

**TOWN OF POMFRET
INLAND WETLANDS AND WATERCOURSES COMMISSION
MEETING MINUTES
APRIL 7, 2021**

1. **OPEN REGULAR MEETING** – The Chairman opened the meeting at 7:05 pm
2. **ROLL CALL** – Present: P. Safin, J. Rowley, J. Folsom, J. Stoddard, N. McMerriman, W. Gould, J. Bergendahl, R. Brais, and J. Rabbitt. Absent: D. St. Martin, L. Shaw, and A. Howe.
3. **SEAT ALTERNATE(S) AS NEEDED:** J. Bergendahl was seated.
4. **ITEMS TO BE ADDED TO THE AGENDA:**
 - A. **Jared Sheldon and Jennifer Giguere, 174 Babbitt Hill Road**, application for a new home, garage, horse barn/paddock. J. Folsom made a motion to move this item to #7 New Applications on the agenda. J. Rowley seconded. All in favor.
5. **PENDING APPLICATIONS: none**
6. **CITIZEN’S COMMENTS** – none
7. **NEW APPLICATION(S):**
 - A. Jared Sheldon and Jennifer Giguere, 174 Babbitt Hill Road, application for a new home, garage, horse barn/paddock. Jared and Jennifer were both in attendance. Jennifer stated that they would live above the garage until the home is built, at which time they will change the space over the garage to comply with IWWC regulations. There was a discussion of the prints. Jamie gave the applicants his contact information to discuss the horse area, manure handling and storage. Application was accepted but cannot be acted upon until the next meeting.
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). Commission requested to have Jamie meet with the Simpsons to see what they’re doing in the spring/summer and to have Mr. Simpson come to the May.

P. Safin mentioned attending the bar association seminar and possibly having an Attorney help with the regulations for time limits on violations.

N. McMerriman asked if Corps of Engineers washes their hands for the NOV on Bosworth Road, then what happens. Jamie said that the Army Corps formally needs to revert the authority back to the Town.

10. JURISDICTIONAL RULINGS:

A. **Jonathan Fahey, Killingly Road**, application to renew a previously approved, lapsed permit. If nothing has changed, it can be a jurisdictional ruling. If any change, he needs to file a new application.

11. AGRICULTURAL ACTIVITIES: R. Brais said timber harvest at 434 Killing Road (Nora Lane) for the Town. No work began at the site before the paperwork was reviewed by staff. Staff was contact by First Selectman prior to registry. There will be a second phase of 50 acres behind property near Eversource right-of-way. J. Folsom asked if there are no wetlands, do they need to file a permit? Jamie said only if they put something in the stream.

12. PRIOR APPLICATIONS WITH CONDITIONS:

Jamie said that the LIUNA crane building needs a spring inspection. He also said that N. Lehto had an issue with E&S installation and needed a second visit.

13. SUBDIVISIONS APPROVED BY PLANNING & ZONING: none.

14. COMPLAINTS/CONCERNS RECEIVED BY COMMISSION:

Someone mentioned that on Rte. 97 (pond past We-Lik-It) previously had some dam restoration done. The property has changed hands since then. Jamie will look at the dam for any new activity.

It was mentioned that on Tyott/Quassett Roads, there is a cut through the guardrails. Would like to have Jamie/Ryan check it out. Ryan said it was an agricultural crossing, not a driveway, associated with the development of the orchard (had driveway permit issued). Jamie said they have permission to remove and restore the spoil piles. J. Rowley said a gate has been put up (looks like they'll close it up).

Would like Ryan to go check out Angell Road next to R. Gratton's home and business. There is some cutting back of fence lines.

15. NEW COMPLAINTS: none

16. CITIZEN'S COMMENTS: - none

17. EXTENSIONS REQUESTED: none

18. COMMISSION BUSINESS:

A. Updates and report for WEO and Commission members. P. Safin mentioned the March 6th seminar with the bar association he attended. He said there was a good deal of learning. We're fortunate not to live in a bigger municipality. He is going to try to get copies of the Wetland sections of the handout book. He mentioned how IWWC members are appointed but P&Z members are elected. J. Folsom said he doesn't believe that the two commission should be combined. P. Safin said that there was discussion of possibly combining the two

commissions. Jamie said that it's an effort to expedite the process. There has been a problem with getting quorums for meetings.

- B.** Approval of the December 2, 2020 meeting minutes. J. Folsom mad a motion to approve the minutes as amended. N. McMerriman seconded and the motion carried.
- C.** Report of billing and bond releases.
Inland Wetland budget meeting with Town Clerk/Treasurer to clear up and finalize account balances. P. Safin needs to meet with Sherry to go over the accounts. Those accounts with \$50 and under will be washed away. Need to hold everyone accountable.
- D. Correspondence** – Letter regarding the Wyndham Land Marsh; distribution of the Nov/Dec 2020 and Jan/Feb 2021 issues of CT Wildlife

19. ADJOURNMENT: J. Folsom made a motion to adjourn. W. Gould seconded and the motion carried. The meeting adjourned at 8:07 pm.

Respectfully submitted,

Lynn L. Krajewski, Clerk

Date: _____