

# L|T|K|E Lynch, Traub, Keefe & Errante, P.C.

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*"IN THE STRUGGLE FOR JUSTICE FOR OVER 60 YEARS"*

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WILLIAM C. LYNCH, FOUNDER (1924 – 2006)

November 3, 2020

Essex Inland and Wetlands Commission  
29 West Avenue  
Essex, CT 0642

RE: Matthew Johnson (Our File NO. 30207-001)  
11 Fife Court, Ivoryton, CT

Dear Commissioners:

We believe these items address the issues and concerns outlined by the Commission during the October 13, 2020 meeting.

By way of brief summary, the Cease and Desist order consisted of 3 items;

1. Tree removal
2. Sedimentation and Erosion Control around the garage foundation and shed; and
3. Shed Construction

During the October 13, 2020 meeting we discussed with the commission the merits of leaving the trees in place or removing the trees was preferable. We also discussed potential methods for tree removal. We also discussed the fact that our soil scientist determined that the trees are not located in the wetland area, nor will the removal process impact the wetlands.

During the October 13, 2020 meeting, the sedimentation and erosion control raised during the September 8, 2020 were also discussed. During that meeting Mr. Klein concurred with Bob Doane's letter to the Commission, stating that no erosion control measures were necessary at the garage or the shed.

Mr. Klein and Mr. Verespy further confirmed that the only erosion occurring in the area was coming from the property to north, which was causing erosion to the upper portion of the driveway.

During the September 8, 2020, we discussed with the commission the plan that we submitted. During the meeting the commission request we look into and/or address the following:

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- 1) Detail on short- and long-term removal of the trees;
- 2) Contributions to existing wetlands;
- 3) Roof drains leads;
- 4) Shed runoff;
- 5) More detail on the discharge water runoff; and
- 6) Wetland boundary.

We believe that the survey performed and submitted addressed item no. 6. We believe Mr. Verespy's plan as well as Mr. Klien's Supplemental Reports dated October 28, 2020 and October 9, 2020 have address the remained of the items above.

We welcome Mr. Budrow's input on these submission prior to the next meeting for this matter scheduled for November 10, 2020.

Very truly yours,



Michael A. Leone

CC: Matt Johnson  
Keith Ainsworth, Esq.



Biodiversity Studies • Wetland Delineation & Assessment • Habitat Management • GIS Mapping • Permitting • Forestry

October 27, 2020

Mr. Matt Johnson  
11 Fife Court  
Ivoryton, CT

RE: 11 Fife Court

Dear Mr. Johnson:

I am writing to supplement my October 9, 2020 report. I have reviewed the 10/16/2020 revised drawing "PROPOSED SHED AND WETLAND BUFFER PLANTINGS" prepared by Rock Spring Design. The revised plan addresses the Cease and Desist Order and the recommendations of the Town's engineering consultant. While the recent tree-felling in the upland review area may have required approval by the Inland Wetlands Commission or town staff, there is no evidence that it has caused an adverse impact on the wetland or intermittent watercourse. My recommendations have been incorporated in the plans. The proposed work will improve site conditions by eliminating a Japanese Knotweed infestation, and controlling other invasive species in the upland review area. The proposed seed mix is appropriate for the site conditions and will expand the extent of native vegetation in the upland review area.

In my opinion, either leaving the cut trees in place or removing cut sections by hand is appropriate. If the latter, the work should be done while the ground is frozen, or during the dry season. If necessary, the area of foot traffic can be re-seeded with the same seed mix specified for the area of knotweed control.

In my professional opinion, the work shown on the plans will not have an adverse impact on the intermittent watercourse or wetlands.

Yours truly,

Michael S. Klein, Principal  
Professional Soil Scientist  
Professional Wetland Scientist

14 COUNT

LOT 403

LOT 404

30' REAR YARD

30' SIDE YARD

30' SIDE YARD

MATTING & DECORAL JOHNSON

EXISTING RESIDENCE

GARAGE

DRIVEWAY

1/4" = 10' SCALE

NORTH

[illegible]

1. 1990年12月，在《中国环境报》上，刊登了“中国环境状况令人堪忧”的标题，并附有“中国环境状况令人堪忧”的副标题。

[illegible][illegible][illegible]

## NOTES

IT IS A VIOLATION OF THE LAW FOR ANY PERSON, UNLESS ACTING UNDER THE AUTHORITY OF A LICENSED LANDSCAPE ARCHITECT, TO ALTER AN ITEM BEING PROTECTED BY AN ORDER OF THE BOARD OF DESIGN AND CONSTRUCTION WRITTEN IN CONNECTION WITH THE DRAINAGE PROGRAM, IF AN ITEM DEARING THE SEAL OF A LANDSCAPE ARCHITECT IS ALTERED. THE ALTERNATE LANDSCAPE ARCHITECT SHALL ADVISE TO THIS ITEM THE YEAR AND THE NOTARIAL SEAL MAY FOLLOWED BY HIS SIGNATURE, SEAL AND THE DATE OF SUCH ALTERATION AND A SPECIFIC DESCRIPTION OF THE ALTERATION.

[illegible]

PROPOSED LANDSCAPE  
PLAN AND DETAILS

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