

**MADISON INLAND WETLANDS AGENCY
REGULAR MEETING
Monday, January 8, 2007
Meeting Room A, Town Campus**

A regular meeting of the Madison Inland Wetlands Agency (IWA) was held on Monday, January 8, 2007 at 7:30 p.m. in Meeting Room A, Madison Town Campus. With Chairman Rodney Bascom presiding, the meeting was called to order at 7:30 p.m.

Present: Rodney Bascom, Thomas Paul, John Mathieu, David Newton, Lee Schumacher and Ken Munro. Inland Wetlands Officer Robert Kuchta and Assistant Town Engineer Mike Ott were also present. Glenn Falk joined the meeting in progress.

In order to expedite the agenda, applications and agenda items were addressed in order as needed.

ELECTION OF OFFICERS

There were two slates of officers nominated. John Mathieu nominated with a second by Lee Schumacher: Rodney Bascom for Chairman; Thomas Paul for Vice Chairman and Lee Schumacher for Secretary. Ken Munro nominated Thomas Paul for Chairman and the nomination was seconded by David Newton.

With David Newton presiding over the election, the Inland Wetlands Agency voted to elect Rodney Bascom as Chairman. The Agency voted 3-2 in favor with Thomas Paul and Ken Munro voting in favor of Thomas Paul.

David Newton called for nominations for Vice Chairman. John Mathieu had nominated Thomas Paul with a second by Lee Schumacher. Ken Munro nominated John Mathieu as Vice Chairman and John Mathieu consequently declined.

The Inland Wetlands Agency voted to elect Thomas Paul as Vice Chairman and Lee Schumacher as Secretary. There was no vote in opposition.

REGULAR MEETING

1. **06-81: 632 OPENING HILL ROAD.** Map 122, Lot 51-2. Owners: William & Allison Seaquist; Applicant: William Seaquist. Regulated Activity Permit for addition to home within 100 ft. of wetlands.

Chairman Bascom – noted the Agency had walked the site. He read the site walk report into the record. (On file)

A motion was made by David Newton, seconded by Lee Schumacher, whereby the Madison Inland Wetlands Agency voted unanimously to approve application 06-81: 632 Opening Hill Road as presented.

2. **06-84: 44 BUTTONBALL LANE.** Map 79, Lot 9-15. Owners/Applicants: Fred J. & Judy L. Line. Regulated Activity Permit for installation of drainage system within 100 ft. of wetlands, and discharge into a wetland.

Fred Line, 44 Buttonball Lane

The applicant explained that their basement drainage system does not work. He provided photos of the basement showing standing water and the damage it has caused. (Exhibit 1). The foundation drain's last half near its outflow at an intermittent stream is totally clogged with roots. The existing system does not have capacity, even cleared, to handle the amount of groundwater in the area. The proposed new design would have a sub-floor drainage system in the basement and the existing discharge lines from the footing drains to the creek would be replaced by lines that are of a larger diameter and heavier gauge that would resist the encroachment of the roots into the system. The current lines actually cross into the wetlands and would be replaced in the same location.

Larry Marcik, P.E. Design Earth Technology, Guilford, CT

There are currently three lines into the drainage easement that were installed by the subdivision contractor. The footing drains were hooked into one line but they found it could not handle the amount of water around the foundation so the contractor installed another footing drain into one of the other lines. Eventually the system, even with two sump pumps, degraded to the point shown in the photos. They would like to replace the two lines to the creek with a more suitable pipe that would be root resistant. All lines will be in the existing trenches.

D. Newton – requested information as to the exact location of the lines and Mr. Marcek then clarified. Is there a level spreader at the end?

Larry Marcik - No, but there is no erosion and the drainage flows very slowly. The area is an old gravel bank two feet lower than the house.

J. Mathieu – Will the old lines be removed?

Larry Marcek - the two that are currently being used will be removed but not the third.

K. Munro – It will be draining into the same area it is draining into now.

Chairman Bascom – asked for comments from IWO Kuchta and from M. Ott. They had none.

Exhibit 1 – two pages of photos showing standing water in basement.

A motion was made by Ken Munro, seconded by David Newton, whereby the Madison Inland Wetlands Agency voted unanimously to approve application 06-84: 44 Buttonball Lane as submitted.

12. APPROVAL OF BILLS

A motion was made by David Newton, seconded by Thomas Paul, whereby the Madison Inland Wetlands Agency voted unanimously to approve payment of the bills totaling \$835.39.

13. APPROVAL OF MINUTES

A motion was made by Thomas Paul, seconded by David Newton, whereby the Madison Inland Wetlands Agency voted unanimously to approve the minutes of the December 4, 2006 meeting with the following corrections:

Page 1, last line - Mr. Falk asked about the travel times. *The line was struck from the minutes. Glenn Falk should be included in Members present. Dave Mathieu should be changed to John Mathieu.*

Page 2, Line 16 - The motion carried 4-0-1

IN FAVOR: Mathieu, Bascom, Paul, Schumacher

Corrected - The motion carried 5-0-1.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, *Falk*

Page 3, Line 28 - The motion carried 5-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, Newton

Corrected - The motion carried 6-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, Newton, *Falk*

Page 11, Line 9 - The motion carried 5-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Newton, Schumacher

Corrected - The motion carried 6-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Newton, Schumacher, *Falk*

Page 11, Line 33 - The motion carried 5-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Newton, Schumacher

Corrected - The motion carried 6-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Newton, Schumacher, *Falk*

Page 13, Line 29 - The motion carried 4-0-1.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher

Corrected - The motion carried 5-0-1.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, *Falk*

Page 16, Line 23 - The motion carried 4-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher

Corrected - The motion carried 5-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, *Falk*

Page 18, Line 8 - The motion carried 5-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, Newton

Corrected - The motion carried 6-0-0.

IN FAVOR: Mathieu, Bascom, Paul, Schumacher, Newton, *Falk*

Page 4, Line 39 - Mr. Sullivan proposed to serve the lots off of Shorelands Drive with public water.

Corrected - Mr. Sullivan proposed to serve the *lot* off of Shorelands Drive with public water.

Page 4, Line 28 Add - A motion was made by David Newton, seconded by Thomas Paul, whereby the Madison Inland Wetlands Agency voted to open the public hearing for 06-67: 78 LONG SHORE LANE.

Page 6, Line 16 - Mr. Sullivan explained that one lot would have physical access off the access and that there would additionally be a paper accessway to Lot 7 in order for Lot 7 to meet the zoning requirements for frontage off a town road; hence, a 25' accessway is shown on the plan, but will never be built or cut since physical access to Lot 7 is obtained off of Shorelands Drive.

Corrected - Mr. Sullivan explained that one lot would have physical access off the *cul-de-sac* and that there would additionally be a paper accessway to Lot 6 in order for Lot 6 to meet the zoning

requirements for frontage off a town road; hence, a 25' accessway is shown on the plan, but will never be built or cut since physical access to Lot 6 is obtained off of Shorelands Drive.

Page 10, Line 18 - noted changes to Lot 12,

Corrected - noted changes to Lot 13

Page 11, Line 36 Add - A motion was made by David Newton, seconded by John Mathieu, whereby the Madison Inland Wetlands Agency voted to open the public hearing for 06-78: 353 BOSTON POST ROAD.

Page 18, (see December 2006 approved minutes) Additional information regarding the Agency's directions to the applicant.

15. SECTION 13 APPROVALS:

A. 06-86: 970 Summer Hill Road. Approved 12/7/06 for excavation/grading 50 ft. beyond Inland Wetland. Expansion of a horse corral. There will be a 50' undisturbed area between the corral and the wetlands inclusive of a planting berm.

B. 06-87: 55 Woodland Road. Approved 12/18/06 for addition to existing home within 100 ft. of wetland.

C. 06-88: 28 Samantha Lane. Approved 12/18/06 for shed installation within 100 ft. of wetland.

D. 06-20 MOD: 64 Wall Street. Approved 12/21/06 Modification of previously approved Regulated Activity Permit for change in storm drainage system. Approval may be moot as Planning and Zoning denied application for modification of the total site plan. The proposal was to remove one of the buildings in the rear and replace with a contingency parking area. When IWO Kuchta asked Eric Anderson (engineer for the site) to compare the existing approval with the modification and there was a difference in about 3% in the impervious conditions. There was no change needed in the storm drain system for that difference.

E. 06-42 MOD: 14 Governor's Way. Approved 1/3/07 Modification of previously approved Regulated Activity Permit for reduction in size of proposed residence in 100 ft. review area.

Other – 899 Durham Road

Chairman Bascom asked IWO Kuchta for comment on the activity at that property.

IWO Kuchta – there is demolition of an existing house and major construction that is very visible from Route 79. He has been to the site twice to speak to the contractor and homeowners. He will send them a letter.

Chairman Bascom – stockpiling of materials should not be done within the review area.

IWO Kuchta – a Section 13 was done for the house because it was being built on an existing footprint.

PUBLIC HEARING

06-67: 78 LONG SHORE LANE. Map 25, Lot 74 and 74-1. Owner: Long Shore, LLC; Applicant: Ed Zimmerman. Regulated Activity Permit for 1) extension of Maplewood Lane involving filling wetlands and road construction in and within 100 ft. of wetland, and 2) wetland crossing for driveway access to proposed lot 7. Subdivision referral for proposed 7 lot subdivision. **(continued from December 4, 2006 to February 5, 2007)**

A motion was made by David Newton, seconded Lee Schumacher, whereby the Madison Inland Wetlands Agency voted unanimously to open the public hearing for application 06-85: 23 Hamilton Dr.

06-85: 23 HAMILTON DRIVE, a.k.a. 36 Cedar Lane. Map 27, Lot 79. Owners/Applicants: John D. & Elisabeth J. Morgan. Regulated Activity Permit for extension of water main within 100 ft. of wetlands.

Tom Stevens, 141 Durham Road, Madison, CT

As representative for the applicant he distributed 11x17" copies of plans (Exhibit 1) and outlined the changes. The application is to extend an existing water main that is 8" diameter and located on Hamilton Dr. northerly to the intersection of Cedar Lane and then westward approx. 700' to a point to the north of the Morgan's existing house. A public hearing was not set at the last meeting but since then, a petition was submitted necessitating one. A certified mailing was sent out and copies have been submitted to the Land Use Office. Last month's application showed the proposed water main going down the center of Cedar Lane. After meeting with Paul Radicci from the Water Company, he requested the main be installed at the north edge of Cedar Lane. Also, on the Plan/Profile sheet there was 5 1/2' of coverage from the top of the water main which has now changed, at his request, so that the water main is no deeper than 5' at the bottom of the 8" pipe. A trench detail was added to sheet two. An alternative was to extend water service up Madison Ave. across private property for several hundred feet and then between two wetlands for several hundred feet. Another option would be to come off of the existing main at Hamilton Ave. westerly, south of the Comstock property, which would require actual disturbance of wetlands and construction upgradient of a potential vernal pool on the Morgan's property. They feel the proposal, as submitted, is the most viable alternative. The wetlands were flagged by Rich Snarski and Mr. Stevens walked the property with IWO Kuchta. The wetlands are not on the applicant's property.

J. Mathieu – is rock excavation anticipated?

Tom Stevens – yes it is likely, just to the north of the O'Connell property there is ledge. Test borings have not been done.

J. Mathieu – Will this involve blasting as opposed to chipping it out?

Tom Stevens – that is unknown at this time. There is silt fence shown to the north of the proposed construction

D. Newton - Construction time estimate?

Tom Stevens – less than a month.

J. Mathieu – Does the Water Company have a list of approved contractors for installing water mains or can the developer employ who ever they want?

Tom Stevens – the Water Company will provide.

D. Newton - Is the Water Company going to do it or is the private owner?

Tom Stevens – The private owner. He believes the Water Company will just inspect it.

Chairman Bascom – which residences are served by public water in that area?

Tom Stevens – all except the Morgans and the Lands.

Chairman Bascom – the area being disturbed is owned by the applicant?

Tom Stevens – yes.

Chairman Bascom – and that area is not paved?

Tom Stevens – Correct and it is not proposed to be paved.

Chairman Bascom – read the site walk report into the record. (On file) He asked IWO for comment.

IWO Kuchta – there are many people in the audience to speak and a letter in the file that will be addressed if it isn't brought up by someone present. It was distributed to the Agency for review.

Chairman Bascom – asked Mike Ott for comment and he had none at this time.

Chairman Bascom – asked the public for comments related to this application.

John and Judy Costa, 12 Hamilton Dr.

If there is blasting it will affect other homes on the street.

Ron Hicks, 15 Hamilton Dr.

How close will the trench be to the wetlands?

Tom Stevens – blasting is still unknown but there will be pre-blasting surveys done for all houses within the area, possibly up to 500'. He gave the details of what a pre-blast survey consisted of, an inside and outside documentation of existing conditions.

The closest point of construction to the wetlands is 24'; that is to the center point of the main. The disturbance will extend out from that by 5-10' toward the wetlands.

Chairman Bascom – steel trench boxes would be used in soft soils to insure the sides to do not fall in during construction.

Ron Hicks, 15 Hamilton Dr.

Had cracks in his basement because of blasting done approx. 2,000' from his house. Wants assurance this will not happen. His house sits on the ledge that would be blasted.

Beverly O'Connell Keltie, 20 Godman Road, Madison

Representing her mother who lives at 33 Hamilton Dr. she asked if the contractor would be insured and what assurance they have of that.

Bruce Buchannen, 40 Hamilton Dr.

Water coming in from a water main is adding additional water to the water table of an already saturated area.

Tom Stevens – the water this household uses now is coming from a well, bringing water up from down in the earth and that is being added to the surface water table. This will not change. He tried to clarify how different water tables exist and are tapped into for use. There will be no measurable difference in increase due to the change in water supply.

M. Ott – concurred. A hydro-geologist would have to be consulted to determine the actual amount and it would be insignificant. He explained the Water Company's construction process and reminded those present that the concern of the IWA is potential impact to the wetlands.

Bill Barker, 7 Hamilton Dr.

Expressed concern over the blasting as ledge runs throughout the neighborhood.

Mary Malone, 38 Hamilton Drive

Asked if the disturbance caused last time there was a break in the water main, (sediment damaging appliances) would occur if this were approved.

J. Mathieu – asked Tom Stevens if he anticipates any water in the trench from the wetlands.

Tom Stevens – the wetlands is 10-12' lower than the trench.

Ron Hicks, 15 Hamilton Dr.

Except where it starts at Hamilton Dr.

Tom Stevens – stood corrected. At Hamilton Dr. the wetlands is approx. 1 -1 ½' below the road.

Mary Malone, 38 Hamilton Drive

Any hole dug in the area will collect water; 5' deep will definitely have water.

Beverly O'Connell Keltie, 20 Godman Road, Madison

Representing her mother who lives at 33 Hamilton Dr., she provided photos of ledge through the area (Exhibits 2-6) and a map of houses on Hamilton Dr., (Exhibit 7) showing the ledge in the area..

K. Munro – Read the IWA's charge.

Atty. Tom Cronan, 1291 Boston Post Road, for the applicant

Distributed CT Supreme Court Case *River Bend Association Inc. v Conservation and Inland Wetlands Commission of Town of Simsbury* (Exhibit 8) He asserted and expert testimony has been given to the fact that there will not be substantial adverse impact on the wetlands. There is only speculation as to whether or not there is a vernal pool. Robert Sonnichsen's report, done for the petitioning neighbors, did not mention a vernal pool.

M. Ott – Should the Agency vote to approve this and because of the way the contract will be handled, the wetlands permit conditions will be the IWA's only assurance of protection of the wetlands. There are construction issues to be considered. Silt fence should be put up before any work starts in order to delineate the work area and create a barrier between the work area and the wetland. There is a good chance there will be water in the trench at some point even in the sections that are higher than the wetlands. There should be provisions for dewatering the trench as the Water Company will not allow the pipe to be laid in a trench with water; the dewatering site should be designated. Backfill of the trench should be done with a silty material in order to not encourage the potential for drainage of the wetlands into the trench as water will seek the path of least resistance. The trench could actually dewater the wetland.

T. Paul – What would the engineering plan be to handle water being pumped out?

Tom Stevens – there is a break in grade between the O'Connell property and the Morgan property; the headland of that property would probably be the best place to capture the water and direct it towards a wetland.

M. Ott – These points can be addressed as a condition of approval of simply by a few lines on the map.

Chairman Bascom – It should be specified that the applicant's engineer would work with the Town Engineer to provide the best materials and methods for preventing the trench from dewatering the wetland.

Tom Stevens – cutoff walls at 100' intervals should eliminate the problem.

Mary Malone –Why can't the water main go up Cedar Lane which is much flatter and would not require blasting?

Tom Stevens – Those houses on Cedar Lane are on laterals not water mains. The main would have to be brought between two wetlands.

D. Newton – who owns that road?

Tom Stevens – the people who live on it. Easements would be needed. It is not known positively if an easement is available.

D. Newton – Is that route a feasible and prudent alternative?

Tom Stevens – possibly.

D. Newton – There is a chance that blasting so close to the wetlands could create fractures in the rock providing a route for the water from the wetlands to the trench?

M. Ott – That could provide a potential for impacting the wetlands.

IWO Kuchta – The grades that exist now will remain the same?

Tom Stevens – Yes. There won't be any net change of surface.

IWO Kuchta – explained the flow of water through ledge.

Chairman Bascom – were there test pits done?

Tom Stevens – not in this area.

Chairman Bascom – subsurface investigation might help with this issue.

Atty. Tom Cronan – a permit would be needed.

Chairman Bascom – borings wouldn't require a permit.

J. Mathieu – a blasting contractor will expose the rock and study the situation before making a determination to plant dynamite and blast. There may be other alternatives.

Beverly O'Connell Keltie – The alternative route proposed by Mary Malone would only affect three houses and the land is very, very flat. It would go between two wetlands, one of which appears to be coming out of a septic tank, a manmade wetlands. The one along the proposed route is 6-acres of pristine, totally pure wetlands, ledge and uplands.

Atty. Tom Cronan – reminded the Agency that the applicant does not own the access on Cedar Lane; they do own the other. The parameters are out of the control of the applicant and he felt it would not meet the test of a feasible and prudent alternative. There has not been proof that this will harm the wetlands.

D. Newton – blasting is not a concern of the IWA and water in the trench not coming from the wetlands is also not an IWA issue. He is concerned about blasting fracturing the rock and draining the wetlands. He proposed that the public hearing not be closed and the applicant identify on the plans, a potential dewatering site. He recommended that the option of Cedar Lane be considered and determination be made as to whether an easement and access is possible through that route with an evaluation of impact on those wetlands. If there is less impact on the wetlands in total, then it is a feasible and prudent alternative. Details on the trench material and engineering might be included.

T. Paul – a dewatering plan would be welcomed.

J. Mathieu – The dewatering structure, runoff and flow should be shown not to be detrimental to the area.

Chairman Bascom – if easements cannot be obtained then that will be enough for the Agency to determine that the option is not reasonable or prudent.

Atty. Tom Cronan – can the applicant get approval for doing test borings in order to provide more information?

Chairman Bascom – borings can be done under IWO Kuchta's jurisdiction. He will make a determination if test pits are recommended.

K. Munro – If no blasting were required, would this application be acceptable.

D. Newton – he would vote for its approval if there were no blasting.

K. Munro – proposed they approve under the condition that there be no blasting.

The Agency decided to forego that option and the public hearing was continued to the February meeting with the aforementioned additional information to be provided.

Exhibit 1 – 11x17” revised plans

Exhibit 2-6 – photos of ledge in the neighborhood

Exhibit 7 – map showing ledge in the neighborhood in relation to houses in the area.

Exhibit 8 - CT Supreme Court Case *River Bend Association Inc. v Conservation and Inland Wetlands Commission of Town of Simsbury*

REGULAR MEETING

3. **06-89: 53 GREEN HILL ROAD.** Map 54, Lot 11. Owner/Applicant: Lowry Family, LLP. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison.

Receipt only.

Eric Anderson, Anderson Engineering and Surveying Associates, Guilford, CT

As representative for applicant he explained the wetlands were delineated by Rich Snarski.

Chairman Bascom – is the application complete?

IWO Kuchta - yes.

A motion was made by David Newton, seconded by Thomas Paul, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 06-89: 53 Green Hill Road, schedule it for a public hearing at the February 5, 2007 IWA meeting with a site walk to be done by IWO Kuchta.

4. **06-90: NECK ROAD.** Map 12, Lot 46. Owner/Applicant: Lowry Family, LLP. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison. **Receipt only**

Eric Anderson, Anderson Engineering and Surveying Associates, Guilford, CT

As representative for applicant he noted the wetlands were delineated by Rich Snarski.

Chairman Bascom – is the application complete?

IWO Kuchta – Yes.

A motion was made by John Mathieu, seconded by David Newton, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 06-90: Neck Road, schedule it for a public hearing at the February 5, 2007 IWA meeting with a site walk to be done by IWO Kuchta.

5. **06-91: 15 ISLAND AVENUE.** Map 38, Lot 126. Owners/Applicants: Karen I. & A. Norman Redlich. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison. **Receipt only.**

Mark Young, Russ Waldo Associates

As representative for applicant he explained that the wetlands were delineated by Elizabeth Young. There are no tidal wetlands.

Chairman Bascom – is the application complete?

IWO Kuchta – yes.

A motion was made by Glenn Falk, seconded by David Newton, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 06-91: 15 Island Ave., schedule it for a public hearing at the February 5, 2007 IWA meeting with a site walk to be done by IWO Kuchta.

6. **06-92: 15 ISLAND AVENUE.** Map 38, Lot 126. Owner/Applicant: Norman Redlich. Regulated Activity Permit for additions to dwelling within 100 ft. of wetlands. **Receipt only.**
Mark Young, Russ Waldo Associates
As representative for applicant he explained that the proposed regulated activities consist of: an expanded entryway on the front, an additional garage bay on the southeast corner of the house and a 6'x15' addition to the kitchen, part of which will be on an existing stone patio, and the patio would then be expanded by a couple of feet. During construction, the builder and architect will evaluate possible water in the crawl space. They believe it can be remedied by some grading and repaving of the driveway. It may require a French drain; a riprap level spreader would be placed at the outlet. This is included as part of the application.
J. Mathieu – is there a diagram of that structure?
IWO Kuchta – not at this time.
T. Paul – what will the kitchen foundation be?
Mark Young – crawl space.
Tom Stevens – what kind of excavation would be required?
Mark Young – The patio will be dug out and foundation with a 4' frost wall would be installed. The patio is outside the wetlands. The wetland is lawn.

A motion was made by David Newton, seconded by Thomas Paul, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 06-92: 15 Island Avenue, place it on the agenda for the February 5, 2007 IWA meeting with a site walk to be done by the Agency.

7. **06-93: 125 TWIN BRIDGE ROAD.** Map 119, Lots 3 & 4. Owner/Applicant: R. Snowden Andrews, Jr. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison. **Receipt only.**
Eric Anderson, Anderson Engineering and Surveying Associates, Guilford, CT
As representative for the applicant he explained the wetlands were delineated by Richard Snarski.
Chairman Bascom – is the application complete?
IWO Kuchta – yes.

A motion was made by John Mathieu, seconded by David Newton, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 06-93: 125 Twin Bridge Road, schedule it for a public hearing at the February 5, 2007 IWA meeting with a site walk to be done by IWO Kuchta.

8. **06-94: 125 TWIN BRIDGE ROAD.** Map 119, Lots 3 & 4. Owners: R. Snowden & Carolyn B. Andrews. Regulated Activity Permit to allow addition to house within 100 ft. of wetlands. **Receipt only.**
Eric Anderson, Anderson Engineering and Surveying Associates, Guilford, CT
As representative for the applicant he explained the purpose of the application is to make changes to the house, most of which are out of the 100' upland review area; approximately 5' is encroaching.
Chairman Bascom – is the application complete?
IWO Kuchta – Yes.

A motion was made by David Newton, seconded by Ken Munro, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 06-94: 125 Twin Bridge Road, place it on the agenda for the February 5, 2007 IWA meeting with a site walk to be done by IWO Kuchta.

- 9. 05-03 MOD.: 9 BRITTON LANE.** Map 26, Lot 35. Owner: The Lutheran Church of Madison; Applicant: Duo Dickinson. Modification of Regulated Activity Permit to allow placement of air conditioning unit in wetlands.

Jim Wilson, Duo Dickenson Architect

As representative for the applicant he explained they need additional approval for the heating and air conditioning pad as the units are larger than anticipated. They are already installed. The structure is not substantial enough to allow them to be placed on top of the building. The encroachment is 14'. They are proposing to add to the vegetative buffer.

IWO Kuchta – the area has been used for a path around the building for years and has a layer of gravel over it. He has visited the site several times. They could not tell if the pad was within the wetlands until an as-built was done. It was not obvious that it was in the wetlands. He has no issue with this modification.

A motion was made by David Newton, seconded by Ken Munro, whereby the Madison Inland Wetlands Agency voted unanimously to approve the modification to application 05-03: 9 Britton Lane as submitted.

- 10. 702 SUMMER HILL ROAD.** Discussion
No discussion

- 11. 01-1:2158 DURHAM ROAD.** Discussion. Cacace Pond release.
No discussion

- 14. DISCUSSION: DEP Inland Wetlands and Watercourses Model Municipal Regulations – Fourth Edition, May 1, 2006.**
D. Newton – they have completed proposed changes. They will be provided for the Agency's review before the next meeting.

- 16. LITIGATION**
There was no discussion

A motion was made by David Newton, seconded by Thomas Paul, whereby the Madison Inland Wetlands Agency voted unanimously to adjourn at 10:25 p.m.

The next IWA meeting will be on Monday, February 5th, 2007.

Respectfully submitted,

J. Donnette Stahnke
Recording Secretary, Inland Wetlands Agency