

INLAND WETLANDS COMMISSION
Regular Meeting Minutes
April 9, 2014 – 7:00 p.m.
Town Hall Annex, 80 Doyle Rd. Bantam, CT

Call to Order: Chairman Robert Blazek called the regular meeting to order at 7:00 p.m.

Members Present: Chairman Robert Blazek, Dr. Frank Schildgen, Jack Hamill, Frederick Minck, Abby Conroy, Anthony Paradise and Barbara Brower. Also present were Inland Wetlands Agent Dennis Tobin, Ph.D. and Recording Secretary Ann Combs. Linnea Healy, candidate for the alternate commission vacancy, was present to observe the meeting. Carol Williams arrived at 7:06 p.m.

Members Absent: None

1. Public Comment: None

2. Appointment of Alternates: Chairman Blazek appointed Barbara Brower as a regular member. [Regular member Carol Williams arrived at 7:06 p.m. and Ms Brower returned to alternate member status.]

APPLICATION RECEPTIONS

3. Burgess – 48 Wilson Road

4/9/14

Pond maintenance

Gwen Burgess was present to explain the pond in her yard that is overgrown and needs to be dredged for leaves and invasive plants. She wants to put riprap down to prevent erosion and then plant grass around the pond. She will hire a contractor. Chairman Blazek asked her to find out what kind of equipment they will be using.

Motion: Abby Conroy moved to add as Item 8a, “Malarky/Balaguer – Cutting trees in a regulated area.”

Second: Barbara Brower

Vote: All voted aye and the motion carried.

[Carol Williams arrived at this point.]

4. Burgess – 48 Wilson Road

4/9/14

Construct (2) 12'x12' pool houses and fencing for pool

Gwen Burgess said she has applied for an in-ground pool, but not for the two pool houses and fencing. The fencing will be wood or metal. The pool houses are 60' away from the wetlands. She will get distances from buildings to fence and to septic. She will also stake where the pool houses will be before the Commissioners visit, but asked that they call before visiting because of her dogs.

5. Litchfield Golf Center – 590 Torrington Road

4/9/14

Re-grade existing parking lot and install new crushed stone

Owner Craig Miller explained that the crushed stone parking lot is being overgrown with dirt and mud. He wants to scrape away the mud and put down new stone. He is not expanding the lot.

Motion: Carol Williams moved to approve the application of Litchfield Golf Center, 590 Torrington Road, Map 145/Block/021/Lot 057, to regrade and bring in new stone for the parking lot.

Second: Anthony Paradise

Vote: All voted aye and the motion carried.

6. Agrawal – 57 Carriage Lane

4/9/14

Construct building addition in upland review area

Dennis McMorrow, Berkshire Engineering and Surveying, explained that the property is at the end in the cul-de-sac on Carriage Lane. There is a proposed addition that will just go into the regulated area by ten feet. They will take down a tree. The addition will house an indoor pool. He will use silt fencing. Quality stream Butternut Brook is nearby.

7. Tollgate Center, LLC – 571 Torrington Road

4/9/14

Construct new entrance on Torrington Road, add water quality measures on main parking lot, building additions, new maintenance building, grass over existing parking area

Dennis McMorrow, said this is the current Tollgate Inn, 9.7 acres. There are four existing buildings with gravel parking. Wetlands are cross-hatched on the plan. There are five areas of activity. Total work will decrease the impervious surface. The five activities are as follows: 1) one uniform area of entry, which is in the regulated area. 2) the existing parking lot will undergo water quality work. They will put in an infiltration trench with a grass filter strip and rain garden (water quality basin). 3) two additions to the main house, handicap parking space and ramp, and elevator. The other addition will increase space for activity indoors. 4) Existing barn in poor condition will be taken down and they will construct a new maintenance building with parking and water quality basin that filters down and discharges to existing ditch. Dennis McMorrow will check on chemicals they will store on the property. 5) Restaurant gravel parking area will be top-soiled and seeded to be a recreation area. Barbara Brower questioned whether this is a significant activity, needing a public hearing. A. Paradise asked how much of the property will be disturbed and Mr. McMorrow said 3.2 acres, or 1/3 of the property will be disturbed. Mr. Blazek read the regulation section regarding public hearings. He was leaning toward a public hearing because it's in the public's interest and there are five different activities.

Motion: A. Paradise moved to declare this a significant activity and bring it to a public hearing.

Second: Abby Conroy

Vote: In a roll call vote, Dr. Frank Schildgen and Carol Williams voted nay, and all others voted aye; motion carried. Mr. Blazek set the public hearing for May 14th at 7 p.m.

John Pecora signed in as owner of the property and allowed the Commissioners to walk the property.

AFTER-THE-FACT APPLICATION

8. Forman School – 12 Norfolk Road

4/9/14

Disposition of automotive, earthen and vegetative debris

Attorney Robert A. D'Andrea was present on behalf of Forman School as well as Dennis McMorrow. Mr. D'Andrea walked the property with Dr. Tobin. They saw a discharge area on the hill and found a storage area for vegetation, probably there for 40 years. There is an old pickup truck and some masonry blocks. Sod was deposited there from the football field. Martin Bozak, Director of Plant Operations from Forman was also present. Dr. Tobin said he inspected at first and followed the drains and found the dump 20 feet high with material. They dug a test hole and found a combination of soil and tree branches with

sod on top. A truck was left there 23 years ago according to Mr. Bozak. They will ask the applicant to hire an environmental scientist to test the soil and send a report back for the file. Commissioners will look at the site.

8a. Malarky/ Balaguer - 99 Fern Avenue

4/9/14

Cutting trees in a regulated area

A. Paradise recused himself from this application and left the room. Brian Malarky & John Matthews were present to explain that when the property was surveyed there were no wetlands delineated on the survey map. Mr. Matthews selected mature hardwoods from three acres of the property to cut. Some trees fell into the regulated area and over the property line. Mr. Matthews was the supervising product harvester and presented a State of CT Forest Practitioner Certification. He is not a licensed forester but will apply for a timber harvesting permit. He said it was his negligence in the size of the harvest and being in the regulated area. Commissioners will take a look at the property. Mr. Paradise returned to the meeting.

Mr. Blazek introduced Linnea Healy and invited her to the table to express why she is interested in becoming a member of the Commission. She said she would like to volunteer in the town and has worked for CCA Engineering for several years. She said she would be willing to take the DEEP courses or from the DVD's.

9. Approval of Minutes of March 12, 2014

Motion: Dr. Frank Schildgen moved to approve the minutes of March 12, 2014.

Second: Jack Hamill

Vote: All voted aye, except A. Conroy, C. Williams and F. Minck who abstained because of absence, and the motion carried.

10. Correspondence: DEEP application for aquatic weed control for Lake Floren

11. Possible Executive Session to Discuss Pending Litigation: None

12. Adjournment

Motion: Jack Hamill moved to adjourn at 8:45 p.m.

Second: Dr. Frank Schildgen

Vote: All voted aye and the motion carried.

Respectfully submitted,



Ann D. Combs, Recording Secretary