



INLAND WETLANDS AND WATERCOURSES COMMISSION

Minutes of Regular Meeting of Wednesday, March 8, 2017

I. Administrative

- A. Quorum was recognized and Arnie DePascale, Chair opened the meeting at 7:00 pm. In attendance were Arnie DePascale, Rob Wilson, Dick Alden, Richard Miller, Domenic Lucenti, Barbara Dahle, Linda Kobylarz, Jonathan Schwartz, Rolf Dietrichson and Abby Conroy, ZEO.
Lisa Ozaki, Recording Secretary.
- B. **MOTION** Kobylarz, seconded Lucenti to approve the minutes from January 11, 2017 regular meeting as submitted; unanimously approved.
- C. Review General Communications:
 - A. IWWC Budget
- D. Agent Report(s):
 - A. Pre-Activity Review(s): None
 - B. Permit Transfers: None
 - C. IWWC Agent Approval(s): None

II. New Business

- MOTION** Schwartz, seconded Lucenti to start with item B before A.
IN FAVOR, DePascale, Wilson, Alden, Miller, Lucenti, Dahle, Kobylarz, Schwartz, Dietrichson OPPOSED, none. ABSTAINED, none
- B. **Application #2017-003** – Connwood Foresters, Inc. – Timber Harvest – Johnnycake Mountain Road (Submitted February 13, 2017).
David Beers for the City of New Britain Water Company, applicant was present and addressed the commission. 62 acres closed timber harvest. Off the end of Johnnycake Mountain road. Area cut back in 1995 and using the same trails and log landing used then. Same area being cut. Beers explains the map to commission. Blue blaze trail has a 75' no activity buffer along that. There is 1 stream crossing on the job. Same stream crossing as last application. Nothing in water courses or wetlands. Temporary wooden bridge at that location. Trees to be cut are marked with blue dots and slashes. The dots are timber trees and the slashes are firewood trees. Trees with black slashes do not get cut, but tell us where the harvest ends. 1 small wetland and it's excluded from harvest.

MOTION Schwartz, seconded Lucenti determining not significant impact to the wetlands. Continued to next regular scheduled meeting on April 12, 2017.



A. **Application #2017-002** – Hiltbrand – Gravel – Prospect St. Lot #33 (Submitted February 7, 2017)

Robert Hiltbrand, 98 Stone Rd., applicant was present and addressed the commission. Hiltbrand describes the map to the commission. Hiltbrand submitted into record City of New Britain notification letter dated February 3, 2017 and Watershed or Aquifer Area Project Notification form dated February 3, 2017 submitted into record. WMC letter dated February 7, 2017 read into record. 62 acres parcel industrial property. Property consist of 70% wooded area, 20% field area and 10% open area. Tilcon had an earth removal operation in parcel from 1970-1972. Hiltbrand picked up property 3 years ago. A Wetlands permit was obtained to clean up area and clear. Cleared 6 acres and restored 3 acres to a field. Hayed twice already. Cleaned up and stopped any illegal dumping. Parcel is visually appealing now. 1 ½ acres grading and earth removal outside of the 100' buffer for this new application. Whigville Brook is up from the area where we will be working. Drains onto itself. Town Engineer and Conroy have already walked to the parcel before application was applied for. WMC letter dated February 7, 2017 read into record. Conroy describes the property to commission. All excavating outside of area.

MOTION Lucenti, seconded Kobylarz determining not significant impact to the wetlands. Continued to next regular scheduled meeting on April 12, 2017.

C. **Application #2017-004** – Youman – NSF – Stone House Lane Lot #32-14 (Submitted February 16, 2017)

Michael Youman, 30 Alba Dr., Bristol, applicant was present and addressed the commission. Parcel is part of Stone House Estates Subdivision which was approved already. Youman brought parcel from Stone House Estates and house is now in different location of approved subdivision. Septic is closer to regulated area and house is not in the regulated area now. BBHD still needs to do 2 new test holes done before approval from them. WMC letter dated March 7, 2017 read into record. Youman needs to be able to clear the land for the test holes for BBHD and to get a truck in to drill a well. Conroy states in her opinion, applicant can put the well in since it is in the not regulated area.

MOTION Schwartz, seconded Lucenti determining not significant impact to the wetlands. Continued to next regular scheduled meeting on April 12, 2017.

D. **Application #2017-005** – Farmer – Water Fountain/Weed Blankets – Mine Rd. #38 (Submitted March 6, 2017)

Sharon Farmer, 38 Mine Rd., applicant is present and addressed the commission. Water fountain will be put into Lake Como within the 100' width of her parcel and 60' out into the lake 2 weed blankets also in this area. Both fountain and weed blankets will be seasonal. They go in, in spring and come out in the fall. Owner of the lake, Aiudi has given written permission to put both fountain and weed blankets into lake. Fountain



helps supply oxygen so water does not become stagnant. Breaks up the Algae in the water and helps eliminate the odors. The fountain will be plugged in where the retaining wall is and a cord will go into the lake to the fountain. Weed blankets sink to the bottom of the lake. Blankets are 10' x 40' each and have a buoy attached to them. They will be moved around the lake in front of the property to control weeds. Lake Como is 15 acres. Area to maintain 6,000' is 100th of the lake, purpose is to control weeds by the property. Conroy has tried checking with DEEP about the fountain and weed blankets, but no one has returned phone calls. Conroy going to conference tomorrow with them so will try to talk one on one with to get an answer. The weed blankets will smother the plants in this area Farmer states weeds are milfoil. Farmer just wants to control weeds by her property and will move the blankets every few weeks around lake in front of her parcel. Commission is concerned that not only plant life but any species of animals will be smothered and can't get out from bottom of the lake. Conroy will research with DEEP and bring information to next meeting. Commission suggest that Farmer have a soil scientist with her and bring a sample of the milfoil with her.

MOTION Schwartz, seconded Lucenti determining significant impact to the wetlands. Public Hearing is scheduled for regular scheduled meeting on April 12, 2017.

III. Old Business

A. **Application #2016-017** – Castrogiovanni – NSF – West Side Blvd. Lot #30 & #31 (Submitted 12/1/16).

Mark Castrogiovanni, applicant was present at meeting and addressed the commission. Castrogiovanni goes over map and now has locator map, top soil piles, well and FEMA with flood insurance indicated on map. A rain garden has been added for run off on property. Land slopes to that section as does the gutters. Sloping from front is also running off to rain garden. Plunge Pool, slit fence and mulch have been added. WMC letter dated March 7, 2017 read into record. Castrogiovanni's engineer has suggested that applicant engineer come out when they are excavating to confirm soil is suitable. Commission reminds Castrogiovanni to keep the town in the loop when this is being done. Well has had a test pit done for it.

MOTION Lucenti, seconded Alden to approve Application 2016-017 – Castrogiovanni – NSF – West Side Blvd. Lot #30 & #31 with the following conditions:

1. During the initial construction of the rain garden, we recommend the design engineer be present to witness, test and confirm the native soils are suitable for infiltration and there is no bedrock within 4ft. of the bottom elevation.
2. A test pit summary should be provided to the Town to incorporate into the project file.
3. Should unsuitable material be encountered, an alternate plan should be provided to the Town for further review.



IN FAVOR, DePascale, Schwartz, Wilson, Kobylarz, Lucenti, Dietrichson and Alden
OPPOSED, none. ABSTAINED, none.
Permit Granted.

- B. **Application #2017-001** – Perillo – Addition 2 car garage with great room above – Circle Drive #25 (Submitted 1/9/17).
Brian Perillo, applicant was present and addressed the commission. Rain garden was added into map. WMC letter dated March 7, 2017 was read into record. 2 conditions were recommended. FEMA is higher on this side of the lake. Rain garden is at the end of the driveway. Proposed addition is 100' within the lake.

MOTION Lucenti, seconded Alden to approve Application 2017-001 – Perillo – Addition 2 car garage with great room above – Circle Drive #25 with the following conditions:

1. Should dewatering measures be required for the excavation of the foundation, we do not recommend the proposed rain garden and infiltration area be utilized to control silt and sediment.
2. During the initial construction of the rain garden, we recommend the design engineer be present to witness, test and confirm the native soils are suitable for infiltration and there is no bedrock within 4 ft. of the bottom elevation. A test pit summary should be provided to the Town to incorporate into the project file. Should unsuitable material be encountered an alternate plan should be provided to the Town for further review.

IN FAVOR, DePascale, Schwartz, Wilson, Kobylarz, Lucenti, Dietrichson and Alden
OPPOSED, none. ABSTAINED, none.
Permit Granted.

IV. **Public Hearing(s)**

- A. **Application #2016-014** – Brown-Farmer – Retaining Wall/Pavilion – Mine Road #38 (Submitted 12/1/16) (Public Hearing 1/11/17).
MOTION: Kobylarz, seconded Lucenti to close the regular meeting and open the public hearing at 8:00pm; unanimously approved.
Seated: DePascale, Alden, Wilson, Schwartz, Dietrichson, Kobylarz and Dahle sat for Lucenti.
Sharon Brown Farmer, applicant present and addressed the commission. Read into record, notarized letter from The Law Office of F. William O'Connor, LLC dated February 3, 2017, the conservator of Estate of Inez Ferranti of 34 Mine Road which the end of the retaining is on her land.



Public:

Michael Richards, 232 Mine Rd, Bristol. Based off of map, Farmer is only deeded up to 160'. The retaining is between 10' and 20' beyond her property line. On Aiudi's property and in the wetlands. Conroy states she spoke with the engineer that drew the map for Farmer and says wall is within Farmer's property line. Concerned that water is higher from retaining wall now. Farmer excavated in the lake and added fill into lake. Submitted pictures to the commission and map of next door property survey into record.

Does the deed make any reference to high water mark? It doesn't. Survey shows that wall is on property. A2 survey shows that wall is on Farmer's property.

MOTION Alden, seconded Kobylarz to close the public hearing and reopen the regular meeting at 8:15pm; abstained none, unanimously approved.

Commission agrees that retaining wall is within the high water mark. Survey shows and is an A2 survey by license engineer. If on someone else's property it is a civil matter. Letter has been receive from neighbor that commission needed for approval.

MOTION Alden, seconded Kobylarz to approve Application 2016-014 – Brown-Farmer – Retaining Wall/Pavilion – Mine Rd. #38.

IN FAVOR, DePascale, Schwartz, Wilson, Kobylarz, Dietrichson and Alden.

OPPOSED, Dahle. Reason: Pictures that were shown, a chain link fence that high water mark is over here and but if the water is by the chain link fence then where is the high water mark?

ABSTAINED, none.

Permit Granted.

V. Citizen Comment

Mike Richards, 232 Mine Road, Bristol. Update on DEEP about chemicals being put into Lake Como. I talked to James Kenny who is investigating. He should be done investigating soon. Spoke with Mindy Barnett about the Carp in Lake Como. DEEP opened new investigation into it since permit should never been issued. Trying to find out why the permit was issued. Person who issued permit has retired.

VI. Other Business Proper to Come Before The Commission

A. None

VII. Staff Comments

Miller wants Conroy to look into DEEP. Ask questions about our concerns about Lake Como and also about West Nile virus.

Dahle brings about that the town legal budget is \$227,222 a \$120,000 plus than last year alone. More than combined other towns.

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VIII. Adjourn

MOTION Alden, seconded Schwartz to adjourn the meeting at 8:45pm; unanimously approved.

Meeting adjourned.

Respectfully Submitted for the Commission,

Lisa Ozaki
Secretary, IWWC