DRAFT

MINUTES
October 26, 2020

In attendance: Chairman Brian Harris, Vice Chairman Elliot Benton, Stephen Skoufalos, Joe Rogers, Jay Schondorf, Norma Kerlin, Peter Linderoth, and Klaus Jander

Also in attendance: Patricia Sesto, Director; Robert Clausi, Senior Wetlands Analyst; Doreen Carroll-Andrews, Senior Compliance Officer, Anthony D'Andrea, D'Andrea Surveying & Engineering, P.C.; Matt McCullough; William Kenny, William Kenny Associates LLC, Bret Holzwarth, P.E., Redniss & Mead; Matt Popp, Environmental Land Solutions; Gabriella Circosta-Cohee's, Senior Civil Engineer.

Agency Session – 7:00 p.m.

1. Call to Order

Chairman Brian Harris called the meeting to order at 7:00 pm.

2. Seating of alternates

Peter Linderoth was seated.

3. Review and approval of draft minutes of September 28, 2020 meeting.

Stephan Skoufalos made a motion to approve the minutes as drafted, seconded by Elliot Benton and approved, 7-0-0.

4. Director’s Report

Patricia Sesto noted departments have been asked to provide metrics demonstrating their workloads during the COVID shutdown. This department has maintained its level of inspections, permits, etc. While the walk-in counter has been closed, virtual counter was

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An Equal Opportunity Employer, M/F/H
established using wetlands@greenwichct.org. For the second and third quarters of this year, there were over 3,000 messages sent to the address, and roughly half of those would account for customer interaction similar to the in-person counter. In the same time period in 2019, 25 emails were received.

5. Other business

None.

**Consent Approval**

The agency reordered the agenda to consider applications for consent approval first.


With some members not receiving application materials in advance of the meeting, IWWA 2020-126 was moved to “New Applications for Review.”


4. **#2020-134 – 10 Glendale Street, 25 Tremont Street, 26 Tremont Street** - Town of Greenwich, DPW for sanitary sewer rehabilitation adjacent to watercourse. Tax #’s 08-1006/s, 08-2886/s, 08A-1356/s.


7. **#2020-137 – 32 Mary Lane** - Town of Greenwich, DPW for sanitary sewer rehabilitation adjacent to wetlands. Tax #12-1727/s.


Elliot Benton made a motion to approve applications listed for consent approval, except 2020-126, seconded by Joseph Rogers, and carried 7-0-0.
Robert Clausi introduced the application and read the list of documents into the record. The proposal calls for the construction of a semi-above ground pool 12 feet from a watercourse and five feet from a wetland. The applicant is proposing to plant four trees, shrubs and herbaceous plants as mitigation. During his site inspection, Mr. Clausi saw 3-4 large trees had been recently removed and the property owner had explained an arborist deemed them hazardous.

At the time the parcel was permitted and developed in the late 1990’s, the record clearly indicated the lot was tight. As part of the permit, a line of boulders was required to mark the area west of the deck as past the limit of lawn. Based on aerial photos, the evidence shows the boulders were moved from the south side of the deck between 2016-2018 and during the tenor of the current owners. Lawn now covers the length of the property to the rear of the house and driveway and extends to the watercourse.

The applicant submitted with the assumption they qualified for a drainage exemption as the pool is under 1,000 s.f. at 900 s.f. An unpermitted shed was discovered, which pushes the new impervious area over 1,000 s.f. and requires a full drainage report.

Mr. Clausi went on to describe the protections put in place when the house was permitted and how the pool violates those protections. The ecological evaluation does not discuss the value of wetland and watercourse buffers and is therefore deficient. Three alternatives were submitted, but do not satisfy the criteria set forth in the regulations. The mitigation plan is likewise inadequate.

Brian Harris questioned the status of the expansion of lawn and removal of the boulder demarcation; wouldn’t this qualify as a violation. Robert Clausi responded that yes, in the absence of this application where the deviations from the 1998 approval can be corrected, this is a violation.

Tessa Jucaite, P.E. and agent for the applicant addressed the agency to state she will be responding to Mr. Clausi’s comments.

Peter Linderoth stated he would like to see the previously approved demarcation put back.

Norma Kerlin stated for the record she visited the site. Elliot Benton noted the existing conditions plan labels the rocks as a retaining wall. This should be corrected to accurately identify them as the limit of lawn marker. Further, he considers no pool a feasible and prudent alternative. Chairman Harris echoed this, stating, based on what has been provided to date, he does not see a pool as a viable project.

Ms. Jucaite clarified the pool is largely above ground, with excavation only needed for the deep end.

There was no public comment offered. The hearing was continued to the next meeting of the agency.
2. #2020-119 – 42 Dublin Hill Drive - Parcel B – Rocco V. D’Andrea Inc. for LMB Dublin Hill LLC for construction of single family residence, driveway, pool, retaining walls, septic system and drainage within wetlands. Tax #08-2590.

Robert Clausi read the list of documents into the record and described the project to develop a single family home, with a detached garage, pool, and a driveway that crosses a wetland. The previous application was denied for six reasons. Mr. Clausi reviewed the reasons and changes that have been made to address them. The proposal includes a phasing plan and better tree protection. The previous plan consumed 75% of the upland review area between the wetlands and had activities as close as 35 feet. The revised plan consumes 50% of the upland review area and disturbance is greater than 35 feet from the wetland. The previously rescinded conservation easement and alternate driveway have not been reintroduced. Seventy canopy trees are to be removed and 30 understory trees are proposed as mitigation. Mr. Clausi cited this mitigation needs to be explained. The applicant used the draft conditions of approval, later declined by the agency, as a guide for this submission.

Mr. Clausi reviewed the letter submitted by Mr. Rossi, explaining many of his comments were not in the purview of the agency.

William Kenny, of William Kenny Associates LLC, addressed the agency. He stated 25% of the site will be permanently consumed by development. The pool is now 100 feet from the wetland; a 20 foot increase over the previous proposal. Disturbance limits to the south have increased from 60 feet to 75 feet, and the buffer southeast of the garage has increased by 40 feet.

Mr. Kenny spoke to the number of canopy trees to be cut. Given the lot is presently wooded and undeveloped, the high number of tree loss is expected. The mitigation plan proposes understory trees to provided more effective shading into the woods than a mature canopy would in the long term.

Robert Clausi supported this reasoning and urged shade trees be installed where canopy breaks exist and other locations, as the site allows, including along the driveway at the wetland crossing.

Elliot Benton questioned why the conservation restriction once proposed north of the wetlands was withdrawn. Mr. Kenny explained that with the extent of restoration and minimizing the area of disturbance, an easement to restrict the northern portion of the lot was out of balance. Further, any work proposed would have to come before this agency.

Stephan Skoufalos questioned the development as it relates to the off-site vernal pool. William Kenny responded the priority is to protect at least 75% of the first 100 feet around the pool, which is wholly intact for the subject pool and this project is greater than 100 feet away. Second concern is to protect at least 50% of the Critical Terrestrial Habitat comprised by the area 100-750 feet from the pool. The site falls within the CTH of the pool and after development, the pool’s CTH would be comprised of 54% forested land, 4% higher than the minimum target. Mr. Kenny presented this information via his Land Cover Map.

Chairman Harris called for public comment.
Stephan Skoufalos further questioned Mr. Kenny to discuss what impact this proposal would have on the vernal pool. This has not been sufficiently covered in the application material. Mr. Kenny responded forested CTH served as the upland habitat and movement corridors. The extent of development on this lot will still provide these habitat features in support of amphibian vernal pool species.

Ms. Sesto questioned the location of the pool fence, recommending it be placed close to the pool and be constructed to exclude amphibians.

After further debate, the hearing was continued to the next meeting, so the applicant can provide an updated Land Cover Map showing the revised limit of development, a revised site plan to show the location of the pool fence and detail of same, written documentation to substantiate the development will not impeded amphibian movement, and an alternative showing the pool moved further east.

Jim Hoffman, SBP, and applicant reitterated an easement on the north side of the wetland is not warranted because the IWWA regulations are sufficient to ensure protection of the area. Additionally, SBP’s subdivision next door already provided open space and a conservation easement.

With no further discussion, the hearing was continued to the November meeting of the agency.

3. #2020-121 – 90 Harding Road – Town of Greenwich for demolition and reconstruction of Eastern Greenwich Civic Center 4’ from wetlands. Tax #06-4689/s.

Robert Clausi read the list of documents into the record and described the project to reconstruct the Eastern Greenwich Civic Center. The reconstruction will include reconfigured parking and drainage improvements that are five feet from a lawned wetland. There are no direct wetland impacts or reason expect significant impacts to wetlands or watercourses. The project was raised to the level of public hearing due to the expectation of public interest. Accordingly, section 10.3 of the regulations is not applicable.

The application reflects guidance provided by Ms. Sesto during the design phase and the Town tree warden has advised grading for the rain garden come no closer than 15 feet to the trees to be saved.

Mr. Clausi noted the biobasins are shown with underdrains. The maximize their benefit, the applicant has been asked to see if removing the underdrains is feasible.

Alan Monelli, DPW, addressed the agency and explained there are a good number of regulatory and design considerations that had to be balanced. Sixty trees existing in the project area and of those, 11 will be removed and another 7 smaller or dead trees will also be removed.

Mr. Harris inquired about soil testing and the need for dewatering the foundation whole and footing drains. Mr. Monelli stated, while a basement currently exists, there will be no basement with the new building. Soil testing has been conducted and they are clean.

Mr. Harris called for public comment. There was none.
Elliot Benton moved to close the hearing, seconded by Stephan Skoufalos, and carried, 7-0-0.

Elliot Benton made a motion to approve IWWA#2020-121 with standard conditions and the special conditions provided by staff, seconded by Peter Linderoth and carried, 7-0-0.

4. #2020-125 – Sound Beach Avenue Bridge – Town of Greenwich – for replacement of bridge over Laddins Brook and intersection improvements.

Robert Clausi read the list of documents into the record and described the project to replace a bridge on Sound Beach Avenue at the Harding Road intersection. The superstructure is in poor condition and must be replaced. The current configuration has a center support, which along with the sediment accumulated in the northern side, will be removed. The elevation of the roadway will reflect sea level rise and associated fill will occur in wetlands along with some riprap.

Mr. Clausi described the methodology. Cofferdams will be used to isolate the northern side of the channel to facilitate sediment removal and the northern side of the culvert. Cofferdams will be then moved to isolate the flow from the construction. The 5,500 s.f. staging area is shown northeast of the bridge. The tree warden has expressed a desire to retain the trees and shrubs in the area. These will be monitored for several years and replaced if they die.

A geotextile overlay is recommended in the lawned wetland to keep material from being pushed into the wetland soils. The planting plan needs to be revised to include restoring the staging area and enhancing the proposed plants on the streambank. Given the extent of erosion, plants with more substantial root systems are warranted.

James Michel, Deputy Commissioner, DPW, reiterated Mr. Clausi’s description, noting this is a straight forward bridge replacement.

The hearing was opened to public comment.

Elben Walker addressed the agency. He questioned the size of the new bridge compared to the bridge upstream on Harding Road. Mr. Michel stated the Harding Road bridge and the proposed bridge are similar in width, with the new Sound Beach Ave. bridge being slightly larger. Discussion ensued regarding hydrostatic head, current flood patterns of the two stream crossings, and what can be expected with the new bridge. Because the current bridges overtop the road, there will be no change in volume passing. The change will be the new bridge will allow the flows to go underneath the road. Will Asch questioned flooding due to tidal water. Mr. Michel responded tidal flooding will still happen. The Town’s consulting engineer, Raju Vasamsetti, Milone and MacBroom, inc. stated a full battery of studies have been conducted and the new bridge will not impede or otherwise alter flood conditions. The bridge itself will not overtop, but flood waters will find their way around the bridge as they do now.

Rita Baker continued the discussion regarding flooding associated with the Harding Road bridge, to which Mr. Michel again confirmed nothing will change by replacing the Sound Beach Ave. bridge.
Ms. Sesto summarized bridges are brought up to current engineering standards once it is time to replace them. This may mean bridges upstream do not have the same capacity and will remain a pinch point until they are replaced.

Renee Seblatnigg asked what the outlook for the Harding Road Bridge was. Mr. Michel stated the bridge is rated “fair” and accordingly, is not yet on the planning horizon for replacement.

With no further public comment, Brian Harris made a motion to close the hearing, seconded by Elliot Benton, and carried 7-0-0.

Brian Harris made a motion to approve IWWA 2020-125 with the standard conditions and special conditions proposed by staff, seconded by Joseph Rogers, and carried, 7-0-0.

5. #2020-142 – 148 Glenville Road – Redniss & Mead for Indian Spring Limited Partnership for dredging of a pond. Tax #’s 10-1317/s, 10-9078, 10-9012.

Robert Clauzi read the list of documents and described the project. Indian Spring Pond is approximately six acres in size and 100 years old. The proposal is to dredge 6,000 c. Y via hydraulic dredging and discharge the sediment into geotextile tubes. The scrub/shrub meadow at the head of the pond will not be disturbed and an emergent shelf will be maintained around the periphery of the pond.

He cited the application documents that state hydraulic dredging is less disruptive as it does not require the pond to be drained.

The north side of the pond and the spoils deposition area will be accessed via a service road off of Zachariahs Meade Lane. Access will only be needed to bring initial supplies and equipment in and to close up the project. Spoils will stay on-site. The wet pockets along the road will be protected with silt fence. The sediment has been tested for contaminants and is clean.

The dredging is proposed for the spring of 2021 and is expected to take 4-6 months. Spoils dewatering is expected to take six months. At the end of dewatering, the spoils will be spread in two meadow areas and the application includes a good plan to reestablish the meadow.

Bret Holzwarth, P.E., Redniss and Meade, addressed the agency. He reviewed the two projects underway at the pond; the dam reconstruction and watermain replacement.

Mr. Holzwarth described the hydraulic dredge method has been less invasive as the suction barge is set out in open water. The dredge will remove one to three feet of sediment. The topography of the meadows will have to be altered to create terraces and this will be aided by concrete blocks that temporarily retain the tubes. Construction access for the barge, its launch, and refueling will take place on the south side of the pond to limit traffic on the north. ACOE and DEEP have been contacted and no permit is required from either agency.
Jay Fain, Jay Fain and Associates, spoke to the ecological considerations. The accumulation of sediment is negatively affecting fisheries and recreation. The pond has entered into the negative phosphorous cycle associated with eutrophication, which the dredging will alleviate.

Hydraulic dredging is superior to mechanical dredging. As it is a noisy process, wildlife will leave the work area and mortality is subsequently low. The turbidity level is also low.

The subject meadow currently supports nonnative invasive species, principally Japanese silt weed. Additionally, the spoils will be a source of undesirable seed stock. Once the spoils have dried been spread, they will be allowed to sprout, and the vegetation will be killed off. Without scarifying, the spoils will be seeded and then mowed in late August and early spring to manage intrusion of woody vegetation.

Brian Harris questioned the access from Zacheaus Meade Lane and what improvements would be needed. Bret Holzwarth stated no improvements to the service road are needed. They cannot come in from Kandahar Road as there is a causeway in this section of the service road that is made of earth and stone and is inadequate to support the heavy vehicles. The dam, once complete was also ruled out as there is no clear way to access the meadows. Mr. Fain amplified the point noting impacts to a watercourse would result.

Joseph Rogers furthered the discussion of wildlife impacts. How will they be protected from the suction device? What are the protocols?

Mr. Fain reiterated his description of aquatic life leaving the work area ahead of the barge. With mechanical dredging aquatic life migrates to a pool of water that is left in the drained pond. If the dewatering mechanism is in this pool, wildlife can be sucked into the pump. The concentration of fish, etc. are also subject to heightened predation. He also clarified that the stand of phragmites at the upper end of the pond will be removed.

Marjorie Shansky, attorney representing Sid Goodfriend, referenced the verified pleading to establish Mr. Goodfriend as an intervenor, stating the project presents a reasonable likelihood for unreasonable impacts. Further, the application is deficient in information and does not assess the relationship between the meadows and the metapopulation of vernal pools in the northeast section of the site. Alternate access via the western causeway has been deemed inadequate without substantiation.

Dr. Michael Klemens, representing Mr. Goodfriend, spoke to his knowledge of the site in connection with a past application. The northeast compartment of the site contains eight vernal pools; pools that have not been well studied. These pools have a Critical Terrestrial Habitat of 750 feet from the highwater mark of the pools and to sustain the upland habitat of vernal pool amphibians, 75% of this area needs to be intact. Utilization of the wood road will compact its soil and introduce the risk of pollution from fuel and hydraulic fluid spills. Silt fence placed along the road will serve as a movement barrier for breeding amphibians seeking the pools.

The use of the meadows for dewatering will effectively equate to short term pavement as the meadows are graded, lined, and blocked. The dismissal of the western causeway as an alternative accessway would be better for the vernal pools and its reasons for dismissal need to be documented.
The statements that aquatic organisms will move away from the suction of the hydraulic dredge is conjecture on part of the applicant and there needs to be a qualification of what is meant by “minimal” mortality. The impacts of mechanical dredging may not be as bad as has been stated.

Ms. Shansky referenced case law, Riversound Development, LLC, as affirming the agency’s jurisdiction over wood frogs. Section 7 of the agency’s regulations requires the applicant provide an evaluation of the ecological communities affected. This has not been done for the vernal pools.

Dr. Klemens noted the temporary bridge to be used was permitted for the specific use of forestry and questioned the validity of using the bridge for a different purpose.

Discussion ensued regarding timing of bringing materials into the site to reduce soil compaction and avoid amphibians moving through the woods. Mr. Holzwarth indicated they would need a few dozen trips to haul in the materials and, depending on the conditions, this could be done in the winter. The temporary steel bridge is designed to hold fully loaded timber trucks. Also, any compaction of the wood road soils has already occurred in connection with forestry management practices.

Sid Goodfriend, intervenor, questioned for who the water quality is being improved. Who is the improved aesthetics benefitting? Why can’t the western causeway be improved?

The applicant was directed to provide more information pertaining to the western causeway, the vernal pool metapopulation, and other issues raised.

The public hearing was continued to the November meeting.

Pending Applications

Klaus Jander was not present.

1. 2020-093 – 82 Buckfield Lane – Matthew McCullough for Michael Grunberg for paved back up space 5 feet from wetlands, and removal of two trees within wetlands. Tax #10-1741

Robert Clausi reviewed the status of the application. DPW has not signed off, citing significant questions. A review of the application led to the conclusion the changes to impervious cover total more than 1,000 s.f., triggering the need for a full drainage design. To mitigate for the mature shade trees removed without a permit, the applicant is proposing evergreen trees. No size justification has been provided for the parking space.

Matt McCullough, agent for the applicant, spoke to the agency regarding the purpose of the added pavement. He stated the existing back-out area is problematic when one is in the northern bay, making it necessary to use a multi-point turn to get out.

Rob Frangione, P.E. Frangione Engineering, provided additional details. In the application for the carport issued a couple of years ago, a turnaround spot was not feasible due to the location of the leaching area. Since then the leaching area was replaced and is now capable of bearing the weight of
vehicles. The extra pavement improves the use of the driveway. Mr. Frangione stated his belief that a full drainage report was done for the prior application and the rain garden will be sufficient to handle the added pavement.

Elliot Benton questioned the utility of the added pavement. Discussion ensued.

The applicant was directed to substantiate their assertions with plans showing turning radii, revised pavement configuration, drainage information, and shade trees for mitigation.

Stephan Skoufalos made a motion to delay taking action, seconded by Peter Linderoth, and carried, 7-0-0.

2. #2020-098 – 141 Bedford Road – Sal Materia for corrective action regarding unpermitted grading, seeding & landscaping 25’ from wetlands. Tax #10-2104

Doreen Carrol Andrews reviewed the violation and proposed mitigation. The slope has been stabilized and planted. DPW has yet to submit their report, although it is unlikely to have any issued of substance relating to IWWA.

Brian Harris made a motion to approve 2020-098, with standard conditions, the special conditions proposed by staff, and the additional special condition to require the applicant to satisfy DPW requests, seconded by Joseph Rogers, and carried 7-0-0.

3. #2020-100 – 42 Stag Lane - Rocco V. D’Andrea for Manuel and Lois Nieto for deer/pool fence within Conservation easement 11’ from wetlands. Tax #11-2240.

The applicant submitted a request to continue the application.


The applicant requested a continuation and authorized an extension of the review period to the next meeting.

New Applications for Review
1. #2020-115 – 1034 Lake Avenue – Environmental Land Solutions, LLC for Emily & Fraser Owen-Smith for corrective action for unpermitted clearing 20’ from wetlands. Tax #10-1862.

Doreen Carrol Andrews reviewed the nature of the violation where understory was cleared within regulated areas. The planting plan to mitigation the violation is satisfactory.

Matt Popp, PWS, LA, Environmental Land Solutions. LLC represented the applicant. Mr. Popp indicated there are no issues with the staff report.

Stephan Skoufalos made a motion to issue an order to correct with the conditions provided by staff, seconded by Joseph Rogers, and carried 7-0-0.

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2. #2020-120 – 0 Knollwood Drive East (Lot 15) – Muller Engineering, LLC for Chris Cabanillas for construction of pool house and expansion of driveway and stormwater system 63’ from wetlands. Tax #11-2990/s.

This application was previously approved by an agent.

3. #2020-122 – 47 Nutmeg Drive – Rocco V. D’Andrea, Inc. for Donald and Necla Kudrick to legitimize unauthorized expansion and regrading of fill slope 30’ from wetlands; in addition, the relocation of drainage, and installation of generator and propane tanks 90’ from wetlands. Tax #10-2722.

Jennifer Urena described the violation as consisting of fill being placed within regulated areas that exceed those previously approved. While more fill was brought in, it served to expand the extent of flat area without going past the original limit of disturbance. The toe of slope will be shored up with boulders. The application includes a generator, propane tank, and relocated level spreader.

Anthony D’Andrea, P.E., D’Andrea Surveying & Engineering, P.C., concurred with Ms. Urena’s report and confirmed the slope is stable.

Joseph Rogers made a motion to approve IWWA#2010-122 with the standard conditions and the special conditions proposed by staff, seconded by Peter Linderoth, and carried, 7-0-0.

4. #2020-124 – 82 Buckfield Lane – Matthew McCullough for Michael Grunberg for installation of mesh to bottom of existing fence within wetlands. Tax #10-1741.

Ms. Sesto provided background regarding the application. The fence was previously approved as a privacy fence, requiring a six-inch gap along the bottom. Subsequently, the applicant wanted to use the fence as a pool fence, which required the six-inch gap be closed off with mesh. Staff had approved this as a field change, which was later rejected by the agency. This application seeks to secure a permit to retain the mesh.

Ms. Sesto described the subject wetland and compared it to the more valuable wetland to the west. This agency approved a pool fence in the western wetland just recently. Ms. Sesto recommended this fence be approved.

Alan Small, neighbor, urged the agency to maintain the original purpose for the fence and require the mesh be removed. The property owner has the alternative of installing fence closer to the pool and outside of the wetland.

John Harness, attorney for the applicant, addressed the agency to support the recommendations of the staff report.

Elliot Benton made a motion to approve IWWA#2010-124 with the standard conditions and the special conditions proposed by staff, seconded by Stephan Skoufatos, and carried, 7-0-0.


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Robert Clausi described the proposal to install a deer fence through degraded wetlands. He noted the mesh openings are large and six inch clearance is provided at the bottom.

Elliot Benton made a motion to approve IWWA#2010-126 with the standard conditions and the special conditions proposed by staff, seconded by Joseph Rogers, and carried, 7-0-0.


Jennifer Urena described the violation of vegetation and tree removal in an area adjacent to a pond and wetland. Pursuant to a 1990’s permit, a 40 foot buffer was required. The restoration plan uses this dimension to guide it extent. The project includes regrading a sloped lawn to 3% and a retaining wall. This work comes just inside the 100 foot upland review area.

Justin Quinn addressed the agency on behalf of the applicant. He stated he was in agreement with the staff report except for the planting deadline of April 15, 2012. Planting material may not be available soon enough to meet the deadline. Mr. Quinn was directed to contact staff in the spring if such problems should arise.

Brian Harris made a motion to issue an order to correct for IWWA#2010-127 with the standard conditions and the special conditions proposed by staff, seconded by Peter Linderoth, and carried, 7-0-0.

7. #2020-130 – 29 Alden Road – Redniss & Mead for David & Tracy Gittings for demolition of house and tennis court; and construction of single-family residence, driveway, pool, and patios 15' from wetlands. Tax #07-1334.

Robert Clausi reviewed the proposed activities, stating the main activity is 50 feet from the pond and smaller improvements, such as drainage are only 15 feet away. The benefits of the plan include removal of the tennis court and addition of plantings.

Ted Milone, Redniss and Meade, addressed the agency and expressed concurrence with Mr. Clausi’s report.

Joseph Rogers made a motion to approve IWWA#2010-130 with the standard conditions and the special conditions proposed by staff, seconded by Stephan Skoufalos, and carried, 7-0-0.

8. #2020-131 – 343 Taconic Road – Sound View Engineers and Land Surveyors, LLC for Brad Zackman for construction of pool, modification of driveway, and designation of septic reserve area 88' from wetlands. Tax #11-2454.

Jennifer Urena described the project and noted the wetlands are separated from the project area by woods. A drainage exemption was submitted as the applicant determined the proposed impervious area is less than 1,000 s.f. Upon inspecting the site, Ms. Urena found a greenhouse that was not permitted. When the area of the greenhouse is added to the proposed impervious coverage, the total.
impervious area exceeds 1,000 s.f. and triggers the need for a full drainage report. Ms. Urena recommended the agency delay action to enable the applicant to investigate the drainage requirements.

Elliot Benton made a motion to delay taking action, seconded by Stephan Skoufalos and carried, 7-0-0.

9. #2020-140 – 13 Field Point Drive – Rocco V. D’Andrea for 13 Field Point Drive LLC for demolition and construction of single-family residence, driveway, pool, patio, retaining wall, and drainage 20’ from wetlands. Tax #02-1253.

The applicant requested review of the application be continued to the next meeting of the agency.


Robert Clausi described the project for site improvement associated with a new pool. The application also includes hydraulic dredging of a pond. The pool and cabana are proposed 60 ft. from the pond and is similar to what was approved in a 2011 application.

Spoils from the dredging will remain on-site at 25 Stonehedge Road and 500 s.f. of lawn will be enhanced to support a meadow.

William Kenny, William Kenny Associates LLC, represented the applicant. Mr. Kenny expressed support for the recommendations of the staff report.

Peter Linderoth referred back the observation in the staff report that cites erosion within the channel on 21 Stonehedge Road. He encouraged this degraded situation be addressed along with the dredging. Mr. Kenny responded the property owners of 21 Stonehedge are not fully engaged with the proposed dredging and have essentially given their permission for their neighbors to pursue the pond work.

Joseph Rogers made a motion to approve IWWA#2010-141 with the standard conditions and the special conditions proposed by staff, seconded by Peter Linderoth, and carried, 7-0-0.

Applications to Be Received

1. #2020-144 – 48 Locust Road – John Thomas and Moushumi Data-Thomas for emergency request to install fence along property line and within wetlands. Tax #10-1252.

2. #2020-145 – 8 Perry Place – Environmental Land Solutions, LLC for Christopher and Katherine Schwartz for construction of addition and deck expansion over watercourse 30’ from watercourse. Tax #12-1430/S.

3. #2020-146 – 7 Cottontail Road – Joseph F. Risoli, PE, LLC for Matthew C. and Catherine Watson and Walter E. Auch, Jr. for additions and in-ground pool 10’ from wetlands. Tax #08-3461.
4. **#2020-147 – 32 Vineyard Lane** – S.E. Minor & Co. Inc. for Andrew and Ann Baker for entry gate and deer fence 6’ from wetlands. Tax #10-1290.

5. **#2020-148 – 17 Wincabout Drive** – Conte & Conte, LLC for Qahir & Christina Madhany for construction of pool, pool cabana, walls, terraces, walkways and expand existing parking area 24’ from wetlands.


7. **#2020-150 – 28 Cliffdale Road** – S.E. Minor & Co., Inc. for Tara Kupersmith for corrective action to regrade and revegetate area 5’ from wetlands. Tax #10-1918.


Brian Harris made a motion to receive the applications as listed on the agenda, seconded by Joseph Rogers, and carried, 7-0-0.

**Agent Approval Permits**

1. **#2020-120 – 3 Knollwood Drive East** – Heagney, Lennon & Slane, LLP for 3 Knollwood LLC for construction of a cabana and associated activities in an upland review area. Tax #11-2990/s.

2. **#2020-123 – 54 Londonderry Drive** – Sorin Staniciu for construction of additions, deck and septic system, and modification of driveway 36’ from wetlands. Tax #11-2535. JU

3. **#2020-128 – 41 Thunder Mountain Road** – Sound View Engineers & Land Surveyors for Gregory & Patricia Roer for construction of in-ground pool, patio and drainage system 36’ from wetlands. Tax #10-2593. BC

4. **#2020-129 – 52 Fairfield Road** – Sound View Engineers & Land Surveyors for Daniel Vazquez for construction of pool, patio, spa, retaining wall, and drainage system 50’ from wetlands. Tax #07-2168/s. BC

5. **#2020-143 – 16 Stepping Stone Lane** – Albert S. Kestnbaum for construction of wood deck 40’ from wetlands. Tax #11-2814. JU

**Violations**

1. Cease & Correct Order #2020-007, 34 Beechcroft Road for unauthorized clearing of trees and other vegetation. Tax ID# 10-2664.

   Doreen Carrol Andrews read the list of documents into the record. The violation consists of clearing of approximately 12 trees and understory from in and adjacent to a wetland. To access the area, machinery traversed a stream. When questioned the homeowner had said his tree consultant stated he was working with the town. Ms. Carroll Andrews recommended the order be upheld. Matt Popp, PWS, LA, Environmental Land Solutions, LLC, acknowledged the violation and indicated his client will work to conform to the directives of the order. He further requested permission to move
ahead and plant evergreens trees along the perimeter of the property. The trees were already purchased. Mr. Popp will ensure the watercourse crossing is done without damage to it.

Stephan Skoufalos made a motion to uphold the order, seconded by Peter Linderoth, and carried 7-0-0.

Other Business

None

Adjourn

With no further business, the meeting adjourned at 12:22 am.

[Signature]

Patricia Sesto
Director