

**CONSERVATION COMMISSION &  
INLAND WETLAND AGENCY MINUTES  
July 23, 2019**

**I. CALL TO ORDER**

Mr. Verel called the meeting to order at 6:00 p.m.

**II. ROLL CALL**

Ms. Cherichetti took the roll call.

**PRESENT:** John Verel, Chair; Karen Destefanis; John Moeling; Lisa Shanahan; Cheryl Brown;  
Thomas Keegan

**III. RECEIPT & DISCUSSION**

Ms. Cherichetti noted no new applications had been received.

**IV. DISCUSSION &/OR DECISION I**

- a) **#S19-538 – 14 Purdy Road - Arundartchuk** – Corrective Action landscaping in and adjacent to a wetland

Ms. Cherichetti indicated she had received a letter for six weeks of extended time from the applicant. She noted the applicant is still working on a site plan that depicts all of the regulated activities.

There was discussion regarding the extent of work on the property and the proposed removal of fill to the rear of the shed. After reviewing the submitted materials, the Agency indicated they were dissatisfied with the submitted materials. Ms. Cherichetti indicated she would reach out to the applicant again.

No representative of the applicant was present at the meeting. Mr. Verel indicated the matter would be on the next agenda for continued discussion.

- b) **#S19-540 – 8 Holiday Drive - Kalmanidis** – Corrective Action landscaping and grading in and adjacent to a wetland and watercourse

The applicant's attorney, Lukas Thomas, was in attendance. He indicated the wetland scientist, George Logan, was on his way and asked to be placed little bit later on the agenda.

\*\*\* **MS. DESTEFANIS MADE A MOTION TO AMEND THE AGENDA AND SKIP TO ENFORCEMENT ACTIONS.**

\*\*\* **MR. MOELING SECONDED THE MOTION.**

\*\*\* **THE MOTION PASSED UNANIMOUSLY.**

**V. ENFORCEMENT ACTIONS**

- a) **#V19-991 – 8 Leslie Lane – Kurche – Show-Cause Hearing** – Cease & Restore Order following degradation of a wetland and watercourse though unauthorized work in a wetland

Ms. Cherichetti explained that there was no one present to represent the property owner and that the matter should be continued to the next meeting in August.

Ms. Cherichetti noted her office had received a complaint regarding various unpermitted activities from a walker on the adjacent Lakota, formerly known as Dolce, property. A site inspection indicated this

property had deposited woodchips within the wetland and the front wetland had been cleared of much vegetation.

Ms. Cherichetti explained that initially a Notice of Violation was sent to the property owner, however when they met with the owner's representative, he indicated he wanted an opportunity to come before the Agency because he did not believe his activities were in violation. She added that he did call the office earlier in the week to ask for the matter to be placed on the next following agenda in August.

Ms. Cherichetti distributed a location map of the property and photographs of the site.

**\*\*\* MS. DESTEFANIS MADE A MOTION TO CONTINUE THE SHOW-CAUSE HEARING TO THE AUGUST 13<sup>TH</sup> MEETING.**

**\*\*\* MS. SHANAHAN SECONDED THE MOTION.**

**\*\*\* MOTION PASSED UNANIMOUSLY.**

#### **IV. DISCUSSION &/OR DECISION (continued)**

- b) **#S19-540 – 8 Holiday Drive - Kalmanidis** – Corrective Action landscaping and grading in and adjacent to a wetland and watercourse

Mr. George Logan arrived and described the property. He described the work performed at the property and agreed it was somewhat wetter in some areas. He noted that it would be wetter just due to the trees being removed, the wetter weather and micro-topography. He described his recommended actions. He expressed his opinion that more excavation of the fill was not recommended and they would re-plant the wetland.

Ms. Cherichetti referred to her email correspondence with Mr. Logan. She indicated that the cleared area in the rear needs to be accurately depicted on the site plans so that it is clear that the proposed mitigation is appropriate. She added, regarding the fill that Mr. Logan mentioned, that the location and depth of fill should also be depicted and there should be additional discussion regarding it.

Mr. Logan noted that he would re-visit the site and add to the submitted application.

Ms. Cherichetti reviewed the statutory deadlines and noted unless the applicant grants an extension, a public hearing on the application must open at the next meeting. Attorney Thomas suggested an extension of time so that the public hearing could be delayed until the September 10, 2019 meeting.

**\*\*\* MS. SHANAHAN MADE A MOTION TO SCHEDULE A PUBLIC HEARING ON THE APPLICATION AT THE SEPTEMBER 10, 2019 MEETING**

**\*\*\* MR. KEEGAN SECONDED THE MOTION.**

**\*\*\* THE MOTION PASSED UNANIMOUSLY.**

#### **VI. BOND RELEASES/REDUCTIONS**

- a) **#S09-350 – 8 Norden Place- Avalon Bay Communities** – Release of bond held (\$124,000.00) for construction of a multi-family residential building, four detached single-family buildings and associated parking, drainage and other activities in and adjacent to wetlands and watercourses.

Ms. Cherichetti provided an overview of this project and the permit conditions. She indicated all was in good order, except there were some loose ends regarding the created wetland and its documentation and success.

The Agency reviewed each of the conditions.

There was discussion regarding a bond reduction and retainage of a portion until the missing items were completed.

\*\*\* **MR. VEREL MADE A MOTION TO REDUCE THE BOND BY \$71,000 AND RETAIN \$53,000.**

\*\*\* **MS. DESTEFANIS SECONDED THE MOTION.**

\*\*\* **THE MOTION CARRIED UNANIMOUSLY (6-0).**

b) **#S15-462 – 251 Silvermine Avenue – Petrucci Builders** – Release of bond held (\$3,365.00) for three (3) lot subdivision of land within a wetland and watercourse

Ms. Cherichetti explained the subdivision permit and the required planting with the buffer established by the permit.

\*\*\* **MS. DESTEFANIS MADE A MOTION TO RELEASE THE BOND.**

\*\*\* **MR. MOELING SECONDED THE MOTION.**

\*\*\* **THE MOTION CARRIED UNANIMOUSLY (6-0).**

c) **#S17-510 – 6 Westview Lane - Wilms** – Release of bond held (\$2,630.00) for installation of an in-ground pool with associated patio and fencing adjacent to a wetland and watercourse

Ms. Cherichetti reviewed the inspection report by Ms. Hrtanek. She noted that the plants have not yet been in two full growing seasons, but it would be two seasons in October. Additionally, approximately ten of the shrubs were recently replanted.

She noted that the bond portion held for sedimentation and erosion control was eligible currently.

\*\*\* **MS. DESTEFANIS MADE A MOTION TO REDUCE THE BOND BY \$630.**

\*\*\* **MS. SHANAHAN SECONDED THE MOTION.**

\*\*\* **THE MOTION CARRIED UNANIMOUSLY (6-0).**

## **VII. APPROVAL OF MINUTES**

a) July 9, 2019 meeting minutes

Ms. Cherichetti indicated the minutes were not complete and would be available at the next meeting.

## **VIII. PUBLIC COMMENTS**

There were none.

## **IX. COMMENTS OF STAFF**

Ms. Cherichetti had no comments.

## **X. COMMENTS OF COMMISSIONERS**

There were none.

## **XI. ADJOURNMENT**

- \*\*\* MR. MOELING MADE A MOTION TO ADJOURN.**
- \*\*\* MS. BROWN SECONDED THE MOTION.**
- \*\*\* THE MOTION PASSED UNANIMOUSLY.**

Meeting adjourned at 8:03PM.

DRAFT