

**DERBY INLAND WETLANDS AGENCY
DERBY, CONNECTICUT 06418**

**Frederick J. Columbo, Jr., Chairman
68 Seymour Avenue
Derby, Connecticut 06418**

**Philip Marcucio
Paul Dinice, Jr.
Paul Padilla
Roger Birtwell**

**September 14, 2011
(Meeting Taped)**

Minutes of Derby Inland Wetlands Agency meeting of Wednesday, September 14, 2011 at Aldermanic Chambers, New City Hall, 1 Elizabeth Street, Derby. This meeting was called to order at 7:10 p.m. by Chairman Fred Columbo.

By roll call members present were Chairman Fred Columbo, Paul Dinice, Paul Padilla, Philip Marcucio and Roger Birtwell.. Also present was Ryan McEvoy, Milone & MacBroom.

Additions, Deletions, Corrections to the Agenda - None

Approval of Minutes

A motion to approve the minutes of the June 8, 2011 meeting was made by Mr. Birtwell, seconded by Mr. Padilla and carried unanimously .

A motion to approve the minutes of the July 13, 2011 meeting was made by Mr. Birtwell, seconded by Mr. Marcucio and carried unanimously.

Mr. Columbo noted that the August 10, 2011 meeting was cancelled.

Public Portion

There was no one from the public wishing to speak.

8. Walgreen Eastern Company, Lawrence Brozek – applicant. APPLICATION #1111402 – Seeking permission to redevelop an existing commercial site in which NO REGULATED ACTIVITIES are proposed on Lot #17, Tax Map #7-10 & #7-13 at 60 Pershing Drive.

Mr. Columbo read a letter dated 9/14/11 from BL Companies withdrawing this application. A motion to accept the request was made by Mr. Marcucio, seconded by Mr. Birtwell and carried unanimously.

7. BAMF Homes, LTD, Inc., Carl DeCarli – application. APPLICATION #1111401 – Seeking permission to conduct a Regulated Activity: proposing development of a 5 lot residential subdivision for future construction of 5 single family homes on Lot #13, Tax Map #3-2 at 16 John Street.

Atty. Dominick Thomas, 315 Main Street, Derby was present for the applicant. Mr. Columbo reviewed the application which included a 5/19/11 soil scientist report, soil

investment map; Purpose and Description of Activity and State Inland Wetland form. Also submitted was a list of adjacent property owners; engineering and drainage report dated 9/1/11 and site development plan dated 8/15/11. Atty. Thomas stated that there will be no disturbance in the wetlands. The activity will be in the upland review area. The area within the 50' is down slop of the wetlands and does not feed the wetlands. Atty. Thomas stated that Mr. Ryan has not had an opportunity to review all the submittals at this time. Atty. Thomas stated that the Agency needs to determine if it is substantial activity that would require a public hearing. Chm. Columbo stated that the amount of wetlands is approximately 15% of the total acreage and almost one entire house is in the upland review area. He felt that there should be a public hearing. Atty. Thomas stated that they have no objection to anyone speaking at a regular meeting and if the Agency does want a public hearing he asked that it be scheduled for the next meeting. Chm. Columbo and the members agreed that there should be a public hearing on this application. He asked if the property was accessible and Mr. Carl DeCarli stated that it was. A motion to schedule this application for public hearing at the October 12, 2011 meeting was made by Mr. Marcucio, seconded by Mr. Birtwell and carried unanimously.

9a. Engineering Fees: Milone and MacBroom, Inc. Invoice #57118 and 57119

Mr. Marcucio moved that Invoice #57118 in the amount of \$393.75 and Invoice #57119 in the amount of \$470.00 be paid. The motion was seconded by Mr. Britwell and carried unanimously.

9b. Commissioner David Barboza II has resigned from D.I.W.A. effective August 10, 2011. The D.I.W.A. thanks David for his outstanding service.

A motion to adjourn was made by Mr. Padilla, seconded by Mr. Birtwell and carried unanimously. The meeting was adjourned at 7:50 p.m.

ATTEST:

Maryanne DeTullio

These minutes are subject to the Agency's approval at their next scheduled meeting.