

**MADISON INLAND WETLANDS AGENCY
REGULAR MEETING
Monday, April 9, 2007
Meeting Room A, Town Campus**

A regular meeting of the Madison Inland Wetlands Agency (IWA) was held on Monday, April 9, 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, Glenn Falk, Lee Schumacher and Ken Munro. Inland Wetlands Officer Robert Kuchta and Assistant Town Engineer Mike Ott were also present.

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

PUBLIC HEARING

07-05: 63C SIGNAL HILL ROAD. Map 30, Lot 11. Owners/Applicants: Paul K. & Pamela D. Gallagher. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison. Commencement of hearing postponed to May 7, 2007

07-06: 1 BISHOP LANE. Map 50, Lot 17. Owner: Joseph E. Sarr, Trustee; Applicant: Shoreline Warehousing, LLC. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison. Commencement of hearing postponed to May 7, 2007.

REGULAR MEETING

2. **07-04: 22 OLD ROUTE 79.** Map 48, Lot 52. Owner/Applicant: Thomas A. Pellat. Regulated Activity Permit for pond restoration. Receipt only.

Thomas Pellat, applicant 22 Old Route 79 – there is a pond on his property that has been infested with Brazilian Elodea, a highly invasive species. The DEP has recommended that it be removed as it will completely fill in the pond. The pond needs to be deepened and treated with Sonar in order to kill it. The DEP has approved permits for this action. He is proposing to dewater the pond in one day. Over a two- to three-day period Schumacher Construction will use a small bulldozer designed for pond work to scrape the plant material out along with the sediment that has filled the pond. That will be buried and after the pond has naturally refilled it will be treated with the Sonar. (Step-by-step procedure included in application). The water coming from the pond will be filtered through hay to prevent the invasive from escaping into the wetlands.

A motion was made by Ken Munro, seconded by John Mathieu, whereby the Madison Inland Wetlands Agency voted unanimously to approve application 07-04: 22 Old Route 79 as submitted.

2. **07-07: 1 BISHOP LANE.** Map 50, Lot 17. Owner: Joseph E. Sarr, Trustee; Applicant: Shoreline Warehousing, LLC. Regulated Activity Permit for construction of building, and parking and driveway area within 100 ft. of wetlands. **Postponed to May 7, 2007**

3. **07-13: 8 Old Route 79.** Map 48, Lot 53. Owner/Applicant: CK Builder LLC. Regulated Activity Permit for demolition of existing structure and construction of new building; removal of existing septic system and installation of new septic system; deposit of materials with grading and other improvements, all within 100 ft. of wetlands. Receipt only.

James M. Pretti, P.E, Criscuolo Engineering, LLC

As representative for the applicant he explained that the site is the former police station property which consists of approx. 1 acre of land. They are proposing to remove the larger existing building but to leave the two smaller ones that serve the cell tower and the 911 service. He highlighted the area of wetlands on the property. The applicant is proposing to build a two-story structure with a bank on the first floor and commercial offices on the second floor. The existing septic system will be abandoned and a new septic system will be installed in the area of the back parking lot. Stormwater will be collected in 40 linear feet of 4x4 galleys with overflow to a riprap level spreader at the toe of the slope. There is currently parking in both the front and back of the property; he pointed out the areas where additional parking is proposed.

J. Mathieu – waste water calculations need to be included on the map.

T. Paul – how far is the proposed septic system from the wetlands?

James M. Pretti – the galleys are approx. 45' at their closest point. The existing septic system is closer. Old components will be removed and new ones installed.

L. Schumacher – how are you dealing with the stormwater?

James M. Pretti – approx. 80-85% of the stormwater from impervious surface will be directed to catch basins with traps and then into the galleys.

Chairman Bascom – was it designed to 2004 Storm Quality Standards?

James M. Pretti – yes. What is required is 400 cubic feet and what is proposed is approx. 700.

J. Mathieu – what about suspended solids?

Mike Ott , Assistant Town Engineer – This area is so small that that is not required to be addressed.

Chairman Bascom – asked Mike Ott if he had reviewed the application.

Mike Ott , Assistant Town Engineer – not in detail but the applicant has met with Town staff for review.

A motion was made by John Mathieu, seconded by Thomas Paul, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 07-13: 8 Old Route 79, schedule it on the agenda for the next regularly scheduled IWA meeting of May 7, 2007 with a site walk to be held by the Agency.

4. **07-14: 4 Boston Post Road.** Map 44, Lot 57. Owner: Yarde Realty; Applicant: Michael Barnes. Amendment to Inland Wetlands and Watercourses Map of the Town of Madison. Receipt only.

Robert Grabarek, Osprey Environmental

As representative for the applicant he explained that the wetlands were delineated by Elizabeth Young and she has indicated in her report that there are no inland wetlands on the property only tidal wetlands. The previous demarcation of the property did show some inland wetlands but the soil scientist who did the original delineation is deceased and is thus unavailable for comment. Because there is a difference between the two, an amendment is required.

Michael Barnes, applicant

He is unsure of what will be done with the property.

IWO Kuchta – the area has been significantly filled in the past as is evidenced by the type of soil.

Chairman Bascom – is the application complete?

IWO Kuchta – yes it is. He has walked the property.

A motion was made by Ken Munro, seconded by Lee Schumacher, whereby the Madison Inland Wetlands Agency voted unanimously to accept application 07-14: 4 Boston Post Road and schedule it for public hearing on the agenda for the next regularly scheduled IWA meeting of May 7, 2007.

6. APPROVAL OF BILLS

A motion was made by Thomas Paul, seconded by Ken Munro, whereby the Madison Inland Wetlands Agency voted unanimously to approve payment of the bills totaling \$373.90.

7. APPROVAL OF MINUTES

A motion was made by John Mathieu, seconded by Ken Munro, whereby the Madison Inland Wetlands Agency voted to approve the minutes of the March 5, 2007 meeting as submitted with Glenn Falk abstaining as he was not present for the meeting.

8. DISCUSSION: DEP Inland Wetlands and Watercourses Model Municipal Regulations – Fourth Edition, May 1, 2006.

J. Mathieu – recommended the members of the Agency review the proposed regulation changes in order to be able to discuss them.

IWO Kuchta - changes can be highlighted.

Mike Ott, Assistant Town Engineer – made recommendation for changes.

Chairman Bascom – asked IWO Kuchta to contact Atty. Zizka regarding those changes. He was also instructed to ask Atty. Zizka what recourse the Agency has to enforce decisions when there has been a violation and if some type of recourse could be included within the changes to the regulations. He is also to be asked to write a letter to 702 Summer Hill Road.

9. SECTION 13 APPROVALS:

A. 07-12: 72 Joshua Trail. Approved March 26, 2007, for swimming pool within 100' of wetlands.

IWO Kuchta – replacement of an existing pool within an existing lawn area. Condition of approval is that the existing buffer be maintained.

10. LITIGATION: Executive Session As Required

A motion was made by Ken Munro, seconded by Thomas Paul whereby the Madison Inland Wetlands Agency voted unanimously to adjourn the regular portion of the IWA meeting to Executive Session in order to discuss pending litigation at 8:20p.m.

A motion was made by John Mathieu, seconded by Ken Munro, whereby the Madison Inland Wetlands Agency voted unanimously to adjourn the Executive Session in order to resume the regular portion of the meeting at 8:26p.m.

**14. REMARKS – INLAND WETLANDS CHAIRMAN
– INLAND WETLANDS OFFICER**

A motion was made by Ken Munro, seconded by Lee Schumacher, whereby the Madison Inland Wetlands Agency voted unanimously to adjourn at 8:30 p.m.

The next IWA meeting will be on Monday, May 7, 2007.

Respectfully submitted,

J. Donnette Stahnke
Recording Secretary, Inland Wetlands Agency