

# Truro Planning Board Agenda

### **Remote Meeting**

Wednesday, November 16, 2022 – 5:00 pm www.truro-ma.gov

### **Open Meeting**

This will be a remote public meeting. Citizens can view the meeting on Channel 18 in Truro and on the web on the "Truro TV Channel 18" button under "Helpful Links" on the homepage of the Town of Truro website (www.truro-ma.gov). Click on the green "Watch" button in the upper right corner of the page. Please note that there may be a slight delay (approx. 15-30 seconds) between the meeting and the television broadcast/live stream.

Citizens can join the meeting to listen and provide public comment by entering the meeting link; clicking on the Agenda's highlighted link; clicking on the meeting date in the Event Calendar; or by calling in toll free at 1-877-309-2073 and entering the access code 149-314-117# when prompted. Citizens will be muted upon entering the meeting until the public comment portion of the hearing. If you are joining the meeting while watching the television broadcast/live stream, please lower or mute the volume on your computer or television during public comment so that you may be heard clearly. Citizens may also provide written comment via postal mail or by emailing Liz Sturdy, Planning Department Administrator, at esturdy@truro-ma.gov.

Meeting link: <a href="https://meet.goto.com/149314117">https://meet.goto.com/149314117</a>

#### **Public Comment Period**

The Commonwealth's Open Meeting Law limits any discussion by members of the Board of an issue raised to whether that issue should be placed on a future agenda. Speakers are limited to no more than 5 minutes.

- 1. Planner Report
- 2. Chair Report
- 3. Temporary Sign Permit Applications

<u>Jeff Souza – Lower Cape Homeless for the Holidays</u>, for two (2) signs, approximately 4' x 5', to be located at the junction of Route 6 and 6A. The signs will be installed on November 26<sup>th</sup> and removed December 12<sup>th</sup>.

Public Forum – Warrant Article – Potential Changes to Duplex Bylaw

NOV 1 0 2022

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60

### **Board Action/Review (Continued)**

2022-005/PB – Regan McCarthy seeks approval of Form A – Application for Determination that Plan Does Not Require Approval (ANR) pursuant to Section 2.2 of the Town of Truro Rules and Regulations Governing the Subdivision of Land with respect to property at 35A Higgins Hollow Road, Truro MA, Atlas Map 47, Parcel 2, Registry of Deeds title reference: Book 20807, Page 42. [Material in 8/24/2022, 9/21/2022, and 11/2/2022 packets]

### **Public Hearing**

2022-011/SPR – Robert Christopher Anderson and Loic Rossignon, for property located at 8 Stick Bridge Road (Atlas Map 54, Parcel 89, Registry of Deeds Book 31230 and Page 33). Applicants seek Residential Site Plan approval under Section 70 of the Truro Zoning Bylaw for addition to historic dwelling; demolition of cottage, and construction of new garage/studio; with landscaping and pool with porch pavilion, on a 3.66 acre non-conforming property (frontage), located in the Seashore District.

### **Minutes**

♦ October 12, 2022

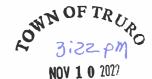
### **Warrant Article Discussion**

Work Session: TBD – Warrant Articles

**Next Meeting:** Wednesday, December 7, 2022 at 5:00 pm

\* 2022-012/SPR 38 Cliff Road

#### Adjourn



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#### STAFF MEMORANDUM

To: Truro Planning Board

From: Barbara Carboni, Town Planner and Land Use Counsel

Date: November 15, 2022

Re: November 16, 2022 meeting

2022 2022-005/PB - Application (Form A) of Regan McCarthy for Determination that Plan Does Not Require Approval (ANR) under the Subdivision Control Law with respect to property known as 35A Higgins Hollow Road, located partly in the Seashore District and partly in the Residential District.

*Update:* Discussions between the applicant and the National Park Service have not, as of yet, resulted in a change in the agency's position regarding the applicant's rights in the Dirt Path Extension and Proprietors Road on Seashore property. In correspondence to the Board dated November 15, 2022, the Acting Superintendent states, with respect to rights in the Dirt Path Extension:

"In short, there is no easement or permit-based right in the 'Dirt Path Extension' for access purposes. Any existing access use is permissive without present objection, but which may be withdrawn. As previously noted, the NPS does not have general statutory authority to provide a right-of-way for a private road or driveway on Park property. Accordingly, the Seashore cannot authorize an expansion or improvement of the 'Dirt Path Extension' for access purposes."

Leslie Reynolds, Acting Superintendent, letter dated November 15, 2022 at p. 2. With respect to rights in Proprietors Road, the Acting Superintendent acknowledges that the 2007 Boundary Line Agreement "recognizes a right to access the McCarthy property and run utilities in or on 'Proprietors Road," but further notes:

"Proprietors Road is not currently developed. NPS approval via a valid permit, contract or other written document remains a necessary precursor to any construction or attempt to construct a 'road, trail, path, or other way' in any park area (36 C.F.R. s. 5.7). While NPS does not intend to preclude use of a valid pre-existing easement where one exists, it nevertheless is obligated and empowered to reasonably regulate, condition, and limit activities that would alter the park area. The plan contained in the application identifies the existing condition of 'Proprietors Road' to be an 'Overgrown Way 10' Wide Vehicle Tracks.'

Letter at p. 2. The Acting Superintendent notes that no proposal had been made to the Park Service to construct, alter or expand any portion of Proprietors Road on the Seashore property; therefore, "the Seashore has neither evaluated nor authorized such use."

<u>Timing of Board action</u>: By agreement between the Board and applicant, this matter has been postponed since August to allow time for the applicant to pursue discussion with the Park Service. Such time and effort have not yet borne fruit. Although the Park Service is evidently reviewing certain submittals from the applicant relating to the Dirt Path Extension, the agency's review "does not readily coincide with the timing of the Planning Board's deadlines on the present application." Letter at p. 2. Loosely translated, this means - I believe - "don't wait for us." For her part, the applicant wishes to proceed and obtain a vote of the Board at this meeting on endorsement of the ANR plan.

The discussion below is drawn from two memos prepared for the Board for meetings of August 24, 2022 and September 21, 2022, with some updates referencing the Park Service's correspondence of September 21, 2022.

### Submitted Plan and Requested Action

The Applicant has submitted a Plan ("new ANR Plan") and Form A Application seeking an Approval Not Required (ANR) endorsement by the Board with respect to property known as 35A Higgins Hollow Road. In March of 2021, the Board endorsed, as "Approval Not Required," a plan submitted by the applicant dividing her 5.38-acre property into two lots (Lot 1, containing 3 acres, and Lot 2, containing 2.38 acres). Through the new ANR Plan, the Applicant now seeks to eliminate the lot line dividing Lots 1 and 2 on the 2021 ANR plan, to create a single lot of 5.38 acres.

### **Existing Conditions**

The two existing lots do not have frontage on Higgins Hollow Road. The new ANR plan depicts (as did the 2021 ANR plan) a strip of land, owned by the National Seashore, between the lots and Higgins Hollow Road. A "Proprietors Road" depicted leads from Higgins Hollow Road over the Seashore land to the McCarthy property, and continues over her property from its western to its eastern boundary, parallel to Higgins Hollow Road. It appears that the northern boundary of Proprietors Road is the same as the northern boundary of the McCarthy property. A Plan note indicates Proprietors Road as "existing overgrown way, 10' wide vehicle tracks." An "Existing 8'-14' wide Dirt Path Extension" is depicted crossing the strip of Seashore property from Higgins Hollow Road to the McCarthy property near its western boundary. The applicant and the Park Service disagree regarding the applicant's rights in the Dirt Path Extension and in the section of Proprietors Road over Seashore property. See Letter referenced above and discussion in Staff Memo dated September 19, 2022 at pp. 3-5.

The applicant seeks endorsement of the plan as "Approval Not Required" (ANR), meaning that the plan does not depict a subdivision and therefore Planning Board approval is not required. Such endorsement is available under G.L. c. 41. s. 81P if the applicant can demonstrate that each lot has the minimum frontage required under zoning on a "way" meeting one of three types defined in G.L. c. 41, s. 81L. In this case, the applicant asserts that every lot shown on the plan has frontage of at least 150 feet on Proprietors Road:

"a private way in existence on December 8, 1955, the date when the subdivision control law became effective in the Town of Truro having, in the opinion of the Planning Board, sufficient width, suitable grades, and adequate construction to provide for the needs of vehicular traffic in relation to the proposed use of the land abutting there on or served thereby, and for the installation of municipal services to serve such land and the buildings to be erected thereon. . . "

Form A.<sup>1</sup> The new ANR plan depicts "Lot 1" (created from Lots 1 and 2 on the 2021 ANR plan) as having 495+- feet of frontage.

Las year, the Board found with respect to the 2021 ANR plan that Proprietors Road satisfied the above statutory language, and that the applicant was entitled to an ANR endorsement. The Board is not bound to reach the same conclusions regarding the new ANR plan. The Board should undertake the same analysis and address the statutory required findings anew - that is, make fresh determinations. See discussion in Staff Memo dated September 19, 2022 at pp. 1-2.

### Required findings

A private way in existence on December 8, 1955

In support of her claim that Proprietors Road was a private way in existence at that time, the Applicant cites language in her deed describing the northerly side of her property as starting at:

"a stone on the north side of the proprietors road; thence westerly thirty rods in said [Benjamin] Kelley's range to the bound first mentioned, reserving the rights of proprietors to the way up and down the hollow. . . "

Quitclaim Deed, James G. Wasenius to Regan McCarthy. Also submitted is a page represented to be from the USGS Coastal Survey (1848). One path indicated on the page is identified as "Proprietor's Road/Cartway." The applicant has also submitted a 1948 deed in to the owner of property abutting to the east, 45 Higgins Hollow. See Deed from John Dyer to Sebastian Davis, in Supplemental Materials Packet. This deed contains language "excepting and reserving all public and private ways, if any, up and down the Hollow."

Whether the Proprietors Road was a private way in existence on December 8, 1955 is a question of fact for the Board. However, this is not the end of the inquiry.

"Sufficient width, suitable grades and adequate construction for vehicular traffic"

<sup>&</sup>lt;sup>1</sup> The other two types of ways are: "(a) a public way or a way which the clerk of the city or town certifies is maintained and used as a public way, or (b) a way shown on a plan theretofore approved and endorsed in accordance with the subdivision control law." G.L. c. 41, s. 81L.

The new ANR plan, as did the 2021 ANR plan, contains a note describing Proprietors Road on her property as "Existing overgrown way/10' wide vehicle tracks." The applicant presumably has the right to improve the area of Proprietors Road on her property, and another Plan note indicates that she will widen the westernmost section of Proprietors Road on her property to 14'. Yet even if that section of Proprietors Road were improved, access to the Applicant's property remains dependent upon access over Seashore property. Necessarily, the Board must determine whether the areas by which the applicant intends to access her property the Dirt Path Extension or Proprietors Road - likewise satisfy, or *could* satisfy, the statutory requirement of "sufficient width, suitable grades and adequate construction for vehicular traffic."

It appears from the Plan notes that in their current state, neither the section of Proprietors Road over Seashore property, nor the Dirt Path Extension over Seashore property would meet the criteria for sufficient access under G.L. c. 41, s. 81L. The Fire Chief, based on a site visit, has advised that in its current condition, there is no ability for emergency vehicles to access the property over the Dirt Path Extension. The question of whether Proprietors Road or the Dirt Path Extension is might be improved to meet such criteria is necessarily dependent upon the applicant's rights in those areas.

### Rights in the Dirt Path Extension Area and Proprietors Road within Seashore Property

### **Dirt Path Extension**

The Dirt Path Extension is described in the 2007 Boundary Line Agreement as that portion of a "dirt path of uneven width" located between the northern boundary of the McCarthy parcel and Higgins Hollow Road. The Agreement states that the Park Service:

"has no objection to the use of the existing Dirt Path Extension by McCarthy. . . for vehicular and pedestrian access to and egress from the McCarthy Parcel, provided that McCarthy and subsequent owners shall not have any right to change, alter, relocate or improve the Dirt Path Extension without written approval from the Superintendent of the Cape Cod National Seashore."

Boundary Line Agreement, p. 3, para. 5. It is the applicant's burden to establish that she has the right to improve the area of the Dirt Path Extension such that it meets the access criteria under G.L. c. 41, s. 81L. Having "no objection to the use" of an area does not carry with it permission to improve the area, and in fact the Agreement expressly requires the approval of the Superintendent for approval of the Dirt Path Extension. As noted above, the Park Service's most recent correspondence states that "there is no easement or permit-based right in the 'Dirt Path Extension' for access purposes" and that the agency "cannot authorize an expansion or improvement of the 'Dirt Path Extension' for access purposes." Letter at p.2. <sup>2</sup>

<sup>-</sup>

<sup>&</sup>lt;sup>2</sup> Further, the Agreement states the possibility that the Park Service might end permissive use of the Dirt Path Extension; this is reiterated in the agency's most recent correspondence. See November 22, 2022 letter ("'Any existing access use is permissive without present objection, but which may be withdrawn.").

### **Proprietors Road**

The Boundary Line Agreement also addresses the use of Proprietors Road, including the portion on Seashore property:

"[T]he parties acknowledge that (a) the McCarthy Parcel is bounded on the north by the north side of Proprietors Road, a public way [sic], and (b) McCarthy has the right to access the McCarthy Parcel by the Proprietors Road, and to run utilities to the McCarthy Parcel under and upon the Proprietors Road. . . . "

Agreement, p. 3 para. 5. If the applicant proposes access to her property via Proprietors Road over Seashore property, she must establish that she has the right to improve that area such that it meets the access criteria of G.L. c. 41, s. 81L (having "sufficient width, suitable grades, and adequate construction," etc.). Given the absence of express language in the Boundary Line Agreement allowing such improvement, it does not appear that the applicant has the right to widen Proprietors Road on Seashore property "to 14' if and as required" as noted on the new ANR plan.

The Park Service's most recent correspondence does not clearly define the scope of improvements the applicant may (or may not) make to the portion of Proprietors Road on Seashore property. Instead, the agency focuses on its authority to "reasonably regulate, condition, and limit activities that would alter the park area." Letter at p. 2. While noting that the 2007 Boundary Line Agreement "recognizes a right to access the McCarthy property and run utilities in or on 'Proprietors Road," the letter states:

"Proprietors Road is not currently developed. NPS approval via a valid permit, contract or other written document remains a necessary precursor to any construction or attempt to construct a 'road, trail, path, or other way' in any park area (36 C.F.R. s. 5.7). While NPS does not intend to preclude use of a valid pre-existing easement where one exists, it nevertheless is obligated and empowered to reasonably regulate, condition, and limit activities that would alter the park area. . . . . [N]o proposal has been made to NPS (nor permit requested to construct, alter or expand any portion of Proprietors Road on federal land. Therefore, the Seashore has neither evaluated nor authorized such use."

It remains the applicant's burden to establish a right to improve Proprietors Road over Seashore property such that it meets the access criteria of G.L. c. 41, s. 81L. Such right has not yet been established.

#### Conclusion

On the basis of the current record, the Applicant has not established that she has authority to improve either the Dirt Path Extension or Proprietors Road so as to meet the access criteria of G.L. c. 41, s. 81L. Absent evidence of authority to improve either the Dirt Path Extension or Proprietors Road to meet the statutory requirement, the Applicant is not entitled to an ANR endorsement. See discussion in Staff Memo dated September 19, 2022 at p. 5.

### Process for determining entitlement to ANR endorsement

The following is again offered as an outline for making the necessary findings under G.L. c. 41, s. 81L and s. 81P with respect to ANR endorsements:

- 1) The Board must make a factual determination as to whether Proprietors Road was a private way in existence on December 8, 1955. If it was not, then the proposed plan does not satisfy any of the three "way" options described in G.L c. 41, s. 81L, and cannot be endorsed by the Board as "Approval Not Required" pursuant to G.L. c. 41, s. 81P. If the Board finds that Proprietors Road was such a way; then:
- 2) The Board must make factual determinations as to whether either the Dirt Path Extension or the area of Proprietors Road on Seashore property meets the criteria for sufficient access (having, in the opinion of the Board," sufficient width, suitable grades, and adequate construction," etc.). If the Board determines that the current condition of either or both areas meet the access criteria, then the submitted plan must be endorsed as ANR (but only if the Board has found that Proprietors Road was a way in existence in 1955; see above). If the Board determines that the current condition of the Dirt Path Extension and Proprietors Road on Seashore property do not satisfy the G.L. c. 41, s. 81L criteria, then:
- 3) The Board must determine whether the applicant has the right to improve the Dirt Path Extension and/or Proprietors Road on Seashore property so as to meet the s. 81L criteria. If the Board finds that the applicant *does* have the right to improve either or both areas so as to meet the s. 81L criteria, then the plan may be endorsed as Approval Not Required pursuant to G.L. c. 41, s. 81P. If the applicant is unable to establish rights to improve either the Dirt Path Extension or the Proprietors Road on Seashore property to meet the s. 81L criteria, then ANR endorsement cannot be granted.

### STAFF MEMORANDUM (SUPPLEMENTAL)

To: Truro Planning Board

From: Barbara Carboni, Town Planner and Land Use Counsel

Date: November 16, 2022

Re: November 16, 2022 meeting

**2022 2022-011/SPR- Robert Christopher Anderson and Loic Rossignon, for property located at 8 Stick Bridge Road**, seeking Residential Site Plan approval for addition to historic dwelling; demolition of cottage, and construction of new garage/studio; with landscaping and pool with porch pavilion, on nonconforming lot (frontage) located in the Seashore District.

### **Procedural History and Existing Conditions**

By decision dated September 2, 2020, the Board granted Residential Site Plan Approval for a project on a 3.66 acre parcel in the Seashore District, entailing removal of a cottage; moving a shed; and constructing a barn-type structure, usable for storage (no plumbing), with associated gravel parking.

The parcel is currently improved by an historic dwelling (constructed in 1781 per Assessors property card); a second dwelling (cottage; date of construction not indicated in Assessors records); and the barn-type structure approved in 2020. The submitted site plan indicates that the current Gross Floor Area of the property is 2,359 square feet, comprised of 1,759 square feet in the historic residence and 600 square feet in the cottage.

### **Proposed Project**

The current application for Site Plan Review seeks approval for a project entailing 1) demolition of the existing cottage, to be replaced by a garage/studio with two bedrooms; 2) demolition of a an existing addition to the historic dwelling, and construction of a new addition; and 3) construction of pool and spa with terrace and covered porch pavilion near the dwelling.

The submitted site plan indicates that the proposed Gross Floor Area will be 4,514 square feet, comprised of 3,338 square feet in the historic dwelling with addition, and 1,176 square feet in the garage/studio. This exceeds the parcel's as-of-right Gross Floor Area, necessitating a special permit from the ZBA.

The height calculations on the site plan indicate that the height of the existing dwelling is **21.4 feet** (ridge elevation of 55'9" over average grade of 34.5'), and the height of the proposed

<sup>&</sup>lt;sup>1</sup> The age of this addition is not indicated in application, but Historic Commission correspondence suggests the 1960s for its construction as well as construction of the cottage.

dwelling is **28.5 feet** (ridge elevation of 63.3' over average grade of 34.8 feet). Sheet A2.2 of the submitted plans depicting the addition indicates a height of **24' 7''.** Sheet A2.0 indicates a height of **27'2**". All conform to zoning requirements, but this should be clarified.

The height calculations on the site plan indicate that the height of the existing cottage is **17.3 feet** (ridge elevation of 54.2' above average grade of **36.9** feet), and the height of the proposed garage/studio is **23.8 feet** (ridge elevation of 61.5 feet over average grade of **37.7** feet). From the site plan it appears that the proposed garage/studio will be constructed in the same location as existing cottage, so it is not clear why the average grade would differ from one to the other. This might be clarified as well.

The Review Criteria are adequately addressed by the applicants.

### Review by other boards

<u>ZBA</u>: An application for a special permit to exceed Gross Floor Area as well as an application for a special permit to alter or expand structures on a nonconforming lot have been submitted to the ZBA; hearing will open on November 21, 2022.

<u>Historic Commission</u>: An application was submitted to the Building Department for demolition of the cottage and of the addition to the historic structure. As is customary, the Building Department forwarded the demo application to the Historic Commission Chair and Vice Chair for review and determination of whether the Commission has jurisdiction to review the proposal for potential demolition delay under the Town's Preserving Historic Properties Bylaw. On behalf of the Commission, the Chair determined that while the main house would be considered a "significant" building subject to jurisdiction, neither the 1960s-era addition to the main house nor the cottage meet the Bylaw's criteria for significance. The Chair advised that the proposed demolition is not subject to the Commission's review, "provided that the demolition is confined to the above structures and the main house is not compromised in the course of undertaking the project." See email of Matthew Kiefer (in packet) dated August 30, 2022.

<u>Conservation Commission</u>: The 2020 project received approval from the Conservation Commission in an Order of Conditions issued July 2, 2021. It appears that the proposed project will require review by the Conservation Commission. The Conservation/Health Agent has submitted comments regarding the proposed project by email dated November 16, 2022.







### **Application for Temporary Sign Permit**

Pursuant to Section 11 of the Truro Sign Code Fee: \$25.00 (for each 30-day period)

Applicant Name: Lower Cape Homeless	For The holidays Date:	11/10/2023
Applicant Contact Information: Jaff Sonza		
774-722-4834	Mailing Address Clashserfood 22@ 16.60. Co	OWN OF TRU
Phone	Email	
Number of Signs Requested: 2	Temporary Sign Dimension	_
	(1) Height $\underline{Y} \not\leftarrow$ Wid	th S.A. RECEIVED
		th TOWN CLERK
	(3) HeightWid	
	(4) HeightWid	th
Location(s) of Proposed Temporary Sign(s): 6	16A Split	
Date(s) of the Event in Which the Sign is Intended  Date When Sign(s) will be: Installed:		
Applicant Signature W 2		11/10/2027
Applicant Printed Name Tietre, J. Sonze		Date
If sign(s) to be placed on private property, please have Owner	r print and sign name below:	
Owner Signature (which also authorizes the use of the property)  Owner Printed Name		Date
Planning Board Action: Approved Ap	pproved w/Conditions	Denied
Conditions:		
Board Signature: Chair, Planning I		

#### POSSIBLE REVISION TO DUPLEX BYLAW 10.31.22

- § 40.1 Duplex Houses and Apartments
  - A. Purpose. For the purpose of promoting the more efficient use of land, in keeping with the protection of the quality of life and ecology, and at the same time giving relief to those with problems of obtaining adequate housing, duplexes may be created by Right through the Board of Appeals (or Planning Board?) may approve a special permit authorizing the new construction of duplex houses or the conversion of single family dwellings to apartments, consistent with the following conditions.
  - B. These structure, either new or conversion, are allowed in all districts except: Beach Point and Seashore District
  - C. New Construction. lots of one acre meeting minimum lot size of 33,750 sq ft. or more are required for new construction; the duplex shall not exceed 3,6000 sq. ft.; the requirements of paragraph D shall be met.
  - D. Conversion. Conversion of single family dwellings in any zoning district except the Seashore District and Beach Point-and the Water Resource Protection District may be approved by special permit from the Board of Appeals (or Planning Board?). Lots shall meet current minimum lot area requirements; no more than one apartment in addition to the primary dwelling unit may be created from any one single family dwelling; the floor area of the secondary dwelling unit shall not exceed 50% of that of the primary dwelling unit; the floor area of the secondary dwelling unit shall not exceed 600 sq. ft.
  - E. Requirements. All new construction or conversions shall comply with the following.
    - 1. All applicable provisions of the building, health and safety codes, as determined by the Building Commissioner and Board of Health shall be met.
    - 2. One units shall have a 12 month lease.
    - 3. One unit shall be owner occupied or have a 12 month lease?
    - 4. There shall be no short term rentals (less than 8 months) of either unit.
    - 5. The applicant shall demonstrate that the new construction or conversion is essential to provide needed housing.
    - 6. The new construction or conversion is compatible with and will not derogate from or be detrimental to the neighborhood.
    - 7. The building conforms to Section 50, Area and Height regulations of this bylaw.
    - 8. The use is in harmony with the general purpose and intent of the bylaw.

PRINCIPAL USES							
	R	BP	NT6A	TC	NTC	Rt6	S
RESIDENTIAL							
Cottage or cabin colony, motor court	N	P	N	N	P	P	N
Duplex	P	N	P	P	P	P	N
Hotel	N	N	N	N	P	P	N
Motel	N	P	N	N	P	P	N
Single family dwelling (9)	P	P	P	P	P	P	P (10)



# **United States Department of the Interior**

NATIONAL PARK SERVICE Cape Cod National Seashore 99 Marconi Site Road Wellfleet, MA 02667

IN REPLY REFER TO: 1.A.1 (NER/Lands)

November 15, 2022

Anne Greenbaum, Chair Truro Planning Board Truro Town Hall 24 Town Hall Road Truro, MA 02666

Dear Ms. Greenbaum:

Ms. McCarthy seeks a determination from the Planning Board that her proposed plan is entitled to an ANR endorsement. In support of that request, her application indicates she has required frontage on a private, undeveloped "Proprietors Road" and vital access to the property from the public way, Higgins Hollow Road, via a "Dirt Path Extension." As the Board is aware, both paths necessarily cross federal land administered by the National Park Service as part of the Cape Cod National Seashore.

Earlier communications from the Seashore, Ms. McCarthy and her Counsel have discussed prior agreements between NPS and Ms. McCarthy which address rights to and uses of our respective properties. The agreements include a recorded 2007 Boundary Line Agreement and a revocable utility permit that was renewed in 2019. Ms. McCarthy has asserted that by virtue of these agreements and at common law she has the right to make any changes to either path deemed necessary by the Planning Board to achieve the vital access and municipal standards necessary for an ANR endorsement. The Seashore has expressed in prior submissions to the Board that it does not agree with that interpretation.

The Board requested at its hearing on September 21, 2022, that the Seashore meet with Ms. McCarthy to consider their differences. The Seashore held a meeting with Ms. McCarthy and her Counsel on October 5, 2022. Counsel Senie has subsequently provided additional information to the Seashore and has proposed a modification of the Boundary Line Agreement for the Seashore's consideration. The Seashore is reviewing the various submittals; however,

internal evaluations by NPS do not readily coincide with the timing of the Planning Board's deadlines on the present application. As a result, the Seashore reiterates the opinion and position offered to the Board in its letter of September 21, 2022.

In short, there is no easement or permit-based right in the "Dirt Path Extension" for access purposes. Any existing access use is permissive without present objection, but which may be withdrawn. As previously noted, the NPS does not have general statutory authority to provide a right-of-way for a private road or driveway on Park property. Accordingly, the Seashore cannot authorize an expansion or improvement of the "Dirt Path Extension" for access purposes. The revocable utility permit authorizes construction of utilities within the "Dirt Path Extension" in a defined area averaging 8 feet in width, and from which deviation may not be made without NPS approval.

The Seashore does not disagree that the 2007 Boundary Line Agreement recognizes a right to access the McCarthy property by and run utilities in or on "Proprietors Road." However, it appears to be undisputed that "Proprietors Road" is not currently developed. Regardless of the breadth or extent of any easement right, and even assuming the Boundary Line Agreement does not alter any such rights at common law, as previously explained, NPS approval via a valid permit, contract or other written document remains a necessary precursor to any construction or attempt to construct a "road, trail, path, or other way" in any park area. (36 C.F.R. § 5.7). While NPS does not intend to preclude use of a valid pre-existing easement where one exists, it nevertheless is obligated and empowered to reasonably regulate, condition, and limit activities that would alter the park area. The plan contained in the application identifies the existing condition of "Proprietors Road" to be an "Overgrown Way 10' Wide Vehicle Tracks." Counsel Senie has proposed the parties modify the Boundary Line Agreement to afford access via the "Dirt Path Extension," but no proposal has been made to NPS (nor permit requested) to construct, alter, or expand any portion of Proprietors Road on federal land. Therefore, the Seashore has neither evaluated nor authorized such use.

Sincerely,

Leslie Reynolds

Acting Superintendent

i Regnolds

cc:

Barbara Carboni

Attorney Senie

### **Elizabeth Sturdy**

From:

**Emily Beebe** 

Sent:

Wednesday, November 16, 2022 12:17 PM

To:

Elizabeth Sturdy; Barbara Carboni

Subject:

8 Stick Bridge Road review

Dear Barbara and Liz,

Please find comments and review of the proposed project at 8 Stick Bridge Road, relative to the jurisdiction of the Board of Health and the Conservation Commission.

- In June 2021 the Conservation Commission reviewed the proposed project at this location, and issued an Order of Conditions. "Site Plan ~ Showing Proposed Dwelling Addition & Proposed Garage/Studio" by Ryder & Wilcox, Inc., dated 5/19/2021, and "Preliminary Site Plan – Proposed Planting within 200' River Setback" by A. Gilson, dated 5/19/2021.
- 2. Most of the project area is outside the jurisdiction of the Conservation Commission, and the proposal included an addition to the existing dwelling, reconfiguring the patio area and driveway and addition of native plantings to mitigate disturbance in the resource areas.
- 3. The Commission determined that the project could be permitted subject to special conditions, which include:
  - -Keeping the driveway pervious; all stormwater shall be managed on-site
  - -The re-configuration of the driveway shall ensure that on-site stormwater shall not impact the resource areas;
  - Notes on plans are specifically incorporated into the Order;
  - -Control of concrete overpour; all overpour shall be removed from the site;
  - Mitigation as proposed is required and not optional;
  - -The site will be inspected daily by the contractor to prevent wind-blown debris from entering the resource areas;
  - -Dumpsters shall be covered to prevent debris from blowing into the resource areas.
- 4. The September 2022 revision of the plans appears to have increased the amount of work done on the west side of the property, and a small portion is within the jurisdictional area. These changes (additional patio area and associated re-grading) have not yet been reviewed by the Conservation Commission. The changes do appear minor in nature as they occur at the outside edge of the Riverfront Area; the planting plan has been adjusted to accommodate for the additional work.
- 5. The property is developed with a single-family dwelling, studio cottage, shed and a new Barn. The septic system serving the property is designed for 5 Bedrooms. The system was inspected in September 2022 by a DEP licensed septic system inspector and passed the inspection. Our review of the proposed floor plans found that the bedroom count proposed does not exceed the design flow for the system.

Thank you for the opportunity to provide comment. Sincerely, Emily

Emily Beebe, RS Truro Health & Conservation Agent 24 Town Hall Road Truro, MA 02666

## Benjamin E. Zehnder LLC

62 Route 6A, Suite B Orleans, Massachusetts 02653

> Benjamin E. Zehnder, Esq. bzehnder@zehnderllc.com Tel: (508) 255-7766

October 17, 2022

Town Clerk Kaci Fullerton Truro Town Hall 24 Town Hall Road Truro, MA 02666

Re:

8 Stick Bridge Road (54-89)

New Planning Board Site Plan Review Application

Dear Ms. Fullerton:

On behalf of owners Robert Christopher Anderson and Loic Rossignon, please find enclosed for filing with the Planning Board an original plus 9 copies of a new application for Site Plan Review, as well as payment in the amount of \$250.00 for the filing fee.

Very truly yours,

Benjamin E. Zehnder

Thank you for your attention.

Enc.

cc via email only w/ attachments:

client

Alison Alessi

Barbara Carboni

Brian Carlstrom

Annie Gilson

David Lyttle

Lauren McKean

Elizabeth Sturdy



# Town of Truro Planning Board P.O. Box 2030, Truro, MA 02666

### APPLICATION FOR RESIDENTIAL SITE PLAN REVIEW

To the Town Clerk and	the Planning Board of the	Town of Truro, MA	Date _	October 17, 2022
The undersigned hereby	files an application with the	he Truro Planning I	Board for the followin	g:
X Site	Plan Review pursuant to	§70 of the Truro Zo	oning Bylaw	
	iver of Site Plan Review p te: Site Plan Review shal			
1. General Information Description of Property improved with two single	on and Proposed Project3 family dwellings and barn. A	.66 ac. non-conformi	ng property (frontage) in	n Seashore District ng, demolition of 2nd
dwelling, and construction	of new garage / studio with	landscaping, pool wit	th porch pavilion, and in	vasive species removal.
	8 Stick Bridge Road			
Registry of Deeds title r NumberN	eference: Book 312 /A and Land Ct.	230 , Page _ Lot # N/A	33 , o and Plan #	or Certificate of Title N/A
	Robert Christo			
Applicant's Legal Maili	ng Address 225 Commerc	ial Street, Provinceto	wn, MA 02657	
	ax and Email (508) 246-622			oicmarcross@gmail.con
X Owner	ollowing: (please check appr	* Other	*Written Permission of required for submittal o	
	ress		(2.2)	0.1
Representative's Name			r 62 Route 6A, Suite B,	Orleans, MA 02653
Representative's Phone	s), Fax and Email	(508) 255-7766; bzel	hnder@zehnderllc.com	
requirements of §70.4.C to the public interest, ca request for a waiver by	<ul> <li>The Planning Board mag</li> <li>provided that in the opiniouse the Town any expenses</li> <li>the applicant shall be accepted waivers are requested</li> </ul>	on of the Planning I , or be inconsistent ompanied by a rea	Board such a waiver w with the intent and pu sonable explanation a	rould not be detrimenta repose of this Bylaw. As as to why the waiver is
Department, and/or	Ivised to consult with the Health Department prior to	Building Commis submitting this ap	ssioner, Planning Dep plication.	partment, Conservation
Signature(s)	10/17	12		
Applicant(\$7/Represe	entative Printed Name(s)	Owr	ner(s) Printed Name(s) or writ	ten permission
1 1' - 4/ \/D	Commence (A)		Oumar(a) Signatura(e) or writ	ton parmicrion

Your signature on this application authorizes the Members of the Planning Board and town staff to visit and enter upon the subject property.

## 70.4 - RESIDENTIAL SITE PLAN REVIEW CHECKLIST - Applicant

Address: 8 Stick Bridge Road Applicant Name: Robert C. Anderson & Loic Rossignon Date: October 17, 2022					
No.	Requirement	Included	Not Included	Explanation, if needed	
C. Pro	cedures and Plan Requirements				
1a.	An original and 9 copies of the Application for Site Plan Review	X			
1b.	10 copies of the required plans and other required information including this Checklist	X			
1c.	Completed Criteria Review	X			
1d.	Certified copy of the abutters list obtained from the Truro Assessors Office	X			
1e.	Applicable filing fee	X			
	Site Plans				
2a.	Site Plans shall be prepared, stamped and signed by a Registered Land Surveyor and Professional Engineer	X			
2b.	Site Plans shall be prepared at a scale of one inch equals forty feet (1"=40') or larger	X			
3	Site Plan shall include the following:				
3a. 1	North Arrow and a locus plan containing sufficient information to locate the subject property, such as streets bounding or providing access to the property.	X			
3a. 2	Zoning Information: All applicable Zoning Bylaw information regarding the site's development, both existing and proposed conditions. This information shall be placed in a table format which must list all setbacks; percent of lot coverage, broken out between building, pavement, landscape coverage, etc.; number of buildings; total amount of square feet; and any other applicable zoning information necessary for the proper review of the site plan.	X			
	Existing:				
	All setbacks	X			
	Percent (%) of lot coverage broken out between building, pavement, landscape coverage, etc.;	X			
	Number of buildings	X			
	Total number of square feet	X			
	Any other applicable zoning information necessary for the proper review of the site plan		X	N/A	

## 70.4 - RESIDENTIAL SITE PLAN REVIEW CHECKLIST - Applicant

Address	8 Stick Bridge Road Applicant Name: Robert C. Anderson &	Loic Rossigno	on Dat	Date: October 17, 2022.		
No.	Requirement	Included	Not Included	Explanation, if needed		
	<u>Proposed</u> :					
	All setbacks	X				
	Percent (%) of lot coverage broken out between building, pavement, landscape	X				
	coverage, etc.;					
	Number of buildings	X				
	Total number of square feet	X				
	Any other applicable zoning information necessary for the proper review of the site plan		X	N/A		
3a. 3	Assessor and Deed Information: The Truro Assessors Atlas Map(s) and Parcel(s) numbers and all plan and deed references.	X				
3a. 4	Graphic Scale	X				
3a. 5	Title Block - Including:	X				
	name and description of the project;	X				
	address of the property;	X				
	names of the record owner(s) and the applicant(s); and	X				
	date of the preparation of the plan(s) and subsequent revision dates	X				
3a. 6	Legend of All Symbols		X	Standard symbols used.		
3a. 7	Property boundaries, dimensions and lot area	X		·		
3a. 8	Topography and grading plan	X				
3a. 9	Location, including setbacks of all existing and proposed buildings and additions	X				
3a. 10	Septic system location	X				
3a. 11	Location of (as applicable):					
	wetlands	X				
	the National Flood Insurance Program flood hazard elevation, and	X				
	Massachusetts Natural Heritage Endangered Species Act jurisdiction	X				
3a. 12	Driveway(s) and driveway opening(s)	X				
3a. 13	Existing and proposed lighting	X				
3a. 14	Existing landscape features both vegetative and structural	X				
3a. 15	Limit of work area (area to be disturbed during construction, including parking and storage of vehicles and equipment) and work staging area(s)	X				

## 70.4 - RESIDENTIAL SITE PLAN REVIEW CHECKLIST - Applicant

Address: 8 Stick Bridge Road Applicant Name: Robert C. Anderson & Loic Rossignon Date: October 1				
No.	Requirement	Included	Not Included	Explanation, if needed
	Architectural Plans			
3b.	Architectural plans with all dimensions at a scale of no less than 1/8" = 1'-0", including:	X		
	elevations	X		
	floor plans	X		
3c.	Lighting specification, including style and wattage(s)	X		
	Neighborhood Context:			
3d.	Photographs or other readily available data concerning the location and size of buildings on lots adjacent to or visible from the lot under consideration in order to provide a neighborhood context for the property under consideration	X		
3e.	Re-vegetation/Landscaping plan, including both vegetative and structural features	X		

### ADDRESSING THE REVIEW CRITERIA

### **§ 70.1 PURPOSE**

The purpose of Site Plan Review for Commercial Development and for Residential Development is to protect the health, safety, convenience and general welfare of the inhabitants of the Town. It provides for a review of plans for uses and structures which may have significant impacts, both within the site and in relation to adjacent properties and streets; including the potential impact on public services and infrastructure; pedestrian and vehicular traffic; significant environmental and historic resources; abutting properties; and community character and ambiance.

<u>Instructions</u>: Please provide the Planning Board with a short explanation of how your application meets each of the review criteria of §70.4D of the Truro Zoning Bylaw. If you require extra space for your answers, please attach the additional information to your application in no more than two pages. This is to provide the Planning Board with an overview of your rationale prior to the meeting.

### §70.4D – REVIEW CRITERIA

The Planning Board shall review Residential Site Plans and their supporting information. It is the intent of Residential Site Plan Review that all new construction shall be sited and implemented in a manner that is in keeping with the scale of other buildings and structures in its immediate vicinity in order to preserve the characteristics of existing neighborhoods. Such an evaluation shall be based on the following standards and criteria:

- 1. Relation of Buildings and Structures to the Environment. Proposed development relates to the existing terrain and lot and provides for solar and wind orientation which encourages energy conservation because:
  - The applicants property is roughly triangular shaped, with a point to the north and a base along the wetlands bordering an inlet of the Pamet River off of the Mill Pond. The topography rises evenly approximately 55' from the wetland edge to the northerly lot corner, resulting in the property having a broad south-facing slope. The applicants propose additions to the easterly end of the existing historic dwelling house, which is located mid-way up the lot towards the westerly side line. This location will benefit from the southerly solar exposure, which the long east-west axis of the addition and the interior floor plan will maximize. The elevation change in this area results in good air flow during the summer, which will promote energy conservation, as will the new energy-efficient construction.
- 2. Building Design and Landscaping. Proposed development is consistent with the prevailing character and scale of the buildings and structures in the neighborhood through the use of appropriate scale, massing, building materials, screening, lighting and other architectural techniques because:
  - The applicants submit that the proposal is consistent with the character and scale of existing buildings in the surrounding neighborhood. This area of Truro is characterized by a mix of historic Cape style houses, many built when the neighborhood was first developed as farmland, and a more recent, more numerous collection of houses built in the latter half of the 20th century, when Cape Cod was popularized as a vacation and second home destination. The applicants' proposal is in harmony with this mix; it retains the historic Nehemiah Mayo Cape house, while providing additional living space, with modern construction and features, which echoes the same Cape style design language, including the same roof profile and similar proportions, shingle siding, and orientation.

5.	practicable by minimizing any grade changes and removal of vegetation and soil because:  The applicants wish to preserve their property's landscape in a natural state to the extent practicable and do not
	propose any grade changes, with their proposed addition conforming to the existing hill slope. The vegetation
	changes they propose are to remove invasive tree and plant species and restore the southerly portion of the property
	to meadow and fruit trees, with pollinator species including black cherry and locust trees chosen for preservation.
	This will restore the buffer to the river. New landscape plantings of Eastern white pine, inkberry, honey locust,
	fescue, and Northern bayberry are proposed by the dwelling addition.
4.	Circulation. Curb cuts and driveways will be safe and convenient and will be consistent with Chapter I, Section 9 of the General Bylaws of the Town of Truro because:  The applicants do not propose any change to their existing gravel driveway, which provides adequate and safe
	access to Old County Road via Eagle Neck Road, nor do they propose any new curb cuts. To improve the drive's
	ongoing maintenance the applicants propose installation of a gravel drainage trench along its east (downhill) side
	to intercept stormwater runoff.
	•
5.	Lighting. Lighting will be consistent with Chapter IV, Section 6 of the General Bylaws of the Town of Truro. There will be protection of adjacent properties and the night sky from intrusive lighting because:  Please see lighting plans and specification sheets filed herewith. The applicants do not expect any impact on
	adjacent properties or the night sky from their lighting. All exterior fixtures will be night sky compliant and are
	limited in number. Additionally, the applicants' property is secluded from its neighbors due to the adjacent
	wetlands, the surrounding hilly topography, and the extensive nearby tree growth.



# **TOWN OF TRURO**

## Assessors Office Certified Abutters List Request Form



11

	<b>DATE:</b> May 16, 2022
NAME OF APPLICANT:	Robert Christopher Anderson and Loic Rossignon
NAME OF AGENT (if any):	Benjamin E. Zehnder
MAILING ADDRESS:	62 Route 6A, Suite B, Orleans, MA 02653
CONTACT: HOME/CELL_	(508) 255-7766 EMAIL bzehnder@zehnderllc.com
PROPERTY LOCATION:	8 Stick Bridge Road
	(street address)
PROPERTY IDENTIFICATION	NUMBER: MAP 54 PARCEL 89 EXT. (if condominium)
ABUTTERS LIST NEEDED FOR	R: FEE: \$15.00 per checked item
(please check <u>all</u> applicable)	(Fee must accompany the application unless other arrangements are made)
Board of Health <sup>5</sup>	Planning Board (PB)  Zoning Board of Appeals (ZBA)
Cape Cod Commission	Special Permit <sup>1</sup> XX Special Permit <sup>1</sup>
Conservation Commission <sup>4</sup>	XX Site Plan <sup>2</sup> Variance <sup>1</sup>
Licensing	Preliminary Subdivision <sup>3</sup>
Туре:	Definitive Subdivision <sup>3</sup>
	Accessory Dwelling Unit (ADU) <sup>2</sup>
XX Other Historical Review	(Fee: Inquire with Assessors)
	(Please Specify)
Note: Per M.G.L., proce	essing may take up to 10 calendar days. Please plan accordingly.
THIS SE	CTION FOR ASSESSORS OFFICE USE ONLY
Date request received by Amessors:	5/19 WT Date completed: 5/19 1072
List completed by	Date paid: 5/19 1/1/2 Gust Check # 1/1

<sup>&</sup>lt;sup>1</sup>Abutters, owners of land directly opposite on any public or private street or way, and abutters to the abutters within 300 feet of the property line.

<sup>&</sup>lt;sup>2</sup>Abutters to the subject property, abutters to the abutters, and owners of properties across the street from the subject property.

<sup>&</sup>lt;sup>3</sup>Landowners immediately bordering the proposed subdivision, landowners immediately bordering the immediate abutters, and landowners located across the streets and ways bordering the proposed subdivision. <u>Note</u>: For Definitive Subdivision only, responsibility of applicant to notify abutters and produce evidence as required.

<sup>&</sup>lt;sup>4</sup>All abutters within 300 feet of parcel, except Beach Point between Knowles Heights Road and Provincetown border, in which case it is all abutters within 100 feet. Note: Responsibility of applicant to notify abutters and produce evidence as required.

<sup>&</sup>lt;sup>5</sup>Abutters sharing any boundary or corner in any direction – including land across a street, river or stream. <u>Note</u>: Responsibility of applicant to notify abutters and produce evidence as required.



### TRURO ASSESSORS OFFICE

PO Box 2012 Truro, MA 02666

Telephone: (508) 214-0921

Fax: (508) 349-5506

**Date:** May 19, 2022

To: Benjamin WE. Zehnder, Agent for Robert Christopher Anderson

and Loic Rossignon

From: Assessors Department

Certified Abutters List: 8 Stick Bridge Road (Map 54, Parcel 89)

Planning Board/ Site Plan

Attached is a combined list of abutters for the property located at 8 Stick Bridge Road.

The current owners are Robert Christopher Anderson and Loic Rossignon.

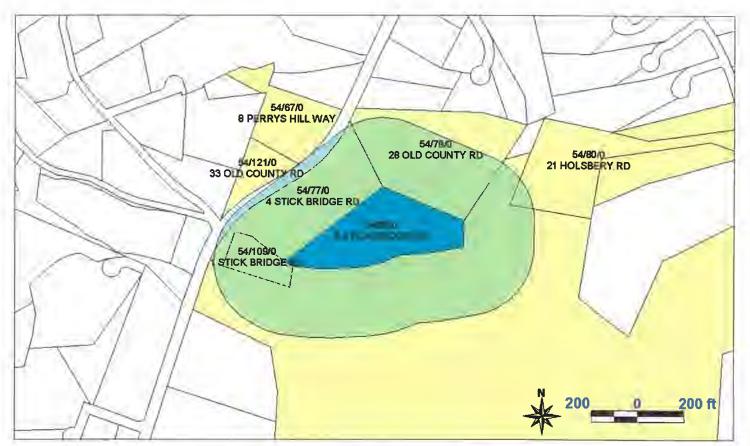
The names and addresses of the abutters are as of May 13, 2022 according to the most recent documents received from the Barnstable County Registry of Deeds.

Certified by:

Olga Farrell Assessing Clerk

### TOWN OF TRURO, MA BOARD OF ASSESSORS P.O. BOX 2012, TRURO MA 02666

### Abutters List Within 300 feet of Parcel 54/89/0



Key	Parcel ID	Owner	Location	Mailing Street	Mailing City	ST	Zip Cd/Country
7292	40-999-0-E	USA-DEPT OF INTERIOR Cape Cod National Seashore	0 CAPE COD NATIONAL SEASHORE	99 Marconi Site Rd	Wellfleet	MA	02667
3300	54-67-0-R	FRANK MARGARET G IRREV TR 2012 TRS: FRANK JEREMIAH D	8 PERRYS HILL WAY	23 CLEVELAND ST #2	ARLINGTON	MA	02474
3308	54-77-0-R	BLAKE SARAH I & WEINER JOSHUA	4 STICK BRIDGE RD	2808 CATHEDRAL ST	WASHINGTON	DC	20008
3309	54-78-0-R	SHENK GEOFFREY C,SHENK NOAH E	28 OLD COUNTY RD	PO BOX 530	TRURO	MA	02666
3311	54-80-0-R	IRWIN R REIN & MARSHA L REIN 2018 LIVING TRST DTD 7/16/18	21 HOLSBERY RD	TRS: MARSHA L & IRWIN R REIN 424 CARLTON RD	WYCKOFF	NJ	07481
3320	54-89-0-R	ANDERSON ROBERT CHRISTOPHER & ROSSIGNON LOIC	8 STICK BRIDGE RD	225 COMMERCIAL ST	PROVINCETOWN	MA	02657
5567	54-109-0-E	TRURO CONSERVATION TRUST TRS: BETSEY BROWN ET AL	1 STICK BRIDGE RD	PO BOX 327	NO TRURO	MA	02652-0327
7368	54-121-0-R	HAIDLE ANDREW & BALSKUS EMILY	33 OLD COUNTY RD	23 VILLAGE ST	SOMERVILLE	MA	02143

5/19/2022 Page 1

40-999-0-E

54-67-0-R

54-80-0-R

54-121-0-R

54-77-0-R

**USA-DEPT OF INTERIOR** Cape Cod National Seashore 99 Marconi Site Rd Wellfleet, MA 02667

FRANK MARGARET G IRREV TR 2012 TRS: FRANK JEREMIAH D 23 CLEVELAND ST #2 ARLINGTON, MA 02474

**BLAKE SARAH I & WEINER JOSHUA** 2808 CATHEDRAL ST WASHINGTON, DC 20008

54-78-0-R

IRWIN R REIN & MARSHA L REIN 2018 LIVING TRST DTD 7/16/18 TRS: MARSHA L & IRWIN R REIN 424 CARLTON RD

54-89-0-R

SHENK EHREN G.A. PO BOX 530 TRURO, MA 02666

WYCKOFF, NJ 07481

ANDERSON ROBERT CHRISTOPHER & **ROSSIGNON LOIC** 225 COMMERCIAL ST PROVINCETOWN, MA 02657

54-109-0-E

TRURO CONSERVATION TRUST TRS: BETSEY BROWN ET AL PO BOX 327 NO TRURO, MA 02652-0327

SHENK GEOFFREY C, SHENK NOAH E&

HAIDLE ANDREW & BALSKUS EMILY 23 VILLAGE ST SOMERVILLE, MA 02143

**Town of TRURO - Fiscal Year 2022** Key: 3320 9/15/2021 10:15 am SEQ #: 3,420 **CURRENT OWNER** PARCEL ID LOCATION CLASS CLASS% DESCRIPTION BN ID BN CARD 8 STICK BRIDGE RD 1090 100 MULTIPLE HSES 1 1 of 2 54-89-0 ANDERSON ROBERT CHRISTOPHER & ROSSIGNON LOIC TRANSFER HISTORY SALE PRICE PMT NO PMT DT DESC AMOUNT INSP BY 1st DOS BK-PG (Cert) TY % 225 COMMERCIAL ST 04/27/2018 V ANDERSON ROBERT CHRISTOPH 850,000 31230-33 20-281 10/05/2020 8 BARN 95.000 01/11/2021 LG 90 90 PROVINCETOWN, MA 02657 TUDOR LYNNE RAE GROVES-05/16/2003 J 100,000 16928-209+ 20-270 09/30/2020 5 DEMO 4.000 01/11/2021 LG 100 100 TUDOR LYNNE R GROVES- & 08/04/1978 2760-047+ 19-070 03/11/2019 4 REHAB 6,000 11/27/2019 LG 100 100 ADJ VALUE CD T AC/SF/UN Nbhd Infl1 Infl2 ADJ BASE SAF vc l CREDIT AMT Infl3 Lpi 100 0.775 16 1.00 1.00 1.00 431,840 1.00 1 1.00 SR2 1.60 334,680 300 2.885 16 1.00 1 1.00 1 1.00 32,960 1.00 1 1.00 SR2 1.60 95,090 D TOTAL 3.660 Acres ZONING NSD FRNT 39 ASSESSED CURRENT **PREVIOUS** N FY11 - SHF'S WERE CBN'S NOW IN DISUSE & USED LAND 429,800 429.800 Nbhd NAT'L SEASHORE O AS SHF'S; ST1 CHGD TO BLDG#2+CLASS CHG TO BUILDING 292.400 266,900 Infl1 T 109(BUT CODE 200 NEVER ADDED PER (B) USF 0.75 NO ADJ DETACHED 42,500 3,100 12 E FY11REVAL+DOR SPECS.FY12 ACRG INCR PER OTHER 103,300 89,900 Infl2 NO ADJ (C) BAS BAS 2010 PLAN. 13 TOTAL 868,000 789.700 (E) QUAL COND DIM/NOTE ΥB UNITS ADJ PRICE RCNLD PHOTO 11/27/2019 TY 29 SHF 1.00 A 0.75 8X12 96 14.91 1,100 SHF 1.00 A 0.75 5\*6 30 300 Α 15.54 (A) USF 0.50 D BB2 1,143 E 1.80 E 1.00 24\*33+13\*27 2020 36.00 41,100 BAS F 13 33 43 29 29 (D) PAT 11 42 BLDG COMMENTS BUILDING CD ADJ DESC **MEASURE** 11/27/2019 LG RESIDENTIAL MODEL 1 LIST 7/12/2010 EST 1.20 OLD STYLE [100%] STYLE 7 B QUALITY Α 1.00 AVERAGE [100%] REVIEW 12/15/2010 MR U FRAME 1.00 WOOD FRAME [100%] ELEMENT CD DESCRIPTION ADJ S BAT T DESCRIPTION UNITS ΥB ADJ PRICE RCN TOTAL RCN YEAR BLT 1781 SIZE ADJ 1.010 423,788 CONDITION ELEM FOUNDATION 1.00 + BAS BAS AREA 235.18 269,049 CD 1,759 DETAIL ADJ 1.000 1,144 1781 **NET AREA** D 1.00 EXT. COVER 1 WOOD SHINGLES + USF UP-STRY FIN 112,684 615 1781 183.23 \$NLA(RCN) \$241 OVERALL 1.230 **ROOF SHAPE** 1 GABLE 1.00 + PAT N PATIO 13,162 1,296 10.16 CAPACITY UNITS ADJ 2 WOOD SHINGLES ROOF COVER 1.01 F11 O FPL 1S 10P 8,386.80 8,387 FLOOR COVER 2 SOFTWOOD 1.00 O FPL 2S 2OP STORIES(FAR) 1.00 F22 16,306.40 16,306 1.5 1 PLASTER INT. FINISH 1.00 1.00 ROOMS 0 HEATING/COOLING 2 HOT WATER 1.02 **BEDROOMS** 1.00 3 1 OIL **FUEL SOURCE** 1.00 **BATHROOMS** 2 1.00 **FIXTURES** \$4.200 6 EFF.YR/AGE 1985 / 35 UNITS 1.00 COND 31 31 % **FUNC** 0 **ECON** 0 DEPR 31 % GD 69 RCNLD \$292,400

**Town of TRURO - Fiscal Year 2022** Key: 3320 9/15/2021 10:15 am SEQ #: 3,421 **CURRENT OWNER** PARCEL ID LOCATION CLASS CLASS% DESCRIPTION BN ID BN CARD 54-89-0 8 STICK BRIDGE RD 1090 100 MULTIPLE HSES 2 2 of 2 ANDERSON ROBERT CHRISTOPHER & ROSSIGNON LOIC TRANSFER HISTORY DOS SALE PRICE BK-PG (Cert) PMT NO PMT DT TY DESC AMOUNT INSP BY 1st % 225 COMMERCIAL ST PROVINCETOWN, MA 02657 ADJ VALUE CD T AC/SF/UN Nbhd Infl1 Infl2 ADJ BASE SAF Infl3 Lpi vc CREDIT AMT Ν D TOTAL ZONING FRNT ASSESSED CURRENT **PREVIOUS** LAND Nbhd BUILDING 103.300 Infl1 DETACHED OTHER (C) 5 WDK Infl2 TOTAL TY QUAL COND DIM/NOTE ΥB UNITS ADJ PRICE RCNLD PHOTO 01/11/202 (B) WDK (A) USF 0.50 BAS F 21 12 Interior access to upper floor via steep ladder/stair. BLDG COMMENTS BUILDING CD ADJ DESC **MEASURE** 11/27/2019 LG 11/27/19 Both floors currently used as storage, not RESIDENTIAL MODEL furnished. FY11 - CREATED DET BLDG AS EST LIST 7/12/2010 1.10 CAPE [100%] EST STYLE SEPARATE RENTAL. B QUALITY Α 1.00 AVERAGE [100%] REVIEW U FRAME 1.00 WOOD FRAME [100%] ELEMENT CD DESCRIPTION ADJ S BAT T DESCRIPTION UNITS ΥB ADJ PRICE RCN TOTAL RCN YEAR BLT SIZE ADJ 1.060 149,653 A BAS CONDITION ELEM CD FOUNDATION 1.00 BAS AREA 208.70 96,418 693 DETAIL ADJ 1.000 462 **NET AREA** D 1 WOOD SHINGLES EXT. COVER 1.00 A USF UP-STRY FIN 231 165.08 38,134 \$216 OVERALL \$NLA(RCN) 1.040 **ROOF SHAPE** 1 GABLE 1.00 + WDK N ATT WOOD DECK 10,934 312 35.04 CAPACITY UNITS ADJ ROOF COVER 2 WOOD SHINGLES O MASONRY STACK 1.01 MST 2,067.00 2,067 FLOOR COVER 99 N/A 1.00 STORIES(FAR) 1.00 1.5 INT. FINISH 99 N/A 1.00 ROOMS 1.00 13 NO HEAT HEATING/COOLING 0.93 **BEDROOMS** 1.00 8 NONE FUEL SOURCE 1.00 **BATHROOMS** 1.00 **FIXTURES** \$2,100 EFF.YR/AGE 1985 / 35 UNITS 1.00 COND 31 31 % **FUNC** 0 **ECON** 0 DEPR 31 % GD RCNLD \$103,300



Bk 31230 Pg33 #19607 04-27-2018 @ 02:11p

Property address: 8 Stick Bridge Road, Truro, Massachusetts 02666

### **QUITCLAIM DEED**

I. Lynne Rae Groves Tudor, unmarried, of Framingham, Massachusetts,

for consideration paid of Eight Hundred Fifty Thousand and 00/100 (\$850,000.00) Dollars,

grant to Robert Christopher Anderson and Loic Rossignon, of 225 Commercial Street, Provincetown, Massachusetts 02657, as Joint Tenants,

with QUITCLAIM COVENANTS,

Lot 1 and Lot 2 as shown on a Plan entitled "Plan of Land in Truro as surveyed for Lynne Rae Groves Tudor, scale: 1 inch = 50 feet, May 2010, William N. Rogers, Professional Civil Engineers and Land Surveyors, 41 Off Cemetery Road, Provincetown, Massachusetts", recorded in the Barnstable County Registry of Deeds in Plan Book 635, Page 15.

Meaning and intending to convey the same premises set forth in the deeds recorded with the Barnstable County Registry of Deeds in Book 2760 Page 47 and Book 16928 Page 209 to which reference should be made for Grantor's title.

The Grantor, Lynne Rae Groves Tudor, hereby certifies under the pains and penalties of perjury she is unmarried, hereby waives and release any and all rights of homestead in the above property she may have or be able to claim pursuant to M.G.L. c. 188, and further certifies that no former spouses, partners or former partners in a civil union can claim the benefit of a homestead by court order or otherwise in said property.

MASSACHUSETTS STATE EXCISE TAX
BARNSTABLE COUNTY REGISTRY OF DEEDS

Ctl#: 1038 Doc#: 19607
Fee: \$2,907.00 Cons: \$850,000.00

Date: 04-27-2018 @ 02:11pm

BARNSTABLE COUNTY EXCISE TAX
BARNSTABLE COUNTY REGISTRY OF DEEDS

 8 Stick Bridge Road Deed – Page 2

Witness my hand and seal this 18th day of April 2018.

ynne Rae Groves Tudor

Commonwealth of Massachusetts Barnstable County

On this 18th day of April 2018, before me, the undersigned notary public, personally appeared Lynne Rae Groves Tudor, as aforesaid, proved to me through satisfactory evidence of identification, which was a Driver's License issued by a state government containing her photograph and her signature, to be the person whose name is signed on the preceding Quitclaim Deed, and acknowledged to me that she signed it as her free act and deed, and swore or affirmed to me under the pains and penalties of perjury the statements in said Deed as to marital status and homestead are true.

Notary Public: Harriet J. Hobbs

My Commission expires: July 17, 2020



### Benjamin Zehnder

From: Lynne Budnick <LBudnick@truro-ma.gov>
Sent: Tuesday, September 27, 2022 1:49 PM

To: Benjamin Zehnder
Cc: Rich Stevens
Subject: 8 Stick Bridge Rd

Ben,

Please see the Historical Commission's email below regarding the Building Permit application that was sent to them for the proposed demolition at address: 8 Stick Bridge Rd.

Please call Rich tomorrow morning before 10:30 am or after 2 pm. He does leave at 2:30 pm and will not be back in the office until Monday, October 3, 2022.

Rich's direct line: 508-214-0927.

Best regards,

Lynne G. Budnick

### Lynne & Budnick

Principal Office Assistant/Building/Conservation/Health Town of Truro P.O. Box 2030 24 Town Hall Road Truro, MA 02666 Phone: (508) 349-7004, ext. 131 Direct Line: (508) 214-0920

Fax: (508) 349-5508



From: Kiefer, Matthew J. < MKiefer@GOULSTONSTORRS.com>

Sent: Tuesday, August 30, 2022 2:41 PM
To: Lynne Budnick <LBudnick@truro-ma.gov>

Cc: Rich Stevens <rstevens@truro-ma.gov>; Chuck Steinman <c.e.steinman@comcast.net>; Barbara Carboni

<br/><bcarboni@truro-ma.gov><br/>Subject: Re: 8 Stick Bridge Rd</br>

### Lynne

The two structures proposed to be demolished—the former garage and the addition to the main house—appear to have been built in the 1960s and do not meet our age or significance criteria. We note, however, that the consultants for the Historical Commission's Community-wide Historic Survey found that the main house is individually eligible for National Register listing and that the "east ell and outbuildings do not detract from the integrity of the main house." Thus the main house would likely be considered a significant building under our by-law. Accordingly, the proposed demolition is not subject to our demolition delay review provided that the demolition is confined to the above structures and the main house is not compromised in the course of undertaking the project.

Please let us know if you have any questions. Thank you.

Matthew Kiefer, Chair Truro Historical Commission 617-816-6533

From: Lynne Budnick < LBudnick@truro-ma.gov > Date: Wednesday, August 24, 2022 at 4:08 PM

To: Chuck Steinman < c.e.steinman@comcast.net >, Kiefer, Matthew J. < MKiefer@GOULSTONSTORRS.com >

Cc: Rich Stevens < rstevens@truro-ma.gov>

Subject: 8 Stick Bridge Rd

Good afternoon,

Attached you will find an application for the **Demo/Rebuild** and **Addition** at address: **8 Stick Bridge Rd**. We have instructed the owner/contractor not to proceed until we have your decision on the property.

Thank you.

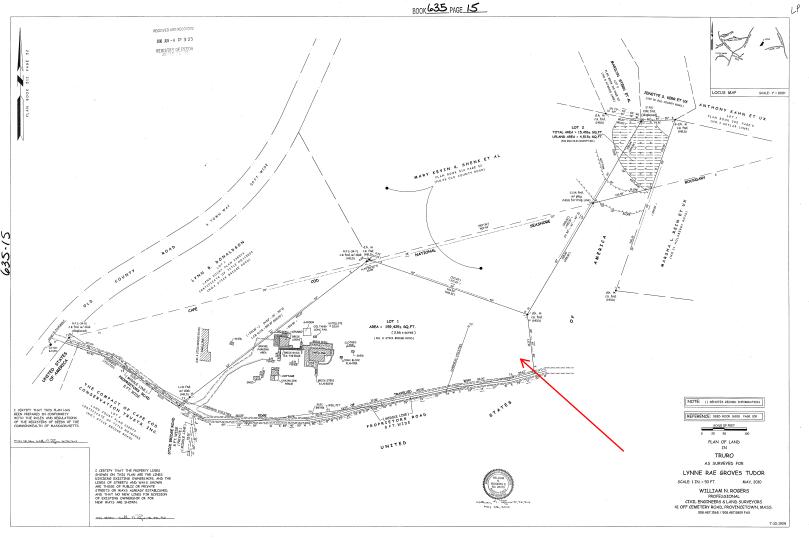
Best regards,

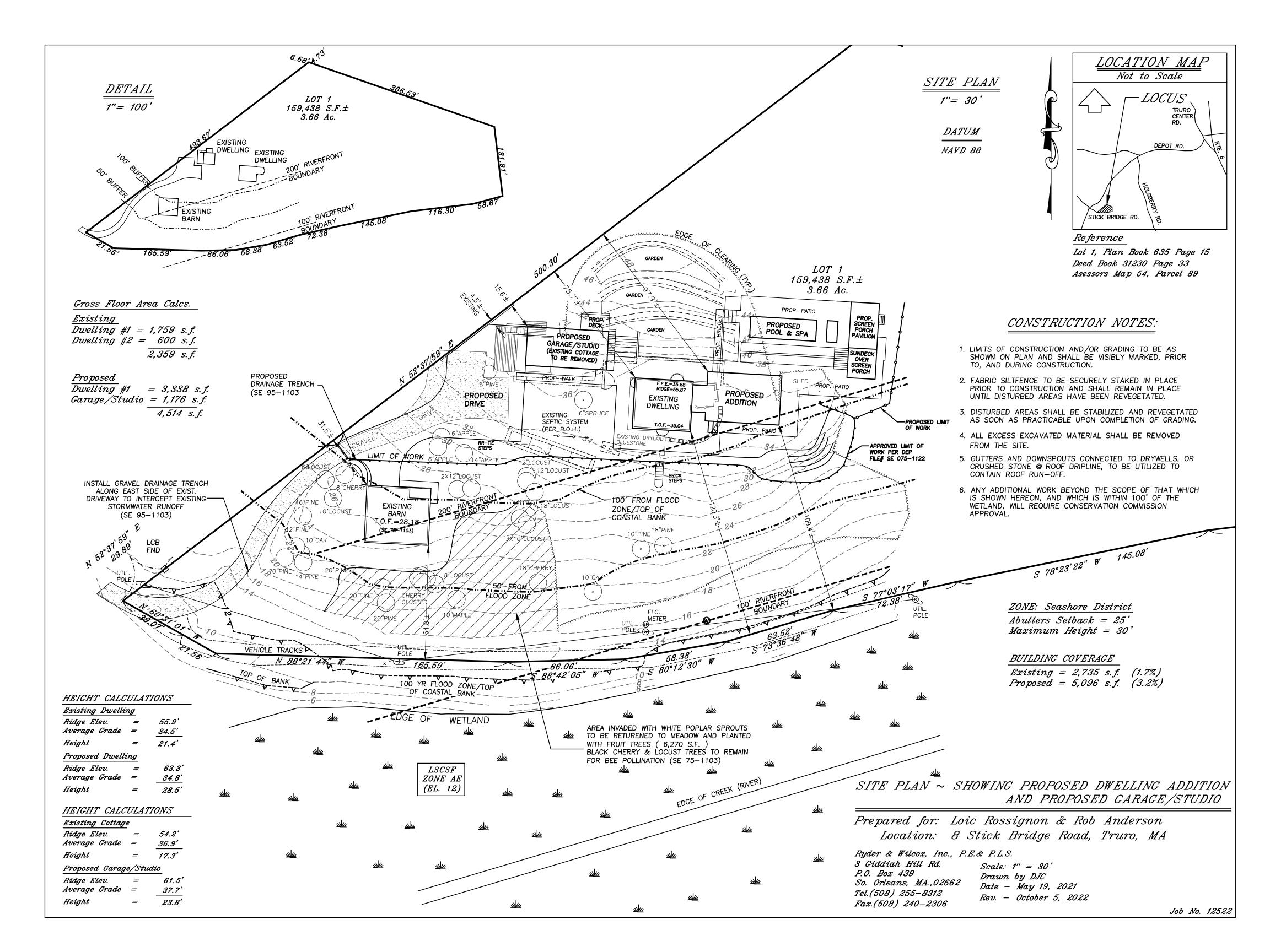
Lynne G. Budnick

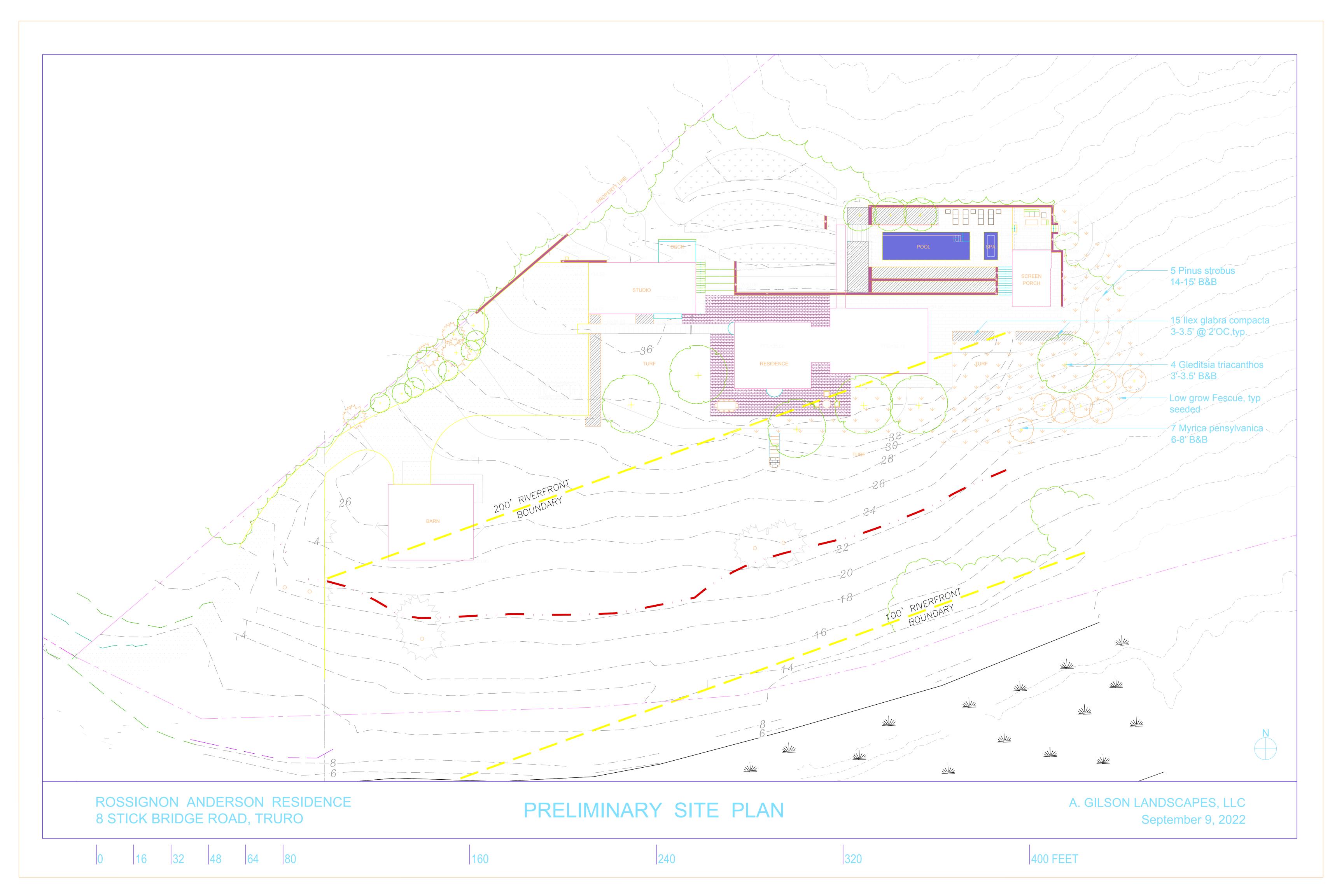
### fynne & Budnick

Principal Office Assistant/Building/Conservation/Health Town of Truro P.O. Box 2030 24 Town Hall Road Truro, MA 02666 Phone: (508) 349-7004, ext. 131 Direct Line: (508) 214-0920

Fax: (508) 349-5508









SOUTH PERSPECTIVE - View from River



NORTH PERSPECTIVE - View from Garden

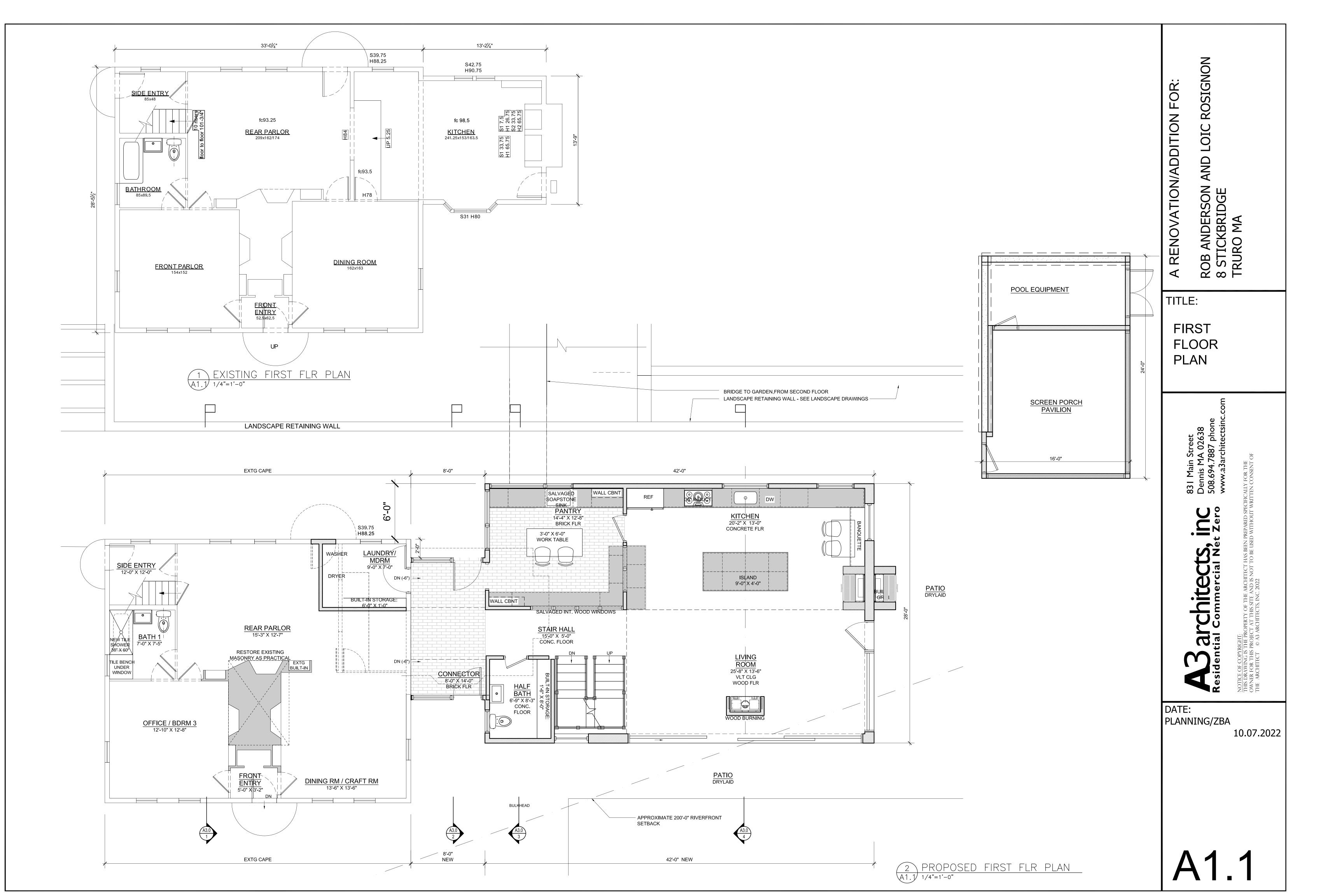
NEW CONSTRUCTION FOR:
ROB ANDERSEN & LOIC ROSSIGNON
8 STICKBRIDGE ROAD
TRURO MA

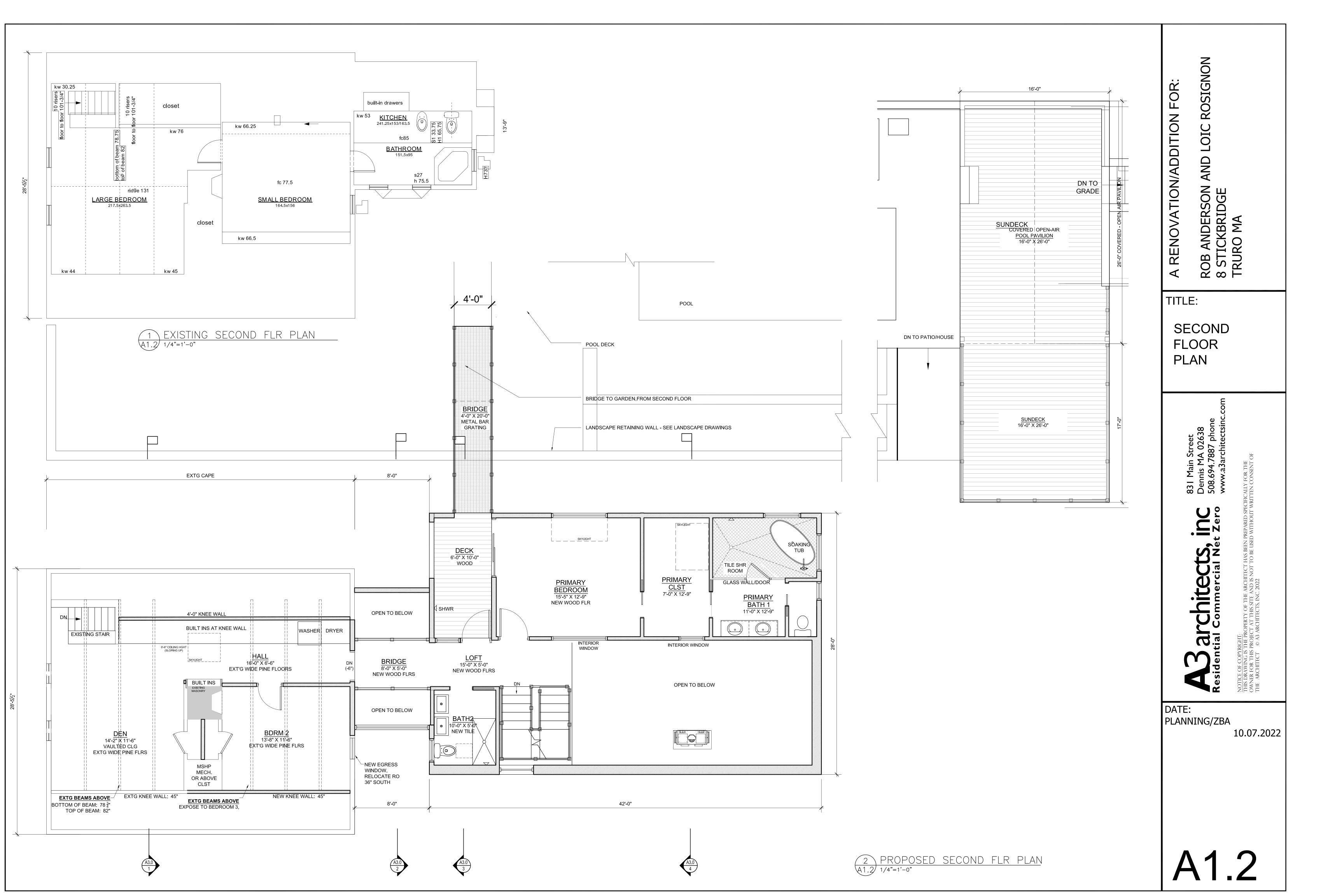
TITLE: PERSPECTIVES

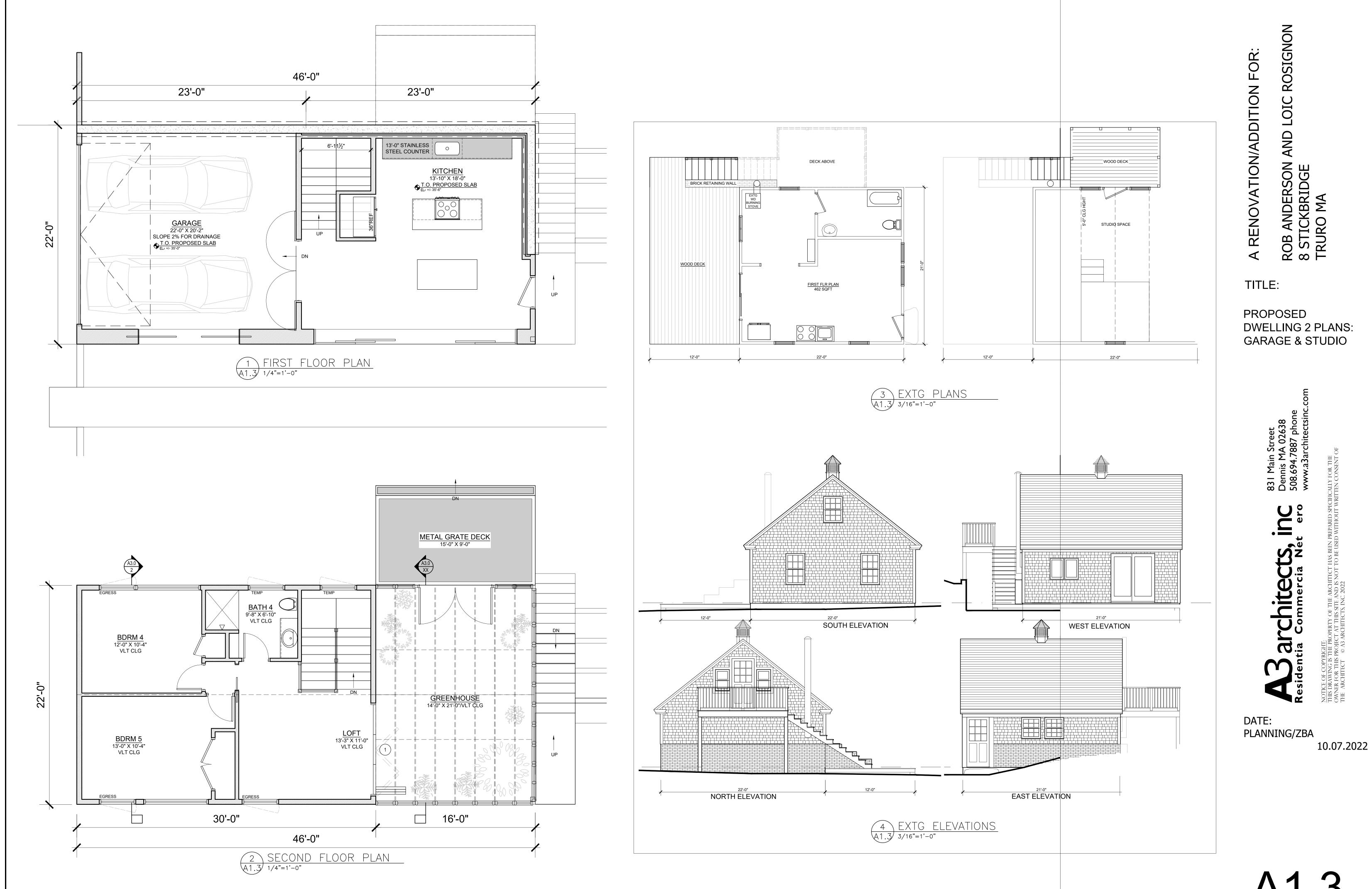
> Dennis, MA 02638 508.694.7887 phone www.a3architectsinc.com

A3 architects, inc

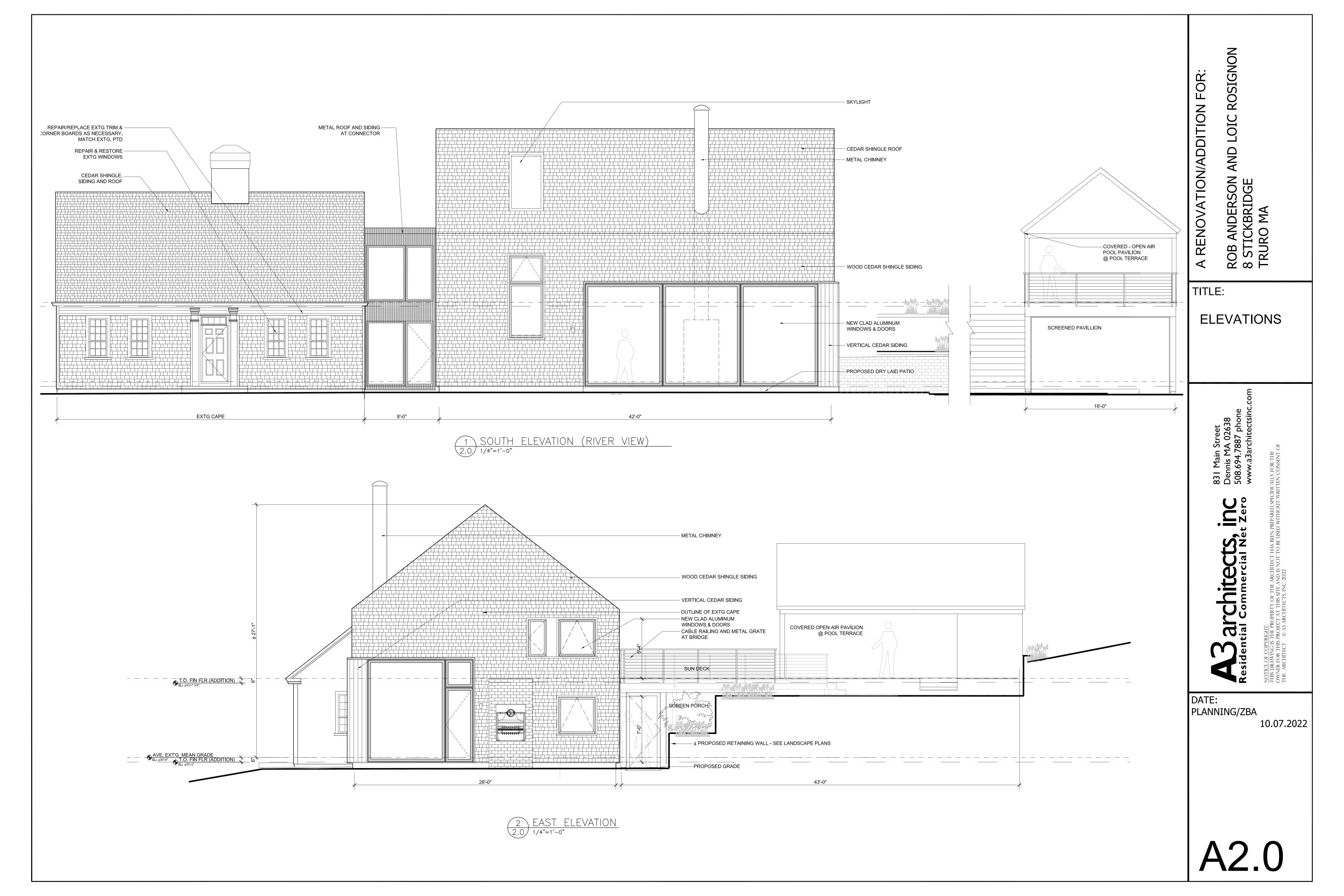
DATE: PLANNING/ZBA: 10.07.2022

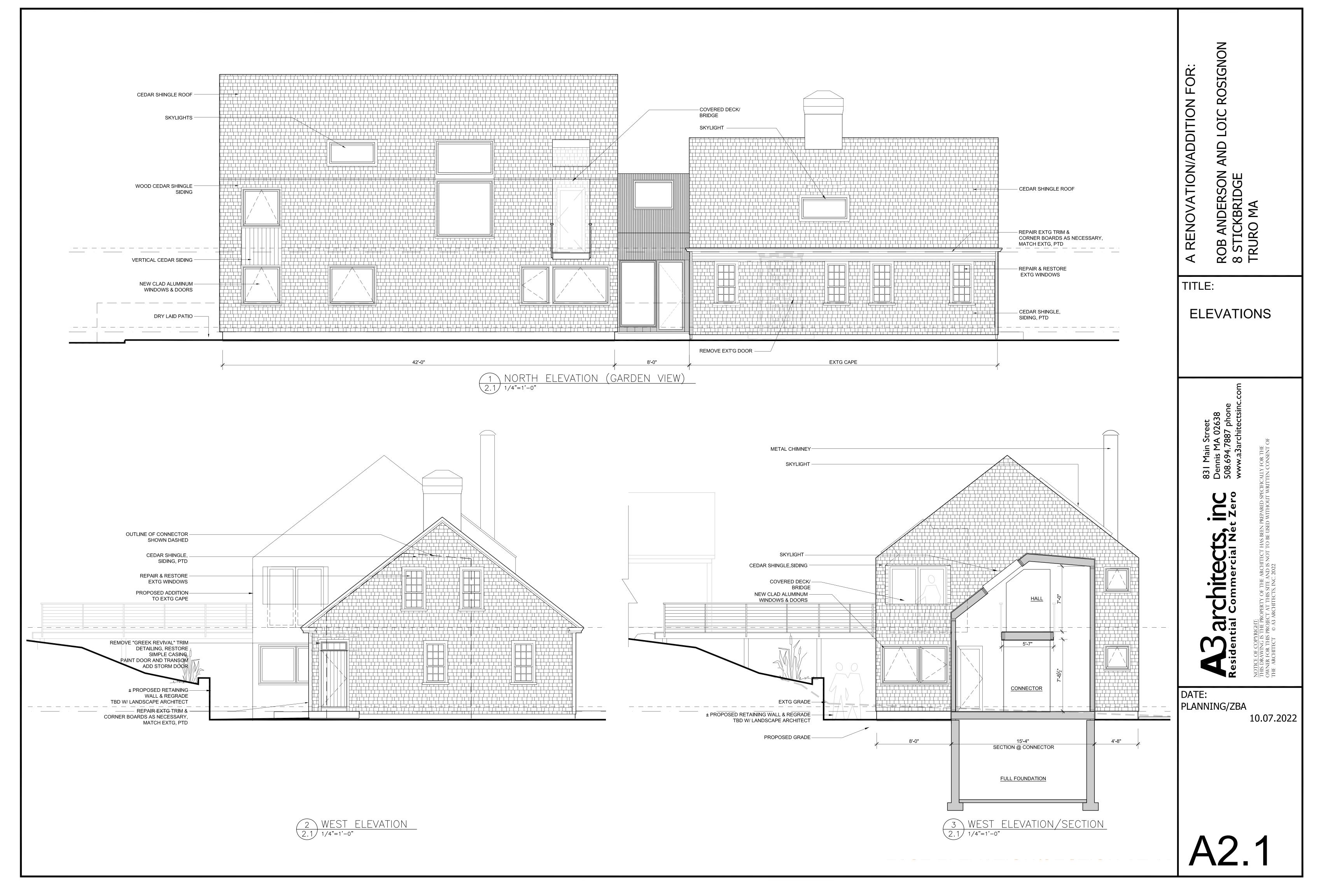


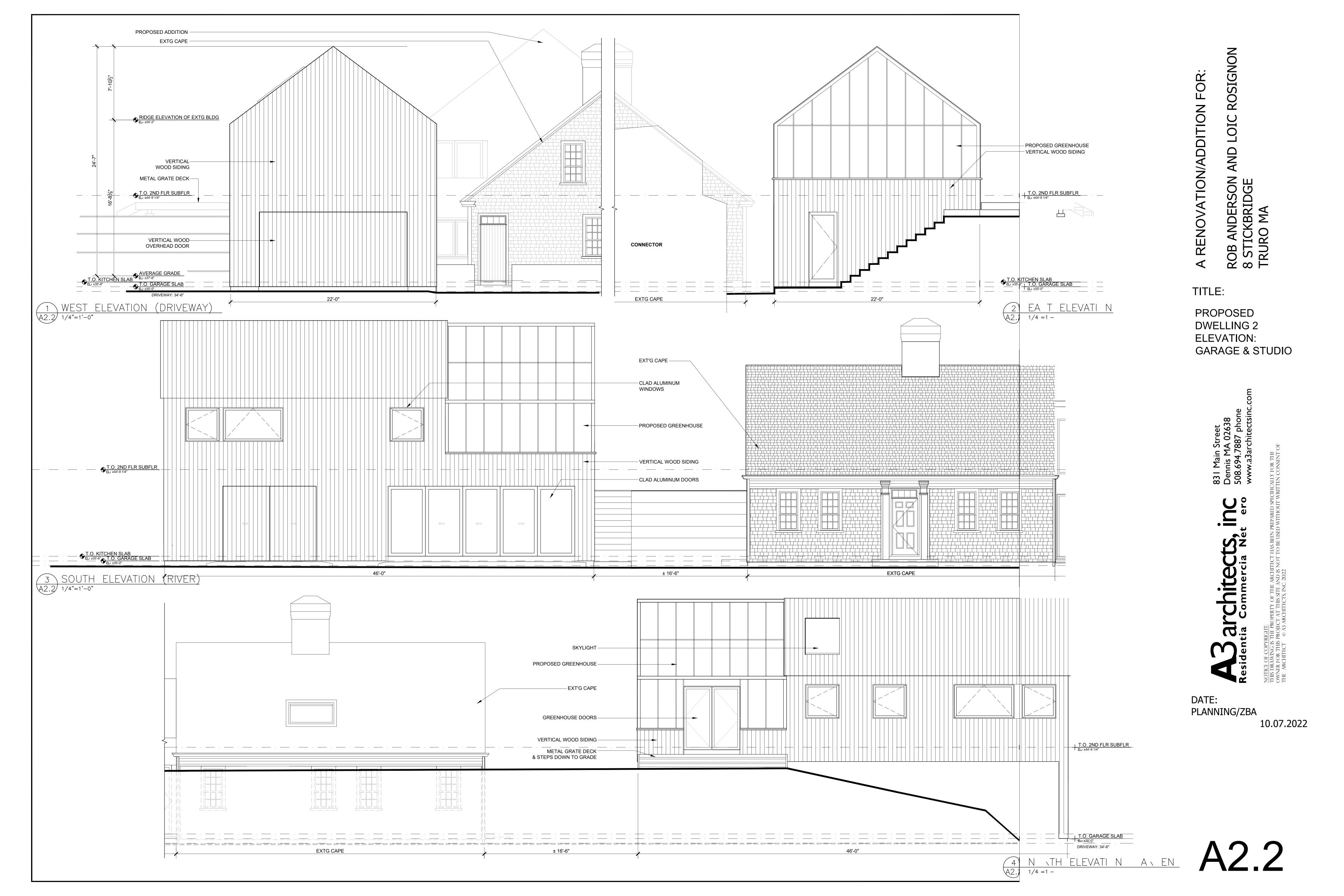




A1.3







@ 2022 Kichler Lighting LLC. All Rights Reserved.

#### **SPECIFICATIONS**

Certifications/Qualifications											
Dark Sky Compliant	Yes www.kichler.com/warranty										
Dimensions											
Base Backplate Extension Weight Height from center of Wall opening (Spec Sheet) Height Width	5.00 X 4.75 8.50" 1.25 LBS 4.00" 7.75" 5.75"										
	5.76										
Light Source	N. d. L. L. L.										
Lamp Included Lamp Type Light Source Max or Nominal Watt # of Bulbs/LED Modules Socket Type	Not Included BR40 Incandescent 120.00 1 Medium										

150"

Wet

Exterior

Wall Mount

### FIXTURE ATTRIBUTES

Mounting/Installation Interior/Exterior

Socket Wire

**Location Rating** 

Mounting Style

Housing	
Primary Material	ALUMINUM
Product/Ordering Information	
SKU	9236AZ
Finish	Architectural Bronze
Style	Contemporary
UPC	783927923644
Finish Options	

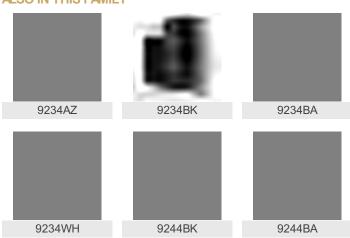


Architectural Bronze

## LIGHT FIXTURE: A



#### **ALSO IN THIS FAMILY**







TYPE:	
CAT. #: LSW16-	

## LIGHT FIXTURE:

## **LSW16 POLARIS**



Shown w/ optional Conduit Hub (CHA)

The **LSW16** wall light is a state-of-the-art high performance LED luminaire. Machined entirely from solid brass bar and gasketed with durable silicone O-rings to ensure the fixture remains hermetically sealed under the most extreme conditions.

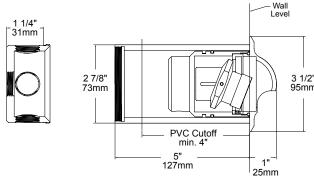
#### Features include:

- 3 Watts
- Cree XLAMP® (XP-L) LED
- 2700, 3000 or 4000K (CRI 80 typ.)
- Thermally Integrated® and Field Serviceable LED Module
- IC Rated for Interior and Exterior Use
- Dimmable to <10% typ.
- 12 VAC Electronic or Magnetic
- Solid Brass Construction









Optional Conduit Hub

With 2 1/2" Sched. 40 PVC Sleeve (included)

## ORDERING GUIDE: (LSW16) L (LED) SW (STEP/WALL LIGHT) 16 (16 X 1/8 = 2")

☐ INDICATES REQUIRED FIELD ( ) INDICATES OPTIONAL FIELD LIGHT SOURCE OPTIC LED COLOR **LENS** 

[A] Adjustable [F] Fixed

[N] 15° Narrow [M] 25° Medium

[W] 40° Wide [WF] 60° Wide Flood

[A] All Optics Kit

**[40D]** 4000K [D] = Dimmable

[27D] 2700K

[30D] 3000K

[F] Frosted

[C] Clear

**ACCESSORIES** 

(Select 4 unless LB is selected, limit 2 with LB):

[H] Hex Baffle [L] Linear Spread

[P] Prismatic Lens

[MP] Micro Prismatic

[F] Frost (Diffusion) [R1, 2, 3 or 4] Red

[G1, 2, 3, or 4] Green [B1, 2, 3, or 4] Blue

[Y1, 2, 3 or 4] Yellow

[LB] Linear Baffle (AR required if paired with second accessory)

[AR] Accessory Retainer

[PVC] PVC Sleeve (default)

[CHA] Conduit Hub, Aluminum w/PVC

MOUNT

[CHB] Conduit Hub, Brass w/PVC

**FINISH** [NAT] Natural

[BLP] Bronze Living Patina [BLP-XD] BLP Extra Dark

[NI] Nickel PVD

[PC] Powder Coat- Specify Color







Aluminum Conduit Hub

Provides up to 5 ports for multi-conduit entries





## Lineal Bollard Illuminated Aluminum Bollard

# LIGHT FIXTURE: C

PROJECT NAME:



High performance slender aluminum bollard with accent panel and configuration options.

#### **FEATURES:**

- Small 4" x 3" footprint
- Available with wood or aluminum front accent panel
- Multiple distribution options
- Concealed mounting hardware

#### **SPECIFICATIONS:**

**CONSTRUCTION**: Seamless aluminum housing comprised of 6005A-T61 extrusion and 6061-T6 end plates. Secures to an A36 steel base weldment. Gasketed handhole access behind accent panel.

**ELECTRICAL**: Powered by a Class P 120-277VAC primary integral power supply behind gasketed handhole cover behind accent panel. System is 0-10V dimmable. Minimum -40°C operating temperature.

**OPTICAL SYSTEM**: LED boards have solderless connections for field upgradability. Available in 2700K, 3000K, 3500k and 4000K color temperatures with >90 CRI. Optics are UV resistant molded PMMA in Type II and V distributions. Consult factory for additional lumen output, CCT, and optical distribution options.

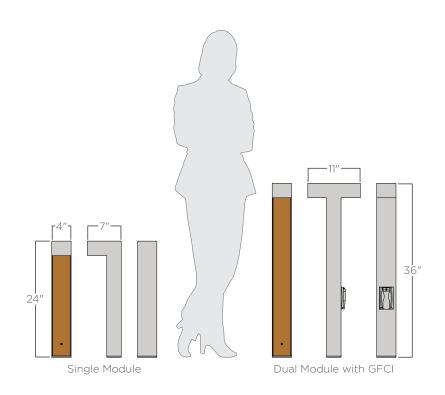
**FINISHES AND MATERIALS**: All exterior aluminum parts are polyester powder coat painted to AAMA-2604 standards. Wood pieces are finished with a low VOC waterborne matte exterior finish containing UV and mildew inhibitors. <u>Care and Maintenance</u>

**HARDWARE**: All luminaire hardware is stainless steel. Anchor bolt kit is hot dipped galvanized.

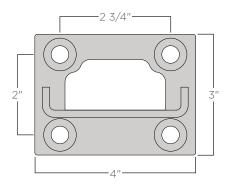


**LISTINGS & RATINGS**: Luminaire CSA listed according to CSA C22.2 No. 250.0-18/UL Standard 1598. Suitable for wet locations. LM-80 test reported L70 > 60,500 hours and calculated L70 > 154,000 hours.





		Standard Output						
Module	Type	Lumens <sup>(1)</sup>	Watts					
Single	П	721	11					
Single	IV	725	11					
Dual	П	1442	22					
Dual	IV	1450	22					
Dual	II/IV	1446	22					
Dual	IV/II	1446	22					







#### ORDERING GUIDE: EXAMPLE: LBL-S-36-L30S0-2-C5-P1/S3-UNV-STD



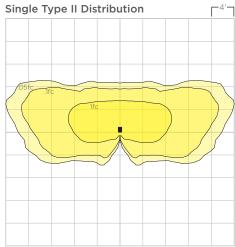
1	Series	5	Light Source <sup>(3)</sup>	8	Panel Material <sup>(5)</sup>
LBL	Lineal Bollard	so	Standard Output	P1/S* P2/C*	Wood (specify color) <sup>(6)</sup> Aluminum (specify color) <sup>(6)</sup>
2	Module	6	Distribution <sup>(4)</sup>		
S	Single	2	Type II	9	Voltage
D	Dual	4 2/4	Type IV Front Type II/Back IV	UNV	120-277V
3	Overall Height	4/2	Front Type IV/Back II	10	Options
24 36	24" 36"	7	Metal Finish	GFCI	GFCI Box <sup>(7)</sup>
		C*	See color options on	11	Special
4 L27 L30 L35 L40 AMB	2700K <sup>(2)</sup> 3000K <sup>(2)</sup> 3500K 4000K Amber	CSM	finishes technical sheet Custom Color	STD MOD	Standard Modified

- 1. Lumen output based upon 2700K color temperature.
  2. 2700K or 3000K color temperature required for IDA certification.
  3. Consult factory for other output options.
  4. BUG rating of 80-U1-G1
  5. Accent panel only on front side of bollard.
  6. See color options on finishes technical sheet.
  7. GFCI box requires 36" bollard height.

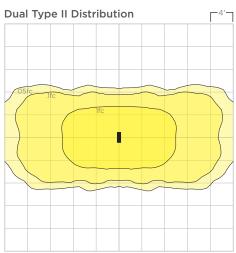
## Lineal Bollard Illuminated Aluminum Bollard



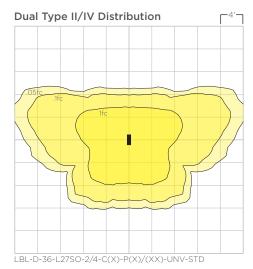
FIXTURE TYPE: \_ PROJECT NAME: \_



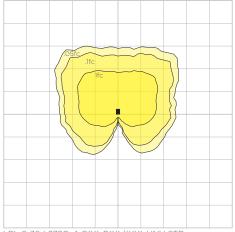
LBL-S-36-L27SO-2-C(X)-P(X)/(XX)-UNV-STD



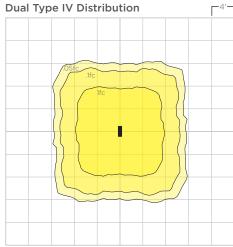
LBL-D-36-L27SO-2-C(X)-P(X)/(XX)-UNV-STD



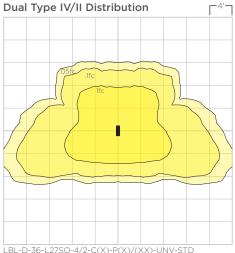
Single Type IV Distribution



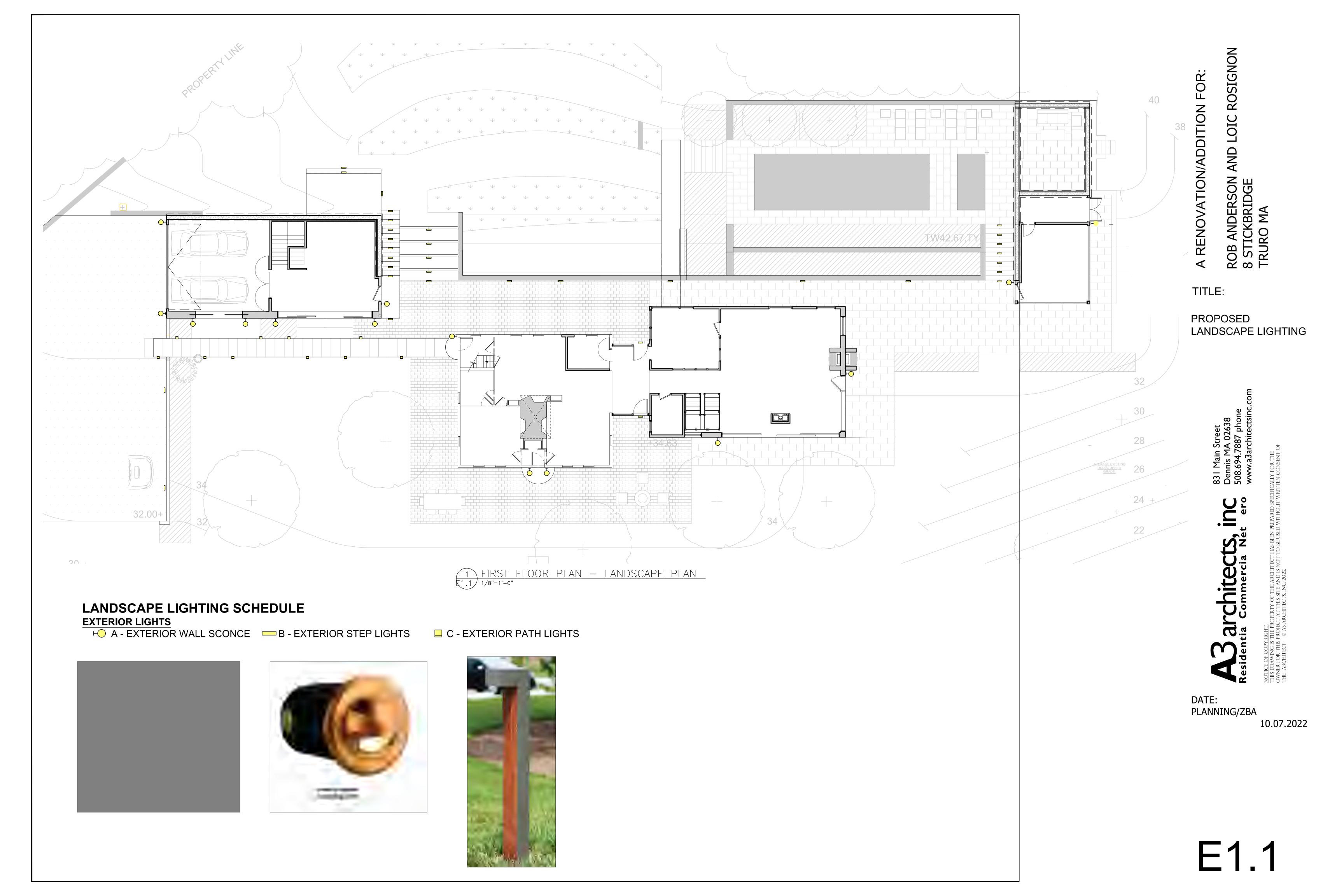
LBL-S-36-L27SO-4-C(X)-P(X)/(XX)-UNV-STD

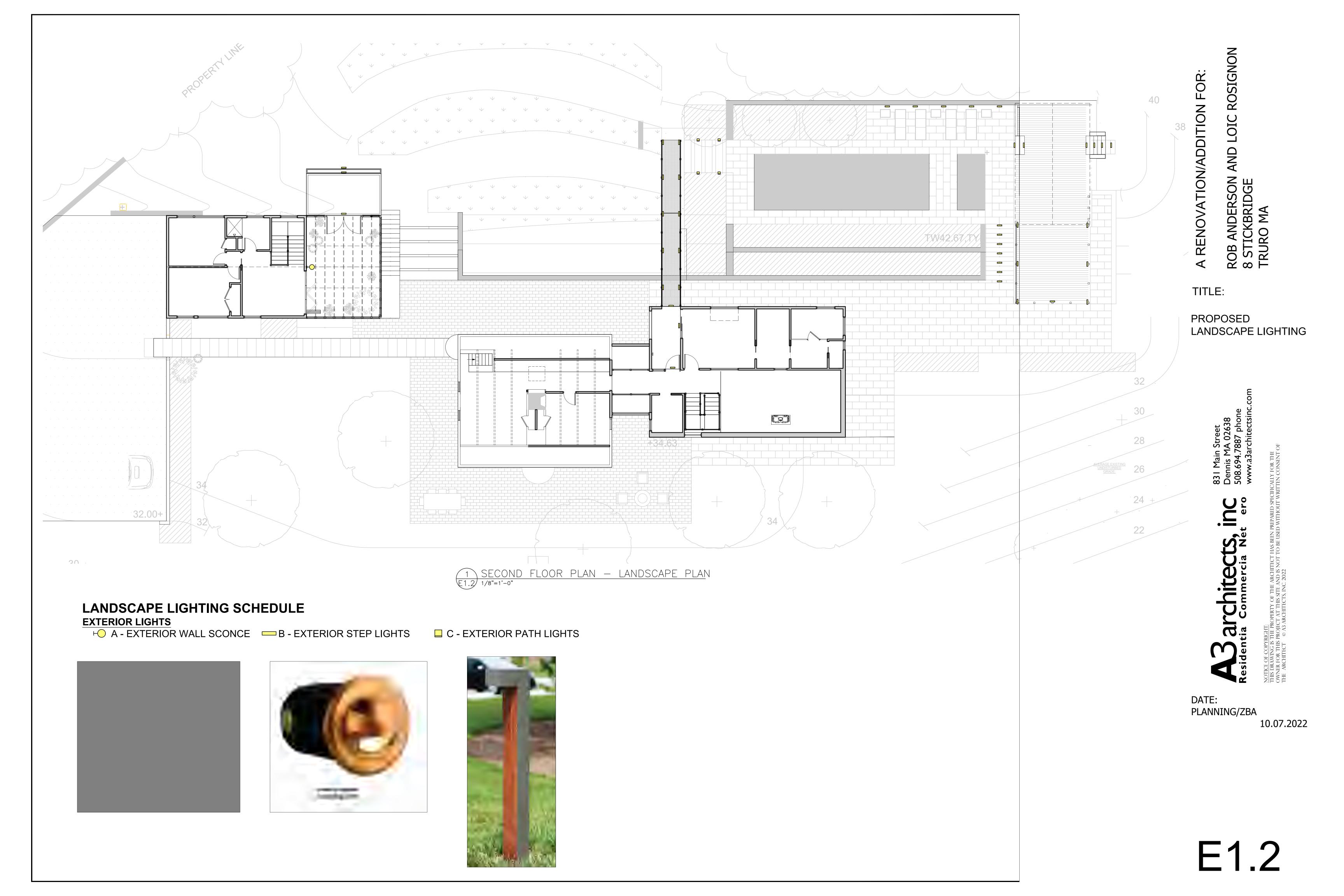


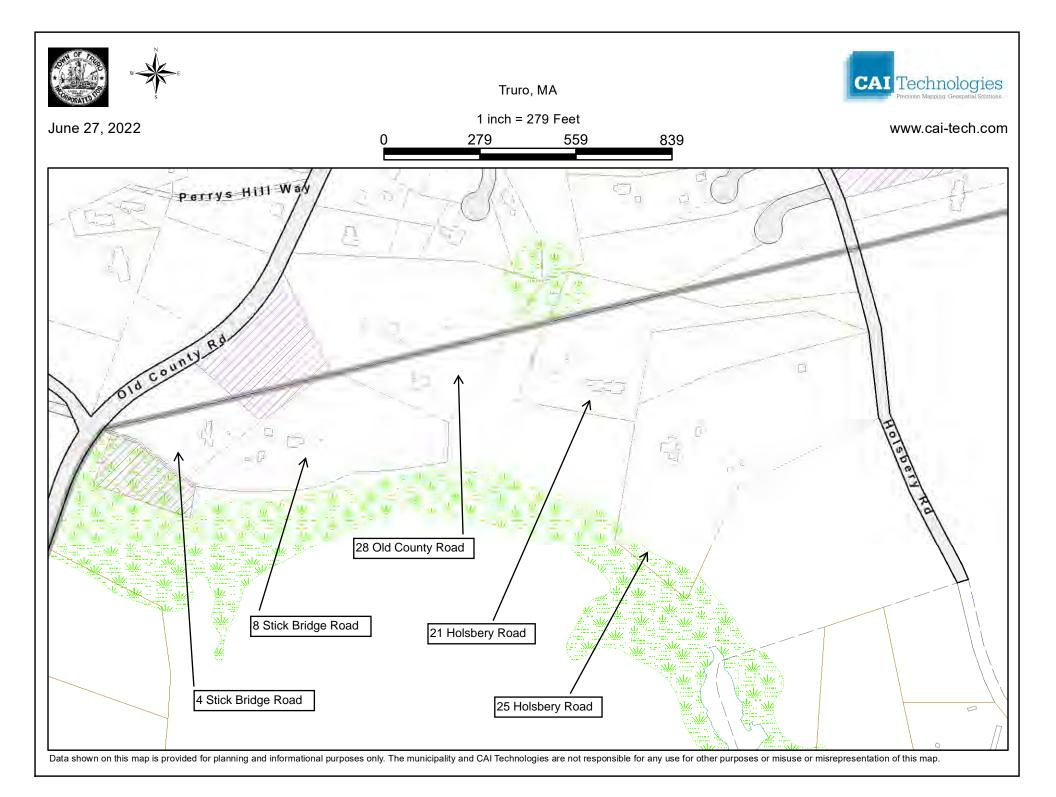
LBL-D-36-L27SO-4-C(X)-P(X)/(XX)-UNV-STD



LBL-D-36-L27SO-4/2-C(X)-P(X)/(XX)-UNV-STD







**Town of TRURO - Fiscal Year 2022** Key: 3308 9/15/2021 10:15 am SEQ #: 3,407 **CURRENT OWNER** PARCEL ID LOCATION CLASS CLASS% DESCRIPTION BN ID BN CARD 4 STICK BRIDGE RD 1010 100 SINGLE FAMILY 1 **BLAKE SARAH I & WEINER JOSHUA** 54-77-0 1 of 1 2808 CATHEDRAL ST TRANSFER HISTORY SALE PRICE PMT NO PMT DT DESC AMOUNT INSP BY 1st DOS BK-PG (Cert) TY % WASHINGTON, DC 20008 06/19/2014 W BLAKE SARAH I & WEINER JO 725,000 (203699) 20-263 09/23/2020 80 SOLAR TAXABL 26.577 01/25/2021 LG 100 100 DONALDSON LYNN BURROWS RE 07/28/2011 99 (194830)20-153 06/22/2020 2 ADDITION 15.000 08/31/2020 LG 100 100 DONALDSON LYNN B 09/16/1994 220,000 (135002) 04-090 06/04/2004 90 BP NVC 10,000 05/25/2007 100 100 08/05/1992 3 REPAIR/REMOD 06/09/1993 100 100 92-090 50,000 ADJ VALUE AC/SF/UN Nbhd Infl1 Infl2 ADJ BASE SAF Infl3 VC CREDIT AMT Lpi 10/03/1990 2 ADDITION 05/17/1991 100 100 90-118 30,000 100 0.775 15 1.00 1.00 1.00 391,355 1.00 1 1.00 RV1 1.45 303,300 300 Α 1.135 15 1.00 1 1.00 1.00 29,870 1.00 1 1.00 RV1 1.45 33,900 300 Α 1.820 15 1.00 CR 0.25 1 1.00 7.468 1.00 1 1.00 RV1 1.45 13.590 D TOTAL ZONING RES FRNT 3.730 Acres 291 ASSESSED CURRENT **PREVIOUS** N FY15 ADDED CONSERVATION RESTRICTION. P/O LAND 350,800 350.800 Nbhd SOUTH TRURO O PCL W/ SFR IN CCNS+REST OUTSIDE. BUILDING 319.900 264,500 Infl1 NO ADJ DETACHED 300 300 OTHER 0 0 Infl2 NO ADJ BÁS 615.600 TOTAL 671,000 QUAL COND DIM/NOTE YB UNITS ADJ PRICE RCNLD PHOTO 06/24/2015 TY (G) ŴĎΚ. SHF A 1.00 P 0.45 6X8 48 15.54 300 (F) OPA (C) BAS BMU F 26 20 20 (B) BAS 13 ÙSF 0.50 17 BAS (D) WDK 23 BLDG COMMENTS CD ADJ BUILDING DESC **MEASURE** 6/24/2015 FC RESIDENTIAL MODEL 1 LIST 6/24/2015 FC 1.20 OLD STYLE [100%] STYLE 7 QUALITY 1.10 GOOD-/AVE+ [100%] REVIEW 12/16/2010 MR FRAME 1 1.00 WOOD FRAME [100%] ELEMENT CD DESCRIPTION ADJ S BAT T DESCRIPTION UNITS ΥB ADJ PRICE RCN TOTAL RCN YEAR BLT 1850 SIZE ADJ 1.020 457,013 CONDITION ELEM FOUNDATION 4 BSMT WALL 1.00 + BAS BAS AREA 1850 252.39 230,685 CD 1,602 DETAIL ADJ 1.000 914 **NET AREA** D EXT. COVER 1 WOOD SHINGLES 1.00 A USF UP-STRY FIN 288 1850 201.62 58,066 \$NLA(RCN) \$285 OVERALL 1.200 **ROOF SHAPE** 1 GABLE 1.00 с вми N BSMT UNFINISHED 19,178 280 68.49 1 ASPHALT SHINGLE CAPACITY ADJ UNITS ROOF COVER 1.00 + WDK N ATT WOOD DECK 467 40.29 18,813 FLOOR COVER 2 SOFTWOOD 1.00 + BAS 1.00 L BAS AREA 400 1990 252.39 100,956 STORIES(FAR) 1.5 1 PLASTER F OPA INT. FINISH 1.00 N OPEN PORCH 1.00 224 58.89 13,192 ROOMS HEATING/COOLING 1 FORCED AIR 1.00 F21 O FPL 2S 1OP 12,622.50 12,623 **BEDROOMS** 1.00 1 OIL O OUT DOOR SHOWER **FUEL SOURCE** 1.00 ODS 0.00 **BATHROOMS** 1.5 1.00 **FIXTURES** \$3.500 EFF.YR/AGE 1990 / 30 UNITS 1.00 30 30 % COND **FUNC** 0 **ECON** 0 DEPR 30 % GD 70 RCNLD \$319,900





TOTAL								
TOTAL	3.670 Acres	ZONING	NSD	FRNT	0	ASSESSED	CURRENT	PREVIOUS
Nbhd	MATH CEACHODE			HP (NO FTO	GOR FDN SO=PP) ED).	LAND BUILDING	430,100 532,500	430,100 527.000
Infl1	_	DETACHED	1,600	1,600				
Infl2	NO ADJ	E				OTHER	0	0
						TOTAL	964,200	958,700

TY	C	UAL		COND	DIM/NOTE	YB	UNITS	ADJ PRICE	RCNLD
SHF	Α	1.00	Α	0.75	8*12		96	14.91	1,100
OSH	-	0.90	F	0.60	ATT TO SHF 5		35	5.67	100
PH1	Α	1.00	Α	0.75	8*8		64	5.90	300
PTD	Α	1.00	D	0.20	IRREG 12*22		264	2.10	100

L					'		
Ī	DI III DINO	0.0	45.	DE00			
	BUILDING	CD	ADJ	DESC	MEASURE	11/21/2019	REF
	MODEL	1		RESIDENTIAL		, 2 ., 20 .0	
	STYLE	4	1.10	CAPE [100%]	LIST	11/21/2019	REF
В	QUALITY	+	1.10	GOOD-/AVE+ [100%]	REVIEW	12/15/2010	MR
U	FRAME	1	1.00	WOOD FRAME [100%]	IXLVILVV	12/13/2010	IVIIX
- 1							

D

G

PHOTO 11/21/2019 11/21/2000

BLDG COMMENTS

9/15/2021

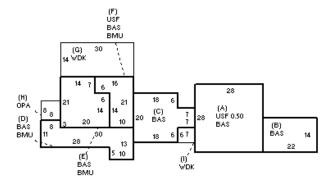
10:15 am

SEQ #: 3,410

	CLASS	С	LASS%			DESCRIPTION	BN ID	BN		CARD			
	1010		100	100 SINGLE FAMILY						1 1		1 of 1	
	PMT NO	)	PMT [	DΤ	TY	DESC	AMOUNT	INSP		В١	<u> </u>	1st	%
	11-227		10/26/2011		2	ADDITION	250,000	10/26/2012		P FC		100	100
П													

SEC A+B=ORIG SFR; REST=2012 ADDN (1ST FL=KITCH+GREAT RM+2 BR+2 FULL BA; 2ND FL=BR+FULL BA+LOFT) 1BR CONVERTED TO OFFICE IN ORIGISFR (ALSO HAS LR+KITCH+3 BR+FULL BA)

DWLG IS STILL A SFR PER 10/29/12 E-MAIL FROM BLDG COMMISH



	YEAR BLT	1858	SIZE ADJ	0.980	ELEMENT	CD	DESCRIPTION	ADJ	S	BAT	Т	DESCRIPTION	UNITS	YB	ADJ PRICE	RCN	TOTAL RCN	73	9,553
	NET AREA	3,160	DETAIL ADJ	1.000	FOUNDATION		BSMT WALL	1.00	+	BAS	L	BAS AREA	1,092	1858	210.64	230,020	CONDIT	ION ELEM	CD
	\$NLA(RCN)	\$234	OVERALL	1.120	EXT. COVER		WOOD SHINGLES	1.00		USF	ı	UP-STRY FIN	392	1858	178.07	69,805			
-					ROOF SHAPE		GABLE	1.00	+	BAS	L	BAS AREA	1,046	2012	210.64	220,330			
L	CAPACITY UNIT		UNITS	ADJ	ROOF COVER	1	ASPHALT SHINGLE	1.00	+	BMU	N	BSMT UNFINISHED	1,008		51.88	52,294			
	STORIES(FAR)	)	1.75	1.00	FLOOR COVER	1	HARDWOOD	1.00	E	BAS	L	BAS AREA	378	2012	210.64	79,622			'
	ROOMS		11	1.00	INT. FINISH	1	PLASTER	1.00	F	USF	L	UP-STRY FIN	252	2012	178.07	44,874			
	BEDROOMS		6	1.00	HEATING/COOLING	2	HOT WATER	1.02	+	WDK	N	ATT WOOD DECK	462		36.12	16,689			
	BATHROOMS		3	1.00	FUEL SOURCE	2	GAS	1.00	H	OPA	N	OPEN PORCH	64		76.29	4,883			
	FIXTURES		9	\$6,300						KIT	0	XTRA KITCHEN	1		12,472.00	12,472		1000/0	
	UNITS		0	1.00						MST	0	MASONRY STACK	1		2,263.80	2,264	EFF.YR/A	SE 1992 / 2	28
	00															·	COND	28 28 %	
																	FUNC	0	
																	ECON	0	
																	DEPR	28 % GD	72
																	RCNLD		



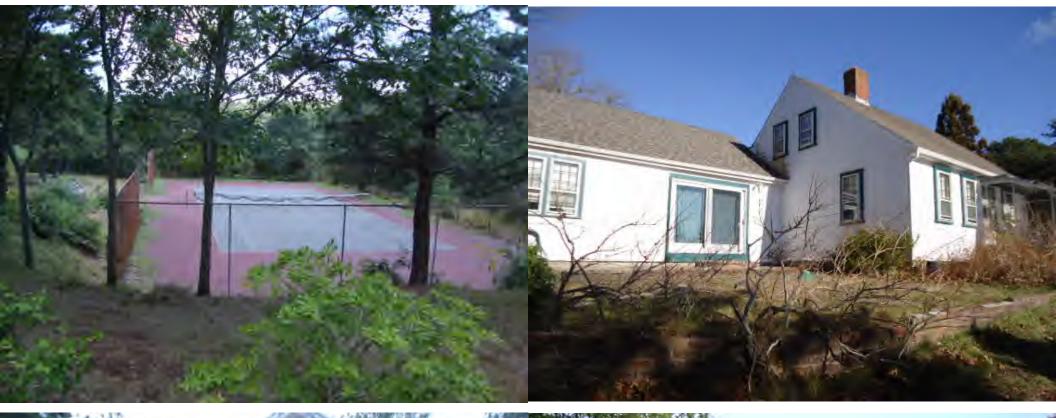


Town of TRURO - Fiscal Year 2022 Key: 3321 9/15/2021 10:15 am SEQ #: 3,422 DESCRIPTION **CURRENT OWNER** PARCEL ID LOCATION CLASS CLASS% BN ID BN CARD 54-90-0 25 HOLSBERY RD 1090 100 MULTIPLE HSES 1 1 of 2 POWERS KSENIJA O REV LIV TR Ε TRS: POWERS KSENIJA O TRANSFER HISTORY SALE PRICE PMT NO PMT DT TY AMOUNT INSP DOS BK-PG (Cert) DESC BY 1st % C/O ODETTE NEWTON 10/13/2000 F POWERS KSENIJA O REV LIV 13295-031 FY2018 35 RES EXEMPT 10/01/2017 0 1108 HEMPFIELD DR POWERS KSENIJA O 12/23/1998 99 11938-094 13-204 08/23/2013 90 BP NVC 2.800 12/02/2013 FC 100 100 LANCASTER, PA 17601 POWERS KSENIJA O 07/06/1965 99 1304-643 13-035 02/26/2013 6 SHED 5,000 11/29/2012 FC 100 100 10/05/2012 90 BP NVC FC 100 100 12-233 9,300 01/07/2013 ADJ VALUE CD T AC/SF/UN Nbhd Infl1 Infl2 ADJ BASE SAF Infl3 VC CREDIT AMT Lpi 9 DECK FC 100 100 12-198 08/24/2012 4,375 11/29/2012 100 0.775 16 1.00 1.00 1.00 809,700 1.00 1 1.00 SV1 3.00 627,520 300 5.515 16 1.00 1 1.00 1.00 61,800 0.96 1 1.00 SV1 3.00 325,560 350 Α 0.370 16 1.00 1 1.00 1 1.00 5.200 1.00 1 1.00 TWP 1.00 1,920 D ST1 HAS CAB W/ SINK+FRIDGE+BATH (FULL?) PER 11/29/12 MEAS TOTAL ZONING NSD FRNT 6.660 Acres 253 ASSESSED CURRENT **PREVIOUS** N IS SUBDIVIDABLE INTO 2 LOTS? MIN LOT SIZE IN LAND 955,000 907.300 Nbhd NAT'L SEASHORE O NSS=3.00 AC BUT PCL HAS ONLY 253.08' FRONTAGE BUILDING 391,200 364,500 Infl1 T PER SEWALL MAP. NO ADJ DETACHED 44,500 44,000 OTHER 91,700 73,000 Infl2 NO ADJ (H) TOTAL 1.388.800 1,482,400 QUAL COND DIM/NOTE UNITS RCNLD PHOTO 11/29/2012 BAS TY YΒ ADJ PRICE 30 CTA 1.00 A 0.75 7200 SF 19.069.60 14.300 ST1 1.00 A 0.75 15\*25 372 24,200 lΑ 86.60 PTD 1.00 P 0.45 20\*10 200 2.10 200 (E) EPA Α GHD 1.00 A 0.75 8\*20 160 34.86 4.200 A 1991 F SHF A 1.00 G 0.90 10\*12 2010 120 14.49 1,600 20 ÚSF 0.50 ÙSF 0.75 18 BAS BAS (B) 12 ĞHÁ 10 BLDG COMMENTS CD ADJ BUILDING DESC **MEASURE** 11/29/2012 FC RESIDENTIAL MODEL LIST 7/8/2010 JH 1.10 CAPE [100%] STYLE QUALITY Α 1.00 AVERAGE [100%] REVIEW 4/5/2021 MR FRAME 1.00 WOOD FRAME [100%] ELEMENT CD DESCRIPTION ADJ S BAT T DESCRIPTION UNITS ΥB ADJ PRICE RCN TOTAL RCN YEAR BLT 1800 SIZE ADJ 0.990 575,364 CONDITION ELEM CD FOUNDATION 5 OTHER 1.00 + BAS BAS AREA 203.48 402,886 1.000 1,980 1800 NET AREA 2,614 DETAIL ADJ D EXT. COVER 2 CLAPBOARD 1.00 + USF UP-STRY FIN 634 1800 165.00 104,609 \$NLA(RCN) \$220 OVERALL 1.130 **ROOF SHAPE** GABLE 1.00 B GHA N GREENHOUSE 13.532 1 140 96.66 CAPACITY ADJ 2 WOOD SHINGLES UNITS ROOF COVER 1.01 E EPA N ENCL PORCH 171 91.83 15,702 FLOOR COVER HARDWOOD 1.00 G WDK N ATT WOOD DECK 1.00 176 39.75 6,995 STORIES(FAR) 1.5 1 PLASTER INT. FINISH 1.00 H PAT N PATIO 2,963 1.00 270 10.98 ROOMS 11 O FPL 2S 10P HEATING/COOLING 2 HOT WATER 1.02 F21 10,488.35 20,977 **BEDROOMS** 1.00 6 1 OIL **FUEL SOURCE** 1.00 BATHROOMS 1.00 .3 **FIXTURES** 11 \$7.700 EFF.YR/AGE 1980 / 40 UNITS 1.00 32 32 % COND **FUNC** 0 **ECON** 0 DEPR 32 % GD 68

RCNLD

\$391,200

**Town of TRURO - Fiscal Year 2022** Key: 3321 9/15/2021 10:15 am SEQ #: 3,423 CURRENT OWNER PARCEL ID LOCATION CLASS CLASS% DESCRIPTION BN ID BN CARD MULTIPLE HSES 54-90-0 25 HOLSBERY RD 1090 100 2 2 of 2 POWERS KSENIJA O REV LIV TR TRS: POWERS KSENIJA O TRANSFER HISTORY DOS SALE PRICE BK-PG (Cert) PMT NO PMT DT TY DESC AMOUNT INSP BY 1st % C/O ODETTE NEWTON 1108 HEMPFIELD DR LANCASTER, PA 17601 CD T AC/SF/UN ADJ VALUE Nbhd Infl1 Infl2 ADJ BASE SAF Infl3 Lpi vc CREDIT AMT Ν D TOTAL ZONING FRNT ASSESSED CURRENT **PREVIOUS** LAND Nbhd BUILDING 91,700 Infl1 DETACHED (B) WDK 22 OTHER Infl2 PAT TOTAL TY QUAL COND DIM/NOTE YB UNITS ADJ PRICE RCNLD PHOTO 12/02/2013 22 (A) BAS F LLF 0.75 LLU 0.25 BLDG COMMENTS BUILDING CD ADJ DESC MEASURE 11/29/2012 FC LIST REFUSAL BY TENANT 7/10 BUT GAVE BR RESIDENTIAL MODEL 1 COUNT+ INFO ON FIN BSMT+SAID BLDG HAS NO LIST 0.90 COTTAGE/BUNG [100%] 7/8/2010 REF STYLE 6 STOVE. FLR COVER=ESTIMATE. B QUALITY Α 1.00 AVERAGE [100%] REVIEW 4/5/2021 MR U FRAME 1.00 WOOD FRAME [100%] DESCRIPTION ELEMENT CD ADJ S BAT T DESCRIPTION UNITS YB ADJ PRICE RCN TOTAL RCN YEAR BLT 1976 SIZE ADJ 1.060 132,865 4 BSMT WALL A LLU CONDITION ELEM CD FOUNDATION 1.00 N LOWER LEVEL UNF 94.57 9,363 693 DETAIL ADJ 1.000 99 **NET AREA** D 1 WOOD SHINGLES 1.00 | A | LLF EXT. COVER L LOWER LEVEL FIN 126.49 37,568 297 1976 \$NLA(RCN) \$192 OVERALL 0.920 **ROOF SHAPE** 4 FLAT/SHED 1.00 A BAS L BAS AREA 184.62 73,109 396 1976 CAPACITY UNITS ADJ ROOF COVER 1 ASPHALT SHINGLE 1.00 N PATIO B PAT 220 9.57 2,105 FLOOR COVER 2 SOFTWOOD 1.00 B WDK N ATT WOOD DECK STORIES(FAR) 1.00 220 32.82 7,221 INT. FINISH 2 DRYWALL 1.00 ROOMS 1.00 2 HOT WATER HEATING/COOLING 1.02 **BEDROOMS** 1.00 2 1 OIL FUEL SOURCE 1.00 **BATHROOMS** 1.5 1.00 **FIXTURES** \$3.500 EFF.YR/AGE 1981 / 39 UNITS 1.00 COND 31 31 % **FUNC** 0 **ECON** 0 DEPR 31 % GD RCNLD \$91,700





Town of TRURO - Fiscal Year 2022 Key: 3309 9/15/2021 10:15 am SEQ #: 3,408 CURRENT OWNER PARCEL ID LOCATION CLASS CLASS% DESCRIPTION BN ID BN CARD 28 OLD COUNTY RD 1010 100 SINGLE FAMILY 1 1 of 1 54-78-0 SHENK MARY KEVIN K & EHREN G A C/O SHENK GEOFFREY C,SHENK NOA TRANSFER HISTORY SALE PRICE BK-PG (Cert) PMT NO PMT DT DESC AMOUNT INSP BY 1st % DOS TY PO BOX 530 1 33714-237 SHENK GEOFFREY C, SHENK NO 01/22/2021 Α 07/07/2010 20 NO PERMIT 03/04/2013 FC 100 100 TRURO, MA 02666 SHENK MARY KEVIN K & EHRE 05/16/1995 Α 9669-106 ADJ VALUE AC/SF/UN Nbhd Infl1 Infl2 ADJ BASE SAF Infl3 Lpi VC CREDIT AMT 100 0.775 15 1.00 1.00 1.00 310,385 1.00 1 1.00 R05 240,550 1.15 300 Α 4.335 15 1.00 1 1.00 1 1.00 23,690 1.00 1 1.00 R05 1.15 102,700 350 A 0.190 15 1.00 1 1.00 1 1.00 5.200 1.00 1 1.00 TWP 1.00 990 D TOTAL 5.300 Acres ZONING RES FRNT ASSESSED CURRENT **PREVIOUS** N 1.179 AC W/ SFR+SHF WITHIN CCNS+4.123 AC W/ 344.200 LAND 344,200 Nbhd SOUTH TRURO O BARN OUTSIDE CCNS PER PLAN 512-52. GUL=GAR BUILDING 230.100 209,100 Infl1 T (12X28) ON LEFT+UNFIN WORKSHOP (16X28) ON NO ADJ DETACHED 18,000 17,800 E RIGHT PER 2/29/12 BP INSPEC. OTHER 0 0 Infl2 NO ADJ ÙSE TOTAL 571.100 592,300 (D) WDK QUAL COND DIM/NOTE ΥB UNITS ADJ PRICE RCNLD PHOTO 03/04/2013 TY (A) USF 0.75 14 GUL 1.00 P 0.45 28\*28 784 42.80 15,100 BAS SHF 1.00 P 0.45 9\*5 45 15.54 300 Α UTB Α 1.00 A 0.75 10\*12 120 17.80 1,600 16 0.75 12\*16 ON UTB CAN IA 1.00 A 192 6.60 1.000 F 14 С 26 ÚSÚ 0.95 12 BAS 17 BLDG COMMENTS BUILDING CD ADJ DESC **MEASURE** 3/4/2013 FC FLR COVER=ESTIMATE. RESIDENTIAL MODEL LIST 7/7/2010 EST 1.30 ANTIQUE [100%] STYLE 15 QUALITY Α 1.00 AVERAGE [100%] REVIEW 5/27/2011 MR FRAME 1.00 WOOD FRAME [100%] ELEMENT CD DESCRIPTION ADJ S BAT T DESCRIPTION UNITS ΥB ADJ PRICE RCN TOTAL RCN YEAR BLT 1790 SIZE ADJ 1.020 469,683 CONDITION ELEM CD FOUNDATION 5 OTHER 1.00 + BAS BAS AREA 1790 254.89 274,262 1,586 DETAIL ADJ 1.000 1,076 **NET AREA** D EXT. COVER 1 WOOD SHINGLES 1.00 В ЕРА N ENCL PORCH 54 151.22 8,166 \$NLA(RCN) \$296 OVERALL 1.320 **ROOF SHAPE** GABLE 1.00 c lusu N UPPER STORY UNF 111.62 45,428 407 1 ASPHALT SHINGLE CAPACITY UNITS ADJ ROOF COVER 1.00 D WDK N ATT WOOD DECK 224 45.32 10,152 FLOOR COVER 1 HARDWOOD 1.00 + USF L UP-STRY FIN STORIES(FAR) 1.75 1.00 510 1790 200.61 102,309 1 PLASTER 1.00 O FPL 2S 3OP INT. FINISH F23 27,267 1.00 27,267.30 ROOMS HEATING/COOLING 2 HOT WATER 1.02 **BEDROOMS** 1.00 6 1 OIL **FUEL SOURCE** 1.00 **BATHROOMS** 1.00 **FIXTURES** \$2.100 EFF.YR/AGE 1960 / 60 UNITS 1.00 COND 51 51 % **FUNC** 0 **ECON** 0 DEPR 51 % GD 49 RCNLD

\$230,100







#### TOWN OF TRURO

#### **PLANNING BOARD**

Meeting Minutes
October 12, 2022 – 5:00 pm
REMOTE PLANNING BOARD MEETING

<u>Members Present (Quorum):</u> Anne Greenbaum (Chair); Jack Riemer (Clerk); Paul Kiernan; Ellery Althaus; Caitlin Townsend

Members Absent: Rich Roberts (Vice Chair)

<u>Other Participants:</u> Town Planner/Land Use Counsel Barbara Carboni; Select Board Liaison John Dundas; John Marksbury (Representative for Erik Spenser of First Parish Truro – Applicant); Timothy Greene (TerraSearch, LLC and Representative for Crown Castle – Applicant); Billy Rogers (Civil Engineer and Land Surveyor).

Remote meeting convened at 5:08 pm, Wednesday, October 12, 2022, by Chair Greenbaum who announced that this was a remote public meeting aired live on Truro TV Channel 18 and was being recorded. Town Planner/Land Use Counsel Carboni also provided information as to how the public may call into the meeting or provide written comment. Members introduced themselves to the public.

Chair Greenbaum announced that there are technical issues associated with tonight's meeting and to please be patient. Chair Greenbaum then offered a moment of silence in honor of Truro resident the late Ms. Susan Howe.

#### **Public Comment Period**

Public comment, for items not on the agenda, was opened by Chair Greenbaum and there were none.

#### **Temporary Sign Permit Application**

**Erik Spenser – First Parish Truro,** for one (1) sign, 36" x 24", to be located on the southeast corner of Route 6 and Union Field Road. The sign will be installed on October 30<sup>th</sup>, 2022 (Thanksgiving event) and removed December 26<sup>th</sup>, 2022 (Christmas Eve event).

Chair Greenbaum invited Mr. Marksbury to provide information but due to technical issues Mr. Marksbury was unable to do so.

Member Kiernan made a motion to approve both applications for a temporary sign in this matter. Member Riemer seconded the motion.

So voted, 5-0, motion carries.

#### **Planner Report**

None

#### **Chair Report**

None

#### **Board Action/Review (Continued)**

**2022-005/PB - Regan McCarthy** seeks approval of Form A- Application for Determination that Plan Does Not Require Approval (ANR) pursuant to Section 2.2 of the Town of Truro Rules and Regulations Governing the Subdivision of Land with respect to property at 35A Higgins Hollow Road, Truro MA, Atlas Map 47, Parcel 2, Registry of Deeds title reference: Book 20807, Page 42.

Chair Greenbaum announced that the Applicant had requested a continuance in this matter until November 2<sup>nd</sup>, 2022, so further discussions with the National Seashore may continue. Town Planner/Land Use Counsel Carboni added that she had received written correspondence from the Applicant's counsel, Attorney Christopher Senie, confirming that continuance date. Members had no objections, and no vote was taken.

**2022-009/SPR - Crown Castle**, on property located at 344 Route 6 (Atlas Map 39, Parcel 172). Applicant seeks a Special Permit under Section 40.5 of the Truro Zoning Bylaw, and as an Eligible Facilities Request for a minor modification under Section 64091 and the rules of the Federal Communications Commission ("FCC"), to modify an existing tower: remove or replace antennas, ancillary equipment, and ground equipment as per plans for an existing carrier on an existing wireless communication facility; and replace equipment on existing concrete pad. Such modification will not substantially change the physical dimensions of such tower or base station. The modification does not constitute a substantial change to the existing tower under 47 C.F.R. §1.6100.

Chair Greenbaum recognized Town Planner/Land Use Counsel Carboni provided an update. Town Planner/Land Use Counsel Carboni said that at the last hearing the Applicant was requested by Vice Chair Roberts to provide a new Structural Analysis Report under Risk Category 3. Town Planner/Land Use Counsel Carboni stated that a new Structural Analysis Report, dated September 21<sup>st</sup>, 2022, stated that had been accomplished. The tower and proposed configuration have the sufficient capacity to withstand the conditions under Risk Category 3 and Town Planner/Land Use Counsel Carboni opined that there would be no reason to deny the application as it satisfies the conditions set by the Members. Chair Greenbaum announced that she had received communications from Vice Chair Roberts, who is an engineer, and that the new Structural Analysis Report had satisfied his concerns.

Chair Greenbaum recognized Mr. Greene stated that the Structural Analysis Report at Risk Category 3 and satisfied those conditions. Town Planner/Land Use Counsel Carboni instructed the Applicant to coordinate with Chief of Police Jamie Calise prior to the commencement of the project to identify workers assigned to the site and several other public safety conditions. These were not intended to impede the project but to ensure the public's safety.

Member Kiernan made a motion to approve the Special Permit in the matter of 2022-009/SPR with conditions.

Member Riemer seconded the motion. So voted, 5-0, motion carries.

#### **Board Action/Review**

**2022-010/SPR** – **Crown Castle/DISH Wireless**, on property located at 344 Route 6 (Atlas Map 39, Parcel 172). Applicant seeks a Special Permit under Section 40.5 of the Truro Zoning Bylaw, and as an Eligible Facilities Request for a minor modification under Section 6409 and the rules of the Federal Communications Commission ("FCC"), to modify an existing tower: adding three (3) antennas, six (6) remote radio units, and one (1) over voltage protection device at the 122' centerline height on the tower, three (3) DC power cables, three (3) fiber trunks and one (1) radio cabinet in the existing fenced compound.

After reading the above description, Chair Greenbaum had technical issues and could not continue. With the exceptions of Member Althaus, Member Townsend, and one member of the public, no other Members remained on the call and the meeting ended abruptly at 5:37 pm due to technical issues.

Respectfully submitted,

Alexander O. Powers

Board/Committee/Commission Support Staff