



## Falmouth Conservation Commission

59 Town Hall Square, Falmouth, Massachusetts 02540

(508) 495-7445

The FALMOUTH CONSERVATION COMMISSION

Wednesday, May 20, 2020, 7:00 p.m.

In accordance with the Governor's Order Suspending Certain Provisions of the Open Meeting Law, G. L. c. 30A, § 20, relating to the 2020 novel Coronavirus outbreak emergency, **the May 20, 2020 public meeting of the Falmouth Conservation Commission shall be physically closed to the public to avoid group congregation.**

Alternative public access to this meeting shall be provided in the following manner:

1. The meeting will be televised via Falmouth Community Television.
2. Real-time public comment can be addressed to the Conservation Commission utilizing the Zoom virtual meeting software for remote access. This application will allow users to view the meeting and send a comment or question to the Chair via the Chat function. Submitted text comments will be read into the record at the appropriate points in the meeting.
  - a. Zoom Login instructions:
    - i. Instructions and the meeting link for this specific meeting can be found at the following web address: <http://www.falmouthmass.us/1092/Conservation-Commission>
    - ii. Please plan on 10-15 minutes of preparation time to log in though it may be less if you have previously used Zoom on the device you will use to access this meeting.
3. Additionally public comments may be sent in advance of the meeting to [concom@falmouthma.gov](mailto:concom@falmouthma.gov) at **least 5 hours prior** to the beginning of the meeting. Documents and audio or video files may also be submitted via email. Submitted email comments and documents will be made a part of the meeting record and may be read into the record, summarized or displayed during the meeting at the discretion of the chair.
4. Applicants, their representatives and individuals with enforcement matters before the Conservation Commission may appear remotely and are not required to be physically present. Applicants, their representatives and individuals with enforcement matters before the Conservation Commission may contact the Conservation Department to arrange an alternative means of real time participation if unable to use the Zoom virtual meeting software. Documentary exhibits and/or visual presentations should be submitted in advance of the meeting to [concom@falmouthma.gov](mailto:concom@falmouthma.gov) so they may be displayed for remote public access viewing.

### A G E N D A

**VOTE MINUTES**

May 13, 2020

## **REQUESTS FOR DETERMINATION OF APPLICABILITY**

Blair Anthony, 121 Surf Drive, Falmouth, MA – For permission to remove an existing driveway to Surf Drive, add a sand dune buffer, add a stone pathway and rock boulders, and to seed the new lawn area.

Marine Biological Laboratory, 29 Pondlet Place, Falmouth, MA – For permission to remove an existing failed septic system and to install a new Title V sewage disposal system located within the flood zone with an increase in design flow.

## **CONTINUED REQUEST FOR DETERMINATION OF APPLICABILITY**

Richard & Patricia Torre, 57 Cape Codder Road, West Falmouth, MA- For after the fact permission to install a water service to the dwelling and rebuild a section of stone wall.

## **REQUESTS FOR A HEARING UNDER A NOTICE OF INTENT**

James P. and Jean F. Bourdon, 124 Sider's Pond Road, Falmouth, MA – For permission to raze an existing single family dwelling and construct a new single family dwelling with associated clearing, grading, and landscaping; to install mitigation plantings; and to conduct coastal bank restoration.

Lucie Greer, 77 Bar Neck Road, Woods Hole, Falmouth, MA – For permission to reconstruct an existing deck, replace an existing post and rail fence, and to conduct invasive species management on a coastal dune.

Rosemarie E. Murphy, 23 Green Pond Road, East Falmouth, MA – For permission to construct an addition that connects the existing dwelling to the garage and to install mitigation plantings.

## **CONTINUED HEARINGS UNDER A NOTICE OF INTENT**

Anastasios Parafestas, Trustee, 160 Penzance Road, Woods Hole, Falmouth, MA- For permission to install a 12' x 20' pool, stone pool terrace, stone retaining walls, stone steps, pool utilities, lighting, fencing, drainage, and all associated clearing, excavation, grading, irrigations, landscaping, and mitigation plantings.

Scott Tynell, 163 Bay Road, North Falmouth, MA- For permission to conduct shellfish aquaculture within Rand's Canal and Megansett Harbor.

Les Chernauskas, 69 Paola Drive, East Falmouth, MA- For permission to raze an existing single family dwelling and to construct a new single family dwelling; to upgrade to a Title V septic system; to install drywells, a retaining wall, a rinse station, a wall and steps, and an elevated a/c unit.

## **REQUESTS TO AMEND THE EXISTING ORDER OF CONDITIONS**

College Light Opera Company, Inc., 54 Chapoquoit Road, West Falmouth, MA – For permission to amend DEP #25-4467 to widen and improve the existing gravel driveway for fire and emergency vehicle access, to relocate the existing porch for student housing cottage #2, and to additionally clear the understory as well as install restoration plantings and trees

Bonnie W. Simon, 138 & 144 Gardiner Road, Woods Hole, Falmouth, MA – For permission to amend DEP #25-4512 to reconfigure the proposed paved driveway, to reconfigure proposed steps, and to replant 11 additional trees

### **HEARINGS UNDER ENFORCEMENT ORDER**

David Bell and Yves DeBouteiller, 554 Quaker Road, North Falmouth, MA- Alteration to isolated land subject to coastal storm flowage (FWR 10.38), coastal bank (FWR 10.30) / (CMR 10.30), and salt marsh (FWR 10.32)/ (CMR 10.32)

### **VOTE ORDER OF CONDITIONS**

- Aaron Fein, 94 Little Island Road, West Falmouth, MA (5/20/20)
- Francis and Christina Ahern, 27 Fresh River Road, Falmouth MA (5/20/20)
- Richard and Claudia Mackin, 12 Nichols Road, East Falmouth, MA (5/20/20)
- Daniel & Carolyn Palmquist, 46 River's End Road & 58 East Harbor Drive, East Falmouth, MA (5/27/20)

### **VOTE ENFORCEMENT ORDER**

- Tyler Fazzino, 77 Antone Road, Falmouth, MA (5/20/20)

*Board will consider any matters not reasonably anticipated by the Chair.*