

MINUTES – SPECIAL MEETING
SEYMOUR INLAND WETLANDS COMMISSION
THURSDAY, FEBRUARY 4, 2010
NORMA DRUMMER ROOM, SEYMOUR TOWN HALL

Members in Attendance: Steve Plotkin, John Conroy, Ralph Noel, Elise Wood
Bill Banks

Also Present: Peter Jezierny, Inland Wetlands Enforcement
Officer, Atty. Fred Stanek

MOTION: J. Conroy/E. Wood, to go into Executive Session to discuss
Bungay Terrace Estates Subdivision – John A. Fanotto, Jr.,
Et al v. Seymour Inland Wetlands Commission – Pending
Litigation
Motion Carried 5-0.

MOTION: E. Wood/J. Conroy to allow Atty. Fred Stanek and Peter
Jezierny to attend the Executive Session.
Motion Carried 5-0.

MOTION: J. Conroy/R. Noel to come out of Executive Session at
8:24 p.m.
Motion Carried 5-0.

MOTION: S. Plotkin/E. Wood to amend the conditions of approval imposed
by the Commission on December 14, 2009 as part of the
approval of the Bungay Terrace Estates, also known as
Bungay Estates Subdivision, Bungay Terrace, Emma Street
and Bissell Place application by deleting the conditions of
approval which were made part of the approval on said date
and substituting the following conditions of approval:

1. The applicant shall prepare and record a conservation
restriction for the open space in a form substantially
consistent with the attached document; which final
document shall be reviewed by the town attorney indicating that the
dedicated open space shall remain in its open and natural state in
perpetuity.
2. The applicant must submit an engineered plot plan for each
individual lot to the building official and the Inland Wetlands
Enforcement Officer for review at the time of application for a
building permit. No additional approvals by the Wetlands
Commission shall be necessary for the regulated activities shown
on the approved plans. However, if after review by the Town
Engineer it is determined by a plot plan for an individual lot contains

a regulated activities which were not included in the plans approved here then such new regulated activities will have to be approved by the Commission.

3. The applicant must submit a bond in an amount to be approved by the Town Engineer.

4. The applicant shall install a reasonable and sufficient number of typical Seymour Wetlands markers prior to the commencement of any site development. The Commission acknowledges that the applicant is not required to seek additional approval of this Commission for a storm water discharge permit.

Atty. Matt Fanelli on behalf of the applicant thanked the Commission for having a special meeting to resolve the issues of this matter. He asked if the permit referred to in the last condition, the storm water discharge permit, is the permit that would be required under the post-construction storm water ordinance. Mr. Plotkin stated that it was.

Atty. Fanelli also stated that it was his understanding that the storm water measures that are contained in the application, the ones that are shown on the plans, all the different structures, those are approved this evening. Mr. Plotkin stated that Atty. Fanelli had stated in a previous meeting that it was previously approved by the Court. Atty. Fanelli stated that the court cannot approve it, they remand it for the Commission's approval. The storm water measures are shown on the plans so those are approved and they don't need further approval by this Commission. Mr. Plotkin stated that was correct.

Motion Carried 5-0.

MOTION: J. Conroy/R. Noel, to adjourn the meeting.
Motion Carried: 5-0.

Respectfully submitted:



Maryanne DeTullio, Rec. Secretary