

INLAND WETLANDS
COMMISSION
Telephone (203) 563-0180
Fax (203) 563-0284



TOWN HALL
238 Danbury Road
Wilton, Connecticut 06897

April 28, 2021

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Michael J. Attanasio
47 Mollbrook Drive
Wilton, CT 06897

Subject: Wetlands Permit Application #2689 – ATTANASIO
47 Mollbrook Drive, Wilton, CT (Map#14, Lot#11)

Dear Mr. Attanasio:

The Inland Wetlands Commission of the Town of Wilton has **GRANTED** your application to conduct "regulated activities" within the Town of Wilton. Your attention is directed to the enclosed Resolution #0421-24WET. It contains a description of the permitted work and the terms and conditions attached. Please review it carefully. Your work must conform to your permit. This permit is valid for nine years. Refer to General Condition #2 for additional information. The Director of Environmental Affairs must be notified 24 hours prior to commencing on-site work.

If you have not already done so, you should contact the State of Connecticut, Department of Energy & Environmental Protection, Bureau of Water Management to determine the requirement, if any, for State authorization. If your project involves filling of, or discharge to, Federally regulated wetlands or watercourses, you should contact the U.S. Army Corps of Engineers in Waltham, Massachusetts.

For your records, a copy of the Legal Notice of the Commission's decision is enclosed. If you have any questions or comments regarding your permit, please contact this office. Thank you for your cooperation in protecting the valuable natural resources of the Town of Wilton.

Sincerely,

Nick Lee
Chairman

Encl. Resolution #0421-24WET
General Conditions
Legal Notice of Publication

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COMMISSION
Telephone (203) 563-0180
Fax (203) 5630284



TOWN HALL
238 Danbury Road
Wilton, Connecticut 06897

April 28, 2021
Resolution #0421-24WET
WET#2689

Upon review by the Commission at a duly noticed public meeting, the following decision was made:

RESOLVED:

that Wetlands Application #2689 to conduct "Intermediate Regulated Activities," as defined by Section 2.1.x of the Wilton Wetlands and Watercourses Regulations be granted to Michael Attanasio for property located at 47 Mollbrook Drive, Wilton, CT (Assessor's Map#14, Lot #11). The authorized activity consists of "corrective action" to address unpermitted understory clearing as described in the following documents:

1. Cease & Desist Order, dated January 25, 2021
2. Email correspondence between Owner and Staff, dated January 26, 2021
3. Two (2) Photos, undated, unknown preparer
4. Email from Owner, dated January 28, 2021
5. Two (2) Photos, undated, unknown preparer
6. Uphold Cease & Desist Order, dated January 29, 2021
7. Legal Notice to Uphold Cease & Desist Order, dated January 29, 2021
8. Email request for extension of due date from Agent, dated February 16, 2021
9. Letter from Tracy Chalifoux, dated February 15, 2021
10. Email from staff to Commissioners, dated February 16, 2021
11. Email from Staff to Owner and Agent, dated March 16, 2021
12. Letter from Staff, dated March 12, 2021
13. Application for a "Corrective Action" Intermediate Application with supporting documents, dated March 30, 2021, signed by the owner and agent
14. Email correspondence between Agent and Westport Conservation, dated February 18, 2021
15. Letter to Westport Conservation, dated April 2, 2021
16. Location Map, printed March 23, 2021, prepared by Wilton GIS
17. Wetland Mitigation Plan WP-1, dated April 2, 2021, prepared by Tracy Chalifoux, LLC, signed and sealed by Tracy Chalifoux, LA, CT Lic#1185
18. Project Narrative, dated April 2, 2021, prepared by Tracy Chalifoux, LLC
19. Soil Report, dated March 9, 2021, prepared by Steven Danzer, PhD & Associates, LLC, signed by Steven Danzer
20. Sketch Map, undated, prepared by Steven Danzer, PhD & Associates, LLC
21. Subregional Basins and Surface Water Flow Directions, dated November 2, 1999, prepared by UCONN
22. Watershed Map, undated, unknown preparer
23. Email correspondence between Agent and Staff, dated April 6, 2021
24. Email correspondence between Staff and Commissioners, dated April 6, 2021
25. Letter to Westport Town Clerk, from Staff, dated April 7, 2021

This permit is subject to the attached General Conditions and the following special Conditions:

1. Prior to the commencement of any on-site permit related activity, the applicant shall submit an estimate for the cost of the planting plan and the erosion and sedimentation control plan for approval by this commission or its staff for the purpose of determining a bond amount.
2. Prior to the commencement of any on-site permit related activity, the applicant shall post a bond in a form and an amount acceptable to this commission and town counsel. The portion of the bond attributed to the planting plan shall be eligible for release at the end of the second full growing season after the planting plan is fully implemented. In the event the applicant fails to properly implement and maintain the planting plan or, the erosion and sedimentation control plan, the Town reserves the right to use the bonded funds to correct such deficiencies.
3. Prior to the commencement of any on-site permit related activity, the applicant shall submit photo documentation of the site. The photos shall be both wide angle and close up shots. They shall be labeled and cross referenced on a site plan.
4. All mitigation plantings **must be fully installed by September 30, 2021.**

END
Res0421-24

**GENERAL CONDITIONS IN THE ISSUANCE OF ALL WILTON INLAND WETLANDS
COMMISSION PERMITS**

1. The permittee shall notify the Director of Environmental Affairs 24 hours prior to the commencement of work and upon its completion.
2. If the authorized activity is not completed on or before 4/22/26 said activity shall cease and, if not previously revoked or specifically extended, this permit shall be null and void.
3. No equipment or material including fill, construction materials, or debris, shall be deposited, placed, or stored in any wetland or watercourse on or off site unless specifically authorized by this permit.
4. All work and all regulated activities conducted pursuant to this authorization shall be consistent with the terms and conditions of this permit. Any structures, excavation, fill, obstructions, encroachments or regulated activities not specifically identified and authorized herein shall constitute a violation of this permit and result in its modification, suspension, or revocation. Upon initiation of the activities authorized herein, the permittee thereby accepts and agrees to comply with the terms and conditions of this permit.
5. Prior to commencement of any construction, including road, accessways, drainage systems, and lots, each and every general contractor and subcontractor employed by the applicant or subsequent purchaser shall execute a document in the form annexed indicating that the contractor or subcontractor has fully familiarized itself with and understands the Wilton Inland Wetlands and Water Courses Regulations as they apply to its project, and with the terms of the permitted activity, including the general and special conditions which pertain.
6. The permittee shall employ best management practices, consistent with the terms and conditions of this permit, to control storm water discharges, to prevent erosion and sedimentation and to otherwise prevent pollution of wetlands or watercourses. For information and technical assistance, contact the Director of Environmental Affairs. The permittee shall immediately inform the Commission of any problems involving wetlands or watercourses which develop during the course of, or which are caused by, the authorized work.
7. In evaluating this application, the Commission has relied on information provided by the applicant and, if such information subsequently proves to be false, deceptive, incomplete and/or inaccurate, this permit shall be modified, suspended or revoked.
8. Nothing in this permit shall obviate the requirements for the applicant to obtain any other assents, permits or licenses required by law or regulation by the Town of Wilton, State of Connecticut and the Government of the United States, including any approval required by the Connecticut Department of Environmental Protection and the U.S. Army Corps of Engineers. Obtaining such assents, permits or licenses is the sole responsibility of the applicant.
9. This permit is subject to and does not derogate any present or future property rights or other rights or powers of the Town of Wilton, conveys no property rights in real estate of material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state and local activity affected hereby.
10. This authorization is not transferable without the written consent of the Wilton Inland Wetlands Commission.
11. Where applicable, the oil tank shall be above ground or in the basement of the dwelling.

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CONTRACTOR AGREEMENT

RESOLUTION NUMBER: 0421-24WET

WETLANDS PERMIT NUMBER: #2689

As a contractor/subcontractor engaged by _____ to perform the regulated activities described in Wilton Inland Wetlands Commission Permit referenced above, I am familiar with the applicable State and Town of Wilton Inland Wetlands and Water Courses Regulations and the Permit, and will comply with all the conditions therein.

Work will commence on or about _____ and will be completed within _____ weeks.

Name: _____

Address: _____

Telephone: _____

Signature

Date Signed

MAIL TO: Wilton Inland Wetlands Commission
Town Hall Annex
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LEGAL NOTICE - PUBLISH ONCE

The Wilton Inland Wetlands Commission took the following ACTION on April 22, 2021

GRANTED with conditions, Wetlands Application **WET#2689** – **ATTANASIO** – “corrective action” to address unpermitted understory clearing within a regulated area at 47 Mollbrook Drive, Wilton, CT (Assessor's Map#14, Lot #11).

The full record of the Commission’s action is available for public review at its offices in the Town Hall Annex at 238 Danbury Road, Wilton, CT.

Dated this day of April 28, 2021 at Wilton, CT

Claudia Avallone
Secretary