

MINUTES
GREENWICH INLAND WETLANDS AND WATERCOURSES AGENCY
July 24, 2017

Members present: Chairman Brian Harris, Secretary Stephan Skoualos, Jay Schondorf, Elliot Benton, Klaus Jander and Peter Linderoth

Alternates present: Klaus Jander, Peter Linderoth

Staff present: Patricia Sesto, Director; Robert Clausi, Senior Wetlands Analyst; Doreen Carroll-Andrews, Compliance Officer

Others present: Brian McMahon, Ali Mamudoski, Michael Mastrogiacomo, John Conte, Larry Liebman, Katie Weathersead, Tracy Chalifoux, William Besharat, Peter Finkbeiner, Sanle Zhang, Bill D'Andrea, Dean Martin, Eric Brower, Steve Danzer, Bryan Muller, Mike Radman, Dinyar Wadia, Jeff Paradise

1. Call to Order

Chairman Harris called the meeting to order at 7:05 p.m.

2. Seating of alternates

Klaus Jander and Peter Linderoth were seated as alternates.

3. Approval of draft minutes of June 26, 2017

Elliot Benton made a motion to approve the minutes of June 26, 2017, second by Jay Schondorf. The motion carried 6-0-0.

4. Director's Report

Mrs. Sesto presented her report. A third session of mediation for PRIW is scheduled for late August. Without specifics, the agency revisited the purpose and outcomes of the mediation, noting any direction provided to PRIW would be nonbinding and a new application would have to be filed. The suspension of the Green Sheet fee has been well received. The Greenwich Times picked up the story. However, one fact was misrepresented: the agency does not process 1,000 Green Sheets a month as stated in the article. The number is closer to 75.

As touched on at the last meeting, permits for chemical treatments of ponds may not be effective in satisfying the agency's goals. Ms. Carrol-Andrews reviewed the pros and cons of the current system. Given the agency lack of regulatory authority over chemical treatments, there is little the agency can mandate as part of a permit, such as buffer enhancements. Following further discussion, it was the consensus of the members to forego requiring permits for pond treatments in favor of a site tailored mailing of educational information.

A meeting with legal counsel, Mr. Harris, Mrs. Sesto, and Ms. Carrol-Andrews reestablished the protocol and expectations for their assistance in pursuing non-compliant violators. Letters to the violators will be mailed out within two weeks of the legal department's receipt of the request and back up documents.

Following up on bond release procedures, Mrs. Sesto recounted the various departments and other possible sources for the requirements to authorize the release of bonds. There is nothing to indicate the agency must take action to authorize bond releases. Accordingly, Mrs. Sesto asked if the agency would authorize staff to make this determination. This would facilitate more timely releases to the benefit of those who posted the bond. After some discussion, A Motion to Approve was made Elliot Benton, seconded by Klaus Jander and carried 6-0-0.

The Lean Six Sigma training Mrs. Sesto has been taking part in is nearly complete and she looks forward to implementing what she has learned.

Mrs. Sesto was redirected back to a paragraph in her written report that suggests referrals to the legal department be made without a motion by the agency. There is nothing procedurally which requires this action and staff could make the referral as deadlines pass. Following a discussion of the matter, the agency chose to retain the procedure of formally referring matter to the legal department and the status of violations will be reported monthly.

5. Other business

None.

I. Consent Approvals

- 1. #2017-070 – 23 Hurligham Drive – LIFE Inc. for Alan Batkin for chemical treatment of a pond. Tax #11-3088**
- 2. #2017-081 – 200 Guards Road – S.E. Minor & Co., Inc. for White Birch Farm, inc. for installation of a dock on Converse Lake. Tax #11-3188**
- 3. #2017-087 – 200 Guards Road – S.E. Minor & Co., Inc. for 200 Guards Road CT, LLC for installation of a dock and wood chip path in and adjacent to Converse Lake. Tax #11-3188**

Chairman Harris identified the applications recommended for consent approval. Mrs. Sesto noted that two docks are being applied for on one property, in conflict with the agency's dock guidelines. The applicant for 2017-081 holds an easement on the subject property and is seeking a dock permit. In addition, the owner of 200 Guards Road wants a dock. The oversized nature of the parcel supports a deviation from the guidelines. No questions were asked.

A Motion to Approve the applications with general and special conditions as proposed by staff was made Stephan Skoufalos, seconded by Elliot Benton and carried 6-0-0.

III. Pending Applications

- 1. #2017-045 – 86 Cutler Road – Mastrogiacomo Engineering PC for Cutler Road LLC for construction of a new single family residence, driveway, pool, pool house, drainage, grading and landscaping 10’ from wetlands. Tax #10-2108**

Patricia Sesto provided a recap of the project to redevelop this parcel, its violation, and the additional information requested at the last meeting. A restoration plan was submitted, although it lacked substantiating information. To help determine the proper planting density, Mrs. Sesto and compliance officer, Lindsay Tomasewski met with the applicant and his landscape architect on-site to assess a control plot in the adjacent undisturbed wetland. This resulted in a revised planting plan consisting of 88 planting stations. The size of the proposed trees was also increased. The existing chain-link fence will be augmented to create a six-foot deer fence and a five-year management plan is being recommended.

DPW has not approved the drainage plan and their report indicates there is still considerable work to do to bring the plan into compliance with the drainage manual. Due to statutory limitations, the agency must act on this application. Should it be approved with the current drainage plan and that plan subsequently is modified to such an extent it no longer complies with the permit, the applicant would have to resubmit for a new permit.

Bob Clausi also suggested any approval include the requirement to submit a detail on the western retaining wall, Special Condition #7 be modified to explicitly state supervision by a soil scientist is required during excavation, the chain link fence will be removed at the end of the management period, and evidence of approval by DPW be submitted.

Mrs. Sesto advised the agency issue a separate order to address the violation and a permit for the residential redevelopment.

Tracy Chalifoux addressed the agency and further detailed the plan revisions. The number of planting stations was determined by extrapolating information using a 50’X50’ control plot, where 14 trees, 4 inches or greater dbh were counted. Discounting the area between the retaining wall and assumed wetland boundary to allow for access below the wall, the resulting area yielded 88 planting stations. Native trees and shrubs area proposed, with an eye towards deer resistant species. The size of the trees has been increased to 1-1.5” and 2-2.5” caliper specimens.

Michael Mastragiacomo of Mastragiacomo Engineering PC appeared before the Agency on behalf of the applicant. He stated the owner has obtained permission from one of the two adjacent property owners to construct a side yard wall and the second is pending.

A Motion to issue an Order to Correct the wetland violation included in the IWWA application #2017-045 with the standard conditions and the special conditions proposed by staff, including the requirement to remove the chain link fence at the end of the monitoring period and have a soil scientist supervise the removal of fill was made by Brian Harris, seconded by Stephan Skoufalos and carried 6-0-0.

A Motion to Approve the residential redevelopment included in IWWA application #2017-045 with the standard conditions and the special conditions proposed by staff, including the requirements to provide a detail for the retaining wall and obtain DPW approval for the stormwater management plan was made by Brian Harris, seconded by Jay Schondorf and carried 6-0-0.

2. #2017-048 – 32 Hettiefred Road – S.E. Minor & Co., Inc. for Pasquale and Rosina Iachetta for installation of restoration plantings and grading in wetlands. Tax #10-2055

Doreen Carroll-Andrews reviewed her supplemental staff report.

This application is the result of a violation. The previously wooded wetland located at the front of the property was cleared of vegetation and filled to raise the grade. The revised plan will remove the fill to restore the original depth of the wetland, but the trees have been placed within the upland review area, failing to restore the previously wooded character of the wetland.

Deep fill to the rear of the property will be removed and stabilized with grass.

Ms. Carroll-Andrews recommended the application be issued an order to correct with the suggested conditions.

Larry Liebman of S.E Minor & Co., Inc. appeared before the Agency on behalf of the applicant and was in agreement with the staff comments and recommendations.

A motion to issue an Order to Correct IWWA application #2017-048 with the standard conditions and the special conditions proposed by staff was made by Elliot Benton, seconded by Jay Schondorf and carried 6-0-0.

3. #2017-078 – 40 Locust Road – Sound View Engineers & Land Surveyors for Sanle Zhang & Yanping Li for construction of a new barn, greenhouse, and animal coops in wetlands. Tax #10-1594

Patricia Sesto reviewed her staff report, highlighting the original proposal and the revisions. Of significance was the elimination of the proposal to add fill to the wetland paddocks. The berm to alleviate direct overland flow from the paddocks to the pond is still proposed. This is a regulated activity, as are the propane tank, generator, and septic system. She also noted the site has non-conformities relating to the previous permit to reconstruct the house, which should be addressed.

Peter Finkbeiner, P.E., representing the applicant, appeared before the Agency on behalf of the applicant. He provided additional details regarding the proposal and confirmed the area between the paddock and pond, which included the berm, will be robustly vegetated with grasses to enhance filtration.

Staff recommends the Agency acknowledge the activities which fall within the agricultural exemption and approve the regulated activities as outlined in the staff report.

Jay Schondorf made a Motion to Approve application IWWA #2017-078 with the Standard and Special Conditions proposed by staff and acknowledge the activities exempt from regulation, seconded by Elliot Benton, and carried 6-0-0.

4. **#2017-080 – 293 Lake Avenue, Lot 2 – S.E. Minor & Co., Inc. for 297 Lake Avenue LLC for construction of a new single family residence, driveway, parking court, pool, drainage, grading and landscaping 6' from wetlands. Tax #07-1470/s**

Patricia Sesto reviewed the status of the application. The application was essentially ready for a decision at the previous meeting, except DPW had not yet approved the plans. In reviewing the DPW comments, none appeared to present a conflict with wetland concerns. Accordingly, Mrs. Sesto recommended approving the application with the standard conditions and the provided special conditions.

Larry Liebman of S.E. Minor & Co., Inc. appeared before the Agency on behalf of the applicant and offered no further comment.

Elliot Benton made a Motion to Approve application IWWA #2017-080 with the Standard Conditions and Special Conditions proposed by staff, seconded by Peter Linderoth, and carried 6-0-0.

5. **#2017-082 – 600 North Street, Lot 2 – Eric V.P. Brower, AICP for JZ Investments LLC for construction of a new single family residence, septic, driveway, drainage, grading and landscaping 0' from wetlands. Tax #11-1090 (first 65 days 7/26/17)**

Patricia Sesto provided an overview of the changes to the subdivision. She stated her comments pertain to IWWA 2017-083, Lot 3 as well as the subject lot. Erosion and sedimentation controls have been enhanced to break up overly large areas, check dams have been added to the driveway, and construction fence will be installed around the proposed leaching fields and infiltrator locations. The detail of the retaining wall was modified to show the footing projecting upslope and away from the easement boundary and the wall itself is consistently shown several feet from the easement. Additionally, the plantings have been relocated between lots 2 and 3 pursuant to Mr. Clausi's recommendation.

A detail for the bottomless box culvert was submitted for lot 3.

Eric V.P. Brower, AICP appeared before the Agency on behalf of the applicant and stated his concurrence with the staff report.

Klaus Jander made a Motion to Approve application IWWA #2017-082 with the Standard and Special Conditions proposed by staff, seconded by Peter Linderoth, and carried 6-0-0.

6. **#2017-083 – 600 North Street, Lot 3 – Eric V.P. Brower, AICP for JZ Investments LLC for construction of a new single family residence, septic, driveway, drainage, grading and landscaping 35' from wetlands. Tax #11-3244**

Mrs. Sesto reiterated her comments for the preceding application also apply to 2017-083.

Eric V.P. Brower, AICP appeared before the Agency on behalf of the applicant and again had no further comments.

Brian Harris made a Motion to Approve application IWWA #2017-083 with the Standard and Special Conditions proposed by staff, seconded by Jay Schondorf, and carried 6-0-0.

IV. New Applications for Review

- 1. #2017-089 – 9 Blind Brook Lane – S.E. Minor & Co., Inc. for Philip and Laura Schacter for dredging pond, streambank stabilization, and replacement of a drainage pipe along the eastern portion of the property. Tax #10-2582**

Bob Clausi reviewed the contents of his staff report. This is a small, stone-lined pond. The Owner is proposing to excavate approximately 25 cu.yds. The project includes a good planting plan adjacent to the pond and brook, which is a marked improvement over the existing lawn.

Larry Liebman of S.E. Minor & Co., Inc. appeared before the Agency on behalf of the applicant and stated his concurrence with staff comments.

Stephan Skoufalos made a Motion to Approve application IWWA #2017-089 with the Standard and Special Conditions proposed by staff, seconded by Jay Schondorf, and carried 6-0-0.

- 2. #2017-090 – 636 Lake Avenue – S.E. Minor & Co., Inc. for 636 Lake Avenue, LLC for redevelopment of a single family residence, garage, pool, patio, grading, landscaping and drainage 2' from wetlands. Tax #10-2969 (first 65 days 8/30/17)**

Patricia Sesto reviewed the contents of her staff report. The project consists of a residential redevelopment. The new dwelling will be built in essentially the same location as the current house. The site also contains a ponded part of Horseneck Brook and the wetland fringe is largely vegetated with forbes, trees, and ornamental groundcover. Knotweed is located on the north side of the property and adjacent to the pond.

A comparison of the 2008 aerial photographs to the 2013 photos shows an area of meadow in the upland review area was converted to lawn.

Openings to the pond and associated paths are proposed. Mrs. Sesto cautioned this could entice Canada geese to use the site. The existing shoreline vegetation is dense and no evidence of geese was noted.

Larry Liebman of S.E. Minor & Co., Inc. appeared before the Agency on behalf of the applicant. He spoke to the plan to remove invasive species, noting the intent is to hand remove the plants and many years of control are anticipated.

John Conte of Conte & Conte appeared before the Agency on behalf of the applicant. Mr. Conte acknowledged the increase in lawn as indicated by the photo documentation. He continued to describe the enhancements to the buffer vegetation being proposed, namely removing invasive species and pachysandra in preparation for added copious amounts of native forbes, grasses and trees. Mr. Conte urged the agency to see the benefit of the improvements as a balancing factor for leaving the 1,500 sq.ft. of lawn as is. The issue of goose deterrence was noted and Mr. Conte agreed to rework the paths to cut off sight lines between the grass and pond.

Larry Liebman offered to reassess the rain garden configuration to see if reshaping it could partially compensate for the converted lawn. Peter Linderoth questioned the use of low growing meadow grasses as a compromise to better protect the pond, but still accommodate the owners' desire to retain pond views. Mr. Conte responded the scale of the lawn as is better suits the scale of the new house.

Brian Harris made a Motion to Approve application IWWA #2017-090 with the Standard and Special Conditions proposed by staff, seconded by Stephan Skoufalos, and carried 6-0-0.

3. #2017-094 – 11 Dialstone Lane – Mike Radman for 11 Dialstone Lane, LLC for redevelopment of a new family residence, drainage, grading and landscaping 18' from wetlands. Tax #05-2262 (first 65 days 8/30/17)

Patricia Sesto reviewed the contents of her staff report. This lot is likewise a residential redevelopment. The small, 0.2-acre parcel is proposed to be bounded by a retaining wall of 1-5 feet, with the highest part to the rear of the property. The storm drainage plan calls for 5 subsurface units to handle stormwater. This is a lot of engineering to support a residential structure on a lot this size.

A wetland and pond system occurs 18 feet off-site to the east. Mrs. Sesto raised concerns regarding the impact on the trees within this narrow buffer from the construction of the wall and backfilling. With such a large part of the protective buffer already impacted, these last 18 feet are important to keep intact. She noted the report submitted by Steve Danzer, who is also a licensed arborist, states no trees will be impacted by the wall except for one 4-trunk red maple, which is planned for removal.

Dean Martin, P.E. described the stormwater management system, noting it produces a zero increase in runoff. The number of structures is driven by the goal of each unit serving 1,000 sq.ft. or less as required by the Manual. The extent of filling in the rear yard is driven by the owners' desire to have a level yard and to comply with the Grade Plane regulations.

Mr. Martin clarified his statement in the report which referenced the site as having no natural resources. He intended to convey this site has been fully altered by residential development

and all of the trees are off-site. Brian Harris requested the plans be revised to show the off-site trees

Steve Danzer addressed the agency, stating his report speaks to the off-site trees in close proximity to the retaining wall. He also concluded the loss of the red maple and walling off the rear property line will not impact the adjacent wetland. To compensate for the one red maple to be cut, two new red maple trees, 2.5-3 inch in caliper will be planted between the wall and property line. Further, the area below the wall will not be maintained as lawn, increasing the size of a naturalized buffer by 5-6 feet.

Brian Harris further defined his request for tree mapping, stating the trees to the water's edge should be plotted. Additionally, an east to west cross section of the lot should be provided.

Mrs. Sesto countered Dr. Danzer's conclusion the wall will have no impact on the wetland. She noted walled wetlands are certainly impacted and such impacts cannot be discounted simply because the subject wall in an incremental piece to a likely end result. Two houses to the south has such a wall and the topography of the lots on the east side of Dialstone each lends itself to the same pattern of walls and fill. A walled of wetland is impacted by impediment to wildlife movement, nutrient cycling, and water flow.

Elliot Benton pursued the concern regarding water flow. Will the wall alter the characteristics of flow to the wetland? Dean Martin responded, "yes," there is some alteration.

Brian Harris made a Motion to Delay action on application IWWA #2017-094, seconded by Stephan Skoufalos, and carried 6-0-0.

- 4. #2017-096 – 15 Stonebrook Lane – Joseph F. Risoli, P.E. for Darlo Erceg for expansion of a driveway, other hardscape improvements, and a bioretention system 10' from a wetland. Tax #08-1311**

IWWA application #2017-096 was postponed at the request of the applicant.

- 5. #2017-098 – 38 Birch Lane – SoundView Engineers & Land Surveyors, LLC for TKS Group LLC for redevelopment of a single family residence, septic, pool, patio, drainage, grading, landscaping, and driveway modifications 24' from wetlands. Tax #11-1792**

Patricia Sesto reviewed proposed project to redevelop the residential property. The new home will largely occupy the space of the existing house. The driveway will be pervious to address stormwater requirements. The rear, the yard is comprised largely of a lawned wetland and a portion of a pond. This same pond was involved in a recent review of a property on Beechcroft, where Canada geese droppings were readily observed. This site has a dense, tall buffer of herbaceous and shrubby vegetation between the pond and lawn and no evidence geese utilize the site.

The plan calls for creating an opening in the tall grasses and shrubs. Mrs. Sesto does not oppose access to the pond, however it needs to be done in such a way as to maintain the

obstructed view for geese. Additionally, she recommends the buffer be enhanced to create a 20-ft. deep buffer in the lawned wetland to further protect the pond and balance the redevelopment.

Bryan Muller of Sound View Engineers and Land Surveyors appeared before the Agency on behalf of the applicant. He concurred with Mrs. Sesto report and will modify the plans accordingly.

Stephan Skoufalos made a Motion to Approve application IWWA #2017-098 with the Standard and Special Conditions proposed by staff, seconded by Jay Schondorf, and carried 6-0-0.

6. #2017-099 – 363 Riversville Road – Redniss & Mead, Inc. for Greenwich Council Boy Scouts of America for reconfiguration of trails and construction of a boardwalk in and adjacent to wetlands. Tax #10-4035

Patricia Sesto reviewed the project to relocate a section of trail and construct a boardwalk through a wetland. The necessity to conduct this work is driven by a land swap between the Boy Scouts and the Round Hill Club. The trail wraps around a small knoll before descending into a hearty swamp. A boardwalk using the Wickcroft system is proposed. This system requires no digging as the piles rest on feet on the swamp surface. The trees in the swamp have significant gaps between them and none need to be removed to accommodate the boardwalk. Additional information regarding the logistics was requested. Mrs. Sesto added the educational value of exposing scouts to the interior of this swamp is in balance with the intrusion of the boardwalk.

Brian McMahon of Redniss and Mead, Inc. appeared before the Agency on behalf of the applicant. He explained the 11 acres of land to be swapped contains numerous trails. The Club and Scouts wish to have the scouts' trail wholly on their property.

John Conte of Conte and Conte stated the boardwalk comes in sections that are laid down one ahead of the last and are placed on the surface of the swamp. The boardwalk will alter the light regime, bringing more shade under the boardwalk. The boardwalk will be 30 inches above the surface.

Mr. McMahon clarified this trail is in addition to the old trail: The old trail will still exist and be used by equestrians. Discussion ensued regarding the need then for a new trail and why the club could not continue to allow the scouts to use the existing trail. Reasons cited for the proposal included liability and desire by the Boy Scouts to utilize their own property.

Brian Harris made a Motion to Approve application IWWA #2017-099 with the Standard and Special Conditions proposed by staff, seconded by Peter Linderth, and carried 6-0-0.

V. Agent Approvals

The Agency was provided eleven legal notices for projects approved by Authorized Agents. The projects are as follows.

1. #2017-077 – 21 Dale Drive – Frank Murray for redevelopment of a residential property with activities 20' from a wetland. Tax #09-2097/s
2. #2017-085 – 59 Rockland Lane – Richard Santarosa for repairing a failing septic system 65' from wetlands. Tax #11-1576
3. #2017-086 – 600 North Street – Lot 1 – JZ Investments, LLC for construction of a single-family residence with activities 70' from a wetland. Tax #11-3245
4. #2017-088 – 155 Parsonage Road – Meeta Vyas for a septic reserve area and construction of a residential addition, patios, and drainage system 40' from a wetland. Tax #11-3019
5. #2017-091 – 38 Frontier Road – Ali & Kenneth Goldstein for a new deck, two patios, and a spa 23' from a wetland. Tax #08-3566
6. #2017-092 – 56 Clapboard Ridge Road – Meadowlark Manor, LLC for demolition of a garage and grading 25' from a wetland. Tax #11-1257
7. #2017-095 – 25 Willowmere Avenue – Thomas Shull and Dorothy Carroll for driveway reconfiguration and expansion of house footprint 40' from a wetland. Tax #05-1039
8. #2017-097 – 120 Tomac Avenue – The Innis Arden Golf Club, Inc. for an after-the-fact approval of a cart path and drainage, 70' and 35' respectively from a pond. Tax #06-1674/s, 06-2659, 06-2956/s
9. #2017-100 – 20 Hillcrest Lane – 269 Palmer Hill Road, LLC for construction of a single-family residence with activities 65' from a wetland. Tax #12-3273/s
10. #2017-101 – 128 Weaver Street – Martin Ayre & Cecilia Devoto for repairing a failing septic system 90± feet from a wetland. Tax #09-2525
11. #2017-102 – 67 Pecksland Road – Dale Atkins & Robert Rosen for construction of an addition 32' from a wetland. Tax #10-1591

No questions or comments by the Agency made.

VI. Applications to Be Received

Chairman Brian Harris made a motion to receive the nine applications submitted as identified on the agenda and schedule them for discussion of public hearings as appropriate, at the next meeting of the Agency, second by Elliot Benton and carried 6-0-0.

VII. Other Business

a. General Procedural Discussion

None.

VIII. Violations

1. Cease and Correct Order #2017-12 – Elena Gryadovkina – 30 Sherwood Avenue for unauthorized removal of trees and other vegetation from buffer areas. Tax #10-1842

Cease and Correct Order #2017-12 was postponed due to a family emergency.

A motion to postpone the Order was made by Peter Linderoth, second by Jay Schondorf. The motion carried 6-0-0.

2. Cease and Correct Order #2017-13 – Jeffrey and Kristen Paradise – 5 Glendale Street for unauthorized removal of shrubs and other vegetation from watercourse and buffer areas. Tax #08-2041/s

Ms. Carroll-Andrews read the evidentiary documents into the record and reviewed the Violation Summary for unauthorized removal of trees and other vegetation from buffer areas. An area approximately 5 feet wide along the western side of the watercourse (140') that intersects the property was cleared of shrubs and brush. The trees along the watercourse remain. The opposite side of the watercourse, a pie-shaped area approximately 700 square feet, was also cleared of shrubs and brush.

The property owner, Jeff Paradise, addressed the agency. He called the office to report that he inadvertently cleared vegetation within a watercourse area in violation of the Agency's regulations. He had recently purchased the house at 5 Glendale Street and had landscapers doing some cleanup work that may have been too aggressive. He fully intends to comply with the directives of the agency to rectify the matter.

A motion to uphold the Order with staff recommendations to submit an application to correct by August 25, 2017, was made by Stephan Skoufalos, second by Jay Schondorf. The motion carried 6-0-0.

3. Cease and Correct Order #2017-14 – Regina Kudoyarova – 30 Vineyard Lane for unauthorized ground disturbance and wall reconfiguration 25' from a wetland. Tax # 10-3613

Ms. Carroll-Andrews read the evidentiary documents into the record and reviewed the Violation Summary prepared by Lindsay Tomaszewski for unauthorized ground disturbance and wall reconfiguration 25' from a wetland. The wall was a required demarcation associated with a previous permit for application #2004-115.

All current activity was located in the buffer of the northern wetland. No evidence of tree removal was observed, though the activity has disturbed vegetative groundcover.

Larry Liebman of S.E. Minor & Co., Inc. appeared before the Agency on behalf of Ms. Kudoyarova and conveyed the intent to comply with the agency's directives.

A motion to uphold the Order with staff recommendations to submit an application to correct the violation by a deadline of August 25, 2017 was made by Stephan Skoufalos, second by Elliot. The motion carried 6-0-0.

IX. Bond Releases

1. Application #2006-182 – Permit #2007-005 for KWTK, LLC – 30 Konittekock Road. \$2,000 bond to be returned to KWTK, LLC.
2. Application #2010-161 – Permit #2011-013 for 122 Old Church, LLC – 122 Old Church Road. The \$5,000 bond is to be returned to Sarah and Jeremy Goldstein.
3. Application #2011-146 - Order #2012-01 for Bascomb L. Thomas – 1093 King Street. The \$4,000 bond is to be returned to Bascomb L. Thomas.
4. Application #2012-085 – Permit #2012-067 for Robert A. Knox – 897 Lake Avenue. The \$3,000 bond is to be returned to Robert A. Knox.
5. Application #2013-097 - Permit #2013-109 for Leopard Tree, LLC – 11 Round Hill Club Road. The \$12,000 bond is to be returned to Leopard Tree, LLC.
6. Application #2014-082 – Order #2014-016 for Jean Claude Merz – 30 Riversville Road. The \$4,000 bond is to be returned to Jean Claude and Karen Merz.
7. Application #2015-035 – Permit #2015-040 for Jennifer A. Cahill – 12 Hedgerow Lane. The \$2,000 bond is to be returned to Jennifer A. Cahill.
8. Application #2016-008 – Agent Approval #2016-015 for Leah and Jason Butler – 530 North Street. The \$4,000 bond is to be returned to Leah and Jason Butler.
9. Application #2016-010 – Agent Approval #2016-014 for Alex Samoilescu – 19 Carriage Road. The \$4,000 bond is to be returned to Alex and Maria Samoilescu.
10. Application #2016-048 – Agent Approval #2016-037 for Paul and Lauren Ghaffari – 61 Clapboard Ridge Road. The \$2,000 bond is to be returned to Paul and Lauren Ghaffaru
11. Application #2016-055 – Permit 2016-060 for Hilary Martin Lea – 38 Cary Road. The \$500 bond is to be returned to Hilary Martin Lea.
12. Application #2016-066 – Order #2016-004 for Yongfeng He – 14 Birdsong Place. The \$850 bond is to be returned to Yongfeng He and Qi Shi.

13. Application #2016-142 – Permit 2016-137 for Calhoun Drive Association Incorporated – Calhoun Drive, Upland Drive, Angus Lane. \$2,000 bond to be returned to Olof Nelson.

A motion to release the bonds was made by Stephan Skoufalos, second by Elliot Benton and carried 6-0-0.

X. Other Business

Mrs. Sesto asked for guidance on a request for a field change at 47 Valley Drive. There is an open permit to restore a meadow and the project leader would like to average the grades above and below the old driveway. No fill would be brought in; soil would be moved from one side to the other. In response to Chairman Harris' question, Mrs. Sesto noted overland flow in this area drains parallel to the wetland, not directly to it. It was the consensus of the agency to consider this modification a field change.

XI. Adjourn

With no further business, the meeting adjourned at 9:34 p.m.

Patricia Sesto
Director