

**Inland Wetland Watercourse Commission  
Minutes, June 9<sup>th</sup>, 2010**

Michael Giamattei called meeting to order at 7:15pm, with the following members in attendance: Barbara Brow, Joseph Luciano, Ron Andrade, Joann Esposito, and Toby Armour. Town Engineer James Staunton was also present. Mrs. Esposito made a motion to accept March 10<sup>th</sup> minutes; seconded by Mrs. Brow. 6 yes, 0 abstained, 0 no. Motion carried.

Joann made motion to accept March 23<sup>rd</sup> and May 12<sup>th</sup> minutes with corrections made by commission; seconded by Mrs. Brow. 6 yes, 0 abstained, 0 no. Motion carried.

#### Old Business

Mr. Staunton requested that application 07-05 be added to the agenda, because there was an error in project. Mrs. Brow motioned to amend agenda to discuss and take action on the Maple Street Bridge; seconded Mrs. Esposito.

The manhole doesn't exist on the original plans that they were going to use for the sanitary bypass. They need to go to the next existing manhole that is about another 150 -190ft. This project has the same design and conditions, just needs to go to the next manhole to connect the bypass.

Mrs. Brow made a motion to accept the recommendation of the Town Engineer, extend to the next manhole, with same conditions as before, the revised plan needs to come before the Board at the next meeting; seconded Mrs. Esposito. Giamattei-yes, Brow-yes, Esposito- yes, Andrade-yes, Armour- yes. Motion carried.

Mrs. Armour requested that Mr. Staunton ask applicant's of 12 Old Stone Lane, to have a backup plan in case the pump should fail, possibly a battery backup. Mr. Staunton said he would check into.

#### Vice-Chairman Nomination

Mrs. Brow motions to nominate Mrs. Esposito for Vice-Chairman; seconded by Mrs. Armour. Giamattei- yes, Brow- yes, Esposito- yes, Andrade- abstained, Armour- yes. Motion carried.

## New Business

### a. Application 10-02 179 Warner Rd

Mr. Staunton explained that this application was straight forward and there wouldn't be any large equipment used for this project. I reviewed plans for the demolition of deck and larger deck installation. I recommend that Commission approve application with conditions mentioned in memo. Mrs. Armour suggested that they fine an alternative wood source possibly wood with no chemicals.

Mr. Andrade made a motion to approve application 10-02 with conditions stated by Town Engineer; seconded by Mrs. Esposito. Giamattei-yes, Brow-yes, Esposito-yes, Andrade-yes, Armour- yes. Motion carried.

Conditions stated by Mr. Staunton:

1. Only hand tools will be used to demolish the existing deck and excavate the proposed deck piers, no excavation equipment is requested in the application or authorized via this permit.
2. All excavated soils shall be protected from precipitation and subsequent erosion with either silt fence or impervious tarps.
3. Standard conditions 1-6.

Other Business-None

## Bonds and Reductions

Mr. Staunton said that 12 Old Stone was all set and the bond could be released.

## Correspondence

Mr. Staunton said that Mr. Poulton submitted a letter to me asking to be put on the agenda. He wasn't prepared to submit a grading plan. Mr. Andrade said that 4.4 states he needs a short form that is provided by us, do we have a form like they suggest. Mrs. Brow suggested that conversation end on this matter because it is not an item on the agenda. Mr. Staunton said he would make a short form and Mr. Poulton can submit information and be put on agenda next month. Mr. Giamattei said he would review the regulations and talk with Mr. Staunton about a short form.

## Comments by Commission

Mrs. Armour mentioned that there hasn't been any improvement on the Neubig Farm. Mr. Staunton stated that the Commission chose to lift Cease and Desist; I can request a written update from the DEP.

Mr. Andrade suggested redoing the form for the application; the top sheet has name, address, and application number. Some commissioners asked if agenda and information could be sent earlier than the day before or day of the meeting. They would like to be able to look at the information before the meeting. Mr. Staunton said he would do whatever commission suggested on this matter. Mrs. Brow suggested receiving the information 3 days before the meeting.

#### Enforcement Policies

##### a. Cease and Desist Order for 28 Cliff St

Mr. Staunton received a complaint about this property. He went to the site and observed fill close to the Wetlands. He received another complaint and proceeded with a Cease and Desist. Mr. Crosby submitted a report from soil scientist, David Lourdes. This was given to the Town Engineer at this meeting. Mr. Crosby stated that report provided by David Lourdes said that the area was dead wetlands. Mr. Crosby also said according to the regulations he has the right of use. Mr. Giamattei said that the Town Engineer would have to review the soil report and look at regulations and go from there. Mr. Staunton said he would advise the commission to follow the Cease and Desist and the conditions stated in his memo. They could be on next month's agenda once an application is submitted with proper info. Mr. Giamattei suggested that a short form and right of use be discussed further with Town Attorney and Engineer. I will have them look into how other Towns handle the right of use. Mrs. Esposito made a motion for a 5 minute recess; seconded by Mr. Andrade (9:25pm). All in favor, motion carried

Mr. Giamattei called meeting back to order at 9:30pm, with Brow, Esposito, Andrade, and Armour present.

Mr. Andrade motions to leave Cease and Desist as it stands until we figure out the right of use; seconded by Mrs. Armour. Giamattei-no, Brow-no, Esposito-no, Andrade-yes, Armour-yes, motion failed.

Mrs. Brow motions to leave the Cease and Desist as it stands with the recommendation from Town Engineer. Giamattei-yes, Brow-yes, Esposito-yes, Andrade-no, Armour- abstained. Motion carried.

Conditions from Town Engineer:

1. Install silt fence backed staked hay bales at the toe of slope for all materials placed within the regulated area immediately, but no later than June 11<sup>th</sup>, 2010. A written report of completion shall be submitted

to the Town Engineer upon completion so that an inspection may be conducted.

2. Prepare and submit all required permit (IWWC, Zoning, etc.) applications as soon as possible, but no later than June 25<sup>th</sup>, 2010. If Mr. Crosby believes he/his property/his proposed activities are exempt from Town regulations, State statues and/or Federal Law, he must provide written documentation supporting his assertions. Applications will require property and topographic surveys signed and stamped by a CT licensed Surveyor, Report from CT certified Soil Scientist, mapping and proposed grading by a CT Professional Engineer for all proposed site plan modifications verbally represented by the applicant. We will review and comment on these documents to verify compliance with all applicable regulations and engineering standards before the applications are considered sufficient, complete, and eligible for inclusion on the next IWWC meeting agenda.

3. If Mr. Crosby fails to comply with the requirements of the IWWC, it is recommended that the Cease and Desist Order remain in effect indefinitely and that all required penalties be imposed in accordance with the regulations and all applicable Laws.

b. 96 Grannis St

Mr. Staunton explained that the application was just handed in yesterday; this was carried over from last month's meeting. Mr. Staunton read into the record his memo: The applicant has not completed all of the conditions imposed by the IWWC at its May 12, 2010 meeting, when the cease and Desist Order, issued by me, was lifted. This remains a highly vulnerable sit based upon the unvegetated slopes and persistent erosion that continues to migrate off the subject site, into the Town Right of Way, before being deposited into Grannis Lake, which is privately owned by the Grannis Lake Estate Association. It is recommended that the applicant have his CT licensed Professional Engineer prepare a revised site plan for review and approved by the Town Engineer and the Town Planner as soon as possible, but no later than June 25, 2010. The plan shall include all design, calculations, plans, details, Operation and Maintenance schedule as is required to establish a permanent vegetative cover suitable to maintain the slope stability for the entire property, retain all sediment onsite and clean out all Town drainage facilities (Right of Way, swales, pipes, catch basins, sumps, etc.) impacted by the site work. It is recommended that the

Commission considers a new order to ensure that all above conditions are implemented as soon as possible.

RE: Application #10-03

It is recommended that the Commission consider approval of the Application with the following conditions:

1. All the above mentioned conditions for 96 Grannis St.
2. Lake cleanout work commence no later than June 30<sup>th</sup>, 2010 and a written report be submitted to the IWWC before the July 14<sup>th</sup>, 2010 IWWC meeting.
3. See attached Standard IWWC Conditions.

Mrs. Brow motions to approve application 10-03 with conditions of the Town Engineer; seconded by Mrs. Esposito. Giamattei-yes, Brow-yes, Esposito- yes, Andrade-yes, Armour- yes. Motion carried.

Mrs. Brow motions to adjourn at 10:10pm; seconded by Mrs. Esposito. All in favor, motion carried.

Respectfully submitted,

Teena Fucci  
IWWC Clerk