

PROVINCETOWN CONSERVATION COMMISSION

December 2, 2008

6:30 P.M.

Members Present: Dennis Minsky, Lynne Martin and Jack McMahon.

Members Absent: David Hale (not excused) and Richard Silver (not excused).

Others Present: Brian Carlson (Conservation Agent), Ellen C. Battaglini (Recording Secretary).

PUBLIC HEARING

Chair Dennis Minsky called the Public Meeting to order at 6:33 P.M.

PUBLIC STATEMENTS:

None.

MINUTES: October 21, 2008 – The approval of the minutes of October 21, 2008 is postponed until the December 16, 2008 hearing.

November 12, 2008 – A quorum was not present to approve the minutes of November 12, 2008.

NEW BUSINESS:

Notice of Intent

Application by **William A. Bonn**, represented by William N. Rogers, II, for a **Notice of Intent** under the Massachusetts Wetlands Protection Act, M.G.L. c. 131, §40 and the Provincetown Wetlands By-Law Chapter 12. The applicant proposes to renovate the existing structure in place inclusive of installing proposed decks, palletized boardwalks and revegetation at the property located at **333R Commercial Street** in Provincetown. This application is postponed until the December 16, 2008 hearing.

Request for an Extension to an Order of Conditions

Application by **M.R. Realty Trust**, represented by William N. Rogers, II, for a **Request for an Extension to an Order of Conditions** with DEP File Number SE 058-0401 under the Massachusetts Wetlands Protection Act, M.G.L. c. 131, §40 and the Provincetown Wetlands By-Law Chapter 12 for work at **72 West Vine Street** in Provincetown.

Presentation: William N. Rogers, II and Attorney Matthew Dupuy appeared to present the request. The final approved plan, the Order of Conditions and a MESA restriction have been recorded with the property at the Registry of Deeds. The applicant requests an extension from March 14, 2009 until March 14, 2012.

Public Comment: None.

Commission Discussion: The Commission questioned Mr. Rogers and Attorney Dupuy.

Lynne Martin moved to grant the Request for an Extension to an Order of Conditions for the property located at 72 West Vine Street in Provincetown for three years starting on March 14, 2009 and ending on March 14, 2012, Jack McMahon seconded and it was so voted, 3-0.

Notice of Intent

Application by **David Hale** for a **Notice of Intent** under the Massachusetts Wetlands Protection Act, M.G.L. c. 131, §40 and the Provincetown Wetlands By-Law Chapter 12. Applicant proposes to construct a second story addition to a single-family dwelling within the buffer zone to a bordering

vegetated wetland at the property located at **36 Shank Painter Road, #19** in Provincetown. This application is postponed until the December 16, 2008 hearing.

DISCUSSION:

Nicky's Park Update – All but two of the benches have been installed at the site. The property and interpretive signs will be going up on December 9. The grant 'completion of work' report has been submitted to Barnstable County and the balance of the money has been released.

Cape Cod National Seashore Project Discussion – On November 14, Dennis and Brian met with Craig Thatcher and Mark Adams of the National Seashore. They walked the marsh area, from the parking lot over behind the primary dune, along the edge of the marsh and over to the fence where the bicycles are parked. They discussed having a joint work day with the Park Service, Americorps and a group organized by the Commission in December. The discussion entailed putting up, realistically in the spring, primary dune fencing, signage and sand fencing in the secondary dune in order to delineate trails and educate people about the potential damage that is being done to the dune. They also discussed establishing a working relationship between the Seashore, the Commission and the newly created citizen participation initiative to implement these measures. Mark Adams didn't think there was a significant problem from dune traffic, and that any damage done to the dune was from the movement of water along the coastline and not from human traffic. The group also looked at and discussed Mill Pond. Dennis spoke with John Portnoy about Mill Pond as well. If the Seashore gets approval to improve Provincelands Road (Moors Road), they will put in bigger culverts underneath the road to facilitate the flow of water into Mill Pond. Dennis will rework his notes into two memos to Superintendent George Price.

2009 Schedule – The Commission discussed the 2009 schedule and decided to schedule Work Sessions on February 24 and March 10, 2009.

Purchase of GIS compatible computer: This topic will be discussed at the next hearing on December 16, 2008.

CONSERVATION BOARD STATEMENTS:

The Commission discussed Gordon Peabody and his presentation to the Commission. Dennis thought many of Gordon's protocols should be incorporated into the local regulations. He mentioned attending a MACC workshop about Conservation Commissions getting involved in non-wetland environmental issues such as alternative energy, recycling and 'green' building.

Other topics mentioned and discussed were improving the scheduling of meetings and how meetings are conducted, and educating the public more about the Commission and its purposes.

Brian has not heard anything from MESA about 78 West Vine Street

The Commission briefly discussed the Shank Painter community gardens idea and the possibility of applying for CPC money, now that it is available, to purchase the property on Browne Street.

The Commission's budget has been submitted. It was briefly discussed.

The Commission discussed purchasing hardware for the new signs. *Jack McMahon moved to appropriate a sum of up to \$500.00 for hardware, and other material, for erecting the new conservation land property and interpretive signs, Dennis Minsky seconded and it was so voted, 3-0.*

ADJOURNMENT: *Lynne Martin moved to adjourn at 7:35 P.M. and it was so voted*

unanimously.

These minutes were approved by a vote of the Conservation Commission at their meeting on _____, 2008.

Respectfully submitted,
Ellen C. Battaglini

Approved by _____ on _____, 2008
Dennis Minsky, Chair