

East Hampton Inland Wetlands & Watercourses Agency
Regular Meeting
September 28, 2011
Town Hall Meeting Room
Unapproved Minutes

1. **Call to Order:** Chairman Jeffry Foran called the meeting to order at 6:30 p.m.
Present: Jeffry Foran, Josh Wilson, David Boule, Scott Hill, and Maureen Heidtmann
Absent: Peter Wall and David Boule
2. **Seating of Alternates:** Maureen Heidtmann
3. **Approval of Minutes:**
 - A. **August 31, 2011 Special Meeting; *Mr. Wilson moved, and Mr. Hill seconded to approve the special meeting minutes of August 31, 2011. The motion carried unanimously.***
4. **Communication, Enforcement, and Public Comment:**

Communications:

- Maureen Heidtmann provided the members of the agency with a copy of a flyer titled The Lake Pocotopaug Watershed: An Owner's Manual. Ms. Heidtmann asked that the members take a look at the pamphlet and provide feedback or comments you can send to town staff and it will be forwarded along.

Enforcement:

a) 3 Old Skinner Street- M13/B33/L14A, James Marino, restoration plan.

Mr. Hayden reported on August 11, 2011 it was brought to his attention that the disturbance to the wetland was beyond what was shown on the approved plan. A hand delivered letter was given to Mr. Marino ordering him to cease all construction activities and advising him to appear before the IWWA to present evidence as to why his permit should not be revoked.

Mark Reynolds, engineer for the applicant provided the agency with maps and discussed their plan for restoration of the property with a plan dated September 28, 2011. Mr. Reynolds explained the work that has been completed to stabilize the wetlands. Beyond that, part of the restoration plan is to relocated silt fence in a more appropriate location.

Mr. Hayden asked if the commission wanted fill to extend beyond the original limit. What is being proposed is going to slop towards the wetlands more in addition to a 3 year monitor plan following the completion of construction.

Mr. Reynolds stated he has made a list of the changes that are being required for this site. He will edit the plan and forward a revised plan to Town Staff for approval.

Mr. Foran moved that the applicant develop a mitigation plan with the enforcement actions as described by the Agency for the review and approval of Mr. Hayden, Wetlands

Enforcement Officer. A set of revised plans shall be submitted to town staff and signed off by Mr. Hayden prior to the completion of work. Motion was seconded by Mr. Hill. The motion carried unanimously.

Mr. Foran asked for this to remain on the agenda next month under enforcement for a follow up discussion.

Public Comments: None

5. **Agent Approval:** None

6. **Reading of the Legal Notice:** None

7. **New Applications**

a) **Application of Samuel & Janel Kochuk, 118 Chestnut Hill Road for clearing and grubbing, installation of erosion control measures, grading, filling, construction of a residential driveway, and installation of underground utilities.**

M13/B32/L165A/Z

Dave Earlandson, Professional Engineer representing Mr. & Mrs. Kochuk was before the agency. Mr. Earlandson discussed the property, 16 ½ acres, extending from Chestnut Hill back to Pocotopaug Brook. The lot has 50' of frontage and extends about 400' in before it opens up. The topography of the site generally slopes from Chestnut Hill to the rear. There is 3 distinct wetland areas on the site. The well and septic system will be installed in an upland area, not within a review area, however the driveway to access this property would extend through 2 wetland areas. The driveway would be limited to 12' and the grade would be maintained to about 6' over the original grade.

Mr. Wilson moved move to continue this application to the next regular scheduled meeting, deeming it significant activity due to the direct impact to the wetlands, therefore scheduling a public hearing for October 26, 2011. The motion was seconded by and Ms. Heidtmann. The motion carried unanimously.

8. **Continued Applications:**

a) **Application of Maryann & F James Herbert, 68 Spellman Point, replace existing home and add a garage. M9A/B70/L9**

Mr. Helstrum, representing the applicant was before the agency to discuss the proposed application. Mr. Hayden suggested during the demo phase snow fencing is in place to protect the lake in addition to when the foundation is poured have the washout up near the road away from the lake area.

Mr. Wilson moved to approve this application as the applicant has shown a plan to comply and use the best measure of practice during construction to minimize impacts to the lake as well as after construction reduce run off to the lake, using the general permit form with two additional conditions:

1. During demolition, in addition to silt fence, the applicant shall install snow fencing or equivalent to catch blowing debris

2. *Concrete trucks should wash out near the street and as far away from the lake as possible.*

The motion was seconded by Mr. Foran. The motion carried unanimously.

9. **Public Hearing:** None

10. **New Business:**

11. **Old Business:**

a) **Review original application of Theater Square, 11 North Main Street, M01A/B39A/L28A**

Wayne Rand representing Theater Square was before the agency to discuss the work that has already been completed per the original permit. He explained one area of the wetland that was not completed due to the brook and this additional area is flood storage now that the water is going into the state system. In addition to it being a very difficult location to get to without going through other wetland areas. Mr. Hayden stated that all other permitted activities were completed to his satisfaction

b) **123 Middle Haddam Road, Nancy M. Kowalski, request of application extension, new home construction within an upland review area. M02/B18/L20.2A**

Ms. Kowalski was before the agency requested an extension of the original permit. There are no changes to the plan the applicant is simply requesting an extension.

Mr. Wilson moved to renew this permit and transferred to the current owner, Nancy M. Kowalski. The motion was seconded by Mr. Hill. The motion carried unanimously.

12. **Public Comments:**

Al Petel, 224 Clark Hill Road, stated to the agency that he has almost completed his watershed storm drain mapping and noted a concern of while he was doing this research he was near a drain and heard water running and his concern for it to be laundry being drained into the basins. Mr. Hayden stated if there was a specific location the town could further investigate.

13. **Adjournment:**

Mr. Wilson moved to adjourn the meeting. Mr. Hill seconded the motion. The motion carried unanimously. The meeting adjourned at 8:04.

Respectfully submitted,

Kamey Peterson
Recording Secretary