

East Hampton Inland Wetlands & Watercourses Agency  
Regular Meeting  
December 17, 2008  
Town Hall Meeting Room

Unapproved Minutes
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1. **Call to Order:** Chairman Jeffry Foran called the meeting to order at 6:30 p.m.  
**Present:** Chairman Jeffry Foran, Vice-Chairman Joshua Wilson, Marc Lorah (6:53PM), Dean Kavalkovich and Peter Wall. Alternate Member Maureen Heidtmann was present. **Absent:** Alannah Coshow, Scott Hill, David Boule
2. **Seating of Alternates:** Maureen Heidtmann was seated for this meeting.
3. **Approval of Minutes:**
  - A. **November 19, 2008:** *Mr. Foran moved, and Mr. Wilson seconded, to approve the minutes of the November 19, 2008 meeting with two corrections under Agenda item 4. The motion carried unanimously.*
4. **Agent Approval:** None
5. **Communication, Enforcement, and Public Comment:**

**Communications:** Mr. Foran spoke to Mr. Ciriello, Chairman of the Lake Pocotopaug Commission, and a letter has been received advising the IWWA that the nutrient level for Lake Pocotopaug would be completed by the end of March 2009.

Mr. Foran also shared with the members of the Commissions a letter that was received by all commissions and agency's from Town Manager, Jeff O'Keefe, advising that during the week of December 15<sup>th</sup>, 2008 a member from each agency will speak via phone with Scott Eckman a consultant that was selected to conduct the functional assessment of our towns boards, commissions, and advisory groups. Mr. Foran is tentatively scheduled to speak with Mr. Eckman on December 18<sup>th</sup>, 2008. In addition a town wide Government meeting is being scheduled for January 7<sup>th</sup>, 2009 from 6:30 – 8:30pm to allow anyone from the general public or anyone serving on a Commission or Advisory Group to have input to the process as well. Mr. Foran encouraged the members of the agency to attend this meeting if able.

Mr. Carey formally introduced Town Manager, Jeff O'Keefe to the members of the IWWA Commission.

**Enforcement:** None.

**Public Comments:** Rob Laser, 40 South Main Street provided the members of the commission with copies regarding the water situation on South Main Street for their review.
6. **Reading of the Legal Notice:** None.
7. **New Application:**

**A. Application of Denise Morrow, R&M Logging, and timber harvest located at Bear Swamp Road, M32/ B85-86/ L4-2**

Applicant Ms. Morrow was before the IWWA requesting an application to timber harvest on approximate 165 acres off of Bear Swamp Road which involves the harvesting on 125,000SF. Mr. Carey received the additional information he requested at the meeting this evening and would need some time to review and provide any comments to the agency if needed at the next meeting.

*Mr. Wilson moved to continue the application of Denise Morrow, R&M Logging, and timber harvest located at Bear Swamp Road, M32/ B85-86/ L4-2, until the next regular scheduled meeting. Motion was seconded by Mr. Kavalkovich. The motion carried unanimously.*

Marc Lorah arrived at 6:53pm.

**8. Continued Applications:**

**A. Application of Theater Square, 11 North Main Street, filling, land clearing/grubbing to install lawn for commercial/industrial uses. M01A/B39A/L28A**

Mr. Carey read into the record a letter written November 24, 2008 from CLA Engineers regarding Theater Square, LLC. \*Attachment 1\*

There was a discussion on the plans that the Town has to pull an application to complete some work on this site in addition to a plan that Mr. Rand will have upon completion of the Towns work which will be performed in the spring of 2009.

*Mr. Wilson moved to deny Application of Theater Square, 11 North Main Street, filling, land clearing/grubbing to install lawn for commercial/industrial uses M01A/B39A/L28A as the application is being deemed incomplete by the Inland Wetlands Watercourse Agency and we are beyond the 65 days of receipt of the application. Mr. Wilson added if the applicant comes before the agency again to re-apply all fees will be waived and finally this idem will be held under Old Business for future updates and discussion. Motion was seconded by Mr. Lorah. The motion passed unanimously.*

**Public Hearings: None.**

**9. New Business:**

**A. Set 2009 Calendar**

*Mr. Foran moved to accept the meeting dates as scheduled in the 2009 Inland Wetlands Calendar. Mr. Wilson seconded the motion. The motion carried unanimously.*

\*Attachment 2\*

**10. Old Business:**

**A. Update on the culverts located at 100 Young Street-** Mr. Carey reported the residents at 100 Young Street have been notified of their responsibilities under the Inland Wetlands regulations if they were to do any work. A 2<sup>nd</sup> notice has been delivered and to the best of the Building Departments knowledge there has not been any work done regarding the installation of the

pipes. If there is any disturbance Mr. Foran will receive word as enforcement.

**B. Status of the application checklist-** Mr. Carey provided the agency with a copy of a proposed checklist. The members of the agency have been asked to review for further discussion at the next regular scheduled meeting; however the Building Department will begin to attach them to the applications to see how they work.

**C. Fertilizer Ordinance-** Mr. Foran asked there was an update on the petition. Mr. Carey reported he is only aware from what is read in the Newspapers.

**D. Survey / Regulation-** Mr. Carey spoke with Janet Brooks, Towns Attorney and she is looking at where this can fit into the IWWA regulations.

**11. Public Comments:** Rob Laser, 40 South Main Street provided the Agency with some additional information on the test data of the water flows on South Main Street. Mr. Foran asked Mr. Carey to further investigate with Towns Attorney if this information is pertinent to the Inland Wetlands Watercourse Agency.

**12. Adjournment:** *Mr. Foran moved to adjourn the meeting. Mr. Lorah seconded the motion. The motion carried unanimously.*

The meeting adjourned at 7:35 p.m.

Respectfully submitted,

Kamey Peterson

Recording Secretary