

Town of Andover  
**INLAND WETLANDS & WATERCOURSES COMMISSION**  
Monday, December 7th, 2020 - 7:00 P.M.  
Virtual Meeting via Zoom Website Platform

**PUBLIC HEARING & REGULAR MEETING MOTIONS**

**PUBLIC HEARING (CONTINUATION) AGENDA – 7:00 P.M.**

Members present: Vice Chairman George Elliott, Jed Larson, Jim Hallisey, William Munroe

Member absent: Chair Meghan Lally, Ed Smith

Others present: Joseph Wagner – Wetland Agent, Mindy Gosselin – Board Clerk, Ronald and Joan Churney, Kevin Shea, Brandon Handfield, Erik Loteczka, Jeff Miner, Helen Fogarty, John, George Correia, Nahin and Ruby Puerto, Cathy Shea, Sandy Nichols, Joan Foran, Joseph Theroux, Hank Gruner.

**PUBLIC HEARING**

1. **CALL TO ORDER:** Vice Chairman G. Elliott called the public hearing to order at 7:00 p.m.
2. **ROLL CALL/SEATING OF ALTERNATES:** W. Munroe was seated.
3. **IWWC Application #20-27:** Ruby and Nahin Puerto, 129 Hebron Road (Andover, CT), application to 1) erect a concrete/stone wall and fence, 2) install an inground pool and utility shed, and 3) construct a 2-car garage with accessory apartment within an upland review area.

**4. ADJOURNMENT**

J. Hallisey MOVED to adjourn the public hearing at 7:04 p.m. J. Larson SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

**REGULAR MEETING AGENDA (To commence immediately after Public Hearing)**

Members present: Vice Chairman George Elliott, Jed Larson, Jim Hallisey, William Munroe

Member absent: Chair Meghan Lally, Ed Smith

Others present: Joseph Wagner – Wetland Agent, Mindy Gosselin – Board Clerk, Ronald and Joan Churney, Kevin Shea, Brandon Handfield, Erik Loteczka, Jeff Miner, Helen Fogarty, John, George Correia, Nahin and Ruby Puerto, Cathy Shea, Sandy Nichols, Joan Foran, Joseph Theroux, Hank Gruner.

1. **CALL TO ORDER:** Vice Chairman G. Elliott called the regular meeting to order at 7:06p.m.
2. **ROLL CALL/SEATING OF ALTERNATES:** W. Munroe was seated.

### 3. ADDITIONS/CHANGES IN ORDER TO AGENDA

G. Elliott MOVED to add application IWWC #20-27, 129 Hebron Rd. as agenda Item 8a., J. Larson SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

J. Larson MOVED to add application IWWC #20-36, 26 Old Farm Rd. as agenda Item 7b. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

J. Larson MOVED to add the jurisdictional review of 344 Lake Road as agenda Item 6b. W. Munroe SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

### 4. APPROVAL OF MINUTES

#### a. November 2, 2020 Regular Meeting Minutes

The November 2, 2020 regular meeting minutes were amended as follows:

Agenda Item 7a. "The proposed activities include a timber harvest of **ash trees** dying of emerald ash borer and dying oak trees."

J. Larson MOVED to approve the November 2, 2020 Regular Meeting Minutes as amended. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

#### b. November 14, 2020 Special Meeting Minutes

J. Larson MOVED to approve the November 14, 2020 Special Meeting Minutes. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

### 5. PUBLIC COMMENT: No one wished to speak.

### 6. NEW BUSINESS- JURISDICTIONAL REVIEW

#### a. **IWWC 20-34JR**: Joseph Theroux (Agent) on behalf of Ronald and Joan Churney (Property Owners), **110 Cone Rd** (Andover, CT), Commission review of timber harvest and associated activities in a watercourse and associated URA.

J. Larson MOVED that the Commission does have jurisdiction over the wetland crossing activities associated with IWWC 20-34JR. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

#### b. **344 Lake Road** – Construction and Clearing

J. Larson MOVED that the applicants need to reapply. J. Hallisey SECONDED.

J. Larson WITHDREW his previous motion and J. Hallisey WITHDREW his second.

J. Larson MOVED to defer further consideration of this application to the next regularly scheduled meeting. W. Munroe SECONDED. MOTION CARRIED 4:0:0.

## **7. NEW BUSINESS- PERMIT APPLICATIONS**

- a. **IWWC #20-35:** Kevin and Catherine Shea, **436 Lake Rd**, Receipt of application to construct an approx. 2,200 sq ft house within the 200' Andover Lake Upland Review Area.

J. Larson MOVED to schedule a site walk on Saturday December 12, 2020 at 9am. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

- b. **IWWC 20-36:** Eric Loteczka and George Correia, **26 Old Farms Rd**, application to construct a wetland crossing for a proposed driveway and new house construction.

J. Hallisey MOVED to schedule a site walk immediately following the 436 Lake Rd site walk this Saturday December 12, 2020. J. Larson SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

J. Larson MOVED that this application is considered a significant activity. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

## **8. PERMIT APPLICATIONS**

- a. **IWWC 20-27:** Ruby and Nahin Puerto, 129 Hebron Road (Andover, CT), application to 1) erect a concrete/stone wall and fence, 2) install an inground pool and utility shed, and 3) construct a 2-car garage with accessory apartment within an upland review area.

J. Larson MOVED to approve application IWWC #20-27, 129 Hebron Road with the standard conditions of approval. W. Munroe SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

- b. **IWWC 20-30:** Patricia Klayman, **25 Cider Mill Road** (Andover, CT), application to construct a bridge across Staddle Brook and a install a French drain within the URA.

Continued to next meeting.

- c. **IWWC 20-32:** Jeff Miner (Agent) on behalf of Richard Risley (Owner), 85 Lakeside Drive (Andover, CT), application to construct a new lake wall along Andover Lake.

J. Larson MOVED to approve application IWWC #20-32, 85 Lakeside Drive with the standards condition of approval. J. Hallisey SECONDED. By roll call vote, MOTION CARRIED 4:0:0.

- d. **IWWC 20-33:** Jeff Miner, 97 Lakeside Drive (Andover, CT), application to reconstruct a seawall and remove a dock along Andover Lake, and to construct a patio in the Andover Lake Upland Review Area.

Continued to next meeting.

#### **9. ENFORCEMENT ACTIONS**

- a. Kurt Boehm / Sandra Nichols, **41 Route 87**, deposition of material into a wetland without a permit. Order to Remediate issued 2/24/2020; Show Cause Hearing held 3/2/2020.

Continued to next meeting.

- b. Kurt Boehm, **33 Route 87**, construction in an upland review area and deposition of material into a wetland without a permit. Order to Remediate issued 2/24/2020; Show Cause Hearing held 3/2/2020.

Continued to next meeting.

#### **10. AGENT REPORT**

#### **11. OTHER BUSINESS**

**12. NEXT REGULAR MEETING:** Monday, January 4, 2021 @ 7:00 p.m.

#### **13. ADJOURNMENT**

J. Larson MOVED to adjourn the regular meeting at 10:15 p.m. J. Hallisey SECONDED.  
By roll call vote, MOTION CARRIED 3:0:0 (W. Munroe was no longer on the call).

Respectfully submitted by Mindy Gosselin,

*Mindy Gosselin*