

**TOWN OF POMFRET  
INLAND WETLANDS AND WATERCOURSES COMMISSION  
MEETING MINUTES  
DECEMBER 2, 2020**

1. **OPEN REGULAR MEETING** – The Chairman opened the meeting at 7:03 pm
2. **ROLL CALL** – Present: P. Safin, D. St. Martin, J. Rowley, J. Folsom, J. Stoddard, N. McMerriman, W. Gould, J. Bergendahl, L. Shaw, A. Howe, R. Brais, and J. Rabbitt.
3. **SEAT ALTERNATE(S) AS NEEDED:**
4. **ITEMS TO BE ADDED TO THE AGENDA:**
5. **PENDING APPLICATIONS:**
  - A. **Gregg Aubin, 54 Tyott Road**, application for a single-family home with wetlands disturbance. Mr. Aubin was present to speak for the application. J. Rabbitt spoke and discussed the revisions to the plans (house has been relocated). J. Folsom asked if this addresses all concerns from our previous meeting. J. Rabbitt said it does. J. Folsom asked about the missing date that is usually on the left side of the plans. D. St. Martin said the date is on the plans, but it is above the title block on the right side. Jamie mentioned the RCV will have flared end sections. The previously disturbed areas need to be restored to its original grade. P. Safin mentioned the methodology is not present. D. St. Martin did not hear any mention of the previous driveway. He wanted to know when the previous driveway be removed/filled/restored? He wanted it noted on the prints that upon the install of the new driveway, the previous driveway will be restored to original condition. P. Safin would like to have a sequence of operations and the conditions of approval on the plans. He also said that Jamie has reviewed the plans and prepared a draft motion for the application. Jamie read his draft letter and conditions of approval into the record. J. Folsom made a motion to approve the application with the following conditions of approval: 1) Construction sequence shall be added to the plans associated with the site development (including but not limited to driveway installation, septic, and house development; 2) Utility trench detail is added to plan for proposed underground utilities (overland); 3) Upon installation of new driveway, temporary driveway will be removed and restored to original site conditions and grade; 4) Proposed ppe pipe shall have RCP flared-end sections; 5) Six (6) posts shall be placed at 20' from wetlands; 6) Minor changes to the approved plan associated with grading and final driveway location may be made by the applicant based on field condition during construction upon written request to the Commission, who authorizes review and approval by Commission staff (Town Planner/WEO) where the result of the minor change(s) does not increase the square footage of wetlands disturbance associated with the development of the lot; 7) A pre-construction meeting is held with Commission staff prior to any excavation and/or ground disturbance at the site (this meeting may be held after Erosion and Sediment Control is in place); 8) That a \$1,000 cash surety is posted for E&S with an additional \$500 posted for cost of construction meetings and inspection fees for a total of \$1,500; and, 9) A final "as built" shall be submitted, reviewed, and approved by the Town Planner prior to the issuance of a Certificate of Occupancy. D. St. Martin seconded the motion, and it was approved.
  - B. **Nicholas Lehto, 138 Longmeadow Drive**, application for a new home with driveway, septic, etc. Nick Lehto was present to speak for the application. P. Safin asked if he had NDDH approval yet. He has concerns about having a 1000-gallon tank for a 4-bedroom home.

Normally, it would have a 1500-gallon tank. Bruce Woodis was also in attendance via zoom. He said it was difficult to hear what was going on at the in-person meeting. P. Safin restated that a 4-bedroom would normally have a 1500-gallon tank and NDDH approval has not been given yet. B. Woodis said he spoke with Brittany at NDDH earlier today. It is duly noted about the need for a bigger tank (1250). The grading of the driveway is shown on the new plans. They've bushhogged the area of the driveway, redesigned the leech field, and the well is behind the house. Jamie has reviewed the plans and prepared a draft motion for the application. Jamie read his letter and conditions of approval into the record. D. St. Martin made a motion to approve the application with the following conditions: 1) Utility trench detail is added to plan for proposed underground utilities (under road); 2) Limits of clearing shall be reviewed in the field prior to any excavation and/or ground disturbance, specifically around the easterly wetlands area/stream channel. If invasive plant species are removed and/or managed as part of the lot development a riparian buffer shall be established in consultation with the Town Planner/WEO; 3) No excavation and/or ground disturbance may occur until NDDH has issued a permit for a septic system; 4) A pre-construction meeting is held with Commission staff prior to any excavation and/or ground disturbance at the site (this meeting may be held after Erosion and Sediment Control is in place); 5) That a \$1000 cash surety is posted for E&S with additional \$500 posted for cost of construction meetings and inspection fees for a total of \$1500; and, 6) A final "as built" shall be submitted, reviewed, and approved by the Town Planner prior to the issuance of a Certificate of Occupancy. J. Rowley seconded the motion, and it was approved. Frank Lee, owner of the home to be built, thanked the commission for their approval.

**6. CITIZEN'S COMMENTS** – none

**7. NEW APPLICATION(S):**

**8. NO-FEE APPLICATIONS:** - none

**9. NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:**

**A. Outstanding NOV (Notice of Violation)**

1. Deborah/Paul Simpson, 64 Hampton Road, follow-up on 3/2020 of the restoration plan from 1/26/15 NOV. Jamie spoke with P. Simpson and he will come to the December meeting. He has had equipment issues. He is going to update his previous letter regarding his time frame. P. Safin said this has been a 5 -year issue and it looks like we're setting a precedent. He is inclined to have the homeowner come to the December meeting (bring photos) and get a list of the original conditions of approval. J. Rowley the applicant needs to attend a meeting to know what's going on. J. Folsom thought we should make it a condition that the applicant must attend meetings until the issue is settled (11/4/2020). Jamie did not follow-up with Mr. Simpson nor did he receive any documentation from him, P. Safin took out the letter Mr. Simpson wrote to the commission earlier this year regarding a completion date. Paul said this is definitely setting a precedent and maybe the commission needs to create a time limit for correcting notices of violation. We need to hold the people accountable. The commission members all agreed with Paul (12/2/2020).

**10. JURISDICTIONAL RULINGS:** none

**11. AGRICULTURAL ACTIVITIES:** R. Brais said timber harvest paperwork (no wetlands) came in for 485 Wrights Crossing Road (David Loos). There will be 30,000 board feet, 28 cords, and it's a selective cut.

**12. PRIOR APPLICATIONS WITH CONDITIONS:** none

**13. SUBDIVISIONS APPROVED BY PLANNING & ZONING:** none.

**14. COMPLAINTS/CONCERNS RECEIVED BY COMMISSION:**

**15. NEW COMPLAINTS:** none

**16. CITIZEN'S COMMENTS:** - M. Nicholson mentioned that W. Gould and L. Shaw's terms are expiring. She asked if they would both like to renew their terms on the commission. They said yes.

**17. EXTENSIONS REQUESTED:** none

**18. COMMISSION BUSINESS:**

- A. Updates and report for WEO and Commission members. Nothing new to add.
- B. Approval of the November 4, 2020 meeting minutes. D. St. Martin made a motion to approve the minutes with amendments. J. Folsom seconded and the motion carried. There were three abstentions.
- C. Report of billing and bond releases.
  - 1. List of Bonds being held with Town of Pomfret (Escrow Agenda and Putnam Bank:**
    - a. Pomfret School (IWWC/P&Z) – Pomfret School accounts have all been paid and closed out as of November 24, 2020. M. Nicholson mentioned facilitating a system for IWWC and P&Z to create easier accounts submissions.
- D. **Correspondence** - CT Wildlife September/October 2020 issue to distribute
- E. **Election of Officers** – J. Folsom made a motion to nominate the current officers. J. Stoddard seconded. J. Stoddard moved that the nominations be closed. J. Folsom seconded and it was approved. Officers are P. Safin, Chairman, D. St. Martin, Vice Chairman, and J. Rowley, Secretary.
- F. **Review and possible approval of 2021 Meeting Schedule** – J. Rowley made a motion to approve the schedule. L. Shaw seconded and the motion was approved.

**19. ADJOURNMENT:** D. St. Martin made a motion to adjourn. J. Stoddard seconded and the motion carried. The meeting adjourned at 8:03 pm.

**Respectfully submitted,**

**Lynn L. Krajewski, Clerk**

**Date:** \_\_\_\_\_