

INLAND WETLANDS COMMISSION
Regular Meeting Minutes
May 8, 2013 ~ 7:00 p.m.
Town Hall Annex, 80 Doyle Road, Bantam, CT

Call to Order: Chairman Robert Blazek called the regular meeting to order at 7:02 p.m.

Members Present: Chairman Robert Blazek, Jack Hamill, Barbara Brower, Frederick Minck, Abby Conroy, Dr. Frank Schildgen

Members Absent: Carol Williams

Also present were Recording Secretary Ann Combs and Inland Wetlands Agent Dennis Tobin, Ph.D.

1. Public Comment: None

2. Appointment of Alternates: None

APPLICATION RECEPTIONS

3. Haulenbeek – 338 Richards Road Ext.

5/8/13

Add 336 sq. ft. to existing deck, work to consist of four 10" hand-dug Sonotube footings

Mr. Haulenbeek was present to explain his proposal for four 10" Sonotubes to hold a girder on one end of the deck. He might put a structure on top at a later date. He would like to amend the application to eight footings instead of four. It is 94' and all grass to the pond, with no flow except in the spring. Dr. Schildgen said he did not see any wetland impact and thought it could be an agent determination. B. Brower agreed. F. Minck wanted to follow procedure, and J. Hamill and A. Conroy agreed. The applicant will come in next month.

Motion: B. Brower moved to add to the agenda 4a) William & Janice Steers, 101 North Shore Rd., to remove an old crumbling concrete foundation and excavate for new footings and footing drains with possible agent determination.

Second: Dr. F. Schildgen

Vote: All voted aye and the motion carried.

4. Forman School – 12 Norfolk Road

5/8/12

Fine grade existing football field; no direct wetland impact

Robert D'Andrea of Stedronsky & D'Andrea was present to represent Forman School. He showed a map and explained that the football field is uneven and they'd like to regrade it. They plan to remove sod, screen, and replace with an 8" sod field, involving 1330 sq. yards of material, accomplished in about two weeks. The stockpile of soil is 120' away from the river with a berm. They will also use silt fencing.

4a) Steers – 101 North Shore Road

5/8/13

Remove old crumbling concrete foundation; excavate for new footings and footing drains

No one was present, but there was a 5/6/13 letter from White Memorial Foundation giving the Steers permission to complete the project except for condition No. 9. They will delay approval of No. 9 pending review of the engineer's plans, which involves an engineered septic system. Their permission is also contingent upon receiving copies of permits from the Town of Litchfield. Also, no work may be done between 6/15/13 and Labor Day. Because of the dangerous condition of the structure, it was agreed by consensus that an agent determination was in order.

APPLICATION CONSIDERATIONS

5. Livingston Ripley Waterfowl Conservancy – 55 Duck Pond Road **5/8/13**
Construct 12'X18' wildlife hide and visual barrier fence for public use

Ian Ghereg, Executive Director, said he would like to build a watching blind and visual barrier fence to increase public access to view the wildlife without disturbing them. The 135 ft. barrier fence will prevent wildlife from being scared away.

Motion: B. Brower moved to approve the application of Livingston Ripley Waterfowl Conservancy at 55 Duck Pond Road to construct a 12'X18' wildlife hide and 135 ft. visual barrier fence for public use in wetland education programs.

Second: A. Conroy

Vote: All voted aye and the motion carried.

6. Benzoni – 481 Bantam Road **5/8/13**
Clear underbrush to create picnic area

Lucia Benzoni was present to explain that she wants to clear the area between her property and Rick Evangelisti's property to add a picnic area for employees. Dr. Tobin and Sean Hayden inspected the site. Per letter from Northwest Conservation District dated 5/2/13, she will need a drainage ditch a foot from the parking lot and 6" deep. She will also clear the debris and underbrush on the edge of parking lot, eradicating non-native invasive vegetation.

Motion: F. Minck moved to approve the application for Benzoni, 481 Bantam Road, to clear underbrush for a picnic area, following recommendations made by Sean Hayden of Northwest Conservation District.

Second: Dr. F. Schildgen

Vote: All voted aye and the motion carried.

7. Joseph – 125 East Chestnut Hill Road **5/8/13**
Repair existing 24-inch drop inlet in existing farm pond

Theresa Joseph said they have an existing man-made pond on the property with a drop inlet pipe that has rusted and needs to be replaced. They will replace it with a 24" plastic pipe and are working with the original plans. A letter was received 5/7/13 from Stonewalls by George, LLC, outlining the work to be done with erosion control measures in place. They will also dig out the phragmites.

Motion: A. Conroy moved to approve the application by Theresa and Peter Joseph to repair an existing 24-inch drop inlet in an existing farm pond per map 69/24/17, with the addition of removal of phragmites and other invasive plants.

Second: B. Brower

Vote: All voted aye and the motion carried.

8. Stop & Shop Supermarket Company, LLC – Village Green Drive

5/8/13

Redevelopment of portion of shopping center to remove three existing buildings and construct one new building and parking lot

Chairman Blazek warned that the public hearing has been closed and any discussion will be solely within the Commission. He instructed the Commissioners to deliberate on all relevant factors, considering testimony from all experts, staff and intervenors as it relates to wetlands, watercourses and poorly drained soils. The Commission's consultant, Nicolle Burnham, Milone & MacBroom, was invited to participate. She referred to her peer review letter No. 3 dated 5/2/13 and also passed out a draft of a formal motion to approve and one to deny the application. F. Minck expressed concern that they should have had more time to review the lengthy motions, but Ms Burnham said the attorney preferred they all receive it at the meeting. Consequently, Ms Burnham read the entire document, allowing the Commissioners to discuss and amend the motions with conditions before voting.

Motion: B. Brower moved to approve the application of Stop & Shop Company, LLC, for redevelopment of a portion of the shopping center to remove three existing buildings and construct one new building and parking lot according to the motion as amended with conditions. This seven-page motion is attached to and made part of these minutes.

Second: Dr. F. Schildgen

Discussion: There was discussion on and further clarifications made to the motion of approval. Ms Burnham will amend the motion to reflect all changes.

Vote: F. Minck voted aye. J. Hamill voted aye. Dr. F. Schildgen prefaced his vote by saying he had to rely on expert testimony more than usual and found it to be contradictory. He was concerned with the construction phase and its intense usage of land in the regulated area. He felt it represented a significant threat to the wetlands, and therefore voted nay. A. Conroy felt there was a significant negative impact to the downstream community, including White Memorial and voted nay. B. Brower voted aye, and Chairman Blazek voted aye, so the motion carried 4 – 2.

9. New Business: Consider setting public hearing (6/12/13) for amendments to the regulations

Dr. Tobin said he has \$800 in his administrative printing budget that he would be happy to give to Wetlands for updating the regulations. There will be a simple public hearing at the next meeting.

Motion: B. Brower moved to set the public hearing for 6/12/13 at 7:00 p.m. at the Bantam Annex, 80 Doyle Road, to review the updated Inland Wetland regulations.

Second: J. Hamill

Vote: All voted aye and the motion carried.

10. Approval of Minutes of 2/13/13 and 4/10/13

Motion: B. Brower moved to approve both sets of minutes as above.

Second: A. Conroy

Vote: All voted aye and the motion carried.

11. Correspondence: DEEP Permit Application for use of pesticides in State waters in Bantam River and Little Pond

12. Adjournment

Motion: B. Brower moved to adjourn at 9:27 p.m.

Second: A. Conroy

Vote: All voted aye and the motion carried.

Respectfully submitted,

A handwritten signature in cursive script that reads "Ann D. Combs".

Ann D. Combs, Recording Secretary

**LITCHFIELD INLAND WETLANDS COMMISSION
MOTION**

APPLICANT: Stop & Shop Supermarket Company LLC
PROPERTY: Village Green Drive, Litchfield, Connecticut

Whereas, Stop & Shop Supermarket Company, LLC submitted an application to conduct an activity regulated by the Town of Litchfield Inland Wetlands Commission (the Commission) at an 8.03 acre property known as Village Green Drive, identified at Map 196, Block 49, Lots 21, 29 and 30;

Whereas, the applicant has proposed to demolish three existing structures; and construct a 38,000 square foot supermarket building, a 2,500 square foot addition to one existing structure, and appurtenant parking and stormwater management facilities.

Whereas, the applicant has proposed the following activities within the area regulated by the Commission:

- a. Modify 3.40 acres of upland review area for:
 - i. Construction of retaining walls and a portion of a building;
 - ii. Landscaping;
 - iii. Placement of fill material;
 - iv. Stormwater infrastructure;
 - v. Resurfacing of existing paved areas and associated islands, lane striping, etc.;
 - vi. Placement of a trash compactor;
 - vii. Placement of above grade propane tanks.
- b. Planting, landscaping and reconstruction of approximately 7,360 square feet of manmade stormwater basin wetlands (under alternate detention basin plan).

Whereas, the Commission deemed the proposed activities to be significant as defined in Section 2.1 of the Town of Litchfield Inland Wetland and Watercourses Regulations (the Regulations) and held duly called public hearings on January 9, 2013, continued to February 13, 2013, March 13, 2013, and April 10, 2013.

Whereas, in accordance with Section 10 of the Regulations, the applicant was required to provide feasible and prudent alternatives for activities deemed to be significant;

Whereas, the Commission contracted the services of a third party engineering and soil scientist consultant to review the application, plans and reports, and to conduct site visitations. At the public hearing, the Commission received and considered substantial evidence presented in favor of and against the application from the applicant, the public, interested and affected parties, Commission members and staff.

Whereas, two interveners filed as interested parties under Section 22a-19 of the Connecticut General Statutes alleging:

- That the demolition and construction process, and the increased run off from the projects' impervious surfaces will pollute the ground water, the aquifer and the wetlands.

- That the plans for the project are not in compliance with appropriate regulatory requirements to adequately address the water quality of the runoff to be generated by the site.
- That light pollution from the project will have a deleterious effect on the wildlife in the adjoining nature preserve, which is owned by the Litchfield Land Trust and the White Memorial Foundation.
- That vehicular exhaust and non-point source runoff pollution will affect the wildlife habitat and water quality on the adjoining properties.
- That the planned storage of hazardous materials on the site presents a threat to air and water quality.
- That the project is situated on the Aquifer Protection Area of the Town of Litchfield and it drains into the adjoining wetlands.

After consideration of all of the evidence submitted, and with the professional guidance of Commission staff on technical issues, any relying also upon the individual expertise of Commission members, Now, therefore, it is resolved that the Litchfield Inland Wetlands Commission approve, subject to the conditions listed below, the application of Stop & Shop Supermarkets, Inc. for the following reasons:

- a. The regulated activities will have minimal impact on the wetlands and watercourses of the town. The site has been developed for retail and commercial uses since the 1970's in a footprint that is similar to what is proposed for redevelopment. This is supported by the applicant's stormwater quality computations that show an improvement in water quality from the site following improvements to the stormwater basins that will be made under the alternate plan. The construction phasing and sediment and erosion control plans adequately mitigate the potential for impact to off-site wetland systems during the construction process.
- b. Feasible and prudent alternatives do not exist that would cause less or no environmental impact to the wetlands and watercourses of the town. The applicant proposed an application with no direct wetland impact and presented the following alternatives:
 - i. Reconstruction of the stormwater basins to enhance water quality treatment and improve habitat as shown on Plan Sheets GD-1 ALT and LL-1 ALT prepared by BL Companies, dated December 5, 2012 revised through April 9, 2013.
 - ii. Verbal discussion of a previous development plan submitted to the town in summer 2012 that proposed a larger building closer to the rear property with less encroachment to the upland review area. It was noted by the Commission's third party consultant that this plan did not meet the town's Zoning Regulations and therefore was not feasible.
 - iii. Elimination of a sidewalk on the west side of the proposed supermarket building, which allows the proposed retaining wall at Detention Basin 2 to be moved four feet away from the wetland system.
- c. The short term impacts associated with proposed regulated activities are deemed to be acceptable given the long term benefit of implementing the alternative basin planting plan and will not permanently have an adverse impact water quality. In fact, implementation of the alternative basin planting plans will improve water quality and habitat through the use of varying plant

materials and placement of woody debris in an area that currently supports invasive plant materials.

- d. Irreversible and irretrievable loss of wetland systems will not occur as a result of the proposed activity. Direct wetland impact is associated only with implementation of the alternative basin planting plans and such alternative plan will benefit the wetland system by enhancing habitat value. The proposed activities in the upland review area are consistent with the existing uses within the upland review area and, in fact, much of the 3.4 acres of upland review activities is located within areas already developed within the site.
- e. The proposed activity constitutes a reasonable use of the property and is consistent with character of the existing site. The proposed activities do not present a risk to the health and safety of surrounding wetland systems and does not preclude the reasonable use of adjacent properties including the downstream wetland resources.
- f. The proposed activity will not adversely impact wetland and watercourses outside of the project site as supported by the applicant's Inland Wetlands and Watercourse Assessment Report with which the Commission's consultant concurred. It is further supported by independent review of the materials by a consultant contracted by White Memorial Foundation, the owner of property downstream of the property.

Be it further resolved that this application is approved with the following conditions:

1. That the Application is approved in accordance with the following plan sheets prepared by BL Companies, Inc.: a) the plan sheet entitled "Diagrammatic Site Plan", Sheet SP-1, with a revision date of February 26, 2013; b) the plan sheet entitled "Site Plan", Sheet SP-1A, with a revision date of February 26, 2013; c) the plan sheet entitled "Site Plan", Sheet SP-2, with a date of December 5, 2012; and d) the plan sheet entitled "Upland Review Plan", Sheet SP-3, with a revision date of January 29, 2013.
2. That the applicant implement the alternative improvements plan described in the following plans and reports prepared by BL Companies, Inc.: a) the plan sheet entitled "Grading and Drainage Plan Alternate", Sheet GD-1 ALT, with a revision date of April 9, 2013; b) the plan sheet entitled "Landscaping Plan Alternate", Sheet LL-1 ALT, with a date of January 29, 2013; c) the plan sheet entitled "Landscaping Plan Alternate Enlargement", Sheet LL-1A ALT, with a date of January 29, 2013; d) the plan sheet entitled "Landscaping Notes & Details", Sheet LL-2, with a revision date of February 26, 2013; e) the plan sheet entitled "Site Utility Plan", Sheet SU-1, with a revision date of February 26, 2013; and f) the "Stormwater Management Report", with a revision date of February 26, 2013. To the extent that there are any discrepancies in the quantities of plants shown on the landscape plans, the higher quantity number shall prevail.
3. That the outlet control structure for Detention Basin #2 be modified or replaced to accommodate a 24-hour residence time for the water quality volume within the basin, and that the plan sheets prepared by BL Companies, Inc., entitled "Grading and Drainage Plan Alternate", Sheet GD-1 ALT, with a revision date of April 9, 2013, and "Site Details", Sheet DN-4, with a revision date of April 9, 2013, as well as the "Stormwater Management Report", with a revision date of February 26, 2013, be modified accordingly.
4. That the applicant implement all of the project phasing and erosion control improvements shown on the following plan sheets prepared by BL Companies, Inc.: a) the plan sheet entitled "Sedimentation & Erosion Control Plan – Phase 1", Sheet EC-1, with a revision date of February

26, 2013; b) the plan sheet entitled “Sedimentation & Erosion Control Plan – Phase 1A”, Sheet EC-1A, with a date of January 29, 2013; c) the plan sheet entitled “Sedimentation & Erosion Control Plan – Phase 2”, Sheet EC-2, with a revision date of February 26, 2013; d) the plan sheet entitled “Sedimentation & Erosion Control Plan – Phase 3”, Sheet EC-3, with a date of January 29, 2013; e) the plan sheet entitled “Sedimentation & Erosion Control Plan – Phase 4”, Sheet EC-4, with a date of January 29, 2013; and f) the plan sheet entitled “Sedimentation & Erosion Control Notes”, Sheet EC-5, with a revision date of February 26, 2013.

5. That the applicant implement the building demolition plan shown on the following plan sheets prepared by BL Companies, Inc.: a) the plan sheet entitled “Diagrammatic Demolition Plan”, Sheet DM-1, with a revision date of February 26, 2013; and b) the plan sheet entitled “Demolition Plan”, Sheet DM-1A, with a revision date of February 26, 2013.
6. That the applicant adhere to all of the site details shown on the following plan sheets prepared by BL Companies, Inc.: a) the plan sheet entitled “Site Details”, Sheet DN-1, with a date of December 5, 2012; b) the plan sheet entitled “Site Details”, Sheet DN-2, with a date of December 5, 2012; c) the plan sheet entitled “Site Details”, Sheet DN-3, with a revision date of February 26, 2013; d) the plan sheet entitled “Site Details”, Sheet DN-4, with a revision date of February 26, 2013; e) the plan sheet entitled “Site Details”, Sheet DN-5, with a revision date of February 26, 2013; f) the plan sheet entitled “Site Details”, Sheet DN-6, with a date of December 5, 2012; g) the plan sheet entitled “Site Details”, Sheet DN-7, with a date of December 5, 2012; h) the plan sheet entitled “Site Details”, Sheet DN-8, with a revision date of February 26, 2013; and i) the plan sheet entitled “Site Details”, Sheet DN-9, with a revision date of February 26, 2013.
7. That the Application be modified to delete the sidewalk currently shown adjacent to the west side of the Stop & Shop building so that the retaining wall located in Detention Basin 2 can be moved approximately four feet to the east, further away from the limits of the existing wetlands, consistent with Exhibit 1, “Potential Modification to Retaining Wall Location”, prepared by BL Companies, with a date of April 10, 2013. Implementation of such plan necessitates modification to the Grading and Landscaping Plans for the Detention Basin 2 and as such, revised grading and landscaping plans shall be provided prior to commencement of construction.
8. That the applicant verify the volume of material to be removed from the site including excavation of the material required for the recommended over-excavation by the geotechnical engineering consultant.
9. That the applicant be required to conduct regular site inspections before, during and after construction, consistent with the State of Connecticut General Permit for the Discharge of Stormwater and Dewatering Wastewaters Associated with Construction Activities, and the letter from Ray Gradwell, BL Companies, Inc., to Dennis Tobin, PhD, dated April 4, 2013, regarding “Site Inspection Program for Construction and Post-Construction Erosion and Sediment Control”, Stop & Shop Supermarket, Village Green.
10. That the applicant, The Stop & Shop Supermarket Company LLC, be designated as the “Registrant” under the State of Connecticut General Permit for the Discharge of Stormwater and Dewatering Wastewaters Associated with Construction Activities.
11. That a performance bond be set in the amount of \$170,000. Reference is made to the memorandum to the Commission from Dennis Paul Tobin, PhD, Land Use Administrator, dated April 9, 2013, regarding Performance Bonding Proposal for the Application, including the following attachments:

- a. Letter from Sean Hayden, Executive Director of the Northwest Conservation District, to Dennis Tobin, PhD, dated April 9, 2013, regarding Stop & Shop application.
 - b. Letter from Ray Gradwell, BL Companies, Inc., to Dennis Tobin, PhD, dated April 4, 2013, regarding "Site Inspection Program for Construction and Post-Construction Erosion and Sediment Control", Stop & Shop Supermarket, Village Green.
 - c. Letter from Thomas Cody, Robinson & Cole LLP, to Dennis Paul Tobin, PhD, dated April 9, 2013, regarding "Bond Estimate for Erosion and Sediment Control Measures", Stop & Shop Supermarket, Village Green Shopping Center Redevelopment.
12. That the applicant be required to plant 15 new trees and 52 new shrubs in the riparian corridor along the eastern portion of the Property, consistent with the plan sheet entitled "Riparian Zone Enhancement Plan", Sheet LL-3, prepared by BL Companies, Inc., with a date of January 29, 2013. The applicant shall monitor the proposed plantings every year for a period of five years and shall replace any plants that do not survive within that time period. A summary report shall be filed with the Land Use Office each year.
 13. That the applicant utilize only clean fill in construction of the project. Prior to the start of construction, the applicant shall provide the Town with documentation of the source of all fill materials used on the Property.
 14. That the applicant will provide and implement a plan to manage the existing infestation of *Phragmites australis* in the existing detention basins on the Property utilizing an Imazapyr-based herbicide such as Habitat or Polaris. Appendix H of the applicant's Operations and Management Plan shall be revised to reflect long-term invasive species management.
 15. That the applicant or owner of the Property submit to the Litchfield Land Use Office copies of:
 - a) any future reports filed with the Connecticut Department of Energy and Environmental Protection regarding underground storage tank removals or environmental conditions at the property; and b) copies of any easements filed on the Litchfield land records affecting the property, including drainage rights relating to adjacent properties owned by White Memorial Foundation and Litchfield Commons.
 16. That the applicant develop a winter operations plan that limits use of de-icing chemicals, with preferential use of magnesium based de-icing chemicals. Such plan shall include removal of snow from the site rather than stockpiling anywhere on the property.
 17. That a maintenance bond set in the amount of \$120,000 be provided by the applicant (This maintenance bond reflect invasive species control, sediment removal from forebays and storm chambers, five year monitoring of riparian zone plantings and basin plantings.)
 - Invasive Species Management Five Years \$20,000
 - Sediment Removal from forebays, chambers, catch basins \$10,000 per year
 - Five year monitoring of the plantings \$10,000

Such amount shall be held by the town of Litchfield for a period consistent with the timeframe of this permit to be reviewed periodically at discretion of the Land Use Administrator and the Inland Wetlands Commission of the Town of Litchfield.

18. That the applicant provide verification of the status of this site in the Connecticut Department of Energy and Environmental Protections Leaking Underground Storage Tank program. If the site

remains “open” in DEEP records the applicant shall make the necessary improvements to obtain closure.

19. That the applicant provide to the Town’s Land Use Administrator a copy of its submittal to DEEP for a General Permit Registration for the Discharge of Stormwater and Dewatering Wastewater Associated with Construction Activities.
20. That the applicant be required to implement the restoration of the two stormwater detention basins as stated under Special Condition number 2 and shall monitor the health and density of proposed wetland shrubs, herbaceous plugs, and seed mixes within each basin for a period of five years following planting. Any plants that do not survive during the monitoring period shall be replaced within that time period. A summary report of the stormwater detention basins shall be filed with the Land Use Office each year.
21. That the applicant shall provide to the Town of Litchfield Land Use Administrator a contact name, address and phone number for the property owner and tenant.

And subject to the following Standard Conditions:

1. The permittee shall notify the Inland Wetlands Commission immediately upon the commencement of work and upon its completion.
2. If the authorized activity is not completed on or before May 8, 2022 said activity shall cease and, if not previously revoked or specifically renewed or extended, this permit shall be null and void. Any request to renew or extend the expiration date of a permit should be filed in accordance with the Inland Wetland Regulations of the town of Litchfield. Expired permits may not be renewed and the Inland Wetlands Commission may require a new application for regulated activities.
3. All work and all regulated activities conducted pursuant to this authorization shall be consistent with the terms and conditions of this permit. Any structures, excavation, fill, obstructions, encroachments, or regulated activities not specifically identified and authorized herein shall constitute a violation of this permit and may result in its modification, suspension or revocation.
4. This authorization is not transferable without the written consent of the Inland Wetlands Commission.
5. In evaluating this application, the Inland Wetlands Commission has relied on information provided by the applicant. If such information is subsequently proved to be false, incomplete, or misleading, this permit may be modified, suspended, or revoked and the permittee may be subject to any other remedies or penalties provided by law.
6. The permittee shall employ the best management practices, consistent with the terms and conditions of this permit, to control storm water discharges and to prevent erosion and sedimentation and to otherwise prevent pollution of wetlands or watercourses. For information and technical assistance contact the Land Use Administrator. The permittee shall immediately inform the Commission of any problems involving the wetlands or watercourses that have developed in the course of, or that are caused by, the authorized work.
7. No equipment or material including without limitation, fill construction materials or debris, shall be deposited, placed, or stored in any wetland or watercourse on or off site unless specifically authorized by this permit.

8. This permit is subject to and does not derogate any rights or powers of the Town of Litchfield, conveys no property rights or exclusive privileges, and is subject to all public and private rights to all applicable federal, state, and local laws. In conducting and maintaining any activities authorized herein, the permittee may not cause pollution, impairment, or destruction of the inland wetlands and watercourses of Litchfield.
9. If the activity authorized by the inland wetlands permit also involves activity or a project that requires zoning or subdivision approval, special permit, variance, or special exception, no work pursuant to the wetlands permit may begin until such approval is obtained.
10. The permittee shall maintain sediment and erosion controls at the site in such an operable condition as to prevent the pollution of wetlands and watercourses. Said controls are to be inspected by the permittee for deficiencies at least once per week and immediately after rains. The permittee shall correct any such deficiencies within 24 hours of said deficiency being found. The permittee shall maintain such control measures until all areas of disturbed soils at the site are stabilized.
11. No work other than maintenance of sediment and erosion control devices shall be performed during significant rainfall events of one inch or more in a twenty-four (24) hour period.
12. Erosion and sedimentation controls be installed and inspected prior to site disturbance.
13. All wetlands and watercourse areas shall be designated by markers provided by the Commission to the applicant for three (\$3.00) dollars each, to be placed and secured to appropriate trees or posts prior to the commencement of any work activity. The applicant will provide a marked print indicating the location of the markers. A copy of the print will be delivered to the Commission prior to commencement of construction.
14. All performance bond letter of credit or cash securities required pursuant to this permit may be used by the Town to achieve site stabilization and restoration of all or any portion of the site and/or to correct damage to wetlands and/or watercourses on or off site, should the applicant fail to do so.
15. No equipment or material, including without limitation, fill, construction materials, debris, or other items shall be deposited, placed or stored in any wetland or watercourse and/or within the 100 foot regulated area around the wetlands and watercourses on or off site unless specifically authorized by this permit.
16. Extra sediment and erosion controls (fencing, stone, etc.) shall be stored on site in immediately accessible areas to deal with unforeseen circumstances and emergencies.
17. Those conditions found in Section 11.12 of the Litchfield Inland Wetlands and Watercourses Regulations.