

**TOWN OF SANDWICH**  
THE OLDEST TOWN ON CAPE COD



**PLANNING BOARD**  
16 Jan Sebastian Drive, Sandwich, MA 02563  
Phone: 508-833-8001  
Fax: 508-833-8006  
E-mail: [planning@sandwichmass.org](mailto:planning@sandwichmass.org)

**Scenic Road Permit Application – Request to Amend Decision**

**PROPERTY OWNER (S):** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

**MAILING ADDRESS:** \_\_\_\_\_

**PHONE #:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

**SIGNATURE OF PROPERTY OWNER(S):** \_\_\_\_\_

**APPLICANT:** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

**MAILING ADDRESS:** \_\_\_\_\_

**PHONE #:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

**SIGNATURE OF APPLICANT:** \_\_\_\_\_

**LOCATION OF WORK:** \_\_\_\_\_

**MAP #** \_\_\_\_\_ **LOT #** \_\_\_\_\_ **HOUSE #** \_\_\_\_\_

(Found on tax bill)

Registry of Deeds title reference: Book \_\_\_\_\_, Page \_\_\_\_\_, or Certificate  
of Title Number \_\_\_\_\_ & Land Court Lot # \_\_\_\_\_ & Plan # \_\_\_\_\_.  
(Call Barnstable Registry at (508) 362-7733). Zoning District: \_\_\_\_\_

**Description of Work:** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

### **Completed application form**

(Two copies of this form must be stamped in by the Town Clerk's office prior to submission. One copy stays with the Town Clerk. The original is filed with the Planning Board Application)

### **Advertising**

The laws governing Special Permits require that a public hearing be advertised in a newspaper of general circulation. The advertisement must appear two times with the first time being not less than fourteen (14) days before the public hearing. The advertisement must state the nature of the applicant's request, along with the date, time and place where the public hearing is to be held.

The applicant is responsible for the cost of the required advertising. The Town of Sandwich has contracted with Falmouth Publishing for the advertisement of public hearing notices. Falmouth Publishing publishes the Sandwich Enterprise once a week on Fridays. A check made out to **Falmouth Publishing Co., Inc.** (please refer to Fee Schedule for amount) is required at the time of application submittal.

If you have any questions, please contact the Planning & Development Office at (508) 833-8001 or e-mail us at [planning@sandwichmass.org](mailto:planning@sandwichmass.org).

# SCENIC ROADS

## REGULATIONS FOR ADMINISTRATION OF THE SCENIC ROAD ACT M.G.L. CHAPTER 40, SECTION 15C

### 1. AUTHORITY:

Under the authority vested in the Planning Board and Tree Warden of the Town of Sandwich by Chapter 40, Section 15C of the Massachusetts General Laws, the Board and Tree Warden hereby adopt these Regulations governing projects proposing a scope of work within the layout of a Scenic Road in the Town of Sandwich.

The following streets are designated “Scenic Roads” under the provisions of **Chapter 40, Section 15-C of Massachusetts General Law.**

|   |   |
|---|---|
| Atkins Road (from 6A to intersection<br>Of Crestview Drive) | Nye Road (Street)   |
| Beale Avenue  | Old Main Street (Town Hall and Rt.<br>6A to the East)     |
| Boardley Road   | Old County Road   |
| Charles Street  | Pheasant Lane   |
| Canary Street   | Pimlico Pond Road   |
| Chase Road  | Pine Street   |
| Cranberry Trail   | Pinkham Road  |
| Cross Street  | Pleasant Street   |
| Dewey Avenue  | Ploughed Neck Road  |
| Discovery Hill Road   | Quaker Road   |
| Factory Street  | River Street  |
| Farmersville Road   | Route 130 (Quaker Meetinghouse Road<br>Mashpee Town Line) |
| Freeman Street  | Sandy Neck Road   |
| Gilman Road   | School Street   |
| Great Hill Road   | Shawme Road   |
| Grove Street  | Snake Pond Road   |
| Gully Lane  | Spring Hill Road  |
| Harbor Street   | State Street  |
| Harlow Road   | Stowe Road  |
| Howland Lane  | Summer Street   |
| Jarves Street   | Tupper Road (from Route 6A east to<br>Route 6A west)      |
| John Ewer Road  | Water Street  |
| Jones Lane  | Willow Street   |
| Liberty Street  |   |
| Newtown Road  |   |

## **2. PURPOSE:**

The purpose of these regulations is to help ensure that the historical integrity, beauty, and safety are maintained or improved along roads designated as Scenic Roads within the Town of Sandwich

## **3. APPLICABILITY:**

The Tree Warden has the authorization to sign a waiver if, in his opinion, the cutting, trimming and/or removal of two or fewer trees that measure more than one and one half inches (1 ½") in diameter and one (1) foot from the ground does not require a joint public hearing with the Planning Board. Notwithstanding the Public Tree Shade Act, a joint public hearing with the Planning Board and the Tree Warden for trees and other structures defined within the Scenic Road By-law is required.

## **4. PROCEDURE:**

- A. Written permission from the Planning Board shall be required for any cutting, trimming and/or removal of the following:
  - 1. One or more tree trunks having a diameter of nine (9) inches or more measured four feet above the ground, or
  - 2. Two or more tree trunks having a diameter of six (6) inches or more measured four feet above the ground, or
  - 3. Seven or more limbs, roots of more than four (4) inches in diameter where cut, on a single tree.

Proposals that do not meet these criteria shall not require any action by the Planning Board, however, this does not waive the authority of the Tree Warden under the Public Shade Tree Act.

- B. A joint public hearing of the Planning Board and the Tree Warden shall be duly noticed and held for projects proposing a scope of work within the layout of a Scenic Road as specified in M.G.L. Chapter 40, Section 15C.
- C. The purpose of this hearing shall be to obtain from the Planning Board and Tree Warden the necessary permission for such proposals relative to the cutting, trimming and/or removal of trees and/or for the placement of new utility poles within the layout of the Scenic Road.
- D. When permission is granted for cutting and/or trimming of trees within the layout of a Scenic Road, the Planning Board and the Tree Warden may require replacement plantings equal to or greater than the number of trees affected by the proposal. In most instances, the formula used is that for every tree that is removed a tree and a half must replace it. Any and all replacement trees

shall be of a species and size specified by the Tree Warden. The location of replacement trees shall be specified and approved by the Tree Warden.

**Submission Requirements:** The following information must be provided to the Board before a public hearing date can be set.

- A. A completed application and site plan clearly identifying the proposed scope of work; and
- B. If the total number of trees to be replaced exceeds ten (10) in number, four (4) plans shall be submitted to the Planning Board and one (1) plan to the Tree Warden. These plans shall show the proposed location, diameter and species of the replacement tree plantings; and
- C. The tree or trees proposed to be removed shall be flagged by the applicant and remain flagged until the public hearing is closed.