

INLAND WETLANDS
COMMISSION
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TOWN HALL
238 Danbury Road
Wilton, Connecticut 06897

WILTON INLAND WETLANDS COMMISSION

DATE: May 14, 2009
PLACE: Town Hall Meeting Room A
TIME: 7:30 P.M.

Present:

Richard Ziegler; Frank Wong; Phil Verdi; Sydney Gordon; Joe Fiteni; Jill Alibrandi; John Hall; Mike Conklin, Environmental Analyst; Karen Padowicz, Administrative Secretary; Doug DiVesta, Civil Engineering Associates, Inc; Jeff Christensen, Wilton CT.

A. CALL TO ORDER

Mr. Wong called the meeting to order at 7:31 p.m.

B. PUBLIC HEARINGS

1. WET#1891(S) – GOUDIS – reconfigure a driveway and shed in a regulated area at 21 Trails End Road – cont.

No one was present to represent the applicant.

Karen Padowicz reported that she spoke with the applicant who indicated he was not prepared to present additional information requested by the Commission and was not planning to attend the meeting.

Joe Fiteni MOTIONED to Deny WET#1891 for failure to provide additional information as requested by the Commission, SECONDED by Chairman Wong and carried 7-0-0.

2. WET#1901(S) – CHRISTENSEN - "corrective action" to restore a wetland and buffer at 37 Bob White Lane

Site Visit Attendees: Chairman Wong, Joe Fiteni, John Hall, Richard Ziegler, Jill Alibrandi, Phil Verdi and Syd Gordon.

Mike Conklin read the list of documents into the record.

Doug DiVesta, agent reviewed the proposed site plan. He explained that the violation was from the excavation work that had been done under the approved permit and he reported that the septic had been installed and approved and the house had been constructed.

Mr. DiVesta pointed out that a retaining wall is being proposed as part of the remediation project and the demarcation boulders would remain as shown on the approved plan. He continued to say that the impacted wetland would be restored to the original grade and Mr. Christensen would implement the previously approved planting plan.

Mr. Fiteni requested that the retaining wall be removed from the plan and the elevations and wetland be restored to what is shown on the approved permit without a ten foot cleared area being proposed now.

Mr. DiVesta expressed his opinion that the retaining wall would be used as a demarcation.

Mr. Fiteni and Mr. Ziegler did not agree with Mr. DiVesta and requested the boulders continue to be the demarcation as previously permitted.

John Hall felt that the spirit of the approved wetland permit had not been implemented.

Jeff Christensen, applicant, asked the Commission how the sloping area was supposed to be left?

Mr. Hall answered Mr. Christensen by saying the slope should have been left in its natural state and the only disturbance was to be the installation of the footings for the construction project and added that he had noticed a drainage pipe and asked for an explanation.

Mr. Conklin stated that the drainage pipe that Mr. Hall noted was not on the approved permit.

Chairman Wong stated that the approved footprint was a concern at the time of the application and adding a lawned swath was more of a concern.

Mr. Christensen asked the Commission what the elevation of the approved project was.

Mr. Hall felt that the owner had chosen to lower the elevation of the house and in doing so has now changed the development plan.

Mr. Christensen stated that he didn't realize that the lawned swath area had been discussed at the meeting from his approved permit.

Mr. DiVesta offered to change the grade to 3 to 1.

Mr. Hall felt that the additional drain would be required.

Phil Verdi agreed with John that the additional drain would be an advantage.

Mr. Christensen requested that the boulders and planting plan approved in order to be able to implement before the deadline of May 31st and asked if the grass could be mowed.

Jill Alibrandi suggested a revised plan be submitted at the next scheduled meeting to have a more clear understanding for the applicant and the Commission.

Mr. Ziegler didn't feel the need to wait until the next meeting to review a revised plan as long as staff received a revised plan that was agreed on.

Mr. Conklin suggested that an outline of the 3 to 1 slope to the house be provided.

Chairman Wong and Ms. Alibrandi both felt that a revised plan be submitted at the next scheduled meeting.

A discussion ensued concerning the buffer that was below the wetland.

Mr. Hall asked the applicant if he would consider compensating with more plantings.

Mr. DiVesta offered to replace the wetland area that was removed with appropriate soils to accommodate wetland vegetation.

Mr. Fiteni asked that the revised drawing include specifications for the soils to be deposited.

Mr. DiVesta recapped the discussion by listing that the retaining wall would be removed, the slope would be 3 to 1 from the wetland to the house foundation, leave the additional drain but move it closer to the house, lawned swath remain and specify soils to be deposited.

Mr. Fiteni added that the elevation should back to the original grade and the slope should start at that elevation.

Mr. Fiteni MOVED to carry to the public hearing for WET#1901 to the next scheduled meeting.

3. WET#1902(S) – BARRINGER – “emergency” septic repair in a regulated area at 296 Belden Hill Road.

Mr. Conklin read the list of documents into the record and explained that the project was already completed and that a temporary permit had been issued.

Chairman Wong closed the public hearing for WET#1902.

Richard Ziegler MOTIONED to approve WET#1902, SECONDED by John Hall and carried 7-0-0.

C. APPLICATIONS READY TO BE REVIEWED

None

D. APPLICATIONS TO BE ACCEPTED –

1. **WET#1903(I) – STEINDORF** – “emergency” septic repair in a regulated area at 96 Old Kings Highway.
2. **WET#1900(S) – PAPAKOSMAS** – “corrective action” to restore a wetland buffer at 103 Twin Oaks Lane.
3. **WET#1905(S) – KOSH** – “after the fact” installation of a walkway, patio and dock and request to construct an addition, shed and associated site development at 14 Hemmelskamp Road
4. **WET#1906(S) - POLITO** – two lot sub-division and associated site development to construct two dwellings in a regulated area at 36 Springbrook Lane.
5. **WET#1907 (I) – WERNIG** – septic repair in a regulated area at 49 Pine Ridge Road.

Chairman Wong MOTIONED to accept WET#1900 and WET# 1903, WET#1905, 1906 and 1907.

Mr. Fiteni asked Mr. Conklin the status of WET 1900.

Mr. Conklin explained that the applicant had agreed with the terms to submit \$300.00 a month to pay off the application fee and had submitted \$500.00 so far. He added that the applicant would ask his attorney to draft a letter to the Commission stating that he agreed with the terms offered by the Commission.

Mr. Conklin felt that the applicant was very anxious to get the project resolved.

Phil Verdi MOTIONED to accept WET#1900, 1905, 1906 and 1907, SECONDED by Jill Alibrandi and carried 7-0-0.

E. APPROVED MINOR ACTIVITIES –

F. CORRESPONDENCE –

Request for temporary Access-way, WET#1875 & 1628 in a Conservation Restriction Area at 118 Vista Road.

Mr. Verdi recapped the two proposals submitted; remove four trees in the restricted area and replace with four trees or remove one tree out of the restricted area traverse a section of the restricted area for construction.

The Commission agreed that the second option to remove the one tree out of the restricted area and use a portion of the restricted area for construction access was the acceptable option.

Request for a one year permit extension for WET#1331, 6 Powder Horn Hill Road.

Mr. Conklin explained that the project was completed and that the property owner wanted to install a safety fence and wanted the permit extended to complete the installation. Mr. Conklin stated that it wasn't regulated but that the owner asked for the extension anyway.

John Hall MOTIONED to approve a one year extension for WET#1331, SECONDED by Phil Verdi and carried 7-0-0.

Minor permit WET#1905 for shed installation at 1 Rocky Brook Road.

Mr. Conklin reviewed the proposed site plan and it was determined that there wasn't much of an alternative other than bringing the proposed shed more towards the house approximately ten feet.

The Commission agreed that moving the shed ten feet closer to the house was the acceptable location for the shed. Mr. Conklin marked up the plan as directed by the Commission.

Request for a five year extension for WET#1355 (expires August 12, 2009), 4, 8, 12 & 16 Middlebrook Lane.

Phil Verdi MOTIONED to extend WET#1355 for five years, SECONDED by Syd Gordon and

carried 7-0-0.

G. OTHER APPROPRIATE BUSINESS –

1. Violations:

PAPAMASKOS Legal Counsel

The application was accepted earlier in the meeting.

LUPINSKI – 10 Hearthstone Lane Warning

Mr. Conklin described the situation where woodchips had been dumped into a wetland and the property owner agreed to correct the issue by May 26, 2009.

H. APPROVAL OF MINUTES

April 23, 2009

Mr. Verdi MOTIONED to approve the minutes of April 23, 2009, SECONDED by Syd Gordon and carried 7-0-0.

I. ADJOURN

Chairman WONG MOTIONED, to adjourn at 8:27, SECONDED by Mr. Gordon and carried 7-0-0.

Respectfully submitted,

Karen Padowicz
Recording Secretary