



TOWN OF

HARWICH

*732 Main Street*

*Harwich, MA 02645*

CONSERVATION COMMISSION

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**HARWICH CONSERVATION COMMISSION – MINUTES**

**WEDNESDAY, JANUARY 22, 2020--6:30 P.M.**

**SMALL HEARING ROOM, HARWICH TOWN HALL**

**Present:** Brad Chase, Mark Coleman, John Ketchum, Stanley Pastuszak, Carolyn O’Leary, Ernie Crabtree and Conservation Administrator Amy Usowski.

**Call to Order**

By Chairman Brad Chase.

**HEARINGS**

**Conservation Restriction**

**James DiStasio, 25 Bonnie Ln, Map 16 Parcel C1-1.** Approval of Conservation Restriction in the area of Bonnie Ln and Spinnaker Ln.

The house has been constructed and the conservation restriction has been drafted. Usowski tweaked the language to better fit the purpose of this restriction and the applicant is in agreement. **Motion to approve the conservation restriction by Brad Chase and seconded by Stan Pastuszak. Motion approved 5-0-1 with Mark Coleman abstaining.**

**Request for Determination of Applicability**

**Harwich Conservation Trust, 588 Queen Anne Rd, Map 83 Parcel S1-0-E.** Vista pruning, creation of trail and installation of wood bench. Usowski recommends approval. **Motion to find a negative 2 determination by Brad Chase and seconded by Mark Coleman. Motion approved unanimously.**

**George & Catherine Lemont, 2092 Head of the Bay Rd, Map 108 Parcel J5.** Abandon cesspools and install septic system.

**Presenter:** Matt Farrell

The leaching facility will be moved to outside of the 100’ buffer zone and cesspools abandoned so the project provides an overall improvement. Usowski recommends approval. **Motion to find a negative 3 determination by Mark Coleman and seconded by Stan Pastuszak. Motion approved unanimously.**

**The following applicants have filed a Notice of Intent:**

**Sarah Turano-Flores, 21 Deacons Folly Rd, Map 46 Parcel X6.** Raze and replace dwelling.

**Presenter:** David Lyttle, Allison Richardson

The hardscaping in the 0'-50' buffer has been revised. A walkway was moved to be farther from the resource area and the elevation under the deck has been lowered to reduce the length of the stairs. All proposed plantings are native and one less tree will be removed. Usowski stated they have tried to consolidate activity as much as possible. All storm water will be directed to gutters and downspouts. It was realized the project needs to include more mitigation and they applicant has begun to think about potential areas for that mitigation. Chase is not supportive of allowing a variance to increase work in the no disturb zone. The applicant would like a continuance to revise the plan. The dock likely pre-dates the Wetland Protection Act and Harwich Bylaw but the necessary paperwork should be filed to get it licensed and approved. A separate Notice of Intent will be filed to rebuild the dock in kind. **Motion to continue to February 5, 2020 by Brad Chase and seconded by Mark Coleman. Motion approved unanimously.**

**Vincent Helfrich, 33 Snow Inn Rd, Map 8 Parcel P3.** Emergency repair to existing bulkhead.

**Wychmere Harbor Club, 23 Snow Inn Rd, Map 8 Parcel P2.** Emergency repairs to existing boat house & accessory structure. Both hearings will be heard simultaneously.

Carolyn O'Leary is recusing herself.

**Presenter:** Don Munroe, Bill Ganshirt

This is an after-the-fact NOI for and Emergency Order and work has started. A revised plan was submitted to address changes due to the removal of the bulkhead return. John Rendon was not comfortable with any extensions of structure into the channel without review from the Waterways Committee; he is ok with the emergency work as long as he meets with the contractors to ensure navigability is maintained. Usowski suggests extending the Emergency Order for 30 days. Chase stated that the time this has taken to be resolved has shown that this was not a true emergency and an NOI should have been filed for in the beginning. Work on the project has been delayed, but there is a letter from a structural engineer that states the structures are in failure. Chase would like some more time to review materials for the after-the-fact NOI and consider what shellfish mitigation may be needed. DMF stated that mitigation may be needed at the State or Federal level as well. **Motion to approve the authorization of the Emergency Certification for 23 and 33 Snow Inn Rd by John Ketchum and seconded by Stanley Pastuszak. Motion approved unanimously. Motion to continue the hearing for the after-the-fact NOI for 23 and 33 Snow Inn Rd to March 4, 2020 by Brad Chase and seconded by John Ketchum. Motion approved unanimously.**

**Request for Amended Order of Conditions**

**Wychmere Harbor Club, 23 Snow Inn Rd, Map 8 Parcel P2.** Reconfiguration of pools and patios and relocation of coastal bar.

**Presenter:** Sean Riley, Tom Mulkahey from Hawk Design

An updated coverage calculation sheet was provided. There is a reduction in site coverage and they are proposing a reduction in lawn. The proposed synthetic turf is 8x more pervious than a typical turf lawn and is very durable in high traffic areas. If it begins to deteriorate it will be

removed, recycled and replaced. In most cases it gets replaced due to color loss/aesthetic purposes not because the product is breaking down. Usowski stated she is concerned some of the proposed plantings will need chemical application and plants that do not need fertilizer should be chosen. Some of the items the Commission needs to consider are how the synthetic turf counts towards coverage and how much mitigation it will require and if pool water needs to be removed from site even if the drainage system can handle it. The Commission needs time to review the synthetic turf information that was provided this evening. The applicants are interested in getting a vote tonight and are willing to use player's best lawn with no fertilization, but they would prefer the synthetic. They could come back for another amendment for the Commission to have time to review the new information that was given tonight. **Motion to approve the amendment for reconfiguration and installation of lawn with no chemical application and two panels of synthetic turf by Brad Chase and seconded by Mark Coleman. Motion approved unanimously.**

### **Orders of Conditions**

**Craig & Terrie Borden, 2A Hinckley Rd, Map 91 Parcel J3-8.** Installation of a stairway and landing.

**Robert McPhee, 5 Brooks Rd, Map 5 Parcel X1-2.** New dwelling.

**Aaron & Barbara Thall, 10 Chase St, Map 4 Parcel N3A.** Pier, ramp, float, vista pruning.

**Richard & Cathy Boskey, 2 Lake Shore Dr, Map 110 Parcel A2.** Remove existing garage, deck renovations, construction of new garage and addition.

**John Leong, 27 Soundview Rd, Map 26 Parcel L1-9.** Vista prune.

**Motion to approve the Orders of Conditions for 2A Hinckley Rd, 5 Brooks Rd, 10 Chase St, 2 Lake Shore Dr and 27 Soundview Rd by Brad Chase and seconded by Mark Coleman. Motion approved unanimously.**

### **Minutes**

**Motion to approve the July 2, 2019 by Brad Chase and seconded by John Ketchum. Motion approved unanimously.**

### **Discussion and possible vote**

**Motion to flood the Bells Neck Bog and to form a bog subcommittee made of Chase, Coleman and Donovan by Brad Chase and seconded by Stan Pastuszak. Motion approved unanimously.**

### **Adjournment**

**Motion to adjourn by Brad Chase and seconded by John Ketchum. Motion approved unanimously.**

Minutes Transcribed by Nicole Smith, Assistant Conservation Agent.