

**MADISON INLAND WETLANDS AGENCY
REGULAR MEETING
Monday, June 4, 2007
Meeting Room A, Town Campus**

A regular meeting of the Madison Inland Wetlands Agency (IWA) was held on Monday, June 4, 2007 at 7:30 p.m. in Meeting Room A, Madison Town Campus. With Vice Chairman Thomas Paul presiding, the meeting was called to order at 7:37 p.m.

Present: Thomas Paul, John Mathieu, David Newton, Lee Schumacher and Alternate Bill Freeman. Glenn Falk joined the meeting in progress. 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 best served the Agency.

REGULAR MEETING

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. Continued from May 7, 2007.

IWO Kuchta – the applicant has asked for an extension until the July meeting.

A motion was made by Dave Newton, seconded by Lee Schumacher, whereby the Madison Inlands Agency voted unanimously to accept the applicant's extension request.

07-18: 76 MIDDLE BEACH ROAD WEST. Map 15, Lot 3. Owners: Richard & Jocelyn Cunningham; Applicant: Richard B. Cunningham. Regulated Activity Permit for installation of in-ground swimming pool within 100 ft. of wetlands.

Richard Cunningham, owner/applicant

He explained that they are proposing to install a 15x30' pool within the 100' setback with blue stone hardscape around it. They are very conscious of protecting the pond on the property. Approx. 90 yds. of sandy sub-soil will be removed and 30 yds. of top soil will be brought onto the site.

J. Mathieu – asked for the location of the active septic system.

Richard Cunningham – it was at the rear of the house but has been moved to the front. He pointed out the location of the old system and the new as well as reserve areas.

L. Schumacher – is the area currently grass?

Richard Cunningham – yes.

J. Mathieu – Silt fencing for protecting the wetlands should be included on the plan.

T. Paul – what is the elevation at the pond?

Richard Cunningham – approx. the same as the house, 12' and it is 6'-8' deep. It is above the water table.

T. Paul – what will happen to the water that is used for back flushing the filter system for the pool?

Richard Cunningham – Has not looked into this but will consult the landscape company and pool company to determine what system will be used and advise them of that concern.

J. Mathieu – who will be maintaining the system?

Richard Cunningham – will get that information for the next IWA meeting. They spent a lot of energy and time on the pond working with Richard Snarski to get the right plantings. They are very concerned about preserving it.

D. Newton – reminded the applicant that sedimentation controls should be on the plan for the next meeting.

A motion was made by Dave Newton, seconded by Lee Schumacher, whereby the Inland Wetlands Agency voted unanimously to accept application 07-18: 76 Middle Beach Road West.

APPROVAL OF BILLS

A motion was made by Dave Newton, seconded by John Mathieu, whereby the Madison Inland Wetlands Agency voted unanimously to approve payment of the bills totaling \$300.49.

APPROVAL OF MINUTES

A motion was made by John Mathieu, seconded by Dave Newton, whereby the Madison Inland Wetlands Agency voted unanimously to approve the minutes of the May 7, 2007 meeting as submitted.

SECTION 13 APPROVALS:

07-16: 38 GENESSEE LANE. Map 145, Lot 7-10. Owners/Applicants: David & Sharon Rider. Regulated Activity Permit for pool within 100 ft. of wetlands.

IWO Kuchta – the pool was approx. 80' from the wetlands so he did not feel the Agency should have to address it. Under conditions of approval he listed silt fence, orange construction and a call to him before any excavation begins. He has been to the site 2-3 times already.

07-17: 150 HARBOR AVENUE. Map 13, Lot 95. Owners/Applicants: Todd D. & Lynne Siclari Tedesco. Regulated Activity Permit for replacement of retaining wall within 100 ft. of wetlands.

IWO Kuchta – this is the replacement of an existing retaining wall. It was a wood wall that had fallen into disrepair and the owners replaced it without coming for a permit because they weren't aware that they needed one. The building inspector was there for other work being done on the house and noticed the wall. It is in the exact same place as the old one.

68 Sterling Park – IWO Kuchta was asked for a report on the status of 68 Sterling Park. Nothing has been done to move the driveway. Mr. Seca did call to find out what needs to be done next. He was advised by IWO Kuchta to address the driveway problem before

doing anything else. IWO Kuchta was encouraged to keep documentation of all communication with Mr. Seca.

IWO Kuchta – distributed informational material for review by the IWA re: Greenwich IW regulations. Procedural steps for putting an ordinance into place were discussed.

REGULAR MEETING (CONTINUED)

702 SUMMER HILL ROAD. Map 147, Lot70. Owners: Lars E. & Deborah M. Helgeson. Enforcement Order.

IWO Kuchta – sent Atty. Mike Zizka a packet of the history of correspondence and activities surrounding the enforcement order. He wrote a letter to Mr. Helgeson and it was sent by certified mail. Mr. Helgeson was asked to attend this meeting but is not present. No response has been received to the letter from Atty. Zizka.

A motion was made by Glenn Falk, seconded by Dave Newton, whereby the Inland Wetlands Agency voted unanimously to authorize IWO Kuchta to contact Atty. Zizka and initiate the next step to the enforcement action for Lars & Deborah Helgeson, 702 Summer Hill Road.

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

It was agreed that IWO Kuchta should speak to Atty. Zizka about moving forward with developing an ordinance to provide for fining in the instances requiring violations and enforcement actions. IWO Kuchta should provide a chronology of steps to proceed.

SECTION 13 APPROVALS:

There were none.

LITIGATION: Executive Session as Required

**REMARKS – INLAND WETLANDS CHAIRMAN
– INLAND WETLANDS OFFICER**

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

The next IWA meeting will be on Monday, July 2, 2007.

Respectfully submitted, J. Donnette Stahnke
Recording Secretary, Inland Wetlands Agency