

SUBJECT TO APPROVAL

**MADISON INLAND WETLANDS AND WATERCOURSES AGENCY
REGULAR MEETING MINUTES
May 2, 2022**

A Regular Meeting of the Madison Inland Wetlands and Watercourses Agency was held on Monday, May 2, 2022 at 7 p.m., remotely, using Zoom Videoconferencing. The public was invited to attend by joining the meeting through Zoom webinar link and password, telephone call-in number, and a webinar identification number. Log-in and call-in details were posted to the Town of Madison website prior to the meeting.

MEMBERS PRESENT: Chairman Kealoha Freidenburg, John Mathieu, Lee Schumacher and Martin Brogie

MEMBERS ABSENT: Vice Chairman Joseph Budrow and Secretary Robert Zdon

OTHERS PRESENT: John DeLaura, Zoning Enforcement Officer/Inland Wetlands Officer, Maria Pettola, Staff

Chairman Freidenburg called the meeting to order at 7:04pm.

REGULAR MEETING

22-12. 56 Tuxis Rd. Map 27, Lot 6. Owner/Applicant: Diane and Daniel E. Dolan; Regulated Activity Permit to remove existing 341 sq. ft. pool and replace with a 240 sq. ft. pool within the wetland review area. **(continued from 4/4/22)**

A site revision plan dated 4.28.22 was shown and reviewed by Chuck Mandel, representative for the applicant. Mr. Mandel states, in regards to the actual pool location, the pool was moved back to the edge of the original location. A letter from the soil scientist, Robert Russo was provided to the Commission stating there were no wetland impacts due to the existing pool location, and there will be no impacts to inland wetlands due to the proposed location. Commissioner Schumacher asked what equipment will be used to removed the old pool. Mr. Mandel states a mini excavator.

Commissioner Schumacher made the motion to approve application 22-12. 56 Tuxis Rd; seconded by Commissioner Brogie.

IN FAVOR: Chairman Freidenburg, Commissioners Schumacher, Brogie and Mathieu.

OPPOSED: None.

ABSTAINED: None.

22-15. 17 Carmel Court. Map, 109, Lot 52. Owner/Applicant: Mathew Christoff; Regulated Activity Permit to remove trees and install a 16 x 34 in ground pool within a wetland review area. **(Continued to 6/6/22)**

Tabled to June 6, 2022.

22-17. 81 Yankee Peddler Path. Map 49, Lot 87. Owner/Applicant: Steven and Barbara Yenco. Regulated Activity Permit to stabilize existing foundation piers and degrading slope within 100 feet of a wetland.

Chairman Freidenburg states a site walk was completed for the application. Chuck Mandel was present for the application, he states Robert Russo, soil scientist submitted an extensive letter to the commission which states the proposed activities will not directly impact Wetlands. Also, the work in the upland review zone, which includes construction of stormwater management and slope stabilization can be accomplished without impacts to the wetland and watercourse resource if erosion and sedimentation control measures are adhered to. Mr. Mandel states, Mr. Russo recommended some plantings once the area stabilizes but they are currently not on the plan – he further suggests as a condition of approval a list of plantings and an updated plan would be provided.

Mr. Mandel continues to say that the purpose of this application is to stabilize the slope and currently there is damage to the structure and a stone retaining wall will be installed. Chairman Freidenburg notes that # 7 on the plan shown for 81 Yankee Peddler Path (location survey) should be updated as it includes a few question marks. Mr. Mandel states that was a typo and it would be corrected. Chairman Freidenburg further states, per the soil scientist there would be selective clearing of vegetations and replanting – and the location(s) of the replanting is not listed on the plan. Mr. Mandel states they were waiting until after the wall was installed. Commissioner Schumacher asked about the planting locations. Mr. Mandel states along the wetland boundaries – between the stone wall and the wetlands.

Commissioner Schumacher made the motion to approve application 22-17. 81 Yankee Peddler Path with the conditions that plantings take place as delineated in Mr. Russo's letter, and that the applicant provide an as-built prior to final turnover of the project; seconded by Commissioner Brogie.

IN FAVOR: Chairman Freidenburg, Commissioners Schumacher, Brogie and Mathieu.

OPPOSED: None.

ABSTAINED: None.

RECEIPT

22-18. 56 Tuxis Rd. Map 27, Lot 6. Owner/Applicant: Diane and Daniel E. Dolan; Regulated Activity Permit to install a 1000-gallon underground propane tank within the wetland review area

Chairman Freidenburg states this application is for receipt but can be discussed. Mr. Mandel, represent for the applicant states his client is proposing a 1,000-gallon underground propane tank; approximately 5 cubic yards of material will be removed and they are approximately 60 feet away from the wetlands and completely within the lawn area as shown on the plan. Mr. Mandel further states they were hoping to get a section 13 for this application. Mr. DeLaura states he would be comfortable doing this as a section 13 if the agency directed so. Commissioner Brogie states given the context of the existing approval and the silt fence remaining in place throughout the duration of the work he does not have a problem with this being a section 13 and inspection to completed by Mr. DeLaura.

Chairman Freidenburg states application 22-18 would be a Section 13.

Approval of Minutes:

Regular Meeting Minutes February 7, 2022

Tabled to June 6, 2022

Site Walk Minutes February 19, 2022

Chairman Freidenburg made the motion to approve the February 19, 2022 Site Walk minutes as submitted; it was unanimously approved.

Regular Meeting March 7, 2022

On page 3, removed hyphen in a well-off premise.

Chairman Freidenburg made the motion to approve the March 7, 2022 minutes as modified and amended; Seconded by Commissioner Schumacher and unanimously approved.

Special Meeting March 10, 2022

Commissioner Schumacher made the motion to approve the March 10, 2022 Special Meeting minutes as submitted; Seconded by Commissioner Brogie and unanimously approved.

Site Walk Minutes March 26, 2022

Chairman Freidenburg made the motion to approve the March 26, 2022 Site Walk minutes as submitted; Seconded by Commissioner Schumacher and unanimously approved.

Regular Meeting Minutes April 4, 2022

On page 2, it states and the proposed is 4ft closer – the minutes should state and the *proposed activity* is 4ft closer.

For Application 22-03. 50 Pleasant View Ave, add a sentence stating *Mr. Ott provided the commission with information that the adjacent property to the North consisted of mowed lawn and his testimony with respect to the property informed the commission's decision to stick with the wildflower meadow, instead of requesting more woody vegetation*

Chairman Freidenburg made the motion to approve the April 4, 2022 minutes as modified and amended; Seconded by Commissioner Mathieu.

IN FAVOR: Chairman Freidenburg, Commissioners Brogie and Mathieu.

OPPOSED: None.

ABSTAINED: Commissioner Schumacher

Special Meeting Site Walk Minutes April 21, 2022

Commissioner Schumacher made the motion to approve the April 21, 2022 Special Meeting Site Walk minutes as submitted; Seconded by Commissioner Brogie and unanimously approved.

Remarks: Inland Wetlands Chairman - None

Inland Wetlands Officer – None

Adjournment

Commissioner Schumacher made the motion to adjourn at 7:45p.m.; seconded by Commissioner Brogie and unanimously approved.

Respectfully Submitted,

Racquel Stubbs