

119 N Mabbetsville Road report:

- On 7/01/2021, activity within the wetland buffer was anonymously reported via a phone call.
- An investigation, consisting of driving past the property, revealed that trees were being cut down within the wetland buffer, and a wood chipper appeared to be blowing the resulting wood chips back into the buffer.
- A Stop Work Order was prepared, and issued to the contractor performing the work. With the contractor's permission, a walk through of the property was performed, revealing that large quantity of woodchips had, in fact, been dumped into the wetland buffer, forming an unstable slope leading directly to the streambed. As no permission had been granted from the property owner, no photographs were taken at this visit.
- On 7/02/2021, the owner was advised to prepare an application for the Planning Board detailing future proposed work within the wetlands buffer, including any further tree and vegetation removal, as well as the construction of (2) patio spaces.
- On 7/06, the application was received, and review begun by the zoning administrator. Additionally, a site visit was conducted to verify the accuracy of the application. With verbal consent from the property owner, photographs were taken of the woodchips, and are attached to give some sense of the scale and nature of the impact on the wetland. Also photographed was the thinning of the vegetation that occurred, in order to present this for determination as to whether this constitutes a violation, or is considered "incidental removal of trees and brush" per 5(a)6.
- The property owner showed a section of currently bare ground at the base of a retaining wall installed under a previously granted wetland permit, upon which he proposes to plant ground cover, for decorative as well as soil retention purposes. Per section 5(a)6 of the wetlands code, this appears to be exempted from requiring a wetland permit.
- Initially, the zoning administrator mistakenly believed that the proposed North patio was outside of the buffer, and on an existing driveway, and therefore did not need to be included in the application. However, upon review, it was found that the proposed patio is within the buffer distance, and that construction without a permit would be a violation of 4(b)2 of the wetlands code. An apology and a copy of the applicable section of the wetlands code was then immediately issued to the property owner.
- Given that: No acute or immediate threat to life, health, or the wetland is apparent in this case, no mitigation or corrective actions were ordered by the zoning administrator, and further actions on this matter are deferred to the judgement of the Planning Board.



TOWN OF WASHINGTON
 BUILDING AND ZONING DEPARTMENT
 P.O. Box 667, 10 Reservoir Drive
 Millbrook, NY 12545
 Phone (845) 677-3419 Fax (845) 677-1195
 www.washingtonny.org

ENFORCEMENT INSPECTION REPORT

Property Owner: DAVID MELLINS
 Address: 119 N MABBETSVILLE RD

Phone No. 917 478 6492 Email: _____
 Tax Grid ID: 6865-00-304614 Case Number: _____

Initiated by: Referral from Official Unrelated Inspection Citizen Compliant
 Drive-by Inspection Routine Enforcement Inspection

Date of Inspection: 7/6/2021

Violation Type: Use Sign Weeds Building Condition Setbacks Junk or Trash
 Housing Abandoned Auto Other: WETLAND VIOLATION

Description of Violation: PRIMARY: WOOD CHIPS DUMPED INTO RAVINE INSIDE WETLAND BUFFER AND DIRECTLY INTO WETLAND.
SECONDARY: REMOVAL OF TREES AND VEGETATION ON SLOPE AND WITHIN 100' WETLAND BUFFER.

Photos Taken: N Date: 7/06/2021 Taken from: TOP, BOTTOM & SIDE OF SLOPE WITH OWNER'S VERBAL CONSENT
 Violation of Article _____ Section _____

Informal Contact Results: PROPERTY OWNER IS SUBMITTING AN APPLICATION FOR A WETLAND PERMIT FOR (2) PATIOS AND CONTINUED WORK IN THE WETLAND BUFFER. WILL CONTINUE WITH SOME MINOR GROUND COVER/DECORATIVE PLANTING AS PROVIDED FOR IN WETLANDS
 Deadline(s) set (if applicable): CODE EXEMPTION G. EXTENT OF VIOLATION AND REQUIRED MITIGATION TO BE DETERMINED BY PLANNING BOARD.
 Date(s): _____
 Action to occur by deadline: _____

Follow-up of Informal Contact: _____

Case Closed Enforcement action checklist begun:(date) _____


 Zoning Administrator















