

MINUTES

GREENWICH INLAND WETLANDS AND WATERCOURSES AGENCY

August 27, 2018

Members present: Chairman Brian Harris, Vice Chairman Elliot Benton, Jay Schondorf, Bill Galvin, Norma Kerlin

Alternates present: Peter Linderoth and Alan Rossi

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

Others present: David Ginter, Redniss and Mead, Inc.; Tom Heagney, Heagney, Lennon & Slane, LLP; Bill Kenny, William Kenny Associates, LLC; Robert Brehm; Richard Feminella, Waste Water Division Manager – DPW; Larry Liebman, S.E. Minor & Co., Inc.; Jay Fain, Jay Fain & Associates, LLC; Rob Frangione, Frangione Engineering, Inc.; Eric Schwartz; John Tesei, Gilbride, Tusa, Last & Spellane, LLC; Len D’Andrea, Rocco V. D’Andrea, Inc.; Tony D’Andrea, Rocco V. D’Andrea, Inc.; Bryan Muller, Sound View Engineers & Land Surveyors, LLC; James McGee, Mariano Lozano

1. Call to Order

Chairman Brian Harris called the meeting to order at 7:02 p.m.

2. Seating of alternates

Alan Rossi and Peter Linderoth were seated.

3. Approval of draft minutes of July 23, 2018

Bill Galvin made a motion to approve the minutes of July 23, 2018, seconded by Jay Schondorf, and carried 7-0-0.

4. Director’s Report

a. Monthly Summary

Patricia Sesto reported the new website was launched earlier this month and encourage members and the audience to visit the site with a critical eye to help improve its usability. Following the customer

service satisfaction report, several permit processes are being evaluated over the course of several months. The first of the projects to be implemented is the acceptance of charge cards. The department should have this capability within the next couple of weeks.

The large influx of applications has consumed a good deal of time. Doreen Carroll-Andrews continues to work on invasive plant management at the North Street fire station.

5. Other Business

None.

I. Public Hearings

- 1. #2018-096 – 1252 & 1275 King Street; 100 Cliffdale Road – Redniss and Mead, Inc. for Brunswick School, Inc. for construction of a pedestrian tunnel under King Street, track with multi-purpose field, baseball fields, and wetland enhancement. Tax #10-1388, #10-4147, #10-1040 (first 65 days 9/26/18)**

Patricia Sesto read the list of documents into the record.

Tom Heagney of Heagney, Lennon & Slane, LLP appeared before the agency and reviewed the history and proposals associated with the application. Brunswick School acquired 27 acres on the west side of King Street, opposite their existing campus. The new East Campus will house the middle school and several new sports fields. On the East Campus, a new track & field is proposed. A tunnel under King Street is proposed to provide a safe connection between the campuses.

Busing between campuses was the first plan to transport children. This was determined to be imprudent because it didn't accommodate children who missed the bus or otherwise were out of sync with it. A bridge over King Street was considered and ultimately dismissed due to overhead power lines, ADA compliance, and a fear some children would short-cut the bridge by crossing King Street at grade.

David Ginter of Redniss and Mead, Inc. then spoke and further described the site and the three wetland areas. The wetland in the southwest of the East Campus is severely compromised with underdrains. It is vegetated by grass and mature trees. The second wetland is in the northwest corner of the East Campus and has an intermittent watercourse associated with it. Both have low functional value. The largest wetland is a wooded corridor along the western boundary of the West Campus.

The proposal includes construction of two baseball fields on the East Campus and a new track and field on the West Campus where the existing baseball and soccer fields are. A soccer field will be striped on the East Campus and does not include any regulated activities. The fields will be a mix of synthetic and natural turf.

Mr. Ginter described the plans for the tunnel, highlighting the rationale for the location. This location works well with current grades and is logistically sound, but does require 621 s.f. of the southwest wetland to be permanently impacted. To compensate, 1,960 s.f. of wetland will be created by expanding the northwest wetland.

Alternatives were considered in the same vicinity, but outside of the wetland. Both options were determined to be unacceptable due to significantly more earthwork, drainage constraints, and opportunities for the children to take a short cut across King Street rather than the tunnel.

Mr. Ginter provided an overview of each of the new fields. The new track will be eight lanes and was sited on the West Campus as the topography was more accommodating. Regrading will come to within 65 feet of the wetland to the west. The interior field will be synthetic and runoff will be detained under the field with some infiltration. What doesn't infiltrate will be metered out to discharge points to the west.

The new varsity field on the south side of the East Campus is better suited for the grades of the knoll. Overall, there will be a balance of cut and fill. Stormwater will infiltrate under the synthetic turf and excess will discharge in a balanced sub-watershed to rain gardens and infiltrators. The north end of the wetland will be altered to create a rain garden and the existing underdrains will remain. These drains will continue to discharge to the existing system which flows north. The volume and peak flows will be reduced in all storms. Effort will be made to keep the mature trees in the wetland.

The junior varsity field in the north end of the East Campus will be natural turf with underdrains. Infiltration will be provided to compensate for the dugouts.

Bill Kenny of William Kenny Associates, LLC appeared before the agency to detail the natural resources and mitigation. Site-wide, more than 130 trees and many more shrubs are proposed. Specifically, Mr. Kenny displayed photographs of the northern wetland and swale. The first 130 feet of the swale meets the criteria for an intermittent watercourse, but the remainder does not possess the minimum characteristics to retain the qualifications. The swale upstream from the first 130 feet lacks evidence of scour due to heavier grass cover.

Ms. Sesto indicated members Kerlin, Schondorf and Rossi were at the site today. She stated she believes other areas could be argued, however the value is sufficiently low to make the exercise irrelevant.

Brian Harris questioned the impact of fertilizers and pesticides on the receiving wetland. Mr. Kenny explained the state of Connecticut has laws to minimize chemical applications to school fields as part of integrated pest management. Further, the runoff that infiltrates will move laterally through the soil and provide water quality renovation.

Mr. Kenny continued his presentation, describing the southern wetland on the East Campus. This wetland is non-functioning with long-standing underdrains. Five of the mature trees will be cut to accommodate the tunnel.

Wetland mitigation will be accomplished through the elimination of lawn associated with the northern wetland. 2,400 s.f. of wetland will be enhanced and created and another 5,700 s.f. of wetland buffer will be enhanced. The basic function of the mitigation is to divert flows to increase their residence time prior to entering the watercourse under King Street.

On the West Campus, an invasive species management plan is proposed for 1.5 acres of wetland and buffer to the west of the new track and existing parking area.

Mr. Kenny summarized stating the plan in total will provide a net benefit to the properties.

In response to Mr. Harris' question, Mr. Kenny explained the reduction in runoff volumes will not negatively impact the wetland. It is preferable to have precipitation infiltrate to replenish the groundwater and slowly contribute clean, cool water to the base flow discharge of the wetland.

David Ginter returned to speak to the phasing and traffic patterns required for the tunnel. Any groundwater discharge to the work area will be pumped to dirt bags. DPW has some unresolved concerns regarding traffic management and the time of year for construction. The retaining walls will have footing drains behind them and trench drains will intercept runoff at the entrance to the tunnel. This runoff will pass through a filter to removed sediment prior to entering the drainage system discharging west of the track.

Construction of the track will create 5.5 acres of expose soil. The collective project of fields construction will be registered with CT DEEP. The track and field will be constructed once the varsity field is complete. It will have a sediment basin in the northwest corner, with two field catch basin to help get runoff to it. Further, the configuration of the track will direct and contain flows to the center. This water may need to be pumped to a properly prepared location.

The two baseball fields will likewise utilize sediment basins to control water quality.

Chairman Harris called for public comment.

With no comments from the public, Chairman Harris made a motion to close the hearing, seconded by Jay Schondorf, and carried 7-0-0.

Elliot Benton made a motion to direct staff to draft a resolution of approval for IWWA 2018-096 for review at the next meeting, seconded by Jay Schondorf, and carried, 7-0-0.

II. Consent Approvals

- 1. #2018-069 – 0 West Brother Drive – Scott Kloster for The Milbrook Corporation for repairs to stone wall and replacement of walkway along the watercourse within wetlands. Tax #01-1244 (first 65 days 9/26/18)**
- 2. #2018-086 – 43 Hunting Ridge Road – Frangione Engineering, LLC for Christine Nardi for construction of a single family residence and septic system 34' from wetlands. Tax #11-2060 (first 65 days 9/26/18)**
- 3. #2018-091 – 51 Weaver Street – CDM Smith for Greenwich Department of Public Works Wastewater Division for rehabilitation of sanitary sewer 5' from wetlands. Tax #07-1078/s**
- 4. #2018-094 – 55 Holly Hill Lane – CDM Smith for Greenwich Department of Public Works Wastewater Division for rehabilitation of sanitary sewer in wetlands. Tax #03-4012/s**

Brian Harris made a motion to approve the applications listed above for consent approvals, seconded by Bill Galvin, and carried 7-0-0.

III. Pending Applications

- 1. #2018-061 – 14 Cedarwood Drive – S.E. Minor & Co., Inc. for Matthew and Terresa Cantlon for demolition and reconstruction of the residence, pool, drainage, and landscaping 22’ from wetlands. Tax #11-1196 (first 65 days 8/29/18) BC**

Patricia Sesto reviewed the elements of the proposal. At the last meeting, the agency directed the applicant to investigate alternatives which would preserve a greater portion of the upland review area. The applicant repositioned the rain garden six feet further from the wetland, planned to have it vegetated with native herbaceous plants, and reduced the size of the rear yard, protecting several trees previously planned for removal.

With the submitted changes, Ms. Sesto stated the plan satisfactorily addressed the previously expressed concerns.

Jay Schondorf, Norma Kerlin and Alan Rossi were identified as having visited the site.

Larry Liebman, S.E. Minor & Co., Inc. appeared before the agency. He clarified the trees on the plan identified as “future” plantings are outside the upland review area and are intended to address screening concerns of the property owner. He agreed to include a limit of yard demarcation pursuant to Ms. Sesto’s request.

Elliot Benton made a motion to approve IWWA 2018-061, with the conditions proposed by staff, seconded by Peter Linderoth, and carried, 7-0-0.

- 2. #2018-051 – 581 & 585 West Putnam Avenue – Joseph F. Risoli, P.E., LLC for Putnam 600 Acquisition & 585 West Putnam LLC for demolition of buildings and parking lots, and construction of a 4-story building, parking garage, drainage, and associated grading 25’ from wetlands. Tax #07-2163, #07-2164 (second 65 days 9/28/18)**

Bob Clausi reviewed the application and his staff report. These properties had previously applied under application #2017-183, which was withdrawn in April, 2018. The proposal is an intense reworking of the property and will result in better management of stormwater than what currently exists.

As with the last application, sewer capacity is an issues. The applicant has been working with DPW and identified the bottleneck in the system. Additionally, a sewer main runs under the building in an easement. DPW would like to see this situation corrected.

John Tesei of Tusa, Last & Spellane, LLC appeared before the agency. He reiterated talks with DPW are underway and have been productive. The area of sewer repair is located on the

town's Holly Hill property. Here the sewer line goes from an 18-inch pipe down to a 12-inch pipe, then back up to an 18-inch pipe. Repair of the line is a public/private partnership.

Ms. Sesto noted, since repair of the sewer is an integral part of the proposed development, the scope of the application needs to reflect this. The applicant will be out of time as of the September meeting.

Chairman Harris made a motion to delay action on IWWA 2018-051, seconded by Bill Galvin, and carried, 7-0-0.

IV. New Applications For Review

- 1. #2018-059 – 33 Laub Pond Road – S.E. Minor & Co., Inc. for Paul Roche for construction of a pool, pool house, garage addition, service access/drive, and drainage 34' from wetlands. Tax #10-2588 (second 65 days 11/2/18)**

Bob Clausi reviewed the application and his staff report. The agency reviewed this property for a permit application in 2015. Then the pool was initially proposed 40 feet from the pond and wetland, and eventually the pool was deleted from the scope of the project. The new application includes the pool, set 80 feet from the pond and wetland, along with driveway reconfiguration and house additions.

Mr. Clausi stated he has been in touch with the applicant's agent starting in June to convey issues regarding the drainage. DPW indicated the existing rain garden could not serve the new impervious surfaces. No revised plans have been submitted. The applicant has until the October meeting to rectify this issue.

Larry Liebman, S.E. Minor & Co., Inc. appeared before the agency and requested action on the application be delayed.

Elliot Benton made a motion to delay action of IWWA 2018-059 seconded by Jay Schondorf, and carried, 7-0-0.

- 5. #2018-063 – 8 Burning Tree Road – Environmental Land Solutions for Kristopher and Erica Spraker for completion of a planting plan as approved by the IWWA to satisfy the Cease & Correct Order #2018-04. Tax #11-2483 (first 65 days 8/29/18) DCA**

Doreen Carroll-Andrews reviewed her staff report. This application was submitted to correct a violation. Fifteen to twenty trees, sized 2-20 inches dbh, and shrubs were selectively cut over an 18,000 s.f. area adjacent to a wetland. The submitted restoration plan is appropriate and Ms. Carroll-Andrews recommended an Order to Correct be issued. The provided conditions should be revised to set a deadline of 9/12/18 for items 1 & 2, 9/19/18 for #3, and 10/1/18 to implement.

Kris Spraker, homeowner, appeared before the agency and requested the application fee be reduced from the after-the-fact filing fee. He also requested the date for completion of implementation be set for the end of October and if tree trimming is alright.

Doreen Carroll-Andrews advised the planting should be completed no later than October 15 to be certain there is enough time within the growing season.

Brian Harris stated he was not inclined to reduce the filing fee as violations require a good deal more staff time than regular applications. The consensus of the agency was to support Chairman Harris' position.

Bill Galvin made a motion to issue an Order to Correct IWWA 2018-063 with the General Conditions and Special Conditions REVISED by staff, seconded by Elliot Benton, and carried, 7-0-0.

6. #2018-078 – 55 Buckfield Lane – S.E. Minor & Co., Inc. for John Lipman for repair/replacement of a culvert within wetlands. Tax #10-2459 (first 65 days 9/26/18)

Bob Clausi reviewed his staff report. This proposal finishes out an effort to replace a failing drainage system in the yard of the subject property. That drainage discharges to a culvert under Buckfield Lane and this culvert needs to be replaced. The new culvert will be set in one day and will mimic current invert and outlet elevations.

Larry Liebman, S.E. Minor & Co., Inc. stated his concurrence with staff recommendations.

Jay Schondorf made a motion to approve action of IWWA 2018-078 with the General Conditions and Special Conditions proposed by staff, seconded by Norma Kerlin, and carried, 7-0-0.

7. #2018-079 – 29 Byfield Lane – Adrian and Karen Ghinculov for tree removal adjacent to wetlands. Tax #11-2468 (first 65 days 9/26/18)

Patricia Sesto reviewed the application, noting the supporting documentation was incomplete and the request for trees to be removed lacked needed specificity. The applicant was resistant to spending more money for an arborist's report and accurate mapping to justify the removal of 22 trees. She suggested they then focus on the trees which are obviously in decline or reasonably threaten the house. With this criteria, eight trees would be removed and no further documentation would be necessary.

Jay Schondorf, Norma Kerlin and Alan Rossi were identified as having visited the site and spoke with the applicant regarding his intent. They concurred with Ms. Sesto's account of the conditions. In the absence of definitive mapping, Ms. Sesto suggested staff be required to meet with the contractor to review which trees are authorized for removal.

Elliot Benton made a motion to approve of IWWA 2018-079, with the General and Special Conditions provided by staff and the additional Special Conditions that staff meet with the contractor to confirm the trees to be removed and the work is limited to eight trees, seconded by Bill Galvin, and carried, 7-0-0.

8. #2018-080 – 110 Glenville Road – Rocco V. D’Andrea, Inc. for Stillman Court, LLC for 4-lot subdivision 65’ from wetlands. Tax #07-9027, #07-9026, #07-2222, #07-2699, #07-1295, #07-2698 (first 65 days 9/26/18)

Patricia Sesto described the four-lot subdivision, which also includes a one-acre parcel of open space. The only wetlands on-site are in the southwest corner of the open space. Additionally, a probable vernal pool is adjacent to the wetland, but wholly off-site.

The open space parcel has an old dirt pile which should be removed, invasive species which should be managed to better protect the wetland and vernal pool, and the wetland has incurred landscape dumping adjacent to the gate in the neighbor’s fence. The applicant was informed of the debris and is addressing the situation with the neighbor.

Jay Schondorf, Norma Kerlin and Alan Rossi were identified as having visited the site.

Tony D’Andrea of Rocco V. D’Andrea, Inc. addressed the agency to provide further background information. William Kenny Associates, LLC will prepare a plan to enhance the open space. Mr. D’Andrea concluded with a statement of agreement regarding Mrs. Sesto’s recommendations.

Peter Linderoth made a motion to approve action of IWWA 2018-080 with the General Conditions and Special Conditions proposed by staff, seconded by Bill Galvin, and carried, 7-0-0.

9. #2018-082 – 6 & 10 Glenville Street/328–340 Pemberwick Road – Jay Fain & Associates, LLC for Steve Schactor/Mill Management Inc. for construction of retaining walls and terraces adjacent to watercourse. Tax #09-1025/s, #09-3808/s, #09-3810/s, #09-3809/s, #09-1040/s (first 65 days 9/26/18)

Patricia Sesto reviewed the proposal to convert commercially used buildings to mixed use, including residential. The buildings flank the Byram River. Work will consist of select tree removal, plantings, construction of patios, some storm drainage improvements.

Jay Schondorf, Norma Kerlin and Alan Rossi were identified as having visited the site.

John Tesei of Tusa, Last & Spellane, LLC appeared before the agency. He indicated the “1981 Building” will be converted from all offices to a mix of office on the first floor and residential units on the others. The “1881 Building” will be fully converted to residential use and the other building will continue to be mixed use.

Jay Fain of Jay Fain & Associates, LLC presenting information regarding the exterior work planned. The storm drainage system is ad hoc; it is complex and despite attempts to sort out the piping, they were met with few answers. The scope of exterior work is limited. Where possible, impervious surfaces that are to be altered, will be replaced with pervious cover. The grassed areas on the west side of the river will be converted from blue grass to tall fescue, which is disease and drought tolerant. In total, the plan calls for 6,000 s.f. of lawn to be replaced with native plants, many of which support pollinators.

Pursuant to Ms. Sesto's recommendations, vegetation associated with the retaining walls of the river channel will be removed except for where it serves to anchor soils. The weep holes atop the wall will have plantings added to assist in filtering overland flow prior to discharge to the river.

Elliot Benton made a motion to approve action of IWWA 2018-082 with the General Conditions and Special Conditions proposed by staff and the additional condition the invasive removal plan be approved by staff, seconded by Jay Schondorf, and carried, 7-0-0.

10. #2018-083 – 41 Meadow Wood Drive – S.E. Minor & Co., Inc. for Huimin Zhang & Bing Xi for construction of a tennis court, drainage, driveway revisions and walkways 16' from wetlands. Tax #04-2297 (first 65 days 9/26/18)

Patricia Sesto reviewed the application and her staff report. The proposed regulated activity consists of constructing a tennis court 16 feet from a wetland pocket. The court will be constructed partially over existing driveway and partially within the vegetated area adjacent to the wetland. To the west of the wetland, a steep embankment rises up to I-95. It is unclear how the construction of the highway influenced the wetland. Is this a remnant of a larger system or created by the highway? Regardless, the functional value of the wetland does not warrant greater protection than what is proposed by the applicant.

Jay Schondorf, Norma Kerlin and Alan Rossi were identified as having visited the site.

Larry Liebman of S.E. Minor & Co., Inc. provided some history of the area, noting it was the Bush Quarry prior to the construction of I-95. The wetland was created by the highway and is of low quality. Kudzu was identified as one of the species in the wetland.

Mr. Liebman discussed the alternatives considered and the various constraints. A planting plan and revision to the E&S control plan are forthcoming, consistent with staff recommendations.

Discussion ensued regarding the appropriate response to the presence of kudzu. While it has not spread, it should be eliminated.

Peter Linderoth made a motion to approve IWWA 2018-083 with conditions to be determined by staff based on testimony and the agency's standard General and Special Conditions, seconded by Norma Kerlin, and carried, 7-0-0.

11. #2018-085 – 27 Ridge Brook Road – Frangione Engineering, LLC for Vernard Bond for construction of a residential addition, patio, and curtain drain 6' from wetlands. Tax #11-1172 (first 65 days 9/26/18)

Mr. Clausi reviewed the proposal and his comments and recommendations. The proposal qualifies for drainage improvements associated with the addition of 500+ s.f. of impervious coverage. This will be satisfied by disconnecting the leaders. The proposed special condition #1 needs to be revised to reflect this recent change.

Rob Frangione of Frangione Engineering, Inc. appeared before the agency and concurred with staff recommendations.

Peter Linderoth questioned the connection of the sump pump to town drainage. Mr. Frangione explained the pump already discharges to the system; this is just a matter of moving the discharge point.

Elliot Benton made a motion to approve action of IWWA 2018-085 with the General Conditions and Special Conditions proposed by staff, seconded by Bill Galvin, and carried, 7-0-0.

12. #2018-087 – 11 Old Forge Road – Sound View Engineers & Land Surveyors for Marco Schnabl & Maria G. Herrmann for construction of residential additions, deck, and drainage 10' from wetlands. Tax #11-2664 (first 65 days 9/26/18)

Elliot Benton left the room.

Patricia Sesto reviewed the application and her staff report. This property was before the agency within the last year or so for a pool. The current proposal is for two additions. The one addition is over a ditch that does not qualify as a wetland. The second addition is close to an intermittent watercourse, but allows an area of driveway to be pulled back from that watercourse. She is recommending the area between the reconfigured driveway and watercourse be enhanced with plantings and the mature trees in close proximity to the addition be adequately protected from construction activities.

Bryan Muller of Sound View Engineers and Land Surveyors appeared before the agency. He agreed with the comments made by Mrs. Sesto and added the reconfigured driveway will be pervious pavement.

Norma Kerlin made a motion to approve action of IWWA 2018-087 with the General Conditions and Special Conditions proposed by staff, seconded by Jay Schondorf, and carried, 6-0-0.

13. #2018-097 – 424 Stanwich Road – James McGee to correct violations within wetlands. Tax #11-2233 (first 65 days 9/26/18)

Elliot Benton returned to the meeting.

Doreen Carroll-Andrews reviewed her staff report, noting the soils report only covered a portion of the property. The intention of the homeowner was to address drainage problems originating from Stanwich Road. Soil was deposited and some plantings were added along the road. There is evidence of fill or disturbed soil off the side of the driveway at the wetland boundary. Overall, it is difficult to say what work took place and the application documentation is too vague to help piece it together. The applicant proposes to replant, but the planting plans do not sufficiently convey what and where the plantings will be.

In the absence of proper planting plans, Ms. Carroll-Andrews recommended six trees and 12 shrubs be planted as depicted on an upgraded planting plan

James McGee, property owner, responded to the report. The violation took place in existing lawn and the objective was to stabilize the roadside. Drainage from the road was causing damage. The apparent disturbance off the end of the driveway is the result of removing a large pile of debris left behind by previous owners.

Brian Harris confirmed Mr. McGee was in agreement with staff recommendations.

Peter Linderoth made a motion to issue an Order to Correct IWWA 2018-097 with the General Conditions and Special Conditions by staff, seconded by Jay Schondorf, and carried, 7-0-0.

V. Applications To Be Received

Chairman Harris made a motion to receive the sixteen applications listed on the agenda, seconded by Elliot Benton, and carried 7-0-0.

- 1. #2018-099 – 9 Heather Lane – Murphy Bros. Landscaping, LLC for Alan and Silvana Wheeler for replacement of failing septic system. Tax # 10-2697 (first 65 days 10/31/18)
DCA**
- 2. #2018-100 – 36 Meadow Road – S.E. Minor & Co., Inc. for John Melvin for construction of a detached garage 65’ from wetlands. Tax #05-1382 (first 65 days 10/31/18)**
- 3. #2018-101 – 8 Wyckham Hill Lane – Murphy Bros. Landscaping, LLC for Chenquang Zhu for septic system replacement area 68’ from wetlands. Tax #11-3120 (first 65 days 10/31/18)**
- 4. #2018-103 – 37 Andrews Farm Road – Barbara Wilson Landscape Architects, LLC for 37 AFR, LLC for removal of dead trees from a forest 70’ from wetlands. Tax #11-3158 (first 65 days 10/31/18)**
- 5. #2018-104 – 50 Cutler Road – Town of Greenwich, DPW for installation of underground 10,000 gal. precast concrete fire protection cistern and hydrant piping 43’ from wetlands. Tax # 10-2109 (first 65 days 10/31/18)**
- 6. #2018-105 – Sunshine Avenue over Binney Park Brook – GM2 Associates, Inc. for Town of Greenwich, DPW for replacing existing bridge and extending upstream culvert within a watercourse. Tax #12-1757 (first 65 days 10/31/18)**
- 7. #2018-106 – 70 Bedford Road – Sound View Engineering & Land Surveyors for Mirash Dedvukaj for demolition of the existing dwelling, and construction of a new single family residence, driveway, septic system, and drainage system 56’ from wetlands. Tax #10-1568 (first 65 days 10/31/18)**
- 8. #2018-108 – 241 Valley Road – Christopher Graves for carport renovation with residential addition 35’ from wetlands. Tax #08-1091/s (first 65 days 10/31/18)**

9. **#2018-109 – 35 Hidden Brook Road – Rocco V. D’Andrea, Inc. for Thomas and Mary Stein for demolition of pool and patio and construction of residential addition 55’ from wetlands. Tax #05-1630 (first 65 days 10/31/18)**
10. **#2018-110 – 54 Old Mill Road – Edward G. Davis, AIA for Alan and Lori Murray for construction of a residential addition and reconfiguration of deck 50’ from wetlands. Tax #10-1744 (first 65 days 10/31/18)**
11. **#2018-111 – 16 Lakeview Drive – Edison Carabali for Mariano Carlos Lozano to maintain a stone path and floating dock within wetlands. Tax #12-2054 (first 65 days 10/31/18)**
12. **#2018-112 – 0 Hendrie Avenue – Redniss & Mead, Inc. for construction of a single family residence and associated site work 2’ from wetlands. Tax #05-2916 (first 65 days 10/31/18)**
13. **#2018-113 – 32 Wesskum Wood Road – Redniss & Mead, Inc. for demolition of a dwelling and construction of a single family residence and associated site work 5’ from wetlands. Tax #05-1457/s (first 65 days 10/31/18)**
14. **#2018-114 – 24 Desiree Drive – Rocco V. D’Andrea, Inc. for Francisco Gonzalez & Jeannette Baez for extension and repair of existing retaining wall and regrading of steep slopes 105’ from wetlands. Tax #08-1183 (first 65 days 10/31/18)**
15. **#2018-115 – 43 Doubling Road – Rocco V. D’Andrea, Inc. for William & Melissa Nook for construction of an in-ground pool, retaining walls, and related landscaping improvements 30’ from wetlands. Tax #11-3127 (first 65 days 10/31/18)**
16. **#2018-116 – 269 Palmer Hill Road – Rocco V. D’Andrea, Inc. for 269 Palmer Hill, LLC for construction of a single family residence, driveway, pool, retaining walls, associated site drainage, and utilities 24’ from wetlands. Tax #12-1360/s (first 65 days 10/31/18)**

VI. Agent Approvals

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

1. **#2018-077 – 14 Baldwin Farms South – Rocco V. D’Andrea, Inc. for Edward Sugar for proposed pool, patio, walls, fence and landscaping 50’ from wetlands. Tax #10-3680**
2. **#2018-081 – 31 Khakum Wood Road - Rocco V. D’Andrea, Inc. for Greenwich Associates, LLC for residential addition, driveway modifications, drainage installation, and landscaping 70’ from wetlands. Tax #10-1649**
3. **#2018-084 – 125 Lower Cross Road – S.E. Minor & Co., Inc. for Robert & Anne Ivanhoe for construction of a residential addition, patio, and pergola; driveway modification, and drainage system 40’ from wetlands. Tax #11-1624**

4. **#2018-088 – 0 Angelus Drive – CDM Smith for Greenwich Department of Public Works Wastewater Division for rehabilitation of sanitary sewer 30' from wetlands. Tax #10-9058**
5. **#2018-089 – 9 Muriel Place – CDM Smith for Greenwich Department of Public Works Wastewater Division for rehabilitation of sanitary sewer 28' from wetlands. Tax #09-2800/s**
6. **#2018-090 – 11 Muriel Place – CDM Smith for Greenwich Department of Public Works Wastewater Division for rehabilitation of sanitary sewer 30' from wetlands. Tax #09-2801/s**
7. **#2018-092 – 591 West Putnam Avenue – CDM Smith for Greenwich Department of Public Works Wastewater Division for rehabilitation of sanitary sewer 10' from wetlands. Tax #07-2155/s**
8. **#2018-095 – 68 Butternut Hollow Road – Joseph F. Risoli, P.E. LLC for Joana & Timothy Fallon for construction of a pool, pool house, and terrace 50' from wetlands. Tax #11-2011**
9. **#2018-098 – 647 Lake Avenue – Earth Image, LLC for DMC Advisors, LLC for installation of a deer fence adjacent to wetlands. Tax #11-1850**
10. **#2018-102 – 4 Birdsong Place – Bob and Karyn Perchard for a residential addition 19' from wetlands.**
11. **#2018-107 – 41 Sawmill Lane – Baumeister, Inc. for Rumiko Tokuhiko for construction of a residential addition and replacement of a deck and septic system 80' from wetlands. Tax #11-2738**

There were no questions or comments.

VII. Violations

1. **Cease and Correct Order #2018-10 – for Mariano Lozano - 0 & 16 Lakeview Drive. Unauthorized stone path, steps and wall on a slope adjacent to a wetland and pond, and an unauthorized floating dock. Tax # 12-9019**

Doreen Carroll-Andrews reviewed her Violation Summary for unauthorized stone path, steps and wall on a slope adjacent to a wetland and pond, and an unauthorized floating dock.

Staff was notified that a dock had been installed on the Mianus Pond and that stone steps were being installed leading down to it. Installation of the steps was in progress on an open space parcel. The work was initiated by the property owners of 16 Lakeview Drive who purchased the home in January 2014.

The previous owners were required to implement a restoration planting plan along the slope of the open space parcel after an unauthorized clearing. The plantings were deemed acceptable and the bond released in April 2013. It is not clear at this time whether or not woody vegetation was removed for the installation of the walking path, steps or dock. According to the contractor, vegetation was not removed.

The work installing the steps is being done by ELJ Construction. A Stop Work Order was issued to the property owners by mail and hand delivered to the contractor during public counter hours on July 26, 2018.

Cease and Correct #2018-10 was sent to the property owners via certified and regular mail on August 20, 2018.

Doreen Carroll-Andrews recommended the Agency maintain Cease & Correct Order #2018-10.

Mariano Lozano, property owner, appeared before the agency and agreed to follow the directives of the order. He stated none of the plantings Ms. Carroll-Andrews referenced were removed by him. The purpose of the work is to provide safe access to the pond.

Brian Harris made a motion to uphold the cease and correct order, seconded by Jay Schondorf, and carried 7-0-0.

VIII. Other Business

None.

IX. Adjourn

With no further business, the meeting adjourned at 10:05 p.m.

Patricia Sesto
Director