

**Town of East Hampton
Inland Wetlands & Watercourses Agency
Regular Meeting
Wednesday, June 24, 2015 @ 6:30 pm
Town Hall Meeting Room**

Approved Minutes

1. Call to Order:

Chairman Jeffry Foran called the IWWA Regular Meeting to order at 6:30 p.m.

Present: Chairman Jeffry Foran, Vice-Chairman Joshua Wilson (7:06pm), David Boule, Scott Hill, Dean Kavalkovich (6:34pm), Robert Talbot, Peter Wall, Alternate Harold L'Hote.

Absent: None

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

3. Approval of Minutes

*Mr. Kavalkovich made a motion to approve the Meeting Minutes of May 27, 2015.
The motion was seconded by Vice-Chairman Wilson.*

The motion passed unanimously.

4. Communications, Enforcement and Public Comment

Communications: Chairman Foran read aloud the letter from the Town Council stating at their June 23, 2015 meeting Jeffry Foran was re-appointed as an IWWA Member and Harold L'Hote was re-appointed as an IWWA Alternate Member for a three year term running through June 1, 2018.

The IWWA received a copy of a letter to Town Council from the East Hampton Ethics Commission, which expressed the need for additional members and encouraged the Town to offer an Ethics Training Workshop for Town Employees, Board members and Commission members.

Enforcement: Cease and Desist Order – 85 Midwood Farm Road - Carol Morris - M18/B40/L6R-4 (Continued from 10/29/2014) Chairman Foran announced that the applicant has submitted an application and it will be reviewed under New Applications. The Cease and Desist Order is still in place.

Public Comment: None

5. Agent Approval:

A. 42 Young Street, Val Greco, 2-Lot Subdivision – M20/B51/L2. Chairperson Foran requested this item to be put under New Business.

6. Reading of the Legal Notice: None

7. Continued Applications:

A. 19 Hawthorne Road, Elisabeth A. Priest, Demolition and rebuild a single family home – M10A/B82/L28A. Charles Dutch, Dutch Associates, reiterated that the project is a tear down of the existing house and rebuild a house and garage. Mr. Dutch distributed a revised plan that addresses the concerns discussed at the last meeting which included correcting a contour line, state on the plan that the driveway will be permeable, and indicate on the plan the 100 foot upland review area. Mr. Dutch confirmed that the proposal will not raise elevation. The members discussed the plan and requested the following: Show support of the functionality of the proposed recharge system, indicate on the plan proposed footing drains, specify infiltration for the garage, identify the stock pile

location and E & S controls including installation of silt fencing along entire length of the west side of the property line.

Chairman Foran made a motion to continue 19 Hawthorne Road to the next scheduled meeting (7/29/2015). The motion was seconded by Mr. Talbot.

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 Chairman Foran tabled the discussion until applicant arrives to present proposed plan.

C. 18 Flanders Road (AKA 000 Flanders), James Marino, Drainage work & build a single family home – M6A/B59/L31-B Joel Fuller, land surveyor, distributed a revised plan and outlined Richard Snarski's, soil scientist, findings which were the majority of the lot has been filled, the main function of the intermittent watercourse is surface water transport and there's a low value for flood storage, pollutant renovation, sediment trapping and wildlife habitat. The alternate design included shortening the pipe and relocating it in the Town easement and utilizing boulders and stones to build a natural design retaining wall to hold back the fill. This alternative plan reduced the square footage of the area disturbed by 60%. Proposed house is a raised ranch on a slab so no footing drains needed. After a short discussion, members suggested a cleanout at the connection of the pipe. Chairman Foran read aloud the memo from Phil Sissick, Public Works Director, which outlined his concerns.

At this time, Chairman Foran acknowledged Vice-Chairman Wilson's arrival and noted that Alternative Member Mr. L'Hote can no longer vote on a motion.

Mr. Hill made a motion to declare this application for 18 Flanders Road significant activity and schedule a public hearing for our next regularly scheduled meeting (7/29/15). The motion was seconded by Vice-Chairman Wilson.

The motion passed unanimously.

8. New Applications:

A. 0000 North Main Street Culvert, Town of East Hampton, Modification of Permit IW92525. Replacing existing culvert in same location and to construct a pedestrian bridge. Matt Brown, Anchor Engineering, began by distributing the site plan which reflects the proposed modifications. The original plan was before the Agency in May, 2014 and approved. The only addition to this project is to build a temporary pedestrian bridge and temporary sidewalks. There will be minimal excavation. These modifications were added as a result of a review by the Department of Transportation and supported by the Town Council.

Mr. Hill made a motion to approve the modification of IWWA Permit IW92525 to construct a temporary pedestrian bridge during the replacement of North main Street Culvert stipulating that the contractor build the temporary structure within the limits depicted on the plan dated May 28, 2015 and without impact to the watercourse/wetland area. Any future modifications necessary to accommodate the proposed pedestrian bridge are subject to the approval of the IWWA. The motion was seconded by Mr. Wall.

The motion passed unanimously.

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

Jim Dutton, Dutton Associates, outlined the Cease and Desist activity, which consisted of trees removed and relocated, gravel placed and boulders picked out and stacked along the intermittent watercourse. Richard Starksy surveyed and flagged the wetlands and indicated the area that was disturbed with fill. To address this violation, proposed work includes picking boulders off the top of the pile so as not to disturb additional wetlands and utilize these boulders to construct a retaining wall, clear the gravel, place top soil, spread seed mix and fill disturbed area with blueberry bushes. Members discussed the application and noted that the proposed garage is still located within the 100 foot Upland Review Area. Vice-Chairman Wilson, a licensed professional soil scientist for the past 15 years as well as a certified professional wetlands agent, reflected on the findings from the site walk and requested the applicant show evidence of the delineated wetlands on the property and to define whether fill was placed in wetlands or upland review area, and to match the vegetation on the other side of the watercourse. Members agreed that more information is needed to make a decision.

Chairman Wilson made a motion to accept and continue the application to the next regularly scheduled meeting and for applicant to provide supporting documentation showing the accuracy of the wetland line or modify it based on any new information gathered, which may include test pits within the area of fill, and the information be provided to and reviewed by a third party and if additional test pits are needed in the field that he be onsite to observe the holes/test pits and that the plan be modified accordingly based on the information. The motion was seconded by Mr. Hill.

The motion passed unanimously.

C. 53 Wangonk Trail, Neal Herring & Princess Pocotopaug Association, Water flow/drainage remediation, M9A/B70C/Lots 42 & 44. Neal Herring outlined the proposed repair of the French drain located on the Princess Pocotopaug property which drains ground water and overflow from his well. Princess Pocotopaug provided a letter approving this proposal, which consisted of installation of two 8'x24'x24' units; disturbing approximately a 55 sq. ft. area. A silt sock will be installed to prevent run-off into the lake and E & S controls consist of storage of excavated material, silt fencing, hay bales, etc. The members agreed that a sketch illustrating the work area is needed as well as enlarged specification information.

Vice-Chairman Wilson made a motion to accept and continue this application to the next scheduled meeting (7/29/15). The motion was seconded by Mr. Boule.

The motion passed unanimously.

7.B. 10 Sexton Hill Road, Anna Masters, Replace the bridge deck, steel beams & concrete abutments for existing bridge over Pine Brook – M14/B29/L34A. No representative for this application was present to review.

Mr. Talbot made a motion to continue the application due to the absent of a representative for presentation to the next regular scheduled meeting (7/29/2015). The motion was seconded by Mr. Wall.

The motion passed unanimously.

9. Public Hearings: None

10. New Business:

A. Election of Officers:

Mr. Hill made a motion to re-appoint Jeffrey Foran as the Chairperson for the Inland Wetlands and Watercourses Agency for a one year term through June 30, 2016. The motion was seconded by Vice-Chairperson Wilson.

The motion passed unanimously.

Mr. Hill made a motion to re-appoint Joshua Wilson as the Vice-Chairperson for the Inland Wetlands and Watercourses Agency for a one year term through June 30, 2016. The motion was seconded by Mr. Kavalkavich.

The motion passed unanimously.

- B. 42 Young Street, Val Greco - Proposed 2-lot subdivision, M20/B51/Lot2.** Chairman Foran suggested that subdivision applications with wetlands on the property should require a full agency review as opposed to Duly Authorized Agent review.

Chairman Foran made a motion to add the application for 42 Young Street, Val Greco, as Item B under New Business at the next regularly scheduled meeting (7/29/2015). The motion was seconded by Mr. Hill.

The motion passed unanimously.

- C.** Mr. Hill brought up for discussion the project Sports on 66. Members thought it was a good idea to bring a copy of the Sports on 66 application, plans and permit to the next meeting for the agency to review.

11. Old Business

- A. Wetlands Enforcement Officer:** Mr. Hill said basically there is no update. Mr. Maniscalco plans on addressing the lack of a Wetlands Enforcement Officer when he replaces James Carey, who retired on May 1, 2015. This item will be kept on the agenda.
- B. Phosphorus Ban Ordinance:** Mr. Hill got confirmation that Rep. Ziobron can attend July 29, 2015. The members suggested that this discussion be postponed and asked Mr. Hill to touch base with both Rep. Ziobron and Senator Linares for their future availability. Item to be kept on the agenda for next month's meeting (7/29/2015).
- C. Review Open Permits:** Members reviewed reports and information submitted by applicants in response to the letter of requests by the IWWA. The members concluded that a few of the applicants have satisfied the conditions and no longer need further review. Members asked staff to send letters to a few of the applicants thanking them for their information and requesting additional information if necessary. Chairman Foran said to keep on the agenda for next month's meeting.

- 12. Public Comments:** None

13. Adjournment

Vice-Chairman Wilson made a motion to adjourn the meeting. The motion was seconded by Mr. Kavalkavich.

The motion passed unanimously.

Meeting was adjourned at 8:57 p.m.

Respectfully submitted,

Christina Soulagnet
Recording Secretary