

**INLAND WETLANDS & WATERCOURSES COMMISSION
REGULAR MEETING MINUTES
WEDNESDAY, NOVEMBER 5, 2014 @ 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; David St. Martin, Vice Chairman; James Rowley, Secretary; Joseph Stoddard, Member; Nancy McMerriman, Member; William Gould, Member; and John Bergendahl, Alternate; Staff: Ryan Brais, WEO; and Jamie Rabbitt, Designated Agent. **Absent:** Paul Safin, Member.
- III. SEAT AN ALTERNATE AS NEEDED:** J. Bergendahl was seated for P. Safin.
- IV. ITEMS TO BE ADDED TO AGENDA:** None
- V. PENDING APPLICATIONS:** None.
- VI. CITIZEN’S COMMENTS:** None.
- VII. NEW APPLICATIONS:** None
- VIII. NO-FEE APPLICATIONS:** None
- IX. NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:**
N. McMerriman arrived at the meeting.
- A. Outstanding NOV (Notice of Violation)**
- 1. Charles Franklin II, 112-114 Covell Road.** NOV issued 8/11//14 for clearing of wooded upland. Staff is in receipt of jurisdictional ruling application (11/5/14). Leave on agenda.
 - 3. Gayle Champagne, 39 Bosworth Road,** - NOV issued 5/2/14 for work within the upland review area. Still awaiting word from Army Corps of Engineers. G. Champagne was in attendance and wants to take part in this process. She is concerned about racking up fines and fees. Staff stated that she could submit an application for a permit from the Town or ACE to remediate. Staff mentioned that there has been a switch in staffing at ACE and will give G. Champagne this information if she wishes to contact them (11/5/14). Leave on agenda.
 - 4. Roger Daigle, 193 Putnam Road,** Cease and Desist **issued** 10/4/07. J. Folsom read e-mail from Atty. This item was postponed until executive hearing later in meeting (11/5/14). Leave on agenda.
 - 5. JASD, Orchard Hill Road,** work in regulated area. NOV issued 11/4/05. Need to advise applicant that his permits are expired (11/5/14). Leave on agenda.
 - 6. Elaine Malchman, 321 Killingly Road,** fill piles placed along bank of brook. NOV issued 12/14/11. Nothing new (11/5/14). Leave on agenda.
 - 7. Pomfret School, 398 Pomfret Street,** wetlands disturbance. NOV/Cease & Desist was issued 9/14/12. Nothing new (11/5/14). Leave on agenda.

X. JURISDICTIONAL RULINGS:

- A. Charles Franklin II, 112-114 Covell Road,** wants to create pasture (grubbed, stripped and loamed). Staff needs to contact Mr. Franklin because the sketch plan is similar to a timber harvest. He needs more information and wants to make sure that check dams and settling pools mean the same to Mr. Franklin as they do to Staff. He is not aware of any new activity. J. Folsom would like Staff to do site walk. Staff then stated that any member/abutter who has information regarding any activity at the site should call the Town Hall and leave a message with the clerk or for Ryan or Jamie. D. St. Martin asked Jamie if he would approve the jurisdictional ruling after the site walk. Jamie said it all depends on what he finds at the site as to whether it a jurisdictional ruling will be appropriate (11/5/14).
- B. Susan Berard, 81 Holmes Road,** revised plans have been approved (11/5/14).

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. Nothing new (11/5/14). Leave on agenda.
- B. Pomfret School, 398 Pomfret Street (10/6/10)**
 - 1. Turf Fields** – nothing new (11/5/14)
 - 2. Eaton property** – work is ongoing with about 95% of the project complete (11/5/14)
- C. Janice Bosworth (5/4/11)** - relocation of an existing house trailer on the property and associated land disturbance. Final site walk was completed. Funds have been released (11/5/14). This can now be removed from the agenda.
- D. 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**). Should get buttoned-up for winter. Nothing new (11/5/14). 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. Jamie did a couple of site inspections. The project is moving ahead (11/5/14). Leave on agenda.
 - 2. Paul Simpson, 64 Hampton Road** – Ryan spoke to Mr. Simpson. Letter has been sent to Mr. Simpson giving him two weeks to respond with an application; otherwise a formal violation order will be issued (11/5/14). 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 to report.
- B.** Approval of October 1, 2014 meeting minutes. J. Stoddard made a motion to approve the minutes as written. J. Rowley seconded the motion and it was approved unanimously. There was 1 abstention.
- C.** Report of billing and bond releases – clerk is sending letter to Mr. Rose stating his permits are expired and any activity requires a new application.
 - 1. *List of Bonds being held with Town of Pomfret (Escrow Agent) and Putnam Bank:***
 - Jason B. Lavallee (IWWC)
 - Rose Construction (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.** Elections of officers at December meeting – just a head’s up of upcoming election
- E.** Upcoming term expirations as of 1/1/15: D. St. Martin and P. Safin. D. St. Martin said he would like to extend his term on the commission. J. Folsom will have to speak with P. Safin as he was absent tonight.
- F.** Draft of 2015 meeting schedule – D. St. Martin made a motion to approve the meeting schedule. J. Bergendahl seconded the motion and it was approved unanimously.
- G.** Search for Alternates for Commission – looking to fill two alternate positions
- H.** Executive Session – Atty. Ed Higgins regarding R. Daigle. The commission went into executive session at 7:30 and came out of session at 7:54. There were no motions made regarding the executive session.
- I.** Correspondence – CACIWC, CT. Wildlife, and NECCOG training were all distributed. Jamie said DEEP is circulating FAQ’s regarding agriculture and he will send the information to John, Ryan and Lynn.

XIX. ADJOURNMENT: D. St. Martin made a motion to adjourn. W. Gould seconded the motion and it was approved unanimously. The Chairman closed the meeting at 8:05 pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Date approved _____