



Meeting Minutes - Edgartown
Conservation Commission
June 28, 2023 (4 pm)

Commissioners present: Peter Vincent (Chair), Max Gibbs, Geoff Kontje, Lil Province, Robert Avakian, Jeff Carlson

Commissioners Absent: Christina Brown

Staff: Jane Varkonda (Agent), Kara Shemeth (Admin)

Public in attendance: REid Silva (VLS), Ken Abbott (SBH), Doug Hoehn (SBH), Michaella Gaines, Warren & Debra Gaines, Jim Denton, Amy Denton, Deb Hancock, Rick & Cece Lindequist, Jonathan Blum, Jeff Lindequist, Amanda Turner, John Denson, Judy Gaylord, Gwyn, Robert & Karen Driscoll

Notice of Intent - SE20-1695

Applicant: **Lenssen Realty Trust**

Representative: Reid Silva (VLS)

Address: 64 Harbor View Ave (AP 13-23 and 20A4)

Project: Tree clearing, installation of a driveway/parking area, trenching for underground utilities and associated landscaping within the buffer zone to a bordering vegetated wetland. The proposed structures are located outside of the state and local buffer zones.

Documents shared: aerial, septic/site plan, nearmap

Reid Silva presented the site plan and reviewed the resource areas, he noted that the Conservation jurisdiction on this property is 200' from the wetlands on the north side of Lenssen Way and 100' from the flood elevation AE9. The structures are all outside the buffer and only the trenching for water/ utilities and the driveway are within the buffers.

The previous unpermitted clearing within the buffer was brought up and Reid suggested coming back with a landscape/ revegetation plan. The owner had filed with NHESP and received a letter indicating the work would not result in a take and erroneously engaged Teles Landscaping to clear the area.

Commissioner Comment: Commissioners recalled the previous violation and agreed that a landscape/ restoration plan and site visit would be in order prior to making a ruling.

Public Comment: Debra & Warren Gaines spoke of their concerns regarding the removal of trees to build the house and guest house and questions if the applicant could build a guest house this soon. They also had questions regarding the 50' frontage that the property has, which does not show up on the most recent Edgartown GIS maps. The voiced concerns about if utilities were to come off Eel Pond Road where the system is already stressed. Reid shared the Land Court Plan (INSERT LC ###) that showed the redivision of this and the neighboring property to allow for 50' of frontage on each side and it was noted that all of this is outside and jurisdiction the Conservation Commission has.

Amy Denton noted that she shared the Gaines' concerns and asked about the pool being close to her well and if Planting Field Way and Lensen Way were on town water. Reid noted that Lensen Way was on town water and that was how the applicant proposed to get water to their property.

Action: A motion was made, and seconded, to continue the hearing to July 12, 2023 to allow for a site visit and for the applicant to develop a landscape/ revegetation plan.

Passed unanimously via roll call vote

Notice of Intent SE20-1696

Applicant: **Richard & Celeia Lindequist**

Representative: Ken Abbott (SBH)

Address: 12 Earl Ave (AP 11A-406)

Project: Construction of an addition to an existing dwelling.

Documents shared: aerial, site plan, architectural plans

Ken Abbott presented the site, explaining that the entire property is in Conservation jurisdiction. The proposed addition (bathroom and laundry room) is on the back side of an existing structure. It is just outside the flood zone and the roof line will be right on the setback from Earl Ave. He noted that the existing structure, and this, are on piers.

Commissioner Comment: Commissioner felt that this project was relatively simple and didn't pose any risk to the resource areas. It was also noted that the area of the proposed addition was already in "Vineyard Lawn"

Public Comment: none.

Action: A motion was made, and seconded, to approve the application with standard conditions.

Passed unanimously via roll call vote.

Continued Public Hearings

Continued Public Hearing – Notice of Intent **SE20-1691**

Applicant: **Flying O**

Representative: Doug Hoehn (SBH), Deb Hancock

Address: 33 Boldwater Road (AP 43-3.39)

Project: Create and maintain view channels

Continued from 3/22/23 Eligible commissioners: Peter, Lil, Geoff, Jeff, Bob, Max

Doug Hoehn noted that he had sent a narrative and the additional information requested by the Commission earlier in the week. Commissioners had reviewed it, as had the Agent. The Agent noted that Bartlett tree does good work and that she wanted to work with them on site with the height of the understory.

Action: A motion was made, and seconded, to approve the application as detailed in the narrative with standard conditions and mandating that the contractor flag what they plan to cut and meet with the Agent in the field prior to any work being done and overseeing the implementation of the plan. SBH will provide an updated plan with the additional trails on it prior to the Order being issued.

Passed unanimously via roll call vote

Administration:

Action: A motion was made, and seconded, to approve the minutes of April 26, 2023 as presented

Passed unanimously via roll call vote

Kara asked Commissioners to allow her to roll over her FY23 vacation time to FY24 and noted that she planned to use it next week to take the week of July 4th off.

Action: A motion was made, and seconded to allow the roll over

Passed unanimously via roll call vote

Unanticipated Discussion Items:

The Agent noted that Donaroma's had recently cut the understory at O'Keefe on Kanomika and they had decimated the understory, leaving sticks rather than healthy plants.

It was also noted that Mr. Monahan on Haystack Lane had the same company install trees on his property without any permitting (the entire property is within Conservation jurisdiction).

Action: A motion was made, and seconded, to adjourn at approximately 4:46

PMPassed unanimously