



## INLAND WETLANDS AND WATERCOURSES COMMISSION

### Minutes of Meeting Wednesday, May 12, 2021 Via Teleconference

#### 1. Administrative

- A. Quorum was recognized and Arnie DePascale, Chair opened the meeting at 7:04PM. In attendance were Arnie DePascale, Rob Wilson, Linda Kobylarz, David Goshdigian, Rachel Loughlin, Rick Jones, Richard Miller sat for Rolf Dietrichson.  
Jerry Burns, ZEO  
Allison Breithaupt, Recording Secretary
- B. **Motion** Kobylarz, seconded Miller to approve minutes from April 14, 2021 regular meeting; unanimously approved.
- C. **Communications:** Town of New Hartford PZC-text amendment.
- D. **Agent Report:** Jerry Burns, ZEO/Wetlands Agent reviewed the following Agent decisions:  
**#2021-017-Flynn-Detached Garage-Donna Dr #10**-Application to construct a 24'X24' detached garage within the Upland Review Area to the rear of the home.  
**#2021-013-Nowacki-Garage Addition-Village Lane #16**-Application to construct an 8' X 24' addition to the garage/main structure within the Upland Review Area.  
ZEO update:  
#54 Mountain Top Pass-Morin-Cease & Correct Order- breach from worksite. Work to stop immediately. Letter from Town Attorney being sent to applicant. Applicant needs to come before IWWC with plan of remediation.  
#34 Middle Croft Road-Costello-Cease & Desist Order-applicant compiling with Order awaiting soil scientist to perform tests on property then project plan can be presented to IWWC.  
#26 Strong Street/4 Rowe Street-Byrne-Cease & Desist Order-illegal structure has been removed. Applicant working with LGIA, IWWC and Engineer to come up with a plan.

#### 2. Old Business

- A. **#2021-010-Bucchi-Taine Mountain Road #143**-Application for removal of trees and stumps within the Upland Review Area located on my property. Potentially filling and grading tree removal area to expand usable yard for enjoyment by owners and to further the safety of house and inhabitants.  
Kyle Bucchi was present and addressed the Commission.  
**Motion** Goshdigian, seconded Loughlin to approve Application #2021-010-Bucchi-Taine Mountain Road #143-removal of trees and stumps within the Upland Review Area located on property. Filling and grading tree removal area to expand usable yard for enjoyment by owners and to further the safety of house and inhabitants.  
IN FAVOR, DePascale, Wilson, Loughlin, Kobylarz, Miller, Jones, Goshdigian.  
OPPOSED, none. ABSTAINED, none.

#### **Permit Granted**

200 Spielman Highway ☎ Burlington, CT 06013-1735 ☎ 860-673-6789



3. **New Business-**

- A. **#2021-012-Goodale-Inground Pool-Highwood Crossing #11**-Representative from Juliano Pools was present and addressed the Commission. Installation of inground pool, excess material being removed from site, silt fence installed. Machinery to be brought in via driveway.  
Jerry Burns, ZEO, presented pictures of pool, well, septic and wetlands location.  
**Motion** Wilson, seconded Miller to determine no significant impact to the wetlands; Unanimously approved.
- B. **#2021-014-Leathers-Barn-Hart Ridge #17**-Matthew Leathers was present and addressed the Commission. 30' X 48' Pole Barn installation, wood frame with metal siding on stone padding.  
Jerry Burns, ZEO, presented pictures of site. Chairman DePascale requested a wetlands map from a Soil Scientist showing wetlands delineations.  
**Motion** Miller, seconded Jones to determine no significant impact to wetlands; IN FAVOR, DePascale, Kobylarz, Goshdigian, Loughlin, Jones, Miller.  
OPPOSED, Wilson. ABSTAINED, none
- C. **#2021-015-Bregonzio-Inground Pool-Nelson Drive #127**- Tony Bregonzio was present and addressed the Commission. Installation of 16' X 32' rectangle pool, 77 feet away from wetlands, machinery will come into site via the driveway.  
Jerry Burns, ZEO, provided pictures of well, septic locations. BBHD approved location. Silt fence shown.  
**Motion** Kobylarz, seconded Miller to determine no significant impact to wetlands; unanimously approved.
- D. **#2021-016-Jones-New Home Construction-Black Walnut #19**- Commissioner Rick Jones recused himself. Joe Green, Engineer, was present and addressed the Commission. Single family home. BBHD approval. Wetlands delineated. Silk sock installed around perimeter. Soil Scientist report submitted into record.  
Jerry Burns, ZEO, reported no issues with application.  
**Motion** Kobylarz, seconded Miller to determine no significant impact to wetlands. IN FAVOR, DePascale, Kobylarz, Miller, Wilson, Loughlin, Goshdigian. OPPOSED, none. ABSTAINED, Jones.
- E. **#2021-018-Temkin-Inground Pool & Pergola-Partridge Lane #43**- Mr. & Mrs. Temkin present and addressed the Commission. Attorney Peter Alter was present and addressed the Commission. Mark Friends, Soil Scientist was present and addressed the Commission. Cease & Desist Order complied with. A2 stamped survey and Soil Scientist report submitted into record. Requesting Cease & Desist be lifted to allow for pavers to be installed around pool and to complete stabilization for pergola.  
**Motion** Miller, seconded Wilson to lift the Cease & Desist Order dated April 29, 2021 to stabilize and install pavers and to keep surfaces open for Building Official to inspect; unanimously approved.



**Motion** Miller, seconded Jones to determine no significant impact to wetlands; unanimously approved.

4. **Public Hearing(s)**-None

5. **Other Business Proper to Come before the Commission-**

- A. **Semrow-Circle Drive/Silver Drive.** Mike Semrow was present and addressed the Commission. Described water issue from stream that feeds Lake Garda, water spilling over walls due to silt build up and causing flooding in his yard and neighbor's yard. Property on Silver Drive has manmade ponds which may be contributing to problem as well which predates IWWC. Looking to Commission for direction. Chairman DePascale stated that LGIA, DEEP need to get involved and submit application to IWWC.

6. **Citizen Comment**-None

7. **Staff & Commission Comments-**

- A. ZEO Floodplain Development Regulations & Ordinance-Jerry Burns, ZEO, stated that there are several areas in town in the FEMA Floodplain area. Properties in this area would need engineer certified flood safe map submitted with application. ZEO & Building Official together would enforce. Burns will have info available
- B. 61 Alpine/Alto Road- Burns updated Commission stating that Andrews-Perry has been contracted to do work in coi pond. Insurance approved the quote. Work too start shortly awaiting drier weather.
- C. Executive Orders expires May 20<sup>th</sup>. Looking into hybrid meeting technology.

8. **Adjourn**

**Motion Miller**, seconded Loughlin to adjourn the meeting at 9:21PM; unanimously approved. **Meeting adjourned.**

Respectfully Submitted for the Commission,  
Allison Breithaupt, IWWC Clerk