



**MINUTES**

**April 28, 2016**

**PRESENT:** John Hall, Chair, Liz Craig, Rick Stow, Tom Burgess, Mark Andrews, Nick Lee, Dan Falta

**ALSO PRESENT:** Mike Conklin, Director of Environmental Affairs; Liz Larkin, Recording Secretary

**ABSENT:** Dan Falta, Rick Stow, Nick Lee (notified of intended absences)

**I. CALL TO ORDER**

Mr. Hall called the meeting to order at 7:34 p.m.

**II. PUBLIC HEARINGS**

**A. WET#2382(S) ASML – 77 Danbury Road** – construction of a 3-story employee parking garage 90 ft. from a wetland and repaving existing parking area 4 ft. from a wetland

Mr. Conklin read the letter from the applicant's agent requesting a continuation on the Public Hearing as the check for the third party consultant has not been received.

**III. APPLICATIONS TO BE REVIEWED - None**

**IV. APPLICATIONS READY TO BE ACCEPTED**

**A. WET#2386(S) JONES – 6 Cardinal Lane** – “corrective action” to address unauthorized tree and brush removal

**B. WET#2388(S) SEEBERGER – 86 Old Belden Hill Road** – proposed pool, patio, and pool house

Ms. Craig MOVED to ACCEPT WET#'s 2386 & 2388, SECONDED by Mr. Burgess and CARRIED 4-0-0.

**V. APPROVED MINOR ACTIVITIES - None**

**VI. CORRESPONDENCE - None**

## **VII. OTHER APPROPRIATE BUSINESS**

### **A. WET#2387(M) GUERON – 24-30 Cannon Road – install 275-gallon oil tank on cement pad with spill protection cover**

Mr. Conklin provided a brief description of the home heating oil spill that occurred earlier in the year and explained that the tank is proposed to be placed in the same location approximately 5 ft. from the river. He noted that this may be an opportunity for the commission to require the tank to be placed in a location further from the river. Mr. Conklin noted that he found this type of application, with a tank over 100 gallons, is deemed to be an intermediate level so he will contact the applicant and ask for further information so the commission can make a determination at a meeting.

Mr. Conklin suggested that this area may not be conducive to home heating oil and stated liquid propane or electric heat may be a better solution. Ms. Craig asked what caused the tank to breach. Mr. Conklin stated that it may have been aging. As the proposed location is in a flood plain, the replacement tank, if requested, may need to be elevated.

### **B. Violation – Kelly – 55 Ryders Lane**

Mr. Conklin notified the commission of a violation that was discovered this week where understory was cleared in a wetland without a permit. Ms. Craig asked what was removed. Mr. Conklin responded that it was mostly invasives. He was asking the commission what level permit they would like to assign but noted that the regulations state any work in a wetland would be at least an Intermediate Level Permit. The commission agreed that an Intermediate Corrective Action Permit will be required.

### **C. Violation – Cross – 105 Old Belden Hill Road**

Ms. Craig stated that she drove past this property and work is still occurring in the regulated area. The commission discussed the fine process and confirmed that citations be issued for this willful violation of the Cease & Desist Order.

### **D. Approval of Minutes – April 14, 2016**

Ms. Craig MOVED to APPROVE the minutes as drafted, SECONDED by Mr. Andrews, and CARRIED 4-0-0.

## **VIII. ADJOURN**

Ms. Craig MOVED to ADJOURN at 8:14 pm, SECONDED by Mr. Burgess and CARRIED 4-0-0.

Respectfully Submitted,  
Liz Larkin  
Recording Secretary, Environmental Affairs