



TOWN OF MIDDLEBURY

*Conservation Commission
1212 Whittemore Road
Middlebury, Connecticut 06762
(203) 577-4162 ph
(203) 598-7640 fx*

SPECIAL MEETING MINUTES March 31, 2014

Members Present:

Thomas Proulx
Mary Barton
Terry Manning
James G. Crocicchia
Vincent LoRusso

Members Absent:

George Tzepos

Also Present:

Deborah Seavey, WEO

I. CALL TO ORDER:

The Special Meeting was called to order at 7:30 P.M. by Chairman Thomas Proulx.

II. OLD BUSINESS

1. Application #347 South Street (Larkin Timber Harvesting)

Motion: to approve Application #347 South Street (Larkin Timber Harvesting) per the Resolution. Made by Terry Manning, seconded by James Crocicchia. Unanimous Approval.

Eric Hansen, Consulting Forester of Ferrucci & Walicki, LLC Forest Management spoke on behalf of the applicant. He stated that he would inform WEO Deborah Seavey of when they plan to commence the harvesting.

Chairman Proulx stated that the fee of \$1,040.00 (\$20.00 X 42 acres + \$200.00 filing fee) was still outstanding.

Deborah Seavey, WEO stated that the permit would not be issued until the fee was paid.

Eric Hansen questioned how the fee was determined.

Chairman Proulx stated that the fee is based on the activities and that it is a large project.

Deborah Seavey, WEO stated that Mr. Hansen indicated in his email that the Sandy Hill parcel is 31.88 acres and that the South Street parcel is 9.66 acres. Both parcels will contain the wetland crossings which are within the regulated area. Therefore, per the Regulations, she is required to charge the \$20.00 fee for each of the 42 acres plus the application fee.

Motion: to approve Application #347 South Street (Larkin Timber Harvesting) per the Resolution. Made by Terry Manning, seconded by James Crocicchia. Unanimous Approval.

III. ADJOURNMENT

Motion: to adjourn the meeting at 7:41 P.M. Made by Mary Barton, seconded by James Crocicchia. Unanimous Approval.

Filed Subject to Approval,

Respectfully Submitted,

Rachelle Behuniak, Recording Clerk

Original to Edith Salisbury, Town Clerk
cc: Conservation Commission Members
Debbie Seavey, WEO
Ollie LeDuc, Building Official
John Calabrese, P.E.
Terry Smith, P&Z
Curtis Bosco, ZEO
Attorney Robert Smith, WPCA
Larry S. Hutvagner, CFO

RESOLUTION/REPORT

Application #347 South Street- Larkin Timber Harvesting

WHEREAS: The Middlebury Conservation Commission for the Town of Middlebury has received an application on January 28, 2014 from Eric Hansen map dated received January 28, 2014

WHEREAS: The Commission has considered the proposed activity, application and all documents and reports submitted by or on behalf of the applicant.

WHEREAS: Field inspections were conducted by Commission members;

WHEREAS: The Commission finds based on evidence received that the proposed activity does conform to the purposes and requirements of the Inland Wetlands Commission;

WHEREAS: The Commission finds on the basis of the record that a feasible and prudent alternative does not exist. In making this finding, the commission considered factors and circumstances as set forth in Section 10.2;

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NOW THEREFORE, BE IT RESOLVED That the Middlebury Conservation Commission approves the above application with the following conditions:

- (1) The proposed activity that consists of timber harvesting to include one corduroy crossing and one temporary bridge crossing will not have a substantial impact on the regulated area.
- (2) Prior to permit issuance, the proper application filing fee shall be submitted.
- (3) The applicant shall notify the enforcement officer forty-eight (48) hours prior to the commencement of work and upon its completion.
- (4) Timely implementation and maintenance of sediment and erosion control measures are a condition of this approval. All sediment and erosion control measures must be maintained until all disturbed areas are stabilized.
- (5) No equipment or material including without limitation, fill, construction materials, or debris, shall be deposited, placed or stored in any wetland or watercourse on or off site unless specifically authorized by this approval.
- (6) All work and all regulated activities conducted pursuant to this approval shall be consistent with the terms and conditions of the wetland permit. Any structures, excavation, fill, obstructions, encroachments or regulated activities not specifically identified and authorized shall constitute a violation of this approval and may result in its modification, suspension, or revocation.
- (7) It is the applicant's responsibility to give notification to the Army Corps of Engineers and the Department of Environmental Protection if necessary.

March 31, 2014