



TOWN OF OLD SAYBROOK  
**Inland Wetlands & Watercourses  
Commission**

*J. Colin Heffernan, Chairman  
Charles A Wehrly, III, Vice Chairman  
Charles W. Savage*

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

*Richard J. Esty (Conservation)  
Madeleine B. Fish (Zoning)  
Paula S. Kay (Planning)  
Vacancy (Economic Development)*

**Alternate Members**  
*Elizabeth D. Steffen, Secretary  
Janis L. Esty  
Alyse Y. Oziolor*

**MINUTES  
REGULAR MEETING**

Thursday, November 21, 2019 at 7:00 P.M.  
Town Hall, 1<sup>st</sup> Floor Conference Room  
302 Main Street, Old Saybrook

I. **CALL TO ORDER**

The Chairman called the regular meeting to order at 7:01 p.m.

II. **ROLL CALL**

**Members Present:** C. Heffernan, C. Wehrly, R. Esty, P. Kay, M. Fish, E. Steffen, J. Esty, A. Oziolor (not seated)

**Members Absent:** C. Savage

**Staff Present:** L. Wacker, Recording Clerk

III. **OLD BUSINESS**

- A. "Bagnati" Violation  
72 Bokum Road (Map 57/Lot 19-2)  
Owner: Benjamin Bagnati Agent: Attorney William McCoy  
Action: Continue discussion of violation

Attorney McCoy presented the proposed agreement between the IWWC and the property owners Benjamin and Michelle Bagnati, which states that the Bagnatis will refrain from mowing within the wetlands and will be allowed to maintain their property as specified in the agreement.

**MOTION** to enter into the agreement regarding the mowing and maintenance of 72 Bokum Rd. (Map 57/Lot 19-2) as revised and presented by Attorney McCoy and discussed at the November 21, 2019 meeting; **MADE** by C. Heffernan; **SECONDED** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, E. Steffen, P. Kay, J. Esty, M. Fish; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 7-0-0.

- B. 19-010 "Fitzsimmons" Application to Conduct a Regulated Activity  
17 Denmore Lane (Map 18/Lot 11)  
Owner/Applicant: Lisa Fitzsimmons  
Action: Received 10/30/19. Consider proposed activity, deliberate and act.

Ms. Fitzsimmons was not present.

**MOTION** to approve the application (19-010) for 17 Denmore Lane (Map 18/Lot 11); **MADE** by C. Heffernan; **SECONDED** by E. Steffan; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, M. Fish, E. Steffen, P. Kay, J. Esty; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED** 7-0-0.

- C. “Auld” Show Cause Hearing  
Cease & Desist Order issued on October 24, 2019  
6 Trails End (Map 16/Lot 68-4)  
Owner: Christopher and Kerry Auld  
Action: Continue discussion of violation

C. Heffernan read into the record the steps that Mr. Auld was advised to take in order to resolve the wetland disturbance he caused on the property as outlined in an email sent from P. Hegge, Environmental Enforcement Officer, to Mr. Auld on November 18, 2019. The members discussed the necessity of the IWWC hiring a second soil scientist after the applicant hires their own soil scientist. J. Heffernan explained that it is something that the town is reserving the right to do should there be a discrepancy. R. Esty asked whether the commission should be considering their budget when discussing these types of actions. There was a discussion, and C. Heffernan agreed that the IWWC’s budget information would be a useful tool to have at the meetings.

**MOTION** to continue the “Auld” discussion of violation for 6 Trails End (Map 16/Lot 68-4) to the next meeting on December 19, 2019; **MADE** by C. Heffernan; **SECONDED** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, E. Steffen, P. Kay, J. Esty, M. Fish; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 7-0-0.

- IV. **Appointment of Patrick Hegge, Environmental Planner** as the duly authorized agent of the Inland Wetlands & Watercourses Commission. There was a discussion about the problem of the State of CT not offering the necessary training which would allow P. Hegge to handle administrative permits.

**MOTION** to **APPOINT** Patrick Hegge as duly authorized agent for the Inland Wetlands & Watercourses Commission; **MADE** by C. Heffernan; **SECONDED** by E. Steffan; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, M. Fish, E. Steffen, P. Kay, J. Esty; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 7-0-0.

V. **REGULAR BUSINESS**

- A. **Meeting Minutes: October 17, 2019 and October 30, 2019**

**MOTION** to accept the regular meeting minutes of October 17, 2019 and special meeting minutes of October 30, 2019; **MADE** by C. Heffernan; **SECONDED** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, E. Steffen, M. Fish, J. Esty, P. Kay; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 7-0-0.

**B. Correspondence & Announcements**

**MOTION** to pay Siegel, O'Connor, O'Donnell & Beck, P.C., invoice #163643, in the amount of \$445.50; **MADE** by C. Heffernan; **SECONDED** by E. Steffen; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, E. Steffen, J. Esty, P. Kay, M. Fish; **OPPOSED:** None; **APPROVED:** 7-0-0.

**C. Committee, Representative & Staff Reports**

R. Esty reported on a discussion that the Conservation Commission had with DPW Director Larry Bonin in his capacity as chairman of the Shellfish Commission regarding the Shellfish Commission's efforts to revive the oyster population in the Oyster River and other rivers in Old Saybrook.

**VI. ADJOURNMENT**

**MOTION** to adjourn the meeting at 7:25 p.m. to December 19<sup>th</sup>, 2019 at 7:00 p.m., Town Hall, 302 Main Street; **MADE** by C. Heffernan; **SECONDED** by R. Esty; **VOTING IN FAVOR:** C. Heffernan, C. Wehrly, R. Esty, P. Kay, J. Esty, E. Steffen, M. Fish; **OPPOSED:** None; **ABSTAINING:** None; **APPROVED:** 7-0-0.

Respectfully Submitted,

Lynette Wacker  
Recording Clerk