

<div> <div>Allowed Activities in the Upland Review Area Not Requiring a Permit</div> </div>	<div> <div>Permitted Operations and Uses</div> <div>In accordance with Connecticut General Statutes 22a-40</div> </div>	<div> <div>Regulated Activities</div> </div>
<div> <ul style="list-style-type: none"> • mowing an existing lawn • weeding, planting, fertilizing, or mulching of already existing landscaping including garden areas. • care and maintenance of existing shrubs and trees including pruning or removal of dead limbs or targeted application of pesticides. • Hand removal or spot treatment of invasive or nuisance plants. • Yard cleaning, including clearing away fallen leaves and branches in an existing lawn or landscaped area as long as yard debris, leaves, or mulch are not blown or deposited on a wetland or watercourse. • Removal of only dead, dying, or fallen trees that threaten structures or access ways but not including stump grinding or grubbing. • Planting of a flower, herb or vegetable garden, shrubs and trees that involve less than 500 square feet disturbance. • Maintenance and repair of existing structures including cleaning, painting, roofing, and septic pump-out. • Storage of water-dependent structures and equipment including docks and boats. </div>	<div> <p>Any person proposing a permitted operation and use or a nonregulated operation and use <u>shall, prior to commencement of such operation and use, notify the Agency on a form provided by it, and provide the Agency with sufficient information to enable it to properly determine that the proposed operation and use is a permitted or nonregulated use of a wetland or watercourse.</u></p> <div> <div> <div>The following operations and uses shall be permitted in wetlands and watercourses, as of right:</div> <ul style="list-style-type: none"> • Agriculture and activities essential to the farming operation as defined by Connecticut General Statute 1-1(q). • Boat anchorage or mooring; • Uses incidental to the enjoyment and maintenance of residential property, including maintenance of existing structures and landscaping but excluding removal or deposition of significant amounts of material from or onto a wetland or watercourse or diversion or alteration of a watercourse; • Maintenance relating to any drainage pipe which existed before March 9, 1972, provided such pipe is on property which is zoned as residential but which does not contain hydrophytic vegetation. </div> <div> <div> <div>The following operations and uses shall be permitted, as nonregulated uses in wetlands and watercourses, provided they do not disturb the natural and indigenous character of the wetland or watercourse by removal or deposition of material, alteration or obstruction of water flow or pollution of the wetland or watercourse:</div> <ul style="list-style-type: none"> • Conservation of soil, vegetation, water, fish, shellfish and wildlife; • Outdoor recreation including play and sporting areas, golf courses, field trials, nature study, hiking, horseback riding, swimming, skin diving, camping, boating, water skiing, trapping, hunting, fishing and shellfishing where otherwise legally permitted and regulated; </div> </div> </div> </div>	<div> <p>Any operation within or use of a wetland or watercourse or its associated upland review area involving removal or deposition of material, or any obstruction, construction, alteration or pollution, of such wetlands or watercourses. The term “regulated activity” shall include, but is not limited to, any earth moving, clearing of vegetation, grubbing, filling, grading, paving, excavating, constructing, depositing, or removing of material, and discharging of stormwater on the land within the upland review areas when those activities are likely to impact or affect wetlands or watercourses.</p> <div> <div> <div>Agent determinations</div> <div>Administrative Burden on applicant to publish notice</div> <div>Appeal to agent.</div> <div>Same day decision possible.</div> </div> <div> <div>Commission Approvals</div> <div>Requires two meetings</div> <div>May require hearing</div> <div>Notice of decision by Town, appeal to court</div> </div> </div> </div>