

**TOWN OF POMFRET  
INLAND WETLANDS & WATERCOURSES COMMISSION  
MEETING MINUTES  
WEDNESDAY, OCTOBER 2, 2019  
7:00 PM – POMFRET SENIOR CENTER**

1. **OPEN REGULAR MEETING** – P. Safin opened Regular Meeting at 7:00 PM.
2. **ROLL CALL** – In Attendance: Commission Members Paul Safin, Chairman; David St. Martin, Vice Chairman; John Folsom, Member; Joe Stoddard, Member; Nancy McMerriman, Member; William Gould, Member; John Bergendahl, Alternate; and Alexander Howe, Alternate; Staff: Ryan Brais, WEO, and James Rabbitt, WEO. Absent: James Rowley, Secretary (with notice); Laurice Shaw, Alternate.
3. **SEAT ALTERNATES AS NEEDED** – J. Bergendahl and A. Howe (N. McMerriman arrived, so J. Bergendahl was unseated).
4. **ITEMS TO BE ADDED TO AGENDA** –
5. **PENDING APPLICATIONS** – none
  - A. **Gary Pazienza, 120 Cooney Road**, construction of a 40' x 15' street level parking pad for a horse trailer. This has already been done. Hay bales have been placed and the side slopes have been seeded and loamed. They need to get a driveway permit from the town. Applicant was present at the meeting. Ryan stated that the slopes are not established yet. Paul mentioned that all fees for the account have been paid. G. Pazienza said he tried to seed the slopes twice and switched to another type of seed. Wanted to know if something else could be planted there. Jamie stated that the activity occurred without a permit and he had no authority from the Town to have this parking pad; there are immediate E&S issues. Ryan stated that the applicant does have hay down. Jamie said the subject is for the Town of Pomfret to issue permission for a curb cut. G. Pazienza said he has applied to the highway department but has not received an approval yet. Jamie has concerns about the site lines. There are two permits needed for this; one from the Town and one from the IWWC. The infrastructure is already in without curb cut approval. The commission needs to decide the impact to the wetlands, improvements near the wetlands (approve material and impact). D. St. Martin asked how far from the wetlands is the pad. Ryan said 25' with a 2 to 1 slope; he recommends a 65-day extension with the consent of the landowner. Extension was granted.
  - B. **Nick Lehto, 111 Youngs Road**, new residential home, septic, well, clearing, and minor grading. Paul Archer of Archer Surveying was present for the applicant. He said that they had received NDDH approval. Jamie said he had a few issues with the grading at the site. There are 2 options for the driveway: 1) non-culvert where the driveway would come in and slope down and then back up; or 2) use 15' RCP pipe and associated RCP flared ends under the driveway. P. Safin asked what was going on with the existing foundations. P. Archer said that one will be

removed, and one will be filled in. Jamie said he is comfortable with what has been submitted for the application. D. St. Martin made a motion to approve the application with Jamie's four conditions of approval, as follows: 1) The applicant shall have the option to use 15" RCP pipe and associated RCP flared ends under the driveway. Final grading to be reviewed and approved by Commission staff in consultation with the Town's Road Crew Foreman; 2) A pre-construction meeting is held with Commission staff prior to any excavation and/or ground disturbance; 3) That a \$1,000 cash surety is posted for E&S, with additional \$500 posted for cost of construction meetings and inspection fees, for a total of \$1,500; and, 4) A final as-built shall be submitted, reviewed, and approved by the Town Planner prior to the issuance of a Certificate of Occupancy. J. Folsom seconded the motion and it was approved.

**6. CITIZENS COMMENTS – none**

**7. NEW APPLICATIONS – none**

**8. NON-FEE APPLICATIONS – none**

**9. NOTICES OF VIOLATIONS AND DESIST ORDERS**

**A. Outstanding Notices of Violations**

- 1. Deborah Simpson, 64 Hampton Road** – NOV issued 1/26/15 for work in a regulated area. J. Folsom asked Jamie if the Simpsons were putting in a septic system. Jamie said they installed the system but didn't do the remediation that had to be done. Applicant responded to letter they received, and they will finish the work this year. Applicant mentioned to J. Folsom that they were supposed to put up a split-rail fence between the wetlands and non-wetlands but would like to do/use something else. Jamie will reach out to the Simpsons regarding some alternatives they could use. The commission is adamant that this project be completed by winter. Jamie stopped to see the Simpsons, but they weren't home. He will stop again prior to the next meeting (10/2/19).

**10. JURISDICTIONAL RULINGS – none**

**11. AGRICULTURAL ACTIVITIES – none**

**12. PRIOR APPLICATIONS WITH CONDITIONS –**

- A.** Jamie mentioned that Jason Lavallee can have his surety released once all final billing is done.
- B.** He also said that the Watercure Farm distillery got their temporary CO.
- C.** Alex Jezerski on Wade Road had a pre-grub site visit (he has 13 dead oaks, which Jamie gave him permission to remove).

**13. SUBDIVISIONS APPROVED PLANNING COMMISSION – none; application for Orchard Hill Road was withdrawn**

- 14. COMPLAINTS/CONCERNS RECEIVED BY COMMISSION –**  
A. Anonymous concern given to Paul (7/11/2018) regarding the properties west of Paul's house on Kearney Road. Jamie visited – subject to conservation easement associated with wetlands proper (internal to wetlands/not in upland); send letter to owners regarding any work done within 150' of the wetlands requires a permit. Clerk sent 2<sup>nd</sup> letter to both property owners and they will be getting a refresher course on what's allowed in or near the wetlands. P. Safin feels we should get this finished. Jamie will reach out to the homeowners again and try to have a conversation with them regarding the easements. This is still in progress (10/2/19).
- 15. NEW COMPLAINTS –none**
- 16. CITIZENS COMMENTS – none**
- 17. EXTENSIONS REQUESTED – None**
- 18. COMMISSION BUSINESS**  
A. **Updates and Report from WEO and Commission Members** – nothing new  
B. **Approval of the September 4, 2019 Meeting Minutes –**  
W. Gould moved to approve the minutes as submitted. J. Stoddard seconded the motion and it was approved. There were four abstentions.  
C. **Report of Billing and Bond Releases:** clerk will send out a CRR letter to the two people who didn't respond to the previous letters about overdue payments, once the caveat has been placed on their land records.  
1. **List of Bonds being held with Town of Pomfret, Escrow Agent and Putnam Bank**  
a. **Release in process Jason B. Lavallee-IWWC**  
b. **Pomfret School-IWWC & P&Z;** this is still being worked on.  
Commission would like clerk to talk to B. Bullied and come back with a date this may be finished up. They would like to try to clear it off the books by year end.  
C. **Correspondence** – letter from CACIWC regarding their yearly conference being held at the Red Lion Hotel in Cromwell; passed out issue of CT Wildlife
- 19. ADJOURNMENT** – D. St. Martin moved to adjourn. J. Folsom seconded the motion and the meeting adjourned at 7:38 PM.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Date approved:\_\_\_\_\_