

**CONSERVATION COMMISSION
FAIRFIELD, CONNECTICUT
INLAND WETLANDS MEETING AGENDA**

Thursday, OCTOBER 4, 2012

7:30 P.M.

Sullivan Independence Hall

Meeting Room II

725 Old Post Road

PLEASE NOTE TIME AND LOCATION

Kevin Gumper, Chairman (FM)	Milan Bull, Vice Chairman (FM)	Catherine O'Donnell, Secretary (FM)
Kate Maxham (FM)	Frank Rice (FM)	Elizabeth Jones (FM)
Richard Santalesa (FM)	Letitia Ferguson (A)	Felicia B. Watson (A)
Sam Boyarsky (A)	FM = Full Member	A = Alternate Member

I. CALL TO ORDER DECISION

II. APPOINTMENT OF ALTERNATES, if necessary.

III. BILLS AND COMMUNICATIONS

A. Approval of Minutes of meeting September 6, 2012 _____

PLEASE NOTE!

This agenda does not reflect items received after the date the agenda was compiled. Please check with the Conservation Department for additional items which might have been added to a supplemental agenda after the mailing date.

NOTE: All members of the Inland Wetlands Agency are requested to notify the Conservation Department (256-3071) if they are unable to be present. A quorum is necessary to transact business, and your call will be appreciated.

IV. INLAND WETLANDS- DELIBERATIVE SESSION

A. OLD BUSINESS

1. IWP 2003-08, Black Rock Realty LLC & Town, Train Station

- a. **George R. Bisacca, Esq. letter dated August 31, 2012 regarding CT Supreme Court decision on Bateson, et al v. Weddle. From September 6th agenda. (under review with Town Attorney and Inland Wetlands Agency)**
- b. **Discussion of plan to bring Conservation Dept. staff up-to-date on the project. See Attached.**
- c. **Status report by Redniss & Mead -- discuss guidelines for staff in moving forward.**
- d. **IWP 2003-08, Black Rock Realty, LLC and Town of Fairfield Formerly 21 Black Rock Turnpike, Kenard Street to Ash Creek
Assessor's Map 80 Parcel 4A
Public Hearing Held and Concluded August 16, 2012**

Determination as to whether proposed plan revisions to change a Retail Pavilion to a 197-unit Apartment Building is consistent with the existing wetland permit, or whether such change requires a permit modification and/or new permit. (Please note this hearing was held jointly with the Conservation Commission on the related Conservation & Public Access matter.)

See Attached-Inland Wetland Referral (Insurance/Liability referral under C.C. agenda)

Staff recommends re-opening of public hearing to receive new information. _____

**Commissioners present 8/16 and eligible to vote: Gumpper, Bull, Rice, Jones, Maxham.
Ineligible: O'Donnell, Santalesa, and Alternates, Ferguson, Boyarsky, Watson.**

Wetlands Agency Decision _____

B. NEW BUSINESS

1. **2012 Legislation and Regulations Advisory from CT DEEP. See Attached.**
2. **IWP 2009-10-01, Black Rock Congregational Church, 3685 Black Rock Turnpike, demolish existing parish structures and construct new church, parking, and drainage structures within a regulated area.**

Request of William J. Fitzpatrick, Esq., to modify the approval for revised grading, etc. See Attached.

Staff recommends Approval with Conditions of revisions as consistent with existing Approval. See Attached. _____

3. **Request for Release of Performance Bond:**

Staff recommends approval, by general consent, of the following performance bond releases due to satisfactory completion or partial completion of permit requirements:

a. IWP 2009-10-11, Sperry & Mongenel (M&R Associates), 186 Pansy Road-Lot A, New house construction within a regulated area. Request of Walt Stapleton for final release of \$20,000.

b IWP 2009-10-04, Burr(Krook), 264 Somerset Avenue, New house construction within a regulated area. Request of Walt Stapleton for final release of \$6,000.

4. **Monthly wetland business update for the Agency. See Attached.**

V. STATUS OF APPLICATIONS PREVIOUSLY FILED

IWPA 2012-13-03, Cocco & Piekarski, portion of 120 & 144 Tuller Road & Little Brook Road

Assessor's Map 46 Parcel portion of 27 & 27A

Subdivision Construction, Grading & Drainage within a regulated area.

----awaiting public hearing November 1, 2012

VI. OTHER

VII. ADJOURNMENT