

**INLAND WETLANDS & WATERCOURSES COMMISSION  
MEETING MINUTES (AMENDED)  
WEDNESDAY, OCTOBER 5, 2016 @ 7:00 P.M.  
POMFRET SENIOR CENTER**

**I. OPEN REGULAR MEETING:** opened meeting at 7:02 pm.

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

**III. SEAT AN ALTERNATE AS NEEDED:** J. Bergendahl was seated for D. St. Martin.

**IV. ITEMS TO BE ADDED TO AGENDA:** New application for 198 Covell Road. P. Safin made a motion to place this on the agenda under Section VII B. J. Bergendahl seconded and it was approved unanimously.

**V. PENDING APPLICATIONS:**

**VI. CITIZEN'S COMMENTS:** none

**VII. NEW APPLICATIONS:**

- A. Nancy McMerriman, 31 Paine Road,** construction of a detached garage/barn (30'x24') slab on grade, 16 sauna tubes used
- B. Steve Gilman, 198 Covell Road,** new home, well, septic, and minor grading; existing building to be removed; J. Rabbitt will contact P. Archer regarding grading and revising plans; table until next month

**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). Nothing new (10/5/16). Leave on agenda
- 2. Gayle Champagne, 39 Bosworth Road,** - NOV issued 5/2/14 for work within the upland review area. No new information from landowner. Still waiting to hear from Army Corps of Engineers. The caveat for the land records for this property was placed on the land records 6/2/16 with an effective date of 6/1/16 (10/5/16). Leave on agenda.
- 3. Pomfret School, 398 Pomfret Street,** wetlands disturbance. NOV/Cease & Desist was issued 9/14/12. Met with B. Bullied; site walked the area. Keep stream work application open as it needs work. The only outstanding item is the lay-down area; possibly due to change in facilities director. There is no on-site burial and we hope to have the stream issue wrapped up in the next two weeks (10/5/16). Leave on agenda.

**X. JURISDICTIONAL RULINGS:**

- A. Mark Patton, 108 Cooney Road,** excavation for foundation and installation for proposed barn

**XI. AGRICULTURAL ACTIVITIES:** none

Ryan mentioned the activity on Searles/Cooney by Hull doing a selective cut (150 acres)

## **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. Possible permit transfer due to sale of property. Letter with original signature was received requesting to transfer the permit on this property to the new owners. D. St. Martin made a motion to transfer the permit with the Conditions of Approval, once the sale of the property is completed. It was seconded by J. Stoddard and approved. The property was sold to Joan Dash as noted on the warranty deed. Staff will contact Joan Dash (10/5/16). Leave on agenda.
- B. Pomfret School, 398 Pomfret Street (10/6/10)**
  - 1. **Turf Fields** – see IX A3 (10/5/16)
  - 2. **Eaton property** –) see IX A3 (10/5/16)
- 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 follow-up site visit. Town outlets need work (missing rip rap swale). They need to have annual/bi-annual maintenance (10/5/16). Leave on agenda.
- D. Raja Fattaleh, 62 Angel Road**, re-new expired permit. Vehicles went in and did some work prior to approval. The site is under construction. They wanted to go from pre-cast to cast-in-place box culvert, but that isn't on the plans. They would have to submit new plans, etc. The owner of the property, Dr. Fattaleh, gave Jamie permission to use the surety bond to pay inspection fees, etc. Jamie said that the silt fence has the site intact but they still need to restore the stream (10/5/16). Leave on agenda.

## **XIII. SUBDIVISIONS APPROVED BY PLANNING AND ZONING: None**

## **XIV. COMPLAINTS/CONCERNS RECEIVED BY THE COMMISSION:**

- A.** Stephen Kulzyck, 128 Holmes Road. There is a new man-made pond that has been created; there is erosion affecting wetlands downstream, and there is a dumping area. Jamie went to look at property. Stable, but no contact with Mr. Kulzyck (10/5/16). Leave on agenda.
- B.** Lance Sistare, Wolf Den Road, field is stable. Jamie wants to walk the site in the spring. Possibly have him create a buffer near the wetlands due to grading being so close to wetlands. Staff will work with him during the cutting season. Site is stable (10/5/16). Leave on agenda.
- C.** Longmeadow – J. Bergendahl mentioned that at the last meeting, the First Selectman reported that they're waiting for a report from the engineering firm.
- D.** Rt. 97 east of Little League Field – has been re-graded and seeded (10/5/16). Leave on agenda.

## **XV. NEW COMPLAINTS:** It was mentioned that while driving on Rt. 97 east of the Little League Field, in the 2<sup>nd</sup> field just north of the tree line, it appeared that there was about 50" of laydown. Jamie said that what they saw was the laydown are for Wappoquia bridge work. Will reach out to DOT to see what's going on.

## **XVI. CITIZEN'S COMMENTS:** Belinda Culp asked the commission who investigates the issues such as Longmeadow Road. J. Folsom said that there is no violation with this commission because we don't permit for this work. The person who caused the spill should report it. John thought DEEP had gone out to look at the road. J. Bergendahl asked John if he actually knows that DEEP went out. John spoke with Craig and he knew John had called it in to DEEP (spill). Other multiple people have also reported the issue to DEEP.

## **XVII. EXTENSIONS REQUESTED: none**

## **XVIII. COMMISSION BUSINESS:**

- A.** Updates and Report from WEO and Commission Members. Nothing new.
- B.** Approval of August 3,, 2016 meeting minutes. Clerk brought the wrong minutes to the meeting. She will bring the appropriate one to the next meeting. Table until November.
- 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) –

**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 – CACIWC renewal fee of \$60 is due. N. McMerriman made a motion to pay the renewal fee. P. Safin seconded the motion and it was approved. There was a hearing notice regarding the generating plant in Killingly to be held at Killingly High School. There was a letter from DEEP regarding the Dean Dam #11216 – it must be inspection by 12/31/16.
- E.** Search for Alternates for Commission – still looking to fill two alternate positions

John asked that we post elections under commission business for November.

**XIX. ADJOURNMENT:** P. Safin made a motion to adjourn. J. Bergendahl seconded the motion and it was approved unanimously. The Chairman closed the meeting at 7:48 pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

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