

TOWN OF STONINGTON  
Inland Wetlands & Watercourses Commission  
Regular Meeting Minutes  
August 6, 2009

Final

**Call to Order:** Chairman Berger called the meeting to order at 7:00 P.M.

**COMMISSION MEMBERS PRESENT:** Amanda Lindberg, Nick Salerno, Jeffrey Stritar

**COMMISSION MEMBERS ABSENT:** Deborah Downie, Alisa Morrison and H. Lee Reichart

**STAFF MEMBERS PRESENT:** Candace Palmer, WEO

**Call for Correspondence:** None

**Call for Public Comment:** None

**Consent Agenda:**

**(Renewal) IW #04-30 Stonington Country Club** - Seeking permit to excavate and enlarge two man-made ponds to provide additional irrigation water storage. Property located at 396 Taugwonk Road, Stonington. Assessor's Map 69, Block 1, Lot 3, Zone GBR-130.

Peter Gardner discussed the project to enlarge 2 ponds of a project which was approved by the Inland Wetland & Watercourses Commission in 2004 and was not executed.

**MOTION** to approve by Ms. Lindberg, **SECOND** by Mr. Salerno. The motion was unanimously approved.

**New Business:**

a. **IW #09-11 Dr. Bassam Awwa (Sergio Cherenzia)** – Seeking a permit to demolish existing building & construct a new building with detention basin, drainage system, utilities and paving within the 100' Upland Review Area. Property located at 118 So. Broad St., Pawcatuck. Assessor's Map 25 Block 1 Lot 9. Zone LS-5

*August 29 site walk scheduled.*

b. **IW 09-12 Aldin Associates (John MacNeil)** – Seeking a permit to excavate impacted soils below grade under existing blacktop and replace with clean fill within the 100 ft. Upland Review Area. Property located at 60 So. Broad St., Pawcatuck. Assessor's Map 14 Block 2 Lot 8. Zone LS-5.

*August 29 site walk scheduled.*

**Old Business:**

a. **IW #09-09 K Brothers LLC (John MacNeil)** – Seeking permit to remove existing black top and pump island concrete to excavate and replace impacted soil in Upland

Review Area. Property located at 29 Main St., Old Mystic. Assessor's Map 166 Block 3 Lot 3. Zone GS-5.

*The application was withdrawn due to the determination that the wetlands were Tidal Wetlands.*

- b. **IW #09-10 Frederick Geyer & Janette Mercer (Peter Gardner)** – Seeking a permit to construct a 34'x24' art studio within the 100' Uplands Review Area. Property located at 248 Pequot Tr., Pawcatuck. Assessor's Map 38 Block 2 Lot 1. Zone RR-80.

*Peter Gardner presented the presentation for the building of a studio building. The building will be built on a slab. There would not be any plumbing. The applicant also has an application before the Zoning Board of Appeals. Mr. Stritar asked about the lack of water. Ms. Mercer said that she used oils and pastels. Mr. Salerno asked about solvents that would be used by the artist. Ms. Mercer replied that she a small amount of brush cleaner which was disposed at the hazardous waste collection days.*

**MOTION** to approve by Mr. Salerno, **SECOND** by Mr. Stritar with two stipulations:

1. Staff should be notified prior to the start of work to inspect the sediment and erosion control measurements
2. No additional clearing of trees or underbrush within the regulated area allowed with this permit.

The motion was unanimously approved.

Motion to remove items #7 and #8 from the agenda,

**MOTION** by Mr. Stritar, **SECOND** by Mr. Salerno; Motion carried unanimously

**7. Executive Session:** North Stonington Group LLC.

**8. Other Business:**

a. **Motion**

That the Town of Stonington Inland Wetlands and Watercourses Commission settle the pending lawsuit having Docket Number **KNL-CV-09-4009201-S**, and captioned as NORTH STONINGTON GROUP, LLC V. STONINGTON INLAND WETLANDS AND WATERCOURSES COMMISSION, now pending in the Superior Court for the Judicial District of New London at New London, in accordance with the proposed settlement agreement, and the conditions stated therein, presented to the Commission at its August 6, 2009, meeting.

The Commission approves this settlement in the interest of protecting and promoting the wetlands and watercourses of the Town because the wetlands permit under said settlement:

1. will have the retaining wall for the proposed development designed and built in such a manner as to not affect the water table at the site of the retaining wall or to cause additional seepage from the pond located to the southwest of the subject property. As such, the proposed activities are not likely to impact or affect wetlands or watercourses; and
2. will reduce the amount of disruption that will occur within the uplands review area as compared with the existing wetlands permit that was issued to the subject property in 2005.

**9. Public Hearings:** *None*

**10. Regulations: Discussions.** *None*

**11. Enforcement Officer's Report:** C. Palmer discussed enforcement at 6-8 Main St in Old Mystic.

**12. Review of Outstanding Minutes:** June 29, 2009 –The Commission lost the quorum for these minutes, therefore these minutes were tabled.  
July 2, 2009 minutes: **MOTION** to approve by Mr. Salerno, **SECOND** by Mr. Stritar.

**13. Adjournment:**

**MOTION** by Mr. Stritar. **Second** by Mr. Salerno. Meeting Adjourned at 7:29 P.M.



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Jeffrey Stritar, Secretary