

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



TOWN HALL
238 Danbury Road
Wilton, Connecticut 06897

May 18, 2021

CERTIFIED MAIL -- RETURN RECEIPT REQUESTED & REGULAR MAIL

Bryan Phillips
326 Thayer Pond Road
Wilton, CT 06897

Michael Lato
17 Dairy Farm Road
Norwalk, CT 06851

RE: CEASE AND DESIST ORDER
326 Thayer Pond Road - Wilton, CT, Map 140, Lot 3

Dear Mr. Phillips and Mr. Lato,

Wetland Commission staff has recently learned of site work being conducted at 326 Thayer Pond Road, in a regulated area without a permit. Based on my observation of the property on May 17, 2021 it was noted that there is clearing, filling and possibly grading being conducted within a regulated area without a permit.

It is the conclusion of Commission staff that unauthorized activities have occurred on the property. Therefore, you are in violation of Connecticut General Statutes sections 22a-36 through 22a-45 which requires that a permit be obtained prior to conducting regulated activities affecting inland wetlands and watercourses.

A Cease and Desist Order has been placed on the property at 326 Thayer Pond Road. You are directed to stop all work on the property.

A "show cause" hearing shall be held to discuss this matter on Thursday, May 27, 2021 at 7:30 p.m. via remote public meeting via computer (Zoom). Zoom remote meeting login information will be listed in the meeting agenda posted on the Town's website on Wednesday, April 26, 2021 at 4:00 p.m. If you wish to submit any supporting documentation for your testimony at this hearing, you will need to email it to mike.conklin@wiltonct.org and elizabeth.larkin@wiltonct.org no later than 3:00 p.m. on May 25, 2021. During the hearing you

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will have the right to present testimony to the Commission to help determine if the Order should be withdrawn, modified or remain in effect. The Commission shall render a decision within 10 days of this hearing. Failure to comply with directives resulting from this hearing shall result in court action.

Any further failure to follow the directives of the Commission or its staff, including any additional work, shall result in the issuance of additional citations and fines.

The issuance of this Cease and Desist Order shall not delay or bar an action pursuant to section 22a-44(b) of the General Statutes.

If you have any questions, please contact me at 203-563-0180. Your prompt cooperation is appreciated.

Sincerely,

Mike Conklin
Director of Environmental Affairs

cc: Lynne Vanderslice, First Selectman
Ira Bloom, Town Counsel
Wilton Health Department – Barry Bogle, Director
Planning & Zoning – Tim Bunting, ZEO