

**Town of East Haven  
Wetland Watercourse Commission  
Minutes  
June 10, 2009**

The East Haven Wetland Watercourse Commission held a Regular Meeting on Wednesday, June 10, 2009, at 7:00 p.m. at the East Haven Community Center, 91 Taylor Avenue, East Haven, CT and transacted the following:

Chairman Andrade called the meeting to order at 7:08 p.m.

*Roll call –*

3 Present (Andrade, Armour, Giamattei)

4 Absent (Warmoth, Jaffe, Poulton, Stone)

Quorum Present

2. Commissioner Giamattei motioned to vote Erica Berg as Temporary Clerk for the purpose of this Meeting, Commissioner Armour seconded. All I Favor.
3. Commissioner Giamattei motioned to Approve of May's Minutes, Commissioner Armour seconded. All I Favor.
4. Old Business, Nothing reported.
5. New Business  
Application for new retail building on South Frontage Rd  
A Presentation by Ron Hurlburt from Juilano Associates representing the Property Owner of 104 Frontage Road. The application is for a 5000 square foot building for retail and office usage. The application was submitted first to this board due to the possible affect on the wetlands and a brook that runs thru the property. The application indicates their intention to boor under the brook as to not disturb it. Chairman Andrade would like the application to say that there will only be hand tools in the brook, no large equipment. He also suggested that the timber steps remain. Chairman Andrade asked specific questions as to the usage of the building and possible problems of the

sharing of addresses. Attorney Cirillo stated that since both lots are owned by the same owner as until the property deed changes hand this would not be an issue. There was discussion on voting to approve tonight or tabling it until next month. Town Engineer Staunton stated that he prepared a report on the application as to keep the commission informed of every aspect of the project, as to move it along the proper avenues. He reviewed his handout with the Commissioners and there were no further questions. Chairman Andrade asked for a Member to Motion to Table for review so that the other members of the commission can also review it. Commissioner Giamattei motioned to table for review the said application, seconded by Commissioner Armour. All in Favor.

*\*\*Chairman Andrade motioned to break at 8:03, seconded by Commissioner Armour. Meeting reconvened at 8:07. The agenda was amended to address item #10 next, motioned by Commissioner Armour, seconded by Comm. Giamattei.*

6. Enforcement Policies

CBS Billboard Application

A Presentation by Ron Hurlburt from Juilano Associates representing the Property Owner of CBS Outdoor Inc. The issue with 2 billboards includes trimming and hedging occurring at the property without the notification of this board. Mr. Hurlburt stated that the state permit allows for site line trimming when the brush gets higher than the size of a car. Usually this happens every 3-5 years. Chairman Andrade suggested that the next time they trim they send an application in; Engineer Staunton agreed stating anytime there is activity in the Wetlands area they should apply. No Further Enforcement Action.

7. Other Business, Nothing reported.

8. Bonds and Reductions, Nothing reported.

9. Correspondence, Nothing reported.

10. Comments by Commission

Chairman Andrade asked Attorney Cirillo for 2 legal opinions for next meeting. The first item was in regards to the Buffer Zone, Upland Review Area, and Area of non-disturbance in areas surrounding wetlands, perhaps adopting a policy. He expressed concerns over voting for and passing last months application in which half of the home was in the buffer zone. And that this application tabled tonight will be the in Buffer Zone as well. Chairman Andrade stated that the Commission should be protecting the Wetlands and he feels as if the Commission is getting away from that. Engineer Staunton reported an application that was passed thru the Wetland Commission is being held up currently in Zoning due to the grading leading directly to the wetland line. In doing so natural vegetation will be wiped out and in was brought before this commission and passed. Chairman Andrade stated he did not recall the application and would need to review those plans to comment.

The second item for Attorney Cirillo is that if there is no formal policy is the commission held liable for its decision making.

There was also discussion on a handout prepped by Commissioner Poulton defining areas of interest for the Commission with complete definitions; this document was present during the meeting.

11. Notice of Violations, Nothing reported.

12. Staff Comments, Nothing reported.

13. Commissioner Armour motioned to adjourn the meeting at 8:50pm, Seconded by Commissioner Giamattei, All in Favor.

Respectfully Submitted,

Erica Berg