

# *Norwalk Harbor Management Commission*

## *Application Review Committee*

### *Minutes: October 20, 2009*

Attendees: Pat Clark, Henry Palau, John Pinto, John Frank (Shellfish Commission), John Hilts (Agent), 7:45 Tony D'Andrea, 8:45 Geoff Steadman.

Meeting called to order at 7:40

1. 2009-12: Deborah Dawson, 6 Shorehaven Road, Norwalk

COP application for reconstruction of a stone groin at private residence and the addition of 165 cu yds sand for beach nourishment. The site is in an area of shellfish concentration. The application states that shellfish in the beach nourishment area will be removed and supplied to the Shellfish Commission for transplantation. A lengthy discussion followed regarding the introduction of non-polished beach sand onto a shellfish bed and the use of a small excavator on the substrate to complete the work. The agent, John Hilts, stated that this beach nourishment was a requirement made by CT DEP. The chairman of the Shellfish Commission stated no objection to the groin repair, but expressed real concerns about the issue of foreign sand, pointing out that this was inconsistent with the DEP's stand on dumping sand from an upland source on a dredge disposal site far offshore.

The Committee voted to find the proposal Consistent with the Plan with the following comment to DEP: The Commission has strong reservations about the introduction of foreign material onto an area of shellfish resources. The vote was 3-0-0.

2. 2007-17 Revised: Robert Manning, 32 Yarmouth Road, Rowayton

Re: CT DEP Notice of Tentative Determination to Approve #200701764-KB to remove permitted in-water structures and install a longer pile-supported pier, re-use a ramp, and install a float with 3 pilings that will remain more than 1 foot above the bottom at normal tides. The proposal also calls for removal of historic fill and stones from a 24 x 24 area for removal to an upland site. Originally reviewed July 2007 and found Not Consistent with the plan due to, among other items, strong objections by the Shellfish Commission regarding the fill and stones laterally in an area of shellfish resources. The revision removes that objection, and now has addressed the remaining concerns.

As an adjoining neighbor, Henry Palau recused himself from any vote. After lengthy discussions, the Shellfish Commission found no objection to the proposal; the Committee voted 2-0-1 to find the proposal Consistent with the plan with the following comment: The Commission notes the drawings showing the location of the in-water structures are not certified by a surveyor or licensed engineer.

3. Other Business: John Hilts stated that the pending application by Richard Scalise was undergoing revision and would be presented at a future date.

9:30 Adjourned  
Pat Clark, Chair