



CONSERVATION COMMISSION/  
INLAND WETLANDS AND  
WATERCOURSES AGENCY

LYME TOWN HALL  
480 HAMBURG ROAD  
LYME, CT 06371

LYME CONSERVATION COMMISSION  
INLAND WETLANDS AND WATERCOURSES AGENCY  
September 18, 2019 at 7:00 p.m.

The Lyme Conservation Commission, acting as Inland Wetlands and Watercourses Agency, held a regular meeting on Wednesday, September 18, 2019 at 7:00 p.m., Lyme Town Hall, 480 Hamburg Road, Lyme, CT.

**MEMBERS PRESENT:** Paul Armond, Chairman, Roger Dill, Sue Hessel, Beverly Crowther, Patrick Crowley, Ben Kegley, Bernie Gigliotti ZEO, and Jennifer Thomas Secretary.  
Absent Members: T. Reynolds, S. Kurlansky (alternate), and Christine Darnell (alternate)  
There were no site walks performed.

**REGULAR MEETING**

**Beverly Platner, Joshuatown Road Tax Map 8 Lot 88; renewal of expired permit originally issued on January 18, 2012 for maintenance and improvements to an existing road/travel way. The permit will reauthorize work to be done within a regulated area.**

Present: Steven Karlson, Attorney representing Beverly Platner

Armond reminded the commission that this permit was approved in 2012 and that site walks were performed then. Armond called for any questions from the commission.

Dill asked if there have been any changes made to the previously approved application, and Karlson said that no changes have been made.

Armond read into the record the approval letter from January 18, 2012.

Hessel asked if the abutting neighbors have been notified and Gigliotti stated that they have.

Armond reminded Karlson that permits are non-transferrable and if the property was sold the new owner would need to return to the commission to request transfer of the permit.

Crowther asked when the work was scheduled to be completed and expressed that it would be prudent to perform the work during the dry season.

The commission agreed that the work should be done during the months of July through October to lessen the impact on the wetlands.

Hessel asked whether the improved roadway can be used by the abutting neighbors and Karlson stated that under statute the abutting neighbors do have the right to use the roadway.

Armond entertained a motion to approve renewal of the application with the condition that construction must be completed during the months of July through October. Dill made the motion, seconded by Hessel, and the motion passed unanimously.

**OLD BUSINESS-** None

**NEW BUSINESS**- None

**APPROVAL OF OUTSTANDING MINUTES**

Armond entertained a motion to approve the minutes from the August 2019 meeting. Hessel made the motion, seconded by Crowther. The minutes were approved with one abstention by Dill.

**Discussion on Beverly Platner, Joshuatown Road Tax Map 8 Lot 88**

Present: Joel and Marcy Saltzman, James Schwartz, and Sue Cope (representing the Lyme Land Conservation Trust)

Several abutting neighbors requested to approach the commission to discuss the previously approved permit.

Armond stated that the public is always welcome to attend the meetings, but the meeting is not a public hearing.

Marcy Saltzman asked how their questions could be answered and Armond agreed to let them ask their questions.

M. Saltzman asked whether the abutting neighbors will have the right to use the improved road and who is responsible for maintaining the road. Armond stated that abutting neighbors do have the right to use the road and that it would be Platner's responsibility to maintain the road as there is no driveway agreement in place.

J. Saltzman asked whether Platner has to get permission from the abutting neighbors to do this work because it is on their property. Armond stated that the commission receives the plan with the assertion that the applicant has the right to do what they want to do. The commission does not adjudicate legal disputes. The charge of the commission is to make a determination on the plans presented as it relates to inland wetlands. Property owners should seek legal counsel if there are questions regarding what can be done by whom to the abandoned roadway.

Schwartz asked whether any additional permits were needed from the town to complete the work presented and Gigliotti stated that there would not be any additional permits needed. Gigliotti confirmed that the original application was made after Pratt Road had been discontinued, and so all abutting property owners did own to the center of the road at that time.

Armond asked if there were any additional questions and reiterated that the issues that are being discussed are not under the jurisdiction of the commission and that legal counsel should be consulted to answer their concerns.

**ADJOURNMENT**

The meeting was adjourned at 7:32 p.m.

Respectfully submitted,

Jennifer Thomas, Secretary