

**PROVINCETOWN
CONSERVATION COMMISSION
COMMUNITY DEVELOPMENT CONFERENCE ROOM
March 17, 2015
6:30 P.M.**

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

Members Absent: David Hale (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:

Introduction to Shellfish Constable: Steve Wisbauer, the new Shellfish Constable, introduced himself to the Commission. The Commission briefly discussed the aquaculture grants and other aquaculture topics with Mr. Wisbauer. He said that he would try to attend the Commission's second meetings of the month.

MINUTES: January 6, 2015 – *Dennis Minsky moved to replace and approve the language as amended, Barbara Prato seconded and it was so voted, 4-0.*

Petitioned Articles concerning the Natural Environment for the April 6, 2015 Special and Annual Town Meetings:

ATM Article 2, item 3 – B-Street Garden Revolving Account. The Commission did not take a position on this Article.

ATM Article 3 – Cape Cod Greenhead Fly Control District Assessment. The Commission did not take a position on this Article.

ATM Article 16 – Adoption of Modified Community Preservation Act. ***Dennis Minsky moved to not recommend ATM Article 16, Adoption of Modified Community Preservation Act, Barbara Prato seconded and it was so voted, 4-0.***

ATM Article 17 – Community Preservation Budget for FY 2016. The Commission did not take a position on this Article.

ATM Article 18, Item 4 – Electric Vehicle Charging Stations and Electric Vehicles. ***Mark Irving moved to recommend ATM Article 18, Electric Vehicle Charging Stations and Electric***

Vehicles, Dennis Minsky seconded. After some discussion, the Commission decided not to take a position on this Article.

ATM Article 31 – Transfer and Conveyance of 311 Bradford Street. *Dennis Minsky moved to recommend ATM Article 31, Transfer and Conveyance of 311 Bradford Street, Mark Irving seconded.* After some discussion, the Commission decided not to take a position on this Article.

ATM Article 36 – Invest in the Hall Property. *Dennis Minsky moved to recommend ATM Article 36, Invest in the Hall Property, Mark Irving seconded.* After some discussion, the Commission did not take a position this Article.

Dennis said that he had spoken to Officer Spoor who represented the Commission at the Chuck Silva hearing in September. Officer Spoor said that the Judge dismissed the violation because the Town’s case against Mr. Silva was not strong enough. He suggested that in the future, the Commission gather more evidence to support its case.

The B Street Garden Advisory Group is interested in adding plots to the Garden, as they have a waiting list. The issue will be looked into in terms of whether it is allowed by the management plan.

The Commission has been summoned to Superior Court in regard to the hydraulic clamming issue. The Court date is unknown.

Administrative Review Process and Standards, Standard Conditions for NOIs, Fee Structure and other Conservation Commission Regulations: The Commission discussed and revised handouts regarding the Administrative Review Policy, including an application and instructions for Administrative Review and a WPA Site Access Authorization Form. The Commission discussed and amended a review table that will guide the Conservation Agent when he is reviewing pending Building Permits. The Commission reviewed an application for Administrative Review under the WPA and under the local Chapter 12 by-law and reviewed and amended a draft of NOI Standard Conditions and possible Special Conditions for activities within the Wetlands Protection By-Law jurisdiction. Also briefly reviewed was a sample Chatham Conservation Commission NOI decision.

ADJOURNMENT: *Barbara Prato moved to adjourn at 8:15 P.M. and it was so voted unanimously.*

Respectfully submitted,

Ellen C. Battaglini

Approved by _____ on _____, 2015
Dennis Minsky, Chair