

Town of East Haven, CT
Inland Wetland and Watercourse Commission
Minutes
June 13, 2012

1. Call to Order

Chairman Ronald Andrade called the meeting to order at 7:08 PM

2. Roll Call

Joanne Esposito, Barbara Brow, Ronald Andrade and Richard Poulton were present.

3. Approval of minutes from May 9, 2012

Mrs. Brow made a motion to approve the minutes from May 9, 2012. Seconded by Mrs. Esposito. All were in favor, motion carries.

4. Old Business- none

5. New Business-none

6. Enforcement 1285 North High Street

Per the request of Kevin White, Mr. Andrade asked that this item be tabled until the next meeting. Mr. White was meeting with the homeowner tomorrow and would be able to give a full report at the next meeting in July. Mr. Poulton made a motion to table this item until July. Seconded by Mrs. Brow. All were in favor, motion carries.

7. a. Attorney Cote letter

The commission received a letter from Attorney Cote regarding application 01-12 Wheaton Rd asking that the application time be restarted. Mr. Andrade read a letter from the commission to Attorney Cote stating that the permit commenced on Sept 6, 2011 and would expire on Sept 6, 2016. Mrs. Brow thanked Mr. Andrade for reading the letter but asked that commission members please receive a copy prior to the meeting. There was discussion on the property and how close to the Greenway Trail it was. The Clerk will send a certified copy to Attorney Cote.

b. Neubig Farm

The commission received a letter from the DEEP regarding work that was being done in the wetland area at Neubig Farm. This was similar to the letter that was received from the same department a few years earlier. There was discussion on the history of these complaints and the property in question. Mr. Andrade recommended that Neubig Farm be sent a letter giving them a set amount of time for a plan of action to be taken before the next meeting. Mrs. Brow questioned why we would take a different course of action than what was recommended by DEEP. Mr. Andrade replied that the wetland lines were not on the map and that the commission needs to see if the wetlands are involved. Rules governing farms are also different. A letter was drafted to Neubig Farm. Mr. Andrade read the letter in to the record. Mrs. Brow asked why this was not addressed at the last meeting, as the Deep letter was dated May 7. Clerk will mail a certified copy to Neubig Farm.

c. Attorney Zullo letter

Mrs. Brow made a motion that the commission sustain all permits issued by Mr. Staunton pursuant to Section 22a-42a, as suggested by Attorney Zullo. Mr. Poulton asked that this be tabled until the next meeting. The attorney wants to relook at this situation. Mrs. Brow withdrew her motion. There was discussion on the duly authorized agent being the specific person or the position.. Mrs. Brow stated that she was more comfortable with the agent being a staff member rather than a lay person for protection and an umbrella from liability. This will be tabled until the next meeting when the attorney and engineer could both be present. Mr. Poulton will look into which permits Mr. Staunton authorized. Mr. Andrade will send a letter to Attorney Zullo for his opinion on this matter and to ask him to please attend the next meeting. A motion to table was made by Mr. Poulton, seconded by Mrs. Esposito. All were in favor, motion carries.

8. Other business: Three Stone Pillars.

This item goes hand in hand with the opinion on the duly authorized agent and should be tabled until next month. Mr. Andrade asked for a motion to table this item. Mrs. Brow questioned why it

needed to be tabled, as it wasn't an action item. The attorney will be at the next meeting.

9. Comments

Mr. Poulton stated that legal notices must be put in the paper and letters sent regarding action items and asked the clerk to do this. The clerk stated that that should be done by the Engineers office. Mr. Poulton had copies of the updated regulations for each member. Mr. Poulton asked the clerk to read into the minutes a letter he wrote to the chairman. Mrs. Brow stated she thought the accusations were ludicrous and took exception to the comments about it being personal.

A motion was made by Mrs. Brow at 8:05Pm to adjourn. Seconded by Mrs. Esposito. Motion carries.

Respectfully submitted,

Kristen Vineyard, Clerk