

**INLAND WETLANDS & WATERCOURSES COMMISSION
REGULAR MEETING MINUTES
WEDNESDAY, FEBRUARY 4, 2015 @ 7:00 P.M.
POMFRET SENIOR CENTER**

I. OPEN REGULAR MEETING: John Folsom opened the meeting at 7:00 pm.

II. ROLL CALL: Present – John Folsom, Chairman; James Rowley, Secretary; Paul Safin, Member; Nancy McMerriman, Member; William Gould, Member; and; Staff: Ryan Brais, WEO; and Jamie Rabbitt, Designated Agent. **Absent:** David St. Martin, Vice Chairman; Joseph Stoddard, Member; and John Bergendahl, Alternate

III. SEAT AN ALTERNATE AS NEEDED: n/a

IV. SHOW CAUSE HEARING: Deborah E. Simpson, 64 Hampton Road, work performed in a regulated area. At this point, J. Folsom, Chairman, told the commission that he would abstain from the discussion and vote on this item. Ryan gave an overview of the Simpson situation since last year including conversations, correspondence of 5/7/14, etc. Paul Safin arrived at 7:08 during this discussion. After discussing the issue, J. Folsom asked for someone to either sustain/not sustain the NOV on this issue. W. Gould made a motion to vote on the issue. At this point, Ryan filled P. Safin in on the issue before the commission. W. Gould then made a motion to sustain the NOV. J. Rowley seconded the motion and it was approved unanimously. There was one abstention. Request by commission for follow-up letter to be sent to Ms. Simpson via both regular USPS and CRR.

V. ITEMS TO BE ADDED TO AGENDA: None.

VI. PENDING APPLICATIONS:

VII. CITIZEN'S COMMENTS: None.

VIII. NEW APPLICATIONS: None.

IX. NO-FEE APPLICATIONS: None

X. NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:

A. Outstanding NOV (Notice of Violation)

- 1. Charles Franklin II, 112-114 Covell Road.** NOV issued 8/11/14 for clearing of wooded upland. A jurisdictional ruling was made on 11/10/14. Nothing new (2/4/15). Leave on agenda.
- 2. Gayle Champagne, 39 Bosworth Road,** - NOV issued 5/2/14 for work within the upland review area. G. Champagne is working with the the Army Corps of Engineers. This will remain on our agenda due to it being a NOV (2/4/15). Leave on agenda.
- 3. Roger Daigle, 193 Putnam Road,** Cease and Desist issued 10/4/07. Motion for Judgment in Accordance with Stipulation was granted on 12/22/14 by the Hon.

Harry Calmar. Mr. Daigle started submitting the \$100 per month fee as stipulated in the Judgment (2/4/15). Leave on agenda.

4. Elaine Malchman, 321 Killingly Road, fill piles placed along bank of brook. NOV issued 12/14/11. Site is stable but we are awaiting correspondence from Mr. Godbout regarding the permit expiring soon (2/4/15). Leave on agenda.

5. Pomfret School, 398 Pomfret Street, Staff met with T. Malagrino on 1/25/15. They are still working on a maintenance schedule to close out the project. They would like to wrap up all projects by April. The Commission members requested that Staff check their sign-off for the first year (2/4/15). Leave on agenda.

XI. JURISDICTIONAL RULINGS:

A. Pomfret Little League, 63 Hampton Road, replacement of dugouts and snack shed. The ruling was signed on 1/30/15.

XII. AGRICULTURAL ACTIVITIES: None.

XIII. PRIOR APPLICATIONS WITH CONDITIONS:

A. Moon et. al., Peter, 596 Pomfret Street, single-family home 3/08. Application was approved with 10 conditions. New application was approved and added one more COA was added on 1/7/15. Nothing new (2/4/15). Leave on agenda.

B. Pomfret School, 398 Pomfret Street (10/6/10)

1. Turf Fields – close out in the spring (2/4/15)

2. Eaton property – close out in the spring; there will be a checklist for bi-annual inspections as stated earlier (2/4/15)

C. Hull Forest Products, 101 Hampton Road, install 12' gravel drive and create round log storage area which will require filling of 4,035 square feet of wetland soils (**approved 3/2/11 with 24 conditions**). This has been closed down for the winter (2/4/15). Leave on agenda.

XIV. SUBDIVISIONS APPROVED BY PLANNING AND ZONING: None

XV. COMPLAINTS/CONCERNS RECEIVED BY THE COMMISSION:

A. Ongoing

1. Windham 4-H Camp, Taft Pond Road (4/6/11) (cease and desist was issued 3/16/11) application was approved with conditions on 8/3/11. This is shut down for the winter but should be finished by May (2/4/15). Leave on agenda.

2. Paul Simpson, 64 Hampton Road – Ryan spoke to Mr. Simpson. Discussed earlier during the Show Cause Hearing. Vote taken to sustain NOV (2/4/15). Leave on agenda.

XVI. NEW COMPLAINTS: None

XVII. CITIZEN'S COMMENTS: None.

XVIII. EXTENSIONS REQUESTED: None.

XIX. COMMISSION BUSINESS:

- A.** Updates and Report from WEO and Commission Members. Nothing new to report.
- B.** Approval of January 7, 2015 meeting minutes. W. Gould made a motion to approve the minutes as written. N. McMerriman seconded the motion and it was approved unanimously. There was one abstention.
- C.** Report of billing and bond releases – nothing new
 - 1. *List of Bonds being held with Town of Pomfret (Escrow Agent) and Putnam Bank:***
 - Jason B. Lavallee (IWWC)
 - Pomfret School (IWWC and P&Z) – working on release
 - 2. *List of Bond(s) being held with Liberty Mutual Insurance Company:***
 - Bruce & Kerry Dexter (IWWC) – letter sent to insurance company to release the bond (leave on until we know if bond has been released)
- D.** Discussion of budget – as stated by J. Folsom, the budget is a prediction and not set in stone. We anticipate re-writing our regulations, which will be an added expense. There are also two seminars, CACIWC and CT Bar Association. The line item for Professional Services/Town Planner needs to be re-written and raise the line item to \$13,500 this year. P. Safin made a motion to approve the '14-'15 budget like last year but with the addition of \$13,500 to the Professional Services/Town Planner line item. J. Rowley seconded the motion and it was approved unanimously.
- E.** Correspondence – discussion regarding the Algonquin Gas Pipeline; went over two Environmental Monitors and discussed the upcoming CT Bar Association seminar on 3/21/15 at Wesleyan.
- F.** Search for Alternates for Commission – still looking to fill two alternate positions

XX. ADJOURNMENT: W. Gould made a motion to adjourn. P. Safin seconded the motion and it was approved unanimously. The Chairman closed the meeting at 8:04 pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Date approved _____