

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.

August 19, 2010

LOCATION: MONTVILLE TOWN HALL, *Council Chambers*

1. **Call to order:** Chairman Brush called the meeting to order at 7:00pm.
2. **Roll call:** In attendance were Commissioners Bartholomew, Beauchene, Johnson, Brush, Taylor and Riske. Staff present was Colleen Bezanson, Inland Wetland Agent/Planner II. Absent was Commissioner O'Bday.
3. **Minutes**
 - a. Approve minutes of July 15, 2010 meeting. **Motion to approve** by Commissioner Johnson, seconded by Commissioner Bartholomew. **5-1-0 favor, Motion carried.** Commissioner Riske abstained.
4. **Public Hearings:** none.
5. **Show Cause Hearings:** none.
6. **Remarks from the public relating to items on the agenda:** none.
7. **Old Business:**
 - a. **Scott Soderberg:** An application for the installation of a fence and retaining wall on the property located at 217 Doyle Road, Montville, Ct. As shown on Assessor's Map 57 Lot 5A. Commissioners Brush and Beauchene recused themselves. Ms. Bezanson reviewed staff report and stated that Commissioners Taylor and Johnson had visited the site. Commissioner Taylor stated that the existing wall was in good condition. Discussion was held. Commissioner Taylor asked Mr. Soderberg if he wanted the square footage of the existing wall and also a description of how the wall was built added to the permit. Mr. Soderberg stated that he was fine with those two things added. Discussion was held. **Motion to approve** by Commissioner Johnson, 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, I move to approve application 210 IWC 17 **Scott Soderberg:** An application for the installation of a fence and retaining wall on the property located at 217 Doyle Rd, Montville CT. As shown on Assessor's Map 57 Lot 5A as depicted on the plan titled "Retaining Wall and Fence Project for 217 Doyle Road" and the application and narrative dated 3/15/10. 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 the square footage of the existing stone retaining wall be added to the permit and the verbiage of the narrative would be updated to include how the first retaining wall was built. Standard reasons of approval also apply. Seconded by Commissioner Riske. **4-0 favor, Motion carried.**

Commissioners Brush and Beauchene returned.

Motion to move item 7b to after item 8b by Commissioner Taylor, seconded by Commissioner Johnson, **6-0 favor, Motion carried.**

- b. **Ward Kneeland:** An application for remediation of the construction within a regulated area without a permit on the property located at 237 Old Colchester Rd, Montville, Ct. As shown on Assessor's Map 9 Lot 36A. Discussion was held with regards to what the Commission saw when visited site. **Motion to approve** by Commissioner Bartholomew, 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, I move to approve application

210 IWC 18 **Ward Kneeland:** An application for remediation of the construction within a regulated area without a permit on the property located at 237 Old Colchester Rd, Montville, Ct. As shown on Assessor's Map 9 Lot 36A as depicted on the plan titled "Town of Montville Parcel Information 237 Old Colchester Rd" and the application and narrative dated 7/7/10.

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 the debris in the wetland area be removed and that the applicant will be notified that if any structure was to be removed or other activities are required that an additional permit would be required. Standard reasons of approval also apply. Seconded by Commissioner Taylor, **6-0 favor, Motion carried.**

8. New Business:

- a. **Town of Montville Board of Education:** An application for work within a regulated area in conjunction with storm drainage improvements at Dr. Charles Murphy School located at 500 Chesterfield Road, Montville, Ct. As shown on Assessor's Map 20 Lot 16. Ms. Bezanson reviewed staff report and stated that she had been contacted from DEP regarding a complaint from a neighbor that there was runoff going onto property and wetlands. Staff contacted BOE. The Town Engineer came up with a plan for the drainage. Tom Fenton, Town Engineer, explained the plans. Discussion was held. Steve Carroll with the BOE explained what is currently happening with the current drainage. Discussion was held. **Motion to set site walk** on August 25, 2010 at 6:00 pm at 500 Chesterfield Rd by Commissioner Taylor, seconded by Commissioner Beauchene, **6-0 favor, Motion carried.**

Commissioner Johnson recused herself.

- b. **Merle & Jill Johnson:** An application for renewal of permit 205 IWC 36 for work within a regulated area on the property located at 1620 Route 163, Montville, Ct. As shown on Assessor's Map 63 Lot 30-8. Ms. Bezanson reviewed staff report. She stated that the Johnsons wish to renew permit for Lot 8. She stated that work had been finished on lot 7, but lot 8 still needed to be finished. No new activity was proposed other than what was stated in the 2005 narrative. Discussion was held. **Motion to approve** by Commissioner Taylor, 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, I move to approve application 210 IWC 21 **Merle & Jill Johnson:** An application for renewal of permit 205 IWC 36 for work within a regulated area on the property located at 1620 Route 163, Montville CT. As shown on Assessor's Map 63 Lot 30-8 as depicted on the plan titled "Driveway construction within Regulated Area on Lot 8 (Juniper Farms Subdivision) 1620 Route 163" dated 8/15/10 and the application dated 8/15/10 with the original narrative from 205 IWC 36 titled " Narrative Description and Construction Sequence Relative to Driveway Construction for Access to Lots 30-7 and 30-8 in the Juniper Farms Resubdivision of Merle Johnson and Jill B Johnson. Standard reasons of approval apply. Seconded by Commissioner Riske, **5-0 favor, Motion carried.** Commissioner Johnson returned.

9. Commissioner' Comments: none.

10. Correspondence: none.

11. Other Business:

- a. **B&W Paving:** Update on remediation to be completed by July 30, 2010 on the property located at 305 Butlertown Rd, Montville, Ct. As shown on Assessor's Map 5 Lot 27-15. Ms. Bezanson handed out an email from Bob Russo along with the Staff Report. Discussion was held regarding if the work was done. **Motion to set Special Meeting** for August 25, 2010 at 6:30pm at 305 Butlertown Rd, Montville Ct by Commissioner Taylor, Seconded by Commissioner Bartholomew, **6-0 favor, Motion carried.**
- b. **May Realty/David Yoselevsky:** Monitoring plan for the property located at 711 Route 163, Montville, Ct. As shown on Assessor's Map 38 Lot 53. Ms. Bezanson stated that Commissioners Johnson, Brush and Taylor had visited the site. She handed out 3 monitoring plans included in the staff report that were submitted by Mr. Yoselevsky. Discussion was held. **Motion to accept** monitoring reports by Commissioner Johnson, I move to approve the reports titled "Completion of Stabilization Project submitted by May Realty dated July 9, 2010", "Bi-Monthly Update submitted by May Realty on August 2, 2010" and the Bi-Monthly update submitted by May Realty August 17, 2010 for the property located at 711 Route 163 (Assessor's Map 38 Lot 53) based on the fact that the reports meet the requirements as set forth in Permit Number 210 IWC 5. Seconded by Commissioner Riske. **6-0 favor, Motion carried.**
- c. Commissioner Brush added under Other Business the fact that Mr. Diamantini was served by the court.

Motion to Adjourn at 8:00pm by Commissioner Bartholomew, Seconded by Commissioner Johnson. **6-0 favor, Motion carried.**

*For complete record, refer to audio recording

Respectfully submitted,
Pamela Church