

CONSERVATION COMMISSION

REGULAR MEETING JULY 15, 2008

E. CURTIS AMBLER ROOM

These minutes are not verbatim, but represent a summary of major statements and comments. For minutes verbatim, refer to audiotape on file in the Office of the Town Clerk. Audiotapes are retained for the minimum period required under the retention schedule as provided under Connecticut Law.

Vice-Chairman Igielski called the roll call at 7:05 p.m. and noted Commissioner Pappa, Shaffer and Shapiro were present. Also present was Mr. Anthony Ferraro, Town Engineer.

ITEM III

ACCEPTANCE OF MINUTES

Regular Meeting of June 17, 2008

Vice-Commissioner Igielski noted that action could not be taken on the minutes tonight because there was not present a quorum of Commission members that were in attendance at the June 17<sup>th</sup> meeting. Item would be carried over to the August meeting.

ITEM IV

PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

Mr. Anthony Ferraro, Town Engineer, entered the following remarks into the record relative to property at (100) Waverly road:

- A. He (Mr. Ferraro) was advised by ConnDOT that trees on property at (100) Waverly Road had been cut down.
- B. Staff went out and confirmed that 20 to 30 trees of 2 inch to 5 inch caliper had been cut down by a resident within a 30 foot Conservation Easement on the property.
- C. Some of the trees cut down were on ConnDOT property.
- D. A "Cease and Desist" letter was sent out to the property owner requesting his/her attendance at tonight's meeting to explain the action.

Mr. Peter Arburr, Recording Secretary, asked why this activity was considered to be a wetland matter when said activity occurred within a non wetland conservation easement area? Mr. Ferraro responded because the work was within a 100 foot upland review area adjacent an existing watercourse on the ConnDOT property.

Mr. Sin Sit, representing his brother who owns the property at 100 Waverly Road, entered the following remarks into the record:

- A. The father of the property owner was trying to improve the backyard and was not aware there was a (conservation) easement on the property.
- B. Trees were cut down to eliminate snakes from coming up to the house.
- C. Four (4) trees of about two (2) inch caliper in size have been planted.

Mr. Ferraro noted that since the “Cease and Desist” letter was written, no other trees have been cut down.

Mr. Sit noted that some vegetables have been planted in the affected area. What would happen to them? Mr. Ferraro responded there was no problem and the garden could be left in place. Do not remove anymore stones from the detention basin.

Vice-Chairman Igielski directed Mr. Ferraro to initiate a file on the property; develop a plan to show the area of impact: take pictures of the affected area and place the matter on next month’s meeting agenda.

Mr. Sit noted that water flows down from behind the houses (above their property) and runs out their driveway.

Mr. Ferraro responded that he was aware of the problem and was working with the developer to resolve it.

Mr. Ferraro noted that he sent a copy of the “Cease and Desist” letter to ConnDOT. There has been no response to date.

Commission went into recess at 7:18 p.m.

Commission returned from recess at 7:22 p.m.

#### ITEM VA

Election of Officers (Commission Secretary)

Vice-Chairman noted that since Chairman Block was not present, no action would be taken on the item and directed that item be carried over to the July meeting.

#### ITEM VB

NEW APPLICATION 2008-5, Driveway Improvements at 3333 Berlin Turnpike

Vice-Chairman Igielski noted that he is an employee of Northeast Utilities and therefore would reclude himself from participating on the application. This would leave only three (3)

members left to vote on the application. Since four (4) votes are required to pass an application, no action would be taken tonight.

NOTE: Item would be carried over to the August meeting.

ITEM VI A

Draft Application Form

Vice-Chairman Igielski noted that since Chairman Block is the lead person on this item and there is nothing new to discuss, the item would be carried over to the August meeting.

ITEM VII

PUBLIC PARTICIPATION ON NON-AGENDA ITEMS: NONE

ITEM VIII

COMMUNICATIONS AND REPORTS

Mr. Ferraro noted that he had received ten (10) copies of the “Habitat”. He passed a copy to members present and would mail a copy to the other members of the Commission not in attendance.

Motion made by Commissioner Shapiro to adjourn meeting at 7:35 p.m. and was seconded by Commissioner Pappa. There was no discussion. Vote was 4 yes, 0 no and motion was carried.

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Peter M. Arburr, Recording Secretary

Commission Members  
Tayna Lane, Town Clerk  
Town Manager John Salamone  
Edmund Meehan, Town Planner  
Councilor Myra Cohen  
Chairperson, Town Plan and Zoning Commission  
Anthony Ferraro, Town Engineer  
Ben Ancona Jr., Esquire, Town Attorney  
Lucy Robbins Wells Library (2)