



Town of Woodbury

Inland Wetlands and Watercourses Agency

281 Main Street South
Woodbury, CT 06798
203.263.3467 ▪ www.woodburyct.org

REGULAR MEETING MINUTES

June 24, 2024 – 7:30 PM

Senior/Community Center

265 Main St. South, Woodbury, CT 06798

MEMBERS PRESENT

Mary Tyrrell, Chair
Marty Newell, Vice Chair
Don Richards
Earl Gillette, Alternate
Timothy Pabst, Alternate (7:45 p.m.)

MEMBERS ABSENT

Michael McAloon, Alternate
Kyle Turoczi, Secretary
Ernest Werner

NOTED OTHERS PRESENT – Thomas Kaelin (Town Attorney), Planner Agresta, Christopher Rhoads, Zachary Lessard, and Hiram Peck

OPENING OF MEETING

Call to Order – The meeting commenced at 7:33 p.m.

Seating of Members / Alternates – Seated for the meeting were members Newell, Richards, Tyrrell and alternate Gillette (*Note Alternate Pabst arrived shortly after the meeting started*).

Conflict of Interest Reminder (CGS §8-11 & Woodbury Town Charter Section 901)

With no objections, Chairman Tyrrell rearranged the agenda to accommodate an applicant who was present.

NEW APPLICATIONS

24-IW-0018 – 16 Weekepeemee Road / Map 39, Lot 45 / OS-60 District / Christopher Rhoads (applicant), Heather Dawn Rhoads (owner) / Within regulated upland review area: Insall sections of fence (front and rear portions of the property).

Christopher Rhoads was present for the application. Mr. Rhoads showed the Agency a retaining pond and swale on his property showing how it drains stormwater from neighboring properties into an inlet at the right of way into an open drain. The pond is currently dry. His project was described in two phases. The first phase they are looking to replace an existing 30 ft. long decorative fence with a 36-38 in. high decorative fence. The location of the proposed fence in relation to the regulated area was shown on a map. They would like permission to dry set posts with no imbedded concrete using spikes. The fence will be about 13 ft. off the property line. Phase 2 is to add a 6 ft. privacy fence at the rear of the property. Mr. Rhoads described an area at the back of the property prone to flooding showing swales and a French drain. This fence will probably require posts imbedded in the concrete or a combination of spike with concrete. The well and septic locations were noted. An aerial of the property was viewed by the Agency. The Agency did not see an impact of this project to the wetlands. No additional information was required from the applicant and a motion of approval was requested for the next meeting.

Alternate Pabst arrived during above discussion and was seated at 7:50 p.m.

EXECUTIVE SESSION

Discussion of Pending Litigation / 23-ENF-0002 – 197 Minortown Road / Map 25, Lot 2A-2 / OS-60 District / Michelle Fusco

MOTION:

To enter executive session to discuss pending litigation item 23-ENF-0002 (197 Minortown Road / Map 25, Lot 2A-2 / OS-60 District / Michelle Fusco) inviting the Town Counsel, Town Planner and Zoning Enforcement Officer.

Moved by **GILLETTE**, Seconded by **RICHARDS**

Vote: 5-0-0 – **Approved** – Motion Passed

Aye	Gillette, Newell, Pabst, Richards, Tyrrell
Nay	None
Abstain	None

MOTION:

To come out of executive session (regarding pending litigation item 23-ENF-0002 (197 Minortown Road / Map 25, Lot 2A-2 / OS-60 District / Michelle Fusco).

Moved by **NEWELL**, Seconded by **RICHARDS**

Vote: 5-0-0 – **Approved** – Motion Passed

Aye	Gillette, Newell, Pabst, Richards, Tyrrell
Nay	None
Abstain	None

Chairman Tyrrell noted that no action was taken during executive session.

PENDING APPLICATIONS / DELIBERATIONS - None

ENFORCEMENT & WETLANDS UPDATE

24-ENF-IW02 – 83 Park Road / Map 103, Lot 36A / OS-60 District / Zachary Lessard / Unauthorized tree removal, timber storage, equipment/business storage, active accessways through regulated areas and land/ground disturbance within wetland/watercourse.

Zachary Lessard was present for the discussion. A remediation planting plan was submitted by Mr. Lessard and reviewed with the Agency. Mr. Lessard described the native plants and trees along with locations in relation to the accessory barn. The Agency was updated on the progress of the site cleanup including removal of the log piles and concrete blocks. Mr. Lessard requested that the firewood pile be removed in the winter for less disturbance to the area. There was no update as to the building repair. There was discussion about a hand made bridge, Mr. Lessard is looking to keep this bridge. The Agency discussed that this should be for foot traffic only, concerns expressed about it being used for ATVs or something that would cause more disturbance and erosion in that area. A photo of the bridge was reviewed, the bridge is about 7 ft. wide. Chairman Tyrrell noted she missed the site walk but will stop by the property and review the site on her own. It was confirmed that 1-3 -gallon shrubs/trees will be used. The Agency granted permission to Mr. Lessard to complete the planting plan prior to the next meeting. This leaves the remaining outstanding items of log removal, firewood and resolution of the bridge installation.

184 Quassuk Road / Map 92, Lot 51-1 / OS-60 District / Elizabeth Willoughby / Tree/brush removal and deposit within a regulated area.

It was noted that the planting took place this past weekend, an update is expected shortly.

The following three items are pending litigation and were tabled:

- 23-ENF-IW05 – 57 Lake Road / Map 77, Lot 3 & 7 / OS-60 / Robert Taggett
Unauthorized driveway installation.
 - 23-ENF-IW06 – 13 Edward Avenue / Map 77, Lot 4-26, 27 & 2 / OS-60 / Frances M. Palomba
Unauthorized driveway installation.
 - 23-ENF-0002 – 197 Minortown Road / Map 25, Lot 2A-2 / OS-60 District / Michelle Fusco
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- 18-IW-1621 – 614 Main Street South / Map 102, Lot 25 / MQ District / Napoli Woodbury LLC
IWWA Review of Constructed Site Conditions / Bond Status – Dollar General.
There has been no update on this item.

ADMINISTRATIVE

Regular Meeting Minutes – 06/10/24

Under seating of the members/alternates – It should read “Seated for the meeting were members...”

MOTION:

To approve the minutes as submitted (*with the change noted above*).

Moved by NEWELL, Seconded by GILLETTE

Vote: 4-0-1 – **Approved** – Motion Passed

Aye	Gillette, Newell, Pabst, Richards
Nay	None
Abstain	Tyrrell

Regulation Review

It was noted that one of the outstanding items under regulation review was regarding Agent Approvals. Three town regulations that had these administrative reviews were noted. Planner Agresta felt that these need to be more specific with what qualifies as an administrative approval and provided his own suggested wording. Members were tasked with reviewing the information and providing feedback for the next meeting.

Hiram Peck (21 Minortown Rd. Ext.) was present, Chairman Tyrrell questioned if he had specific questions about the regulation review. Mr. Peck noted he was interested in any proposed changes for the upland review areas. The Agency noted the proposed changes to these review areas for Mr. Peck.

CORRESPONDENCE - None

PRIVILEGE OF THE FLOOR - None

ADJOURNMENT

MOTION:

To adjourn the meeting at 8:41 p.m.
Made by NEWELL with no objections.

Respectfully submitted,
Anne Firlings
Anne Firlings, Inland Wetlands & Watercourses Agency Clerk

RECEIVED & FILED
IN WOODBURY, CT

This 26th day of June 2024
at 3:16 o'clock PM

Maia M Mancini
Town Clerk