

East Hampton Inland Wetlands & Watercourses Agency
Regular Meeting
June 30, 2010
Town Hall Meeting Room

Approved Minutes

1. **Call to Order:** Chairman Foran called the meeting to order at 6:30 p.m.

Present: Chairman Jeffrey Foran, Dean Kavalkovich (6:45pm), Scott Hill, Marc Lorah, David Boule, Peter Wall (6:35pm), Josh Wilson (6:37pm)

Alternate Member: Maureen Heidtmann

Absent:

2. **Seating of Alternates:** Maureen Heidtmann

3. **Approval of Minutes:**

A. **June 9, 2010:** *Mr. Boule moved, and Ms. Heidtmann seconded, to approve the minutes of June 9, 2010. The motion carried unanimously.*

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

Communications: None

Enforcement: None

Public Comments: None

5. **Agent Approval:**

25 Skinner Street – Epoch Arts- Mr. Hayden reported the fire marshal asked for there to be a sidewalk placed from the back exit along the edge of the building and up towards the street. Mr Hayden met with them at the site. Putting this sidewalk in is going to improve the area.

23 Arden Drive – Mr. Hayden provided an agent approval for Mr. & Mrs. Ledas, requesting to place an in ground pool which is just inside the upland review area. They are going to take proper sediment controls, and the work appears to be minor in the wetlands.

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

7. **New Application:**

A. Application for Brian Cutler, Traditional Innovations, 265 West High Street, for Filling, Excavation, Land Clearing/Grubbing, Drainage Improvements, Activity in buffer/setback, and Creation of a Wetland, M6/ B12/ L9 in a C zone

Raymond Nelson, professional engineer from Messier & Associates, was before the IWWA to grant permission of re-use of the site, presently occupied by Traditional Innovations, LLC. There was discussion of the past use of the property and what is

being proposed for the property. The building is 27,000 SF which will include the main soccer field, some offices, shops, and a restaurant. They are proposing a wetland mitigation area to mitigate for some of the disturbance and better handle the water flow.

Richard Snarski, soil scientist, wetland scientist, was before the IWWA and explained he delineated the wetland boundary on this property 25 years ago, and has re-delineated the boundary last year and the boundary's are very similar with the exception of some of the water ditches have been altered and changed since that time. All of the wetland activity proposed is within a previous gravel bank. The wetland is on a hill side slope and does not pond water. The proposal is to fill .73 acres of created wetlands as a result of the mining for the gravel bank.

Mr. Boule moved, and Mr. Wilson seconded, to consider this application as significant activity and schedule a Public Hearing for July 28, 2010, due to the amount of wetlands involved. The motion carried unanimously.

Mr. Wilson moved, and Mr. Wall seconded, to continue the application for Brian Cutler, Traditional Innovations, 265 West High Street, for Filling, Excavation, Land Clearing/Grubbing, Drainage Improvements, Activity in buffer/setback, and Creation of a Wetland, M6/ B12/ L9 in a C zone until the next regular scheduled meeting, July 28, 2010. The motion carried unanimously.

The members of the IWWA scheduled a site walk for Wednesday, July 14th, 2010- They will meet at the site.

Maureen Heidtmann is unseated at this time, Chairman Foran seated Mr. Kavalkovich.

B. Application for a Timber Harvest at 149 Chestnut Hill Road, Markham Timber Harvest, Peter Marlow Forest Products LLC. M13 / B32 / L16 in a R-4 Zone

Mr. Peter Lemeris was before the agency to propose a timber harvest on 65 acres of land, 50 will be in the harvest area, and the rest is fields, wetlands, or steep slopes. There is one stream crossing and they will use a portable bridge. 600 trees will be marked for harvest.

Mr. Foran moved, and Ms. Wilson seconded, to move to continue this application to the next regular scheduled meeting, July 28, 2010. The motion carried unanimously.

8. Continued Applications:

A. Application from Town of East Hampton, 103 Main Street, for a parking lot. M6A/B57/L2B

Carla Sylvester was before the agency representing the Town of East Hampton and the Brownfield's Redevelopment agency. The application is proposing to

install/construct a parking lot and part of that construction would be to install a liner to prevent the leaching of ground water into the contaminated soils. There would be disturbance of soils within the wetland setbacks. There will be drainage along the creek that will collect run off and it would then be discharged to the creek at a low point in the liner. Mr. Hayden stated all of the contaminated soils would stay on site under the liner.

Mr. Kavalkovich moved, and Mr. Wilson seconded, to approve this application due to the reduction of leeching of toxin materials over the ground water and local water courses, with the conditions on our standard permit (see attached). The motion carried 6-0-1, Scott Hill abstained.

B. Application of Christopher M. Valley, 256 Wopowog Road, to place a driveway and culvert an intermittent stream. M22/B54/L2-4.

Steve Motto with Dream Developer was before the Agency, representing Christopher and Michelle Valley of 256 Wopowog Road for discussion of a design of a driveway location. The driveway needed to be moved from the original plan due to excavation that needed to take place for the electrical and cable. A pipe has already been installed to help with the water that was found when excavation took place. Mr. Hayden is comfortable with the remediation.

Mr. Wilson moved, and Mr. Kavalkovich seconded, to approve this application no further technical information for the plan or safeguards for implementation are possible or could reasonable be required in light of the projected effect on wetlands and watercourses. Standard conditions should apply. The motion carried unanimously.

9. Public Hearing: None

10. New Business:

As an employee for Fuss & O'Neill Josh Wilson recused himself from this discussion. Chairman Foran seated Maureen Heidtmann.

A. Sustainable Livable Community

Attorney Heller, Kent Schwendy PE, LEED AP, CNU-A, Rich Patonelli, and Patrick Bunell provided the agency with an informal discussion on a proposed project developed by Dream Developers located at 130/138 East High Street

Mr. Foran moved, and Mr. Lorah seconded to ad item 10B. Election of Officers to the agenda. The motion carried unanimously.

B. Election of Officers

Mr. Lorah moved to nominate Mr. Foran as Chairman, Mr. Kavalkovich moved to elected Mr. Wilson as Vice-Chairman of the Inland Wetland Watercourse Agency. The motions were seconded by Mr. Wall. The motions carried unanimously.

11. Old Business:

- A. Fertilizer Ordinance – Scott Hill wrote a letter to Senator Daly and Representative Gail Hamm regarding Public Act 09-229 and its Effect on Regulation of Phosphorous in Fertilizer within the Town of East Hampton.
- B. Revisions to Town Wetland Maps- Josh Wilson- An email was received from Kerry Neilson. Discussions took place for options of moving forward
- C. Cease and Desist update – 42 North Main Street / 8 Sears Place – No update
- D. Inland Wetland and Watercourse Regulations Town of Hebron Connecticut- Scott Hill
- E. Inland Wetland and Watercourse Regulations Town of Columbia – Marc Lorah

Old Business item D & E- Contact has been made to Mr. Valente from the town of Columbia. Mr. Valente is available to come to the IWWA July 28, 2010 meeting for further discussion. Mr. Lorah will contact Mr. Valente and let him know what the agency is looking for during this question and answer session.

12. Public Comments:

13. Adjournment:

Mr. Lorah moved to adjourn the meeting. Mr. Wilson seconded the motion. The motion carried unanimously. The meeting adjourned at 9:05PM

Respectfully submitted,

Kamey Peterson
Recording Secretary