

TOWN OF PROVINCETOWN

CONSERVATION COMMISSION

MEETING MINUTES OF AUGUST 24, 2000

Meeting Held in Town Hall

The following minutes are available on-line as a service and are not the official record due to changes in formatting for the Internet. The minutes may have attachments that are not included here in this format. The official, complete paper copy can be viewed during regular office hours, Monday - Friday: 8 a.m. to 5 p.m. in the Office of the Town Clerk, 260 Commercial St. Provincetown, MA 02657.

Members Present: John Bennett (Chair), Susan Avellar, Thomas Hochard, Sheila Benzer (Alternate)

Members Absent: Robert Guerreiro – excused
Sue Ogden – excused

Others Present: Roger Diaz (Building Inspector) ??, David Guertin (DPW Director)

Call to Order: Chair John Bennett called the Meeting to order at 6:30 PM.

I. Public Hearings

Notice of Intent

139 Commercial Street, Jay Anderson c/o Robert O'Malley (continued from July 27)

Construction of two dwelling units, renovation, Title 5 – requesting continuance until September, 21 2000. Applicant would pay for the Conservation Commission to hire an expert to review delineations of resource area and the delineations of the primary dune. Or, the Conservation Commission will bring in circuit riders from the DEP. To be done by September 7th. Someone will contact A.G. to let him know what the Conservation Commission has chosen.

Notice of Intent

202A Bradford Street (continued from July 27 at applicant request)

Install Title 5; raze existing dwelling; replace structure on same footprint.

WITHDRAWN.

II. Public Statements

- David Guertin, DPW Director, made a presentation and discussed the fact that the Town is looking forward to and is excited about the “surplus” of 47 acres in the area of Clapps Pond, Ducks Pond, Evans Field and the old Burn Dump that will not be used for the Sewage Treatment Plant and will be given to the Conservation Commission for conservation and recreation purposes. Mr. Guertin also withdrew the Request for a Determination of Applicability on the above mentioned area.
- Peter Souza said that the Town of Provincetown is responsible for the adverse impact within the wetland ecosystem of the Town-owned land area called Clapps Pond, Ducks Pond, Evans Field, Burn Dump and it is within the jurisdiction of the Conservation Commission to ask the Town of Provincetown to file a Notice of Intent to create a management plan and request an Order of Conditions to protect this area.

III. Request For Determination Of Applicability

963 Commercial Street (Beach Point Club); Louise Davy (continued from July 27 at request of

applicant) - Remove encroaching sand - **WITHDRAWN**.

Susan Avellar moved to have the Conservation Commission send a letter and pursue enforcement through the Town of Truro. The letter will be sent to Truro and other appropriate Truro boards, including the Truro Conservation Commission, relative to the situation that exists to the east of Louis Davy as a result of the removal of the primary dune and beach grass by the owner of the adjacent property (White Sands Motel), Tom Hochard seconded and it was so voted, 4-0.

411 Commercial Street; Madelyn Carney/A.J. Santos – Extend existing dormer

Susan Avellar moved for a conditional negative determination, with the conditions being that the dumpster be covered at the end of the day and that the debris be picked up daily, Tom Hochard seconded and it was so voted, 4-0.

IV. Other Business

12 Somerset Road; Cynthia Gast

Susan Avellar made a motion to allow the applicant to alter three retaining walls from concrete to boulders. The three walls are to be defined as the ones presented to the Conservation Commission at the meeting of August 24, 2000. And provided that this proposal in no way negates the original order of conditions that were put on this job. Sheila Benzer seconded and it was so voted, 3-0, 1 abstain (_____).

Discussion on Peter Souza’s Complaint regarding Clapps Pond, Ducks Pond, Evans Field, and the Burn Dump wetland ecosystem. Mr. Bennett said that the Town was not responsible for damage occurring on the Town-owned land within the wetland buffer zone.

Mr. Souza pointed out a case in point where the Town of Orleans was forced to come before its own Conservation Commission in a similar situation to implement a management plan for a conservation/recreation area.

Susan Avellar made a motion to set up a work session with the Board of Selectmen, the DPW Director, the Police Chief and the Fire Chief to discuss implementing a management plan for the remaining acreage, excluding the top of the Burn Dump, of 47 acres of Town-owned land called Clapps Pond-Ducks Pond-Evans Field wetland ecosystem, Tom Hochard seconded and it was so voted, 4-0.

Susan Avellar made a motion to have the Conservation Commission send a notice to the Board of Selectmen requesting that the Board attend a work session on September 7th at 7:00 PM in Caucus Hall to implement a management plan for the remaining acreage, excluding the top of the Burn Dump, of the 47 acres of Town-owned land called Clapps Pond-Ducks Pond-Evans Field wetland ecosystem. _____ seconded, and it was so voted, _____.

Approval of Minutes

July 27, 2000 – postponed

Other – None.

Adjournment

_____ moved to adjourn at _____ P.M. and it was so voted unanimously.

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These minutes were approved by a vote of the Provincetown Conservation Commission members present at their meeting on _____, 200__

Respectfully Submitted:

Conservation Commission Signature

Title

Handwritten minutes taken by Sheila Benzer and transcribed by Rachel T. Crosby, On-call secretary.