

# CONSERVATION AND INLAND WETLANDS COMMISSION

TOWN OF DEEP RIVER, CONNECTICUT

Town Hall

174 Main Street

Deep River, Connecticut 06417

*A regular meeting* of the *Deep River Conservation and Inland Wetlands Commission* held on Thursday, May 12, 2011 at the Deep River Town Hall was called to order at 7:33 p.m. by Chairman Mizejeski. Members present: Carmela Balducci, Susan Board, Ron Larsen, Carol Libby, Alan Mizejeski, Michael Tomlinson, Alternate John Dube, and Alternate/WEO Mark Reyher. Absent: George Atwood. Also present: Donald Carlson, Tanner Steves, and Nancy Howard. The Chairman seated Alternate John Dube for the absent member.

Approval of Minutes: A motion was made by Carol Libby and seconded by Susan Board to approve the minutes of the regular meeting of April 14, 2011 as printed. (7-0) Voted Unanimously.

Public Business: Frederick and Susan Reyher, Rattling Valley Road: Donald Carlson, Land Surveyor, was present for a review of property of Frederick and Susan Reyher on the south side of Rattling Valley Road. The parcel consists of 11.6 acres. The Reyhers are proposing to subdivide the parcel into two lots, creating a lot in the back of the property. Lot 1 would be the existing residence. An existing access road would be used for access to Lot 2. Mr. Carlson noted that the access would need to be re-graded because there are a couple areas which exceed 12% grade. An existing stone culvert under the driveway is not proposed to be changed. The natural flow of the stream is to the Doane property to the East. In a rain storm the water may overlap the driveway with about six inches of water. Mr. Carlson noted that they are not asking for a permit at this time, only a subdivision review for the Planning Commission. He noted that the existing driveway is a processed stone surface, and there are areas in excess of 8% which will need to be paved. Mr. Carlson stated that State Statutes require that if there are wetlands on a property, that the Planning Commission cannot act until the Wetlands Commission responds. Mr. Carlson noted that he is aware that a wetlands permit would be required prior to construction for any activity in the access road and installation of utilities. Mr. Carlson noted that there is no alternative for accessing Lot 2; the other side of the property is very steep and would disturb more wetlands. Mr. Carlson noted that almost all of the access road is within 100 feet of wetlands or watercourses. The proposed house and septic are upland. The engineering for the proposal was completed by Darcey Collins, P.E. A motion was made by Mike Tomlinson and seconded by Carmela Balducci to send a letter to the Planning and Zoning Commission stating that the Commission has reviewed the proposed subdivision plan and determined that a wetlands permit is required prior to construction for any upgrading to be done on the access road or activity in, or within 100 feet of, a wetlands or watercourse. (7-0) Voted Unanimously.

Enforcement Report: (a) Ronald Prisley, 164 Cedar Lake Road: WEO noted that the DEP Conservation Officer was at the Prisley property last month with Officer Sypher and he does not believe that anything has been happening on the site since that time.

(b) The Commission asked the WEO to inspect the Fountain Hill Cemetery to see if any activity is occurring within a wetlands on the site.

Report on Finances/Payment of Bills: A current finance report was not available. The following bill was received: Nancy Howard, clerical services, 8 hours. A motion was made by Carmela Balducci and seconded by Carol Libby to approve payment of the bill as submitted. (7-0) Voted Unanimously.

Chairperson's Report: Mark Reyher noted that he spoke with the First Selectman about stepping down as an alternate member of the Commission, but continuing as Wetlands Enforcement Officer.

Correspondence: A Notice of Tentative Determination/Notice of Intent to Waive Public Hearing was received from DEP Office of Long Island Sound Programs for application by Warren Elliott and Margo Hilfinger for permit to conduct work waterward of the high tide line in tidal, coastal or navigable waters of the state. The applicant proposes to retain and modify a pier, ramp and float for private recreational boating use on property at 162-164 River Street.

Conservation: The kiosks have not yet been placed in Canfield Woods.

A motion was made by Susan Board and seconded by Ron Larsen to adjourn the meeting at 8:15 p.m. (7-0) Voted Unanimously.

Respectfully submitted,  
Nancy J. Howard  
Recording Secretary