

**INLAND WETLANDS & WATERCOURSES COMMISSION
REGULAR MEETING MINUTES
WEDNESDAY, AUGUST 5, 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; Joseph Stoddard, Member; William Gould, Member; John Bergendahl, Alternate; Staff: Ryan Brais, WEO; and Jamie Rabbitt, Designated Agent. **Absent:** David St. Martin, Vice Chairman; and Nancy McMerriman, Member.
- III. SEAT AN ALTERNATE AS NEEDED:** J. Bergendahl was seated.
- IV. ITEMS TO BE ADDED TO AGENDA:** None.
- V. PENDING APPLICATIONS:** None.
- VI. CITIZEN'S COMMENTS:** None.
- VII. NEW APPLICATIONS:**
- A. Lloyd Davies & Hilda Moseley, 176 Paine Road**, re-application for a previously approved permit that has expired for a 4-lot subdivision. The original application was approved 6/20/07. The conservation easement and posts were taken care of over time. Discussion of prior permit. Need list of conditions of approval that was attached to the prior permit to see what has been met and what hasn't. There is a NDDH letter attached. There are no changes to the original 4-lot subdivision. The commission accepted the application and will revisit this at the Sept. meeting.
 - B. Richard & Peggy Bridges, 162 Paine Road**, application for a new house, garage, septic, well, driveway and grading. Application was submitted on a specific lot in the above fore-mentioned subdivision. The print shows a house, septic and conservation easement on the lot. The new house design is a little longer and wider than the footprint on the prints. They are looking for approval on a new print. Jamie had the opportunity to site walk the lot with the applicants. There is a letter of agreement from the owner of the property regarding this application that was submitted. They are in the process of getting an approval from NDDH on approved septic; house is similar, same number of bedrooms. The commission accepted the application and will revisit this at the Sept. meeting.
 - C. Rectory School, 528 Pomfret Street**, construction of a new Learning Center connected to the existing J. B. Bigelow Academic Building. The work will include clearing and grading around the proposed building as well as the installation of a new entrance drive and drop-off area. Jamie did a site visit and there is no work in the wetland areas. Therefore, this application will be a jurisdictional ruling. Jamie showed plans of the addition to the commission members.
- 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. Application was approved with conditions (7/1/15). Some grading has been done (8/5/15). 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. Charlie called Ryan regarding a tree leaning over Mashamoquet Brook. He would also like to take out 1 or 2 more trees that are down (8/5/15). Leave on agenda.
3. **Gayle Champagne, 39 Bosworth Road**, - NOV issued 5/2/14 for work within the upland review area. No contact from anyone. Staff will follow-up this month (8/5/15). 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. The property is under construction. On 7/2 they removed vegetation; on 7/31 they roughed out the transition between the Lane and Daigle properties; on 8/1 they placed boulder retaining rip rap on banks of stream and on 8/5 they were to continue the process. The boulder rip rap will be topped with smaller 4"-8" stone (8/5/15). Leave on agenda.
5. **Elaine Malchman, 321 Killingly Road**, fill piles placed along bank of brook. NOV issued 12/14/11. No contact with applicant. Ryan will issue a NOV (8/5/15). Leave on agenda.
6. **Pomfret School, 398 Pomfret Street**, wetlands disturbance. NOV/Cease & Desist was issued 9/14/12. The closing out of this project is still in process (8/5/15). Leave on agenda.

X. JURISDICTIONAL RULINGS: Rectory School, 528 Pomfret Street

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 (8/5/15). Leave on agenda.
- B. **Pomfret School, 398 Pomfret Street (10/6/10)**
 1. **Turf Fields** – still processing close out (8/5/15)
 2. **Eaton property** – still processing close out (8/5/15)
- 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 is going to re-visit the site this month (8/5/15). Leave on agenda.
- D. **Windham 4-H Camp, Taft Pond Road, (4/6/11)** dining hall, parking and drainage. They are looking for a CO. Staff did a site walk in early June and compiled a punch list. The site walk took 2 hours and a two-page punch list was compiled due to non-compliance (7/1/15). Nothing new (8/5/15). Leave on agenda.

XIII. SUBDIVISIONS APPROVED BY PLANNING AND ZONING: None

XIV. COMPLAINTS/CONCERNS RECEIVED BY THE COMMISSION:

Stephen Kulzyck-128 Holmes Road, new pond created, erosion affecting wetlands downstream, and a dumping area. J. Folsom contacted DEEP and notified them of the possible encroachment to their property. A NOV was issued stating there is a new pond, outlet has dropout causing erosion, and a stump dump. Mr. Kulzyck said the pond was put in with a drainage pipe but the pond is down about 2' right now. It is fed by a spring off of the railroad bed. J. Folsom asked Mr. Kulzyck to come up with a

sketch of a plan to control the issues. Ryan thought a site walk would be better and thought Jamie should do the site walk because he has more experience in this area.

XV. NEW COMPLAINTS:

- A. J. Rowley mentioned that he noticed the pond on Tyott Road, Fire Dept. Watershed #30, has erosion going into the pond. It is eroding down from the Quasset Road side. The commission decided to give this information to G. Postemski, the Road Foreman.
- B. P. Safin said he has been hearing an excavator or bulldozer running for 8-10 hours every day. He hasn't walked through the woods but said it's off Kearney heading for Cooney.

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 July 1, 2015 meeting minutes. J. Stoddard made a motion to approve the minutes as corrected. J. Bergendahl seconded the motion and it was approved unanimously. There were two abstentions.
- 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. Lavalley (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 – Environmental Monitor and Habitat were distributed
- E. Search for Alternates for Commission – still looking to fill two alternate positions

XIX. ADJOURNMENT: P. Safin made a motion to adjourn. J. Rowley 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 _____