

**INLAND WETLANDS & WATERCOURSES COMMISSION
REGULAR MEETING MINUTES (AMENDED)
WEDNESDAY, MAY 6, 2015 @ 7:00 P.M.
POMFRET SENIOR CENTER**

I. OPEN REGULAR MEETING: David St. Martin opened the meeting at 7:00 pm.

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

III. SEAT AN ALTERNATE AS NEEDED: John Bergendahl was seated.

IV. ITEMS TO BE ADDED TO AGENDA: None.

V. PENDING APPLICATIONS:

- A.** Deborah & Paul Simpson, 64 Hampton Road, septic system repair and landscaping. Mr. Simpson was present and submitted a letter requesting a 65 day extension due to wet ground conditions. J. Bergendahl made a motion to approve the extension. J. Stoddard seconded the motion and it was approved unanimously.
- B. Jamie Herrick for Keith Stolarek, 4 Amanda Circle,** install 18' x 36' in ground pool and 4' high fence with self-closing, self-latching gate. J. Bergendahl recused himself from this application. Jamie Herrick was present for the applicant. Jamie Rabbitt said the area where this is has been maintained as lawn, and the pool is 240' from the property line and 65' from wetlands. He recommends that the conservation easement be delineated in the lot closest to pool. This area is relatively flat and no grading is needed. It is proposed to be in the lawn area, so they should put in three 4x4 posts with easement signs on the property, one of them to be at the angle change. W. Gould made a motion to approve the proposal as presented by Jamie with 1 conditions of approval – to have the posts laid out by a qualified surveyor. J. Rowley seconded the motion and it was approved unanimously.

VI. CITIZEN'S COMMENTS:

Kevin Corbin of Mashamoquet Road spoke to the commission regarding his property. He came to ask the commission about removing invasives from his property. He said he doesn't want to disturb anything. Jamie said there is a provision to allow an owner to remove invasives and the do one or two brush hog episodes per year. Jamie will look for the conditions of approval for G. Peservich and contact Mr. Corbin with this information.

VII. NEW APPLICATIONS: None

VIII. NO-FEE APPLICATIONS: None

IX. NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:

A. Outstanding NOV (Notice of Violation)

- 1. Deborah & Paul Simpson, 64 Hampton Road,** NOV issued 1/26/15 for work in a regulated area. An extension was granted earlier in the meeting (5/6/15). Leave on agenda
- 2. 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. No new activity (5/6/15). Leave on agenda.
- 3. Gayle Champagne, 39 Bosworth Road, -** NOV issued 5/2/14 for work within the upland review area. There were e-mails today between Gayle and the ACOE regarding having a professional come out and look at the site. Jamie reached out to the ACOE for a site visit within the next one or two weeks. He wanted to be able to walk the site today and reached out to Gayle but she didn't want him to do it without her being there. He did get photos from the bridge of erosion and sediment transport (5/6/15). Leave on agenda.
- 4. 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. Letter received by Atty. Higgins from Atty. Low regarding Mr. Daigle returning to CT in May and want to set up a pre-construction meeting (5/6/15). Leave on agenda.
- 5. Elaine Malchman, 321 Killingly Road,** fill piles placed along bank of brook. NOV issued 12/14/11. Never heard back from Mr. Godbout and the permit has now expired. Have Staff check into re-applying to clear NOV (5/6/15). Leave on agenda.
- 6. Pomfret School, 398 Pomfret Street,** due to snow, no activity going on. Jamie has had correspondence with Tony. He's working with the school to close out these projects (5/6/15). Leave on agenda.

X. JURISDICTIONAL RULINGS: None

XI. AGRICULTURAL ACTIVITIES: None.

XII. 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 (5/6/15). Leave on agenda.
- B. Pomfret School, 398 Pomfret Street (10/6/10)**
 - 1. Turf Fields** – close out late spring/early summer (5/6/15)
 - 2. Eaton property** – close out late spring/early summer (5/6/15)
- 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**). Jamie did a site visit today and he needs to contact Mr. Hull regarding the E&S situation (needs to make changes and install permanent E&S measures) (5/6/15). Leave on agenda.

- D. Windham 4-H Camp, Taft Pond Road**, dining hall, parking and drainage. The siding is not completed. They have rough graded the loamed area around the parking area and rock is down in the parking area (5/6/15). Leave on agenda.

XIII. SUBDIVISIONS APPROVED BY PLANNING AND ZONING: None

XIV. 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. Staff walked property today and looked at the water bars and they are all functioning and doing what they need to do. This item can be removed from the agenda. J. Bergendahl made a motion to remove this item from the complaints agenda. W. Gould seconded and it was approved unanimously.

XV. NEW COMPLAINTS: None

XVI. CITIZEN'S COMMENTS: None.

XVII. EXTENSIONS REQUESTED: None.

XVIII. COMMISSION BUSINESS:

- A.** Updates and Report from WEO and Commission Members. Nothing new from Jamie or Ryan.
- B.** Approval of April 1, 2015 meeting minutes. J. Rowley made a motion to approve the minutes as written. W. Gould seconded the motion and it was approved unanimously. There was one abstention.
- C.** Report of billing and bond releases – discuss printout from Town Treasurer regarding outstanding monies and refunds. The commission decided to write off the Brian Sheldon monies due. They wish to have the clerk look into the files to see when billing was done and they will go over the information at the June meeting. They also decided that the first four names on the list of refunds can have their money returned, but we need to hold Hall and Lavallee for now. J. Bergendahl moved that the commission do the above actions regarding funds due and returned as stated. J. Stoddard seconded the motion and it was approved unanimously.
- 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.** Correspondence – distributed The Habitat from CACIWC; an environmental monitor and information about the Lois Orswell Award ceremony on 6/11/15
- E.** Search for Alternates for Commission – still looking to fill two alternate positions

XIX. ADJOURNMENT: W. Gould made a motion to adjourn. J. Bergendahl seconded the motion and it was approved unanimously. The Chairman closed the meeting at 8:10 pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Date approved _____