

**Memorandum for the Record**  
**Application # 22 IWC 26**  
**IWC Regular Meeting – Thursday, December 15, 2022**  
*Prepared by Meredith Badalucca, Zoning & Wetlands Enforcement Officer*

**Applicant:** Brian McNamara  
**Owner:** Brian and Brenda McNamara  
**Address:** 207 Doyle Road (MLB 057-030-001)  
**Submitted:** December 1, 2022  
**Date Received by IWC:** December 15, 2022 (*DRD – 2/18/2023*)

**Applicant Request:** Regulated activities to remove approximately 133 cubic yards of accumulated organic material and sediment from dock area along the lake frontage.

**Activity Description:**

<b>Wetland Disturbance Area</b>	<b>0 sqft</b>
<b>Watercourse/Waterbody Disturbance Area</b>	<b>+/- 133 cubic yards</b>
<b>Upland Review Disturbance Area</b>	<b>0 sqft</b>

**Staff Comments:**

- The property is located on 2.85 acres in the R-120 zoning district and is developed with a single-family residence which is accessed via a shared driveway.
- The property is also improved with a driveway constructed of millings which extends down the slope to the shore of Gardner Lake.
- The applicant is proposing to remove approximately 133 cubic yards of accumulated organic material and sediment from dock area. The applicant states the area of the waterfront has become increasingly compromised by the accumulation of organic material resulting from leaf litter decomposition and from natural erosion and sedimentation of the area.
- The proposed maintenance area is approximately 30 feet wide by 40 feet long (1,200 square feet) with an average depth of 3 feet. The applicant states in part, that this will require approximately ten (10) truckloads and a temporary disturbance of approximately one (1) week.
- The applicant proposes to remove the material with a small excavator and dump truck. Only the reach of the excavator will be introduced into Gardner Lake. The material will be loaded into a dump truck and disposed on the applicant's property in an area exterior to any regulated inland wetland and watercourse or regulated upland review area.
- The applicant proposes to conduct the removal during the winter months when the State of Connecticut Department of Energy and Environmental Protection lowers the level of Gardner Lake.

**Significant Impact**

Where uses/proposals are determined to meet the criteria of a significant impact as defined in the Regulations (copy attached), a public hearing must be scheduled by the IWC. A permit may be issued without a hearing following the petition period 14 days after receipt of application, subsequently action on the application needs to be tabled to the January 19, 2023 meeting.

**Staff Recommendation:**

Staff recommends the IWC receive & review Application 22 IWC 26, set a date for a site walk if desired and table the application to the January 19, 2022 meeting.

bb. "Significant Activity" means any activity, including, but not limited to, the following activities which may have a major effect or significant impact on the area for which the application has been filed or on another part of the inland wetland or watercourse system:

1. Any activity involving a deposition or removal of material which will or may have a major effect or significant impact on the regulated area or on another part of the inland wetland or watercourse system; or
2. Any activity which substantially changes the natural channel or may inhibit the natural dynamics of a watercourse system; or
3. Any activity which substantially diminishes the natural capacity of an inland wetland or watercourse to support desirable fisheries, wildlife, or other biological life, prevent flooding, supply water, assimilate waste, facilitate drainage, provide recreation or open space or other functions; or
4. Any activity which causes substantial turbidity, siltation or sedimentation in a wetland or watercourse; or
5. Any activity which causes a substantial diminution of flow of a natural watercourse, or ground water levels of the regulated area; or
6. Any activity which causes or has the potential to cause pollution of a wetland or watercourse; or
7. Any activity which destroys unique wetland or watercourse areas having demonstrable scientific or educational value.





# 270 Doyle with 2 ft contours and wetlands layer

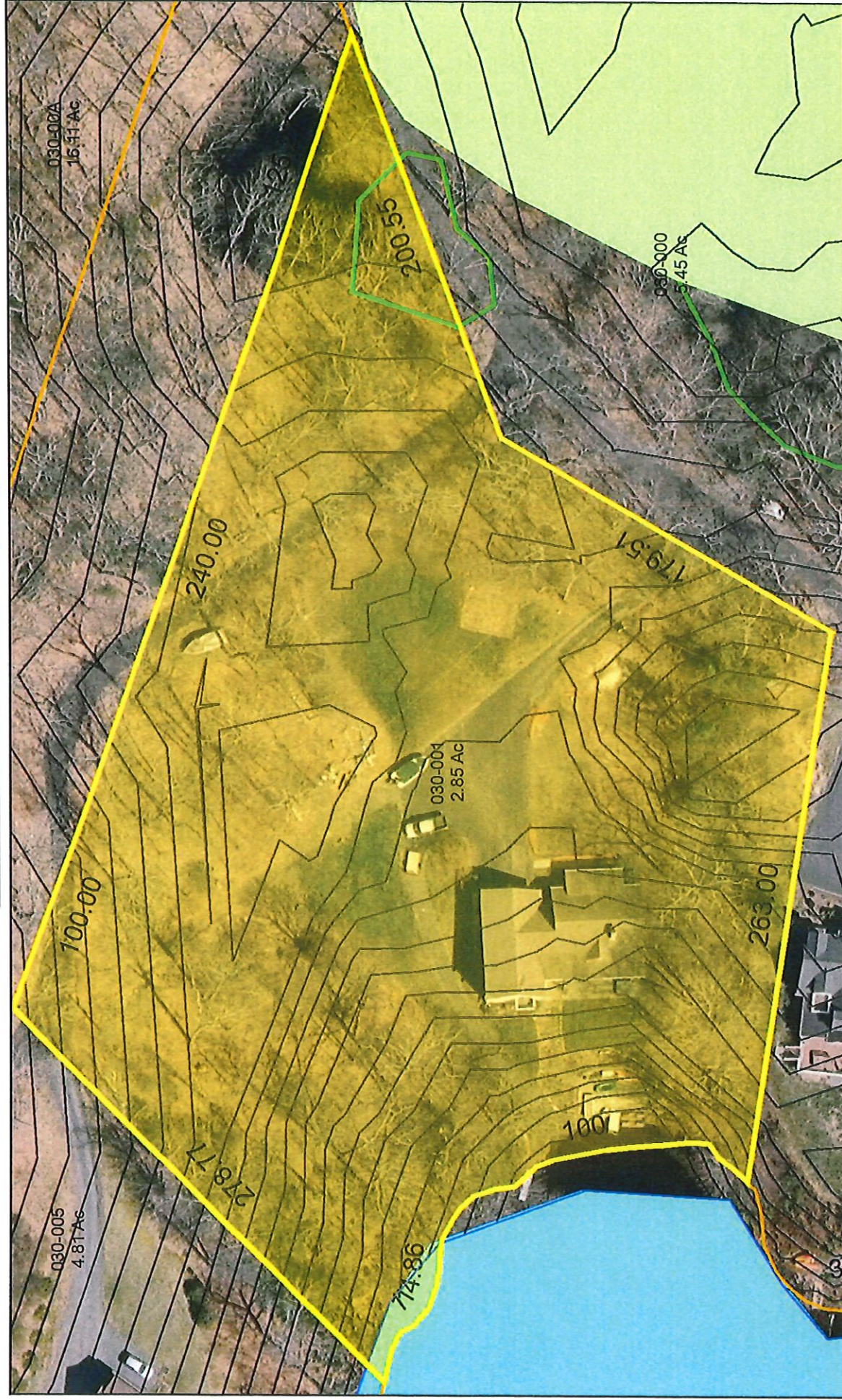
Montville, CT

November 2, 2022

1 inch = 62 Feet



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11111 driveway

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