

Town of East Hampton  
**Inland Wetlands and Watercourses Agency**  
**Regular Meeting**  
October 30, 2019 – 6:30 P.M.  
East Hampton Town Hall Meeting Room

**MINUTES**

**Present:** Chairman Foran, Vice-Chairman Wilson, Robert Talbot, Peter Wall, Scott Hill and David Boule.

**Absent:** W. Dean Kavalkovich

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

**2. Seating of Alternates:** None.

**3. Approval of Minutes:**

**A) September 25, 2019 Regular Meeting:** Mr. Hill made a motion to approve the September 25, 2019 minutes as written. The motion was seconded by Mr. Boule. **(6-0)**

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

**Communications:** In the packets, there was a quarterly newsletter from The Habitat.

**Enforcement:** None.

**Public Comments:** There were no comments.

**5. Agent Approval:**

**A. IW-19-046, Aldo Zovich, 164 Daly Road,** construct a 576 sq. ft. addition. Work within Upland Review Area. Map 34/Block 92/Lot 3. Chairman Foran explained that there is an old pond there with a gravel base and is full of cattails. The pond is 65'-70' away from the proposed addition.

**B. IW-19-047, David Erlandson for Donald & Liz Harris, 112 Middle Haddam Rd.,** install a curtain drain. Work will be within the Upland Review Area. Map 07/Block 21/Lot 6. The work will begin at the high point of the house, continue around the house and will discharge before the upland review area. There will be a splash pad and the trench will be filled with rock approximately 1' from the top.

**C. IW-19-048, Traditional Innovations, LLC. for Barbara Hitchcock, 40 Old Middletown Rd.,** to construct a 12' x 14' sunroom addition on west side of house on 3 techno-posts. Work within the Upland Review Area. Map 01C/3A/1. Chairman Foran stated that he was familiar with the property because of a previous application for the septic. He explained that the area is flat and that erosion and sedimentation controls will be in place during construction.

**6. Reading of the Legal Notice:** Not required.

## **7. Continued Applications:**

- A. IW-19-041, James Marino, 100 Young St.,** demolition of existing house and construction of a new single family home, and associated improvements, partially in the Upland Review Area. Map 21/Block 52/Lot 23A. Applications 7A and 7B were presented at the same time by Joel Fuller, Licensed Surveyor from Marlborough. He presented a revised survey with the wetlands flagged and the distance from the septic to the wetlands. The lot lines were also revised so that the location of the proposed house will be away from the wetlands. Chatham Health District suggested abandoning the existing septic system and abandoning the well. The roof recharge was re-calculated and will be approximately 3-4 units. Mr. Boule suggested a bond be in place for both applications (7A and 7B). Vice-Chairman Wilson made a motion to approve Applications IW-19-041 and IW-19-042 using the standard short form and with the following condition: that a performance bond be in place for the existing house to be raised and to ensure that the site be greater than stabilized to protect the wetlands. Town Staff to determine the bond amount. Mr. Talbot seconded the motion. **(6-0)**
- B. IW-19-042, James Marino, 8 Carriage Dr.,** construction of a new single family home and associated improvements, partially in the Upland Review Area. Map 21/Block 52/Lot 23-1. Vice-Chairman Wilson made a motion to approve Application IW-19-042 using the standard short form. The motion was seconded by Mr. Talbot. **(6-0)**
- C. IW-19-043, Town of East Hampton, 60 North Main St.,** construction of water quality bio-swale and parking lot modifications at Sears Park. Map 04A/Block 63B/Lot 20. The engineer was not present. Mr. Hill made a motion to continue Application IW-19-043 to the next regularly scheduled meeting on November 20, 2019. The motion was seconded by Mr. Wall. **(6-0)**
- D. IW-19-044, Dean Brown, 207 Middle Haddam Rd.,** construction of deck and stairs to river in order to correct an error on a previously issued permit. Map 03/Block 18/Lot 36A. Mr. DeCarli provided a brief history: a few years ago an Agent Approval was done by a member of Town Staff who is no longer employed by the Town. The approval granted the construction of the deck and stairs. The abutting property owner (Mary Ann Meehl) had her property surveyed and found that a portion of the work that was done was done on her property. Ms. Meehl is concerned about restoration of the site and possible erosion issues. Mr. DeCarli did a site visit via Ms. Meehl's property and stated that what needs to be done is evident and that the slopes are steep. Mr. Brown said that he will remove the portion of the staircase that is on the abutting property and relocate it to his property within 8' of the property line. He will remove the piers, fill in the holes, add grass seed to the area and ensure that proper erosion and sedimentation controls are in place. He added that he will be using LVL's for the footings on his property and that they will be spaced apart and 6-8" above grade. Ms. Meehl was present and was given the opportunity to speak but the questions she had were geared toward zoning issues and did not pertain to the Inland Wetlands Commission. Vice-Chairman Wilson made a motion to approve application IW-19-044 using the standard short form and in addition to the "inspected by Town Staff" condition; to ensure that Town Staff is involved in the E&S design (based on the fact that there are steep slopes on the second and lower half of the stairway) that those areas are protected and no erosion will occur and end up in the river.

The motion was seconded by Mr. Hill. **(6-0)**

**8. New Applications:**

**A. IW-19-045, Noslen, Inc.,** 15 Lake Drive, remove existing wood dock and replace with a plastic dock. Work is within Upland Review Area. Map 03A/Block 70A/Lot 2A. Mr. DeCarli explained that the applicant wants to make the dock ADA compliant and in order to do that it will require a 4' x 4' concrete pad that will be poured at the shoreline with anchor bolts that the dock will be attached to. There will also be a 15' stone dust pathway from the street to the ramp. The hole for the concrete pad will be dug by hand and the excavated material will be trucked off site. Mr. Hill made a motion to continue application IW-19-045 to the next regularly scheduled meeting on November 20, 2019. The motion was seconded by Mr. Talbot. Mr. Talbot then suggested an Agent Approval. Mr. Hill made a motion to withdraw his previous motion. Mr. Talbot seconded the motion to withdraw the motion. **(6-0)**. Mr. Hill made a motion to handle application IW-19-045 as an Agent Approval. The motion was seconded by Mr. Talbot. **(6-0)**

**B. IW-19-046, Town of East Hampton** – Culvert Replacement on Schoolhouse Lane. Mr. DeCarli stated that there is currently a 24" metal pipe there and that the bottom is rotting out. The proposal is to remove the stone head walls, replace the metal pipe with a single 24" HDPE pipe. The sides will slope up and riprap will be used to stabilize the area. Since there is an intermittent stream there, the work will take place in the dry season. Vice-Chairman Wilson made a motion to continue application IW-19-046 to the next regularly scheduled meeting on November 20, 2019. The motion was seconded by Chairman Foran. Mr. Hill asked that the applicant reconsider using HDPE pipes. **(6-0)**

**C. IW-19-047, Fiderio and Sons** - 75 North Main St. Reconstruction of existing deck and construction of enclosed breezeway in an Upland Review Area. Map 04A/ Block 45/ Lot 24-2. Matthew Dow from Fiderio and Sons explained that the current deck does not have proper piers and the corner of it is sitting on a temporary wood block so they are proposing the removal of the deck, reconstructing it with proper piers and connecting the house to the garage using concrete boards on the sides with no foundation. There will be a leader drain for water runoff and in the spring they will construct a Bilco set of stairs off the second floor deck. Mr. Talbot made a motion to make application IW-19-047 an Agent Approval because there will be minimal excavation and the work will not be close to any wetlands or watercourse. The motion was seconded by Vice-Chairman Wilson. **(6-0)**

**9. Public Hearing:** None.

**10. New Business:** Mr. Hill inquired about renewal letters for the Commission Members whose appointments will be expiring soon. Town Staff will follow up with the Town Managers office. Mr. Talbot stated that there is a pile of dirt across from the new police department that is expanding. Town Staff will follow up.

**11. Old Business:**

**A. Cease and Desist – Sharon Allegra, 88 Young St. Work in the Upland Review Area and Wetlands Map 21/ Block 52/ Lot 22C.** Mr. DeCarli suggested leaving the Cease and Desist in place until an engineered plan is in place and approved by the Commission. He added that he has been unable to meet the owner at the location but that he was able to view the property from the driveway and saw fill where it should not be.

**B. 152 West High St. – Possible Work in Upland Review Area** – Mr. DeCarli did a site visit

and it was evident that brush was cleared and gravel was deposited in the area. There was no removal or deposition of fill in the wetlands. Mr. DeCarli stated that based on what he saw, he feels that the owner does not need a permit.

- C. 48 Pine Brook Rd. – Possible Work in Upland Review Area** – The owner covered the driveway with millings. There was no excavation done but the issue now is pervious vs. impervious surface within the upland review area. Mr. DeCarli sent the homeowner a letter but has not received a response yet. Mr. Hill suggested calling the homeowner and sending another letter.

**12. Public Comments:** None.

**13. Adjournment:** Mr. Hill made a motion to adjourn at 7:26 p.m. The motion was seconded by Mr. Wall. **(6-0)**

Respectfully submitted,

Christine Castonguay  
Recording Clerk