

East Hampton Inland Wetlands & Watercourses Agency
Regular Meeting
August 25, 2010
Town Hall Meeting Room

Approved Minutes

1. **Call to Order:** Chairman Foran called the meeting to order at 6:32 p.m.
Present: Chairman Jeffrey Foran, Marc Lorah, David Boule, Peter Wall, Josh Wilson, Scott Hill
Alternate Member: Maureen Heidtmann
Absent: Dean Kavalkovich
2. **Seating of Alternates:** Maureen Heidtmann
3. **Approval of Minutes:**
 - A. **July 28, 2010:** *Mr. Wilson moved, and Mr. Lorah seconded, to approve the minutes of July 28, 2010. The motion carried unanimously.*
4. **Communication, Enforcement, and Public Comment:**
Communications: None
Enforcement: None
Public Comments: None
5. **Agent Approval:** None
6. **Reading of the Legal Notice:** Chairman Foran read the legal notice into the record.

Mr. Foran moved, and Mr. Hill seconded, to add item 7A. Application of Mario & Jodie Maselli, 49 Long Hill Road for construction of a single family home within the upland review area. M06/B12/L14A. The motion carried unanimously.
7. **New Application:**
 - A. **Application of Mario & Jodie Maselli, 49 Long Hill Road for construction of a single family home within the upland review area. M06/B12/L14A.**
Mr. Hayden stated to the agency he has met with Mr. Maselli on this application. There are .07 acres of impact in the upland review area and Mr. Hayden was inclined to go with an Agent Approval but would like input from the Agency first. There is an existing gravel driveway and part of this will be paved to make it more formalized. The area is an existing field so no clearing will be required. The wetland area is a grass area that has been mowed and hayed previously. Mr. Hayden suggested adding a note to the permit stating before any construction begins to hold a meeting with the contractor and town staff to verify the location of the wetland and where the non disturbance line is located.

Mr. Wilson moved and Mr. Lorah seconded to delegate the review and approval of this application by the Duly Authorized Agent, Keith Hayden per section 12.1A of the Inland Wetland Watercourse Agency Regulations. The motion passed unanimously.

Josh Wilson recused himself from Agenda Item 8A

8. Continued Applications:

A. Application of Dream Developers, Inc. dated 07/19/2010 for Commercial Daycare including Filing, Excavation, Land Clearing/Grubbing in the Upland Review Area – Map 10A/Block 85/Lots 5, 5A, 5B

Richard Pettenelli, Fuss & O'Neill was before the agency to discuss the application. The application is for a commercial DayCare facility on Route 66, South of Laurel Ridge. It consists of 12500SF building. There are 2 wetlands on site in the area they are working. There is a very small wetland associated with drainage next to Rt 66 and a much larger wetland of about 8 acres. Overall impact on the site is limited to the upland review area. There are not any direct impacts to the wetlands with this application. The overall increase of the impervious area on the site by .62 acres. Drainage and utilities on the site were discussed.

Mr. Foran moved and Mr. Hill seconded to approve this application of Dream Developers, Inc. for a Commercial Daycare including Filing, Excavation, Land Clearing/Grubbing in the Upland Review Area – Map 10A/Block 85/Lots 5, 5A, 5B with conditions.

Josh Wilson returned to the meeting and is seated.

B. Application of Mazzcor LLC, 105 Colchester Avenue, by Scotland Hardwoods LLC for a Selective Timber Harvest –Map 27/Block 87A/Lot 12A

Rod Burgess was before the agency and provided them with a map showing location of the timber harvest. They plan to use portable bridges, wood poles or brush mats. The portable bridges are 4' wide by 26' long.

Mr. Wilson moved and Mrs. Heidtmann seconded to approve the application of Mazzcor LLC, 105 Colchester Avenue, by Scotland Hardwoods LLC for a Selective Timber Harvest –Map 27/Block 87A/Lot 12A with conditions. The motion carried unanimously.

C. Application for Chianelli Subdivision, 61 Old Young Street, Susan P. & Louis T. Chianelli, for a 2-Lot Subdivision M14/B31A/L8A

Mr. Chianelli was not present for this application.

Mr. Hill moved and Mr. Wilson seconded to continue the application for Chianelli Subdivision, 61 Old Young Street, Susan P. & Louis T. Chianelli, for a 2-Lot

Subdivision M14/B31A/L8A until the next regular scheduled meeting. The motion carried unanimously.

9. Public Hearing:

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.

Mr. Nelson, PE was before the agency to review the proposal before them as they did at the last meeting. The applicant addressed the concerns that were received from Mr. Russo. The agency was concerned with Mr. Russo's comment stating that he did not feel the proposed wetland mitigation area is desirable. The agency requested that Mr. Hayden contact Mr. Russo and get clarification on Mr. Russo's comment that the proposed wetland mitigation was not desirable given the fact that the existing wetland would be impacted by sloping that would be required to construct the building as proposed.

Mr. Foran asked if there was anyone from the public that would like to speak for or against this application. Hearing none the Agency requested and applicant provide them with an extension.

Mr. Wilson moved and Mr. Lorah 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 pending the receipt of a letter of extension received from the applicant.

Mr. Cutler provided the agency with a letter of extension of this application in order for the agency to obtain additional information from Mr. Russo.

B. Application of James Marino, 3 Old Skinner Street, for Residential Improvement by homeowner including filing, excavation, land clearing/grubbing, culverting, drainage improvements, and activity in upland review area – Map 13/Block 33/ Lot 14A

Mark Reynolds, representing Mr. Marino for the application of a new single family home. Mr. Reynolds discussed with the agency the location of the property and the features of the area. There was an alternative for this project however the placement of the septic system limited those choices. The disturbance area was discussed. Mr. Foran asked if the proposed septic system has been reviewed. Mr. Reynolds stated it has been reviewed and accepted.

Mr. Foran asked if there was anyone present to speak in favor or against this project. Hearing none-

Mr. Foran moved and Mr. Wilson seconded to close the public portion of this hearing. The motion passed unanimously.

Mr. Wilson moved and Mr. Hill seconded to approved the application of James Marino, 3 Old Skinner Street, for Residential Improvement by homeowner including filing, excavation, land clearing/grubbing, culverting, drainage improvements, and activity in upland review area – Map 13/Block 33/ Lot 14A with conditions. The motion passed unanimously.

10. New Business:

Mr. Wall asked about the rock wall that is in place to protect the wetlands on the slope. The approved application stated a retaining wall be place. Mr. Hayden will review the permit.

11. Old Business:

- A. Fertilizer Ordinance – Scott Hill asked for a copy of the letters to be sent to him again.
- B. Revisions to Town Wetland Maps- Josh Wilson-
- C. Cease and Desist update – 42 North Main Street / 8 Sears Place – Mr. Hayden met with Mr. Flannery and stated he hopes this job to be completed in the next week or so.

12. Public Comments: None

13. Adjournment:

Mr. Wilson moved to adjourn the meeting. Ms. Wall seconded the motion. The motion carried unanimously. The meeting adjourned at 9:15PM

Respectfully submitted,

Kamey Peterson
Recording Secretary