

**EAST LYME INLAND WETLANDS AGENCY
REGULAR MEETING MINUTES
September 9, 2019
East Lyme Town Hall, 108 Pennsylvania Avenue,
East Lyme, Connecticut
Upper Meeting Room
7:00 p.m.**

Present: Gary Upton, Chairman, Ann Cicchiello, Vice Chairman, Phyllis Berger (7:15), Theodore Koch, Alt. Sandy Gignac, Alt.

Absent: Peter DeRosa, Rosemary Ostfeld.

Also Present: Gary Goeschel, Director of Planning/Inland Wetlands Agent, Paul Dagle, Selectman

Call to Order:

P. DeRosa called the meeting to order at 7:03

FILED

Pledge of Allegiance:

The Pledge of Allegiance was recited.

September 13, 2019 AT 9:46 (AM/PM)
Braude Horvath ATC
EAST LYME TOWN CLERK

I. Additions to the Agenda-none

MOTION: (Gignac/Koch) to rearrange the agenda and take, New Business after all other matters. Vote: Approved Unanimously

II. Public Hearings: -none

III. Public Delegations:

Richard Barrett, 22 Atlantic St. stated his family has owned the property since 1920 and he has been witness to Indian Pond on Atlantic Ave. in good times and now in bad. The algae and odor coming from the pond has never been so bad. The current conditions seemed to have started when the town replaced the drainage pipe. He stated that during high tide the water backs up into the pond from the beach. R. Barrett said the drainage pipe needs to be redesigned.

Lisa Wadge, White Knight Development, 26 Atlantic St. stated she has been there for 15 years and the pond was beautiful. She stated that with the redevelopment of the houses and the drainage change she has notice the conditions of the pond change, she said the pond looks dead due to possible lack of oxygen. She suggested the town conduct enforcement on property owners limiting the nutrients and fertilizers that are applied to their lawns. She suggested a study of the pond and for the owners of the pond and the town to work together to fix the algae issues.

Richard Barrett, 22 Atlantic St. stated he had previously contacted the town, he also thought since the new drainage pipe was installed the level of the pond has gone down

and maybe if the water level could be raised by a redesign of the drainage pipe it might help.

It was the consensus of the Commission to add the issue to the next agenda.

IV. Acceptance of Minutes:

A. Meeting Minutes of July 8, 2019 Regular Meeting

MOTION (Berger/ Gignac) To approve the minutes of July 8, 2019 Regular Meeting as presented.

Vote: Approved. In favor- Berger, Koch, Gignac,. Opposed-none. Abstaining-Upton, Cicchiello.

- V. Ex-Officio Report-**P. Dagle informed the members the Board of Selectmen approved the Harbor Management Plan and the accompanying ordinance. He stated the architects for the Public Safety building will be submitting preliminary concept plans within the next couple of weeks.

VI. Pending Applications-none

VII. Old Business: No Old Business

VIII. Reports

- A. Chairman's Report-**Chairman Upton apologized for not attending recent meetings as he has welcomed a new baby to his family

B. Inland Wetlands Agent Report- Enforcement

- 1. Cease, Desist and Restore Order, 13 Green Valley Lakes Rd; Thomas and Kristen Chantrell, Owner; Installation of a dock which encroaches approximately 20-feet into a watercourse located on an abutting property and the clearing, grading, removal and deposition of material on the land within 100 ft of a watercourse without an Inland Wetlands Permit.**

(Agreement to remove by August 31, 2019) Matter resolved

An as-built was submitted by Chantrell showing the posts have been removed off the neighbor's property.

MOTION: (Koch/Berger) to remove the Cease and Desist order from 13 Green Valley Lakes Rd; Thomas and Kristen Chantrell, Owner. Vote: Approved Unanimously.

- 2. Notice of Violation; 297 Boston Post Road; Al Smith Owner, Jason Pazzaglia, Other; Outside storage of equipment, construction materials, and the stockpiling of earthen materials including but not limited to yard debris within 100 feet of a watercourse without or in violation of an Inland Wetlands Permit.**

G. Goeschel stated that J. Pazzaglia has cleaned up and pulled items away from the shore front of Lake Pattagansett. A. Smith does have a permit for a stock pile (100 cy) in the middle of the property which will be expiring soon.

G. Goeschel will discuss with J. Pazzaglia the removal of construction equipment that is no longer usable.

There were complaints from home owners at the Niantic Condos off of Rt. 156 concerning brush from two trees that were cut down. G. Goeschel stated that he contacted the homeowners association and the branches will be removed.

A. Correspondence

G. Goeschel sent the members an email about a workshop sponsored by the center for land use and education.

IX. New Business

A. Old Colony Beach Club Association (OCBA) c/o Frank Noe, WPCA Chairman; for 1900+- feet of shared sewer system infrastructure proposed east of the Old Lyme Town line: Shore Road (State Route 156) starting at the Old Lyme Town Line at Four Mile River to the existing sanitary infrastructure at 275 W. Main St. The proposed regulated activity will be located within the 500' of the Old Lyme town boundary.

James Otis, PE., representing Fuss and O'Neil, gave an overview of the proposed project. He stated that the proposed activity may not be considered a significant impact as it is not going to be in the wetlands or a watercourse. He stated the project is the installation of a shared sewer service, primarily in Old Lyme.

The proposed project starts at a pump station at the south end of Portland Ave in the Sound View section of town, a downstream force main will go along Portland Ave, from there it goes east on CT 156.

The application is for 1900' of proposed forest maintenance located east of the Four Mile River. The sewage managed by the system will be conveyed through the proposed force main to an existing manhole at 275 West Main St. and then it will flow through existing pipes eventually to the New London treatment plant.

J. Otis stated the most effective solution to the public health and environmental issues would be the proposed sewer project.

The impacts will be to the upland review area in the Rt. 156 area. The proposed sewer lines will be placed under the pavement. Where the pipes meet the Four Mile River bridge at the town line they will pass over the tops of the four existing, 60" corrugated pipes and not around the front of the bridge through the water and the wetlands.

Best management will be practiced by avoidance of wetlands and watercourses as well as erosion and sedimentation controls. There will be no stockpiling in the upland review area. The pipes over the river will be PVC.

X. Adjournment

MOTION: (Berger/Chicciello) to adjourn at 8:05 Vote: Approved Unanimously.

Respectfully Submitted

**Sue Spang
Recording Secretary**