

Town of East Hampton
Inland Wetlands and Watercourses Agency
Regular Meeting
July 27, 2016 – 6:30 P.M.
East Hampton Town Hall Meeting Room

MINUTES

Present: Chairman Jeff Foran, David Boule, Peter Wall, Robert Talbot, W. Dean Kavalkovich, Jeremy DeCarli (P & Z)

Absent: Joshua Wilson, Scott Hill, Harold L'Hote

1. Call to Order: The meeting was called to order at 6:30 P.M. by Chairman Foran

2. Seating of Alternates: NA

3. Approval of Minutes:

A) June 29, 2016 Regular Meeting: *Mr. Boule moved, and Mr. Kavalkovich seconded, to approve the minutes of the June 29, 2016 regular meeting as written. Voted 5-0.*

4. Communications, Enforcement and Public Comment: None

5. Agent Approval:

A) 22 West Point Road, B&S Landscaping: Removal of residential underground storage tank in upland review area – Map 05A/Block 83/Lot 11: Chairman Foran made a visit to the site, which needed hay bales. The house was between the tank and the lake; a 1,000 gal. tank was pulled out. Chairman Foran thanked Mr. Wilson for his help.

6. Reading of the Legal Notice: None

7. Continued Applications:

A) Application of Carol Morris, 85 Midwood Farm, Construction of a 30' x 30' garage in upland review area – Map 18/Block 40/Lot 6R-4: Jim Dutton reported for Ms. Morris, who is out of town, that the total disturbance in the upland review area is 2,400 sq. ft. Almost all the boulders have been removed, though they need to be rearranged slightly. He has requested she install a piece of sediment barrier. The garage is a steel frame building with no gutters, and the plan now indicates for a retaining wall for the water to land on, like a splash pad, which will discourage erosion. The wall did not change the amount of fill, and some of the rocks there will be utilized. George Logan is planning a trip to the site soon and will get back to Mr.

Dutton with his findings, which will be reported to this Agency. Mr. Dutton feels that Ms. Morris is making good progress, though more progress will not be made while she is out of town. Chairman Foran wrote as a condition of approval, that she needs to get this done first before proceeding with the garage, which was read into the minutes. It is also included in the motion below in full.

Chairman Foran moved, Mr. Talbot seconded, to approve the application using the standard short form with the five basic conditions, adding conditional item six as follows: due to the sensitive nature of the area and in keeping with the goal to minimize further environmental damage and enhance the existing environmental quality, the applicant must perform the vast majority of the restoration work as described in Permit #IW92600-15 and related site plan prior to beginning construction on the garage. If this is not followed this permit will be nullified. Approval is given because it is within the upland and doesn't cause impact to the wetland; the restoration will act as a barrier between the construction and the wetland. Voted 5-0.

B) Application of Carmela Lashenka Revocable Trust, 152 Chestnut Hill Road, 2-Lot Subdivision – Map 13/Block 32/Lot 17: Frank Magnotta was present, representing trustee Colleen Duffy. Ms. Duffy would like to subdivide the lot into two parcels. There is a band of wetland running through each lot, with a proposed conservation easement around it. There was some discussion of the fact that the trustees would prefer no language in the plan for the easement that will restrict their future right to have a driveway through the wetland area, so that a future owner could access the back of the property which lies on the other side of the wetland band. This is an item for Planning & Zoning to look at. Further discussion occurred on whether approving the subdivision is in essence mandating that they can put a driveway over the wetlands in the future. It was decided that this would be something that would need to be reviewed through the permit process anyway, and therefore would have to come before IWWA and P&Z to discuss in the future regardless of language on the plan.

Mr. Talbot moved and Mr. Kavalkovich seconded to approve the plan based on the fact that it has no direct impacts to the wetlands, there is an existing stone wall that will act as a natural barrier between the proposed construction and the wetland. The short form will be used and all the standard conditions will apply. It is noted that any reference on the plan to a future driveway is not approved by this motion, it is simply a note on the plan. Future access through the wetland would be subject to all appropriate Inland Wetland approvals and permits at that time. Voted 5-0 in favor.

C) Application of Princess Pocotopaug Corporation, 000 South Wangonk Trail
Construction of 10' x 20' Pavilion in upland review area – Map 09A/Block 70C/Lot 6: A letter was received from Judy Isele requesting a 65 day extension of this

application, in order to gather more information, which was read into the record by Chairman Foran.

A motion was made by Mr. Wall, seconded by Mr. Boule, to accept the request for an extension on the permit for the Princess Pocotopaug Corporation. Voted 5-0 in favor.

8. Public Hearings: None

9. New Business: None

10. Old Business

A) Status on Lake Study: The 9 Point Plan has been sent to the DEEP for review and the town is awaiting their comments. It was noted that Chatham Health posted a high reading on the lake yesterday.

B) Review Open Permits: Mr. DeCarli reports that he visited Sports on 66 and that it is looking good. The gutter system is on and connected and the roof is complete. There is wet soil behind the facility from water that weeps out of the hill there. Mr. Rand expressed concerns about water seeping into the building from the pond. The building is being built to plan currently, but there may possibly be future changes depending on the situation with the water/pond.

11. Public Comments: None

12. Adjournment:

Mr. Boule made a motion, seconded by Mr. Talbot, to adjourn at 7:20 P.M. Voted 5-0.

Respectfully submitted,

Eliza LoPresti
Recording Clerk