

**POMFRET INLAND WETLAND AND WATERCOURSES COMMISSION
MINUTES FOR WEDNESDAY, NOVEMBER 2, 2022, AT 7:00 PM
COMMUNITY CENTER**

- 1. OPEN REGULAR MEETING:** Chairman opened the meeting at 7:05 pm
- 2. ROLL CALL: Present:** P. Safin, D. St. Martin, J. Rowley, J. Folsom, J. Stoddard, N. McMerriman, W. Gould, A. Howe, R. Brais, and J. Rabbitt.
Absent: J. Bergendahl and L. Shaw.
- 3. SEAT ALTERNATE(S) AS NEEDED:** n/a
- 4. ITEMS TO BE ADDED TO THE AGENDA:** See under Section 18 Commission Business - two additions listed as Section 18 F & G. J. Rowley made a motion to approve these two additions to the agenda. J. Stoddard seconded. All in favor.
- 5. PENDING APPLICATION(S):**
 - A. J&D Civil Engineers for Gerald Daigle, 128 Orchard Hill Road,** 2-lot subdivision with work in the upland review area. D. Blanchette and G. Daigle were both present for the application. Daniel spoke for the application and passed out revised plans. There are lots of wetlands and nothing will be in the wetlands, but construction is all in the upland review area. He said he added the sequence of construction and a change from a 12" pile to an 18" pipe with flared ends. Jamie went over his draft letter regarding comments and recommendations. J. Folsom mentioned that items 3-14 were on the prints so they wouldn't need to be on the conditions of approval. P. Safin stated that he's been told that the adjacent landowner wouldn't allow anyone on his property. G. Daigle said he spoke with the neighbor today and he said he would be agreeable to let them go on his property. P. Safin said there is no NDDH yet. D. Blanchette thought the NDDH report was only needed for P&Z. P. Safin that no we need it too. J. Folsom then mentioned that they could do posts and granite (as a visual buffer). D. Blanchette thought that they might use large boulders. He said that they accept the conditions of approval presented tonight. J. Folsom made a motion to approve the application with the 15 following conditions of approval:
 - (1). All erosion and sedimentation control measures installed and inspected prior to all excavation/grading on the site.**
 - (2). A pre-construction meeting shall be held with the landowner, site contractor and town staff (WEO, Town Planner) prior to any grading, excavation and/or construction activity at the site.**
 - (3). The proposed 12 CPP (proposed lot 6.02) shall be up sized to a minimum of 15" to eliminate any issues of restricting flow with leaf litter/forest debris on over the years. In addition, the pipe installation shall be modified to include RCP flared end sections. A linear swale shall be added to**

the proposed inlet structure (driveway cross culvert) to ensure that existing flows are maintained.

- (4). Culvert cross section/detail should be added to plan including proposed cover.*
- (5). The pipe outlet on proposed lot 6.02 shall be extended to eliminate outlet conflict with utility trench.*
- (6). The proposed house site and associated driveway shall be shifted northerly to a location that is a minimum of 30' from wetlands flags 1x-8x.*
- (7). The applicant shall install a minimum of 11 posts with a minimum dimension 4"x4"x 6' (Min. 3'exposed/above grade – 36" below grade) delineating the a 50' wetlands edge along the easterly edge of wetlands located to the west of the proposed house sites.*
- (8). The applicant shall install a minimum 5 posts with a minimum dimension 4"x4"x 6' (Min. 3'exposed/above grade – 36" below grade) delineating the a 30' wetlands edge along the easterly, westerly and northerly edge of wetlands located to the south of the proposed garage for proposed house site on lot 6.02.*
- (9). The applicant shall install a minimum 10 posts and markers with a minimum dimension 4"x4"x 6' (Min. 3'exposed/above grade – 36" below grade) delineating the a 30' wetlands edge along the southerly, westerly and northerly edge of wetlands closest to State Route 169.*
- (10). The proposed utility trench shall have anti-seep stops/collars (impervious material) installed at varies intervals in the trench to eliminate ground water from migrating away from wetlands. A utility trench detail shall be added to the plans.*
- (11). A letter from the Wetlands Scientist shall be submitted stating that they have reviewed the plans and the delineation shown on the plans is consistent with the field delineation performed by scientists.*
- (12). Clarification regarding NDDH approval for the proposed number of bedrooms (3 verses 4) shall be submitted and plans revised as necessary to reflect bedroom design.*
- (13). The applicant shall delineate and protect all wetlands areas during construction. from intrusion of all construction equipment except as detailed on the approved site plan.*
- (14). A driveway detail including paved apron shall be added to the plans.*
- (15). A final as built of improvements (including drainage infrastructure) shall be submitted prior to the issuance of a certificate of occupancy.*

D. St. Martin seconded. Jamie then mentioned that the posts could be wood, granite or even landscape boulders (7, 8, and 9 with tags). J. Folsom amended his motion to include the area inside will be no less than 6". D. St. Martin seconded. All in favor.

6. CITIZEN'S COMMENTS: none

7. NEW APPLICATION(S): none

8. NO FEE APPLICATION(S): none

9. NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:

A. Outstanding NOV (Notice of Violation)

Deborah/Paul Simpson, 64 Hampton Road, - NOV issued on 1/26/15; see minutes from 1/5/22 for details. Mr. Simpson was present and spoke on this issue. He started

re-grading and had fill brought in and graded (sub-grade). He will bring in topsoil next ad grade. He will put in a split rail fence and by the 1st of September, he will be seeding the lawn (8/3/22). W. Gould mentioned when he went by the Simpson house, he saw that some dirt had been pushed around and there were fence posts in. This project was supposed to have been finished by September 1, 2022. Ryan will stop by to check out what is going on (10/5/22). Ryan has been there 3 times and they're not home. There is no landscaping or seeding. P. Safin said so it's still not done. W. Gould asked if there were any posts up. Ryan said no. Jamie asked if there was equipment on the property. Ryan said there's a dump truck. W. Gould feels that we should go to a higher level. J. Folsom thought that someone should sit with our Town Attorney to draft a letter. W. Gould feels it should be a letter of demand. Ryan said if it is not done by spring, we will proceed to court. Ryan will compose a letter as to what is being proposed for the next meeting. Any civil penalties would be at the judge's discretion (11/2/22).

10. JURISDICTIONAL RULINGS: none

11. AGRICULTURAL ACTIVITIES: none

12. PRIOR APPLICATIONS WITH CONDITIONS: none

13. SUBDIVISIONS APPROVED BY PLANNING & ZONING: none

14. COMPLAINTS/CONCERNS RECEIVED BY COMMISSION:

15. NEW COMPLAINTS:

J. Rowley said it was brought to his attention (when driving by) of an excavator on Carter's property (east side) on Babbitt Hill. He took some photos and showed them to the commission members. There is definite digging going on. Ryan will check it out.

16. CITIZEN'S COMMENTS: none

17. EXTENSIONS REQUESTED: none

18. COMMISSION BUSINESS:

- A. Updates and reports from WEO and commission members. Jamie mentioned the election of officers. A. Howe informed the commission that the drought is over for our county.
- B. Approval of the October 5 2022, meeting minutes. J. Rowley made a motion to approve as amended. J. Folsom seconded. All in favor. Three abstentions.
- C. Report of billing and bond releases – nothing new

- D.** Correspondence: Large packet of paperwork from the Town of Putnam regarding an application they received for a proposed 11 Lot Subdivision and Gravel Excavation (Modock and River Road). We were notified due to being within 500' of their land; distribution of the July/August 2022 Connecticut Wildlife
- E.** By-laws document is still being amended/updated
- F.** Draft and possible approval of the 2023 meeting schedule. D. St. Martin made a motion to approve the 2023 meeting schedule. J. Rowley seconded. All in favor.
- G.** Election of Officers: this was postponed until the December 7, 2022 meeting.

Ryan mentioned the new on-line permitting process. People will be able to apply on-line, pay on-line, or at the Town Hall. He went over the new fee suggestions. It will be more of an administrative process. The application will be generated on-line. It will be updated as the application progresses. Applicants will have to drop off physical plans.

19. ADJOURNMENT: D. St. Martin made a motion to adjourn. J. Folsom seconded. All in favor.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Dated:_____