

**PROVINCETOWN CONSERVATION COMMISSION
VIRTUAL MEETING**

April 13, 2021

6:00 P.M

Members Present Virtually: Alfred Famiglietti, Nathaniel Mayo, Oriana Conklin, Joseph Cooper, Brett McNeilly, Thomas Skinner, and Loretta Butehorn.

Members Absent: None.

Others Present: Tim Famulare (Conservation Agent).

Conservation Agent Tim Famulare, as the moderator, introduced the remote participation meeting and called the roll, determining that a quorum was present.

Chair Alfred Famiglietti called the meeting to order at 6:03 P.M.

Mr. Famulare explained why a virtual hearing was being conducted and how applicants and the public can view the meeting on PTV and participate by calling a number that is shown on the screen and then entering a conference ID number. He asked that all participants keep their phones on mute when not speaking.

Chair Alfred Famiglietti reviewed some rules and regulations, including the Commission's purview of protecting the environment. This includes enforcing the state Wetlands Protection Act and the local wetlands protection by-law. He added that all members of the public need to go through the Chair in order to speak and there is no crosstalk or talking over anyone. Any member of the public can speak for 3 minutes.

1) **Public Comments** on any item not on the agenda below: None.

2) **Public Hearing:**

a) In accordance with §2-3-g of the Provincetown Charter, the Provincetown Conservation Commission will hear comment from the public and vote to determine the number of Board members in favor or opposed to the articles relating to the natural environment on the warrant of the May 1, 2021 Annual Town Meeting.

Mr. Famulare said that Thaddeus Soulé, Town Planner, was available for questions if the Commission had questions about Zoning By-Law amendments on the warrant.

Article 29: Floodplain Distric Boundaries and Base Flood Elevation Data: Mr. Soulé reviewed the amendment, stating that the only change was the date on FEMA flood maps and the amendment would have no impact on jurisdictional or resource areas. Mr. Famiglietti and Ms. Butehorn briefly questioned Mr. Soulé and Mr. Famulare. The latter suggested that if the Commission wanted to weigh-in on this Article that it votes to recommend the amendment because it does make building requirements more stringent to better protect damage to structures and injury or harm to the citizens who live in the flood plain. It does not change the Commission's jurisdictional boundaries or review of any projects in these areas. ***Oriana Conklin***

moved to recommend Article 29 to Town Meeting, Nathaniel Mayo seconded and it was so vote, 5-0 by roll call.

Mr. Famiglietti asked for public comment on any of the Articles in the Annual Town Meeting warrant. There were no public comments.

Article 20: Chapter 12 Wetlands Protection By-Law: Mr. Famulare reviewed Article 20. *Nathaniel Mayo moved to recommend Article 20 to Town Meeting, Oriana Conklin seconded and it was so voted, 5-0 by roll call.*

Article 15: Open Space Committee – Land Bank – Acquisition of the Property at 668-R Commercial Street: Mr. Famulare briefly reviewed the amendment, which will provide an additional point of access to Whistlestop Woods from Commercial Street. *Nathaniel Mayo moved to recommend Article 15 to Town Meeting, Oriana Conklin seconded and it was so voted, 5-0 by roll call.*

Article 16: Land Bank – Acquisition of the Property at 86R Atkins Mayo Road and 88 Atkins Mayo Road: Nathaniel Mayo recused himself because of a conflict of interest. Mr. Famiglietti designated Loretta Butehorn as a Commissioner to vote on this Article because of Mr. Mayo's recusal. Mr. Famulare briefly reviewed the parcel's history and what the Open Space Committee would do with the parcel when purchased, such as clearing the remains of a structure and a cesspool on the property. *Oriana Conklin moved to recommend Article 16 to Town Meeting, Joseph Cooper seconded and it was so voted, 5-0.*

Article 10: FY 2022 Capital Improvements Program, E (Coastal Resiliency Planning) H (Marine Beach Maintenance and Dredging), R (Public Works – Stormwater Improvements), T (Public Works – Court Street Drainage & Repair), and U (Public Works – Ryder Street Outfall Stormwater Project) The Commission briefly discussed these sections. *Oriana Conklin moved to recommend Article 10, Sections E, H, R, T and U to Town Meeting, Nathaniel Mayo seconded and it was so voted, 5-0 by roll call.*

Article 18: Town's Policy Regarding Coastal Resilience: Mr. Famulare recommended that the Commission consider this Article. *Oriana Conklin moved to recommend Article 18 to Town Meeting, Nathaniel Mayo seconded and it was so voted, 5-0 by roll call.*

Article 9, Part 3E: The Commission discussed whether to consider this. Mr. Famulare explained the Article. The Commission took no action.

Mr. Famulare recommended that the Commission take another vote on Article 29, as its vote was taken before public comment was solicited. *Nathaniel Mayo moved to reconsider Article 29, Alfred Famiglietti seconded and it was so voted, 5-0 by roll call.*

Oriana Conklin moved to recommend Article 29 to Town Meeting, Nathaniel Mayo seconded and it was so voted, 5-0 by roll call.

3) **Dunes Edge Campground (386 Route 6): (Postponed to the meeting of April 20, 2021)**

Mr. Famiglietti reviewed the project concerning the construction of tent platforms on the property. He said more clarification was needed as to whether these would be permanent structures or not. This will be postponed to the meeting on April 20th.

4) **Approval of Minutes:** March 16, 2021; March 23, 2021; Executive Session of February 2, 2021; Executive Session of March 2, 2021.

March 16, 2021: *Oriana Conklin moved to approve the minutes of March 16, 2021, Nathaniel Mayo seconded and it was so voted, 5-0.*

March 23, 2021: *Oriana Conklin moved to approve the minutes of March 23, 2021, Nathaniel Mayo seconded and it was so voted, 5-0.*

February 2, 2021 Executive Session: *Oriana Conklin moved to release to the public the minutes of the Executive Session of February 2, 2021, Nathaniel Mayo seconded and it was so voted, 5-0.*

March 2, 2021 Executive Session: *Nathaniel Mayo moved to approve and release to the public the minutes of the Executive Session of March 2, 2021, Oriana Conklin seconded and it was so voted, 5-0.*

5) **Any other business that shall properly come before the Commission:** Mr. Famiglietti commented on establishing quorum for Commission. Meetings. He asked that all Commissioners respond to Mr. Famiglietti as to whether they will be attending the hearing at the time that Mr. Famiglietti sends out the agenda.

Mr. Mayo thanked Ms. Butehorn for joining the Commission. She briefly reviewed her background and why she joined the Commission. Mr. Famiglietti mentioned a newsletter by Joey Wigglesworth as being a good source of Conservation information.

Oriana Conklin moved to adjourn the Public Hearing at 7:14 P.M., Nathaniel Mayo seconded and it was so voted, 5-0 by roll call.

Respectfully submitted,

Ellen C. Battaglini

Approved by _____ on _____, 2021
Alfred Famiglietti, Chair