



WESTPORT CONNECTICUT

CONSERVATION COMMISSION

110 MYRTLE AVENUE
WESTPORT, CT 06880
(203) 341-1170

ACTION MINUTES WESTPORT CONSERVATION COMMISSION PUBLIC HEARING MARCH 21, 2012

Members Present: W. Fergus Porter, Chair; Kathy Belzer; Jeffress Gouverneur; Arthur Hayes; Anna Rycenga; Pat Shea; John Skinner

Staff Present: Alicia Mozian, Conservation Director; Lynne Krynicki, Conservation Analyst

Observers: John Washburn, Conservation Commission Alternate
Becky Ceroni, interested in serving on Commission

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

1. Receipt of Applications –

Ms. Mozian noted there was one application to receive.

- **41 Crescent Road:** Application #AA-9041-12 by Land-Tech Consultants on behalf of Roger Quick for a 4-lot subdivision.

Ms. Mozian noted the plans do not meet the Engineering /Town requirements but stated the application must be received at this meeting. The application will be scheduled on the May 16, 2012 agenda.

Motion to receive 41 Crescent Road.

Motion:	Shea	Second:	Rycenga
Ayes:	Shea, Rycenga, Belzer, Gouverneur, Hayes, Porter, Skinner		
Nays:	None	Abstentions:	None
		Vote:	7:0:0

Ms. Mozian noted other applications including:

- **4, 5, 11 & 14 Sunny Lane:** Application #IWW,WPL-9054-12 for a sewer line extension has been withdrawn but will resubmitted and is tentatively scheduled for the May 16, 2012 meeting. She stated that this application would require a full Commission. She added that she was looking into hiring an outside consultant with expertise in directional drilling to assist the staff with this application. She will also be looking for someone else to take the minutes during this meeting.
- **5 River Lane:** Application #AA,WPL/E-9052-12 for a proposed 3-lot subdivision has been withdrawn.
- **8 Manitou Court:** Application #WPL-9066-12 for a proposed seawall repair, ramp and floating dock is scheduled for the April 18, 2012 meeting.
- **207 Hillspoint Road:** Application #WPL-9067-12 for the demolition and construction of a new house and deck is scheduled for the April 18, 2012 meeting.

2. **Report by Colin Kelly, Conservation Compliance Officer on the status of existing enforcement activity. – MS. MOZIAN GAVE A REPORT ON NEW ENFORCEMENT ACTIVITY AT 10 STONY BROOK ROAD AND 20 BOBWHITE DRIVE.**

3. **Response to request for legal opinion regarding the recording of Commission decisions on the land records. – MS. MOZIAN SUBMITTED A LEGAL OPINION REGARDING THE RECORDING OF COMMISSION DECISIONS ON THE LAND RECORDS. THE COMMISSION FORMED A SUB-COMMITTEE TO DISCUSS.**

Public Hearing: 7:15 pm.

1. **0 Darbrook Road, Assessor PID # E11004000: CONTINUED APPLICATION** – Application #IWW/M-8978-11 by George A Frank of Westport Building Co, LLC to amend wetland boundary map E-11. **Ms. Belzer recused herself from hearing this application and left the room.**

APPROVED WITH CONDITIONS.

Motion: Gouverneur Second: Shea
Ayes: Gouverneur, Shea, Hayes, Porter, Rycenga, Skinner
Nayes: None Abstentions: None Vote: 6:0:0

Ms. Belzer returned and resumed her seat.

2. **28 Crawford Road:** Application #IWW/M-9040-12 by Barr Associates LLC on behalf of Michael & April Book to amend wetland boundary map #A12. – **APPROVED WITH CONDITIONS.**

Motion: Rycenga Second: Shea
Ayes: Rycenga, Shea, Belzer, Gouverneur, Hayes, Porter, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

3. **11 Woodside Lane:** Application #IWW/M-9042-12 by Thomas Wormser on behalf of 11 Woodside Lane LLC to amend wetland boundary map #A10. – **APPROVED WITH CONDITIONS.**

Motion: Shea Second: Rycenga
Ayes: Shea, Rycenga, Belzer, Gouverneur, Hayes, Porter, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

4. **105 Harbor Road:** Application #WPL-9016-12 by Roberge Associates Coastal Engineers on behalf of Herbert Vanwyngaarden for the installation of a new gangway and floating dock attached to the waterward terminus of an existing pier. Work is with the WPLO area, the 25 year and the 100 year flood zone of the Saugatuck River. – **APPROVED WITH CONDITIONS.**

Motion: Gouverneur Second: Shea
Ayes: Gouverneur, Shea, Belzer, Hayes, Porter, Rycenga, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

5. **11 Woodside Lane:** Application #IWW,WPL/E-9043-12 by Thomas Wormser on behalf of 11 Woodside Lane LLC for the demolition and construction of a 3-story house over and existing foundation with a new addition and porch to the rear of the house, to enlarge the shed and to eliminate the pool. Portions of the work are within the upland review area setbacks. – **APPROVED WITH CONDITIONS.**

Motion: Gouverneur Second: Belzer
Ayes: Gouverneur, Belzer, Hayes, Porter, Rycenga, Shea, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

6. **43 Compo Mill Cove:** Application #WPL-9044-12 by Peter Wormser on behalf of Andrea Friedman & Doug Ekenberg to raise the existing house to conform with FEMA requirements, to add a small addition over the existing first floor and deck and to remove the existing ramps. Work is within the WPLO area, the 25 year and the 100 year floodplain of the Sherwood Mill Pond. – **APPROVED WITH CONDITIONS.**

Motion: Shea Second: Gouverneur
Ayes: Shea, Gouverneur, Belzer, Hayes, Porter, Rycenga, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

7. **2-8 Post Road West:** Application #WPL-9055-12 by Redniss and Mead, Inc. on behalf of NatHall 28PR LLC for the construction of a building addition, new hardscape and landscape improvements and reconfiguration of an existing building entrance. Work is within the WPLO area, the 25 year flood and the 100 year floodplain of the Saugatuck River. – **APPROVED WITH CONDITIONS.**

Motion: Porter Second: Rycenga
Ayes: Porter, Rycenga, Belzer, Gouverneur, Hayes, Shea, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

8. **Discussion and vote on proposed change in policy for determining the presence and location of wetlands on properties within the town of Westport.** A copy of the proposal is available in the Conservation Department. – **MOTION TO FINALIZE THE WORDING WITH THE SUB-COMMITTEE.**

Motion: Porter Second: Gouverneur
Ayes: Porter, Gouverneur, Belzer, Hayes, Rycenga, Shea, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

Work Session II: (The work session is not a public hearing. The public is invited to attend but may not speak.)

1. Approval of February 13, 2012 Special Hearing minutes. – **APPROVED AS SUBMITTED.**

Motion: Rycenga Second: Shea
Ayes: Rycenga, Shea, Belzer, Gouverneur, Hayes, Porter, Skinner
Nayes: None Abstentions: None Vote: 7:0:0

2. Other business.

- a. **12 Salem Lane:** Request for Deck Legalization within the upland review area setback. – **ALLOW STAFF TO ISSUE AN ADMINISTRATIVE APPROVAL. IF APPLICANT WISHES CHANGE THE DIMENSIONS OR THE LOCATION OF THE DECK, AN APPLICATION TO THE COMMISSION WILL HAVE TO BE SUBMITTED.**

Motion: Shea Second: Skinner
Ayes: Shea, Skinner, Belzer, Gouverneur, Hayes, Porter, Rycenga
Nayes: None Abstentions: None Vote: 7:0:0

- b. **10 Lone Pine Lane:** Request for an Administrative Approval to extend the driveway within the upland review area setback. – **DENY THE REQUEST FOR ADMINISTRATIVE APPROVAL UNTIL THE WETLAND BOUNDARY HAD BEEN FLAGGED ON THE PROPERTY.**

Motion: Skinner Second: Shea
Ayes: Skinner, Belzer, Shea, Gouverneur
Nayes: Hayes, Rycenga, Porter Abstentions: None Vote: 4:3:0

The March 21, 2012 meeting of the Westport Conservation Commission adjourned at 10:10 p.m.

Motion: Gouverneur Second: Shea
Ayes: Gouverneur, Shea, Belzer, Hayes, Porter, Rycenga, Skinner
Nayes: None Abstentions: None Vote: 7:0:0