

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH NEW LONDON TURNPIKE
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MEETING MINUTES
Thursday, January 21, 2016 - 7:00 p.m.
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*

1. **Call to order:** Chairman Brush called the January 21, 2016 Inlands Wetlands Meeting to order at 7:04 pm.
2. **Roll call:** In attendance were Commissioners Brush, Riske, Houk, Berardy and Deranleau. Absent were Commissioners O'Bday and Greiner. Staff present: Liz Burdick.
3. **Minutes.** Approve the Minutes of the December 17, 2015 Regular Meeting and January 9, 2016 Special Meeting/Site Walk.

MOTION made by Commissioner Berardy and seconded by Commissioner Riske to approve the December 17, 2015 regular meeting minutes.

Voice Vote 4-1-0. MOTION CARRIED. Commissioner Deranleau abstained.

MOTION made by Commissioner Berardy and seconded by Commissioner Houk to approve the January 9, 2016 Special Meeting/Site Walk minutes.

Voice Vote 4-1-0. MOTION CARRIED. Commissioner Deranleau and Commissioner Riske abstained.

4. **Public Hearings.** None.
5. **Show Cause Hearings.** None.
6. **Remarks from the public relating to items on the agenda.**
Commissioner Brush asked three times if there were any remarks from the public relating to items on the agenda. There were none.
7. **Old Business:**

- a. **20 Connecticut Blvd** (Map 97 Lot 128), Montville, CT - Marion Stanavage – Update ongoing enforcement action - Cease and Desist Order for the clearing of trees in regulated areas. (*Cont. from 12-18-2015*).

Liz Burdick stated she had visited the site and no other work had been done. A discussion was held.

MOTION made by Commissioner Houk and seconded by Commissioner Riske to continue the item to the next Inlands Wetlands Meeting.

Voice Vote 5-0. MOTION CARRIED.

- b. **215-IWC-29** – 87D Cottage Road (Map 63 Lot 6), Oakdale, CT – Merle L. & Jill B. Johnson – Removal of stone prominence along waterfront into Gardner Lake. (*Cont. from 12-18-2015 – Dec. Req. Date 02/19/16*). Request to Cont. to February 18, 2016.

Liz Burdick state Attorney Heller was out of town this week and had requested a continence of items B and C on the agenda to the next meeting. She provided request letters from Attorney Heller. A discussion was held.

MOTION made by Commissioner Berardy and seconded by Commissioner Deranleau to continue this item until the next Inlands Wetlands meeting.

Voice Vote 5-0. MOTION CARRIED.

- c. **215-IWC-30** – 85 Route 163 (Map 24 Lots 10 & 28), Uncasville, CT – William J. Pieniadz and John Heller – Installation of a wetlands crossing to accommodate a private access driveway extension. (*Cont. from 12-18-2015 – Dec. Req. Date 02/19/16*). Request to Cont. to February 18, 2016.

MOTION made by Commissioner Houk and seconded by Commissioner Riske to continue this item until the next Inlands Wetlands meeting.

Voice Vote 5-0. MOTION CARRIED.

8. New Business:

- a. **216-IWC-1** – 1399 Old Colchester Road (Map 44 Lot 4-3), Oakdale, CT – John and Kimberly Diamantini – As of Right Determination for launching boat *and* Installation of concrete grass pavers in boat launch area.

Liz Burdick gave a breakdown of the plans and read the Staff report into record. Which included but was not limited to the following:

- The site is located on 6.40 acres (278,784SF) in the R80 zone located on the shore of Oxoboxo Lake.
- Applicant is requesting an “As of Right Determination” for installation of a 4’W x 90’L path of concrete grass landscape pavers in proposed boat launch area.
- The path is proposed at the northwest corner of the site adjacent to the lake at the end of the existing paved driveway that was previously cleared and re-vegetated.
- Applicant proposes to utilize said path to launch his own boats. - Installation of concrete grass landscape pavers in said area is proposed as recommended by Soil Scientist, Michael G. Schaefer, Sr. in a letter dated February 18, 2008 to prevent rutting from trailer wheels traveling over path and to prevent any negative impact on regulated areas.
- No additional work or activity is proposed in said area, which will be maintained in its current re-vegetated state.
- The Commission will need to make a finding as to whether or not the proposed activity/activities are permitted, as of right and/or non-regulated uses that do not require a permit.

Ms. Burdick reviewed the current proposal and gave details of a past Cease and Desist Order on the property. She explained that all of the work the Commission had required for said Order had been completed in July 2015 and that she had visited the site in November and confirmed same.

Mr. Diamantini addressed the Commission. He explained that the boat launching and landscape pavers would be the only work done on the property and that the Town still held a bond for the past restoration work. Commission discussion followed regarding whether the work required the permit and the consensus was that boating was permitted as of right but that the installation of the concrete grass pavers for the boat launching area may require a permit. ZWO Burdick stated if the Commission did not agree the launching area was permitted as of right, then the current application would then be for a permit.

MOTION made by Commissioner Houk and seconded by Commissioner Berardy as follows: Item 216-IWC-1-1399, Old Colchester Road (Map 44 Lot 4-3), Oakdale, CT – John and Kimberly Diamantini - Installation of concrete grass pavers in boat launch area is a permitted use as of right.

Voice Vote 1-4. **MOTION DENIED.** Commissioner Houk voted in Favor.

MOTION made by Commissioner Deranleau and seconded by Commissioner Riske to continue this item until the next Inlands Wetlands meeting.

Voice Vote 5-0. **MOTION CARRIED.**

9. Correspondence

- **Notice from Tilcon**
- **DEEP letter on legislative and regulation advisory policy**

10. Other Business:

- **Discussion on interest in the DEEP online course for municipal Inlands Wetlands training**

11. Executive Session: None

12. Adjourn

MOTION made by Commissioner Berardy and seconded by Commissioner Houk to adjourn the January 21, 2016 Inlands Wetlands meeting at 7:40 pm.

Respectfully submitted by, Heidi-Lee Jacobs, Minutes Clerk for the Town of Montville. AN AUDIO RECORD OF THIS MEETING IS ON FILE IN THE MONTVILLE TOWN CLERK'S OFFICE.