



TOWN OF OLD SAYBROOK  
**Aquifer Protection Agency**

*J. Colin Heffernan, Chairman*  
*Charles A. Wehrly, III, Vice Chairman*  
*Chuck Savage*  
*Alyse Oziolor (Conservation)*  
*Geraldine M. Lewis (Zoning)*  
*Paula Kay (Planning)*  
*Vacancy (Economic Development)*

[www.oldsaybrookct.gov](http://www.oldsaybrookct.gov)

**Alternate Members**  
*Elizabeth D. Steffen, Secretary*  
*Janis Esty*

**MINUTES**  
**REGULAR MEETING**  
**Thursday, September 30, 2021**  
Via Hybrid Meeting  
Town Hall 1<sup>st</sup> floor conference room  
302 Main Street

**I. CALL TO ORDER**

The Chairman called the meeting to order at 7:25 p.m.

**II. ROLL CALL**

**Members Present:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen

**Members Absent:** A. Oziolor, G. Lewis, J. Esty

**Staff Present:** L. Wacker, Assistant Town Planner; C. Maharbiz, Recording Clerk

**III. PUBLIC HEARINGS**

**A. Petition to amend the Old Saybrook Aquifer Protection Agency Regulations, Section 18(d),** concerning the fee schedule for registration and permit application fees. The specific fees will be omitted and replaced with a reference to the Town Code for fees.

*Petitioner: Old Saybrook Aquifer Protection Agency.*

*Action: Open public hearing, Continue or close by 10/21/2021 (NLT 11/4/2021)*

**MOTION** to open the public hearing; **MADE:** by C. Heffernan; **SECONDED:** by C. Savage; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

No audience present in the conference room or via zoom.

**MOTION** to close the public hearing; **MADE:** by C. Heffernan; **SECONDED:** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:**

None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

C. Wehrly stated that the meeting agenda as written did not give the Aquifer Protection Agency the power to act to approve the amendments to the Regulations, but that the Chairman could move to add an agenda item giving the APA the power to act.

**MOTION** to amend the agenda to add the consideration of the amendment of the Old Saybrook Aquifer Protection Agency Regulations, Section 18(d); **MADE:** by C. Heffernan; **SECONDED:** by P. Kay; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

**MOTION** to amend the Town of Old Saybrook Aquifer Protection Agency Regulations, Section 18(d), to reflect the proposed amendments to the Regulations as contained in Aquifer Protection Agency packets, including the red lines and black lines of Subparagraph (d) as proposed; **MADE:** by C. Heffernan; **SECONDED:** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

L. Wacker suggested making a motion to adopt the effective date of the amended regulations. Chairman Heffernan asked if the effective date was listed on the proposed amendment. L. Wacker responded that it was not and that the date can be no less than 60 days from the date of adoption. She suggested a date of December 6, which is a few days past the 60-day minimum.

**MOTION** to amend the agenda to add the selection of the effective date of the amended Regulations; **MADE:** by C. Heffernan; **SECONDED:** by P. Kay; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

**MOTION** that the effective date of the amended APA Regulations will be December 6, 2021; **MADE:** by C. Heffernan; **SECONDED:** by P. Kay; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

#### IV. REGULAR BUSINESS

##### A. Meeting Minutes – 8/19/21

P. Kay pointed out that under Section III for Regular Business, Subsection B., the minutes state that C. Heffernan moved to appoint Lynette Wacker as staff member for the APA, but there is no second or vote. She wanted to know if it was a motion. Chairman Heffernan remembers voting and approving it. C. Wehrly stated that the record needed to be reviewed to see how the vote went. The Chairman stated that the recording from the previous meeting should be reviewed and the appropriate motion inserted accordingly. Thus, the August 19, 2021 Meeting Minutes should be

amended under Section III. Regular Business, Subsection B. Correspondence and Announcements to include the below Motion, which was inadvertently left off:

**MOTION** that Lynette Wacker be appointed as APA Enforcement Officer; **MADE:** by C. Heffernan; **SECONDED:** by J. Esty; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; A. Oziolor; J. Esty; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 7-0-0.

#### B. Correspondence & Announcements

L. Wacker announced that the DEEP has put on their website the APA training course, which is free of charge. At least one Commission member or staff member from APA has to complete the course. She can send the link to everyone. Chairman Heffernan asked if the course can be taken at members' leisure. L. Wacker stated that the course is 8 hours and must be completed within 60 days of commencement.

C. Committee, Representative and Staff Reports – None.

#### V. ADJOURNMENT

**MOTION** to adjourn the meeting at 7:35 p.m. to the next regular meeting on October 21, 2021, Old Saybrook Town Hall, 1<sup>st</sup> Floor Conference Room and via Zoom; **MADE:** by C. Heffernan; **SECONDED:** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, C. Savage, P. Kay, E. Steffen; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 5-0-0.

Respectfully Submitted,  
Carolina Maharbiz, Recording Clerk