

MEMBERS PRESENT:

Vice-Chairman, Catherine Minter, Michael Zegers, Robert Turner, James Smith, Ted von Rosenvinge

Ms. Minter opened the October 16th meeting of the Weston Conservation Commission at 7:30 p.m.

DISCUSSION OF APPLICATION: MAKOWSKI, 8 HILLSIDE ROAD SOUTH, WETLANDS RESTORATION PLAN

Alexandra Mark, wetland soil scientist, professional geologist and landscape designer came forward representing the owner. She noted this involves a wetlands restoration plan and indicated the map showing the location. She explained that in 2003 the owner received a permit for renovations and the wetlands were surveyed at that time. In 2004 there was a complaint that heavy equipment was crossing the wetlands. Mr. Anderson went out and discovered there was no permit for that activity. In 2010 Mr. Anderson sent letters to adjacent property owners regarding wetland disturbance activity on that property that had not been permitted. She indicated where the water flow goes from her client's property and on to the adjacent property and noted that the activity on the adjacent property caused backup onto her client's property. Discussion ensued.

She explained how they planned to restore the area on her client's property and the plan for wetland plantings and ferns in the area. The neighbor, Mr. Walsh, also noted that the channel has always flowed and continues to flow when there is significant rainfall. Mr. Pattee noted that the majority of the channel is on Mr. Makowski's property and if they remove the fill, it will continue to flow off his property in the stream channel. Discussion continued.

Mr. von Rosenvinge stated that the Commission needs to see a topographical survey to determine how much fill has been placed on the Makowski property and how much can be removed to maintain flow for existing topography.

The Commission decided to continue the discussion so that the applicant can provide a topographical survey of the property.

DISCUSSION OF APPLICATION CONT.: C. MONTANERO, WAMPUM HILL ROAD, CONSTRUCTION OF A DRIVEWAY ACROSS WETLAND AREA (LANDTECH)

Juan Parades, P.E. from LandTech came forward with revised plans and presented them to the Commissioners for review. He explained that the applicant would like to expand the current 7 ft. wide dirt road to a 12 ft. wide processed aggregate road with an extension off that road to the applicant's property. It would be 1,200 ft. long and would have turn-offs every 200 feet. The purpose before the Commission is to cross a section of the wetlands which would be about 450 sq. ft. of disturbance. He then described the wetland crossing and how it would be accomplished along with the sedimentation and erosion controls proposed. He also indicated where there will

be pavement in limited areas where the slope is greater than 7%. The rest of the driveway is relatively flat. Discussion ensued.

Mr. Parades then noted the location of the two proposed rain gardens to help with sedimentation control and responded to questions regarding the three culverts.

Mr. von Rosenvinge and Mr. Turner requested that a copy of the as-built plans be submitted to the Conservation Planner as part of the approval.

MOTION FOR APPROVAL

Mr. Zegers made a motion to approve the driveway renovation work as shown on plans prepared by LandTech dated 12/3/13, revised 9/18/2014 and 10/15/2014, subject to the Standard Conservation Conditions A-I and J. The final construction plans will be submitted to the Conservation Planner with any changes noted thereon. Mr. von Rosenvinge seconded the motion. All in favor, the motion carried (5-0).

DISCUSSION/DECISION: PROPOSED SETTLEMENT OF LITIGATION, TOWN V. SARFRAZ

Robert Turner recused himself from discussion on the litigation.
Christopher Spaulding joined the meeting by telephone.

MOTION TO ENTER EXECUTIVE SESSION

Ms. Minter made a motion to enter Executive Session for the purpose of discussing pending litigation and Mr. von Rosenvinge seconded. The Commission entered Executive Session at 9:00 p.m.

MOTION TO RE-ENTER REGULAR SESSION

Ms. Minter made a motion to re-enter Regular Session and Mr. von Rosenvinge seconded. The Commission re-entered Regular Session at 9:13.

MOTION FOR APPROVAL

Ms. Minter made a motion to approve the Stipulated Judgement in Pjura, et al. v. Sarfraz, FBT CV13-60372515 and Mr. von Rosenvinge seconded. All in favor, the motion carried (5-0).

APPROVAL OF MINUTES

Mr. Zegers made a motion to approve the Minutes from the September 18, 2014 regular meeting and Mr. Smith seconded. All in favor, the motion carried (5-0).

MOTION TO ADJOURN

Ms. Minter made a motion to adjourn the meeting and Mr. Zegers seconded. All in favor, the meeting adjourned at 9:30 p.m.

Respectfully submitted,

Delana Lustberg
Recording Secretary