

East Hampton Inland Wetlands & Watercourses Agency

Regular Meeting

July 31, 2013

Town Hall Meeting Room

REGULAR MEETING

Approved Minutes

1. **Call to Order:** Jeff Foran called the regular IWWA meeting to order at 6:30pm.

Present: Jeffry Foran, Josh Wilson (6:36pm), and David Boule
Scott Hill, Peter Wall and Bob Talbot

Absent: Dean Kavalkovich

2. **Seating of Alternates**

3. **Approval of Minutes**

A. June 26, 2013 Meeting –

David Boule made a motion to approve the minutes of June 26, 2013. The motion was seconded by Peter Wall.

The motion passed unanimously.

4. **Communications, Enforcement and Public Comment** (public comments should be made brief and not relate to agenda items):

Communications: Ruth Checko read into the record a notification from the State of Connecticut notifying of water resource construction activity at Rt 196/ Rt66 and Old Marlborough Road.

A letter was received from the Planning and Zoning Commission regarding 2A Flanders Road notifying the occupant that they need to apply to IWWA for a permit to coincide with their request for a special permit thru P&Z to operate a stable.

Enforcement: None.

Public Comments: None

Cease & Desist- 266 Hog Hill Road – Carol Hartman- Ruth Checko asked the agency to lift the cease and desist as the town engineer has visited the site along with Ruth Checko and a representative from the Department of Army Core Engineers, and although it has been found that this permit does not obviate the need to obtain federal, state or local authorizations required by law for work exceeding what has already been done. The applicant simply replaced an existing culvert.

Jeff Foran moved to lift the cease and desist on 266 Hog Hill Road. Motion was seconded by Josh Wilson.

The motion passed unanimously.

Josh Wilson moved to void the application before the Inland Wetlands from Carol Hartmann, 266 Hog Hill Road as the cease and desist was issued to direct the owner to correct any potential action and activity on the site was adequately constructed. In

addition return the fee that was charged to the owner. Motion was seconded by Bob Talbot.

Motion carried unanimously.

Cease & Correct Update- Scraggly Island- Ruth Checko reported there has been no contact from the property owner to date. A seconded letter has been sent.

Cease & Correct- 0000 East High Street- Hope Church- Ruth Checko issued a cease and correct after a there was a visit to the site and it was determined that there was a lot of silt fencing that was knocked down and incorrectly installed. The plans that were originally approved by the IWWA and the plans that the applicant is currently working off of are different. The applicant met several months back with town staff, the town engineer, and the former wetlands enforcement officer and it was determined the current work taking place had much less of an impact to the wetlands on the site, in addition was more cost effective for Hope Church. Chris Bell, Engineer representing the applicant provided the agency of an overview of what the modifications to the original plan is. The commission asked for Mr. Bell to provide them with a copy of the approval letter from the town engineer in addition to a copy of the storm water report.

Glen Gustine asked for permission from the agency to continue with a partial dug gutter drain with 12- 20 ton recycled gravel that is needs to be spread to stabilize the existing muddy areas. There are areas that they have remediated with the silt fence, however there are areas that are not completed and they would like permission to continue to complete these areas as they will make the site better until the plan that is in review is completed. Mr. Wilson agreed in allowing the site to be stabilized and directed Mrs. Checko to continue to monitor the work being done.

Jeff Foran made a motion to leave the cease and correct in place, allowing the applicant to continue to stabilize the site with the provision that if the town engineers experience is needed, Hope Church would absorb the costs. The work that will continue is at the own risk of the applicant, and until the agency has an opportunity to review the water quality, the storm water drainage results, and a maintenance plan provided by the applicant, the work that is being completed may need to be reversed per the agency findings. Motion was seconded by David Boule.

Motion carried unanimously.

5. Agent Approval –

74 North Main Street – Replacement of an existing fence- Ruth Checko reported on visiting this site and speaking with the applicant regarding the replacing of an existing fence with some new post holes dug. E&S will be in place to protect Christopher Brook and Lake Pocotopaug.

85 Middletown Avenue- Extension of paved parking area- Ruth Checko reported on visiting this site and their work which consisted of replacing a

gravel driveway with some asphalt and making some improvements to the gravel.

Jeff Foran made a motion to move agenda item 7C. Application of Town of East Hampton, to resurface Brewer Road up on the agenda under agent approvals. Motion was seconded by Josh Wilson.

The motion carried unanimously.

Town of East Hampton, Brewer Road- Jeff Foran reported on one small area of wetlands on this property that is a culvert. Silt fence will be in place.

6. **Reading of the Legal Notice-** Jeff Foran read the legal notice into the record.

7. **New Applications:**

A. Application of Jack & Jan Soloman, I-Island, to replace the electrical cable and restore normal electric utility service on I Island. M04A/B99/L1- Ruth Check read a letter into the record that was received from the owner dated July 29, 2013 from Jack Soloman withdrawing this application.

B. Frank & Carrie Mohr, 59 East High Street to restore current sea wall. M05A/B83/L27- Mr. Mohr was before the agency requesting an application to restore his current sea wall. The photographs supplied were reviewed both past and present. The agency is requiring the applicant obtain a survey to establish the current location of the wall prior to work being done and then again once the job is completed.

Josh Wilson made a motion to accept this application and continue it to the next regular scheduled meeting. Motion was seconded by Bob Talbot.

The motion carried unanimously.

C. Application of Town of East Hampton, to fill in a washout area at South Beach from a drainage pipe- Ruth Checko reported this application is from the East Hampton Public Works Department. Mr. Foran spoke to the public works department Pete Johnson, and he was informed this is a washout area around the end of the drainage pipe. They are looking to install approximately 3 yards of material to bring it back up to grade, there will be no work where the drainage pipe is located.

Jeff Foran accepted this application, continued it to the next regular scheduled meeting and directed Ruth Checko to forward it onto the town engineer to review for a possible maintenance plan or a way to permanently resolve this problem. Motion was seconded by Scott Hill.

The motion carried unanimously.

- D. Application of Susan Galanto, 68 Abbey Road, to construct a 30X40 slab foundation garage. M12/B40A/L10-8-** Ms. Galanto was before the agency with a plan and photographs of a proposed garage. The access driveway is proposed at this

time gravel. The members of the agency requested the applicant provide a new set of plans showing where they would propose the garage with silt fencing in place.

Josh Wilson moved to accept the application of Susan Galanto, 68 Abbey Road and continue until the next regular scheduled meeting. The motion was seconded by Jeff Foran.

The motion carried unanimously.

8. Continued Applications

- A. 49 Oakum Dock Road- Repair a pier at the Southwest corner of the site adjacent to the Connecticut River and Repair the structure, and repair the existing fishing pier St Clements, M02/B9A/L4-** Clint Webb, Environmental Consultant for the applicant was before the agency and provided an overview of this application as presented at the last meeting.

Josh Wilson made a motion to approve the application of 49 Oakum Dock Road- Repair a pier at the Southwest corner of the site adjacent to the Connecticut River and Repair the structure, and repair the existing fishing pier St Clements, using the standard permit with no special conditions. The motion was seconded by Peter Wall.

The motion carried 5-0-1, Scott Hill abstained.

- B. Wangonk Trail- Repair an existing sea-wall. M9A/B70C/L44-** Dean Brown, contractor for this application was before the agency to discuss an existing sea wall that is currently deteriorating. The contractor is proposing pouring a 12” concrete wall in front to fill with cavities. The work is being proposed in the Fall months. Ruth Checko reported this application was heard at the last Lake Conservation Commission and there were no comments for the wetlands agency.

Josh Wilson moved to approve the application of Wangonk Trail, to repair the existing sea wall to maintain and protect the lake despite the encroachment into the lake, this is the best solution for this given circumstances; using the standard short form with the following 3 additional conditions;

- 1. Conduct a survey prior to construction to establish existing horizontal extent of the wall*
- 2. The new wall shall not extend 12” lake ward of the existing wall*
- 3. Conduct a survey immediately following completion of construction to verify the new wall did not extend lake ward beyond the existing wall by 12”*

Motion was seconded by Scott Hill.

The motion carried unanimously.

9. Public Hearings:

- A. Proposed Amendment to Section No. 11-1 of the East Hampton Inland Wetlands and Watercourses Agency Regulations as Recommended by the State of Connecticut.

Jeff Foran made a motion to close the public hearing. Motion was seconded by Scott Hill.

The motion carried unanimously.

Jeff Foran moved to accept the proposed amendment to Section No. 11-1, 11.6 and 11.6.1 of the East Hampton Wetland and Watercourses Agency Regulations as Recommended by the State of Connecticut with an effective date of September 1, 2013. Motion was seconded Scott Hill.

The motion carried unanimously.

10. Election of Officers:

Scott Hill made a motion to reappoint Jeff Foran as Chairman and Josh Wilson as Vice Chairman. The motion was seconded by David Boule.

The motion carried unanimously.

11. New Business: None

12. Old Business: None

13. Public Comments: (public comments should be made brief and not relate to agenda items)- None

14. Adjournment- Josh Wilson moved to adjourn the meeting. Motion was seconded by Bob Talbot. Meeting adjourned at 9:14pm.

The motion passed unanimously.

Respectfully submitted,

Kamey Cavanaugh
Recording Secretary