

**INLAND WETLANDS & WATERCOURSES COMMISSION  
REGULAR MEETING MINUTES  
WEDNESDAY, JUNE 1, 2016 @ 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; Paul Safin, Member Joseph Stoddard, Member; William Gould, Member; and John Bergendahl, Alternate. Staff: Ryan Brais, WEO; and Jamie Rabbitt, Designated Agent.  
**Absent:** David St. Martin, Vice Chairman; James Rowley, Secretary; and Nancy McMerriman, Member.
- III. SEAT AN ALTERNATE AS NEEDED:** J. Bergendahl was seated for J. Rowley
- IV. ITEMS TO BE ADDED TO AGENDA:** none
- V. PENDING APPLICATIONS:** none
- VI. CITIZEN'S COMMENTS:** none
- VII. NEW APPLICATIONS:**
- A. Alex Jezerski, Jr., 61 Wade Road,** construct new home. Mr. Jezerski was present. Jamie Spoke stating the lot is just northeast of Sharpe Hill and abuts the Hampton town line; therefore we need to notify the Town of Hampton about this application. The driveway is roughed in almost to the house site (box culvert in stream channel). The applicant is going to construct a barn with a 2<sup>nd</sup> floor residential unit; eventually he will build a house down the line. Jamie said he's not been on the site for about 5 years. P Safin asked in the utilities would be above or below ground. Mr. Jezerski said that the power poles are already in place. Jamie will review notes and possibly take a site walk with the applicant.
- At this point in the meeting,** J. Folsom said he's like to go to Prior Applications with Conditions, as Roger Daigle was present and wanted to speak with the commission. P. Safin made a motion to do so. J. Bergendahl seconded the motion and it was approved unanimously.
- Mr. Daigle spoke regarding the bridge project. He also mentioned that his funds have not been released and the caveat is still on his land record. J. Folsom said we should release the entire amount and then bill Mr. Daigle for inspection fees. J. Bergendahl made the motion to do so. It was seconded by W. Gould and approved unanimously. Jamie spoke and said that his last visit to the site was on 4/8/16 and he then showed the commission members photos he had taken of the grass growing on Mr. Daigle's property. Mr. Daigle then mentioned that he is confused as to why he has to contact the commission before cutting any trees down, yet his neighbor cut over 50 down and also put a dam in the stream. Jamie has spoken with Mr. Lane to remove the pipe he put in and replace it with barbed wire. Eventually, Mr. Lane will need to apply to the commission to armor his side of the stream. At this point, we continued with our agenda order of VII-B.

**B. Town of Pomfret, 5 Haven Road,** installation of forced main associated with Pomfret sewer project with temporary disturbance to wetlands. Jamie is aware of the sewer project. He spoke of the places it will run from Rectory School all the way to under Mashamoquet Brook. There will be pump stations at Rectory School, Pomfret School, the Airline Trail, Mashamoquet Brook, and Loos. J. Folsom said that he feels that there are only parts of this the commission should be permitting. The commission looked at the maps for Project #1. Jamie pointed out where the line is going in and where the pump stations will be. The application for the pumping stations will be a no-fee application. J. Folsom is going to make some phone calls regarding the line itself and what we should be permitting (lines through school properties). Jamie says we can clarify more with Weston & Sampson regarding the proposed system that does through wetlands and one watercourse. A discussion of the lines incurred and possible Public Hearing for our section of the permitting process. Not sure what the time line is for this project. John will call DEEP. Jamie thinks DEEP may have some regulatory authority over some aspects of the project, but they have no regulatory authority on Pomfret School or the Rectory School properties. P. Safin made a motion to send this application to Public Hearing due to significant impact to wetlands. J. Bergendahl seconded the motion and it was approved unanimously. The Public Hearing will be held on July 6 2016 at 7 pm at the Senior Center. Craig Baldwin needs to be notified of the Public Hearing because abutter notices will have to be sent out either by the Selectmen's office or Weston & Sampson. Clerk will place notice in paper once J. Folsom hears back from DEEP.

#### **VIII. NO-FEE APPLICATIONS:**

**A. Town of Pomfret, 5 Haven Road,** for sewer pump stations (no wetlands impact): this application will not be signed off on until after the Public Hearing regarding significant impact to the wetlands

#### **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 (6/1/16). 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 signed by the Chairman tonight and will be placed on the land records tomorrow (6/1/16). Leave on agenda.
- 3. Pomfret School, 398 Pomfret Street,** wetlands disturbance. NOV/Cease & Desist was issued 9/14/12. Hope to be able to take this off the agenda soon. Site is stable (6/1/16). Leave on agenda.

Discussion of 62 Angel Road. This should be put under prior applications with conditions on the agenda as item D.

#### **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. 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. Once the name on the permit is

changed, it needs to be changed on this item of the agenda. Nothing new (6/1/16). Leave on agenda.

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

**1. Turf Fields** – see Item IX 3 (6/1/16)

**2. Eaton property** – see Item IX 3 (6/1/16)

**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**). Waiting for turf establishment (6/1/16).

**D. Raja Fattaleh, 62 Angel Road**, re-new expired permit. Vehicles went in and did some work prior to approval.

**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. No contact with Mr. Kulzyck (6/1/16). 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 (6/1/16). Leave on agenda.

**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.
- B.** Regulatory updates – nothing new
- C.** Approval of May 4, 2016 meeting minutes. J. Bergendahl made a motion to approve the minutes as submitted. J. Stoddard seconded the motion and it was approved unanimously. There was one abstention.
- D.** 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)
- E.** Correspondence –
- F.** Search for Alternates for Commission – still looking to fill two alternate positions

Jamie mentioned that there are going to be three (3) DEEP workshops. One could possibly be on 7/6 in New London.

**XIX. ADJOURNMENT:** P. Safin made a motion to adjourn. J. Stoddard seconded the motion and it was approved unanimously. The Chairman closed the meeting at 8:40 pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

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