

## Minutes of a Conservation Commission Meeting – 14 June 2017

Members present: Peter Vincent – Chairman, Lil Province, Stuart Lollis, Geoffrey Kontje, Jeff Carlson\*

Absent: Christina Brown, Bob Avakian

Staff: Jane Varkonda, Lisa Morrison

**Edgartown Yacht Club NOI** to renovate, alter, and add to existing structures and wharf – Dock Street. Richard Barbini and Patrick Ahearn were present for the applicant. Mr. Ahearn explained that they plan on raising the structure with pneumatic jacks, dismantling the existing wharf by cutting the piles off at the mud line, installing new steel beams on the perimeter, and replacing the structure. The structure will rest on steel beams while the work is being done.

Minor additions will be made to the existing structure and the floats and finger piers will be reconfigured.

Mr. Ahearn noted that the plans have been unanimously approved by both the Historic District and the Marine Advisory Committee. In addition to Conservation Commission approval, the project needs an okay from the Planning Board, the Army Corps, and DEP wetlands and waterways as well.

Mr. Barbini said that the main building will be raised approximately two-feet, which will eliminate occasional flooding of the dining room, but it will not protect it from a super storm. That would require raising the building 6 or 7 feet, which the Historic District and the general public would probably not approve

[Bill Roman, Yacht Club manager joins meeting.]

The main building will be at the same elevation as the existing snack bar. They are planning to start the work in September of 2018 and have it done by Memorial Day 2019.

Mr. Ahearn noted that the exterior will not look much different after the project is finished. Mr. Vincent proposed continuing the hearing for a site visit.

Kontje made a motion to continue the hearing to the next meeting 28 June and conduct a site visit. Lollis seconded the motion. Unanimously approved.

As three of the Commissioners are members of the Yacht Club, Vincent volunteered to call town counsel regarding the conflict of interest statute.

**WOODS** NOI to replace 176-foot timber bulkhead with fiberglass – Tower Hill Road. Richard Barbini representing applicant. The existing timber bulkhead is being undermined and the piles are rotting and falling apart. A revised plan was submitted based on DEP's comments. Barbini noted that the fiberglass is the same as what was approved on the Chappy Ferry's new ferry slip. The bulkhead will be installed 4-feet below ground. All the work will be done from the bank as there is a salt marsh in front. There is no beach in the vicinity, just salt marsh. There is no pier on the property.

Lollis made a motion to continue the hearing to the next meeting, June 28, and conduct a site visit. Province seconded the motion. Unanimously approved.

**RONAN** Request for a determination of applicability to license and maintain existing fill, Tower Hill. No work is proposed. Mr. Barbini explained that the fill was put in eons ago. They are requesting that it be licensed retroactively as it is now a state regulation. People often only become aware that they have unlicensed fill when they put their house up for sale. Everything, including lawns, below mean high water must be licensed by the state. In order to apply for the license, the applicant needs something from the Conservation Commission, hence the request for a determination. Province made a motion to issue a negative determination of applicability. Kontje seconded the motion. Unanimously approved.

\*[Member Jeff Carlson arrives at the meeting.]

**MINICUS** NOI to remove existing dwelling and construct new dwelling, garage, and associated site work – Edgartown Bay Road. Reid Silva was present for the applicant. A report of the site visit was given.

The proposed new dwelling will be located outside the shore zone. The applicant's are considering locating a pool on the left side of the property. The vegetative screen between the properties will remain and some revegetation will be done on the bank.

The driveway will be scaled back, and as much as possible of the existing buffer of vegetation between the house and the road will remain to shield the house from the road and vice versa.

Province commented that the existing cedars should be saved for transplanting on site or given away.

The former house site will be converted to lawn, which is compatible with other properties in the area, said Mr. Silva.

Kontje said that it was good to have everything pulled back from the shore zone.

Vincent was concerned about protecting the public view from the town landing. Varkonda noted that most likely, because of the wind, the trees on the Minicus property won't grow tall enough to affect the public view. She noted as well that the town landing property was several feet higher in elevation than the Minicus property.

Jay Bonanno, and abutter at 77 Edgartown Bay Road, said that he thought it important that the thicket of poison ivy and bittersweet be cleared out.

After some further discussion Province made a motion to continue the hearing until the next meeting, June 28<sup>th</sup>, so that the agent can flag the trees that will remain and have Mr. Silva plot those trees on the site plan along with the revised driveway plan. Lollis seconded the motion. Unanimously approved.

## **ENFORCEMENT ISSUES**

The agent informed the Commission that three properties are in violation: CHIU on Eel Pond again cut everything back down. This is the second violation.

KUMPITCH on Chappy and FRIEDLANDER on Major's Cove are also repeat offenders. Kumpitch again cut on Sheriff's Meadow Property. The agent noted

that the Major's Cove Homeowners Association was planning on taking Mr. Friedlander to court. Agent is to consult town counsel re: Kumptich and Friedlander. Mr. Chiu will be issued an enforcement order and told to appear before the Commission with his landscaper.

A copy of a letter to SWARTZ from the agent regarding trimming of the hedge on North Water Street was read. The agent reported that the "Private Property" sign is still in place at the beginning of the shell walk as is some Astroturf.

The minutes of the 24 May 2017 were approved.

There being no further business, the meeting was adjourned at 6:00 p.m.

Approved: \_\_\_\_\_