

**PROVINCETOWN  
CONSERVATION COMMISSION  
COMMUNITY DEVELOPMENT CONFERENCE ROOM  
March 3, 2015  
6:30 P.M.**

**Members Present:** Dennis Minsky, Lynne Martin and Barbara Prato.

**Members Absent:** David Hale (excused) and Mark Irving (excused).

**Others Present:** Austin Brandt (Conservation Agent) and Ellen C. Battaglini (Recording Secretary).

Chair Dennis Minsky called the Public Hearing to order at 6:30 P.M.

**PUBLIC STATEMENTS:**

None.

**NEW BUSINESS:**

**Notice of Intent**

Application by **Ray Booth & John Shea**, represented by **William N. Rogers, II**, for a **Notice of Intent** under the Provincetown Wetlands By-Law, Chapter 12. The scope of work will include the proposed construction of a single-family dwelling at the property located at **33 Point Street** in Provincetown.

**Presentation:** William N. Rogers, II and Paul Shea, of Independent Environmental Partners, Inc., appeared to present the application. The lot is currently undeveloped and is located near two isolated vegetated wetlands. One small isolated vegetated wetland is located at the northwest corner and to the north of the lot. The other larger wetland is located just off the property to the west. There are no proposed alterations to the wetlands and no alterations within the 50' buffer zone. The closest alteration on the site is one of the deck posts on the structure, which will be located 58' from the wetland. The remaining structure will be located at least 85' away from the wetland. Mr. Shea said that there was a MESA filing, but no response has been received concerning the proposal.

**Public Comment:** None.

**Commission Discussion:** Dennis noted that there would be a fairly large loss of habitat and vegetation on the lot. The Commission questioned Mr. Rogers and Mr. Shea, including information concerning the vegetation that would be removed. Dennis requested an inventory, including number and species of trees and shrubs, of vegetation that would be impacted. The Commission was of the opinion that it was not the distance of the structure to the wetland, but the size of the structure and its impact on the resource area that was of concern. It discussed ideas with Mr. Rogers about how to minimize the impact of the project on the site, including reducing the size of the deck. The Commission requested a new site plan showing a significantly smaller deck. Mr. Rogers will consult his clients and requested a continuance to the April 21, 2015 Public Hearing.

**Potential reimbursement of Harbormaster's Office for expenses incurred by diver's work related to hydraulic clamming activities:** The Commission briefly discussed the reimbursement.

*Dennis Minsky moved to reimburse the Harbormaster's Office the sum of \$600 for contracted diving services related to hydraulic clamming activities, Barbara Prato seconded and it was so voted, 3-0.*

**Discussion of administrative review process and standards, standard conditions for NOIs, fee structure:** The Commission postponed this agenda item until the March 17, 2015 Work Session.

**MINUTES: February 3, 2015 –** *Barbara Prato moved to approve the language as amended, Dennis Minsky seconded and it was so voted, 3-0.*

**ANY OTHER BUSINESS:**

Dennis called the Orleans District Court and was informed that the reason for the dismissal of the Chuck Silva violation was not a matter of public record. He will speak with Kevin Spoor at the Provincetown Police Department to find out why it was dismissed.

**ADJOURNMENT:** *Barbara Prato moved to adjourn at 7:30 P.M. and it was so voted unanimously.*

Respectfully submitted,

Ellen C. Battaglini

Approved by \_\_\_\_\_ on \_\_\_\_\_, 2015  
Dennis Minsky, Chair