or questions about the proposed by-law.

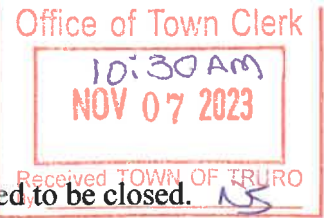
Notice of Intent: 0 Pamet Harbor, Town of Truro (SE#75-1178): Barrier Beach, Coastal Dune, Coastal Beach, Land Subject to Coastal Storm Flowage (Map 49, Parcel 16) The applicant requested a continuance to the September 11, 2023 meeting.

Motion: Commissioner Clint Kershaw moved to continue the matter until the September 11, 2023, meeting; **Second:** Commissioner Linda Noons-Rose; **Vote:** 6-0-0; the motion passed.

Notice of Intent: 544 Shore Road, Beach Townhomes Condominium Trust (SE#75-1171): install bulkhead; Barrier Beach, Coastal Beach, Coastal Dune, Land Subject to Coastal Storm Flowage (Map 7, Parcel 5)

The applicant requested a continuance to the September 11, 2023, meeting. **Motion:** Commissioner Clint Kershaw moved to continue the matter until the September 11, 2023, meeting; **Second:** Commissioner Linda Noons-Rose; **Vote:** 6-0-0; the motion passed.

Notice of Intent: 49 Fisher Rd, Douglas Ambrose (SE#75-1183): Coastal Dune, Land Subject to Coastal Storm Flowage (Map 53, Parcel 24) The proposal included removing and replacing stairs to conform with zoning. Ryder and Wilcox engineer Stephanie Sequin was on the call but was experiencing technical issues. The Agent provided an overview of



the previous order of conditions (SE#75-1093) for the property that will need to be closed. The Commissioners decided to condition approval with closeout of the old order and to add the conditions from that order to the new order. Stephanie Sequin agreed with the conditions. **Motion: Commissioner Diane Messinger moved to approve the request with the following conditions: (1) The Applicant shall file a request for a Certificate of Compliance to close out DEP SE# 75-1093. (2) All existing boardwalks shall be removed and replaced with roll-out walkways at such time as they need maintenance. Roll-up walkways shall be stored in the driveway during the off season. (3) Storage under the house shall not be on the ground. The area under the house shall be covered with jute matting and planted with beach grass. This condition shall be an ongoing condition. (4) The existing beach grass around the old foundation and areas within the work limit shall be preserved throughout the project and healed-in, post-construction; Second: Commissioner Larry Lown; Vote: 6-0-0; the motion passed.**

Notice of Intent: 379 Shore Rd (Cottage B), Charles Silva (SE#75-): Barrier Beach, Coastal Dune, Land Subject to Coastal Storm Flowage (Map 10, Parcel 10)

Chuck Silva described his project to demolish an existing 3-bedroom cottage and reconstruct a two-story two-bedroom dwelling that is similar to what is already permitted for the other cottage on the property. The area underneath the structure will be for storage only and will include storm vents to meet FEMA requirements. A small gravel/sand patio is proposed. There will be no lawn and only native plantings. Commissioner Clint Kershaw asked about the leach pit replacement. The Agent answered that this is a temporary measure to use the existing title 5 system while working toward an ACO.

Motion: Commissioner Linda Noons-Rose moved to approve the Notice of Intent with conditions; Second: Commissioner Bob White; Vote: 6-0-0; the motion passed.

Notice of Intent: 522 Shore Rd Unit 9, Eric & Julie Ann Shapiro (SE#75-1184): Barrier Beach, Coastal Dunes, Land Subject to Coastal Storm Flowage (Map 7, Parcel 8.9) Stan Humphries from ECR was representing the Notice of Intent to elevate the existing structure and restoration of the area. They are proposing dune nourishment to increase the grade under the newly elevated structure. Commissioner Clint Kershaw asked how the sand will be contained under the building. The proposal described "pervious skirting," but the Commission felt that the restored dune should be exposed to wind and water. The Agent suggested jute instead of any skirting. The Commissioners also discussed revegetation and agreed that beach grass and native shrubs should be used. Commissioner Bob White added that temporary irrigation could be allowed to ensure that the plantings are successful. The Commissioners discussed conditions for approval including: no skirting and no storage underneath the building. **Motion: Commissioner Diane Messinger moved to approve the Notice of Intent with conditions; Second: Commissioner Bob White; Vote: 6-0-0; the motion passed**

Notice of Intent: 8 Great Hills Rd, Bruce & Joanne Sullivan (SE# 75-1182): Coastal Dune (Map 53, Parcel 11)

Gordon Peabody was representing the Notice of Intent. They are proposing to remove all the concrete on the site and build three small deck additions. All pavers will be pervious. Additionally, they propose installing a rinse station. Commissioner Diane Messinger and Bob White had questions regarding the location of the rinse station. Commissioner Diane

Messinger asked if there was a planting plan in place. Gordon Peabody added that he had submitted a planting plan and is open to a condition requiring American beach grass be planted in any bare areas. **Motion: Chair Carol Girard-Irwin moved to approve the Notice of Intent with the condition that all barren areas be planted with American Beach grass; Second: Commissioner Clint Kershaw; Vote: 6-0-0; the motion passed.**

Request for Determination of Applicability: 19 Knowles Heights Rd, The E. Hope Macewen Trust c/o William & Beverly Larkin: Coastal Bank (Map 24, Parcel 14)

Jason Ellis described the request as a cesspool upgrade. They will be upgrading to an I/A system because of the number of bedrooms in the dwelling. The cesspool will be removed from the coastal bank. The only work that is taking place within jurisdiction is the installation of the line from the house to the septic tank. Commissioner Diane Messinger asked if there is a planting plan. Jason Ellis stated that all disturbed areas will be replanted with American Beach grass. **Motion: Chair Carol Girard-Irwin moved to issue a negative 3 determination; Second: Commissioner Diane Messinger; Vote: 6-0-0; the motion passed.**

Request for Determination of Applicability: 13 & 15 Toms Hill Path, Joann Hollander: Coastal Bank (Map 49, Parcel 2 & 5)

Jason Ellis was representing the cesspool upgrade. The Commissioners noted that the plan did not reflect the correct address and would need to be updated. There are four cesspools on the property serving two adjacent lots. Two of the cesspools are in the buffer zone and will be removed. A map was shared by the Agent to show the location of the property since the Commissioners were unable to find it for their site visit.

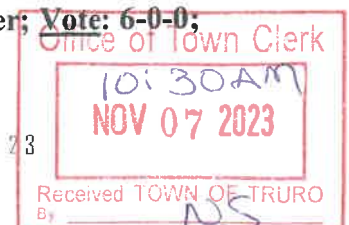
Motion: Commissioner Larry Lown moved to issue a negative 3 determination; Second: Commissioner Clint Kershaw; Vote: 6-0-0; the motion passed.

Request For Determination of Applicability: 12 Pilgrims Path, Laura Anello: (Map 35, Parcel 111) The applicant requested that this filing be withdrawn.

The following four items have all requested continuances until the September 11, 2023, meeting. Chair Carol Girard-Irwin read them all and the commissioners voted on them together in one vote.

- **Request For Determination of Applicability: 38 Toms Hill Rd, Tina Ryman: Coastal Bank (Map 49, Parcel 14)**
- **Request For Determination of Applicability: 5 Valentina's Way, Estate of Marguerite Yannetty: Buffer Zone to Ryder Pond (Map 60, Parcel 23)**
- **Request For Determination of Applicability: 7 Amity Lane, Irene Selver: Riverfront Area, Bordering Vegetated Wetland, Coastal Bank & Land Subject to Coastal Storm Flowage (Map 46, Parcel 18)**
- **Notice of Intent: 525 Shore Rd Unit 7, Paul & Cheryl Silvernail (SE#75-1180): After-the-fact filling; Barrier Beach, Coastal Dune, Land Subject to Coastal Storm Flowage (Map 6, Parcel 5.7)**

Motion: Commissioner Linda Noons-Rose moved to continue the listed items until the September 11, 2023, meeting; Second: Commissioner Diane Messinger; Vote: 6-0-0; the motion passed.



Request For Determination of Applicability: 11 Truro Center Rd #1, Sarah Hamlett:
Riverfront Area (Map 51, Parcel 10) James Jordan was representing the project for a one-to-one replacement of a driveway. The gravel in the driveway will be replaced with shells. **Motion:** Chair Carol Girard-Irwin moved to issue a negative 3 determination;
Second: Commissioner Bob White; **Vote:** 6-0-0; the motion passed.

Field Change: 8 Castle Road, Louise Briggs; (SE#75-1105): Riverfront Area (Map 50, Parcel 145) **Motion:** Chair Carol Girard-Irwin moved to approve the field change;
Second: Commissioner Clint Kershaw; **Vote:** 6-0-0; the motion passed.

Certificate of Compliance: (1) 33 Cooper Rd, SE# 75-1137; (2) 14 & 20 Truro Center Rd, SE# 75-0889; **Motion:** Chair Carol Girard-Irwin moved to approve both requests for Certificates of Compliance; **Second:** Commissioner Bob White; **Vote:** 6-0-0; the motion passed.

Administrative Reviews: (1) 4 Riverview Rd: cutting underbrush along pathway; (2) 655 Shore Rd, Unit 657: replace split rail fence; **Motion:** Chair Carol Girard-Irwin moved to approve the Administrative Reviews; **Second:** Commissioner Diane Messinger; **Vote:** 6-0-0; the motion passed.

Commissioner Larry Lown moved to adjourn the meeting; **Second:** Commissioner Bob White; **Vote:** 6-0-0; the motion passed.

The meeting was adjourned at 6:18 PM.

Respectfully Submitted by Nina Richey

