



TOWN OF ESSEX
Inland Wetlands and Watercourses Commission

Officers

Michael Furgueson, Chairman
David Kirsch, Vice Chair

29 West Avenue • Essex, Connecticut 06426
Telephone (860) 767-4340 • FAX (860) 767-8509

Regular Members

Ernest Cook
Fred Szyfmarowski
Noreen Brennan-Rowe

Alternate Members

Carolyn Field
Lisa Krall

Record of Vote – July 11, 2023

The Essex Inland Wetlands and Watercourses Commission (EIWWC) conducted their regularly scheduled meeting on Tuesday July 11, 2023 at 7:00 p.m. The meeting was held both in person and via Zoom (link was provided to the public on the Town of Essex website).

Seated for the meeting were David Kirsch, Ernest Cook, Noreen Brennan-Rowe, Carolyn Field (alternate), and Lisa Krall (alternate).

MOTION made by E Cook to approve the minutes from the June 13, 2023 regular meeting with the following amendments:

SECONDED by D Kirsh; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

MOTION made by E Cook to approve the minutes from the June 29, 2023 Site Walk; **SECONDED** by C Field; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

MOTION made by N Brennan-Rowe to maintain the cease and desist on 46 Main Street and 1 Johnnycake Lane until the August 8, 2023 meeting; **SECONDED** by D Kirsh; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

IWWC Application 23-06 52 West Ave, Essex Seasonal treatment of cattails in Sunset pond. *Property Owner: The Paul Foundation Applicant: The Town of Essex* **MOTION** made by N Brennan-Rowe based on the information presented in this application IWWC #23-06, the accompanying documents in the record, and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity not involving significant or major effect upon the inland wetlands or watercourse which occur on the property as defined in Section 2.2., and that no reasonable or prudent alternative exists to the proposed plans.

The Commission makes a Summary Ruling and grants a permit and gives permission for the applicant to proceed with the proposed activity as stated on said application and as shown on plans accompanying the application, subject to the following conditions:

1. In accordance with the Commission's Regulations section 11.8, the activity pursuant to said permit shall be for a period of 5 years from the permit's effective date with allowed activity occurring between March 15th and October 15th of the year of initiation.
2. Should the applicant determine that the permitted activity will not be completed between March 15th and October 15th of the year of initiation, the applicant agrees to appear before the Commission prior to October 15th and present a plan for the stabilization of the site during the months of no activity.
3. The applicant agrees to follow the advice and direction of the Town of Essex Enforcement Officer with regard to any field changes she/he deems necessary or may require for the protection of the inland wetlands and water course during the process.
4. The Commission, through its Enforcement Officer, shall be notified in writing upon the initiation of the authorized activity and again upon completion of these activities

SECONDED by E Cook; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

IWWC Application 23-07 1 Teal Lane, Essex Construction of a timber and pile ramp connecting to an upland embankment outside of the wetlands to a DEEP permitted dock and through the wetlands. *Property*

Owner/Applicant: Carter and Carla Gowrie **MOTION** made by N Brennan-Rowe Based on the information presented in this application IWWC #23-07, the accompanying documents in the record, and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity not involving significant or major effect upon the inland wetlands or watercourse which occur on the property as defined in Section 2.2., and that no reasonable or prudent alternative exists to the proposed plans.

The Commission makes a Summary Ruling and grants a permit and gives permission for the applicant to proceed with the proposed activity as stated on said application and as shown on plans accompanying the application, subject to the following conditions:

1. In accordance with the Commission's Regulations section 11.8, the activity pursuant to said permit shall be for a period of 2 years from the permit's effective date with allowed activity occurring between March 15th and October 15th of the year of initiation.
2. Should the applicant determine that the permitted activity will not be completed between March 15th and October 15th of the year of initiation, the applicant agrees to appear before the Commission prior to October 15th and present a plan for the stabilization of the site during the months of no activity.
3. The applicant agrees to follow the advice and direction of the Town of Essex Enforcement Officer with regard to any field changes she/he deems necessary or may require for the protection of the inland wetlands and water course during the process.
4. The Commission, through its Enforcement Officer, shall be notified in writing upon the initiation of the authorized activity and again upon completion of these activities

SECONDED by C Field; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

IWWC Application 23-09 118 Ingham Hill Road, Essex Construct a house, driveway, sanitary system and pond on existing vacant lot. Pond and driveway will be within 100 feet of a wetlands. *Property Owner/Applicant: Gregory and Mikaela Zito* **MOTION** made by N Brennan-Rowe based on the information presented in application

IWWC #23-09, the accompanying documents in the record, and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity not involving significant or major effect upon the inland wetlands or watercourse which occur on the property as defined in Section 2.2., and that no reasonable or prudent alternative exists to the proposed plans.

The Commission makes a Summary Ruling and grants a permit and gives permission for the applicant to proceed with the proposed activity as stated on said application and as shown on plans accompanying the application, subject to the following conditions:

1. In accordance with the Commission's Regulations section 11.8, the activity pursuant to said permit shall be for a period of 2 years from the permit's effective date with allowed activity occurring between March 15th and October 15th of the year of initiation.
2. Should the applicant determine that the permitted activity will not be completed between March 15th and October 15th of the year of initiation, the applicant agrees to appear before the Commission prior to October 15th and present a plan for the stabilization of the site during the months of no activity.
3. The applicant agrees to follow the advice and direction of the Town of Essex Enforcement Officer with regard to any field changes she/he deems necessary or may require for the protection of the inland wetlands and water course during the process.
4. The Commission, through its Enforcement Officer, shall be notified in writing upon the initiation of the authorized activity and again upon completion of these activities
5. The pond will be down to 4 feet from the existing grade by October 15, 2023. Any additional work in the pond area cannot be completed until March 2024.

SECONDED by E Cook; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

MOTION made by N Brennan-Rowe to schedule Application IWWC #23-11 9 River Road Essex for the August 8, 2023 regular meeting.

Per section 7 of the Inland Wetlands and Watercourses regulations: based on the information presented in this application and the accompanying documents, and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity and does not appear to have a significant impact or major effect, as defined in Section 2.2 of the regulations on a wetlands or watercourse.

SECONDED by C Field; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

IWWC Application 23-12 Heron Pond Road Essex Proposal to construct a house with attached garage; activity includes clearing, grubbing, excavation, filling, grading, and planting located within 100 feet of a wetlands.
Property Owner: Robert J. and Lynn S. Keller

MOTION made by C Field to schedule Application 23-12 Heron Pond Road Essex for the August 8, 2023 regular meeting

Per section 7 of the Inland Wetlands and Watercourses regulations: based on the information presented in this application and the accompanying documents, and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity and does not appear to have a

significant impact or major effect, as defined in Section 2.2 of the regulations on a wetlands or watercourse.

SECONDED by N Brennan-Rowe; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

MOTION made by C Field to adjourn the meeting at 8:29 PM; **SECONDED** by N Brennan-Rowe; **Voting in Favor:** D Kirsch, E Cook, N Brennan-Rowe, C Field, and L Krall; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0; **Discussion:** No Discussion

Respectfully Submitted,

A handwritten signature in black ink that reads "Danielle Schumacher". The signature is written in a cursive style with a large, stylized 'D' and 'S'.