



Conservation Commission

Public Meeting Agenda

January 17, 2017

The Provincetown Conservation Commission will hold a Work Session at 6:00 p.m. followed by a Public Hearing which will be held at 6:30 p.m. on **Tuesday, January 17, 2017 in the Judge Welsh Hearing Room**, Town Hall, 260 Commercial Street, Provincetown, MA.

Work Session: 6 p.m.

- 1) Draft Tree Bylaw: Discussion of the proposed **Tree Bylaw** ([link to document](#)) to be presented to the Board of Selectmen for submission for the Town Warrant. Vote on whether or not to endorse it. DPW Director Rich Waldo will be present to answer questions.
- 2) Vernal Pool Certification: project update

Public Meeting: 6:30 p.m.

- 1) **Public Comments** on any item not on the agenda below
 - 2) **Public Hearings**
 - a) Case # [CON-17-097](#) **21 Dewey Avenue Unit 9** Postponed from 1/3/17
Request for Determination of Applicability by Timothy Scott and Patrick Rorke pursuant to the Massachusetts Wetlands Protection Act (M.G.L. c. 131, s.40) and Provincetown General Bylaws Chapter 12, Wetland Protection Bylaw to remove the existing roof on the southern side of the property and replace it with a flat roof and second story deck. Work to take place within the 100-foot Buffer Zone to the Coastal Dune.
 - b) Case # [CON-17-114](#) **371-373 Commercial St** DEP File # 058-241
Request for re-issuance of a Certificate of Compliance by Astrid Berg originally issued by the Conservation Commission in 1999 for a new septic system. Applicant was subsequently allowed by the Conservation Commission to abandon the septic system in 2011 when the property was connected to the sewer. Work took place within the Coastal Beach and Land Subject to Coastal Storm Flowage.
 - c) Case # [CON-17-116](#) **595 Commercial St**
Request for Determination of Applicability by Paul Carter pursuant to the Massachusetts Wetlands Protection Act (M.G.L. c. 131, s.40) and Provincetown General Bylaws Chapter 12, Wetland Protection Bylaw to enclose an existing porch and extend an existing deck and stairs six feet towards the beach. Work to take place within the 100-foot Buffer Zone to the Coastal Beach and Land Subject to Coastal Storm Flowage.
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3) **Enforcement Order**

Case # [ENFCON-17-010](#) **262-A Bradford St**

To be issued to Bartlett Tree Experts for removal of a locust tree within the 100-foot Buffer Zone to an Isolated Vegetated Wetland and Isolated Land Subject to Flooding without filing a Local Bylaw application with the Conservation Commission.

4) **Administrative Matters**

Consideration of application submitted by Kiah Coble for appointment by the Conservation Commission as Alternate Conservation Commissioner.

Executive Session: 7:20 p.m. (approximately)

Vote to enter into Executive Session pursuant to M.G.L. c. 30A, s. 21(a)(3) to discuss litigation strategy where an open session may have a detrimental effect on the Town's litigating position and the chair so declares, for the following cases:

Aqua King Fishery, LLC v. Conservation Commission, Barnstable Superior Court, C.A. No. 2015-00064; Conservation Commission v. Stellwagen Bank Fisheries Corp., Barnstable Superior Court, C.A. No. 2015-00387; Conservation Commission v. Patricio Palacios, Barnstable Superior Court, C.A. No. 2015-00386

5) **Conservation Agent Report**

a) 350 Bradford St

b) 29 Point St

6) **Information**

a) Administrative Review Applications Approved by Agent with Standard Order of Conditions:

i) Case # CON-17-117 **403 Commercial St** Strip and re-shingle cottage on the beach.

ii) Case # CON-17-118 **6 Creek Round Hill Rd** Install 26 photovoltaic panels on the roof.

b) MACC Annual Conference: Saturday, March 4, 2017 College of the Holy Cross Worcester, MA

6) **Approval of Minutes of 1/3/17**

7) **Any other business that shall come properly before the Commission**

Dennis Minsky, Chair

Posted by the Town Clerk: www.provincetown-ma.gov 1/12/17 11:10 am dj