

Draft

Approved by Commission on _____

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382
PHONE (860) 848-8549 - FAX (860) 848-2354**

MINUTES OF MEETING

7:00 P.M.

November 19, 2009

LOCATION: MONTVILLE TOWN HALL, *Council Chambers*

1. **Call to order:** Commissioner Taylor called the meeting to order at 7:00pm.
2. **Roll call:** A quorum was present. In attendance were Commissioners' Bartholomew, Beuchene, O'Bday, Taylor and Riske. Staff present was Colleen Bezanson, Inland Wetland Agent/Planner II. Absent were Commissioners Johnson, Brush and Whittaker.
3. **Minutes**
 - a. Approve minutes of October 15, 2009 meeting. **Motion to approve** by Commissioner O'Bday, seconded by Commissioner Beuchene. **5-0 favor, Motion carried.**
4. **Public Hearings:** none.
5. **Show Cause Hearings:**
 - a. **May Realty/Dave Yoselevsky:** Work within a regulated area without a permit on the property located at 711 Route 163, Oakdale, Ct. As shown on Assessor's Map 38 Lot 53.
Iris Yoselevsky read a letter she wrote stating corrections that she would like made to the staff report dated March 19, 2009 regarding emergency repairs on 711 Route 163.
Ms. Bezanson reviewed staff report. She stated Commission members were going to go out and visit the site. Commission stated that this had not been done. She stated that Commission needs to provide a list of activities to remediate by the December meeting. She noted that the Cease & Desist was still in effect. Ms. Bezanson read a report from the Town Engineer dated 4/9/09 stating recommendations for remediation.
Commissioner Taylor stated an application and an engineer evaluation would be needed.
David Yoselevsky spoke stating there has been a lot of changes in the area and that the Town Engineers report does not pertain due to the changes.
Site walk scheduled for Tuesday November 23, 2009, 5:00pm.
6. **Remarks from the public relating to items on the agenda:** none.
7. **Old Business:**
 - a. **Jennifer and Hargreaves Tattersall:** Work within a regulated area without a permit on the property located at 717 Raymond Hill Road, Oakdale, Ct. As shown on Assessor's Map 47 Lot 6A.
Ms. Bezanson reviewed staff report.
Commissioner Taylor stated placement of playscape didn't appear to be a problem and asked if natural substances were going to be placed beneath and confined to the playscape area. Mr. Tattersall confirmed that it would. Commissioner Taylor stated stick pile appeared not to be a problem. She expressed concerns regarding the slope and runoff of the proposed mulch area. She also asked about what was going to happen to the remainder of the mulch that was not used. Mr. Tattersall responded that it would be removed from the property.
Discussion was held. Commissioner Taylor stated that the cutting of several trees was acceptable, however removing any stumps was not. Discussion was held.
Motion to approve by Commissioner Riske, After giving due consideration to all relevant factors including those in Section 10 and or Section 4 of the Montville Inland Wetland Regulation and Section 22a-41 of the Connecticut General Statutes, and to the evidence presented and to the Commission's knowledge of the property and area, I move to approve application

209 IWC 15 **Jennifer and Hargreaves Tattersall:** Work within a regulated area for the creation of grassed lawn areas, woodpile, playscape, garden, and removal of selective trees on the property located at 717 Raymond Hill Rd, Oakdale CT. As shown on Assessor's Map 47 Lot 6A as depicted on the plan titled "Hargreaves and Jennifer Tattersall 717 Raymond Hill Rd Oakdale CT 06370 Proposed Activities and the application and narrative dated 9/10/09" as indicated in the above activities.

This is a conditional approval. Each and every condition is an integral part of the Commission decision. Should any of the conditions, on appeal from this decision, be found to be void or of no legal effect then this conditional approval is likewise void. Should any of the conditions not be implemented by the applicant or his successors within the specified permit time period, then this conditional approval is void. Conditions of approval are that any excess material will be removed from the property. Standard reasons of approval also apply. Seconded by Commissioner Beuchene. **5-0 favor, Motion carried.**

8. New Business:

- a. **Lauren Renaldi:** Determination if permit is required for work within a regulated area on the property located at 1588 Route 85, Oakdale, Ct. As shown on Assessor's Map 5 Lot 5. Ms. Bezanson reviewed staff report stating that staff had received complaint of dumping material within a wetland area behind building on 1588 Route 85. Staff had visited site and spoke with Mr. Renaldi about the activity and he indicated that he received an order from the State to reroute the surface water in the area. Staff indicated that the Wetland Commission would have to determine if a permit was required. The Inspection report dated 11/6/09 was given to the Commission. On October 21, 2009, a DEP violation was issued regarding well placement. Ms. Bezanson stated that the surface water was running over the well. Discussion was held. Commission to visit the site individually. **Motion to Continue** by Commissioner O'Bday, seconded by Commissioner Beuchene. **5-0 favor, Motion Carried.**

9. **Commissioner' Comments:** Commissioner Riske asked about a new house that is being built on Route 163, if it near wetlands. Staff replied they would check. Commissioner O'Bday asked about Mr. Diamantini and what the status was. Ms. Bezanson stated that the Attorneys were handling it. He also asked about the status of Mr. George. Ms. Bezanson stated that the Attorneys were handling that as well and that an extension was requested.

10. Correspondence: none

11. Other Business:

- a. 2010 Calendar **Motion to approve** by Commissioner O'Bday, seconded by Commissioner Beuchene. **5-0 favor, Motion carried.**
- b. Elections **Motion to move** to December meeting by Commissioner O'Bday, seconded by Commissioner Riske. **5-0 favor, Motion carried.**

Motion to adjourn at 8:10pm by Commissioner O'Bday, seconded by Commissioner Bartholomew. **5-0 favor, Motion carried.**

**Please refer to audio for complete record*

*Respectfully submitted,
Pamela Church, recording secretary*