

**INLAND WETLANDS & WATERCOURSES COMMISSION
PUBLIC HEARING/MEETING MINUTES
WEDNESDAY JANUARY 3, 2018 @ 7:00 P.M.
POMFRET SENIOR CENTER**

Paul Safin, Chairman, asked that Roll Call be taken before the Public Hearing.

ROLL CALL: Present – P. Safin,, Chairman; David St. Martin, Vice Chairman; James Rowley, Secretary; John Folsom member; Nancy McMerriman, member; and John Bergendahl, Alternate. Staff: Ryan Brais, WEO and Jamie Rabbitt, Designated Agent. . **Absent** – Joe Stoddard, member; .and William Gould, member.
(J. Bergendahl was seated for J. Stoddard at this time)

I. PUBLIC HEARING

- A. Seth Fortier, 194 Covell Road**, 2 lot subdivision, residential home, driveway, septic system, well, wetlands crossing, and minor grading. Lot has 2 wetlands crossings. Jamie stated that he had walked the property but due to an administrative issue, the public hearing notice did not get in the paper on time. His recommendation was that we not take any testimony tonight, table the public hearing, and continue it at our regularly scheduled February 7, 2018 meeting. (W. Gould arrived at this time.) P. Safin asked for a motion to continue the public hearing. J. Bergendahl made the motion to continue the public hearing to the 2/7/18 meeting. D. St. Martin seconded the motion and it was approved.

II. OPEN REGULAR MEETING: opened meeting at 7:04 pm.

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

IV. SEAT AN ALTERNATE AS NEEDED: J. Bergendahl was previously seated for J. Stoddard.

V. ITEMS TO BE ADDED TO AGENDA: none

VI. PENDING APPLICATIONS:

- A. Seth Fortier, 194 Covell Road**, 2 lot subdivision, residential home, driveway, septic, system, well, wetlands crossing, and minor grading. Lot has 2 wetland crossings. This was continued to the February 7, 2018 meeting.

VII. CITIZEN'S COMMENTS: none

VIII. NEW APPLICATIONS:

- A. James Garceau, 360 Orchard Hill Road**, no activity; future owner. There is going to be a re-subdivision of this property with no work on the site. This could be a no fee application as long as not activity has taken place. This application will be held in the queue for now. Paul Archer, Archer Surveying, spoke for the applicant. He said everything is existing. They are trying to cut the residential piece from the commercial piece of property. They are not proposing any activity. (mentioned a cement slab that needs removal) Jamie will go out and look at the property and get back to the commission at the February meeting.

IX. NO-FEE APPLICATIONS:

Previous application under new applications could be a no fee depending on Jamie's finding when he goes out to the property.

X. 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; ongoing (1/3/18). 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. Glenn Johnson, who holds the mortgage on the property, saw that there was a lien on the property and came to the meeting because he is looking to sell the mortgage and wanted to know what needs to be done. He said he contacted Gayle and she had him contact Ryan. He then contacted the Army Corps of Engineers. They sent a letter to him regarding the property and saying that they were not taking control of the situation and were deferring action to the Town. He wanted to know the solution to the problem – what can be done to expedite it? He needs to sell the mortgage on the property and would like to be able to sell the mortgage with no issues. If Staff confers with Army Corps of Engineers, then the commission will decide on the action to be taken. It would be best to have Gayle submit an application for a permit and go from there. Nothing new; ongoing (1/3/18). Leave on agenda.

XI. JURISDICTIONAL RULINGS: none

XII. AGRICULTURAL ACTIVITIES:

- A. Rich Bowen is doing some harvesting on Rt. 244 and Brayman Hollow with no crossing
- B. Hull is doing a selective cut for the Windham Land Trust with two crossings

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. Possible permit transfer due to sale of property. Jamie is working with Mr. Dash and Atty. St. Onge to get the permit transferred. Atty. St. Onge and Mr. Dash are aware of what is needed to transfer the permit. Jamie has a call in to Atty. St. Onge stating that there is a requirement that the permit be transferred from Moon to Dash and that even an e-mail would work (1/3/18). Leave on agenda.
- B. **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. Everything is done for the season. There is stabilization in the landing area. Due to the storm we had, Jamie is going to visit and see how things weathered the storm. Nothing new (1/3/18). Leave on agenda.

XIV. SUBDIVISIONS APPROVED BY PLANNING AND ZONING: None

XV. COMPLAINTS/CONCERNS RECEIVED BY THE COMMISSION:

R. Brais mentioned that there was a complaint of a possible dumping issue. It some type of fluids but he is unsure of the actual material that was dumped. He said it is oily in consistency and it is a very small amount.

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 – none
- B. Approval of December 6, 2017 meeting minutes. J. Folsom made motion to approve as amended. W. Gould seconded and it was approved. There was one abstention.
- C. Report of billing and bond releases –Still working with Brenda Bullied at Pomfret School to schedule a meeting to go over Pomfret School invoices.
 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

SEE LETTER THAT WAS SENT RE; THIS ISSUE. Clerk brought in letter that had been sent to the insurance company dated 12/16/13; after discussion with the Town Clerk/Treasurer, it was found that we would not be notified of the release because it was all on the insurance company's side; this item will be in the minutes but taken off of the next agenda

D. Correspondence - none

E. Search for Alternates for Commission –

XX. ADJOURNMENT: D. St. martin made a motion to adjourn. J. Folsom seconded and it was approved unanimously. The Chairman closed the meeting at 7:21pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Date approved _____