

TOWN OF KENT INLAND WETLANDS COMMISSION

41 Kent Green Boulevard
P.O. Box 678
Kent, CT 06757
Phone (860) 927-4625 Fax (860) 927-1313

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REGULAR MEETING MOTIONS

The Kent Inland Wetlands Commission held a regular meeting on June 22, 2015 at 7:00 p.m. in the Kent Town Hall, 41 Kent Green Boulevard, Kent, CT.

1. CALL TO ORDER

Ms. Werner called the meeting to order at 7:01 p.m.

2. ROLL CALL AND APPOINTMENT OF ALTERNATES, IF REQUIRED

Commissioners Present: Lynn Werner, Chairman; Eric Cieplik, Fred Hosterman, Marge Smith, Paul Yagid
Staff Present: Donna Hayes, Land Use Administrator
Jennifer Calhoun, Land Use Clerk

Mr. Cieplik moved to elevate Mr. Hosterman to voting status. Mr. Yagid seconded and the motion carried unanimously.

Mr. Cieplik moved to add items 5.3, 5.4. and 5.5. to the agenda. Mr. Yagid seconded and the motion carried unanimously.

3. READING OF MINUTES OF PREVIOUS MEETINGS

A. Regular Meeting Minutes, May 18, 2015.

B. Special Meeting Minutes, June 3, 2015.

Ms. Smith moved to approve the Regular Meeting Minutes of May 18, 2015 and Special Meeting Minutes, June 3, 2015, as written. Mr. Cieplik seconded.

During discussion, Mr. Yagid asked that the word "that" in the 6th paragraph, page 2, of the May 18, 2015, minutes be changed to "noted" and that the word "agued" on the same line be changed to "argued".

Ms. Smith revised her original motion and moved to approve the May 18, 2015, Regular Meeting Minutes as amended and the June 3, 2015, Special Meeting Minutes as written. Mr. Cieplik seconded and the motion carried unanimously.

Kent Inland Wetlands Regular Motions 6/22/15

These are draft motions. Corrections may be made by the Commission at the subsequent meeting. Please refer to subsequent meeting minutes for possible corrections and approval of these motions.

4. VIOLETIONS

- 4.1. Notice of Violation #01-15, Preston Mountain Club, 14 Preston Mountain Road, unpermitted site work, Map 3 Block 4 Lot 10.

Mr. Yagid moved to release Notice of Violation #01-15, Preston Mountain Club, 14 Preston Mountain Road, unpermitted site work, Map 3 Block 4 Lot 10. Mr. Cieplik seconded and the motion carried unanimously.

5. APPLICATIONS

- 5.1. Application #1107-15, Wyrick Associates for Douglas Garfinkle, 18 Highland Road, construction of new house, septic and related site work, Map 5 Block 12 Lot 88.

Mr. Cieplik moved to continue Application #1107-15, Wyrick Associates for Douglas Garfinkle, 18 Highland Road, construction of new house, septic and related site work, Map 5 Block 12 Lot 88 to the next regular meeting. Ms. Smith seconded and the motion carried unanimously.

- 5.2. Application #1108-15, James Howley, 25 Brown Road, wrap around deck and expansion of lawn into wetland area, Map 11 Block 40 Lot 25.

Mr. Cieplik moved to continue Application #1108-15, James Howley, 25 Brown Road, wrap around deck and expansion of lawn into wetland area, Map 11 Block 40 Lot 25 to the next regular meeting. Mr. Yagid seconded and the motion carried unanimously.

Ms. Smith moved to hear agenda item 5.5. at this point in the meeting. Mr. Yagid seconded and the motion carried unanimously.

- 5.3. Application #1109-15, Rick Osborne for the Town of Kent, 38 Maple Street, removal of buried oil tank in regulated area, Map 4 Block 12 Lot 4.

Mr. Yagid moved to continue Application #1109-15, Rick Osborne for the Town of Kent, 38 Maple Street, removal of buried oil tank in regulated area, Map 4 Block 12 Lot 4 to the next regular meeting. Ms. Smith seconded and the motion carried unanimously.

- 5.4. Application #1110-15, Bruce Schnitzer, 29 Spectacle Ridge Road, addition of new entry and 2 decks in regulated area, Map 16 Block 25 Lot 23.

Ms. Smith moved to continue Application #1110-15, Bruce Schnitzer, 29 Spectacle Ridge Road, addition of new entry and 2 decks in regulated area, Map 16 Block 25 Lot 23 to the next regular meeting. Mr. Cieplik seconded and the motion carried unanimously.

After discussion, the Commission discussed agenda item 5.3. at this time.

- 5.5. Application #1111-15, Bruce Bennett, Kent Greenhouse, for John Veltri, 13 Brown Road, after the fact clearing of regulated area, pond dredging and pool retaining wall construction, Map 11 Block 40 Lot 27

Ms. Werner recused herself from this discussion.

Mr. Cieplik moved to continue Application #1111-15, Bruce Bennett, Kent Greenhouse, for John Veltri, 13 Brown Road, after the fact clearing of regulated area, pond dredging and pool retaining wall construction, Map 11 Block 40 Lot 27, to the next regular meeting. Mr. Yagid seconded and the motion carried unanimously.

Ms. Werner returned to the meeting and the Commission discussed agenda item 5.4. at this time.

6. OLD BUSINESS

- 6.1.** Application #1104-15, Preston Mountain Club, 14 Preston Mountain Road, after the fact permit for work done as sited in NOV #01-15, Map 3 Block 4 Lot 10.

Mr. Yagid moved to approve Application #1104-15, Preston Mountain Club, 14 Preston Mountain Road, after the fact permit for work done as sited in NOV #01-15, Map 3 Block 4 Lot 10, with the following conditions: the edges of the trench from the culvert entering from under Route 341, Macedonia Road, be softened to create a swale; a thin layer of crushed stone be installed in the swale with a thin layer of soil on top; jute netting or material that is degradable over time be installed along the sides of the new swale; a general planting plan for the area along the edges of the swale be presented for approval by the Land Use Administrator as soon as possible; the addition of crushed stone at the trench/swale discharge area into Bog Hollow Brook; and, repair of erosion in the area on Preston Mountain Road opposite the driveway to the garage/workshop. Mr. Cieplik seconded.

During discussion, Ms. Hayes asked that payment of the after the fact permit fee be added to the conditions of approval.

Mr. Yagid accepted the amendment and added the following to the motion: submission of a check made out to the Town of Kent for \$100 representing the fee required for permits issued after the fact. Mr. Cieplik seconded the amended motion and the motion carried unanimously.

- 6.2.** Emily Curtis-Murphy, 1 Anderson Acres, determination of farming exemption, Map 16 Block 24 Lot 16.

No action taken.

- 6.3.** Application #1105-15, Bruce Schnitzer, 29 Spectacle Ridge Road, driveway and parking area, Map 16 Block 25 Lot 23.

Mr. Yagid moved to approve Application #1105-15, Bruce Schnitzer, 29 Spectacle Ridge Road, driveway and parking area, Map 16 Block 25 Lot 23. Ms. Smith seconded and the motion carried unanimously.

- 6.4.** Executive Session: Legal Litigation, Kent Hollow Road

Ms. Smith moved to hear agenda item 6.4. after 8.B. Mr. Cieplik seconded and the motion carried unanimously.

Mr. Smith moved to go into Executive Session: Legal Litigation, Kent Hollow Road at 8:50 p.m. Mr. Yagid seconded and the motion carried unanimously.

The Commission came out of Executive Session at 8:51 p.m.

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7. NEW BUSINESS

- 7.1. Wyrick Associates for Joseph Yasgur, 53 Davis Road, modification to application #881-08, addition to residence, modification to include reduction in size of addition, demo of a portion of existing hexagonal structure and elimination of connector, replacement of new deck with new stone terrace, relocation of new stairs from northerly side to south side of reconstructed cottage, Map 16 Block 22 Lot 11.

Ms. Smith moved to accept Wyrick Associates for Joseph Yasgur, 53 Davis Road, modification to application #881-08, addition to residence, modification to include reduction in size of addition, demo of a portion of existing hexagonal structure and elimination of connector, replacement of new deck with new stone terrace, relocation of new stairs from northerly side to south side of reconstructed cottage, Map 16 Block 22 Lot 11, noting that the name on the permit will be transferred from Schultz to the new owner, Mr. Joseph Yasgur, and with the following changes to the modification: that the material used for the new stone terrace be pervious pavers; and that the new landing on the southerly side of the existing cottage be changed to small stepping stones. Mr. Cieplik seconded and the motion carried unanimously.

8. COMMUNICATIONS TO THE COMMISSION

A. WRITTEN

- 8.A.1. Freedom of Information Commission Complaint: Docket #FIC 2015-279; Pamela Dudgeon-Eisenlohr v. Chairman, Inland Wetlands Commission, Town of Kent; Inland Wetlands Commission, Town of Kent; and Town of Kent.

No action taken.

- 8.A.2. Permit Application for the Use of Pesticides in State Waters: 320 Kent Cornwall Road

No action taken.

B. VERBAL

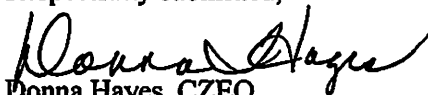
No action taken.

Agenda item 6.4. was heard at this point in the agenda.

9. ADJOURNMENT

Mr. Cieplik moved to adjourn at 8:52 p.m. Mr. Yagid seconded and the motion carried unanimously.

Respectfully submitted,


Donna Hayes, CZEO
Land Use Administrator