

**POMFRET INLAND WETLAND & WATERCOURSES COMMISSION**  
**MINUTES FOR WEDNESDAY, JANUARY 5, 2022, AT 7:00 PM**  
**COMMUNITY CENTER**

- 1. OPEN REGULAR MEETING:** Meeting opened at 7:01 PM
- 2. ROLL CALL** - Present: P. Safin, D. St. Martin, J. Rowley, J. Folsom, J. Stoddard, N. McMerriman, A. Howe, and R. Brais. Absent: W. Gould (w/n), J. Bergendahl (w/n), and L. Shaw (w/n), and J. Rabbitt,
- 3. SEAT ALTERNATE(S) AS NEEDED:** Alex Howe was seated.
- 4. ITEMS TO BE ADDED TO THE AGENDA:** None.
- 5. PENDING APPLICATIONS:**
  - A. Joseph E. Sousa, 585 Mashamoquet Road, demolish an existing 2-bdrm single-family residence and construct a replacement 2-bdrm single-family residence with attached garage. Activity also includes drilling a new well, installing a code compliant subsurface sewage disposal system, and improving the existing gravel access driveway to meet Town standards. Damien Sorrentino was present to represent the applicant. Updated plans were submitted. P. Safin asked about the abandonment of the existing well. On sheet two is the updated construction sequence and it will be updated for the well abandonment. A. Howe mentioned that the State of CT Consumer Protection has guidelines for this. All activity is below the wetlands. NDDH granted approval of the plans received 1/5/2022 at the meeting. J. Rabbitt sent a text with four (4) conditions of approval. The commission added two (2) more conditions of approval. J. Folsom made a motion to approve the application with the following updated conditions: 1) the applicant shall maintain a buffer of no less that 50' around the wetlands area to the northeast (WF1-WF14); 2) the applicant shall install a minimum of six (6) 4'x4' posts and markers delineating the buffer area; 3) all erosion and sediment control measures shall be installed and inspected prior to any grading/ground disturbance on the site; 4) the applicant shall post a \$250 financial surety to cover the cost ad maintenance of the E&S. An additional \$250 financial surety shall be posted to cover the cost of inspections. If the inspection fees exceed the initial deposit of \$250, the Town shall utilize the financial surety posted for E&S; 5) plans should be updated regarding capping the old well per State Health Code; and, 6) capping of the old well needs to be added to the sequence of construction. D. St. Martin seconded the motion. All in favor.
- 6. CITIZEN'S COMMENTS:** None.
- 7. NEW APPLICATION(S):** None.
- 8. NO-FEE APPLICATIONS:** None.
- 9. NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:**
  - A. Outstanding NOV (Notice of Violation) 1. Deborah/Paul Simpson, 64 Hampton Road – follow-up on 3/2020 on the restoration plan from 1/26/15 NOV. Jamie spoke with P. Simpson, and he will come to the December meeting. A decision was made to have the applicant attend monthly meetings until the issue is settled (12/02/2020). Commission members requested that Jamie meet with the Simpsons to see what they're doing in the spring/summer and have Mr. Simpson come to the May/June meeting. It was mentioned that we need to put something in the regulations (i.e., caveat on land records) for applications that don't get completed in a timely manner (5/5/2021). Jamie spoke with P. Simpson who couldn't attend the meeting. He explained to the commission his feelings regarding the applicant taking 5+ years to do this reclamation work. We need to push to caveat or speak with the Town Attorney. P. Simpson said that his equipment is still down and being fixed. He would commit to finishing the project this year. He has done some work, but the site has been inactive for the last 12-18 months. P. Safin

asked Jamie to photograph the site because it's been way too long. Discussion of putting a time frame in place. D. St. Martin made a motion to place a caveat on the land record. J. Folsom seconded. All in favor. (J. Rabbitt said there should be a note on the caveat that a NOV was sent, a permit was granted, but the work was not done.) Caveat was placed on the land records (8/12/21) with the notation that a NOV was sent, a permit was granted, but the work was not done (9/1/21). There is nothing new, but the backhoe is gone (10/6/21). Nothing new (11/3/21). P. Simpson was present at the meeting. He had hesitantly committed to finishing the project after speaking with J. Rabbitt but was not able to do so. He is very close to finishing, with the expectation to seed in September 2022. There was brief discussion regarding what issues P. Simpson needs to do to be in compliance. J. Rabbitt will follow-up with P. Simpson (12/1/2021). A September finish date is in place and Jamie will monitor this. P. Simpson was present at our December meeting (1/5/2022).

**10. JURISDICTIONAL RULINGS:** None.

**11. AGRICULTURAL ACTIVITIES:** None.

**12. PRIOR APPLICATIONS WITH CONDITIONS:** None.

**13. SUBDIVISIONS APPROVED BY PLANNING & ZONING:** None.

**14. COMPLAINTS/CONCERNS RECEIVED BY COMMISSION:**

- A. At the previous meeting, R. Brais said he'd contact the owner at 28 Wrights Crossing Road. R. Brais stated that the issue is on the property north of 28 Wright's Crossing, but that there is no disturbance, and this item can be removed from the agenda.

**15. NEW COMPLAINTS:**

- A. Construction equipment and corrugated pipes near Chubbick's property. There are drainage pipes that will be placed under the driveway governed by the State. P. Safin commented on an excavator at Kearney and Kearney Fork Roads with a bushhog attachment on it. R. Brais will check up on this.

**16. CITIZEN'S COMMENTS:** None.

**17. EXTENSIONS REQUESTED:** None.

**18. COMMISSION BUSINESS:**

- A. Updates and report from WEO and Commission Members: None.
- B. Approval of the December 1, 2021, meeting minutes. J. Folsom made a motion to approve the minutes as amended. A. Howe seconded. All in favor. There were two abstentions.
- C. Report of billing and bond releases – Paul will be working with Cheryl on this
- D. Correspondence: None.
- E. Brief discussion regarding by-laws.

**19. ADJOURNMENT:** J. Folsom made a motion to adjourn. D. St. Martin seconded. All in favor. Meeting adjourned at 8:20 PM.

Minutes were taken by commission secretary J. Rowley and submitted by the Land Use Clerk.

Respectfully submitted,

Lynn L. Krajewski  
Land Use Clerk

Dated: \_\_\_\_\_