

# PROVINCETOWN CONSERVATION COMMISSION

January 18, 2005  
6:30 P.M.

**Members Present:** Dieter Groll, Elaine Anderson, John Santos, George Bryant and Brian Carlson.

**Members Absent:** Paul Tasha.

**Others Present:** David McLean-Perkins (Conservation Commission Secretary) and Ellen C. Battaglini (Recording Secretary).

Co-Chair Dieter Groll called the meeting to order at 6:37 P.M.

## **PUBLIC STATEMENTS:**

Peter Souza spoke regarding the Shank painter Pond management Plan that the Commission would be discussing tonight. He stated that a draft plan for management as a passive recreation area was approved at Town Meeting. He had heard that certain groups were now lobbying to introduce activities such as dirt biking into the area. He implored the Commission to abide by the management plan approved by the Town and to reject any further lobbying attempts.

## **OLD BUSINESS:**

*Notice of Intent (continued from 12/14/04 and 01/04/05)*

Application Coastal Engineering, Inc. representing 599 Commercial Street Realty Trust, Elizabeth Villari, Trustee, for a Notice of Intent under the Provincetown Wetlands By-law, Chapter 12 of the Provincetown General By-Laws, and under the Massachusetts Wetlands Protection Act, M.G.L. c. 131, § 40. Applicant seeks approval for and addition to a single-family dwelling and modifications to accommodate handicap accessibility for the property located at 599 Commercial Street in Provincetown.

**Presentation:** Joseph Bologna, engineer, and Attorney Lester J. Murphy appeared to discuss the application and submitted alternative proposals for the location of the ramp and the decks on the premises. These proposals were generated by the applicant's coastal geologist, Lee L. Weishar. Dr. Weishar recommended Plan "B" as the best given the characteristics of the property in question.

**Commission Discussion:** The Commission questioned Attorney Murphy and Mr. Bologna.

*John Santos moved to grant a Notice of Intent under the Provincetown Wetlands By-law, Chapter 12 of the Provincetown General By-Laws, and under the Massachusetts Wetlands Protection Act, M.G.L. c. 131, § 40 for the approval for and addition to a single-family dwelling and modifications to accommodate handicap accessibility for the property located at 599 Commercial Street in Provincetown based upon the drawings dated January 12, 2005 and Dr. Lee L. Weishar's Plan "B", with the following conditions:*

- *The slating in the decking and ramps be approximately 1/4" apart;*
- *The original letter from Dr. Weisher outlining his various plans for the site is submitted to the Conservation Commission;*
- *Smart vents are utilized in the foundation wall of the addition;*
- *Non-pressured-treated wood is used for the decks and ramps;*
- *Material storage will be in the front of the property; and*
- *No heavy machinery will be used on the beach.*

*Elaine Anderson seconded proposing a friendly amendment that drainage ports are installed in the bulkhead and it was so voted, 3-1-1 (George Bryant opposed and Brian Carlson abstaining).*

## **NEW BUSINESS:**

## **DISCUSSION:**

### **1. Shankpainter Pond Management Plan -**

Celine Gandolpho and Ron Robillard, from the Open Space Committee, appeared before the Commission. The draft management plan, dated 01/1/2000, was discussed with the Commission, including a proposal for a deck, ideas for making the area wheelchair accessible and the restoration and re-vegetation of the area. The Commission would like to move forward with the plan and meet again with the Open Space Committee. The plan will be further discussed at the February 1, 2005 hearing, when more firm numbers relating to the cost of the deck will be submitted by the Open Space Committee.

**2. Americorps** – Corey Williams, a member of Americorps, appeared to discuss what Americorps is and does and to propose the use of their services to the Town, the Open Space Committee and the Conservation Commission.

The Commission discussed the fact that Paul Tasha's term as an alternate on the Commission has expired. The Commission would like to appoint him to another alternate position for a term of one year. *John Santos moved to appoint Paul Tasha to an alternate position on the Conservation Commission for a term of one year, Elaine Anderson seconded and it was so voted, 5-0.*

**MINUTES: January 4, 2005** – Elaine Anderson moved to approve the language as written, John Santos seconded and it was so voted, 4-0-1 (Brian Carlson abstaining).

## **ADJOURNMENT:**

*Elaine Anderson moved to adjourn the meeting at 8:40 P.M. and it was so voted unanimously.*

## **NEXT MEETING**

The next meeting will be on February 1, 2005.

These minutes were approved by a vote of the Conservation Commission at their meeting on February 1, 2005.

Respectfully submitted,

Ellen C. Battaglini

Approved by \_\_\_\_\_ on \_\_\_\_\_, 2005  
Dieter Groll and/or Elaine Anderson, Co-Chairs