

September 12, 2007

MEMBERS PRESENT: Mrs. Hill, Mr. LaMuniere, Mr. Picton, Mr. Thomson

MEMBER ABSENT: Mr. Bedini

ALTERNATES ABSENT: Ms. Coe, Mr. Potter

STAFF PRESENT: Mr. Ajello, Mrs. Hill

ALSO PRESENT: Mrs. Wells, Mr. Neff, Atty. Kelly, Mr. Lasar, Mr. Underwood, Mr. Tittman, Ms. Zinick, Atty. Fisher, Mr. Beroz, Mrs. Daly, Mr. Egan, Mr. Greer, Mr. Howard, Mr. Rebillard

Mr. Picton called the Regular Meeting to order at 7:06 p.m. and seated Members Hill, LaMuniere, Picton, and Thomson.

MOTION: To add the following subsequent business to the agenda: 1. New Applications: C. Laffont/ 128 Calhoun Street/#IW-07-51/Driveway and Conduits, 2. Other Business: E. McCuellers/18 Plumb Hill Road/Request to Amend Permit #IW-07-21, 3. Communications: A. Referral from DEP/Application for Renewal of Lake Waramaug Country Club's Water Diversion Permit. By Mr. Picton, seconded by Mr. LaMuniere, passed 4-0.

Consideration of the Minutes

The 8/15/07 Regular Meeting minutes were accepted as corrected.

P. 2: 10 lines from bottom: Insert: "been" after "could have."

Last line: Change: "noted" to "note."

P. 5: 2nd line under Walsh: Change to: "Geothermal."

3rd line from bottom: Change to: "500 cubic yards."

P. 6: 8th line in Walsh motion: Should be: "1:3."

P. 7: Condition #6 in motion: Change: "condition #5" to "all conditions."

Last line of motion: Change: "Charles" to "LaMuniere."

P. 8: 15th line under James Calhoun House: Add: "of water discharge" after "efficiency."

6 lines from bottom: Insert: "Regarding the drain from the parking area" before "Mr. Neff."

P. 9: 3rd line: Insert: "to" before "collect."

12th line under Aragi: Change "would have been" to "would be."

13th line under Aragi: Add: "in its natural state" after "site."

P.10: 10th line under Stiteler: Correct spelling is "Coploff."

P.16: 7th line under Adams: Insert: "apparent" before "adverse."

8th line under Adams: Change: "was" to "might be."

MOTION: To accept the 8/15/07 Regular Meeting minutes as corrected. By Mr. LaMuniere, seconded by Mr. Thomson, and passed 4-0.

MOTION: To accept the 8/21/07 site inspection minutes for James Calhoun House, LLC., Palone, and Town of Washington as written. By Mr. LaMuniere, seconded by Mr. Thomson, passed 4-0.

It was noted the Reinhardt-Cremona site inspection also scheduled for 8/21/07 had not been conducted

due to inclement weather.

Pending Applications

James Calhoun House, LLC./156 Calhoun Street/#IW-07-39/Drainage Improvements: Mr. Neff, engineer, submitted his map, "Drainage Improvements," revised to 9/10/07, which reflected the discussion during the site inspection. The revisions included: 1) relocation of the driveway piping including a catch basin with 2 ft. deep sump for sediment collection where the existing pipe ends, 2) the proposed pipe was changed to 24" perforated pipe surrounded by " gravel bedding, and 3) both a flared outlet at the end of the pipe and a rip rapped pad for transition to the channel were added. The location of the other pipe was moved to the north between the cottage and the pool, which was a safe location to discharge due to the root system of a nearby spruce. Mr. Neff noted there was 23 feet between the end of the proposed rip rap and the wetlands. Mr. Picton noted the revised driveway pipe would allow for some recharge and the change in location of the second pipe would move it farther from the wetlands, allowing more room for contaminants to filter out. Mr. Ajello noted the proposed trenching could disturb the roots of an old oak and so the Commission recommended that precautions be taken before the trench is dug.

MOTION: To approve Application #IW-07-39 submitted by James Calhoun House, LLC. for drainage improvements at 156 Calhoun Street per the plans by Mr. Neff revised to 9/10/07 with the recommendation that the owner look into protecting the root structure of the existing old oak tree in the vicinity where the trench will pass it before beginning to dig the trench. By Mr. Picton, seconded by Mr. LaMuniere, and passed 4-0.

Stiteler/262 West Shore Road/#IW-07-43/Boathouse: Atty. Kelly presented a copy of Map #1737 filed in the Town Clerk's Office, an aerial photo of the property, and a portion of the 9/30/92 FEMA map with legend. Mr. Picton asked if the maps showed the exact location proposed for the structure. Atty. Kelly said they did not and read his 9/12/07 letter, which he said addressed this and other issues previously raised by the Commission. Mr. Picton asked if the landscape buffer plantings referred to in the letter were shown on the map (and later in the discussion asked that they be shown on the map.) Atty. Kelly said they were not, but that the Commission had a map in another file that showed the location of the landscape buffer. He explained the reason a specific location had not been indicated was because the building would be augered in place with a bicycle chain and there was an ongoing issue with the Zoning Commission about which setbacks, if any, would have to be met. Since no disturbance was proposed, he wanted to keep the location open subject to restriction from any areas specified by the Inland Wetlands Commission. Atty. Kelly advised the Commission that the entire property on the lake side of the road was in the 100 year flood plain. He said the Building Official had determined that the proposed structure met the Building Code, but he was not sure he had realized it was in a flood plain. Mr. Picton noted the 100 year flood elevation was not shown on the map. Atty. Kelly asked for the Commission's specific concerns. Mr. Picton said the following were needed so the application could be evaluated: 1) exact location of the building, 2) flood elevation in relation to the elevation of the land where the building was proposed, and 3) determination of whether there are any wetlands soils on site. He also noted that Mr. Ajello had been asked to contact Mr. McGowan of the Lake Waramaug Task Force to see if he had any relevant knowledge. Mr. LaMuniere said the Commission did not favor the use of pressure treated wood in the flood zone and he suspected there were wetlands soils on site because there were wetlands soils and springs across the street. Mr. LaMuniere also asked for specifics on the building materials. Atty. Kelly noted his letter stated that decay resistant wood would be used. It was noted the 8' X 10' boathouse now proposed was larger than originally proposed. Mr. Picton also asked the applicant to commit to a size. Mrs. D. Hill noted the Commission was concerned about the potential storage of fuels in the flood plain. Atty. Kelly said the applicant would accept a condition that no gas be stored in the boathouse, but said he did not think there would be a significant impact if 3 gal.

of gas leaked into the lake during every 100 year storm. Atty. Kelly objected to the cost of preparing the application for such a "low key approach." Mr. Picton said the Commission requests the same basic information from every applicant and noted in addition, it would be good for the Commission to see what landscaping had been done and whether it differed from the approved landscaping plan.

Sarjeant/28 Tinker Hill Road/#IW-07-44/Install Dry Hydrant: Mrs. D. Hill asked if DOT approval was needed. Mr. Ajello stated if so, it would be up to the applicant to obtain it. Mr. Picton noted that the location map was very vague and that the Commission expects adequate documentation. The plan submitted was not to scale and did not show any boundary lines. Further discussion was tabled until adequate information is submitted.

Charvillat/96 Roxbury Road/#IW-07-45/Repair Dam: Mr. Neff, engineer, discussed his plan, "Dam Repair Plan," dated 7/22/07. The photos shown at the last meeting were circulated. Mr. Neff said the dam would be repaired, there would be no change in its height, location, configuration, or width, and he referred to the project narrative, which stated the existing dam would be repaired. He did not propose to install any new pipes. Mr. Ajello said track equipment would be used as the work site was near several intermittent streams. He noted the owner mows to the edge of the pond and so said long term maintenance was a concern. Mr. Ajello estimated that after sediment was removed from the pond it would be 10' X 12' as it is now, and 4 ft. deep. Mr. Picton asked if the excavated material would be spread more than 100 ft. from any wetlands or watercourse. Mr. Neff stated that it would. Mrs. D. Hill suggested the motion of approval include a recommendation that the growth of natural native wetlands vegetation be encouraged around the pond to improve water quality.

MOTION: To approve Application #IW-07-45 submitted by Mr. Charvillat to repair the dam at 96 Roxbury Road as submitted subject to the following conditions: 1) only the accumulated sediment behind the dam may be removed; the basin may not be made larger, 2) the material to be removed may not exceed 20 cu. yds, and 3) the dam shall be rebuilt to the existing height and water level and in the same location as the existing dam and with the recommendation that natural native wetlands vegetation be allowed to grow around the ponds and water- courses to protect water quality. By Mr. Picton, seconded by Mrs. Hill, and passed 4-0.

Palone/84 West Morris Road/#IW-07-46/Construct House and Driveway: Mr. Neff, engineer, noted that at the site inspection there had been a discussion about relocating the driveway, but the potential buyer did not want to do so. Mr. Picton stated that during the site inspection a feasible and prudent location, which was not within 100 feet of wetlands, had been identified. The proposed location, however, would require site work within 20 ft. of wetlands, could possibly cause erosion into the wetlands, and could possibly impact a vernal pool down grade of the driveway. Therefore, the Commission thought it was important to locate the driveway in the alternate site.

MOTION: To deny Application #IW-07-46 submitted by Mr. Palone for a driveway and house at 84 West Morris Road because the proposal would have potential impacts to wetlands and watercourses and feasible and prudent alternatives exist for the driveway location. By Mr. Picton, seconded by Mr. Thomson, and passed 4-0. (Motion approved, Application denied)

Renick/12 Green Hill Road/#IW-07-47/Replace Retaining Wall: Mr. Neff, engineer, reported that the type of concrete block to be used to rebuild the wall had not yet been determined and so he did not have the final specifications or cross sections. He said whatever blocks were used, the wall would step back slightly as it goes up the hill. He said he would leave a wood retaining wall in place during construction and remove it afterwards. Mr. LaMuniere noted there was an erosion problem from water dripping off the deck and asked if it could be discharged elsewhere. Mr. Neff responded there would be additional problems if the discharge was concentrated elsewhere. Mr. LaMuniere asked how the wall would be anchored. Mr. Neff said it would be built on a layer of gravel, the blocks would interlock for

stability, and the wall would have returns on both ends that would tie into the hill. The commissioners will inspect the site on their own before the next meeting.

Town of Washington/5 East Shore Road/#IW-07-48/Aesthetic Improvements: Mr. Picton noted this was a well detailed proposal and that all of the site conditions were shown on the site plan. The map, "Town of Washington, 5 East Shore Road, by Mr. Alex, revised to 6/6/07 and received 9/12/07 was reviewed. It was noted Mrs. Rabinowitz had specified on the map the areas where vegetation would be removed and Mr. Picton read the map key, which described the work to be done in each of the four areas. Mr. Picton said he did not want all of the vegetation to be removed from the steep slopes. Mr. Ajello said it would be cut at ground level, but the roots would not be removed. Mr. Underwood said a few saplings would be cut in Area B, but the other vegetation would remain. He asked that the approval also include maintenance for as long as possible and was told that permits are good for five years.

MOTION: To approve Application #IW-07-48 submitted by the Town of Washington for aesthetic improvements at 5 East Shore Road subject to the following conditions: 1) the roots of the saplings shall remain in the soil to stabilize the slopes, 2) adequate vegetation shall remain on the slopes to stabilize the soil, and 3) areas A-E are the areas immediately surrounding the labels on the map, "The Town of Washington, 5 East Shore Road," by Mr. Alex, revised to 6/6/07, received 9/12/07. By Mr. Picton, seconded by Mrs. Hill, and passed 4-0.

New Applications

Sutter/251 West Shore Road/#IW-07-49/Renovate Lake House: Mr. Lasar, architect, presented two maps, "Map Showing New Highway Layout as Accepted Aug. 20, 1937," by Mr. Marsh, dated Aug. 1937 and an untitled map by Mr. Farnsworth, dated 10/17/88 with the location of the lake house drawn in by hand. A work sequence describing controlled site conditions, photos, and architect's drawings were also submitted. Mr. Lasar proposed to change the windows, reroof, and make interior renovations. He said the building would not be expanded, the roof would not be raised, and no excavation was proposed. A new flagstone surface was proposed for the top of the concrete buttress on the patio, but the stone access stairs would not be changed. Mr. Ajello said that Mr. Lasar had already incorporated his recommendations into the plans. The commissioners will inspect the site on their own prior to the next meeting.

Jackson/55 Old North Road/#IW-07-50/Single Family Dwelling: Mr. Neff, engineer, presented his map, "Proposed Site Development Plan," dated 8/10/07 and the "Soil Erosion and Sediment Control Plan," dated 9/10/07. He said this was a difficult lot to develop because it has several watercourses with associated wetlands and steep slopes. He proposed to build the house in the southwest corner where there were more moderate slopes and no wetlands. The existing stonewall will remain to serve as a buffer for the wetlands and the owner agreed to limit clearing on the property. Mr. Picton recommended a site inspection because the building site was so constrained and asked that the center line of the driveway be staked. A site inspection was scheduled for Tuesday, September 18, 2007 at 4:00 p.m.

Laffont/128 Calhoun Street/#IW-07-51/Driveway and Conduits: Mr. Tittman, contractor, and Mr. Neff, engineer, represented the applicant. The maps by Mr. Neff, "Proposed Site Plan," revised to 9/10/07 and "Soil Erosion and Sediment Control Plan," dated 9/11/07 were reviewed. Mr. Tittman noted the driveway across the wetlands would be completed and underground utilities installed and said otherwise the development of the lot would be away from the wetlands. Mr. Ajello said the roadbed would be elevated a few feet and the utilities installed as far from the wetlands as practical. Mr. Ajello explained stone headwalls would be constructed on both sides of the crossing as were required in the original driveway approval. Mr. Picton said the Commission would require a bond and noted that in cases where a proposed driveway crosses in or near wetlands the exact wetlands boundaries should be determined. Mrs. Hill asked if the 2 ft. increase in the height of the crossing was approved as part of the

original permit. Mr. Neff stated that 3 ft. of fill had originally been approved. Mr. Picton asked that the original maps and plans be brought to the next meeting and suggested the current plans might need to be reviewed by the Commission's consulting engineer. He asked why the Commission had approved a driveway so close to the wetlands. Mr. Ajello responded that the driveway route was an established wood road and the map had indicated the wetlands were farther away. A site inspection was scheduled for Tuesday, September 18, 2007 at 4:45 p.m. Mr. Picton asked Mr. Neff how the stormwater runoff along the driveway would be handled, noting that the Commission prefers multiple discharge points to dissipate and spread out the flow. He also asked the applicant to provide information regarding how close the soil disturbance, clear cutting, and landscaping will be to the wetlands.

Enforcement

Andersson/35-45 Gunn Hill Road/Unauthorized Trenching, Clearcutting: Atty. Fisher, Mr. Beroz, soil scientist, and Mr. Rebillard, farm employee, represented Mr. Andersson. Atty. Fisher noted he was still waiting for the farm management plan by Mrs. Johnson and said he had hired Mr. Beroz to determine whether there were wetlands soils in the area around the pond. The best available map, which was taken from an old subdivision application file, "Gunn Hill Farm, LLC." by Mr. Alex, revised to 5/28/99 with wetlands flagging done by Mr. Temple in 1998, was reviewed. Mr. Picton noted the Commission was waiting for a map that shows the extent of the disturbance and the area of wetlands drained. Mr. Beroz explained he had hoped to determine whether there were wetlands soils under the filled material in the vicinity of the pond, but the material had been so compacted he could not excavate through it. Therefore, he researched aerial photographs and compared photos of the site from 1970, 1985, 1990, and 1996. He found evidence that vegetation had been stripped and the area regraded in 1990 and in 1996, but all of this work had taken place prior to Mr. Andersson's purchase of the property. Mr. Beroz noted the piles of fill were not shown by Mr. Temple on the 1999 map. He pointed out areas where he was relatively certain from studying the photos that wetlands soils existed under the regraded material and said he thought it would be reasonable to rely on the wetlands flagging from 1998. Mr. Ajello showed a color aerial photo from 2006, which showed that the piles of material had recently been leveled off. Regarding the trenched wetlands, Mr. Rebillard submitted the 9/10/07 letter from Mr. Cherniske, which stated that area has always been hayed, but Mr. Picton thought that for the last 10 years the mowing in this area was for aesthetic purposes. Mr. Thomson asked if the area where the patio had been constructed was regulated. Mr. Beroz said he did not know. Mr. Picton noted a restoration plan had been requested in June, but had not yet been submitted and so he thought it was time that the owner paid for the Commission's consultant to come up with the plan to restore the wetlands character and function. He recommended the consultant look at all of the disturbed areas and also report back on how they should be managed. Atty. Fisher asked to what point in time did the Commission expect the wetlands to be referred to. He noted farming activities had taken place on the property for a hundred years. Mr. Picton responded that the damage by the current owner's activities should be addressed. Atty. Fisher noted there had been piles of material in this area for years and argued that an order to restore it to the point prior to the spread of the material presupposed it had value as a wetlands. Mr. Picton noted it had been mapped as wetlands so he did suppose it had value. When the Commission noted that Mr. Andersson had also clear cut other areas of his property, Mr. Rebillard disagreed, saying that only dead trees were cut. Mr. Rebillard asked if Mr. Andersson would be within his rights to keep the drainage trench open in the hayfield. Mr. Picton said it had not been established that it was continually hayed in recent years.

MOTION: Regarding Andersson/35-45 Gunn Hill Road: To request that Land Tech 1) develop a management and restoration plan for wetlands protection; 2) look at all recently disturbed areas and provide the Commission with recommendations for the restoration and management of wetlands; and 3) note that the owners want this evaluation done in the context of farming use and comment about

whether that is a valid request and to require the owner to post a \$10,000 bond to cover the cost of Land Tech's analysis and consultation and the cost of the required restoration work. By Mr. Picton, seconded by Mr. Thomson, and passed 4-0.

Mr. Picton noted that an enforcement order should have been issued by this time and so asked Mr. Ajello to do so. The Show Cause hearing will be held on Tuesday, September 26, 2007 at 6:45 p.m. in the Land Use Meeting Room, Bryan Memorial Town Hall.

Adams/233 West Shore Road/Discussion of Dock Violation: Ms. Zinick, agent, said the owner would pay the citation, but that doing so was not an admission of guilt. She noted that the Commission thought the resurfacing work on the dock exceeded the scope of the approved work, but that the applicant had noted on the record that the dock would increase slightly in size. Upon receiving the payment, Mr. Ajello said this matter could be taken off the next agenda.

Daly/300 West Shore Road/Unauthorized Rebuilding of Lake Shore Wall: Mr. Ajello noted he had sent a notice of violation and then circulated photos of the completed work. Mrs. Daly said one section of the wall had been in disrepair and was a safety hazard, she had not known a permit was required for the work, and so she had the wall rebuilt before notifying the Land Use Office. She showed photos of the wall both before and after it was rebuilt. She said in doing the work there had been no excavation and the wall had not been made higher. Mr. Picton asked if the wall had been straightened or made more vertical and compared the work done to the unauthorized work on Brown's wall at 127 West Shore Road. Mr. Ajello said the photos showed the new section of wall blended in with the height and location of the older surrounding walls. Mr. Picton feared it would set a precedent if the Commission "let this one go." Mr. Ajello will inspect the site before the next meeting to compare the old sections with the new section of wall and to look for evidence of soil disturbance. It was the consensus that to be consistent, a citation should be issued for unauthorized activity on the lake shore.

Other Business

Berger/392 Nettleton Hollow Road/Request to Revise Permit #IW-02-07

Mr. Ajello reported that the applicant had submitted revised plans to Land Tech, who had completed its review. The map revised to address Land Tech's comments, "Drainage Plan," by CCA, LLC., revised to 9/7/07 and Mr. Allan's letter dated 8/30/07 were reviewed. Mr. Greer, engineer, briefly noted how the revised plans responded to each of Land Tech's concerns. Mr. Picton asked if the Commission's concern about how the capacity of infiltration in an open swale differs from piped runoff was addressed. Mr. Greer said it was covered in #4 by providing storage. Mr. Picton requested that Mr. Allan be asked if this was comparable because the Commission generally does not favor piping runoff when the water can be managed on the surface with a slower velocity. It was noted that all of the drainage work would have to be satisfactorily completed before a certificate of zoning compliance was issued and that final approval from Mr. Allan was required before any additional work could be done on site.

MOTION: To approve the request to amend Permit #IW-02-07 issued to Mr. Berger/392 Nettleton Hollow Road for changes to the drainage system pursuant to Mr. Allan's 8/30/07 review and the implementation of Land Tech's recommendations. By Mr. LaMuniere, seconded by Mrs. Hill, and passed 4-0.

Adams/233 West Shore Road/Preliminary Discussion/Swimming Pool: Ms. Zinick, agent, proposed to move the inground pool from the front of the house where it had been approved, to the rear of the building. It was noted there would be both a decrease in the size of the pool and in the total coverage of the lot as the pool would be replaced by grass in the front yard. Mr. Picton noted that except perhaps for construction equipment, the relocation of the pool would not increase the impact to the wetlands; both locations were approximately 25 ft. from wetlands. The commissioners agreed that the relocation of the

pool seemed feasible, but advised Ms. Zinick that the exact location of the pool equipment and fence would have to be shown on a revised map. Ms. Zinick also proposed a 4 ft. tall picket fence and hedge, both no higher than 2 ft. measured from the center line of the highway, along the beach side of the property and asked if a permit was required. Mr. Ajello said she could add the fence to her anticipated request to revise the current permit.

Enforcement

Howard Family Trust/99 West Shore Road/Unauthorized Wall and Work on Lake Shore and Possible Slope Failure: Mr. Picton noted that Mr. Howard had been instructed to remove the illegal stairs from the lake shore. He asked what needed to be done to stabilize the bank on the opposite side of the road. Mr. Ajello noted it had not failed since July and was now covered with loose bark mulch. He noted, too, that Mr. Howard had paid for his citation. Mr. Picton asked if a bond should be required for the bank stabilization. Mr. Howard said he had talked to a contractor and would install matting if the Commission thought it was a good idea. It was agreed the matting was a good idea and Mr. Picton suggested a \$3000 bond to cover the cost. Mr. Picton asked Mr. Howard if he would remove the stairs. Mr. Howard responded that the new stairs had replaced narrower concrete stairs that had gone half way down to the water. The commissioners agreed that to be consistent a second citation should be issued for the second violation, the construction of the stairs.

McCuellers/18 Plumb Hill Road/Request to Revise Permit #IW-07-21: The request was to cross the intermittent stream with an electrical trench to bring power from the road to the barn along the temporary driveway route. The map, "Soil Erosion and Sediment Control Plan," by Mr. Neff, dated 5/17/07 with the proposed location of a pedestal meter drawn in by hand was reviewed. Mr. Picton thought there would be less disturbance if poles were used for service. Mr. Ajello noted the temporary driveway area would be disturbed anyway and he recommended the work be done in time to plant this fall.

MOTION: To approve the request to amend Permit #IW-07-21 issued to Mr. McCuellers/18 Plumb Hill Road for the installation of conduits along the route of the temporary driveway, which is to be removed. By Mr. Picton, seconded by Mr. Thomson, and passed 3-0-1. Mrs. Hill abstained because she had not supported the original application.

Enforcement

Braverman/38 Barnes Road: Mr. Ajello stated he had approved the construction of a new garage and the demolition of the old one because the new one would be farther from the wetlands.

Crumrine/106 Litchfield Turnpike: A notice of violation was sent regarding the construction of an unauthorized shed.

Daly/300 West Shore Road: Mr. Picton said he hoped Mr. Ajello would find conclusive information about the previous stone wall when he inspects the property.

DiBenedetto/212-214 Calhoun Street: Mr. Ajello said he had written to Mr. DiBenedetto, but had not yet received a response. Mr. Picton suggested that either a second citation be issued or a notice of violation filed on the Land Records for failure to restore the area where the unauthorized activities had occurred.

Fowler/138 Nichols Hill Road: Mr. Fowler reported to Mr. Ajello that he was having difficulty using the original soil to refill the trench because of all the vegetation growing in it. Mr. Ajello informed him that he had no authority to amend the Commission's instructions.

Moore/25 Litchfield Turnpike: Mr. Moore has completed the removal of all the illegally deposited fill. Instead of the 3:1 slope up to the log road that had been specified by the Commission, Mr. Moore

lined the edge of the road with boulders.

Lecher/47 West Shore Road: Mr. Ajello did not know whether Mr. Lecher had posted the required bond before he started excavating. The commissioners voiced their concern because this had been a condition of approval. Mr. Picton asked that staff establish procedures to make sure that all conditions of approval are met before permits are issued.

Levande/137 West Shore Road: The 8/20/07 citation had not yet been paid.

Montessori School/240 Litchfield Turnpike: Mr. Picton noted that water test results and maintenance reports would be submitted and this matter would be resolved over time.

Reinhardt/Perkins Road: The commissioners asked why the restoration work had not yet been completed. Mr. Ajello will call Mr. Childs to ask for his schedule. If Mr. Childs can not complete the planting before the cold season, the Commission will hire someone else.

Rubler/240 Wykeham Road: It was noted the Commission would keep track of this property until all disturbed areas are stabilized.

Gutierrez/13 Dark Entry Road: Mr. Gutierrez paid his fine, removed the unauthorized work, and this matter will be taken off the agenda.

Wright/59 Scofield Hill Road: Mr. Ajello said there had been progress until mid summer, but no work has been done since then.

Carter/292 Walker Brook Road/#IW-04-V8: Mr. Thomson said at the next meeting he would move to remove this entire matter from the agenda. He gave a brief history of the streambank stabilization work. Mr. Picton suggested the Commission could file a letter on the Land Records that the work had not been completed according to the Inland Wetlands approval. Mr. Ajello will call again, and said if there was no response by the next meeting he would file the letter as Mr. Picton requested. This will be discussed again at the next meeting.

Fine Schedule: Mr. LaMuniere said that after reading the last meeting's minutes he did not think the Commission had agreed upon high enough fines for violations. This was briefly discussed and the following schedule was approved. Mrs. Hill was asked to refer the proposal to Atty. Zizka.

MOTION: To amend the Inland Wetlands Commission fine schedule to allow fines up to \$1000 for unauthorized work in the upland review area and fines up to \$2000 for unauthorized work in wetlands, both at the Commission's discretion, and to allow the Commission to levy fines per day for ongoing violations. By Mr. LaMuniere, seconded by Mr. Thomson, and passed 4-0.

WEO Job Description and Addendum: Mr. Thomson circulated an addendum, which, he said, superceded the addendum previously discussed. He noted his was a draft and asked for feedback before the next meeting. He said the aim of the addendum was to make the application process more efficient for all involved. Mr. Picton said it outlined a simple framework that the EO and Commission should try out for a few months. It was noted that additional clerical help might be needed for the new procedures to run smoothly and Mrs. J. Hill noted that once the Land Use Offices have moved, there will be more staff hours available for the Inland Wetlands Commission.

Communications

It was noted that the Lake Waramaug Country Club had submitted an application to the DEP to renew its water diversion permit to draw water from Lake Waramaug for maintenance of the golf course.

MOTION: To adjourn the meeting. By Mr. Thomson.

Mr. Picton adjourned the meeting at 11:29 p.m.

FILED SUBJECT TO APPROVAL

Respectfully submitted,

Janet M. Hill

Land Use Coordinator