



Town of Barnstable Land Acquisition and Preservation Committee



www.town.barnstable.ma.us/LandAcquisitionandPreservation

Committee Members

Ann Canedy – Chair Farley Lewis – Vice Chair
Elissa Crowley Steve Gould Elizabeth Lewis Phyllis Miller Douglas Payson Tracy Pratt Anne Rowland
Kris Clark – Town Council Liaison

13 JAN '22 PM 2:08
BARNSTABLE TOWN CLERK

Staff Support

Rachael Toolas – Administrative Assistant – rachael.toolas@town.barnstable.ma.us

MINUTES
Monday, December 13, 2021
5:30 PM
Hearing Room -2nd Floor – 367 Main Street, Hyannis, MA

A quorum has been met, Ann Canedy –Chair opens the meeting 5:30 PM

Call to Order / Introduction of Land Acquisition and Preservation Committee Members

Ann Canedy - Chair	Present
Farley Lewis – Vice Chair	Present
Phyllis Miller	Present
Elizabeth Lewis	Present
Steve Gould	Present
Douglas Payson	Present
Elissa Crowley	Present
Anne Rowland	Present
Tracy Pratt	Present

Also present were Kris Clark – Town Council Liaison and Rachael Toolas – Administrative Assistant

Chair Canedy reads the following:

Notice of Recording

Please note that this meeting is recorded and broadcast on Channel 18. In accordance with MGL Chapter 30A §20, I must inquire whether anyone is taping this meeting and if so, to please make their presence known.

No response

Approval of Minutes

Doug Payson makes a motion to accept the November 8, 2021 minutes, Tracey Pratt seconds

Vote:

All in favor

New Business

5:35 PM Public Comment – Friends of Centerville Cranberry Bog Preservation – Mary St. George

Mary Ellen St. George represented the Friends of the Centerville Cranberry Bog Preservation. She asked that the Committee look at the materials that have been provided. The property located at 1246 Bumps River Road went on the market in July. It was brought to our attention when the owner wanted to install a 6’ fence, 1/3rd of a mile around the perimeter of the cranberry bog. This was the first time the neighbors were aware the property was for sale. Upon the notification from the Conservation Commission, the neighborhood came together to educate one another about the property and its uniqueness. There were three hundred petitioners

who attended the meeting that was held and 60 people are currently on the Friends of Centerville Cranberry Bog Preservation email list. We are now incorporated and hope to move forward possibly working with the Town and/or other private entities.

Chair Canedy clarified that the Jenkins property was categorized as a 61A property; therefore the seller had the obligation to notify the town and other entities within the town if they intended to sell. The town has the first right of refusal. Because this was not done according to the requirements, there potentially is no clean title. All parties have been notified of the situation. If negotiations result the land being available once again, the town would be able to exercise certain options: to acquire the property; to assign the rights to a nonprofit or the State; or to decline to acquire. The purpose of today's discussion is to educate the public about the benefits of the property because there is a short window to act if the opportunity arises again.

Ms. St. George went through the power point to inform the public of this unique property located at 1246 Bumps River Road.

Matt Dupuy is an attorney and a Centerville resident. He has lived around the bog most of his life. This property checks all the boxes, he believes, LAPC would choose to protect for open space. He would like to see the cranberry bog turned back to its natural state. He has spoken with Barnstable Land Trust and they would be interested in acquiring it if it becomes available. At this time, the process is in the discussion stage with the attorneys involved. Hopefully, the situation will have a negotiated result that everyone is happy with.

Member Anne Rowland comments that she has walked this bog. It is well cared for and spotless and enjoyed by many in the community.

For more information they are on the social media app Facebook under Friends of the Centerville Cranberry Bog.

Conservation Tax Law Credit Legislative Hearing

Chair Canedy noted that there is legislation which was brought by Bradley Jones, Jr. Minority Leader of House pertaining to the Conservation Tax Law Credit. Many of the Cape Delegation Representatives have signed on. The hearing is Tuesday and Wednesday Dec 13th & 14th in written testimony only. Chair Canedy wrote a letter in support, along with Councilor Clark, and Cape Cod Land Compact Director Mark Robinson. Chair Canedy respectfully asks the public as well as the committee members to write a letter in support. It is an easy online process and it allows participants to comment on Bills. If you need information on the Bill, Chair Canedy or Councilor Clark, would be available. The deadline for submittal is Dec.15th at 5:00 pm.

Councilor Clark occasionally attends Cape & Islands Select Board's monthly meeting which includes elected officials. Senator Cyr reported on the surprised preliminary findings of an 18% revenue surplus. Perhaps this is an opportunity to get the land tax credit through. It is a tool that is beneficial for land owners who want to keep their land or pass to family members, but it also allows Towns to have use of open space. This would reduce an owner's property tax with the stipulation that the land cannot be developed. It's a way of preserving land and not just for the benefit of the wealthy.

6:09 PM Old Business

Update on status of outstanding Conservation Restrictions - Harju, Amaral, Prince Ave, Wakeby Road, Commerce (Bowles)Road, and Silva

Chair Canedy and Councilor Clark met with Elizabeth Jenkins, Director of Planning and Kate Connolly, Town Attorney in the Legal Department and it was a very productive meeting. The Conservation Restrictions Amaral, Harju, and Prince Avenue are moving through the system and are currently at the State. Unfortunately, the position of the State person who reviews CRs is still vacant so the process is delayed.

Wakeby- back to Town Council for review to add COMM as required to receive State Water Preservation Grant
Silvia – approved by Town Council and will be followed now by Barnstable Land Trust
Commerce Road still in process, purchase and sales has another year to meet the deadline

The conservation restriction flow chart is being activated with legal and they will maintain the chart.

Update -Pathways Project- Doug Payson

Member Payson reported that there is slow movement on the path that is behind Trayser Museum and ends at Braggs Lane. Chair Canedy, Property Management, received an update from David Anthony from the Town of Barnstable as of December 1st. In order to move this project forward a Notice of Intent is needed. The Barnstable Land Trust and the Town of Barnstable would work together on the Notice of Intent. The New England Mountain Biking Association is anxious to start this project and is willing to pay for it. Member Payson attached a scope of the work to be performed. He stated that the goal is to build a bridge identical to the bridge located at Bridge Creek. We need to make an effort to get this done. Chair Canedy, Vice-Chair Farley Lewis and Member Payson met with the Town Manager and he is onboard, but there is a process to follow. How long is the grant available? It behooves us to try and get this moving so we don't lose the grant. David Anthony and Barnstable Land Trust are the ones in charge. There must be a blueprint for the bridge creek project somewhere which would be helpful for us to use. There are three parcels that make up this conservation area which makes it challenging as to who is responsible in overseeing projects and what needs to be done. Member Phyllis Miller reiterates the open space flow chart is designed to show who is responsible for land parcels. The endangered blue spotted salamander has been seen on the trails behind Trayser. Since the signs have been posted Member Doug Payson hasn't seen motorized vehicles in the area. The signs are working.

Report from Tracy Pratt - Santuit Preserve

Tracy Pratt states that hunting season has been the last two weeks; therefore not many people are on the trails. Most trails have been cleared of storm damage from the Nor'easter in October. Member Miller stated that the next Santuit Preserve Management Committee meeting will be sometime in the new year.

Report from Farley Lewis - Community Preservation Committee Open Space Applications

There are no new applications or letters of intent submitted to CPC. The business meeting was canceled due to the Annual CPC meeting. There is nothing new to report.

Report from Town Council Liaison Kris Clark

No update

Presentation Materials

Friends of the Centerville Cranberry Bogs – Handout/ Power Point

Doug Payson handout of the Barnstable Village Walking Trail Maps and Scope of the bridge project behind Trayser Museum

Matters Not Reasonably Anticipated by the Chair

None

Next Meeting

January 10, 2022

6:27 PM Adjournment

Motion made by Phyllis Miller to adjourn, seconded by Tracey Pratt

Vote: All in favor

Please Note: The list of matters are those reasonably anticipated by the chair, which may be discussed at the meeting. Not all items listed may be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the Committee may go into executive session. The Committee may also act on items in an order other than they appear on this agenda.

* Public files are available for viewing during normal business hours at the Land Acquisition & Preservation office located at 367 Main Street, Hyannis, MA