WESTPORT CONSERVATION COMMISSION SEPTEMBER 21, 2011 ACTION MINUTES

MEMBERS PRESENT: Jennifer Tooker, Vice-Chair; Pat Shea, Secretary; Lanning Bryer;

Ralph Field

STAFF PRESENT: Alicia Mozian, Conservation Director; Lynne Krynicki, Conservation

Analyst; Colin Kelly, Conservation Compliance Officer

Work Session I: 7:00 pm, Rooms 201/201A.

1. Receipt of Applications

a. <u>41 Crescent Road</u>: Application #IWW-8890-11 by Land-Tech Consultants, Inc. on behalf of Roger Quick, Heritage Homes to retain the existing single-family dwelling and for the subdivision of the property into four new single-family building lots. – RECEIVE APPLICATION AND PLACE ON THE OCTOBER 19, 2011 PUBLIC HEARING AGENDA.

Motion:Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

b. <u>9 Woodside Lane:</u> Application #IWW/M-8896-11 by Jason Edwards, L.S of J. Edwards & Associates, LLC on behalf of Gregory Peterson to amend wetland boundary map A-10. – RECEIVE APPLICATION AND PLACE ON THE OCTOBER 19, 2011 PUBLIC HEARING AGENDA.

Motion:Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

- 2. Report by Colin Kelly, Conservation Compliance Officer on the status of existing enforcement activity. NO UPDATED ENFORCEMENT REPORT GIVEN.
- 22 Owenoke Park: Request by Hee–Jung Moon for release of bond monies for plantings and sediment and erosion controls held as a condition of Permit #WPL-8275-08. - PLANTINGS INSTALLED AND THRIVING. MOTION TO RELEASE BOND.

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

4. <u>273 Saugatuck Ave.</u>: Request by Diane Parrish for release of bond monies for plantings and sediment and erosion controls held as a condition of Permit #WPL-8594-10. – **PLANTINGS INSTALLED AND THRIVING. MOTION TO RELEASE BOND.**

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

 4 Tanglewood Lane: Request by Pamela Davis for release of remaining bond monies held for plantings as a condition of Permit #IWW, WPL/E-8229-07. – REVIEW OF INSPECTION RESULTS AND DISCUSSION. MOTION FOR PARTIAL RELEASE OF BOND.

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Tooker

Nayes: Field Abstentions: None Vote: 3:1:0

Public Hearing: 7:30 pm, Rooms 201/201A.

 5 Hedley Farms Road: Application #IWW/M-8892-11 by Michael Horvath on behalf of Trissa, Sarah and Lindsey Baden to amend wetland boundary map #I-6. – APPROVED WITH CONDITIONS

Motion: Field Second: Shea

Ayes: Field, Shea, Bryer, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

2. <u>2 Lyndale Park</u>: Application #IWW,WPL-8888-11 by Jeffrey N Gordon of Codespoti & Associates, P.C.on behalf of Elvira Kovshov to legalize the construction of a stonewall and to correct drainage and erosion deficiencies. Portions of the work are within the wetland, the upland review area and the WPLO area of an unnamed stream. – APPROVED WITH CONDITIONS

Motion: Shea Second: Field

Ayes: Shea, Field, Bryer, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

3. <u>157 Riverside Avenue</u>: Application #WPL-8891-11 by Barr Associates, LLC on behalf of Robert Gerber for a new single-family residence, patio, a/c units, driveway and drainage. Portions of the work are within the WPLO area and the 25-year floodplain of the Saugatuck River. – APPROVED WITH CONDITIONS

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

4. <u>92 Harbor Road</u>: Application #WPL-8858-11 by Keith B Neilson, PE of Docko, Inc. on behalf of William Cohen to remove the existing wood pier and construct a 20 (+/-) LF of 4' wide fixed wood pile or post-supported timber pier with wood and grate deck, install a new 8' by 12.5' float with associated ramp and restraint pilings waterward of the high tide line. Work is entirely within the WPLO area, the 25-year and the 100-year floodplains of the Saugatuck River. – APPROVED WITH CONDITIONS

Motion: Field Second: Shea

Ayes: Field, Shea, Bryer, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

5. <u>25 Ford Road</u>: Application #IWW,WPL-8880-11 by David Fioreck, PE, LEP of Loureiro Engineering Associates, Inc. on behalf of Thomas M. Sinchak, Esq., 25 Ford Road LLC for environmental remediation consisting of shallow excavation, placement of a flexible

membrane liner, backfill and restoration to the existing contour lines. In selected, limited areas, there will only be excavation and backfilling. Portions of the work are within the upland review area setback, the WPLO area and 25-year floodplain of the Saugatuck River.

- APPROVED WITH CONDITIONS

Motion: Shea Second: Tooker

Ayes: Shea, Tooker, Bryer, Field

Nayes: None Abstentions: None Vote: 4:0:0

6. <u>11 Great Marsh Road</u>: Application #WPL-8889-11 by Land-Tech Consultant, Inc. on behalf of David Korus for an excavation and fill permit. The site is wholly with the WPLO area and the 25-year floodplain of the Saugatuck River. - **DISCUSSION. HEARING CONTINUED TO OCTOBER 19, 2011.**

Work Session II:

1. Approval of July 18, 2011 field trip minutes. – APPROVED AS SUBMITTED

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

2. Approval of July 20, 2011 meeting minutes. - APPROVED AS SUBMITTED

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

3. <u>57 Partrick Rd.</u>: Request by Eugene Cedarbaum to eliminate Condition 18 of Resolution #IWW,WPL/E-8496-09 that required the driveway remain permeable with said restriction to be placed on the land records and a request to release the bond monies being held for plantings and sediment and erosion controls. – MOTION TO APPROVE A PARTIAL BOND RELEASE.

Motion: Bryer Second: Shea

Ayes: Bryer, Shea, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0

IT WAS THE SENSE OF THE MEETING TO CONTINUE THE DISCUSSION ON THE ELIMINATION OF CONDITION 18 TO THE OCTOBER 19, 2011 WORK SESSION IN ORDER TO OBTAIN A LEGAL OPINION.

The September 21, 2011 public hearing adjourned at 10:35 p.m.

Motion: Shea Second: Bryer

Ayes: Shea, Bryer, Field, Tooker

Nayes: None Abstentions: None Vote: 4:0:0