

**EAST LYME INLAND WETLANDS AGENCY
REGULAR MEETING
AUGUST 9, 2010**

Members Present: Walter C. Prochorena
Norman K. Bender
Charles Reluga
Edmund W. Hafner
Joseph J. Mingo
Cheryl M. Lozanov

Also Present: Gary A. Goeschel, II, Director of Planning/
Wetlands Enforcement Officer
Keith Hall, Alternate Member, Seated
John Quinn
Robert D. Pfanner and Robert Pfanner
Jason Pazzaglia
Fred Grimsey

Absent: Candace Bodenhofer

CALL TO ORDER

Chairman Prochorena called the East Lyme Inland Wetlands Agency Regular Meeting of August 9, 2010 to order at 7:15 p.m.

PLEDGE OF ALLEGIANCE

The pledge was observed.

ACCEPTANCE OF MINUTES

- a. June 14, 2010 Public Hearing Minutes**
- b. June 14, 2010 Regular Meeting Minutes**
- c. July 12, 2010 Public Hearing Minutes**
- d. July 12, 2010 Regular Meeting Minutes**

MOTION (1): Edmund Hafner moved to table the June 14 Public Hearing and Regular Meeting Minutes and the July 12 Public Hearing and Regular Meeting Minutes until the next regularly scheduled meeting. Seconded by Norman Bender. Chairman Prochorena abstained from voting.

(6-0-1) Motion carried.

EX-OFFICIO REPORT

There was no ex-officio report.

PENDING APPLICATIONS

A. 41 Scott Road, Tax Assessor's Map #29.0, Lot 20-1 – Property of Webster Scott Owner, Jason Pazzaglia applicant; Application for wetlands remediation, within 100' of regulated area similar to previously issued Wetlands Permit which expired in 2003 (?), for remediation and construction of three single family dwellings after final subdivision. (Application Received May 28, 2010).

The request for a 35 day extension to continue the Public Hearing was granted.

B. 2 Gurley Road, Tax Assessor's Map #37.0, Lot 13 – Property of Gloria E. and John P. Quinn, applicant/owner; Application for wetlands remediation along Oil Mill Brook. (Application received July 7, 2010).

Robert J. Pfanner informed the Agency he has been working on a plan to repair the stream bank. We worked on a plan in 2000 prior to the erosion (Bank of Stream 2000 survey). The area has eroded. The depth varies from 3' to 6'. We are proposing 24" stones. Some are larger and some are smaller. We plan to place the smaller stones underneath so the larger rocks don't tear through.

He showed photos taken when the property was purchased which showed the condition of the stream bed as well as photos of the dam across the street to the north that was taken out in the last storm. He also showed a photo of it during the flood. The Town did place some rip rap. Mr. Pfanner proposes plantings along the top of the bank and to clean the area up. He has obtained information on plantings that will help control erosion as well as habitat for wildlife.

Mr. Prochorena felt in order to place boulders equipment will be needed. Mr. Pfanner stated we plan to reshape the bank. Mr. Prochorena asked if any part of the stream will be filled in? Mr. Pfanner replied we will.

Cheryl Lozanov asked if this damage was caused by one event? Mr. Pfanner replied the majority was. Ms. Lozanov asked what was done years ago to protect it? Mr. Pfanner stated this was a major storm event.

Mr. Mingo asked what will prevent this from happening in the future? Mr. Pfanner replied the velocity of the water.

Mr. Hafner stated one of the conditions was that the applicant was to do plantings along the side of the bank. The plantings were never done really well. Mr. Pfanner

replied many plantings were washed away. Mr. Hafner stated Judith Rondeau, Natural Resource Specialist of the Eastern Connecticut Conservation District, Inc., noted plantings should be done to stabilize the area. Mr. Hafner felt this should go to a Public Hearing. There was a general consensus of the Agency to schedule a Public Hearing on this matter on its next regularly scheduled meeting date.

Mr. Mingo would like another opinion from another engineer, because there seems to be conflict on accepted practice of repairing buffers.

Mr. Hall asked who will pay for it? He was told the owner will pay. Mr. Quinn stated he cannot pay for it. Mr. Pfanner stated we will withdraw our application. Ms. Lozanov feels a second opinion is warranted, but the applicant cannot afford it.

MOTION (2): Mr. Mingo moved to hire an independent engineer. Seconded by Ed Hafner. Mr. Prochorena and Ms. Lozanov abstained from voting. In Favor: Bender, Reluga, Hafner, Mingo. In Opposition: Hall (5-1-2) Motion Carried.

MOTION (3): Mr. Hafner moved to schedule a Public Hearing on this matter for the date of the next regularly scheduled meeting of this Agency. Seconded by Mr. Mingo. Mr. Prochorena abstained from voting. (6-1) Motion carried.

Mr. Pfanner agreed to consult with DEP prior to the Public Hearing.

OLD BUSINESS

There was no discussion of old business.

NEW BUSINESS

There was no discussion of new business

CHAIRMAN'S REPORT

There was no report from the Chairman

WETLAND ENFORCEMENT OFFICER REPORT

A. Upper Walnut Hill Road, John Chester Owner/Applicant; Wetland Mitigation Project Annual Report

Mr. Goeschel informed the Agency he received a report from Don Fortunato that the Upper Walnut Hill restoration plantings were successful. Mr. Goeschel will visit the

site. He has had much inquiry from an abutting neighbor. The existing access trail goes into a CL&P easement. CL&P is proposing a trail improvement. Photos of the restored area look well.

B. Pending Enforcement Actions

1. 368 Boston Post Road, 6/14/2010 Mr. Goeschel issued a notice of violation last week. Trees were removed.

Mr. Reluga asked for an update on 38 Hope Street. Mr. Goeschel stated there has been discussion about modifications.

He recommended that the Town continue its membership in Caciwc (Connecticut Association of Conservation and Inland Wetlands Commissions). Mr. Goeschel agreed it would also benefit Conservation.

Mr. Goeschel was asked to report on the status of 44 Grassy Hill. Mr. Goeschel agreed to visit it and contact the developer.

Mr. Reluga asked if the erosion at Holly Lane has been dealt with? Mr. Goeschel replied the area has been swept up.

Mr. Mingo stated Mostowy Road was totally breached. A water main was put in. There are no hay bales. The road was covered with top soil. Mr. Goeschel stated a new house was recently built at 71 Mostowy Road. The original permit permitted it to be piped. The driveway location has been modified. Mr. Mingo expressed concern on the immediate impact on Latimer Brook.

ADJOURNMENT

MOTION (4): Mr. Mingo moved to adjourn the East Lyme Inland Wetlands Agency Regular Meeting of August 9, 2010 at 8:20 p.m. Seconded by Ms. Lozanov. Mr. Prochorena abstained from voting. (6-0-1) Motion carried.

Respectfully submitted,

Frances Gheri
Recording Secretary