

**Bedford Wetlands Control Commission**

**425 Cherry Street  
Bedford Hills, NY 10507  
2<sup>nd</sup> Floor Conference Room**

**AGENDA  
December 1, 2014  
8:00 p.m.**

**Announcements:**

8:00 – 8:05 pm      - Submission Deadlines  
                             - Site Walk Date

**Permit Reinstatement and Time Extension:**

8:05 – 8:10 pm      Proposed Amendment No. 1 to Resolution No. 13/29  
                             (approved 10/7/13; expired 10/7/14). Request received  
                             with Late Request Fee on 10/03/14.  
                             Installation of Belgian Block Apron, Stone Columns with  
                             Entry Gates and Flexi Pave to Existing Driveway; Installation  
                             of Six-Foot Deer Fence around Portion of Property  
                             Section 73.19 Block 1 Lot 23, R-2A Zone  
                             700 Old Post Road, Katonah  
                             Owners/Applicants: **Tynan, Matthew**

8:10 – 8:15 pm      Proposed Amendment No. 3 to Resolution No. 12/10  
                             (approved 9/10/12; expired 5/7/14) amended by  
                             Resolution No. 12/29 as Amendment No. 1 (approved  
                             9/12/12; expired 5/7/14) amended by Resolution No. 14/05  
                             as Amendment No. 2 (approved 4/7/14; expired 11/7/14).  
                             Request received with Late Request Fee on 11/18/14.  
                             Construction of House Addition, Detached Garage, Pool  
                             House, Greenhouse, Septic System and Changes to  
                             Driveway  
                             Section 84.9 Block 1 Lot 6, R-4A Zone  
                             24 Clark Road, Bedford  
                             Owners/Applicants: **Fleming, Gregory and Melissa**

**Permit Time Extension:**

8:15 – 8:30 pm      Proposed Amendment No. 1 to Resolution No. 14/13  
                             (approved 6/2/14; expires 12/31/14).  
                             Application of Aquatic Pesticide to Pond  
                             Section 72.12 Block 2 Lot 4, R-4A Zone  
                             333 Bedford Center Road, Bedford Hills

Owner/Applicant: **Meyer, Tom**  
Section 72.12 Block 2 Lot 6, R-4A Zone  
53 Narrows Road, Bedford Hills  
Owner/Applicant: **Talmadge, Rick**  
Section 72.12 Block 2 Lot 5, R-4A Zone  
345-349 Bedford Center Road, Bedford Hills  
Owner/Applicant: **Kelly, Kimberly**  
Section 72.16 Block 1 Lot 6, R-4A Zone  
95 Narrows Road, Bedford Hills  
Owner/Applicant: **Ahrens, Robert**

**Reports:**

8:30 – 8:40 pm      A - Status of Violations/Enforcement Actions  
                              B - Town Wetland Official (Beth Evans) Monthly Report:  
                              Administrative Permits  
                              C – Resolution Tracking Record

**Discussion:**

8:40 – 9:00 pm      Wetland Law Changes: Providing Public Information &  
                              Education

9:00 – 9:15 pm      Review of Fencing Guidelines

9:15 – 9:30 pm      Report on Wilder Balter presentation to the Planning Board

9:30 – 9:35 pm      Draft of 2015 BWCC Schedule to review for adoption

**Minutes to be Approved:**

9:35 – 9:40 pm      • July 7, 2014  
                              • September 8, 2014

Please Note: Attendees scheduled for **8:30** or later are requested to arrive one-half hour before scheduled time.

**Supporting documentation for all items on this agenda is available at the Town of Bedford website. ([www.bedfordny.gov](http://www.bedfordny.gov)) – Enter - Town Meetings – Meeting Agenda) Larger documents and plans are available at the office of the Wetlands Commission.**

**Town Of Bedford - Wetlands Control Commission**

**Original WCC Permit Resolution No.: 13/29 Approved: 10/07/13 Expires: 10/07/14**

**Application for:**

**XXX Reinstatement (Late Request fee of \$100 is required)**

**XXX Time Extension (Extension request must be submitted not less than 60 days prior to the expiration date of the resolution being extended, otherwise, a Late Request Fee of \$100 is required.)**

**Amendment to Approved Plan (of Original Resolution) (9 sets of revised documents are required.)**

**Office use only: All checks payable to "Town of Bedford"**

A) \$100 Late Request Fee received on 10/03/14 Ck. # 160 dated 10/01/14 from: Matthew N. Tynan

B) Escrow Account # 3527 Balance as of 10/03/14 = \$250 (\$200 Minimum Required)

\$ \_\_\_\_\_ Escrow Fee received on  / /  Ck. # \_\_\_\_\_ dated  / /  from: \_\_\_\_\_

**1. Identification of Owner(s):**

Name(s) of Current Owner(s): Matthew Tynan

Mailing Address: 700 Old Post Road, Bedford, NY 10506

Phone: (203)299-8487(home) \_\_\_\_\_ (work); Fax: \_\_\_\_\_ E-Mail: Matthew.Tynan@Priceline.com

Name of Owner(s) of Property at Time of Original Approval (If different than current owner): \_\_\_\_\_

(In the case of a change of ownership, a copy of the deed is to be provided evidencing the applicant's ownership of the property.)

**2. Identification of Applicant (if other than Owner(s)):**

Name of Applicant: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ (home) \_\_\_\_\_ (work); Fax: \_\_\_\_\_ E-Mail: \_\_\_\_\_

**3. Identification of Property:**

Bedford Tax Map Designation: Section 73.19 Block 1 Lot 23 Area 2.075 acres

Zoning District: R-2A Project Address: 700 Old Post Road, Bedford, NY

Approximate year of construction of any structure: 2015

**4. Project Description (as listed in the original resolution):** Installation of Belgian Block Apron, Stone Columns with Entry Gates and Flexi Pave to Existing Driveway; Installation of Six-Foot Deer Fence Around Portion of Property

**5. (a) Reason(s) for Reinstatement/Time Extension Request:** The paved tire tracks have not yet been completed as funds were diverted to higher priority projects

**(b) Length of Time Extension Requested:** One Year

**6. Proposed Amendment to Approved Plan:**

**7. Proposed Project Start Date:** Summer 2015



**8. History of Amendments to the Original Resolution:** (Reinstatement/Time Extension/Amendment to Approved Plan)

Res. No. \_\_\_ / \_\_\_ Am. # \_\_\_ Approved on: \_\_\_ / \_\_\_ / \_\_\_ Expiration Date: \_\_\_ / \_\_\_ / \_\_\_

Type of Amendment: \_\_\_\_\_

Res. No. \_\_\_ / \_\_\_ Am. # \_\_\_ Approved on: \_\_\_ / \_\_\_ / \_\_\_ Expiration Date: \_\_\_ / \_\_\_ / \_\_\_

Type of Amendment: \_\_\_\_\_

Res. No. \_\_\_ / \_\_\_ Am. # \_\_\_ Approved on: \_\_\_ / \_\_\_ / \_\_\_ Expiration Date: \_\_\_ / \_\_\_ / \_\_\_

Type of Amendment: \_\_\_\_\_

**9. Conditions of Original Resolution To Be Met Prior to Commencement of Work:**

Conditions to be met prior to commencement of work have been met.

**10. Condition(s) – if any – added to Amendments to Original Resolution:**

Condition No: \_\_\_ Res. \_\_\_ / \_\_\_ Approved: \_\_\_ / \_\_\_ / \_\_\_ Description: \_\_\_\_\_

Date Completed: \_\_\_ / \_\_\_ / \_\_\_

Condition No: \_\_\_ Res. \_\_\_ / \_\_\_ Approved: \_\_\_ / \_\_\_ / \_\_\_ Description: \_\_\_\_\_

Date Completed: \_\_\_ / \_\_\_ / \_\_\_

**11. Declarations:**

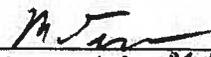
The owner(s) hereby give(s) permission to the Town of Bedford, its agents, servants and employees, including, without limit, members of the Wetlands Control Commission and consultants to the Town to enter upon the Property solely for the purposes incidental to the within application (including without limit, inspection of the project after completion) at reasonable times upon reasonable notice to the owner or tenant in possession, which notice may be by telephone. If the applicant is different than the owner(s), the owner(s) hereby approves this application and consents to the applicant acting as agent for the owner in submitting this application and the applicant accepts its designation as agent for the owner(s).

Reinstatement and/or Time Extension Only: By signing below, the owner(s) hereby certifies that there have been no changes in the plans which the Commission approved under the original resolution.

**12. Signatures:**

Signature of owner(s):

All owners must sign

  
Print name/title: Matthew Tynan, Harrovet

Date: 10/3/14

Print name/title: \_\_\_\_\_

Date: \_\_\_\_\_

Signature of applicant (if different): \_\_\_\_\_

Print name/title: \_\_\_\_\_

Date: \_\_\_\_\_

**WETLANDS CONTROL COMMISSION**  
**Town of Bedford**  
**Westchester County, New York**  
**WCC PERMIT RESOLUTION NO. 13/29**  
**Installation of Belgian Block Apron, Stone Columns with Entry Gates**  
**and Flexi Pave to Existing Driveway;**  
**Installation of Six-Foot Deer Fence Around Portion of Property**

**Matthew Tynan**

**WHEREAS**, Matthew Tynan (the "Applicant") proposes to perform certain work (the "Project") at the Applicant's property (the "Property") commonly known as 700 Old Post Road, Katonah, Town of Bedford (the "Town"), County of Westchester, State of New York, which Property is more particularly described in the Applicant's deed; and

**WHEREAS**, the Project consists of the installation of Belgian block apron, stone columns with entry gates and Flexi Pave to existing driveway; installation of six-foot deer fence around portion of the property; and

**WHEREAS**, the Property is designated on the Town's Tax Maps as Section 73.19, Block 1, Lot 23 and is located in an R-2A zone; and

**WHEREAS**, all or a portion of the Project is located in Wetlands and/or Wetland/Watercourse Buffer (the "Protected Area"), as such terms are defined in the Town's Freshwater Wetlands Law (as may be amended from time to time, the "Law"); and the Project constitutes a regulated activity under the Law which requires a permit from the Town's Wetlands Control Commission (the "Commission"); and

**WHEREAS**, the Applicant submitted an application (the "Application") to the Commission for a permit (the "Permit") to carry out the Project; and

**WHEREAS**, the Project is depicted on a site plan (the "Site Plan") titled prepared by Benedek & Ticehurst Landscape Architects & Site Planners, P.C., (the "Applicant's Consultant"), dated 8/28/13, revised 9/26/13, titled:  
Dwg. No. S-1 "Preliminary Site Plan"  
Dwg. No. D-1 "Details;" and

**WHEREAS**, the Applicant also submitted the following items with the Application:

- 1) Short Environmental Assessment Form;
- 2) The Applicant's deed to the Property, dated 3/25/11, from John P. Sherlock, III, to Matthew Tynan;

- 3) Cover letter from Seth Ticehurst, RLA, Benedek & Ticehurst Landscape Architects & site Planners, P.C., dated 9/5/13;
- 4) Wetlands Survey, prepared by Paul J. Jaehnig, Wetlands and Soils Consulting, dated 9/5/13; and
- 5) Partial Topography and Survey of Property, prepared by H. Stanley Johnson and Company Land Surveyors, P.C., dated June 8/18/04, last revised 11/15/12, delineating the Wetlands and Wetland/Watercourse Buffer, as flagged in the field on 7/30/07 by Paul J. Jaehnig Wetland and Soil Consulting.

**WHEREAS**, the Commission and the Town Environmental Consultant conducted a site inspection (the "Site Inspection") of the Project and the Property on 9/19/2013; and

**WHEREAS**, the Town Environmental Consultant submitted to the Commission her verbal recommendations (the "Consultant's Recommendations") to the effect that subject to the conditions of this Resolution, the Project will not result in any adverse impact on the Protected Areas; and

**WHEREAS**, the Commission at its meeting on 10/7/2013, further reviewed the Application, the Consultant's Recommendations and such further information as may have been submitted to it; and

**WHEREAS**, on the record before it, the Commission has determined and found that:

1. Pursuant to Section 122-9 D of Law, the Applicant has demonstrated that the Project, subject to the conditions set forth in this Resolution, is not adverse to the general health, safety, or economic and general welfare of the residents of the Town or its neighboring communities, that it will not degrade the environment nor result in any of the adverse impacts stated in Section 122-2 of the Law and that the Applicant will otherwise suffer undue hardship if a permit is not issued.
2. Subject to the conditions set forth in this Resolution, the Project is consistent with the policy of the Law to preserve, protect, and conserve wetlands and the benefits they provide, to prevent the despoliation and destruction of wetlands and to regulate the development of such wetlands in order to secure the natural benefits of wetlands consistent with the general welfare and beneficial economic, social, and agricultural development of the Town.
3. The Project, subject to the conditions set forth in this Resolution, is consistent with the land use regulations governing wetlands applicable in the Town.

4. The Project, subject to the conditions set forth in this Resolution, is compatible with the public health and welfare.
5. The Project, subject to the conditions set forth in this Resolution, minimizes degradation to or loss of any part of the wetland or its adjacent area and minimizes any adverse impacts on the functions and benefits, which said wetland provides.

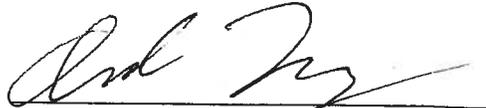
**WHEREAS**, the Commission further has determined that the Project, subject to the conditions set forth in this Resolution, would not have a significant effect on the environment as defined in the New York State Environmental Quality Review Act (SEQRA).

**NOW, THEREFORE, BE IT RESOLVED**, that the Commission hereby issues a negative declaration pursuant to SEQRA.

**BE IT FURTHER RESOLVED** that the Commission hereby grants the Permit for one year from the date of the approval of this resolution, subject to the following conditions:

1. No obstructions or impediments shall be installed that would interfere with the migration or movement of reptiles or amphibians from the pond to the upland area of the Applicant's property.
2. The Applicant shall submit a plan describing and noting the manner in which electricity will be provided to the gates and the driveway heating system to the Town Environmental Consultant for review and approval before installation. A copy of the plan shall also be submitted to the Wetlands Office.
3. The Project shall be carried out in accordance with the approved Plan.
4. Promptly upon completion of the Project, the Applicant shall notify the Commission to arrange an inspection of the Project, including conditions as may be set forth in this Resolution. The Town Environmental Consultant shall inspect the Project and determine that the Project has been completed in compliance with the conditions of the Resolution.
5. The Permit granted under this Resolution shall expire on the completion of the Project or on 10/7/2014, whichever occurs sooner. An application for the renewal of the Permit must be received not less than sixty (60) days before the expiration of the Permit.
6. Pursuant to Section 122-9I of the Law, the Applicant shall be responsible for obtaining the approvals or permits required by any other agencies prior to commencement of the Project.
7. Pursuant to Section 122-9K of the Law, the Applicant shall reimburse the Town for the costs of any inspection, review or work performed by the Town Environmental Consultant and any other consultants in connection with the application and the Project.

The Commission approved this Resolution No. 13/29 at its 10/7/2013 meeting by the unanimous vote of the following members: Andrew Messinger, Carol Parker, Fiona Mitchell, Don B. Scott and John Stockbridge.

  
Andrew Messinger  
Chairman

Dated as of October 7, 2013

The foregoing is certified to be a true copy of a Resolution of the Wetlands Control Commission of the Town of Bedford and was filed in the Office of the Clerk of the Town of Bedford on 11/6/2013.

  
Anne Paglia  
Wetlands Commission Secretary

**Town Of Bedford - Wetlands Control Commission**

Original WCC Permit Resolution No.: 12/10 Approved: 5/7/12 Expired: 5/7/14

**Application for:**

- Reinstatement (Late Request fee of \$100 is required)
- Time Extension (Extension request must be submitted not less than 60 days prior to the expiration date of the resolution being extended, otherwise, a Late Request Fee of \$100 is required.)

**Amendment to Approved Plan (of Original Resolution) (9 sets of revised documents are required.)**

**Office use only: All checks payable to "Town of Bedford"**

A) \$100 Late Request Fee received on 11/18/14 Ck. # 2559 dated 11/18/14 from: Melissa Fleming

B) Escrow Account # 493 Balance as of 11/18/14 = \$ 637.50 (\$200 Minimum Required)

\$      Escrow Fee received on   /  /   Ck. #      dated   /  /   from:     



**1. Identification of Owner(s):**

Name(s) of Current Owner(s): Fleming, Gregory and Melissa

Address: 24 Clark Road

Phone: 914 (home) 234 6327 (work); Fax: N/A E-Mail: Melissa.fleming@me.com

Name of Owner(s) of Property at Time of Original Approval (If different than current owner):  
Gregory and Melissa Fleming  
(In the case of a change of ownership, a copy of the deed is to be provided evidencing the applicant's ownership of the property.)

**2. Identification of Applicant (if other than Owner(s)):**

Name of Applicant: Glenn Ticehurst, Benedek and Ticehurst  
Landscape Architect

Address: 443H Old Post Road, Bedford NY 10506

Phone: 914 234 9666 (home) (work); Fax: 914 234 6882 E-Mail: glenn@lotlandarch.com

**3. Identification of Property:**

Bedford Tax Map Designation: Section 84.9 Block 1 Lot 6 Area R-4A

Zoning District: R-4A Project Address: 24 Clark Road

Approximate year of construction of any structure:     

**4. Project Description (as listed in the original resolution):** construction of house addition, detached garage, pool house, greenhouse, septic system & changes to the driveway.

**5. (a) Reason(s) for Reinstatement/Time Extension Request:** Mitigation plans were not available.

**(b) Length of Time Extension Requested:** 7 months (June 2015)

**6. Proposed Amendment to Approved Plan:**

Complete mitigation plan by no later than June 30, 2015

**7. Proposed Project Start Date:** April 15, 2015



**WETLANDS CONTROL COMMISSION**  
**Town of Bedford**  
**Westchester County, New York**  
**WCC PERMIT RESOLUTION NO. 14/05**  
**Amendment No. 2 to Resolution No. 12/10**  
**Time Extension**

**Construction of House Addition, Detached Garage, Pool House, Greenhouse,  
Septic System and Changes to Driveway**

**Gregory and Melissa Fleming**

**WHEREAS**, Gregory and Melissa Fleming (collectively, the "Applicant") submitted an Application for Reinstatement and Time Extension dated 3/5/14 and received 3/10/14, for an extension of the permit (the "Permit") heretofore granted by the Wetlands Control Commission (the "Commission") of the Town of Bedford (the "Town"), County of Westchester, State of New York; and

**WHEREAS**, the Applicant proposes to perform certain work (the "Project") at the Applicant's property (the "Property") commonly known as 24 Clark Road, Bedford, Town of Bedford, County of Westchester, State of New York, which Property is more particularly described in the Applicant's deed; and

**WHEREAS**, the Project consists of the construction of a house addition, detached garage, pool house, greenhouse, septic system and changes to the driveway; and

**WHEREAS**, the Property is designated on the Town's Tax Maps as Section 84.9, Block 1, Lot 6 and is located in an R-4A zone; and

**WHEREAS**, all or a portion of the Project is located in Wetlands and/or Wetland/Watercourse Buffer (the "Protected Area"), as such terms are defined in the Town's Freshwater Wetlands Law (as may be amended from time to time, the "Law"); and the Project constitutes a regulated activity under the Law which requires a permit from the Town's Wetlands Control Commission (the "Commission"); and

**WHEREAS**, the Commission adopted its Resolution No. 12/10 (the "Prior Resolution") on 5/7/12 (with expiration date of 5/7/14) which granted the Permit to allow the Applicant to carry out the Project subject to the conditions set forth in the Prior Resolution; and

**WHEREAS**, by Resolution No. 12/29 (Amendment No. 1 to Resolution No. 12/10), dated 9/10/12, the Commission approved the revised plans of the Permit. The revised plans were prepared by Benedek & Ticehurst (the "applicant's Landscape Architect and site Planner", and are titled:

- W-1 "Wetlands Submission Plan" dated 9/10/11, last revised 8/6/12
- W-2 "Drainage Details" dated 4/27/12, last revised 8/16/12; and

**WHEREAS**, the Extension Request was received within the deadline provided under the Law, which is not less than sixty days prior to the expiration of the Permit which the Commission granted to the Applicant initially under the Prior Resolution; and

**WHEREAS**, the Commission has confirmed that the following conditions under the Prior Resolution have been fulfilled:

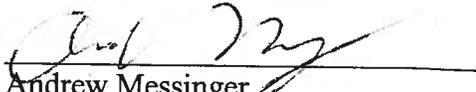
- A. The Site Plan has been revised with the "Additional Requirements" required under Condition 1 of the Prior Resolution. The revised plan is dated 8/16/12.
- B. The revised Site Plan has been reviewed and approved by the Commission on 9/10/12.
- C. The Applicant has provided the Commission with a deed restriction which was approved by the Town Attorney on 3/18/14 and recorded by the Westchester County Clerk on 4/19/14.
- D. Erosion and sediment controls were inspected and approved on 7/5/12.

**NOW, THEREFORE, BE IT RESOLVED** that the Commission hereby grants the Time Extension Request until 11/7/14, subject to the following conditions:

- 1. All conditions of Resolution No. 12/10, as amended by Resolution No. 12/29, shall be met, except as noted in Items A through D above.
- 2. No work or other activities shall be performed other than those permitted under the Permit.
- 3. No revisions shall be made in the plan for the work to be performed under the Permit without prior approval of the Commission.
- 4. No certificates of occupancy or certificates of compliance shall be granted without certification from the Town Environmental Consultant indicating that the blacktop driveway running from the house in an easterly direction toward Clark Road has been removed and the exposed area has been replanted.
- 5. Promptly upon completion of the Project, the Applicant shall notify the Commission to arrange an inspection of the Project, including conditions as may be set forth in this Resolution. No certificates of occupancy or certificates of compliance shall be issued unless and until the Town Environmental Consultant or the Town Director of Planning determines that the Project has been completed in compliance with the conditions of the Resolution.
- 6. The permit granted under this Resolution shall expire on the completion of the Project or on 11/7/14, whichever occurs sooner. An application for the renewal of the Permit must be received not less than sixty (60) days before the expiration of the Permit.

7. Pursuant to Section 122-9I of the Law, the Applicant shall be responsible for obtaining the approvals or permits required by any other agencies prior to commencement of the Project.
8. Pursuant to Section 122-9K of the Law, the Applicant shall reimburse the Town for the costs of any inspection, review or work performed by the Town Environmental Consultant and any other consultants in connection with the application and the Project.

The Commission at its 4/7/14 meeting approved this Resolution No. 14/05 as Amendment No. 2 to Resolution No. 12/10, by the unanimous vote of the following members: Andrew Messinger, Carol Parker, Fiona Mitchell and Don B. Scott.

  
Andrew Messinger  
Chairman

Dated as of April 7, 2014

The foregoing is certified to be a true copy of the Resolution of the Wetlands Control Commission of the Town of Bedford and was filed in the Office of the Clerk of the Town of Bedford on 5/16/2014.

  
Anne Paglia  
Wetlands Commission Secretary

**Town Of Bedford - Wetlands Control Commission**

Original WCC Permit Resolution No.: 413 Approved: 6/2/14 Expired: 12/31/14

**Application for:**

- Reinstatement (Late Request fee of \$100 is required)
- Time Extension (Extension request must be submitted not less than 60 days prior to the expiration date of the resolution being extended, otherwise, a Late Request Fee of \$100 is required.)
- Amendment to Approved Plan (of Original Resolution) (9 sets of revised documents are required.)

**Office use only: All checks payable to "Town of Bedford"**  
A) \$100 Late Request Fee received on \_\_\_/\_\_\_/\_\_\_ Ck. # \_\_\_ dated \_\_\_/\_\_\_/\_\_\_ from: \_\_\_\_\_  
B) Escrow Account # \_\_\_ Balance as of \_\_\_/\_\_\_/\_\_\_ = \$ \_\_\_\_\_ (\$200 Minimum Required)  
\$ \_\_\_ Escrow Fee received on \_\_\_/\_\_\_/\_\_\_ Ck. # \_\_\_ dated \_\_\_/\_\_\_/\_\_\_ from: \_\_\_\_\_

**1. Identification of Owner(s):**

Name(s) of Current Owner(s): Tom Meyer, Richard Talmadge, Kim Kelly, Robert Ahrens  
Address: 333 Bedford Center Road, Bedford Hills, NY 10507  
Phone: 914-234-7326 (home) \_\_\_\_\_ (work); Fax: \_\_\_\_\_ E-Mail: \_\_\_\_\_  
Name of Owner(s) of Property at Time of Original Approval (If different than current owner): \_\_\_\_\_

(In the case of a change of ownership, a copy of the deed is to be provided evidencing the applicant's ownership of the property.)

**2. Identification of Applicant (if other than Owner(s)):**

Name of Applicant: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ (home) \_\_\_\_\_ (work); Fax: \_\_\_\_\_ E-Mail: \_\_\_\_\_



**3. Identification of Property:**

Bedford Tax Map Designation: Section \_\_\_ Block \_\_\_ Lot \_\_\_ Area \_\_\_\_\_  
Zoning District: \_\_\_\_\_ Project Address: Attached  
Approximate year of construction of any structure: \_\_\_\_\_

**4. Project Description (as listed in the original resolution):**

Application of Aquatic Pesticide

**5. (a) Reason(s) for Reinstatement/Time Extension Request:**

Renewal of Permit

**(b) Length of Time Extension Requested:** To Concur with DEC NYS permit

12/31/2016

**6. Proposed Amendment to Approved Plan:**

**7. Proposed Project Start Date:**

**8. History of Amendments to the Original Resolution:** (Reinstatement/Time Extension/Amendment to Approved Plan)

Res. No. \_\_\_/\_\_\_ Am. # \_\_\_ Approved on: \_\_\_/\_\_\_/\_\_\_ Expiration Date: \_\_\_/\_\_\_/\_\_\_

Type of Amendment: \_\_\_\_\_

Res. No. \_\_\_/\_\_\_ Am. # \_\_\_ Approved on: \_\_\_/\_\_\_/\_\_\_ Expiration Date: \_\_\_/\_\_\_/\_\_\_

Type of Amendment: \_\_\_\_\_

Res. No. \_\_\_/\_\_\_ Am. # \_\_\_ Approved on: \_\_\_/\_\_\_/\_\_\_ Expiration Date: \_\_\_/\_\_\_/\_\_\_

Type of Amendment: \_\_\_\_\_

**9. Conditions of Original Resolution To Be Met Prior to Issuance of Building Permit:**

Condition No: \_\_\_\_\_ Description: \_\_\_\_\_

Date Completed: \_\_\_/\_\_\_/\_\_\_

**10. Condition(s) – if any – added to Amendments to Original Resolution:**

Condition No: 130 Res. \_\_\_/\_\_\_ Approved: \_\_\_/\_\_\_/\_\_\_ Description: \_\_\_\_\_

Date Completed: \_\_\_/\_\_\_/\_\_\_

Condition No: \_\_\_\_\_ Res. \_\_\_/\_\_\_ Approved: \_\_\_/\_\_\_/\_\_\_ Description: \_\_\_\_\_

Date Completed: \_\_\_/\_\_\_/\_\_\_

**11. Declarations:**

The owner(s) hereby give(s) permission to the Town of Bedford, its agents, servants and employees, including, without limit, members of the Wetlands Control Commission and consultants to the Town to enter upon the Property solely for the purposes incidental to the within application (including without limit, inspection of the project after completion) at reasonable times upon reasonable notice to the owner or tenant in possession, which notice may be by telephone. If the applicant is different than the owner(s), the owner(s) hereby approves this application and consents to the applicant acting as agent for the owner in submitting this application and the applicant accepts its designation as agent for the owner(s).

Reinstatement and/or Time Extension Only: By signing below, the owner(s) hereby certifies that there have been no changes in the plans which the Commission approved under the original resolution.

**12. Signatures:**

Signature of owner(s): \_\_\_\_\_

Date: 10/23/14

All owners must sign Print name/title: Thomas A. Meyer

plus attached list

Date: \_\_\_\_\_

Print name/title: \_\_\_\_\_

Signature of applicant (if different): \_\_\_\_\_

Date: \_\_\_\_\_

Print name/title: \_\_\_\_\_



THE POND AND LAKE  
CONNECTION



Bedford Center Rd Pond  
Permit Applicant Attachment

Owners

1. Tom Meyer, 333 Bedford Center Rd, Bedford Hills, NY 10507

(914-234-7826)

Tax # 72.12-2-4

*Thomas H. Meyer*

2. Rick Talmadge, 53 Narrows Rd, Bedford Hills, NY 10507

(914-241-2488)

Tax # 72.12-2-6

*Rick Talmadge*

3. Kim Kelly, 345 Bedford Center Rd, Bedford Hills, NY 10507

(914-234-7372)

Tax # 72.12-2-5

*Kim Kelly*

4. Robert Ahrens, 95 Narrows Road, Bedford Hills, NY 10507

Tax # 72.16-1-6

*Robert Ahrens*

**WETLANDS CONTROL COMMISSION  
Town of Bedford  
Westchester County, New York  
WCC PERMIT RESOLUTION NO. 14/13  
Application of Aquatic Pesticide to Pond**

**Tom Meyer, Rick Talmadge, Kimberly Kelly and Robert Ahrens**

**WHEREAS**, Tom Meyer (the "Applicant") proposes to perform certain work (the "Project") at the properties (the "Properties"):

Commonly know as:	Owned by:
333 Bedford Center Road	Tom Meyer
53 Narrows Road	Rick Talmadge
345-349 Bedford Center Road	Kimberly Kelly
95 Narrows Road	Robert Ahrens

Bedford Hills, Town of Bedford (the "Town"), County of Westchester, State of New York; and

**WHEREAS**, the Project consists of the application of aquatic pesticide to the pond; and

**WHEREAS**, the Properties are designated on the Town's Tax Maps as Section 72.12, Block 2, Lots 4, 6 and 5 and Section 72.16 Block 1 Lot 6 and are located in an R-4A zone; and

**WHEREAS**, all or a portion of the Project is located in Wetlands and/or Wetland/Watercourse Buffer (the "Protected Area"), as such terms are defined in the Town's Freshwater Wetlands Law (as may be amended from time to time, the "Law"); and the Project constitutes a regulated activity under the Law which requires a permit from the Town's Wetlands Control Commission (the "Commission"); and

**WHEREAS**, the Applicant submitted an application (the "Application") to the Commission for a permit (the "Permit") to carry out the Project; and

**WHEREAS**, the Applicant also submitted the following items with the Application:

- (1) Short Environmental Assessment Form;
- (2) Letters of Authorization dated 5/19/14, to authorize Tom Meyer to act as the agent for the removal of aquatic vegetation from Richard E. Talmadge, Kim Kelly and Robert Ahrens;
- (3) New York State Department of Environmental Conservation (NYS DEC) Freshwater Wetlands Permit ID 3-5520-00282/00001 and Aquatic Pesticides Permit ID 3-5520-00282/00002 effective 5/5/2014, issued to Tom Meyer, Rick Talmadge and Kimberly Kelly;

- (4) Letter from Rebecca Crist, Environmental Analyst, NYS DEC, dated 5/2/14;
- (5) Chart from The Pond and Lake Connection titled "Bedford Center Pond 24hr – Day Draw Down;" and
- (6) Two USGS maps and two Bing maps of the area.

**WHEREAS**, the Town Environmental Consultant submitted to the Commission her verbal recommendations (the "Consultant's Recommendations") to the effect that subject to the conditions of this Resolution, the Project will not result in any adverse impact on the Protected Area; and

**WHEREAS**, the Commission at its meeting on 6/2/14, further reviewed the Application, the Consultant's Recommendations and such further information as may have been submitted to it; and

**WHEREAS**, on the record before it, the Commission has determined and found that:

1. Pursuant to Section 122-9 D of Law, the Applicant has demonstrated that the Project, subject to the conditions set forth in this Resolution, is not adverse to the general health, safety, or economic and general welfare of the residents of the Town or its neighboring communities, that it will not degrade the environment nor result in any of the adverse impacts stated in Section 122-2 of the Law and that the Applicant will otherwise suffer undue hardship if a permit is not issued.
2. Subject to the conditions set forth in this Resolution, the Project is consistent with the policy of the Law to preserve, protect, and conserve wetlands and the benefits they provide, to prevent the despoliation and destruction of wetlands and to regulate the development of such wetlands in order to secure the natural benefits of wetlands consistent with the general welfare and beneficial economic, social, and agricultural development of the Town.
3. The Project, subject to the conditions set forth in this Resolution, is consistent with the land use regulations governing wetlands applicable in the Town.
4. The Project, subject to the conditions set forth in this Resolution, is compatible with the public health and welfare.
5. The Project, subject to the conditions set forth in this Resolution, minimizes degradation to or loss of any part of the wetland or its adjacent area and minimizes any adverse impacts on the functions and benefits, which said wetland provides.

**WHEREAS**, the Commission further has determined that the Project, subject to the conditions set forth in this Resolution, would not have a significant effect on the

environment as defined in the New York State Environmental Quality Review Act (SEQRA);

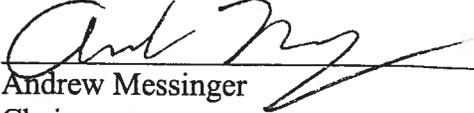
**NOW, THEREFORE, BE IT RESOLVED**, that the Commission hereby issues a negative declaration pursuant to SEQRA.

**BE IT FURTHER RESOLVED** that the Commission hereby grants the Permit, until 12/31/14, subject to the following conditions:

1. This Permit shall expire on 12/31/14 and is intended to cover pesticide applications as approved by the New York State Department of Environmental Conservation ("NYS DEC") during the 2014 calendar year.
2. The Commission has waived the requirements for the submission of certain plans, site plans, surveys and environmental assessments but retains the right to require any and all of these filing requirements for future Time Extensions should it deem necessary.
3. The Applicants/Owners may apply for a time extension to this permit for each additional calendar year in which the NYS DEC has granted an Aquatic Pesticide Permit under DEC Article 15-Title 3, so long as the following conditions have been met:
  - A. An unmowed buffer along the pond edge on the Talmadge property, as noted in the 5/2/14 letter from Rebecca Crist of the NYS DEC, shall be established and maintained in accordance with the written recommendation and approval of the Town Environmental Consultant.
  - B. A letter shall be co-signed by each permit participant (land owner) indicating that he or she understands that fertilizers and pesticides may not be applied within the wetlands or within the wetland buffers of the ponds without a Bedford Wetlands Control Commission permit as per Section 122.8-B(10) of the Town Code.
  - C. Each Property Owner that is a party to this permit shall verify by indicating on a map or survey where the sanitary system is located on their property. If this system is located within the regulated area, the property owner shall submit proof that the system has been inspected and pumped within the past two calendar years as per Section 122.9-6-J of the Town Code.
4. The Permit granted under this Resolution shall expire on the completion of the Project or on 12/31/14, whichever occurs sooner. An application for the renewal of the Permit must be received not less than sixty (60) days before the expiration of the Permit.
5. Pursuant to Section 122-9I of the Law, the Applicant shall be responsible for obtaining the approvals or permits required by any other agencies prior to commencement of the Project.
6. Pursuant to Section 122-9K of the Law, the Applicant shall reimburse the Town for the costs of any inspection, review or work performed by the Town Environmental

Consultant and any other consultants in connection with the application and the Project.

The Commission approved this Resolution No. 14/13 at its 6/2/14 meeting by the unanimous vote of the following members: Andrew Messinger, Carol Parker, Fiona Mitchell, Don B. Scott and John Stockbridge.

  
Andrew Messinger  
Chairman

Dated as of June 2, 2014

The foregoing is certified to be a true copy of a Resolution of the Wetlands Control Commission of the Town of Bedford and was filed in the Office of the Clerk of the Town of Bedford on 6-19-2014.

  
Anne Paglia  
Wetlands Commission Secretary

## Bedford Wetlands Control Commission 2015 Schedule

New Application Cut-Off		Supplemental Submission Cut-Off		Site Walks Thurs. (@ 4:00/4:30* PM) Sat. (@ 8:15 AM)		Meeting 8:00 PM	
Day	Date	Day	Date	Day	Date	Day	Date
2014		2015					
Wed.	Dec. 31	Wed.	Jan. 7	Thurs.	Jan. 15	Mon.	Feb. 2
				Sat.	Jan. 17		
<b>2015</b>							
Thurs.	Jan. 29	Thurs.	Feb. 5	Thurs.	Feb. 12	Mon.	Mar. 2
				Sat.	Feb. 14		
Thurs.	March 5	Fri.	March 12	Thurs.	March 19	Mon.	April 6
				Sat.	March 21		
Thurs.	April 2	Fri.	April 10	Thurs.	April 16	Mon.	May 4
				Sat.	April 18		
Thurs.	April 30	Thurs.	May 7	Thurs.	May 14	Mon.	June 1
				Sat.	May 16		
Thurs.	June 4	Thurs.	June 11	Thurs.	June 18	Mon.	July 6
				Sat.	June 20		
Thurs.	July 2	Fri.	July 10	Thurs.	July 16	Mon.	Aug. 3
				Sat.	July 18		
Thurs.	Aug. 13	Thurs.	Aug. 20	Thurs.	Aug. 27	Mon.	Sep. 14
				Sat.	Aug. 29		
Thurs.	Sep. 3	Fri.	Sep. 11	Thurs.	Sep. 24	Mon.	Oct. 5
				Sat.	Sep. 26		
Thurs.	Oct. 1	Thurs.	Oct. 8	Thurs.	Oct. 15	Mon.	Nov. 2
				Sat.	Oct. 17		
Mon.	Nov. 2	Tue.	Nov. 10	Thurs.	Nov. 19	Mon.	Dec. 7
				Sat.	Nov. 21		
						<b>2016</b>	
Wed.	Dec. 2	Wed.	Dec. 9	Thurs.	Dec. 17	Mon.	Jan. 4
				Sat.	Dec. 19		

(\* Time depends upon time of year/sunset and number of site walks to be done.)

**All dates subject to revision**

**THE WETLANDS CONTROL COMMISSION OF THE TOWN OF BEDFORD  
BEDFORD, NEW YORK**

**July 7, 2014**

A meeting of the Wetlands Control Commission of the Town of Bedford was held on July 7, 2014, starting at 8:00 PM in the Town Offices at 425 Cherry Street, Bedford Hills, New York. Present were Chairman Andrew Messinger, Vice-Chairman Carol Parker, Member Fiona Mitchell, Town Environmental Consultant Beth Evans, former Wetlands Secretary Anne Paglia, and Wetlands Secretary Nora Marino.

**Announcements:**

Andrew Messinger announced that there are no new applications for the August meeting and as such, the August site walk will be cancelled. The next meeting of the Commission will be on Monday, September 8, 2014; the deadline for new applications for this meeting is on Thursday, August 7, 2014; the deadline for supplemental submissions for this meeting is on Thursday, August 14, 2014. The site walk for the September 8<sup>th</sup> meeting will be on Thursday, September 4, 2014. Mr. Marwell would like to come to the September meeting to discuss the 278 and 270 Sarles Street applications.

**Owner/Applicant: Sheldon and Marilyn Fireman:**

**Proposed Amendment No. 1 to Resolution No. 12/15 (Approved 6/4/12; Expired 6/4/13; Request received 6/12/14 with Late Request Fee)**

**Construction of Boat House and Caretaker's Shed, Barn Addition with Pool, and Removal of Play House and Area**

**Section 85.11 Block 1 Lot 16, R-4A Zone  
40 Old Corner Road, Bedford**

**Owners/Applicants/Representatives Present:**

Phillip Ceradini, Architect, AIA

**Discussion:**

Mr. Ceradini advised that the health dept requirement has been met but that no other conditions have been. Trenching location still needs to be submitted. There were no questions.

**Motion:**

Andrew Messinger made a motion to grant the time extension of Permit Resolution 12/15 for a period of two years expiring 7/7/16, with the following conditions:

1. There are to be no changes or alterations to the original plan approved by this Commission made without the express written permission of the Commission.
2. All of the conditions of the original permit must be met as provided in the original permit.
3. Minor field changes may be made with prior written approval from the Town Environmental Consultant after written notification from the Applicant to the Commission.

**Voting on the Permit Resolution:**

**Motion Seconded by:** Fiona Mitchell

**Vote:** Ayes: Messinger, Parker, Mitchell – Nays: None

**Owner/Applicant: Carlo and Antonia Pasqualini**

**New Application:**

**Construction of One-Story House Addition**

**Section 72.5 Block 1 Lot 47, R-2A Zone  
190 Green Lane, Bedford Hills**

Owners/Applicants/Representatives Present:

Paul J. Jaehnig, Wetlands and Soils Consulting

Discussion:

Mr. Jaehnig stated that the Commission had visited the site, and there were no objections.

Motion:

Andrew Messinger proposed that a permit be granted for a period of one year expiring 7/7/15, based on the plans submitted by Manuel Giuliani Architecture dated 5/6/11 and revised 4/15/14, titled "Plot Plan; Partial 1<sup>st</sup> Floor Plan; Foundation Plan; Building Section" and "Elevations," and plans submitted by Paul J. Jaehnig, titled "Site Plan & Proposed Planting Mitigation Plan" dated 5/25/14 with the following conditions:

1. The standard conditions of the Commission for a wetlands permit shall be required (See Attachment A).

Beth Evans stated that the proposed action will not have an adverse impact on the watercourse or wetland on this property.

The Commission reviewed the Environmental Clearance Form and determined that this proposal is a "Type II Action" under SEQR.

Motion: Mr. Messinger made a motion that the Commission approves this as a "Type II Action" under SEQR

Motion Seconded by: Carol Parker

Vote: Ayes: Messinger, Parker, Mitchell – Nays: None

**Voting on the Permit Resolution:**

Motion Seconded by: Fiona Mitchell

Vote: Ayes: Messinger, Parker, Mitchell, – Nays: None

**Owner/Applicant: Via Bella Ventures, LLC**

**House Additions and Renovations/Driveway and Courtyard Reconfiguration**

**Section 73.11 Block 1 Lot 19, R-4A Zone**

**25 Aspetong Road, Bedford**

Owners/Applicants/Representatives Present:

Adam Henrich and Lisa Smith

Discussion:

The project was discussed and concerns addressed.

Motion:

Andrew Messinger proposed that a permit be granted for a period of two years expiring 7/7/16, based on the plans submitted by Joel Trace, Architect, dated 4/20/14, as follows:

<u>Drawing No.</u>	<u>Title</u>
S-1	Site Plan/Zoning Data/Notes
A-1	Bsmt.-Foundation Plan/Plan Symbols/Notes
A-2	First Flr. Plan
A-3	Second Floor Plan
A-4	North Elevation/East Elevation
A-5	South Elevation/West Elevation

and a Survey of the Property prepared by DeRosa Land Surveying dated 5/14/14 with Wetland Mitigation Information added by Richard J. Horseman Landscape Architects and Site Planners dated 5/28/14 with the following conditions:

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1. The wetland mitigation plan shall be updated to indicate the new location of the mitigation plantings and shall be approved by the Town Environmental Consultant within 90 days.
2. The propane tank and generator shall be moved from the present indicated locations to outside the wetland buffer.
3. No Certificate of Occupancy shall be issued until the Town Environmental Consultant has inspected and certified the mitigation plantings and that they are installed as per the revised plans noted in Item #1 and that propane tank and generator have been moved out of the regulated area.
4. The survey of the property submitted by the Applicant shall be updated to show the current boundaries of the 100-ft. wetland buffer.
5. The standard conditions of the Commission for a wetlands permit shall be required (See Attachment A).

Beth Evans stated that the proposed action will not have an adverse impact on the watercourse or wetland on this property.

The Commission reviewed the Environmental Clearance Form and determined that this proposal is a "Type II Action" under SEQR.

Motion: Mr. Messinger made a motion that the Commission approves this as a "Type II Action" under SEQR

Motion Seconded by: Fiona Mitchell

Vote: Ayes: Messinger, Parker, Mitchell – Nays: None

### **Voting on the Permit Resolution:**

Motion Seconded by: Carol Parker

Vote: Ayes: Messinger, Parker, Mitchell – Nays: None

## **Reports:**

### **A – Status of Violations/Enforcement Actions**

Beth stated that the one violation that is ongoing is the violation on Cherry Street, Stacey and Michael Katz. According to the Code Enforcement Officer they are due in court on 7/21; to date no application materials or info have been received other than an email from Ted Koslowsky, consultant, in early May in which he outlined steps including an application for a Wetlands permit dated 5/2/14. It remains an outstanding violation.

### **B - Town Wetland Official (Beth Evans) Monthly Report: Administrative Permits**

Beth Evans reported that no Administrative Permits have been issued since the last Wetlands meeting.

## **Discussion:**

### **Legislative Changes and Recommendations to the Town Board**

Several months ago Beth Evans, Andrew Messinger, and Jeff Osterman met with the Town Supervisor to discuss legislative changes that the BWCC has been considering. They were asked to make certain changes and adjustments. At a second meeting in which Beth applied changes based on notes from Commission's discussions redlined copies were circulated. The Town Supervisor said they were fine and to proceed with it. Andrew brought it before the Commission to be approved before sending back to the Town Supervisor for a request to have a working session with the Town Board. Andrew did not feel a need to send it to the Town Attorney until

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further discussion with the Town Board. Andrew proceeded to go through each item one by one with the Commission.

Motion: Mr. Messinger made a motion to approve the transmittal of the proposed legislative changes to the Town Board for consideration in a work session setting as amended.

Motion Seconded by: Fiona Mitchell

Vote: Ayes: Messinger, Parker, Mitchell, - Nays: None

**Minutes to be Approved:**

June 2, 2014 – NOT Approved by the Commission

**Meeting Adjournment:**

Motion: Mr. Messinger made a motion to close the meeting.

Motion Seconded by: Fiona Mitchell and Carol Parker

Vote: Ayes: Messinger, Parker, Mitchell, – Nays: None

The meeting was adjourned at 9:10 PM.

Date approved by the Bedford Wetlands Control Commission: \_\_\_\_\_

Respectfully submitted,

\_\_\_\_\_  
Nora Marino, Wetlands Secretary

\_\_\_\_\_  
Date

**Attachment A - WCC Permit Resolution Standard Conditions:**

- A. The Applicant shall apply for any permits required by any other agency for this Project. No work permitted under this approval shall start until all such permits have been obtained.
- B. Prior to the commencement of the Project and when erosion and sediment controls have been installed in accordance with the New York Guidelines for Urban Erosion and Sediment Control, the Applicant shall notify the Commission at (914) 666-5140 to arrange an inspection of such controls. There shall be no work commenced on the Project unless and until the Town Environmental Consultant or the Town Director of Planning has approved such controls.
- C. The Project shall be carried out in accordance with the approved Plan.
- D. Promptly upon completion of the Project, the Applicant shall notify the Commission to arrange an inspection of the Project, including conditions as may be set forth in this condition. ***[IF THERE WILL BE A BUILDING PERMIT WITH A C/O OR C/C ISSUED: "No certificate of occupancy or certificate of compliance shall be issued unless and until the Town Environmental Consultant has inspected the Project and has determined that the Project has been completed in compliance with the conditions of the Resolution."]*** ***[IF THERE WILL NOT BE A BUILDING PERMIT WITH A C/O OR C/C ISSUED: "The Town Environmental Consultant shall inspect the Project and determine that the Project has been completed in compliance with the conditions of the Resolution."]***
- E. The Permit granted under this Resolution shall expire on the completion of the Project, \_\_\_\_\_ year(s) (*insert time granted when approved*) from the date of this resolution or at the time specified upon approval, whichever occurs sooner. Unless the resolution states that no time extensions will be granted, an application for the renewal of the Permit must be received not less than sixty (60) days before the expiration of the Permit.
- F. Pursuant to Section 122-9I of the Law, the Applicant shall be responsible for obtaining the approvals or permits required by any other agencies prior to commencement of the Project.
- G. Pursuant to Section 122-9K of the Law, the Applicant shall reimburse the Town for the costs of any inspection, review or work performed by the Town Environmental Consultant and any other consultants in connection with the application and the Project.

**THE WETLANDS CONTROL COMMISSION OF THE TOWN OF BEDFORD  
BEDFORD, NEW YORK**

**September 8, 2014**

A meeting of the Wetlands Control Commission of the Town of Bedford was held on September 8, 2014, starting at 8:00 PM in the Town Offices at 425 Cherry Street, Bedford Hills, New York. Present were Chairman Andrew Messinger, Vice-Chairman Carol Parker, Member Fiona Mitchell, Don Scott, John Stockbridge, Town Environmental Consultant Beth Evans, and Wetlands Secretary Nora Marino.

**Announcements:**

Andrew Messinger announced that the next meeting of the Commission is scheduled for Monday, October 6, at 8 pm; the site walk is scheduled for Thursday, September 18th; the deadline for new applications was Friday, September 5<sup>th</sup>, and the deadline for supplemental submissions is Friday, September 12<sup>th</sup>; however, there are no new applications for the October meeting, and the October meeting will likely be cancelled, and any potential supplemental submissions will carry over to the November meeting.

**Owner/Applicant: Samuel & Katherine Terry**

**Proposed Amendment No. 2 to Resolution No. 12/27 (Approved 8/6/12; Expired 8/6/13; amended by Resolution 13/19 (Approved 7/1/13; Expired 8/6/14). Request received 7/23/14 with Late Request Fee)**

**Construction of House Additions and Terrace  
Section 84.5 Block 1 Lot 14, R-4A Zone  
535 Guard Hill Road, Bedford**

**Owners/Applicants/Representatives Present:**

None (not required).

**Discussion:** None.

**Motion:**

Andrew Messinger made a motion to grant the time extension of Permit Resolution 12/27 for a period of one year from the expiration of the previous extension expiring 8/6/15, with the following conditions:

1. All of the previous conditions of the original permit and the time extension shall be carried forward to this extension.
2. There are to be no changes or alterations to the original plan approved by this Commission without the prior approval of the Commission.
3. With regard to Item #5 of the previous time extension, the mitigation plantings shall be installed during the fall of 2014 and inspected and approved by the Town Environmental Consultant prior to the issuance of a Certificate of Occupancy or Certificate of Completion by the Building Department.

**Voting on the Permit Resolution:**

**Motion Seconded by:** Mr. Stockbridge

**Vote:** Ayes: Messinger, Parker, Mitchell, Scott, Stockbridge – Nays: None

**Conference:**

**Owners/Applicants: 270 Sarles Realty, L.L.C.; 278 Sarles Realty, L.L.C.**

**Construction of Single-Family Residences with Associated Driveway Access, Septic, Well and Drainage Facilities:**

**Section 94.5 Block 1 Lot 7, R-4A Zone**

**270 Sarles Street, Bedford**

**Owners/Applicants/Representatives Present:**

John Marwell, Shamberg Marwell Hollis Andreycak & Laidlaw, P.C.; Project Civil Engineer, Barry Naderman, Naderman Land Planning & Engineering, P.C.; Soil Scientist William Kenny, William Kenny Associates, LLC.

John Stockbridge recused himself from this item, but Andrew Messinger stated that John may participate as a member of the audience as he is a nearby resident.

John Marwell gave an overview to the Commission regarding where the applicant left off in 2011 and the recent submission of an application for a fence permit. Barry Naderman presented plans for fencing the properties. Andrew responded in detail about these plans and concluded that all Commission members and constituents need to have a meeting to discuss how best to proceed with this application.

**Reports:**

**A – Status of Violations/Enforcement Actions**

Beth Evans reported that there are currently two ongoing situations:

1. 107 Cherry Street. Stacy and Michael Katz. No plans for remediation.
2. Ivanna Farms Sheep Pens on Croton Lake Road. A stop work order/notice of violation was issued. Owner's consultant J. Barrett sent an email. Application was for installation of fencing. There is a conservation easement. More important is getting the site stabilized. No wetland delineation. Westchester Land Trust, D.E.C. have been notified.

**B - Town Wetland Official (Beth Evans) Monthly Report: Administrative Permits**

Beth reported that there were five Administrative Permits issued in July and August.

**C – Resolution Tracking Record**

Carol Parker provided Nora Marino with a list of items to follow up on.

**Discussion:**

**Legislative Changes and Recommendations to the Town Board**

**Motion:** Mr. Messinger made a motion to approve the changes.

**Motion Seconded by:** Don Scott

**Vote:** Ayes: Messinger, Scott, Parker, Mitchell, Stockbridge - Nays: None

**Minutes to be Approved:**

June 2, 2014

Motion: Mr. Messinger made a motion to approve these minutes.

Motion Seconded by: Carol Parker

Vote: Ayes: Messinger, Parker, Mitchell, Scott, Stockbridge

**Meeting Adjournment:**

Motion: Mr. Messinger made a motion to close the meeting.

Motion Seconded by: Fiona Mitchell and Carol Parker

Vote: Ayes: Messinger, Parker, Mitchell, Scott, Stockbridge – Nays: None

The meeting was adjourned at 9:10 PM.

Date approved by the Bedford Wetlands Control Commission: \_\_\_\_\_

Respectfully submitted,

\_\_\_\_\_  
Nora H. Marino, Wetlands Secretary

\_\_\_\_\_  
Date