

**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
David Barboza II
Roger Birtwell**

March 10, 2010
(Meeting Taped)

Minutes of Derby Inland Wetlands Agency meeting of Wednesday, March 10, 2010 at Aldermanic Chambers, New City Hall, 1 Elizabeth Street, Derby. This meeting was called to order at 7:05 p.m. by Chairman Fred Columbo.

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

Additions, Deletions, Corrections to the Agenda

Mr. Birtwell moved to add under Item 8d 2010-11 Operating and Capital Budget. The motion was seconded by Mr. Padilla and carried unanimously.

Approval of Minutes

Chm. Columbo noted that on Page 2, fourth paragraph the word should be "conservatrimon" and not conversation. Mr. Dinice moved that the minutes of the 1/13/10 meeting be approved. The motion was seconded by Mr. Birtwell and carried unanimously with Mr. Padilla abstaining.

Chm. Columbo stated that the February 10, 2010 meeting was cancelled due to the snow storm.

Public Portion

There was no one from the public wishing to speak.

7. Carl DeCarli – applicant for BAMF Homes Incorporated, APPLICATION #10011301 – seeking permission to conduct a regulated activity: proposing to construct two single family homes on John Street, Lot #17, Tax Map #3-2.

Atty. Dominick Thomas, 315 Main Street, Derby was present for the applicant. He stated that a corrected application and revised plans were submitted. He stated that the property was staked as requested at the last meeting. He stated that as a result

of conversations with abutting property owners and issues with the site, the plans were revised. The plans show details of the proposed conservation easement. The soil scientist checked the area and the upper portion is a low grade wetlands. The soil scientist felt that the lower portion should return to a wet meadow. Atty. Thomas stated that in talking with abutting property owners they have agreed that 35' of the property will be given to the adjacent owner; which will allow their lot to be conforming.

Atty. Thomas stated that when the City of Derby did the storm sewer work on John Street easements were prepared but never followed through or finalized. He stated that he has been in contact with the corporation counsel regarding this and they are proposing a 10 foot easement. Atty. Thomas stated that other items have been added to the plans at the request of Milone & MacBroom. He also stated that they are in the process of preparing responses to the review letter from Milone & MacBroom and that will be discussed in detail at the next meeting.

Atty. Thomas stated that they appeared before ZBA and requested variances in order to move the houses further from the wetlands; but the variances were denied.

He stated that Milone & MacBroom requested that test pits be dug and that will be done next week and that information will be placed on the map. He stated that they will supply revised plans and responses to the city engineer's letter and also a supplemental report from the soil scientist.

Atty. Thomas submitted a letter to the Commission dated 3/10/10 giving an extension of time until 4/16/10. A motion to approve the extension was made by Mr. Padilla, seconded by Mr. Birtwell and carried unanimously.

Chm. Columbo requested that when the new plans are submitted there is a color legend on them. He also stated that the members made an on-site inspection and he felt that a public hearing would be appropriate with this application. The members agreed that a public hearing should be held. Mr. Birtwell moved to schedule a public hearing for the April 14th meeting. The motion was seconded by Mr. Padilla and carried unanimously.

8a. Engineering fees: Milone and MacBroom, Inc. – Invoice dated 01/13/10 and two dated 02/11/10.

Mr. Dinice moved that the invoices presented from Milone and MacBroom be paid. The motion was seconded by Mr. Birtwell and carried unanimously.

8b. D.I.W.A. Meeting schedule for 2010.

A motion was made by Mr. Dinice to schedule the meeting for January 2010 to January 2011 at 7:00 p.m. on the second Wednesday of each month. The motion was seconded by Mr. Birtwell and carried unanimously.

8c. 2010 Municipal Inland Wetland commissioners training program.

Chm. Columbo gave information regarding the training program to the members.

8d. 2010-2011 Operating and Capital Budget.

Chm. Columbo recommended submitting the same budget request as last year.

A motion to adjourn was made by Mr. Padilla, seconded by Mr. Birtwell and carried unanimously. The meeting was adjourned at 8:00 p.m.

ATTEST:

Maryanne DeTullio

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