

EAST LYME INLAND WETLANDS AGENCY
SHOW CAUSE HEARING MINUTES

July 13, 2020

Remote Participation by ZOOM due to Covid 19

6:00 p.m.

Present: Gary Upton, Phyllis Berger, Rosemary Ostfeld, Theodore Koch, Kristin Chantrell, : Don Phimister, David Schmitt, Doreen Rhein, Alt., Sandy Gignac alt., Jason Deeble, Alt.

Also Present: Gary Goeschel, Director of Planning/Inland Wetlands Agent, Jennifer Lindo, Administrative Assistant, Paul Dagle, Liaison from BOS.

Doreen Rhein was seated

Call to Order:

G. Upton called the meeting to order at 6:06 He explained the rules for participation in the remote ZOOM meeting. The materials for the applications are on the town's website.

CALL TO ORDER:

The meeting started at 6:06

I. CEASE, DESIST & RESTORE ORDER

Cease, Desist & Restore Order-for the outside storage of equipment, construction materials, and the stockpiling of other earthen materials including but not limited to yard debris, mulch, woodchips, gravel, topsoil and other woody debris within the 100-foot Upland Review Area of a wetlands and watercourse (URA) without an Inland Wetlands Permit on the property located at 297 Boston Post Rd, East Lyme Assessor's Map 30.1, Lot 57.

G. Goeschel issued the Cease, Desist & Restore Order for 297 Boston Post Rd on June 10, 2020 and it was sent certified mail on June 12, 2020. He received a letter from Attorney Paul Geraghty representing Pazz & Construction LLC, which he read into the record, stating that the Agency failed to afford his client the opportunity of a hearing within the required time frame and because the agency had no jurisdiction over his client and they do not intend to appear for the hearing.

G. Goeschel informed the agency that according to Town Attorney, Mark Zamarka, the Agency can reissue the Cease, Desist & Restore Order.

The Agency was informed that to enact the Governors 90-day extension (Directive 7M3) they had to make a motion and post the motion on the towns website in order to extend the timelines to 90 days.

MOTION: (Schmitt/Ostfeld) move as an agency to accept the Governors directive (7M) to allow the 90-day extension due to the COVID crisis. Vote: Approved. In Favor-Upton, Berger, Ostfeld, Chantrell, Phimister, Schmitt, Rhein. Opposed-none. Abstaining-Koch

MOTION: (Upton/Berger) to reissue the Cease, Desist & Restore Order to 297 Boston Post Road owned by Al Smith and used by Jason Pazzaglia. Vote: Approved Unanimously.

II. ADJOURNMENT

MOTION: (Upton/Schmitt) to adjourn at 6:28

Respectfully Submitted

Sue Spang
Recording Secretary

FILED

July 14 2020 AT 11:30 AM/PM
Kenneth Fulm
EAST LYME TOWN CLERK