

**CONSERVATION COMMISSION
FAIRFIELD, CONNECTICUT
MINUTES OF INLAND WETLAND AGENCY MEETING
JANUARY 5, 2012**

The Conservation Commission, acting as the Inland Wetland Agency of the Town of Fairfield held a Meeting on January 5, 2012, in Meeting Room II of the Honorable John J. Sullivan Independence Hall, 725 Old Post Road, Fairfield, CT.

MEMBERS PRESENT: Stanton Lesser, Chairman; Milan Bull, Vice Chairman; Kevin Gumpper, Secretary; Frank Rice; Joan Neiley; Catherine O'Donnell; and Kathleen Maxham. **ABSENT:** Elizabeth Jones; Douglas Jones and Philip DiGennaro, Jr. Also Present: Thomas Steinke, Conservation Director; Annette Jacobson, Conservation Administrator; Edward Jones, Wetlands Compliance Officer/Open Space Manager; and members of the public and press.

- I. CALL TO ORDER: The meeting was called to order at 7:30 p.m. by Chairman Lesser.
- II. APPOINTMENT OF ALTERNATES: No Alternates were appointed to sit as a full member.
- III. BILLS AND COMMUNICATIONS
 - A. Approval of Minutes of Meeting December 1, 2011: Milan Bull *moved*, and Joan Neiley *seconded* to approve the December 1, 2011 meeting minutes. *Motion passed unanimously.*
 - B. Approval of Recording Secretary's Bill of December 1, 2011: Milan Bull *moved*, and Kathleen Maxham *seconded* to approve the recording secretary's bill of December 1, 2011. *Motion passed unanimously.*

IV. INLAND WETLANDS – LEGAL/ENFORCEMENT ACTION

1. Swann Violation, 3007 Redding Road, Filling, piping and construction without benefit of a wetland permit; past time limit, violation resolution to be completed by June 15, 2011. Request of Mr. Swann for confirmation of violation resolution and release of \$10,000.00 bond: Annette Jacobson advised the Agency that although resolution of the violation had not been completed by June 15, 2011, the date required by the Agency, it was now in fact complete and Staff was recommending release of the performance bond funds. Kathleen Maxham *moved*, and Milan Bull *seconded* to confirm resolution and release the \$10,000.00 performance bonds, as recommended by Staff. *Motion passed unanimously.*

Kevin Gumpper arrived at 7:33 p.m.

V. INLAND WETLANDS – DELIBERATIVE SESSION

A. NEW BUSINESS

- 1. DEEP Inland Wetland Commissioner Training – Status: Informational.

**DRAFT MINUTES SUBJECT TO REVIEW, CORRECTION AND APPROVAL BY
THE INLAND WETLANDS AGENCY OF THE TOWN OF FAIRFIELD**

2. IWP 2003-08, Black Rock Realty, LLC – Status Report/Update by Redniss and Mead Consultant on 3rd Train Station: No representatives from Redniss and Mead were available this evening to provide a status report in this matter.

3. Request for Release of Performance Bond:

Milan Bull *moved*, and Kathleen Maxham *seconded* to approve the following request for release of performance bond as recommended by Staff:

a. IWP 2010-11-03, Rivera, 636 Mill Hill Road, in-ground pool. Request of Mr. Rivera for final release of \$3,500.00.

Motion passed unanimously.

4. Monthly Wetland Business Update For The Agency: Informational.

VI. NEW APPLICATION:

1. IWPA 2011-12-06, Brookside Acres, LLC, 145 Brookside Drive: Assessor's Map 123, Parcel 86. Subdivision Construction within a regulated area: Kevin Gumpper *moved*, and Kathleen Maxham *seconded* to find the matter non-significant and to table the matter pending legal notice and departmental review. *Motion passed unanimously.*

Milan Bull recused himself on the following matter:

2. IWPA 2011-12-07, Davis, 1940 Merwin's Lane; Assessor's Map 218, Parcel 27-A. Retroactive approval of electric vault and re-grading within a regulated area: Kevin Gumpper *moved*, and Kathleen Maxham *seconded* to find the matter non-significant and to table the matter pending legal notice and departmental review. *Motion passed unanimously.* The Applicant's request for a fee waiver will be reviewed at a future meeting.

VII. OTHER: None noted.

VIII. ADJOURNMENT: There being no further business to come before the Commission, Milan Bull *moved* and Kathleen Maxham *seconded* to adjourn at 7:37 p.m. *Motion passed unanimously.*

Respectfully submitted,
Betty Gabriel