

**INLAND WETLANDS COMMISSION  
SHOW CAUSE HEARING  
PROPERTY LOCATED AT 40 TROUT BROOK DRIVE  
OWNER: BARBARA SANDERS.  
October 7, 2009**

Mary Davis, Chair, called this meeting to order at 5:30 P.M with the following in attendance:

**MEMBERS:**

Mary Davis, Chair  
Joseph Bakstis  
Sally MacKenzie  
Lars Johnson, alternate  
Jeff Hayden

**OTHERS:**

Public: 2  
Keith Rosenfeld, Town Planner  
Wayne Zirolli, Boro Engineer  
Rachel Brainard, Secretary

Commissioner Davis placed Lars Johnson as a regular voting member. Keith Rosenfeld stated on September 24, 2009 he received a call from an adjacent property owner in regards to fill placed near the wetlands. Mr. Rosenfeld went out to the site along with Steve Macary, ZEO. He showed the Commission pictures that he had taken of the property that day. He noted that material was placed within 100 ft of the wetlands. Mr. Rosenfeld stated he sent a letter to cease activity and asked that the imported material be removed. Keith stated he has gone out two more times to the property, once along with Allison Hurley, Assistant ZEO. He stated there had been an impact on the adjacent neighbor. He noted he has seen a positive step on the land owner's part with the removal of the material from the neighbor's property. He felt it would benefit the Commission to do a site walk. Mary Davis stated she had received an email from the Bertotti's and she read it into the record. Ed Sanders, the property owner's brother, stated he has lost 4 feet of his wall into the brook previously and it has moved another foot with in the past year. He stated he had an opportunity to received free soil and had it brought in. He asked what he is allowed to do in regards to the wetlands on his property. Mary Davis told him that in order to do any work within 100 ft of a wetland you need to have approval from this Commission. She stated they are willing to work with him to address these issues. Mr. Sanders said that his backyard has eroded and there are sink holes in his yard. He stated he needs to do something at the bottom of the wall because it is eroding and falling out into the brook. He noted the wall runs 170 ft along the back of his property. Commissioner Davis scheduled a site walk for Saturday October 24, 2009 at 11:00 A.M.

At this point Mary Davis called for a short recess until 6:00 P.M. to start the Regular Meeting.