

**Town of East Hampton  
Inland Wetlands & Watercourses Agency  
Regular Meeting  
Wednesday, July 29, 2015 @ 6:30 pm  
Town Hall Meeting Room**

<b>Approved Minutes</b>
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**1. Call to Order:** Chairman Jeffry Foran called the IWWA Regular Meeting to order at 6:30 p.m.

Present: Chairman Jeffry Foran, David Boule, Scott Hill, Peter Wall and Alternate Harold L'Hote.

Absent: Vice-Chairman Joshua Wilson, Dean Kavalkovich and Robert Talbot.

**2. Seating of Alternates:** Chairman seated Alternate Member Harold L'Hote at this time.

**3. Approval of Minutes**

*Mr. Hill made a motion to approve the Meeting Minutes of June 24, 2015. The motion was seconded by Mr. L'Hote.*

*The motion passed unanimously.*

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

**Communications:** Chairman Foran made a motion to move item 11. B. Phosphorus Ban Ordinance to Communications, as State Representative Melissa Ziobron was in attendance for the discussion. Senator Linares was also invited but unable to attend due to travel delays. Chairman Foran summarized the efforts made by the Agency to create a Phosphorus Ban Town Ordinance, expressed the need to bring awareness to this issue and to inquire what can be done at the State level. Representative Ziobron agreed that the lake is in poor condition and she recommends having a work session to review past minutes and discuss what was done in order to go forward. Through the budget process she had the ability to lobby for a cause and she secured \$200,000 for Lake Pocotopaug. Meetings will take place over the next few months to discuss what has been done in the past, current situation and how to move forward. Mr. Hill offered to keep in touch with the representatives and update the Agency.

**Enforcement: Cease and Desist Order – 85 Midwood Farm Road** - Carol Morris - M18/B40/L6R-4 (Continued from 10/29/2014) Chairman Foran stated that this will be reviewed under 7. Continued Applications.

**Public Comment:** None

**5. Agent Approval:** None

**6. Reading of the Legal Notice:**

Chairman Foran read aloud the Public Hearing Notice for 18 Flanders Road (AKA 000 Flanders Road) James Marino, Drainage work and build a single family home – M6A/B59/L31-B

**7. Continued Applications:**

**A. 19 Hawthorne Road, Elisabeth A. Priest, Demolition and rebuild a single family home – M10A/B82/L28A. (Cont. from 5/27/15)** Charles Dutch, Land Surveyor from Dutch Associates, distributed the revised plans and introduced Robert Schuch, a professional engineer from Schuch Engineering, LLC. Mr. Schuch began by reviewing the report and addressing the Agency's comments from the last meeting concerning the infiltration system. Soil testing was conducted between the proposed house and garage and these findings revealed much ledge. Proposed activity also includes relocation of existing well, footing drains and a recharge system. Roof leaders with gutter guards are

proposed for the house as well as the garage, and it will feed rain water into the proposed recharge system. Riprap will be installed at the entrance to the recharge system to slow down water turbulence and an inspection port will be installed to access a cleanout. Footing drains will discharge on grass (approximately 10' from lake) and any overflow will be directed into the recharge system.

***Mr. Hill made a motion to approve the application for 19 Hawthorne Road as presented on the plan dated July 23, 2015 with the inclusion of the July 28, 2015 Proposed House Replacement – Stormwater Infiltration Plan using the IWWA short form with no additional comments. The motion was seconded by Mr. Boule.***

***The motion passed unanimously.***

**B. 10 Sexton Hill Road, Anna Masters, Replace the bridge deck, steel beams & concrete abutments for existing bridge over Pine Brook – M14/B29/L34A (Cont. from 5/27/15)**

Chris Bell, Consulting Engineers, apologized that he was unable to attend last month's meeting and began by distributing the revised plan. Mr. Bell briefly summarized the project and outlined the revisions on the plan, which included having the recommendations by the Conservation Lake Commission written on the plan dated June 30, 2015 as well as indicating on the plan a revised schedule for the project.

***Mr. Hill made a motion to approve the application for 10 Sexton Hill Road as presented on the plan dated May 12, 2015/ revised June 30, 2015 using the IWWA short form with standard conditions and the following special conditions:***

- 1. Engineer to inspect and verify all E&S is in place prior to start of construction and notify Town Building Department.***
- 2. Engineer to inspect and verify correct installation of debris netting and notify Town Building Department.***
- 3. Follow recommendations by the Conservation Lake Commission as outlined and indicated on presented plan dated May 12, 2015/ revised June 30, 2015.***
- 4. Engineer to perform final inspection to verify that the bridge was built to specifications, final grading is completed and seeding is in place. Provide pictures and notification to the Building Department.***

***The motion was seconded by Mr. Wall.***

***The motion passed unanimously.***

**C. 85 Midwood Farm Road, Carol Morris, Restore Disturbed Wetlands, M18/B40/L6R-4.**

***(Cont. from 6/24/15)*** George Logon, REMA Ecological Services, LLC., distributed the revised plan, a report of soil findings, and pictures of the site. Mr. Logon stated that he was approached by Mr. James Dutton to review the wetland flag placement and re-delineate the wetlands on the property, if need be, and provide the results to the Agency. Mr. Logon stated his approach is to address the Cease and Desist Order; and therefore, the proposed garage and proposed retaining wall have been removed from the plan. Soil trenches and test pits were dug, and it revealed a recent layer of fill, a layer of topsoil, an old layer of fill and an old layer of top soil, in that order. Mr. Logon proposes that the older fill was placed prior to 2012. The proposed restoration work consists of removing the recent fill to the pre-existing top soil layer, place 4" of topsoil with seed mix and provide a stone/boulder buffer to the wetlands utilizing existing boulders on the property.

Chairman Foran expressed his disappointment that a majority of the fill placed in the wetlands and upland review area is not proposed to be removed and it's just going to be covered over.

***Mr. Hill made the motion to table this discussion and continue the application for 85 Midwood Farm Road to the next regularly scheduled meeting of August 26, 2015. The Cease and Desist Order remains in place. The motion was seconded by Mr. Hill.***

***The motion passed unanimously.***

**D. 53 Wangonk Trail, Neal Herring & Princess Pocotopaug Association, Water flow/drainage remediation, M9A/B70C/Lots 42 & 44. (Cont. from 6/24/15)** Molly Herring was present to review the application to replace the existing French drain. Ms. Herring provided a plot plan showing the existing sea wall in relation to the infiltrator and an enlarged manufacturing spec sheet for the infiltrator storage. The area to be disturbed is 55 sq ft. and erosion and sedimentation control measures of hay bales, E&S sock and silt fencing will be installed.

***Mr. Boule made a motion to approve the application for 53 Wangonk Trail as presented on the submitted plan dated July 29, 2015 with the inclusion of specifications by Cultec, Inc. and On-site Investigation – Proposed Remedial Plan dated June 10, 2015 using the IWWA short form with no additional comments. The motion was seconded by Mr. L’Hote.***

***The motion passed unanimously.***

**8. New Applications:**

**A. 42 Young Street, Valerie Greco - Proposed 2-lot subdivision, M20/B51/Lot2.** Ms. Greco explained to the Agency that due to financial hardship she is requesting to subdivide her 13.7 acre property into two lots; 3.395 acres retained by Mrs. Greco and 10.396 acre rear lot, which a neighboring property owner expressed interest in purchasing this buildable lot.

***Chairman made a motion to change Agenda Item 8.A. New Applications to 7.E. Continued Applications since the Agency briefly discussed this application at the June 24, 2015 IWWA meeting to determine if this can be reviewed by the Duly Authorized Agent or if it would require a full Agency review. The motion was seconded by Mr. Hill.***

***The motion passed unanimously.***

***Mr. Hill made a motion to approve the subdivision application for 42 Young Street as illustrated on the submitted plan dated July 4, 2015 and send favorable comment to the Planning & Zoning Commission. The motion was seconded by Mr. Boule.***

***The motion passed unanimously.***

**9. Public Hearings: 18 Flanders Road (AKA 000 Flanders Road) James Marino, Drainage work and build a single family home – M6A/B59/L31-B.** Joel Fuller, licensed land surveyor, confirmed that notification was sent to all abutters and provided a brief overview of the project which includes drainage work and building a single family home. The revisions consist of zero fill of wetlands, a natural stone retaining wall, and contact name and number on the plan.

***Mr. Hill made a motion to close the public hearing since there is no public in attendance and no public comment. The motion was seconded by Mr. L’Hote.***

***The motion passed unanimously.***

***Mr. Hill made a motion to accept the wetlands boundary as marked on the plan for 18 Flanders Road dated May 16, 2015 by Mr. Richard Snarski, Certified Soil Scientist. The motion was seconded by Mr. Boule.***

***The motion passed unanimously.***

***Mr. Hill made a motion to approve the application for 18 Flanders Road as presented on the plan dated July 29, 2015 with the inclusion of specifications from the Department of Public Works indicated on the plan using the IWWA short form with the standard conditions and the following special condition of:***

***1. Removal and installation of the conveyance structure be done in a no-flow condition/dry season and structure approved by the Department of Public Works per specifications outlined on the plan dated July 29, 2015.***

***The motion was seconded by Mr. Wall.***

***The motion passed unanimously.***

**10. New Business:** None

**11. Old Business**

**A. Wetlands Enforcement Officer:** Town Council postponed their discussion of the re-organization of the Building Department to their next regularly scheduled meeting of August 11, 2015. This item will be kept on the agenda.

**B. Phosphorus Ban Ordinance:** This agenda item was moved to Item 4. Communications.

**C. Review Open Permits:** Postpone discussion to next meeting. Chairman Foran said to keep on the agenda for next month's meeting.

**12. Public Comments:** None

**13. Adjournment**

*Mr. Wall made a motion to adjourn the meeting. The motion was seconded by Mr. L'Hote.  
The motion passed unanimously.  
Meeting was adjourned at 8:47 p.m.*

Respectfully submitted,

Christina Soulagnet  
Recording Secretary