

East Hampton Inland Wetlands & Watercourses Agency
Regular Meeting
October 24, 2012
Town Hall Meeting Room
REGULAR MEETING
Approved Minutes

1. **Call to Order:** Chairman Jeff Foran called the meeting to order at 6:31 p.m.

Present: Jeffry Foran, Dean Kavalkovich, Josh Wilson, David Boule

Absent: Scott Hill, Bob Talbot, and Peter Wall

2. **Seating of Alternates:**

3. **Approval of Minutes:**

A. **September 26, 2012 Meeting** – *Dave Boule moved to approve the minutes of September 26, 2012. Motion was seconded by Dean Kavalkovich. The motion carried 4-0-0.*

4. **Communication, Enforcement, and Public Comment:**

Communications: Ruth Plummer provided the members of the board with the following communications.

- 2012 Municipal Inland Wetland Commissioners Training Program Segment 3 - There is still space available; if your interested contact staff in the Building Department.
- Newsletter from The Connecticut Association of Conservation and Inland Wetland Commission's Inc., announcing their 35th Annual Meeting and Environmental Conference schedule for Saturday November 17, 2012; if you are interested contact staff in the Building Department.
- Connecticut Wildlife Magazine
- Newsletter from The Connecticut Municipal Inland Wetland Agencies, dated August 29, 2012; RE: 2012 legislation and Regulation Advisory; members requested a copy be mailed to them for further review.
- The Town Manager has sent a letter to Matthew Bevin dated October 23, 2012 regarding assisting Mr. Bevin with the diversion permit that is required for drawing down the damn.

Enforcement: Ruth Plummer reported on a call that was received on October 15, 2012 stating on September 24th Mr. Olzacki has pulled a CBYD permit and was doing some excavating in a brook for Edgemere Condominiums. Since then Ruth has been in contact with Mr. Olzacki, Pat Logan, manager of Edgemere Condominiums, and Thad King, Chatham Health Director, and it has been agreed that a permit needs to be obtained from this agency. This is expected to be on the next regular meetings agenda.

Public Comments: None.

5. **Agent Approval:** Jeff Foran reported on a property located at 61 Meeks Point Road. The applicant is requesting a permit to install a well line. They are going to use a mini excavator for installation and will use James C. Shaw, 28, of 16 Barbara Ave., East Hampton, was charged with failure to appear in court. hay bales and do approximately 10' at a time so that it is not all open at one time. The legal has been posted in the newspaper and all standard conditions applied.

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

7. **New Applications:**

a. **Application of Robert & Francina Goodwin, 55 Day Point Road, reconstruction of dwelling and drainage improvements. M10A/B83/L36A-7.**

George Logan, representing the applicants was before the agency and provided an overview of the report that was produced on October 19, 2012, from REMA. The proposal is to raise the existing home and rebuild, on the same footprint with a minor change of the rear mudroom which is away from the lake. There is a deck on the front of this property and about half of that will be converted to be part of the home. Ruth Plummer stated she spoke with the builder Brian Flannery and he stated he will be placing pylons and he is not going to have much stock pile, he is using the existing footprint and stone under the footprint with 4X4's under the stone and is not expecting a lot of grade change or excavating.

Josh Wilson moved to accept and continue this application of Robert & Francina Goodwin, 55 Day Point Road, reconstruction of dwelling and drainage improvements. M10A/B83/L36A-7 until the next regular scheduled meeting. Motion was seconded by Dean Kavalkovich. Motion carried 4-0-0.

8. **Continued Applications:** None

9. **Public Hearing:**

a. **Application of Mazzcor, LLC, 103-107 Colchester Avenue, 4 lot sub division. M27/B87A/L12**

Chris Bell, PE, representing the applicant was before the agency to follow up on the requested made at the meeting last month. The requests were as follow: The drainage area for the pipe crossing, check the design of the pipe, review the effects of changing the gravel driveways to pavement and if there would be any increase from that, and additional photographs of the site were requested, which were distributed and discussed.

Jeff Foran moved to close the public portion of this hearing. Josh Wilson seconded the motion. Motion carried 4-0-0.

David Boule moved to accept the delineation of this wetland as presented on the map. Motion was seconded by Josh Wilson. Motion carried 4-0-0.

Josh Wilson moved to approve the application of Mazzcor, LLC, 103-107 Colchester Avenue, 4 lot sub division. M27/B87A/L12, on the basis that the proposed activity will not create a significant change in the physical, chemical, or biological characteristics of the wetlands or watercourses on site; and this permit to be approved in accordance with the standard general conditions as well as one additional condition that is to remove from the plans the proposed 4” rip raff outlet protection along the culvert downstream of the existing CP Culvert. Motion was seconded by Dean Kavalkovich. Motion carried 4-0-0

10. New Business: None

Jeff Foran moved to add item 11C to the agenda: Update on Blueberry Island / Scraggly Island. Motion was seconded by Josh Wilson. Motion carried 4-0-0.

11. Old Business:

- a. Current applications showing complete projects if there is any intention of future development-** The commission discussed the difficulty in hearing an applicant when there is the potential for further construction to existing sites. The agency asked for town staff to discuss this with the towns legal staff and report back.
- b. Procedures – Terms of accepting a Compete Application-** Tabled until the next regular scheduled meeting- Some checklists have been received from surrounding towns for IWWA- Town staff requested this item be tabled until the next regular scheduled meeting so a draft and be created and reviewed by the IWWA. The agency agreed.
- c. Update on Blueberry Island / Scraggly Island-** To date town staff has not heard from the property owner on this situation.

Jeff Foran moved to direct town staff to issue a cease and correct and if no communication is received by the next regular scheduled meeting then there would be a recommendation to issue an injunction from the town attorney. Motion was seconded by Josh Wilson. Motion passed 4-0-0.

12. Public Comments: None

13. Adjournment:

Dean Kavalkovich moved to adjourn the meeting. David Boule seconded the motion. The motion carried unanimously. The meeting adjourned at 7:55pm.

Respectfully submitted,

Kamey Peterson
Recording Secretary