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APPROVED
10-3-19

Minutes

Inland Wetlands and Water Courses Commission

Regularly Scheduled Meeting: September 10, 2019

Town Hall, Lower Level Meeting Room

617 Orange Center Road

Orange, CT 06477

Commission Members Present

Chairman Mangione called the meeting to order at 7:35 p.m. In attendance were, Commissioner Hudson, Commissioner Perfetto, Commissioner Ruotolo, Secretary Giovanelli and Commissioner Ewen, Wetland Official Intern Jack Demirjian, Barbara Schellenberg, Esq. and, Recording Secretary Lynn Collucci. Absent was Vice Chairman Ross.

Public Hearing-Postponed

Chairman Mangione then asked the Commission Members to introduce themselves. After introductions were made Chairman Mangione informed the residents who were present for the Public Hearing that it would have to be postponed and rescheduled because there was a conflict concerning letters that had not been sent to the abutting property owners informing them of the Public Hearing. Steve Hechtman, of the Orange Times noted that the abutting property owners were in attendance and asked Barbara Schellenberg, Esq., Attorney representing the Town of Orange if they would waive their rights regarding the letter not being sent would we be able to continue with the Public Hearing. Attorney Schellenberg explained that it would not be possible because it was a legal issue that could become a problem should this end up going to court. Chairman Mangione informed the residence that the meeting would be rescheduled according to the legal time line, and that the Commission would take into consideration the dates of the back to school open houses so the residents with children would be able to attend the meeting without a there being a conflict of interest.

Consideration of August 13, 2019 Minutes

A motion was made by Commissioner Ruotolo to approve the August 13, 2019 Minutes as written. Seconded by Commissioner Hudson, the motion carried 5-0-1 all were in favor, Secretary Giovanelli abstaining.

For Discussion: Chairman Mangione apprized the Commission Members that at the August 13, 2019 Inland Wetlands And Water Courses Meeting that the Commission Members had a discussion regarding the Public Hearing but had not voted on it. Commissioner Hudson made a motion that it would be necessary to hold a public Hearing regarding the application for the Turkey Hill Road and Cranberry Lane property. Chairman Ruotolo seconded, all were in favor, 6-0-0.

Enforcement Officer's Report - Area of Concern next to Two-Mile Brook on the Derby-Orange Border. Jack Demirjian, Wetland Official Intern apprized the Commission that he had received a call from Stephan Buda a resident of Derby informing him that every time there is a storm his backyard floods. Mr. Buda's property and two Orange properties, 802 and 808 Rail Fence Road all share backyards with Two Mile Brook. The Orange side of Two Mile Brook is considerably higher 30-35 feet than the Derby side. Trees on the Orange side of the Brook have been falling along side of the Brook, but there are a few that will when they come down probably fall into the brook causing potential problems considering that there are two culverts downstream. Mr. Demirjian informed the Commission that he spoke with Town Attorney, Vincent Marino and First Selectman Jim Zeoli, and they told him there was nothing that they could do as a municipality about the trees in Mr. Buda's backyard. Mr. Demirjian said that he had phoned both the Rail Fence property homeowners, and heard back from the owner of 802 Rail Fence whom said that he would talk to the neighbors and they would try to take care of the problem between them. Mr. Demirjian said that no official action was taken, but he did make the homeowners aware that there is a watershed on the property, and before any action was taken, the appropriate permits would need to be taken and that they would need to talk to the appropriate people concerning this issue.

With no other business to discuss Commissioner Ruotolo made a motion to adjourn the meeting, seconded by Commissioner Hudson, all were in favor.

The meeting adjourned at 7:49 p.m.

Respectfully Submitted,

Lynn Collucci
Recording Secretary

Next Meeting is scheduled for October 8, 2019