



MINUTES

Thursday, March 17, 2021 - 4:00 pm
Oak Bluffs Conservation Commission
Meeting held via zoom

Members present: Joan Hughes (Chair), Terry Appenzellar, Alice Goyert, Sharon Cooke, Ron Zentner, Rose Ryley, and Margaret Klugman.

Others present: Richard Johnson, Frank Lauinger, David Wilson, Tracey Smith (SBH), Josh Gothard, Danroy Henry, Fernanda Ianucci, Woody Mitchell, George Sourati, John Tamborini (GPI), Tim Campbell (GPI), Laura Krause (Beta), Cory Beckwith (MassDOT), Tom Courier (MassDOT) Sam Campbell (GPI).

Chair Joan Hughes called the meeting to order at 4:00pm, opening remarks were directed to Commissioners regarding the upcoming MMCA annual conference and the availability of webinar classes.

There were no minutes to review from the March 3, 2021 meeting.

Joan Hughes commented on the request for the Certificate of Compliance at 82 Springfield Ave (Brady Otey) for an addition, foundation and new septic by George Sourati. A hardscape paved area was done instead of an increased planting area at the top of the bank as in the approved order of conditions. A motion was made by Alice Goyert and seconded by Ron Zentner to put an enforcement order on 82 Springfield Ave because it did not meet the order of condition. The motion passed unanimously.

Joan Hughes later informed George Sourati that a Notice of Enforcement Action will be going out for the property at 82 Springfield Ave for unpermitted paving at the top of the embankment. A formal enforcement will be sent to the owners.

Hidden Cove Home Owners Association– NOI for management of vegetation.

Richard Johnson spoke about the continued vegetative management plan for existing views in the Hidden Cove Common Land. The plan detailed selective cutting by hand of vegetation (invasives) and rejuvenation pruning around Duck Pond, Herring Pond, the boat landing and the Osprey Pole and walkways. Discussion included a larger buffer of 10' depth around Duck Pond not to be mowed, flattened areas near the duck pond need small plantings and to review the North West corner of Herring Pond in the summer (the area overgrown with an unidentified rose species that was cleared.)

A motion was made by Alice Goyert and seconded by Ron Zentner to approve the vegetative management plan for Hidden Cove Home Owners Association to include a 10 ft buffer around Duck Pond and Herring Pond to review the northwest corner of the wetlands in the summer. All voted in favor.

Lauinger 56 East Chop Drive NOI-

Frank Lauinger spoke about the accidental cutting of trees and vegetation by Merrick Greenland who did not realize the property boundaries and removed trees/shrubs on the property owned by Oak Bluffs Episcopal Church. Mr. Lauinger expressed his willingness to make restitution and is working with Richard Johnson on a vegetative management plan to replace trees and shrubs that will provide privacy screening, be attractive, and are fast growing. Some trees will be cut to the ground and allowed to re-sprout. There was discussion about the types of trees and shrubs that would be best suited to the area that can withstand weather conditions of high winds, drought, and salt air. The Commission suggested a mix of plantings such as Juniper, American Holly, Cryptomeria, and Rhododendrom. Both Mr. Lauinger and Mr. Johnson and Dave Wilson from the Episcopal Church agreed they would go with any recommendations that Commission offered for the vegetative plan and also to plan ahead for the view easement and what types of trees will be planted there.

The Chair noted that the Commission is still expecting a separate plan under the enforcement order issued against the Lauinger property.

A motion was made by Alice Goyert and seconded by Sharon Cooke to continue the NOI to April 7, 2021 so Richard Johnson could come up with a better suitable re-vegetative plan and layout with different species. All voted in favor, motion passed unanimously.

Dragon Fly MV LLC Danroy and Angela Henry 115 Seaview Ave NOI-

Tracey Smith and Josh Gethard from Schofield, Barbini and Hoehn presented detailed plans for a small addition to the home and adding a basement. The home is within the 100 ft regulated buffer to an AE zone. Discussion included adding a sump pump in basement to discharge into a drywell and not the septic system as was proposed in the plans.

A motion was made by Terry Appenzellar and seconded by Ron Zentner to approve the NOI with the addition of a sump pump in the basement to discharge to a drywell. All voted in favor, motion passed unanimously.

William and Mary Henson 247 East Chop Dr-RDA for repair of wooden treads on stairs to beach and residing of small garden shed.

Woody Mitchell from Squash Meadow Construction explained the small project was in-kind replacement of treads and re-shingle and residing of the small garden shed. Terry Appenzellar mentioned that the 10ft buffer of plantings at the top of the stairs that were stated in the amended order conditions had not been completed. William Henson stated that Dayna Mylott would be finishing the project and had to wait until the weather

was a little warmer to complete the project, but assured the Commission that it would be finished.

A motion was made by Terry Appenzellar and seconded by Ron Zentner that the RDA be approved as a Negative Determination. All voted in favor and the motion passed unanimously. Joan Hughes explained that a “negative determination” meant that the project was approved and can move forward.

MassDOT bikepath improvement to Beach Rd and Eastville Rd NOI-

A very detailed presentation by John Tamburrini, project manager from GPI was given as he explained the project in its entirety. Roadwork would be minimal, but erosion control systems and coastal bank stabilization procedures were in place. Laura Krause from Beta Group explained impacts to resource areas, dune and coastal banks and mitigation measures to address the flooding and coastal dune restoration. Areas that were temporarily impacted would be restored and there would be no lateral displacement of water. A small retaining wall will minimize impacts to wetlands and MassDOT is taking measures to ensure drainage improvements and stormwater management. Tim Courier from MassDOT explained the benefits of a deep sump catch basin with comments from Cory Beckwith also from MassDOT.

A motion was made by Terry Appenzellar and seconded by Alice Goyert to approve the MassDOT bike path improvement at Beach Rd and Eastville Rd NOI. All voted in favor and the motion passed unanimously.

Hidden Cove Homeowners Association Certificate of Compliance-

Richard Johnson wanted to close out the 2012 order as work has been completed. Map 57, parcels 2,3,19 and 88.

Terry Appenzellar made a motion, seconded by Alice Goyert to approve the Certificate of Compliance for Hidden Cove Map 57, parcels 2,3,19, and 88. The motion carried.

Hillside Homes Condos / Lori B. Kreiberg Trust Certificate of Compliance-

Richard Johnson wanted to close out, work completed at 40 and 44 Hidden Cove Rd.

Terry Appenzellar made a motion, seconded by Alice Goyert to approve the Certificate of Compliance for Hillside Homes and Condos / Lori. B. Kreiberg Trust at 40 and 44 Hidden Cove Rd. The motion carries.

New Business-

Discussion to move Commission Meetings to Wednesdays at 3:00 pm. The next meeting will be on April 7, 2021 at 3:00 pm.

Ron Zentner's appointment term to the Harbor Committee is due to expire, Terry Appenzellar moved to re-appoint Ron to second term, seconded by Sharon Cooke, motion carried.

Meeting adjourned by Joan Hughes at 6:00 pm.

Respectfully submitted,

Lis Peterman