



TOWN OF MIDDLEBURY

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

REGULAR MEETING & SHOW CAUSE HEARING MINUTES January 29, 2019

Members Present:

Paul Bowler, Chairman
Mary Barton, Vice Chairwoman
Greg Bonacorsi
Curtis Bosco

Members Absent:

Keli-Ann Bollard
George Tzepos
Joseph Martino

Also Present:

John Calabrese, P.E.

I. CALL TO ORDER

The Regular Meeting was called to order at 7:28 p.m. by Chairman Bowler.

II. ACTION ON MINUTES:

November 27, 2018 Regular Meeting

Motion: to accept the Minutes of the November 27, 2018 Regular Meeting. Made by Curtis Bosco seconded by Mary Barton. Unanimous Approval.

November 27, 2018 Show Cause Hearing

Motion: to accept the Minutes of the November 27, 2018 Show Cause Hearing. Made by Curtis Bosco seconded by Mary Barton. Unanimous Approval.

III. SHOW CAUSE HEARING CONTINUANCE

2 Sandy Beach Road November 19, 2018 Order

Chairman Bowler stated that because of the current weather conditions, the absence of W.E.O. Deborah Seavey due to illness and his preference that more members of the

Commission be present for such a serious matter, he was going to continue the Show Cause Hearing to the next meeting.

Jack Starr & Shauna McManus of 2 Sandy Beach Road, Middlebury, CT were both present and Mr. Starr replied “okay”.

IV. OLD BUSINESS

1. November 19, 2018 Order-2 Sandy Beach Road

No action was taken.

V. NEW BUSINESS

Application #421 – 9 Woodfield Road

Attorney Michael McVerry of 35 Porter Avenue, Naugatuck, CT 06770 spoke on behalf of the applicant 9 Woodfield Road, LLC who purchased the property in April of 2017 and had been in foreclosure for over 4 year (August of 2012 – February of 2016). Sandra Senich, who is the principal owner has allowed her brother and his family to reside at the residence. There is a stream running through the property. Unaware of the wetland setbacks or upland review areas, they did do some clearing in order to make it safer for their children ages 3 & 5. The activity was witnessed by a former commission member who then informed the W.E.O. who at that point issued a letter. As a result, the application was filed by the applicant. He provided before and after photos for the record and the commission’s review.

Chairman Bowler did confirm that the pond was a manmade pond.

Attorney Michael McVerry assured the commission that the intermittent watercourse was not interrupted. They did not go up to the stream but clearing was performed.

Motion: to accept and approve Application #421 – 9 Woodfield Road as a maintenance activity pursuant to Section 4 of the Middlebury Inland Wetlands Regulations that permits certain residential uses to be completed as maintenance per the condition that any and all future work will be discussed with the Wetlands Enforcement Officer. Made by Mary Barton seconded by Curtis Bosco. Unanimous Approval.

VI. PUBLIC COMMENT

None

VII. ADJOURNMENT

Motion: to adjourn the meeting at 7:37 P.M. Made by Mary Barton, seconded by Greg Bonacorsi. Unanimous Approval.

Filed Subject to Approval,

Respectfully Submitted,

Rachelle Behuniak, Recording Clerk

Original to Edith Salisbury, Town Clerk

cc: Conservation Commission Members
Debbie Seavey, W.E.O.
Ollie LeDuc, Building Official
John Calabrese, P.E.
Terry Smith, P&Z Chairman
Curtis Bosco, Z.E.O.
Attorney Robert Smith, WPCA
Larry S. Hutvagner, C.F.O.