

EX#14-1

Anna Wynn

From: Timothy D. Bleasdale <TBleasdale@carmodylaw.com>
Sent: Tuesday, November 18, 2025 1:06 PM
To: Hannah Gienau; Elizabeth Burdick
Cc: Anna Wynn
Subject: GS 22a-19 Intervention in application IWWC#25-19SITE
Attachments: Verified Petition to Intervene per GS 22a-19 (00810664xD3DC6).pdf

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Land Use Department

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Dear Ms. Burdick and Ms. Gienau,

Attached to this email is a verified petition to intervene in the proceedings before the Inland Wetland and Watercourses Commission concerning the pending application IWWC#25-19SITE. This petition is being filed on behalf of the James C. Lamb Family Trust pursuant to General Statutes § 22a-19. A copy of the statute is attached to our petition for your ease of reference. Please add this petition to the record of the Commission for the public hearing this evening.

Please note that the filing of this petition has immediate legal implications for the Commission. First, filing this petition grants the James C. Lamb Family Trust party standing in this matter and entitles it to make a presentation to the Commission, including presenting testimony and evidence. This means that the participation of the Trust going forward is as a party to the proceedings and not merely a member of the public commenting at the public hearing. We intend to attend the public hearing this evening and make a presentation including comments from myself as the Trust's attorney, a professional wetland scientist/ecologist/soil scientist, an independent civil engineering firm, and a personal representative of the Trust.

Second, as noted in our petition, the filing of this petition changes the legal standard the Commission faces in these proceedings. General Statutes § 22a-19 (b) restricts the discretion of the Commission and directs that where the proposed conduct of the applicant is likely to cause unreasonable impairment or destruction of the public trust in water and other natural resources that **"no conduct shall be authorized or approved which does, or is reasonably likely to, have such effect as long as, considering all relevant surrounding circumstances and factors, there is a feasible and prudent alternative consistent with the reasonable requirements of the public health, safety and welfare."** Under the statute, the Commission also cannot grant the application if the applicant has failed to make a credible and thorough attempt to address feasible and prudent alternatives. This morning the Commission received a copy of a letter from H+H Engineering Associates, LLC which makes clear that the activity proposed by application IWWC#25-19SITE is likely to have significant adverse impacts on the marsh complex at issue and that these impacts will have the effect of impairing or destroying the public trust in water and other natural resources. We will be presenting additional information and a report from REMA Ecological Services, LLC concerning the extensive and serious nature of these impacts and harms.

Please let me know if you have any questions or difficulty with the attachment.

Best regards,
Tim Bleasdale

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