

From DEP, notice of Intent to Waive requirement for public hearing on application of Patricia Ermler to conduct regulated activities in the tidal, coastal or navigable waters of South Cove off 100 Lighthouse Lane.

From DEP, notice of Intent to Renew Permit and Underground Injection Control Permit for discharge into waters of State of Connecticut by Summerwood Condominium Association.

Attorney Kinsley will be asked to attend an Executive Session of the commission on September 18th at 7 p.m. to discuss pending litigation. Mrs. Maynard wants to be notified of the amount of the settlement. If it is over \$10,000 a town meeting will be required.

Adjournment was at 10:40 p.m.

Mario Sapia, Secretary

Marion Carpenter, Clerk

9-18-89
10-2-89

EXECUTIVE SESSION, PUBLIC HEARING AND REGULAR BUSINESS MEETING
September 18, 1989

Members present: Richard Jones, Betsy Ranelli, Mario Sapia, Edward McSweeney, Carl Von Dassel and alternates Robert Jensen, Sherry Masse and Adam Sokolowski. Also present: Torrance Downes, John Phillips, S. Lowell Barnes, Robert Doane of Radcliffe Engineering, Ledyard Maynard, and Ledyard Maynard Jr., and members of the Press. The commission met in Executive Session at 7:00 p.m. to discuss pending litigation. The public hearing was called to order at 7:30 p.m. by the Chairman, Mr. Jones. (Meeting was taped)

PUBLIC HEARING: AMENDMENT TO ZONING REGULATIONS: Under Par. 24.6 (Building Bulk and Coverage) Amend Subpar. 24.6.2a to read: "On lots in the Conservation Zone - 15%. Applicant: O. S. Zoning Commission.

A public hearing was held on this amendment in order to bring the regulation into compliance with Gateway's standards which were previously adopted by the commission. Mr. Von Dassel moved to adopt the regulation; the motion was seconded by Mr. McSweeney and unanimously approved. Mr. Sapia moved to make it effective on October 2, 1989; the motion was seconded by Mrs. Ranelli and unanimously approved. Reason for approval: To make the regulation consistent with Gateway standards.

DISCUSSION: HARBOR CROSSING RETIREMENT COMMUNITY, INC., Map #45, Lot #15. (Taped)

Mr. Phillips asked what effect approval of the above amendment would have on their application. Mr. Jones explained that the present application comes under the existing regulation. If this application were turned down and the applicant submitted a new application, the new regulation would apply. Mr. Downes showed the commission a map which he had colored to indicate the different elevations, location of decks, wetlands line, etc. A permit has been issued by the Inland Wetlands Commission but the septic system has not yet been approved by the D.E.P. Attorney Kinsley has stated that the application could be approved without D.E.P. approval because it can go nowhere without that approval. When a sanitation system comes under the D.E.P., that takes it out of the town's hands and sometimes the state doesn't even look at the application until it has been approved by the town. If the state makes any changes in the plans, they will have to come back to the town for approval. This

Amendments
Par. 24.6.2a

Harbor
Crossing