

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382
PHONE (860) 848-8549 - FAX (860) 848-2354**

MINUTES OF MEETING

7:00 P.M.

October 15, 2009

LOCATION: MONTVILLE TOWN HALL, *Council Chambers*

1. **Call to order:** Commissioner Brush called the meeting to order at 7:00 p.m.
2. **Roll call:** A quorum was present. In attendance were Commissioners Bartholomew, Johnson, Brush, Taylor, and Riske. Commissioner Beauchene arrived at 7:05 p.m. Staff present was Colleen Bezanson, Inland Wetland Agent/Planner II. Absent were Commissioners Whittaker and O’Bday.
3. **Minutes**
 - a. Approve minutes of September 17, 2009 meeting. **Motion to approve** by Commissioner Johnson, seconded by Commissioner Bartholomew. **5-0 favor, motion carried.**
4. **Public Hearings:** none.
5. **Show Cause Hearings:**
 - a. **May Realty/Dave Yoselevsky:** Work within a regulated area without a permit on the property located at 711 Route 163, Oakdale, Ct. As shown on Assessor’s Map 38 Lot 53.
Ms. Bezanson reviewed staff report. She stated that a discussion was held with the DEP regarding jurisdiction, and was decided by DEP that the violation was best handled at a local Inland Wetlands level. She also stated that a permit was never issued for work that was done so another Cease & Desist order was issued. She reviewed the violation history and stated that the area showed signs of regrowth, but wasn’t enough to stabilize the area.
Discussion was held.
Iris Yoselevsky stated that a lot had grown in the area and has not seen any erosion.
Dave Yoselevsky recommended Commission take a field walk to see how much had grown in.
Commissioner Brush stated that an engineering evaluation would be needed to establish the impact of the work done.
Discussion was held.
Commission decided to visit the site individually.
Motion to continue to the November meeting by Commissioner Riske, seconded by Commissioner Taylor. **6-0 favor, motion carried.**
6. **Remarks from the public relating to items on the agenda:**

David Yoselevsky commented stating even though they were issued a cease & desist that no work had been done there. Stated there was one day of 5 hours of work and that the cease & desist implied to cease work that was being done.

7. **Old Business:** none.

8. **New Business:**

- a. **Jennifer and Hargreaves Tattersall:** Work within a regulated area without a permit on the property located at 717 Raymond Hill Road, Oakdale, Ct. As shown on Assessor's Map 47 Lot 6A.

Ms. Bezanson reviewed staff report stating staff received complaint that there was activity on the brook area. 2 notices of inquiry were sent to property owner, first certified letter sent was not picked up, the second one, sent regular as well as certified, was picked up. Ms. Bezanson explained what was requested of stockpiling of wood chips and cut trees.

Discussion was held.

Harvey Tattersall explained the plans for the work desired regarding wood chips and cut trees.

Discussion was held. Commission stated it was ok to move the mulch and stockpile the wood.

Sitewalk set for Tuesday, October 20, 2009 at 5:30pm.

9. **Commissioner' Comments:** Commissioner Johnson commented on the little league field on Gallivan Ln, that there were two piles of dirt and two bulldozers. Discussion was held.

Motion to move item 10 to after item 11 by Commissioner Johnson, seconded by Commissioner Riske. **6-0 favor, motion carried.**

10. **Correspondence:** Ms. Bezanson handed out *Schedule A to the Resolution to Approve the Preparation of an Explanatory Text for the Charter Revision Referendum Questions, A letter from Branse, Willis & Knapp LLC, a printout of PA 09-181 An Act Concerning Extending the Time of Expiration of Certain Land Use Permits, The Habitat ,and Connecticut Stormwater Management Workshop printout.*

11. **Other Business:**

- a. **Walnut Hill Properties LLC/Jonathan Katz:** ATV disturbance on the property off of Maiville Drive

Ms. Bezanson reviewed staff report stating this was a complaint of ATV activity. Property is partly in East Lyme. Property is large with little means of controlling activity. Discussion was held.

Jonathan Katz spoke regarding the disturbance on the property with how little could be done to prevent it with property being so large. Discussion was held. Commission decided to just allow disturbed areas to grow back naturally.

Motion to adjourn at 8:20pm by Commissioner Johnson, seconded by Commissioner Bartholomew. **6-0 favor, motion carried.**

*For complete record, refer to audio recording.

Respectfully submitted,

Pamela Church, recording secretary