

**EAST LYME INLAND WETLANDS AGENCY
REGULAR MEETING
Monday, FEBRUARY 10th, 2014
MINUTES**

PRESENT: Cheryl Lozanov, Chairperson, Chuck Reluga, Vice-Chair, Keith Hall,
Secretary, Norm Bender, Phyllis Berger, Alternate

ALSO PRESENT: Bob Pfanner Jr., representing the applicant
Jason Pazzaglia, Applicant
Gary Goeschel, Inland Wetlands Agent
Kevin Seery - Ex-Officio, Board of Selectmen
Karen Zmitruk, Recording Secretary

FILED IN EAST LYME
CONNECTICUT
Feb 14 2014 AT 10:00 AM/PM
Jessie A. Blay
EAST LYME TOWN CLERK

ABSENT: Joe Mingo, Harry Clarke, Alternate

Call to Order

Ms. Lozanov called the February 10, 2014 Regular Meeting of the East Lyme Inland Wetlands Agency to order at 7:06 PM. She introduced the members of the Commission, Inland Wetlands Agent and Recording Secretary.

Pledge of Allegiance

The Pledge was observed.

I. Additions to the Agenda

Ms. Lozanov asked if there were any additions to the agenda.
Mr. Goeschel said no.

II. Public Delegations

Ms. Lozanov called for Public Delegations.
There were none.

III. Acceptance of Minutes

▪ **Site Walk Meeting Minutes of January 11, 2014**

Ms. Lozanov called for any discussion or corrections to the Site Walk Meeting Minutes of January 11, 2014.

****MOTION (1)**

Mr. Hall moved to accept the Inland Wetlands Agency Site Walk Minutes of January 11, 2014 as presented.

Ms. Berger seconded the motion.

Vote: 4 – 0 – 1. Motion passed.

Abstained: Mr. Reluga

▪ **Regular Meeting Minutes of January 13, 2014**

Ms. Lozanov called for any discussion or corrections to the Regular Meeting Minutes of January 13, 2014.

Ms. Lozanov asked that on Page 1 that Item I be re-numbered as Item 1b.

****MOTION (2)**

Mr. Hall moved to accept the Inland Wetlands Agency Special Meeting Minutes of January 13, 2014 as amended.

Ms. Berger seconded the motion.

Vote: 3 – 0 – 2. Motion passed.

Abstained: Ms. Berger, Mr. Reluga

IV. Ex-Officio Report

Mr. Seery reported on the following:

- At the recent Board of Selectmen they received their budget books and an overview of the upcoming budget process. The Town is roughly at a 4.3% increase; Board of Ed at a 4.88% increase; and Capital at a 41.9% with the total budget increase prior to any changes by the Board of Selectmen or Board of Finance at 5.59%. The information is available on-line.
- The bids are out for completion of the Boardwalk and this does mean that work will be going on during some of the summer however; they want to make sure that it is done right rather than fast.
- There is a Public hearing next week prior to the Board of Selectmen meeting on an Ordinance change to add the Samuel Smith House to our historic houses.
- He noted that there have been two resignations from this Commission and that if they have interested people they should forward the names to the Board of Selectmen so that appointments can be made. He suggested that they put a notice on the website and that they contact each party committee chairman to let them know that they have openings to fill.
- He also noted that a few people from Black Point have requested to be able to use golf carts there. The Board of Selectmen will be looking at that again at some point.

V. Pending Applications

- **233 Upper Pattagansett Rd., East Lyme, Assessor's Map 39.0, Lot 6, Pazz Construction. LLC, Applicant/Owner – Application for grading within the 100 foot upland review area for the construction of a detention basin to mitigate run-off from development of property associated with an eight lot subdivision of land – Date of receipt – 1/13/2014.**

Ms. Lozanov called for the presentation as they had determined that a public hearing was not necessary at their last meeting.

Robert Pfanner, representing the applicant noted that they had revised the plans showing revisions on the two basins in the front of the property. He noted the changes to Basin #1 and #2 on Pattagansett Road. The outlets were re-done and they now mimic Basin #3 with the details appearing on Sheet #6 of the plans.

Ms. Lozanov asked what the reason was for the change.

Mr. Pfanner said it was to provide details on the plan for these basins and they were the only changes from the last time.

Ms. Lozanov said that she wasted it clarified that one of the properties has wetlands in it.

Mr. Pfanner said that there are actually two – Lots 7 & 8 which will be part of the deed restriction that there is a wetland easement.

Mr. Goeschel noted that they could do it as part of a condition of approval.

Ms. Lozanov asked who maintains the basins.

Mr. Pfanner said that they would be maintained by the property owners as they are on private property. Lots 3, 4 & 8 have basins.

Ms. Lozanov asked what would be the required maintenance.

Mr. Pfanner noted that was also a concern of the Town Engineer and said that there is minimal maintenance. They would need to trim them and they won't have a lot of sediment going into them. It is very minimal as they will be much like a rain garden and they are dry basins.

Mr. Goeschel noted that the existing stone wall would help with any 'trash' that might fall in. He added that the plantings would act as a bio-filter.

Mr. Pfanner said that they are not proposing planting anything other than grass going up to the basins as the grass is also a good filter. They could put in the maintenance program that there is to be minimal use of fertilizers, etc.

Mr. Reluga asked if the pipes under Basins 1 and 2 carry any water under the road.

Mr. Pfanner said that the water goes to another catch basin.

Mr. Reluga asked Mr. Goeschel about the amounts of pervious and impervious surface area.
Mr. Goeschel said that they could indicate that.
Mr. Pfanner said that those figures were directly used in calculating the size of the basins for mitigation purposes.

Mr. Goeschel asked about evergreen trees being planted in the buffer and the size of them.
Mr. Pfanner said that he does not believe that they have specified them but believes that they are to be 2.5".

Mr. Goeschel noted the email from the Town Engineer with recommendations that they also be added as notes to the plan. He said that most likely what they are seeing is what would be built. The sloping requirements are those relating to the subdivision regulations. He said that he is okay with the plans and feels that they have come up with a reasonably good plan. The notes only need to be added to the plan and they could make that a condition of approval with the maintenance of the basins and the impact of fertilizers.

Mr. Hall said that he feels that they need to have an answer on if Basin 3 is in or is out.
Mr. Pfanner said that he would like to keep it in.

Mr. Bender said that he felt that they should table this discussion pending receipt of the further information that they are looking for.

****MOTION (3)**

Mr. Bender moved to table this item until the next meeting of the Commission on March 10, 2014.

Mr. Reluga seconded the motion.

Vote: 5 – 0 – 0. Motion passed.

VI. Old Business

There was none.

VII. New Business

There was none.

VIII. Chairman's Report

Ms. Lozanov said that she would like to discuss moving Ms. Berger up to a Regular Member from an Alternate.

Mr. Goeschel said that they have received the resignations of Ms. Bodenhofer and Mr. Hafner as of January 31, 2014. Ms. Berger and Mr. Clarke who are now alternates would have to resign as alternates so that they could be re-appointed as regular members. He noted that Mr. Clarke has indicated his interest in serving as a regular member.

The members expressed their interest in having Ms. Berger and Mr. Clarke serve as Regular members and will look for new alternate members.

IX. Wetland Enforcement Officer Report

▪ **Open Permits – Gateway Development**

Mr. Goeschel reported that he has requested from Gateway inspection reports. Jim Tice is the inspector on the site and is monitoring the project on a weekly basis and providing reports. He said that he requested that they carefully monitor the E & S and vernal pool areas. At present the ground is frozen so there is not much activity. He said that he will meet out there in March with them regarding bringing the utilities up. He said that he could provide them with electronic reports although not much is going on at present due to the weather.

▪ **Administrative Permits Issued**

Mr. Goeschel said that he had issued one permit although the address escapes him at this moment. He said that it was for a shed and that he would provide them with it at the next meeting.

▪ **Enforcements**

Mr. Goeschel reported on the following enforcements:

- **16 Attawan Road** – Encroachment/filling in of tidal marsh – He said that he has not had the opportunity to go out to the site to look at this or to get hold of the owner. With the snow on the ground it is difficult to see. He said that he could call the DEEP to see what is going on with the property.

Ms. Lozanov suggested sending a certified letter.

- **336 Boston Post Road** – Unresolved – he has reached out to Attorney O'Connell and has not heard back yet.
- **Boston Post Road/Scacciaferro Pond** – Unresolved – he has reached out to attorney O'Connell and has not heard back yet. He hopes to hear so the C & D can be sent.
- **4 Winchester Street** – A letter has been sent regarding the cutting of trees.
- **187 West Main Street** – The tenant has pulled back a fair amount of the material and will have to pull back more to create a gentler slope. This has not been done at this time due to the snow on the ground. He said that he will follow up after the snow melt to make sure that there is a gentler slope to the wetland area.

Ms. Lozanov asked if they ever received the definition between clear cutting and harvesting of timber.

Mr. Goeschel said that he would look into it and bring forth the status on the original request.

ADJOURNMENT

****MOTION (4)**

Mr. Bender moved to adjourn this Regular Meeting of the East Lyme Inland Wetland Agency at 8:20 PM.

Ms. Berger seconded the motion.

Vote: 5 – 0 – 0. Motion passed.

Respectfully submitted,

Karen Zmitruk,
Recording Secretary