

East Hampton Inland Wetlands & Watercourses Agency
Regular Meeting
September 25, 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, Dean Kavalkovich, David Boule, Peter Wall, Josh Wilson and Scott Hill

Absent: Bob Talbot

2. **Seating of Alternates** None

3. **Approval of Minutes**

A. August 28, 2013 Meeting –

Jeff Foran made a motion to approve the minutes of August 28, 2013. The motion was seconded by David Boule.

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 provided a copy of DEEP Training; members received a copy in their packets.

There is a draft MEMO for the Planning and Zoning regarding 2A Flanders Road stating that it has been determined that there is no activity in the wetlands. Mrs. Checko asked for the IWWA to make a motion to include in the draft memo for the P&Z.

Jeff Foran made a motion to approve a memo addressed to the Planning and Zoning Commission advising them that Ruth Checko has visited the site located at 2A Flanders Road and it has been determined that the property owner is not expanding or construction any buildings, therefore, at this time, there is nothing that needs to be reviewed by the Inland Wetland Agency. The motion was seconded by Scott Hill.

The motion passed unanimously.

Ruth Checko reported on a memo addressed to Mr. Zawisa, Chairman of the Lake Conservation Commission addressing the placement of Conservation Easement signage.

Enforcement: A cease and desist was issued to M&R Custom Homes, 23 Young Street. The property is .86 acres and wetlands are located in the rear with an intermitting watercourse in the front. They have grubbed and cleared the entire lot. The photographs show piles of stumps. Michael Roy, property owner was before the agency and stated that he cut some trees in the front and cleared up junk that was throughout the property.

Josh Wilson moved to uphold the cease and desist in place, while adding corrective measures, directing the applicant to establish wetland boundaries, install E&S controls, remove all equipment after E&S are in place and apply for an Inland Wetland corrective application. Motion was seconded by Scott Hill.

The motion passed unanimously.

Scraggly Island- Cease and Correct order update – Ruth Checko reported that the owners of the island have hired Mr. Clint Webb to create a restoration plan.

Clint Webb was before the agency and discussed their restoration plan for Scraggly Island. Mr. Webb expressed concerns with the amount of erosion that the island has suffered from over the years. Mr. Webb hopes they will be able to remove the stones and place them on shore, while remediating what they have done. At the October meeting Mr. Webb will have updated photographs showing the remediation. Over the winter the property owner would like to work on a bio engineer plan creating a soft shore for the agency to review and provide further input.

South Wangonk Beach- Princess Pocotopaug Association Update- Ruth Checko spoke to the Director of Public Works, Philip Sissick, and he reported to her they are going to hold off on this application until Spring 2014. Town Staff will ask Public Works to provide an application withdraw request for the file.

Public Comments- None

5. **Agent Approval** – None

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

7. **New Applications:**

A. Application of Bryson Hyte, 202 Lake Drive, to construct a new single family home. M9/B70/L14, 16B, 17A. Mr. Hyte was before the agency and provided a brief overview stating the request is to demolish 2 existing cottages and rebuild a primary residence 130' from the lake. George Logan, presented the agency with an overview of the existing wetlands and intermitting watercourse. John Wagonblatt was before the agency discussing the survey they provided on this parcel and the proposed property line changes. There is a proposed rain garden was discussed in addition to some selective trees that will be removed. Mr. Logan stated the existing vegetation on the lake will remain. Mr. Hill asked for a more detailed plan showing where the cuts and the fills are going to be taking place in addition to exactly what trees and vegetation will be removed.

Josh Wilson moved to continue this application until the next regular scheduled meeting. Motion was seconded by David Boule.

The motion passed unanimously.

- B. Application of Flannery Enterprises, LLC, 80 East High Street, modification to existing application to do a retro fit for drainage and water quality revisions. M26/B85/L13A-1, 13A-2, 15-A.** Owen Flannery, owner of the property was before the agency and provided the agency with an overview of the improvements that have already been done to this site. Eric Wagner, PE, was before the agency to discuss the water quality, storm water issues on this site. Mr. Wager showed the boundaries and existing wetlands, along with the new wetlands that have been delineated. There is a portion of the site that is unable to be reached due to the grade of the lot. The agency is requesting alternatives to the plan that will provide a solution to this area. Josh Wilson stated the site has been worked on without any real water quality treatment or detention plan. Mr. Wilson stated he felt the treatment plan for the property that is being proposed is good, however would like to see a plan for the remaining site that is not being treated. It is requested for the next meeting the applicant provides an existing drainage report for the site.

Dean Kavalkovich made a motion to continue this application to the next regular scheduled meeting. The motion was seconded by Josh Wilson.

The motion passed unanimously.

- C. Application of Nancy Kowalski, 123 Middle Haddam Road, to construct a 24' X 30' barn. M02/B18/L20-2A.** Mrs. Kowalski was before the agency showed the agency the location along the wetland buffer where they are looking to construct a barn. The reason for this location is due to the topography of the lot and this is a flat surface location on the site. The barn is going to be placed on a poured foundation. The agency asked for the applicant to provide a plan for a driveway to the barn.

Josh Wilson made a motion to continue this application to the next regular scheduled meeting. The motion was seconded by Scott Hill.

The motion passed unanimously.

- D. Application of Gerald Hasselman, for Brookhaven Park Association, Hawthorne Road, to repair existing sea wall. M10A/B82/L31A.** Brian Spack, general contractor was before the agency to discuss the plan to repair the sea wall at Brookhaven Park Association. Mr. Spack stated there is an existing block wall and over the years there has been erosion thru the blocks. The applicant would like to pull back the existing wall and pour concrete over it to form a concrete pad to prevent further erosion. The proposed pad size is 16' X 37, 6" thick. The agency requested the applicant to provide for the next meeting, photographs of the site, a description of what the applicant is trying to achieve and other alternatives.

Jeff Foran made a motion to continue this application until the next regular scheduled meeting. The motion was seconded by Josh Wilson.

The motion passed unanimously.

8. Continued Applications

A. Application of Martin Podskoch, 23 O'Neil Lane, to repair existing seawall.

M10A/L25/B83- Keith Lanou was before the agency to answer any questions or concerns. Mr. Lanou stated they are planning on filling in gaps in the existing wall. No work is being done below the water surface. An email from the Lake Conservation Commission stating they do not have any concerns with the proposed plan.

Josh Wilson made a motion to approve the application of Martin Podskoch, 23 O'Neil Lake, to repair the existing seawall, for the reason is this plan show restoration to the shore line without encroachment and is in the best interested of the water quality of the lake. Town staff will check the offsets from the wall before construction and upon completion to confirm there will be no further encroachment into the water. The motion was seconded by David Boule.

The motion passed unanimously.

9. Public Hearings: None

10. New Business: None

11. Old Business: None

12. Public Comments: None

13. Adjournment-

Josh Wilson moved to adjourn the meeting. Motion was seconded by Peter Wall. Meeting adjourned at 8:46pm.

The motion passed unanimously.

Respectfully submitted,

Kamey Cavanaugh
Recording Secretary