



INLAND WETLANDS AND WATERCOURSES COMMISSION

Minutes of Meeting Wednesday, June 13, 2018

1. Administrative

- A. Quorum was recognized and Arnie DePascale, Chair opened the meeting at 7:00pm. In attendance were Arnie DePascale, Rob Wilson, Dick Alden, Rolf Dietrichson, Linda Kobylarz, Rachel Loughlin, Barbara Dahle and Richard Miller sat for Jonathan Schwartz. Absent was Jonathan Schwartz.
Abby Conroy, ZEO
Lisa Ozaki, Recording Secretary
- B. **MOTION** Wilson, seconded Dietrichson to approve the minutes from May 9, 2018 special meeting as submitted; unanimously approved.
- C. **Review General Communications:**
 - A. Pequabuck River Watershed Tour.
 - B. City of Bristol regarding application #1843 for an inground pool on 4 South Down Drive.
- D. **Agent Reposts:**
 - A. Conroy accepted new position in Woodbury and will be leaving last week in June.
 - B. 61 Angelas Way – Conroy explains that First Selectman Shafer was out on Angelas Road and witnessed fill being delivered by the truckload to 61 Angelas Way. Shafer states the truck dropped loads over the edge into the wetlands. It's the last house on the left that house was never finished.
Wilson states he visited the site. A lot of earth was moved and an extremely high steep slope has been made. There was a silt fence at one time. Wilson states he walked below where fence was and it has failed. Debris is getting into the stream or too close to it. Silt fence is still installed in some areas. Owner was there and spoke with him. He will replace the silt fence and offered to come to wetlands meeting. Material does have the potential to wash into the stream. Not sure on how clean up will be done. A lot of yards of material have been brought in and dropped there. Special meeting set for June 27th in the Senior Center for this issue.

2. New Business

- A. **Application #2018-007 – JMA** – Reapplication – Mountain Top Pass Lots #308 & 309 (Submitted May 21, 2018)
DJ Harris applicant was present and addressed the commission. Submitted color coded map to commission from 2005. No wetlands but activity within the 100'. Was originally approved in 2005 or 2006. Approval has lapsed since no extension was taken out. Brook is fed from the pond. Footing drain outlet closest activity to the wetlands.
Conroy states subdivision was approved in 2005 for 4 lots. The 3rd lot, lot #310 was built on already. 2 lots have regulated area on them. Nothing has changed since approval.
Harris explains the color-coded map to Alden.
Wilson states Harris has artistic talents.
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Motion Alden, seconded Loughlin to approve no significant impact as long as erosion and sediment controls are in place. Continue to next regular meeting on June 27, 2018.

B. Application #2018-008 – Dettman – Garage – Warren Glen #45 (Submitted June 12, 2018)

Conroy explains this is an existing Single-family home that applicant wants to add a 24' x 24' garage addition on. Conroy shows commission where wetland and septic is. Commission would like additional details such as a map with erosion and sedimentation controls. Regulated area is not depicted on map. Commission has accepted the application but will continue to next regularly scheduled meeting on July 11, 2018. Requesting applicant bring additional information.

3. Old Business

A. None

4. Public Hearing(s)

A. Application #2018-003 – B & R Corporation – Driveway – George Washington Tpke. Lot #3 according to Property map survey showing revision to lot lines land owned by B & R Corporation dated 3/16/17. (Submitted February 9, 2018) (Public hearing May 9, 2018)

Motion Kobylarz, seconded Miller to open Public Hearing at 7:29pm; unanimously approved.

Atty. William Tracy was present for the applicant and addressed the commission. Town had a new soil scientist Mr. Logan went out to site and reviewed the wetlands for new report. Last Friday both soil scientists Logan and Pietras met in the field and went through site together to delineate the wetlands. 1 Intermittent watercourse was identified leading out of the northwest. New wetlands were flagged and a new map was submitted with old wetland and agreed upon wetlands. Upland review area has expanded. WMC letter dated June 13, 2018 read into record. Tracy states the goal was for the individual lots to avoid multiple driveways over the stream. Uphill wetland to eliminate the grading down the slope to a minimum. In the case of upland review area, 1.6 acres and 260 sq. ft. of actual wetlands disturbed. There will be a slight impact to the wetlands. Swale along the south side of the driveway could eliminate any work in the wetland. Soils to the north are very well drained. Disappears before water even gets to the slope.

DePascale asks what happened in 100-year storm will extra water impact other people's yards. Tracy states the drainage calculations indicate no problem.

Conroy reminds commission scope of work is just for the driveway, not the houses.

DePascale states southern section of driveway is long and will collect water. Tracy states the engineer calculated for the paved driveway.

Miller states the brook is between those houses and activity. That brook would accept rainfall and runoff.

Tracy states there was a pipe previously and applicant replaced with larger.

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Conroy states that this is just for the driveway, not each individual lot.

Dietrichson asks I am just curious if WMC commented about intermittent watercourse.

Where was it before? Tracy states there was an old pipe that picked up the discharge where water will still go now. Nothing changed except new, larger pipe.

Kobylaryz states dealing with driveway, there are implications of whatever is approved for future development. Looking back at some of the comments. So you redirected the water under the north south driveway. What was the original configuration? Tracy explains we are duplicating exactly what was existing and adding in a plunge pool. Conroy explains in the original plan, all of the drainage was staying on the eastern side of the north/south driveway.

Dahle states I now understand the wood road that was there.

Miller states there was a fair amount of activity done before anything was approved.

Driveway has very stable material in it.

Alden states the revised plan has June 13th date and so does WMC letter. Do we have a report from our soil scientist, Logan?

Conroy explains that Logan and Pietras went out together and Logan submitted map and Pietras sent over email. Field work was done by both scientists but report was done by by Pietras. Report dated June 10, 2018.

Alden states there is nothing in writing from Logan. If we sent him there, he should have written us a report. DePascale agrees with Alden. Conroy states she did not print email to include with Logan's map. Would the email be enough for report from Logan?

Commission states yes. Conroy will submit a copy of email to record.

Alden questions WMC letter item #1. Conroy explains the wetlands finger was never reported until both scientist went out together. Tracy states the finger shifted. The comment was addressed. Alden states it sounds like it was not resolved. Item 2

Feedback from Logan explains that change in pipe came out of the meeting on the site

with our engineer and their engineers. Alden asks why they are bringing that up. Something more needs to be done. Conroy read into record the email from soil scientist.

Tracy explains the plans have been looked at once or twice already.

Wilson asks to be clear, just the driveway, the shared driveway is part of this application.

Conroy explains that lot #5 is not part of wetlands application. Applicant has looked at alternative design for it. Solution creates no direct impact on wetlands. If engineers can agree on zero-degree impact to wetlands, it is fine.

Dietrichson states the new delineation of wetlands has moved closer. Driveway where water is going. Swale going that way? Tracy explains there is a pipe under lot 5 driveway. Dietrichson asks but isn't more water going downhill to brook. Tracy states the water follows the original flow was to the brook but much is absorbed into the hillside

Public Comment:

Ron Paul, 1 Forest Glen. Would like to just see the water go where it's supposed to.



Motion Miller, seconded Kobylarz to close public hearing at 8:12pm; unanimously approved.

Motion Miller, seconded Dietrichson to open regular meeting at 8:13pm; unanimously approved.

DePascale states we need to see a couple of things from town engineer and both soil scientists. Tracy explains that the WMC comments were presented and addressed at tonight's meeting.

Commission agrees to continue this application to Special Meeting on June 27, 2018.

5. Citizen Comment

A. Wojtek Sztachelski, 61 Angela's Way was present and addressed the commission about the filling of the wetlands. He purchased the house last year and also expanded the driveway. He has a large family with 5 children. He did not pay for any trucking or dirt. It was all free fill. There were 12 truckloads yesterday. The back year had some wash out. He is trying to fix the area since it has fallen down. He is not a builder or engineer. Silt fence was 10' to 15' from the house. 2' was washed out. His goal was to stabilize it. Grass has been planted. He also had 4 smaller dump trucks of wood chips to be delivered.

Conroy asks if commission wants to pay the town engineer to go out there?

Miller asks don't we have anyone else who can go out.

DePascale wants Tharau to go out to look at it.

Miller states you should just put fabric on surface or rip rap, or some erosion control matting.

Ozaki states you just had another resident hire his own engineer and they had to design how to fix the problem.

Miller states this is a burden to talk to an engineer to stabilize this.

DePascale states would like Conroy to draft a cease and correct to Wojtek. He needs to contact an engineer to design stabilization for property and come back to Special Meeting on June 27, 2018. Ask Wojtek to finish putting up silt fence.

B.

Ron Paul, 1 Forest Glen. There are 3 pipes 6" dead end into my property. Submitted pictures to what has happened to his yard.

Conroy was out with town engineer and Highway Director Tharau regarding water problems about a year ago.

Paul states there is erosion, driveway sunken and caving in. Contractor installed rip rap along the road at the Town's request but hasn't helped. It is all mud now. There are cracks in the road where water comes down now. Water goes right into street. He told Gerry Bryant he can't dead end the pipes to his yard. Bryant told him there would never be more than a gallon of water coming down there. Tharau gave Bryant permission to tie into catch basin to resolve issue. During a site visit Tharau said he would get involved when there is damage to the road. Well there will be damage to the road. This does

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impact the wetlands as water will be directed into drainage and discharged in manmade wetland/detention basin.

Conroy states Army Corp of Engineers was involved with original development application. Commission would like a letter to be written to the homeowners association requesting the water discharge onto Town property be resolved.

Paul states the town needs to take action now. I had a meeting with Ted Shafer and he said to me that you got a serious problem there.

DePascale would like Conroy to write letter to association and request them to show up to IWWC meeting. Town now need to take a look at again since road could be damaged.

6. **Other**

A. None

7. **Staff & Commission Comments**

A.

8. **Adjourn**

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

Meeting adjourned.

Respectfully Submitted for the Commission,
Lisa Ozaki, Secretary, IWWC