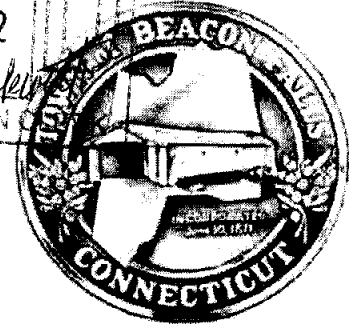
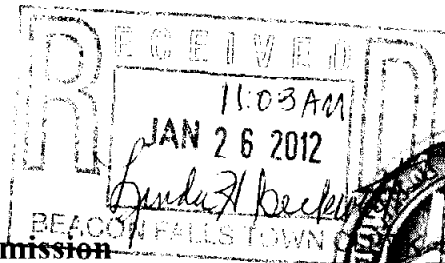


**Town of Beacon Falls
Inland Wetlands & Watercourse Commission
10 Maple Ave
Beacon Falls, CT 06403**



**REGULAR MEETING MINUTES, DECEMBER 14, 2011
REVISED**

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of December 14, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Arlene Brumer, Walter Opuszynski and Michael Opuszynski.

Absent: Commissioner: David Chadderton.

Also Present: Wetlands Enforcement Officer David Keating, Erika Reichard-Lawton, Selectman Chris Bielik and Charles Edwards.

Pledge of Allegiance – recited

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to allow the Chairman to rearrange the agenda to accommodate the public.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

New Applications

Application A-2011-295 – 50 Burton Road – E. Reichard-Lawton

David Keating, Wetlands Enforcement Officer stated he received the application for 50 Burton Road last Thursday including two copies of the map. The application is to repair a damaged driveway that resulted from the September storm. The repair includes some work in the pond to install a new head wall. The Emergency Improvement Plan has been designed by Alan Shepard, Professional Engineer – Nowakowski-O’Bymachow-Kane Associates, 415 Howe Avenue, Shelton, CT 06484 dated December 2, 2011. The application is complete. The fee is to be determined. Pictures were presented to the board.

Chairman Smith read the following letter dated December 13, 2011 from David L. Nafis, P.E. & L.S.: “We recently reviewed the plans for the bridge repairs entitled “Emergency Improvement Plan, dated December 2, 2011, prepared NOK Associates”. We feel the proposed repairs shall be adequate as a temporary solution and will have minimal impact upon the wetlands. It should be noted that the repairs are being conducted on private property. Even though we’ve reviewed the plans on behalf of the Town, the Town is not responsible for the lifespan or effectiveness of the repairs. In the event further problems arise, the burden for the repairs will be solely on the property owner”.

Erika Reichard-Lawton, 50 Burton Road stated that the sanitary sewer and water are currently exposed. They are concerned that once it gets cold the water line will break. The work should take a week to complete.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, DECEMBER 14,
REVISED**

PAGE 2

Commissioner W. Opuszynski stated he did not want to set a precedent regarding the fees, would like to see a permanent fix and when will it be done. Vice Chairman Knapik stated it sounds like this is the permanent fix.

Commissioner Minnick his concern when it happened was the head wall and the downstream wall. This will be a structural improvement that what was originally suggested. He stated it is more of a permanent fix. The contractor is going to be digging down deep enough; it is going down below the footings and the existing wall. The concrete wall will now come into the stone structure. He does not feel it will be setting a precedent regarding the fees as long as the State fee is paid. Commissioner Minnick stated that the construction sequence as it is written is not correct. They should state that they are going to be down into the pond area, working with an anti-tracking pad, etc. The brook needs to be cleaned or it will work as a dam and will retain too much water. An application to this board would be needed when the pond is to be cleaned. The State fee is currently \$80.

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Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to accept the "Emergency Improvement Plan dated December 2, 2011 prepared by NOK Associates with modifications as discussed to the Construction Sequence and the application fee only the State Fee of \$80.00.

Discussion: Commissioner W. Opuszynski is requesting that the applicant and contractor submit weekly reports to David Keating, Wetlands Enforcement Officer.

Vote: 6 in favor

Abstained: 0

Opposed: 0

Comments from the Public

Selectman Chris Bielik of Rice Lane Extension came to the board to introduce himself.

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JAN 26 2012
BEACON FALLS TOWN CLERK

Public Petitions – none

Approval of Minutes

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to approve the regular minutes for November as submitted.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

Correspondence

1. Connecticut Association of Conservation Survey
2. ACB Advertising Checking Bureau re: Public Hearing Notice
3. Planning and Zoning Minutes 11/17/11
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Public Hearings & Considerations of Public Hearings

Regulations – next month final copy and final approval

Administrative Reports

Application A-2011-291 – Lot 45/127 Pines bridge Road – Dr. Dey

David Keating, Wetlands Enforcement Officer stated that the project is going well. Chairman Smith stated he received a letter dated December 13, 2011 from Jim Galligan, Town Engineer – Nafis and Young regarding 127 Pines bridge Road – Dr. Dey stating “that this office is in receipt of a revised site development plan and drainage calculations for the above project. The plan revisions address DOT concerns that required the relocation of the driveway entrance to the west side of the parcel. The plan revisions include the driveway change and modifications to the drainage system to accomplish this. The design modifications do not change the storm water quality and quantity as previously reviewed and approved by our office. The construction activities in the wetlands or upland review area do not appear to have been changed”. A copy of the revised plan is needed for the file. Commissioner Minnick asked if a mylar was signed, has the storm water permit been issued, has the surety been received for soil and erosion control, a separate surety for storm water management and has a GIS disk for the site plan been received? A format is needed from Larry Secor, Nafis & Young.

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JAN 26 2012
BEACON FALLS TOWN CLERK

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, DECEMBER 14, 2011
REVISED**

PAGE 4

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Chairman Smith there is no trailer there currently.

IWWC Regulations and Application Update – remove from agenda

Application A-2011-292 – Downtown Streetscape

This project is closed for the winter. Selectman Chris Biclik stated it will start again around the first of April. Depending upon the weather, the project should be completed within six to eight weeks maximum.

Lasky Road/Refurbish Trail – Boy Scouts will be kept on the agenda

New Business – none

Budget

Report of Accounts – Commissioner W. Opuszynski gave a report.

Bills

D. Keating – November
M. Kempa
Republican-American
Nafis & Young

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees – submitted as received.

Miscellaneous – nothing

Petitions from Commissioners

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Executive Session – none needed

**RECEIVED
JAN 26 2012
BEACON FALLS TOWN CLERK**

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, DECEMBER 14, 2011
REVISED**

PAGE 5

Next month – Election of Officers

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to adjourn the meeting at 8:35 p.m.

Respectfully submitted,

Maryann Kempa

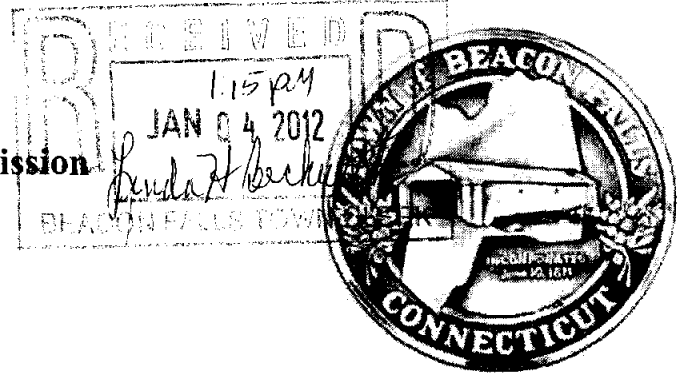
Maryann Kempa
Clerk

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JAN 26 2012

SEASON FALLS TOWN CLERK

**Town of Beacon Falls
Inland Wetlands & Watercourse Commission
10 Maple Ave
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Pledge of Allegiance – recited

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Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

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Erika Reichard-Lawton, 50 Burton Road stated that the sanitary sewer and water are currently exposed. They are concerned that once it gets cold the water line will break. The work should take a week to complete.

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Discussion: Commissioner Opuszynski is requesting that the applicant and contractor submit weekly reports to David Keating, Wetlands Enforcement Officer.

Vote: 6 in favor

Abstained: 0

Opposed: 0

Comments from the Public

Selectman Chris Bielik of Rice Lane Extension came to the board to introduce himself.

RECEIVED

JAN 04 2012

DEACON FALLS TOWN CLERK

Public Petitions – none

Approval of Minutes

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to approve the regular minutes for November as submitted.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

Correspondence

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Beacon Hill Village

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RECEIVED

JAN 04 2012

BEACON FALLS TOWN CLERK

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Chairman Smith there is no trailer there currently.

IWWC Regulations and Application Update – remove from agenda

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This project is closed for the winter. Selectman Chris Bielick stated it will start again around the first of April. Depending upon the weather, the project should be completed within six to eight weeks maximum.

Lasky Road/Refurbish Trail – Boy Scouts will be kept on the agenda

New Business – none

Budget

Report of Accounts – Commissioner W. Opuszynski gave a report.

Bills

D. Keating – November
M. Kempa
Republican-American
Nafis & Young

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees – submitted as received.

Miscellaneous – nothing

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Executive Session – none needed

RECEIVED

JAN 04 2012

BEACON FALLS TOWN CLERK

Next month – Election of Officers

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to adjourn the meeting at 8:35 p.m.

Respectfully submitted,

Maryann Kempa

Maryann Kempa
Clerk

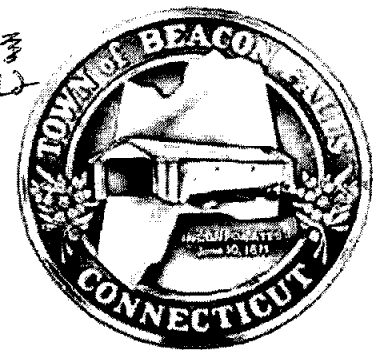
RECEIVED

JAN 04 2012

BRADON FALLS TOWN CLERK

**Town of Beacon Falls
Inland Wetlands & Watercourse Commission
10 Maple Ave
Beacon Falls, CT 06403**

13:00
JAN - 4 2011
[Signature]



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Also Present: Wetlands Enforcement Officer David Keating, Erika Reichard-Lawton, Selectman Chris Bielik and Charles Edwards.

Pledge of Allegiance – recited

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Discussion: Commissioner Opuszynski is requesting that the applicant and contractor submit weekly reports to David Keating, Wetlands Enforcement Officer.

Vote: 6 in favor Abstained: 0 Opposed: 0

Comments from the Public

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Public Petitions – none

Approval of Minutes

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Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

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Public Hearings & Considerations of Public Hearings

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New Business – none

Budget

Report of Accounts – Commissioner W. Opuszynski gave a report.

Bills

D. Keating – November
M. Kempa
Republican-American
Nafis & Young

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Executive Session – none needed

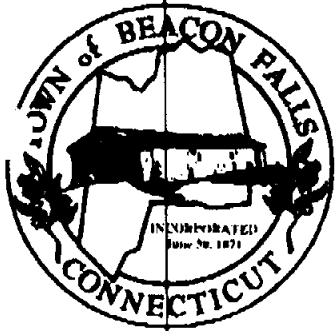
Next month – Election of Officers

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Respectfully submitted,

Maryann Kempa

Maryann Kempa
Clerk



TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

December 7, 2011

9:00 AM
DEC - 7 2011
Linda Beckwith

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403

The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, December 14, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – November
Public Hearing – Regulations
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
IWWC Regulations & Application Update
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration – Toby's Pond
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.

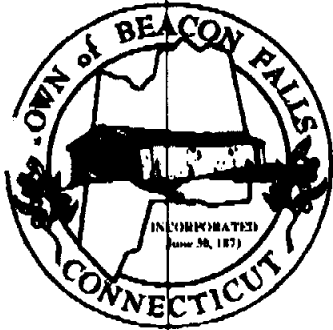
**Inland Wetlands and Watercourse Commission
Agenda, December 14, 2011
Page 2**

10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3
11. Application A-2007-275 Beacon Hill – Skokorat Road
12. Application A-2010-287 – Lancaster Dr. – Beaver Control
13. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
14. Application A-2011-290 – Ryan Smith, 80 Pinesbridge Road
15. Application A-2011-292 – Downtown Streetscape
16. Laskey Road/Refurbish Trail – Boy Scouts
17. Application A-2011-293 - Harmon Family, 53 Hubbell Ave. – Trailer Replacement
18. Application A-2011-294 - 34 Lasky Rd.–Ed Zaldumbide Addition to House
19. IWWC Regulations & Application Update
- H. New Business
- I. Budget
 1. Report of Accounts
 2. Payment of Bills
 3. State of Connecticut Fees
5. Miscellaneous
6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
7. Adjournment

Respectfully submitted,


Maryann Kempa
Clerk

DEC -7 2011



TOWN of BEACON FALLS
Connecticut

NOV 21 2011
Julia Bedworth

INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, NOVEMBER 9, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of November 9, 2011 to order at 7:37 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Arlene Brumer, Walter Opuszynski and Michael Opuszynski.

Absent: Commissioners: David Chadderton.

Also Present: Wetlands Enforcement Officer David Keating, Joe Michaud and Christine Feeney.

Pledge of Allegiance – recited

Comments from the Public

53 Buckingham Drive

Christine Feeney came before the board regarding an addition to her home. Ms. Feeney presented the plan from Michael Horbal, Land Surveyor. The roof of the garage will be raised to add on a room. There will be no new foundation work, no excavation, no materials will be moved and no fill will be brought in. The permit will be signed by David Keating, Wetlands Enforcement Officer. The fee is to be collected.

Public Petitions – none

New Applications

Approval of Minutes

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to approve the regular minutes for October and the Public Hearing minutes for the proposed regulations with noted corrections.

Discussion: None Vote: 5 in favor Abstained: 1 Opposed: 0

Correspondence

1. Habitat
2. Town of Bethany Notice of Public Hearing re: 5 lot subdivision – 46 Mesa Drive, Bethany.
3. Advertising Checking Bureau, Inc.
4. Letter dated Sept. 28, 2011 from the Town of Bethany to James Woodward regarding 46 Mesa Drive, Bethany.
5. Inland Wetlands Application, Town of Bethany regarding 46 Mesa Drive, Bethany.
6. Letter dated October 20, 2011 from the Zoning Board of Appeals regarding 127 Pines bridge Road, Dr. Dey.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, NOVEMBER 9, 2011**

PAGE 2

- 7. Interoffice Memo from Susan A. Cable.
- 8. Aquifer Protection Event

Public Hearings & Considerations of Public Hearings

IWWC Regulations and Application Update

Proofreading has been done, Dave Keating is reviewing and Commissioner M. Opuszynski submitted changes.

Administrative Reports

Application A-2011-289 – Ryan Smith, 80 Pines bridge Road

David Keating, Wetlands Enforcement Officer stated that the back wall is being stabilized. No trees have been removed yet. There is no other construction.

Commissioner Opuszynski asked if an application was received concerning the condos. There was a wash out during one of the storms and the wall in the back collapsed. Repairs are being made.

Vice Chairman Knapik noted that the road was started on Blackberry Hill.

Application A-2011-294 – 34 Lasky Road – Ed Zaldumbide - Addition to House

Joe Michaud came before the board with a revised plan. The addition was moved over 20 feet to the back of the house. The application fee of \$110 was paid.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve the application as resubmitted with the standard conditions, erosion control in place before starting construction and notify David Keating.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

Application A-2001-218 – O&G Restoration – Toby’s Pond

There are open issues concerning this matter.

Ordinance Establishing Citation Procedures and Fines for Violations of The Inland Wetlands and Watercourses Regulations of the Town of Beacon Falls

Commissioner Minnick submitted a copy of the ordinance to the board. Chairman Smith asked where the fine will be paid. The board decided that the fee will be paid to the Inland Wetlands Enforcement Officer.

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to submit the proposed ordinance to the Board of Selectmen for approval after noted addition is made.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

New Business – none

Budget

NOV 21 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, NOVEMBER 9, 2011**

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Report of Accounts – none

Bills

D. Keating – October
M. Kempa

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees – submitted as received.

Miscellaneous – nothing

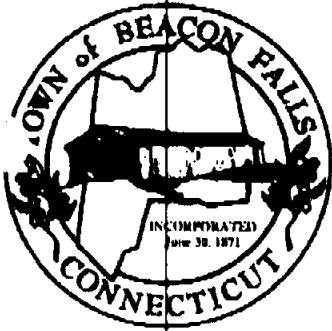
Petitions from Commissioners – none

Executive Session – none needed

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to adjourn the meeting at 8:10 p.m.

Respectfully submitted,


Maryanti Kempa
Clerk



TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

**PUBLIC HEARING MINUTES, OCTOBER 12, 2011
 MODIFICATIONS, UPDATES AND REVISIONS TO THE
 INLAND WETLANDS & WATERCOURSE COMMISSION
 REGULATIONS
 REVISED**

Chairman Edward Smith called the Public Hearing of the Inland Wetlands and Watercourse Commission of October 12, 2011 to order at 7:00 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik, Commissioners: Walter Opuszynski, Richard Minnick, and Michael Opuszynski.

Absent: Commissioners: David Chadderton and Arlene Brumer.

Also Present: Wetlands Enforcement Officer David Keating, Joe Michaud, Ken Farina, and Christian Schwenger.

The following notice was read by the Clerk:

Town of Beacon Falls, Inland Wetlands & Watercourse Commission, Notice of Public Hearing.

Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, October 12, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning: Modifications, Updates and Revisions to the Inland Wetlands & Watercourse Commission Regulations.

At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the regulations is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT Edward J. Smith, Chairman. Notice was published in the Republican American Newspaper on Friday, May 27, 2011 and Friday, June 3, 2011.

Chairman Smith asked if anybody from the public would like to address the board. There was no response. Commissioner Minnick made a recommendation that the proposed copy of the regulations be proof read one more time by persons other than the members or Larry Secor.

Commissioner Minnick stated there is a new map. The correct title from map is needed. The title of the map and the title in the regulations need to match up.

The following are corrections to the regulation are to be made:

**INLAND WETLANDS AND WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, OCTOBER 12, 2011
MODIFICATIONS, UPDATES AND REVISIONS TO THE
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PAGE 2

Page 1 – language adopted April 14, 2004 – wording is not correct – how should it be worded. Ordinances have been changed.

Appendixes C, D, E, F, G, H: ordinance concerning the designation of the IWWC as the town aquifer. A PDF copy is needed to provide it to Larry Secor to include in the regulations when it is published. Contact person Karen Wilson.

Ordinance – Establishing Criteria for Procedures and Finds – should refer to it and added as Appendix I. Section 14 – it is referenced on page 27, it is different from what is in the document.

Page 7 – 3.1 – Inventory of Regulated Areas – Paragraph One – states 50 foot, should it be changed to 100 foot? Is the correct word – regulated? What should verbage be? Within 100 feet is regulated. All areas within 50 feet of any wetlands or watercourses are regulated areas. Any areas within 100 feet are considered review areas. Change 50 feet to 100 feet.

Bottom of page file name – keep name of the document on bottom of page and date adopted.

Page 8 - Item G – 42.C – some of the changes from Darcy Winters result of a town's wetlands commission suing the town fire department.

Page 15 – 7.10 – a and b – how long permits are valid.

Page 27 – 14.6 & 14.7 – should reference the ordinance and what appendix (I) and verbage. Item 14.7 needs to go to Selectmen and a Town Public Hearing before vote. Another Item as 14.8 needed – other enforcements to include.

Page 33 – 19.7 – Fee Schedule – Applications Fee shall be based on town ordinance and refer back to Index – Appendix G. On Appendix G – not what the ordinance is called.

Return Receipts when holding a Public Hearing – checked with DEEP and Town Attorney. State Statute reads – may request, not must. IWWC will continue to request return receipts.

Chairman Smith stated additional persons entered the Public Hearing and explained it is a Public Hearing concerning the proposed regulations. He then asked three times if there was anybody what would want to speak in favor or against the proposed regulations.

David Keating, Wetlands Enforcement Officer and Maryann Kempa, Clerk will proofread the document for spelling and typos.

No action has been taken this evening and will be discussed at the regular meeting.

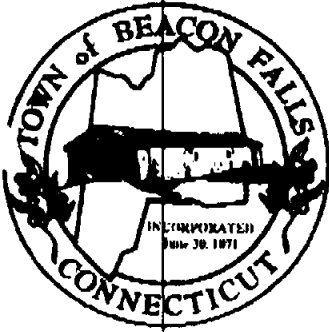
**INLAND WETLANDS AND WATERCOURSE COMMISSION
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PAGE 3

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszynski to close the Public Hearing at 7:35 p.m.

Respectfully submitted,

Maryann Kempa
Maryann Kempa
Clerk



TOWN of BEACON FALLS ^{9:00AM}
Connecticut ^{NOV 21 2011}
Shirley Beckwith

INLAND WETLANDS & WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011
REVISED

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of October 12, 2011 to order at 7:37 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Walter Opuszynski and Michael Opuszynski.

Absent: Commissioners: David Chadderton and Arlene Brumer.

Also Present: Wetlands Enforcement Officer David Keating, Joe Michaud, Ken Faroni, Ryan Smith and Christian Schwenger.

Pledge of Allegiance – recited

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to allow the Chairman to rearrange the agenda accommodate the public.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Application A-2011-290 – Ryan Smith, 80 Pines Bridge Road

David Keating, Wetlands Enforcement Officer stated that Mr. Smith has a status report and a request for amendments:

Status Report dated 10/12/2011 states:

1. To date the silt fence has been installed and inspected.
2. The front yard and parking area has been graded.
3. The old concrete stairs and sidewalks have been removed.
4. Boulders and fill were delivered to the site.
5. The boulders have been used to outline the new look of the western side yard and hold the fill.
6. The first 26' of the timber retaining wall has been shored up with boulders and fill.
7. Currently 40 yards of process is stockpiled on site. The process will replace the loam currently located in the parking area creating a proper base for future paving. The loam from the parking area will be used for planting bed along Rte. 42.

Proposed Amendments:

1. Removal of four maple trees (see attached description from Out on a Limb Tree Service). The trees have been tagged and are marked on copies of original accepted map. To lessen the impact on the wetlands the trees will be removed with the use of a crane.
2. Request a change of species from Yew to Juniper for proposed plantings along the guard rail on Route 42.

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011
REVISED**

PAGE 2

Mr. Smith presented a map to the board. Mr. Smith stated he wanted to take down four trees. The trees will be taken down using a crane. Mr. Smith presented pictures on his cell phone to the board. They will not be encroaching on the wetlands. The stumps will remain. Mr. Smith also explained in the original plan it showed a yew to be planted, he would like to make a change to a juniper.

Commissioner Minnick stated that since his activity is not in the wetlands or setback from the wetlands he feels a motion can be made to approve the changes.

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszynski to approve the plan as modified.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Vice Chairman Knapik had a question about the materials which were brought in. Vice Chairman Knapik stated he is satisfied with Chairman Smith's response. He did not realize it was part of the application. The back wall was discussed.

Application A-2001-218 O&G Restoration

Chairman Smith stated that last month there was some discussion regarding Toby's Pond. Ken Faroni, O&G was asked to attend this meeting. Chairman Smith stated that there was some damage done to Toby's Pond after the storm. Commissioner Minnick stated an email was sent concerning his concerns. Mr. Faroni stated he did not get the email. The Town has some responsibilities which were neglected and O&G has some responsibilities which were neglected. Help is needed to resolve it. Mr. Faroni has gotten an email from Susan Cable.

Mr. Faroni stated that for the next 25 years after the property was deeded to the Town was to maintain the spillways and the dikes. A payment of \$40,000 was provided to the Town which is to be used for maintenance for Toby's Pond. In March after the first flood, a letter was received from Nafis & Young. Commissioner Minnick, Susan Cable, First Selectman, Jim Galligan, Town Engineer and himself met there. The boat ramp in that location is not going to work. There were reservations from the beginning. It was a requirement of DEP to put a boat ramp in. The rip rap was putted back. The boat ramp will be moved south where it will not be impacted by flood waters. Ken Faroni presented a chart to the board concerning discharge statistics. It has been designed to flood on a two year frequency. DEP did not want to see the river reroute itself to the pond permanently. It was made certain that when the flood waters receded they would revert back to a normal flow. There have been no problems with the dike. Ken Faroni explained repairs which have been done. The bridge needs to be addressed. The rip rap will be addressed. There is question as to whose responsibility it is to maintain the spillway. Metro North has done some work in this area. The boat ramp was made out of sand; it was not going to work. Commissioner Minnick mentioned armoring where the old boat ramp was. The existing materials need to come out of the pond now. More heavy armor is needed. There was no armor where the boat ramp was. Commissioner Minnick stated there was a letter sent to the Selectmen to hold off for one year before accepting Toby's Pond to see how the spillway was going to work. Repairs were done in May. The stockpiles are diverting the water, they need to be removed. The boat ramp will be built in a new location. The Japanese knotweed needs to be taken care of. The spillway needs to be cleaned up because it acts as a dam.

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011
REVISED**

PAGE 3

New Applications

Application A-2011-294 – 34 Lasky Road – Ed Zaldumbide - Addition to House

David Keating, Wetlands Enforcement Officer explained the homeowner on 34 Lasky Road needs to replace some existing sona tubes so that the structure can be redone which are within 50 feet of the wetland and watercourse. Therefore, a permit is needed from this Commission. Joe Michaud, Contractor came before the board representing the homeowner and presented the proposed plan to the board. The deck will come out 20 feet and across 45 feet. The stairs will be 27 feet from the wetlands. An addition will be built on the back of the house. There will be 12 columns, 10 inches wide, 8 inches deep with the addition on top. The addition is coming out 12 feet. The proposed deck is 20 feet wide; the addition is only 12 feet. There is a deck there currently. The new addition is going to be where the second deck is now. Mr. Michaud explained that upstream there is a three foot drain in the neighbor's yard. To the right downstream a road was built on the other side of the brook. Mr. Michaud presented pictures and a video to the board. Mr. Michaud stated that the stairs could be relocated. Chairman Smith stated the deck can be shortened. No IWWC fee was paid. Commissioner W. Opuszynski stated his concern regarding erosion control during construction. No machinery will be used to dig the holes for the tubes.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to accept the application for review and on the agenda for next month.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Commissioners W. Opuszynski and M. Opuszynski recused themselves.

3 Sharon Drive – drainage

David Keating, Wetlands Enforcement Officer explained a letter was received last month from the property owner of Cooke Lane regarding 3 Sharon Drive. The property owner complained that there is an increase of the amount of water caused erosion. Dave Keating visited both properties. He also made copies of information from the building department. There is no Inland Wetland or Watercourse that has been scoured out. There is erosion. It was determined that it is a civil issue between the two property owners. Photos have been forwarded to the board. Chairman Smith contacted Jim Galligan, Town Engineer concerning this matter. Chairman Smith feels the Town Attorney should be contacted. The storm water management regulations talks about storm water runoff into town streets and town facilities, not from house to house/private property. Dave Keating will contact the town attorney.

Commissioners W. Opuszynski and M. Opuszynski are back on the board.

76 West Road – Lee Ann Rivers

Chairman Smith explained that he and Vice Chairman Knapik visited 76 West Road, Lee Ann Rivers' property. It was noted that Mr. Jones had completed his drainage work. He was tied into the storm drainage system. Chairman Smith stated that another neighbor's yard had just been reseeded. His gutters were piped and he day lighted them right toward the backyard of 76 West Road. This may not be why it was wet six months ago, this work was just done. It was visible where the water trailed through the woods. It is possible that Mr. Jones could have contributed to

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011
REVISED**

PAGE 4

the runoff. Mr. Jones is now tied into the storm sewer. Mrs. Rivers has been contacted. Commissioner Minnick explained we have had a significant amount of rain that is not normal.

Approval of Minutes

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to approve the minutes for September with noted correction.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Correspondence

1. A letter from the Inland Wetlands Commission, Town of Bethany dated September 28, 2011 was received regarding a public hearing on Monday, October 24, 2011 at 8 p.m. for a five lot subdivision on Mesa Drive in the Town of Bethany.
2. A copy of the letter dated September 15, 2011 from David Keating, Wetlands Enforcement Officer to Erica and David Lawton, 50 Burton Road regarding the driveway repair was received. Dave Keating stated he sent a letter. The Town Engineer and Susan Cable, First Selectman might have found a provision that the Town is somewhat responsible for maintenance of that driveway and/or culvert. He has not seen any of the details. Commissioner W. Opuszynski stated that the Town is applying to FEMA for some help. He does not think that the Town is responsible.
3. Information from the Land Use Academy concerning advanced training. The cost is \$35.00. Date is November 5, 2011 at Central Connecticut State University.
4. CACIWC - Annual Meeting/Conference on November 12, 2011 at Mountain Ridge in Wallingford. Commissioner Minnick would like to attend. The board members are supposed to be attending a session every two years. It is a requirement of being on the board. There is a fee (\$40.00) which is paid by the Town.
5. Connecticut Wildlife Magazine
6. A letter dated September 30, 2011 from the Connecticut Department of Energy & Environmental Protection was received concerning: Application No. PGP-201105768, Application Type: Section 401 Water Quality Certification: Category 2 of the Connecticut General Permit, Project: Replacement of Metro-North Bridge No. 08276R over Spruce Brook, Town: Beacon Falls.
7. Planning and Zoning Commission Minutes dated September 15, 2011 regarding Zone Text Amendment.
8. Planning and Zoning Commission Regular Meeting Minutes dated September 15, 2011.
9. Conservation Commission Minutes dated October 3, 2011.
10. Conservation Commission Minutes dated September 12, 2011.
11. A letter dated September 26, 2011 from Arcadis Infrastructure, environment, buildings was received concerning Beacon Heights Landfill Site- Storm water Issues.

Public Hearings & Considerations of Public Hearings

Tabled - the proposed revisions to the regulations is to be proofread.

Administrative Reports

There is nothing to discuss.

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011
REVISED**

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O&G Restoration

Commissioner Minnick stated that the water has to be directed away from the boat ramp. There was money put aside to maintain Toby's Pond. The letter of recommendation from the Inland Wetlands and Watercourse Commission was to wait at least two years to make sure the spillway was going to work. There was also erosion along the bank and the bridges were issues. There are organizations and builders ready to help. Other people just want to sell Matthies and Toby's Pond. There are high school students looking for jobs. Boy Scouts are ready to adopt it. O&G needs to come back with recommendations.

New Business - none

Budget

Report of Accounts

Commissioner W. Opuszynski gave a report of the accounts.

Bills

D. Keating - months of August and September

M. Kempa

Republican-American Newspaper

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszynski that the Commission pay for any of the members to attend the CACIWC annual meeting and conference.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees - submitted as received.

Miscellaneous - nothing

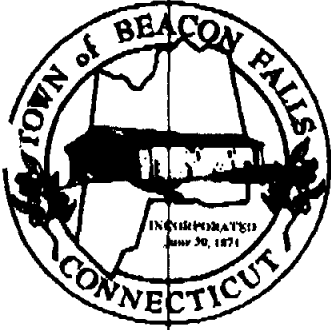
Petitions from Commissioners - none

Executive Session - none needed

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to adjourn the meeting at 9:40 p.m.

Respectfully submitted,

Maryann Kempa
Maryann Kempa
Clerk



TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

November 7, 2011

Kurt Novak, Town Clerk
 Town of Beacon Falls
 10 Maple Avenue
 Beacon Falls, CT 06403

9:01 AM
 NOV 13 2011
Kurt Novak

Dear Mr. Novak:

Re: Schedule of IWWC Meetings for Year 2012

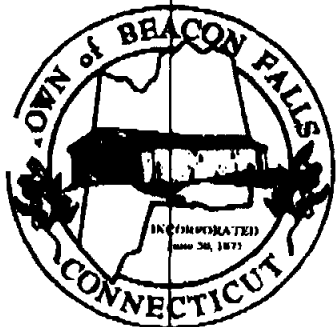
The schedule of meetings for the IWWC for the year 2012 is as follows:

- January 11th
- February 8th
- March 14th
- April 11th
- May 9th
- June 13th
- July 11th
- August 8th
- September 12th
- October 10th
- November 14th
- December 12th

Sincerely,

Maryann Kempa
 Maryann Kempa
 Clerk

Cc: Board Members
 James Galligan



TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

November 2, 2011

Town Clerk -- Kurt Novak
 Town of Beacon Falls
 10 Maple Avenue
 Beacon Falls, CT 06403

9:00AM
 NOV 7 3 2011
Grade N Beckwith

The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, November 9, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – October
Public Hearing – Regulations
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.

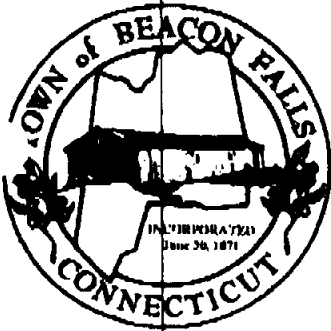
Inland Wetlands and Watercourse Commission**Agenda, November 9, 2011****Page 2**

10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3
11. Application A-2007-275 Beacon Hill – Skokorat Road
12. Application A-2010-287 – Lancaster Dr. – Beaver Control
13. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
14. Application A-2011-290 – Ryan Smith, 80 Pinesbridge Road
15. Application A-2011-292 – Downtown Streetscape
16. Laskey Road/Refurbish Trail – Boy Scouts
17. Application A-2011-293 - Harmon Family, 53 Hubbell Ave. – Trailer Replacement
18. Application A-2011-294 - 34 Lasky Rd.–Ed Zaldumbide Addition to House
19. IWWC Regulations & Application Update
- H. New Business
- I. Budget
 1. Report of Accounts
 2. Payment of Bills
 3. State of Connecticut Fees
5. Miscellaneous
6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
7. Adjournment

Respectfully submitted,



Maryann Kempa
Clerk



TOWN of BEACON FALLS
Connecticut

9:00 AM
 OCT 26 2011
 Ryan Beckwith

INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, OCTOBER 12, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of October 12, 2011 to order at 7:37 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Walter Opuszynski and Michael Opuszynski.

Absent: Commissioners: David Chadderton and Arlene Brumer.

Also Present: Wetlands Enforcement Officer David Keating, Joe Michaud, Ken Faroni, Ryan Smith and Christian Schwenger.

Pledge of Allegiance – recited

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to allow the Chairman to rearrange the agenda accommodate the public.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Application A-2011-290 – Ryan Smith, 80 Pines Bridge Road

David Keating, Wetlands Enforcement Officer stated that Mr. Smith has a status report and a request for amendments:

Status Report dated 10/12/2011 states:

1. To date the silt fence has been installed and inspected.
2. The front yard and parking area has been graded.
3. The old concrete stairs and sidewalks have been removed.
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5. The boulders have been used to outline the new look of the western side yard and hold the fill.
6. The first 26' of the timber retaining wall has been shored up with boulders and fill.
7. Currently 40 yards of process is stockpiled on site. The process will replace the loam currently located in the parking area creating a proper base for future paving. The loam from the parking area will be used for planting bed along Rte. 42.

Proposed Amendments:

1. Removal of four maple trees (see attached description from Out on a Limb Tree Service). The trees have been tagged and are marked on copies of original accepted map. To lessen the impact on the wetlands the trees will be removed with the use of a crane.
2. Request a change of species from Yew to Juniper for proposed plantings along the guard rail on Route 42.

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011****PAGE 2**

Mr. Smith presented a map to the board. Mr. Smith stated he wanted to take down four trees. The trees will be taken down using a crane. Mr. Smith presented pictures on his cell phone to the board. They will not be encroaching on the wetlands. The stumps will remain. Mr. Smith also explained in the original plan it showed a yew to be planted, he would like to make a change to a juniper.

Commissioner Minnick stated that since his activity is not in the wetlands or setback from the wetlands he feels a motion can be made to approve the changes.

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszynski to approve the plan as modified.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Vice Chairman Knapik had a question about the materials which were brought in. Vice Chairman Knapik stated he is satisfied. He did not realize it was part of the application. The back wall was discussed.

Application A-2001-218 O&G Restoration

Chairman Smith stated that last month there was some discussion regarding Toby's Pond. Ken Faroni, O&G was asked to attend this meeting. Chairman Smith stated that there was some damage done to Toby's Pond after the storm. Commissioner Minnick stated an email was sent concerning his concerns. Mr. Faroni stated he did not get the email. The Town has some responsibilities which were neglected and O&G has some responsibilities which were neglected. Help is needed to resolve it. Mr. Faroni has gotten an email from Susan Cable.

Mr. Faroni stated that for the next 25 years after the property was deeded to the Town was to maintain the spillways and the dikes. A payment of \$40,000 was provided to the Town which is to be used for maintenance for Toby's Pond. In March after the first flood, a letter was received from Nafis & Young. Commissioner Minnick, Susan Cable, First Selectman, Jim Galligan, Town Engineer and himself met there. The boat ramp in that location is not going to work. There were reservations from the beginning. It was a requirement of DEP to put a boat ramp in. The rip rap was putted back. The boat ramp will be moved south where it will not be impacted by flood waters. Ken Faroni presented a chart to the board concerning discharge statistics. It has been designed to flood on a two year frequency. DEP did not want to see the river reroute itself to the pond permanently. It was made certain that when the flood waters receded they would revert back to a normal flow. There have been no problems with the dike. Ken Faroni explained repairs which have been done. The bridge needs to be addressed. The rip rap will be addressed. There is question as to whose responsibility it is to maintain the spillway. Metro North has done some work in this area. The boat ramp was made out of sand; it was not going to work. Commissioner Minnick mentioned armoring where the old boat ramp was. The existing materials need to come out of the pond now. More heavy armor is needed. There was no armor where the boat ramp was. Commissioner Minnick stated there was a letter sent to the Selectmen to hold off for one year before accepting Toby's Pond to see how the spillway was going to work. Repairs were done in May. The stockpiles are diverting the water, they need to be removed. The boat ramp will be built in a new location. The Japanese knotweed needs to be taken care of. The spillway needs to be cleaned up because it acts as a dam.

OCT 26 2011

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011****PAGE 3****New Applications****Application A-2011-294 – 34 Lasky Road – Ed Zaldumbide - Addition to House**

David Keating, Wetlands Enforcement Officer explained the homeowner on 34 Lasky Road needs to replace some existing sonic tubes so that the structure can be redone which are within 50 feet of the wetland and watercourse. Therefore, a permit is needed from this Commission. Joe Michaud, Contractor came before the board representing the homeowner and presented the proposed plan to the board. The deck will come out 20 feet and across 45 feet. The stairs will be 27 feet from the wetlands. An addition will be built on the back of the house. There will be 12 columns, 10 inches wide, 8 inches deep with the addition on top. The addition is coming out 12 feet. The proposed deck is 20 feet wide; the addition is only 12 feet. There is a deck there currently. The new addition is going to be where the second deck is now. Mr. Michaud explained that upstream there is a three foot drain in the neighbor's yard. To the right downstream a road was built on the other side of the brook. Mr. Michaud presented pictures and a video to the board. Mr. Michaud stated that the stairs could be relocated. Chairman Smith stated the deck can be shortened. No IWWC fee was paid. Commissioner W. Opuszynski stated his concern regarding erosion control during construction. No machinery will be used to dig the holes for the tubes.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to accept the application for review and on the agenda for next month.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Commissioners W. Opuszynski and M. Opuszynski recused themselves.

3 Sharon Drive – drainage

David Keating, Wetlands Enforcement Officer explained a letter was received last month from the property owner of Cooke Lane regarding 3 Sharon Drive. The property owner complained that there is an increase of the amount of water caused erosion. Dave Keating visited both properties. He also made copies of information from the building department. There is no Inland Wetland or Watercourse that has been scoured out. There is erosion. It was determined that it is a civil issue between the two property owners. Photos have been forwarded to the board. Chairman Smith contacted Jim Galligan, Town Engineer concerning this matter. Chairman Smith feels the Town Attorney should be contacted. The storm water management regulations talks about storm water runoff into town streets and town facilities, not from house to house/private property. Dave Keating will contact the town attorney.

Commissioners W. Opuszynski and M. Opuszynski are back on the board.

76 West Road – Lee Ann Rivers

Chairman Smith explained that he and Vice Chairman Knapik visited 76 West Road, Lee Ann Rivers' property. It was noted that Mr. Jones had completed his drainage work. He was tied into the storm drainage system. Chairman Smith stated that another neighbor's yard had just been reseeded. His gutters were piped and he day lighted them right toward the backyard of 76 West Road. This may not be why it was wet six months ago, this work was just done. It was visible where the water trailed through the woods. It is possible that Mr. Jones could have contributed to the runoff. Mr. Jones is now tied into the storm sewer. Mrs. Rivers has been contacted.

Commissioner Minnick explained we have had a significant amount of rain that is not normal.

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011**

PAGE 4

Approval of Minutes

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to approve the minutes for September with noted correction.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Correspondence

1. A letter from the Inland Wetlands Commission, Town of Bethany dated September 28, 2011 was received regarding a public hearing on Monday, October 24, 2011 at 8 p.m. for a five lot subdivision on Mesa Drive in the Town of Bethany.
2. A copy of the letter dated September 15, 2011 from David Keating, Wetlands Enforcement Officer to Erica and David Lawton, 50 Burton Road regarding the driveway repair was received. Dave Keating stated he sent a letter. The Town Engineer and Susan Cable, First Selectman might have found a provision that the Town is somewhat responsible for maintenance of that driveway and/or culvert. He has not seen any of the details. Commissioner W. Opuszynski stated that the Town is applying to FEMA for some help. He does not think that the Town is responsible.
3. Information from the Land Use Academy concerning advanced training. The cost is \$35.00. Date is November 5, 2011 at Central Connecticut State University.
4. CACIWC – Annual Meeting/Conference on November 12, 2011 at Mountain Ridge in Wallingford. Commissioner Minnick would like to attend. The board members are supposed to be attending a session every two years. It is a requirement of being on the board. There is a fee (\$40.00) which is paid by the Town.
5. Connecticut Wildlife Magazine
6. A letter dated September 30, 2011 from the Connecticut Department of Energy & Environmental Protection was received concerning: Application No. PGP-201105768, Application Type: Section 401 Water Quality Certification: Category 2 of the Connecticut General Permit, Project: Replacement of Metro-North Bridge No. 08276R over Spruce Brook, Town: Beacon Falls.
7. Planning and Zoning Commission Minutes dated September 15, 2011 regarding Zone Text Amendment.
8. Planning and Zoning Commission Regular Meeting Minutes dated September 15, 2011.
9. Conservation Commission Minutes dated October 3, 2011.
10. Conservation Commission Minutes dated September 12, 2011.
11. A letter dated September 26, 2011 from Arcadis Infrastructure, environment, buildings was received concerning Beacon Heights Landfill Site- Storm water Issues.

Public Hearings & Considerations of Public Hearings

Tabled - the proposed revisions to the regulations is to be proofread.

Administrative Reports

There is nothing to discuss.

O&G Restoration

Commissioner Minnick stated that the water has to be directed away from the boat ramp. There was money put aside to maintain Toby's Pond. The letter of recommendation from the Inland Wetlands and Watercourse Commission was to wait at least two years to make sure the spillway was going to work. There was also erosion along the bank and the bridges were issues. There are organizations and builders ready to help. Other people just want to sell Matthies and Toby's

**INLANDS WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, OCTOBER 12, 2011**

PAGE 5

Pond. There are high school students looking for jobs. Boy Scouts are ready to adopt it. O&G needs to come back with recommendations.

New Business -- none

Budget

Report of Accounts

Commissioner W. Opuszynski gave a report of the accounts.

Bills

D. Keating – months of August and September

M. Kempa

Republican-American Newspaper

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszynski that the Commission pay for any of the members to attend the CACIWC annual meeting and conference.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees – submitted as received.

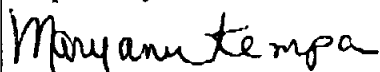
Miscellaneous – nothing

Petitions from Commissioners – none

Executive Session – none needed

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to adjourn the meeting at 9:40 p.m.

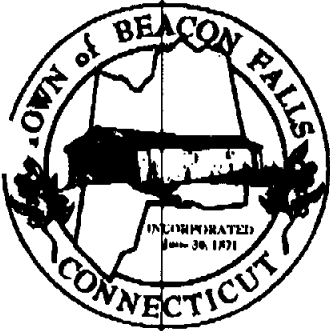
Respectfully submitted,



Maryann Kempa

Clerk

20 2011



Town of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

**INLAND WETLANDS AND WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, OCTOBER 12, 2011
MODIFICATIONS, UPDATES AND REVISIONS TO THE
INLAND WETLANDS & WATERCOURSE COMMISSION
REGULATIONS**

9:00 AM
OCT 24, 2011
David Bestwell

Chairman Edward Smith called the Public Hearing of the Inland Wetlands and Watercourse Commission of October 12, 2011 to order at 7:00 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik, Commissioners: Walter Opuszynski, Richard Minnick, and Michael Opuszynski.

Absent: Commissioners: David Chadderton and Arlene Brumer.

Also Present: Wetlands Enforcement Officer David Keating, Joe Michaud, Ken Farina, and Christian Schwenger.

The following notice was read by the Clerk:

Town of Beacon Falls, Inland Wetlands & Watercourse Commission, Notice of Public Hearing.

Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, October 12, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning: Modifications, Updates and Revisions to the Inland Wetlands & Watercourse Commission Regulations.

At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the regulations is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT Edward J. Smith, Chairman. Notice was published in the Republican American Newspaper on Friday, May 27, 2011 and Friday, June 3, 2011.

Chairman Smith asked if anybody from the public would like to address the board. There was no response. Commissioner Minnick made a recommendation that the proposed copy of the regulations be proof read one more time by persons other than the members or Larry Secor.

Commissioner Minnick stated there is a new map. The correct title from map is needed. The title of the map and the title in the regulations need to match up.

The following are corrections to the regulation are to be made:

**INLAND WETLANDS AND WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, OCTOBER 12, 2011
MODIFICATIONS, UPDATES AND REVISIONS TO THE
INLAND WETLANDS & WATERCOURSE COMMISSION
REGULATIONS**

PAGE 2

Page 1 – language adopted April 14, 2004 – wording is not correct – how should it be worded. Ordinances have been changed.

Appendixes C, D, E, F, G, H: ordinance concerning the designation of the IWWC as the town aquifer. A PDF copy is needed to provide it to Larry Secor to include in the regulations when it is published. Contact person Karen Wilson.

Ordinance – Establishing Criteria for Procedures and Finds – should refer to it and added as Appendix I. Section 14 – it is referenced on page 27, it is different from what is in the document.

Page 7 – 3.1 – Inventory of Regulated Areas – Paragraph One – states 50 foot, should it be changed to 100 foot? Is the correct word – regulated? What should verbage be? Within 100 feet is regulated. All areas within 50 feet of any wetlands or watercourses are regulated areas. Any areas within 100 feet are considered review areas. Change 50 feet to 100 feet.

Bottom of page file name – keep name of the document on bottom of page and date adopted.

Page 8 - Item G – 42.C – some of the changes from Darcy Winters result of a town's wetlands commission suing the town fire department.

Page 15 – 7.10 – a and b – how long permits are valid.

Page 27 – 14.6 & 14.7 – should reference the ordinance and what appendix (I) and verbage. Item 14.7 needs to go to Selectmen and a Town Public Hearing before vote. Another Item as 14.8 needed – other enforcements to include.

Page 33 – 19.7 – Fee Schedule – Applications Fee shall be based on town ordinance and refer back to Index – Appendix G. On Appendix G – not what the ordinance is called.

Return Receipts when holding a Public Hearing – checked with DEEP and Town Attorney. State Statute reads – may request, not must. IWWC will continue to request return receipts.

Chairman Smith asked three times if there were any more questions or comments concerning the proposed regulations?

Chairman Smith stated additional persons entered the Public Hearing and explained it is a Public Hearing concerning the proposed regulations. He then asked three times if there was anybody what would want to speak in favor or against the regulations.

David Keating, Wetlands Enforcement Officer and Maryann Kempa, Clerk will proofread the document for spelling and typos.

No action has been taken this evening and will be discussed at the regular meeting.


OCT 24 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, OCTOBER 12, 2011
MODIFICATIONS, UPDATES AND REVISIONS TO THE
INLAND WETLANDS & WATERCOURSE COMMISSION
REGULATIONS**

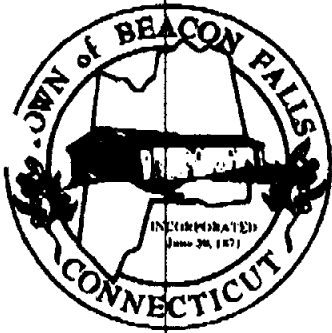
PAGE 3

**Motion was made by Commissioner Minnick and seconded by Commissioner W.
Opuszynski to close the Public Hearing at 7:35 p.m.**

Respectfully submitted,



Maryann Kempa
Clerk

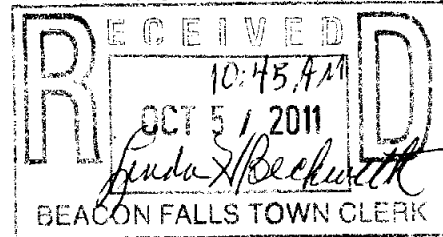


TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

October 5, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, October 12, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – September
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings Regulations
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 1. 34 Lasky Road – Ed Zaldumbide – Addition to House
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.

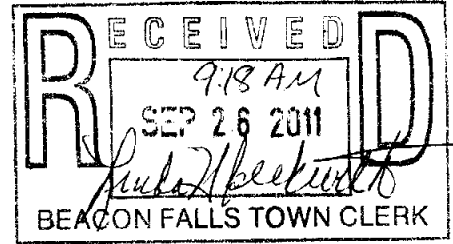
Inland Wetlands and Watercourse Commission**Agenda, October 12, 2011****Page 2**

10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3
 11. Application A-2007-275 Beacon Hill – Skokorat Road
 12. Application A-2010-287 – Lancaster Dr. – Beaver Control
 13. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
 14. Application A-2011-290 – Ryan Smith, 80 Pinesbridge Road
 15. Application A-2011-292 – Downtown Streetscape
 16. Laskey Road/Refurbish Trail – Boy Scouts
 17. Application A-2011-293 - Harmon Family, 53 Hubbell Ave. – Trailer Replacement
 18. IWWC Regulations & Application Update
- H. New Business
 - I. Budget
 1. Report of Accounts
 2. Payment of Bills
 3. State of Connecticut Fees
 5. Miscellaneous
 6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
 7. Adjournment

Respectfully submitted,



Maryann Kempa
Clerk



**TOWN OF BEACON FALLS
 INLAND WETLANDS & WATERCOURSE COMMISSION
 NOTICE OF PUBLIC HEARING**

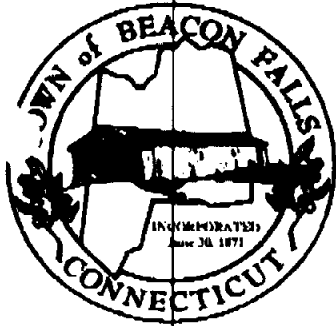
Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, October 12, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning:

Modifications, Updates and Revisions to the Inland Wetlands & Watercourse Commission Regulations

At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the regulations is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT

Edward J. Smith
 Chairman

Republican American
 September 29, 2011
 October 6, 2011



TOWN OF BEACON FALLS

Connecticut

9:00 AM
OCT 26 2011

Frank A. Beckwith

INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, SEPTEMBER 14, 2011 REVISED

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of August 10, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Walter Opuszynski and Arlene Brumer.

Absent: Commissioners: David Chadderton and Michael Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, Lee Anne Rivers, 76 West Road, Harold Jones, 2 Wanda Drive and Lars Edgren, 180 Lasky Road.

Pledge of Allegiance – recited

Comments from the Public

Lee Anne Rivers, 76 West Road came before the board concerning drainage coming onto her property. Brian Herb called Chairman Smith on Monday regarding drainage that was being put in on private property tying into a storm drain on private property, a couple of manholes that were put in. The catch basins were being tied into the West Road storm water system. Mrs. Rivers explained that she has a neighbor up on the hill above her and over the past few years, her yard became constantly wet. They cannot walk on the bank up her hill, because you sink in mud. Mrs. Rivers stated that her driveway turns into ice in the winter and is a mess. She is also losing trees on her tree line possibly root rot. Chairman Smith stated that this is a storm water management problem and would have to visit the site. Mrs. Rivers stated that her neighbor's front yard was recently dug up.

Harold Jones, 2 Wanda Drive came before the board and stated that he installed catch basins and manholes on his property. Mr. Jones presented a map to the board. Mr. Jones stated during the hurricane he had water in his cellar. He stated his curtain drains were plugged up. Chairman Smith asked if any of surface water is coming down to Mrs. Rivers's property. Mr. Jones stated that he excavated his property where the water comes down and tied into the manhole. Chairman Smith stated they will do a field walk.

Lars Edgren of 180 Lasky Road came before the board concerning drainage from Route 42 onto his driveway. Vice Chairman Knapik visited the site and can see where the water is coming from. Chairman Smith stated that a Cease and Desist Order was issued by the Zoning Enforcement Officer regarding 177 Lasky Road to clean up the property. Vice Chairman Knapik stated that the storm pipe was installed on Route 42 and it is not working like it used to. Chairman Smith stated that between the ATV's, trucks and cars racing around up there, the grass is gone. Chairman Smith will speak to Brian Herb, Zoning Enforcement Officer and Jim Galligan, Town Engineer regarding the catch basins. Commissioner Minnick mentioned speaking to Larry Secor, Nafis & Young regarding the drainage.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011
REVISED**

PAGE 2

Approval of Minutes**August Meeting**

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to accept the August minutes with changes.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to accept the Public Hearing minutes – Dr. Dey with changes.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

Public Petitions – none**Correspondence**

A Cease and Desist Order dated 7/19/11 from Brian Herb, C.Z.E.O. to Stanley Petersen regarding 177 Lasky Road was received.

Commissioner W. Opuszynski recused himself.

A letter from Jeffrey W. Tuccio, Lyons Tuccio and Tuccio, LLC dated September 1, 2011 regarding 198 Cook Lane, Beacon Falls, CT regarding drainage from 3 Sharon Drive was received. Chairman Smith read the letter into the minutes: Please be advised that this office represents Sharon and Eugene Scheithe, who are the owners of 198 Cook Lane, Beacon Falls, Connecticut. My clients inform me that within the last several years a house was constructed on the land that abuts their property, which is owned by Christian H. and Michelle O. Schwenger and is known as 3 Sharon Drive. Apparently, the drainage system that was installed at this property causes the water to drain directly from the property onto my clients' property. This design has caused substantial erosion to my clients' property, including washing out the driveway, which my clients have attempted to repair but to no avail as a result of the continuing nature of the problem. Please let this letter serve as a formal request for you to investigate the drainage system installed of 3 Sharon Drive as it seems highly unlikely that this system as built could have been approved by this Commission or comply with applicable regulations. I assume such investigation will not only include a site visit but a review of the applicable application and plans, which have been submitted to the Commission. After you have had an opportunity to look into this matter, please contact me at the above number to discuss.

Chairman Smith stated that this project was not a subdivision. It was a split off a piece of property. Dave Keating, Wetlands Enforcement Officer will check the building permits.

Commissioner W. Opuszynski is back on the board.

A letter was received from Nafis & Young dated 8/15/11 regarding the draft regulations which were forwarded to DEP.

A letter was received from the Inland Wetlands Commission of the Town of Bethany dated August 24, 2011 to Kurt Novak, Town Clerk in reference to Application #1170 submitted by

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011
REVISED**

PAGE 3

James W. Woodward for a five lot subdivision located at 46 Mesa Drive, Bethany, Connecticut which is within 500 feet of the Beacon Falls Town line. A public hearing has been scheduled for Monday, October 24, 2011 at 8 p.m. in the Commission Room of the Bethany Town Hall. Enclosed was a subdivision map. Commissioner Minnick stated that Town Engineer, Jim Galligan is to be notified to make sure there is not going to be water flowing into our property.

A letter was received from Fred Clark, DeCarlo and Doll to Jim Galligan, Town Engineer dated 8/15/2011 regarding the attached documents: 1. Noted correspondence re: DEP SCEL Exemption and FMC GP and 2. The February 2009 Rendering Panel for the Streetscape Project. Commissioner Minnick stated it was information which they were to provide to the Commission. It was the various permits.

Information from the State of Connecticut DEP regarding: 2011 Municipal Inland Wetland Commissioners Training Program: Segment 3.

An interoffice memorandum was received from Susan Cable, First Selectman dated August 22, 2011 regarding the clerk's rate of pay.

A map from JLN Consulting regarding Dr. Dey's project was received.

The Planning and Zoning Minutes dated August 18, 2011.

The Habitat - Summer issue.

The Connecticut Wildlife Magazine.

**Public Hearings & Consideration of Public Hearings
Wednesday, October 12, 2011, 7 p.m. - Regulations**

Commissioner Minnick stated that conditions have been met for Dr. Dey's project but they also have bonds, surety that needs to be included in the condition. Currently we do not have that information from the Town Engineer. There has been difficulty getting information from their engineer.

Commissioner Minnick discussed the Public Act 1179 concerning bonds and other surety for approval of site plans and subdivision. It is a new act that was just passed not too long ago. It restricts severely what the Planning and Zoning Commissions can do with bonding. It does not impact soil and erosion control bonds issued or required by Inland Wetlands Commissions. There was a question regarding storm water management which is under this Commission's jurisdiction. It is the belief that the Inland Wetlands has the authority to request surety/bonds. Commissioner Minnick stated that we do not want to accept surety bonds as they are the most difficult to collect. It is now permitted for a developer to issue surety bonds, which is like an insurance policy.

New Business - none

**Administrative Reports
Old Business**

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011
REVISED**

PAGE 4

Application A-2001-218 O&G Restoration

Commissioner Minnick stated that no letter is going to be drafted from this Commission to O&G concerning the restoration of Toby's Pond. Both the Town and O&G have responsibilities. Chairman Smith feels that maintenance is going to be hard at Toby's Pond.

Application A-2010-287 – Lancaster Dr. – Beaver Control

Chairman Smith stated he had a conversation with a person from Goldenrod. He was inquiring about the beaver pond. He asked if there are any plans to close the open drainage. Chairman Smith will talk to Jim Galligan, Town Engineer. This matter will be kept on the agenda.

Application A-2008-277 Depot Street Bridge – Town of Beacon Falls

This matter can be taken off the agenda.

Application A-2009-280 Setaro, D/E. – Buckingham Drive

Vice Chairman Knapik noted that the grass is growing and it has been mowed. This matter can be taken off the agenda.

Application A-2011-290 Ryan Smith, 80 Pines Bridge Road

Dave Keating, Wetlands Enforcement Officer received a call from Mr. Smith stating that the silt fence in and work was started on the house.

Application A-2011-289 Smith Farms Dev. LLC – storm water drainage

This matter will be kept on the agenda.

Lasky Road – Refurbish Trail – Boy Scouts

Chairman Smith noted that nothing was being done in the wetlands. This matter will be kept on the agenda until the work is finished.

Application A-2001-293 Harmon Family – 53 Hubbell Avenue -Replacement Trailer

This matter will be kept on the agenda until completed.

Miscellaneous

Dave Keating, Wetlands Enforcement Officer stated the following issues came up as a result of the storm:

Burton Road

On Burton Road as you come up from Main Street. The first house on the right hand side, there is a driveway that goes in, crosses the brook and then goes to the house. They had a wash out of the driveway about four feet in diameter. There has been some erosion next to the pipes, not the pipes themselves or the emergency spillway. It is about 40 feet off the road edge. Dave was out there with Eddy Bea and the public works department. The responsibility is the homeowners as it is on private driveway. From an Inland Wetlands perspective if they are going to just repair, he can approve it administratively. If they are going to tear down the existing crossing and install bigger pipes, then they would have to come to the commission as an application. Chairman Smith asked if the pipes, not the emergency spillway, below the driveway get clogged which caused the backup to come up the road and the water enter into Laurel Ledge School. The pipes were silted up. Dave Keating stated this would be a private maintenance issue. The pond has not been

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011
REVISED**

PAGE 5

cleaned out for a long while. Commissioner Minnick stated that Mr. Martin was supposed to clean the pond but never did. Commissioner W. Opuszynski mentioned that the pipe on Burton Road near the school was previously clogged by trash.

Commissioner Minnick stated he and Charlie Edwards went to Mr. Jurzynski's property. They went down in there. The pipes underneath got clogged. There is mining around the pipe which water started to flow around it. Down in the hole there is a large void the size of this table. The water did not go down the box culvert into the spillway it came around. The structure needs to be taken out. There is substantial work to be done there. The silt from the pond has to be removed. This is private property maintenance. Steel plates were put down so the people can get in and out. Dave Keating stated that if it is just a repair to fill in the hole and resurface it, he could approve it administratively. If it is going to need ripping out replacing pipes and dredging of the pond, it would need an application to the commission. He asked if the commission would want to authorize the Chairman and Vice Chairman on behalf of the commission concerning the environmental impact. Chairman Smith stated the officers can review any plan submitted and authorize Dave Keating, but all the members of the commission should be notified. Any plan submitted would have to be reviewed by the Town Engineer. Commissioner Minnick stated that the whole structure is deteriorated. The head wall and end wall from the downstream part has separated from the box on the culvert. He does not see any way to structurally repair it. The utilities are also under there. Dave Keating stated that the Town Engineer would have to review the plans, to make sure downstream people are not going to adversely affected. The cost to implement it and repair it is not a Town responsibility. Dave Keating wants to write a letter to the property owners stating that this is not the Town's responsibility. Commissioner W. Opuszynski stated that if it is temporarily fixed it may end up running into more problems. The Town Engineer was directed to go out there.

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Vice Chairman Knapik stated that on Rice Lane there was a change to the two catch basins at the bottom of the access road to the tower. The property is private property. AT&T was supposed to maintain the property for 20 years. Chairman Smith stated it is a private matter.

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Commissioner W. Opuszynski stated that drainage is going to be changed on the lower part. There is going to be regrading and other pipes are going to be installed. There are severe problems there. Commissioner W. Opuszynski will forward the information to Dave Keating.

Petitions from Commissioners

Commissioner Minnick stated that since so much is happening in Town with regard to storm water management, a meeting is needed for review. A map of the town is needed to flag the hot

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011
REVISED**

PAGE 6

spots. Chairman Smith suggested going to the Selectmen and have them call a special meeting with department heads.

Proposed Ordinance

Chairman Minnick stated that in Section B – issuance of citation: rather than any person authorized by the First Selectman ... it should be any person authorized by the Inland Wetlands and Watercourse Commission with the approval of the Board of Selectmen. Also in # 4 - Payment of the fine should be to the Inland Wetlands Commission not the Town. In #5 & 2 should be changed from the First Selectman should be the Board of Selectmen. In #6 it states Town should be Inland Wetlands Commission. The citation – the presence of a commission member or designated agent is okay. Page 3 C-#6 – First Selectman should be Board of Selectmen. #4 – he or she to be changed from her or she. The proposed ordinance needs to be presented to the Board of Selectmen.

Payment of Bills

M. Kempa and Nafis & Young

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

State of Connecticut fees – none.

Clerk's Salary

Chairman Smith stated that a memorandum was received stating that the clerk's salary can be reviewed. A raise was included in Inland Wetlands budget.

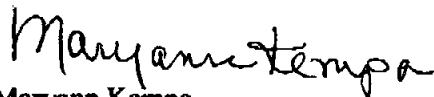
Motion was made by Chairman Smith and seconded by Commissioner W. Opuszynski to approve a raise in the clerk's salary of Two Dollars (\$2.00) per hour and increase of Two Dollars (\$2.00) for attendance of meetings.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Executive Session – none

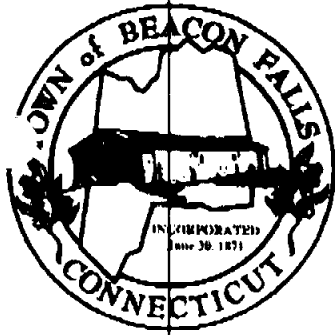
Motion was made by Vice Chairman Knapik and seconded by Commissioner Opuszynski to adjourn the meeting at 9:30 p.m.

Respectfully submitted,

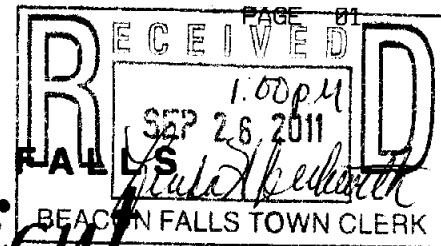


Maryann Kempa
Clerk

20 2011



TOWN of BEACON FALLS
Connecticut



INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, SEPTEMBER 14, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of August 10, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Walter Opuszynski and Arlene Brumer.

Absent: Commissioners: David Chadderton and Michael Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, Lee Anne Rivers, 76 West Road, Harold Jones, 2 Wanda Drive and Lars Edgren, 180 Lasky Road.

Pledge of Allegiance – recited

Comments from the Public

Lee Anne Rivers, 76 West Road came before the board concerning drainage coming onto her property. Brian Herb called Chairman Smith on Monday regarding drainage that was being put in on private property tying into a storm drain on private property, a couple of manholes that were put in. The catch basins were being tied into the West Road storm water system. Mrs. Rivers explained that she has a neighbor up on the hill above her and over the past few years, her yard became constantly wet. They cannot walk on the bank up her hill, because you sink in mud. Mrs. Rivers stated that her driveway turns into ice in the winter and is a mess. She is also losing trees on her tree line possibly root rot. Chairman Smith stated that this is a storm water management problem and would have to visit the site. Mrs. Rivers stated that her neighbor's front yard was recently dug up.

Harold Jones, 2 Wanda Drive came before the board and stated that he installed catch basins and manholes on his property. Mr. Jones presented a map to the board. Mr. Jones stated during the hurricane he had water in his cellar. He stated his curtain drains were plugged up. Chairman Smith asked if any of surface water is coming down to Mrs. Rivers's property. Mr. Jones stated that he excavated his property where the water comes down and tied into the manhole. Chairman Smith stated they will do a field walk.

Lars Edgren of 180 Lasky Road came before the board concerning drainage from Route 42 onto his driveway. Vice Chairman Knapik visited the site and can see where the water is coming from. Chairman Smith stated that a Cease and Desist Order was issued by the Zoning Enforcement Officer regarding 177 Lasky Road to clean up the property. Vice Chairman Knapik stated that the storm pipe was installed on Route 42 and it is not working like it used to. Chairman Smith stated that between the ATV's, trucks and cars racing around up there, the grass is gone. Chairman Smith will speak to Brian Herb, Zoning Enforcement Officer and Jim Galligan, Town Engineer regarding the catch basins. Commissioner Minnick mentioned speaking to Larry Secor, Nafis & Young regarding the drainage.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011****PAGE 2****Approval of Minutes
August Meeting**

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to accept the August minutes with changes.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to accept the Public Hearing minutes – Dr. Dey with changes.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

Public Petitions – none**Correspondence**

A Cease and Desist Order dated 7/19/11 from Brian Herb, C.Z.E.O. to Stanley Petersen regarding 177 Lasky Road was received.

A letter from Jeffrey W. Tuccio, Lyons Tuccio and Tuccio, LLC dated September 1, 2011 regarding 198 Cook Lane, Beacon Falls, CT regarding drainage from 3 Sharon Drive was received. Chairman Smith read the letter into the minutes: Please be advised that this office represents Sharon and Eugene Scheithe, who are the owners of 198 Cook Lane, Beacon Falls, Connecticut. My clients inform me that within the last several years a house was constructed on the land that abuts their property, which is owned by Christian H. and Michelle O. Schwenger and is known as 3 Sharon Drive. Apparently, the drainage system that was installed at this property causes the water to drain directly from the property onto my clients' property. This design has caused substantial erosion to my clients' property, including washing out the driveway, which my clients have attempted to repair but to no avail as a result of the continuing nature of the problem. Please let this letter serve as a formal request for you to investigate the drainage system installed of 3 Sharon Drive as it seems highly unlikely that this system as built could have been approved by this Commission or comply with applicable regulations. I assume such investigation will not only include a site visit but a review of the applicable application and plans, which have been submitted to the Commission. After you have had an opportunity to look into this matter, please contact me at the above number to discuss.

Chairman Smith stated that this project was not a subdivision. It was a split off a piece of property. Dave Keating, Wetlands Enforcement Officer will check the building permits.

Commissioner Opuszynski is back on the board.

A letter was received from Nafis & Young dated 8/15/11 regarding the draft regulations which were forwarded to DEP.

A letter was received from the Inland Wetlands Commission of the Town of Bethany dated August 24, 2011 to Kurt Novak, Town Clerk in reference to Application #1170 submitted by James W. Woodward for a five lot subdivision located at 46 Mesa Drive, Bethany, Connecticut which is within 500 feet of the Beacon Falls Town line. A public hearing has been scheduled for Monday, October 24, 2011 at 8 p.m. in the Commission Room of the Bethany Town Hall.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011****PAGE 3**

Enclosed was a subdivision map. Commissioner Minnick stated that Town Engineer, Jim Galligan is to be notified to make sure there is not going to be water flowing into our property.

A letter was received from Fred Clark, DeCarlo and Doll to Jim Galligan, Town Engineer dated 8/15/2011 regarding the attached documents: 1. Noted correspondence re: DEP SCEL Exemption and FMC GP and 2. The February 2009 Rendering Panel for the Streetscape Project. Commissioner Minnick stated it was information which they were to provide to the Commission. It was the various permits.

Information from the State of Connecticut DEP regarding: 2011 Municipal Inland Wetland Commissioners Training Program: Segment 3.

An interoffice memorandum was received from Susan Cable, First Selectman dated August 22, 2011 regarding the clerk's rate of pay.

A map from JLN Consulting regarding Dr. Dey's project was received.

The Planning and Zoning Minutes dated August 18, 2011.

The Habitat -- Summer issue.

The Connecticut Wildlife Magazine.

**Public Hearings & Consideration of Public Hearings
Wednesday, October 12, 2011, 7 p.m. -- Regulations**

Commissioner Minnick stated that conditions have been met for Dr. Dey's project but they also have bonds, surety that needs to be included in the condition. Currently we do not have that information from the Town Engineer. There has been difficulty getting information from their engineer.

Commissioner Minnick discussed the Public Act 1179 concerning bonds and other surety for approval of site plans and subdivision. It is a new act that was just passed not too long ago. It restricts severely what the Planning and Zoning Commissions can do with bonding. It does not impact soil and erosion control bonds issued or required by Inland Wetlands Commissions. There was a question regarding storm water management which is under this Commission's jurisdiction. It is the belief that the Inland Wetlands has the authority to request surety/bonds. Commissioner Minnick stated that we do not want to accept surety bonds as they are the most difficult to collect. It is now permitted for a developer to issue surety bonds, which is like an insurance policy.

New Business --none**Administrative Reports****Old Business****Application A-2001-218 O&G Restoration**

Commissioner Minnick stated that no letter is going to be drafted from this Commission to O&G concerning the restoration of Toby's Pond. Both the Town and O&G have responsibilities. Chairman Smith feels that maintenance is going to be hard at Toby's Pond.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011**

PAGE 4

Application A-2010-287 – Lancaster Dr. – Beaver Control

Chairman Smith stated he had a conversation with a person from Goldenrod. He was inquiring about the beaver pond. He asked if there are any plans to close the open drainage. Chairman Smith will talk to Jim Galligan, Town Engineer. This matter will be kept on the agenda.

Application A-2008-277 Depot Street Bridge – Town of Beacon Falls

This matter can be taken off the agenda.

Application A-2009-280 Setaro, D/E. – Buckingham Drive

Vice Chairman Knapik noted that the grass is growing and it has been mowed. This matter can be taken off the agenda.

Application A-2011-290 Ryan Smith, 80 Pines Bridge Road

Dave Keating, Wetlands Enforcement Officer received a call from Mr. Smith stating that the silt fence in and work was started on the house.

Application A-2011-289 Smith Farms Dev. LLC – storm water drainage

This matter will be kept on the agenda.

Lasky Road – Refurbish Trail – Boy Scouts

Chairman Smith noted that nothing was being done in the wetlands. This matter will be kept on the agenda until the work is finished.

Application A-2001-293 Harmon Family – 53 Hubbell Avenue -Replacement Trailer

This matter will be kept on the agenda until completed.

Miscellaneous

Dave Keating, Wetlands Enforcement Officer stated the following issues came up as a result of the storm:

Burton Road

On Burton Road as you come up from Main Street. The first house on the right hand side, there is a driveway that goes in, crosses the brook and then goes to the house. They had a wash out of the driveway about four feet in diameter. There has been some erosion next to the pipes, not the pipes themselves or the emergency spillway. It is about 40 feet off the road edge. Dave was out there with Eddy Bea and the public works department. The responsibility is the homeowners as it is on private driveway. From an Inland Wetlands perspective if they are going to just repair, he can approve it administratively. If they are going to tear down the existing crossing and install bigger pipes, then they would have to come to the commission as an application. Chairman Smith asked if the pipes, not the emergency spillway, below the driveway get clogged which caused the backup to come up the road and the water enter into Laurel Ledge School. The pipes were silted up. Dave Keating stated this would be a private maintenance issue. The pond has not been cleaned out for a long while. Commissioner Minnick stated that Mr. Martin was supposed to clean the pond but never did. Commissioner W. Opuszynski mentioned that the pipe on Burton Road near the school was previously clogged by trash.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011**

PAGE 5

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**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, SEPTEMBER 14, 2011****PAGE 6**

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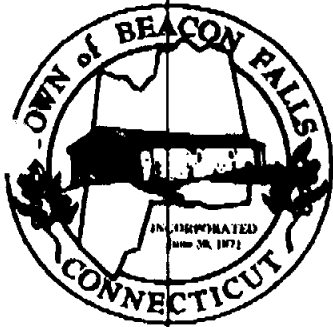
Executive Session - none

Motion was made by Vice Chairman Knapik and seconded by Commissioner Opuszynski to adjourn the meeting at 9:30 p.m.

Respectfully submitted,



Maryann Kempa
Clerk

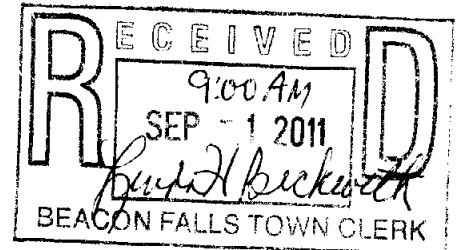


TOWN OF BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

September 1, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



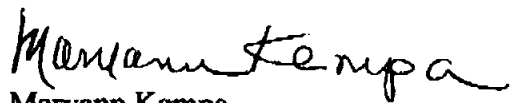
The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, September 14, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – August
Public Hearing Minutes – Dr. Dey
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.

**Inland Wetlands and Watercourse Commission
Agenda, September 14, 2011
Page 2**

10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3
 11. Application A-2007-275 Beacon Hill – Skokorat Road
 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
 14. Application A-2010-287 – Lancaster Dr. – Beaver Control
 15. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
 16. Application A-2011-290 – Ryan Smith, 80 Pinesbridge Road
 17. Application A-2011-292 – Downtown Streetscape
 18. Laskey Road/Refurbish Trail – Boy Scouts
 19. IWWC Regulations & Application Update
- H. New Business
1. Harmon Family – 53 Hubbell Avenue – Replacement Trailer
- I. Budget
1. Report of Accounts
 2. Payment of Bills
 3. State of Connecticut Fees
5. Miscellaneous
6. Petitions from Commissioners
- A. Executive Session to discuss pending litigation (if required)
7. Adjournment

Respectfully submitted,



Maryann Kempa
Clerk

SEP - 1 2011

DEC 7 2011

Richard Minnick

**Beacon Falls Inland Wetland and Water Course Commission
Findings and Conditions of Approval**

I, Commissioner Richard Minnick, this date August 10, 2011, make a motion to approve the application for a **Medical Office Building, Lot #45 Industrial/Business** development located on **127 Pines Bridge Road**, in Beacon Falls, Connecticut, application number **A-2011-291**, based on substantial evidence heard at the public hearing presented by the Applicant, JLN Consulting, George Logan, James Cassidy, the Beacon Falls Inland Wetlands and Watercourse Commission, (Commission), Commission Staff including the Town's Engineer, Administrative/Enforcement Officer, Commission Members, the Public, and others, during the course of the proceedings, that the Commission grant the application whereas, finding that there are no prudent and feasible alternatives to those presented and such activity shall have minimal impact on the wetlands and watercourses providing that the plans are implemented as presented and approved.

This permit is granted subject to the following conditions:

- 1. Construction shall be in accordance with the plans submitted to and reviewed by the Commission as follows:

Plans Prepared by: and dated as indicated below.

Flow Calculations Submitted to Commission by: Hallisey, Pearson & Cassidy; and Dated: July 5, 2011.

Soil Scientist Report Submitted to Commission by: REMA Ecological Services, LLC; and Dated: July 25, 2011.

	<u>No. of Sheets</u>	<u>Description</u>	<u>Date Issued</u>	<u>Date of Last Revisions</u>
a.	1	Cover Page	07/06/11	9/25/11
b.	1	Existing Conditions Property & Topographic Survey	07/06/11	9/25/11
c.				
d.	1	Zoning Improvement Location Survey/ Site Layout Plan	07/08/11	9/25/11
e.				
f.	1	Site Development Plan	07/08/11	9/25/11
g.	1	Erosion & Sediment Control Plan	07/08/11	9/25/11
h.	1	Stormwater Quality Basin Plan	07/08/11	9/25/11
i.	2	Site Details	07/08/11	9/25/11

- 2. This permit is not transferable without prior, written consent of the Beacon Falls Inland Wetlands and Watercourse Commission. If transfer is approved by the Commission, the terms and conditions of this permit shall bind all successors, heirs and/or assigns of the Applicant.
- 3. The Commission reserves the right to suspend or revoke the permit for due cause and in accordance with the procedures of the Connecticut General Statutes, Section 22a – 42a (d).
- 4. Any minor revisions to the documents identified in paragraph 1 above shall be submitted to the Town Engineer, the Commission's Administrative Enforcement Officer, and one (1) of the following members of the Beacon Falls Inland Wetland and Watercourse Commission for review: Chairperson, Vice-Chairperson, or the Secretary. The decision as to whether a change is minor will be made by the Commission member to whom the proposed revisions are submitted. The decision as to whether to approve proposed minor revisions or to deny proposed revisions as substantial in nature shall be at the discretion of that Commissioner. Changes which are deemed by that Commissioner to be substantial in nature will require submission to and review by the

**Beacon Falls Inland Wetland and Water Course Commission
Findings and Conditions of Approval**

entire Commission in accordance with Section 7.8 of the Inland Wetland and Watercourse Regulations of the Town of Beacon Falls. Any increase in the extent of regrading, development, disturbance, or impacts within or to the wetlands or watercourses, or in the regulated areas around the wetlands or watercourses, i.e., the fifty (50) feet setbacks, will require prior submission to and review by the entire Commission in accordance with Section 7.8 of the Inland Wetland and Watercourse regulations of the Town of Beacon Falls.

5. The **Record Subdivision Map** shall have a Signature Block for approval by the Beacon Falls Inlands Wetlands Commission.
6. All wetlands and watercourse areas shall be designated by markers provided by the Commission to the Applicant to be placed and secured to the appropriate tree or post prior to 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 kept on file with the Commission.
7. The **Record Subdivision Map** shall designate the wetlands and watercourses as well as the fifty (50) foot regulated buffer. A note is to be added to the **Record Subdivision Map** indicating that no activity is to be conducted in the buffer area without a permit from the Commission.
8. The **Record Subdivision Map** shall have a note indicating that no underground fuel storage tanks are permitted.
9. A sediment and erosion control and detention area **line of credit** and/or **cash** in the amount of **Twenty Five Thousand dollars (\$25,000.00)** must be submitted to the Inland Wetlands and Watercourse Commission prior to any disturbance or excavation work-taking place in connection with this project. The excavation work taking place in connection with this project for the construction of the detention area these funds will not be released to the Applicant until completion of the entire project. The performance bond and surety shall be in a form that is immediately accessible to the Town upon the failure of the developer to properly install or maintain appropriate and necessary sediment and erosion controls. If the Commission is forced to use any or all of the line of credit and/or cash amount for erosion and sediment control measures, the permit to the developer shall be suspended and may not be reactivated until after a hearing is conducted by the Commission and the full line of credit and/or cash amount is restored and the developer clearly demonstrates to the Commission's satisfaction that all sediment and erosion control measures can and will be properly maintained in the future.
10. During the construction of the roads, water channels, drainage system and utilities, written reports from the Applicant shall be submitted to the Commission each month. The reports must be received at or prior to the regularly scheduled meeting on the second Wednesday of each month. The reports shall be detailed and shall review all work undertaken at the site including, but not limited to:
 - Types and amounts of materials moved on and/or removed from site;
 - Types of materials brought to the site;
 - Sources and content of material brought to the site;
 - Extent and locations of grading, filling, excavation and other changes to the site;
 - Seeding, planting, transplanting and other efforts to create and/or restore vegetative cover;
 - Sediment/erosion/siltation and other control measures used on site, how effectively those controls are functioning, and what controls can or will be installed within the next thirty (30) days to control activities and conditions at anticipated work areas;

**Beacon Falls Inland Wetland and Water Course Commission
Findings and Conditions of Approval**

- The Commission may require other information as appropriate and/or necessary.
11. The Applicant is responsible for obtaining any and all additional permits and approvals necessary to complete the project. The permit from the Beacon Falls Inland Wetlands and Watercourses Commission concerns only the work within and adjacent to regulated areas and the storm water detention system and sediment and erosion control plan necessary for the implementation of the project. The Commission advises the Applicant that approval must be obtained from other local departments and commissions and a water diversion or dam permit might be necessary from the CT Department of Environmental Protection. The Applicant shall provide to the Commission a copy of such permits or, written confirmation that such approvals are not necessary.
 12. The Applicant shall verbally notify the Town Engineer and also shall notify the Wetland Enforcement Officer and or Chairperson in writing no less than ten (10) days prior to the commencement of construction and/or excavation and/or other disturbance activities at the site. The Staff will inspect the erosion controls to make sure that they are sufficient and as per plan. All sediment and erosion control measures should be maintained until all disturbed areas are stabilized and re-vegetated.
 13. To deal with the on-site conditions and to prevent degradation of/and negative impact to wetlands and/or watercourses, the Applicant shall use sediment/erosion controls and environmental protection measures shown on the plans, in the application, and per the Standards as set forth in "2002 Connecticut Guidelines for Soil Erosion and Sedimentation Control" handbook. The Applicant shall also use any additional controls and/or measures as may be required by the BFIWWC Enforcement Officer, the Town Engineer or other appointee of the Commission.
 14. All field changes deviating from the approved plans must be submitted by the Applicant to the Town Engineer before any such changes are implemented. If the Town Engineer determines that the field changes are minor in nature, and will not permanently impact the wetlands, watercourses, the wetlands and watercourses set-back areas, other areas regulated by the Commission, or the storm detention system, then the Town Engineer may approve the proposed field changes. If the proposed field changes are substantial, as determined by the Town Engineer, or if they could result in permanent impacts to the wetlands, watercourses, setback areas or regulated areas, or if they involve the storm detention system, then the proposed field changes must be submitted to the entire Commission pursuant to Section 7.8 of the regulations of the Commission. Such modifications due to field conditions cannot be implemented unless and until approved by the Commission.
 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 on or off site unless specifically authorized by this permit.
 16. Extra sediment/erosion controls (fencing, stone, etc.) shall be stored on site and in immediately accessible areas to deal with unforeseen circumstances and emergencies.
 17. During inclement weather and at the end of each day, or when work is discontinued for any other reason, the site must be secured and safe. All necessary and appropriate sediment and erosion controls are to be in place and functional at the end of each day.
 18. Adequate precautions and safeguards shall be undertaken by the Applicant whenever heavy rains or high water flow are predicted. These precautions and safeguards include, but are not limited to;

**Beacon Falls Inland Wetland and Water Course Commission
Findings and Conditions of Approval**

- a. Securing and reinforcing all sediment/erosion/siltation control measures;
- b. Properly protecting or removing from harms way any stock piled material that may erode;
- c. Removing machinery from low areas subject to flooding; and
- d. Any other measures as may be necessary.

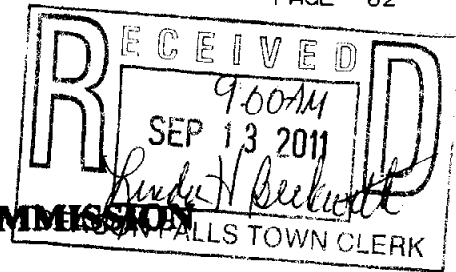
19. This permit is being authorized for a period of five (5) years and shall expire on August 10, 2016. It is understood that the project may take longer to complete, depending on market conditions. If the project is proceeding in accordance with the approved plans and applicable stipulations and conditions; and problems, difficulties and unforeseen circumstances have been promptly corrected and addressed by the Applicant, then the Commission may extend the permit in increments of one (1) year to a maximum total of five (5) years (not to exceed August 10, 2021.) pursuant to Section 22a – 42a (d) of the Connecticut General Statutes.

Motion seconded by Commissioner Steven Knapik.

Discussion: Re: the above conditions of approval,

Vote: In favor: 6 Abstained: 0 Opposed: 0

DEC -7 2011



**TOWN OF BEACON FALLS
 INLAND WETLANDS & WATERCOURSE COMMISSION
 NOTICE OF DECISION**

Notice is hereby given that on Wednesday, August 10, 2011 at the Regular Meeting of the Inland Wetlands and Watercourse Commission the following application was approved with conditions:

Application A-2011-291 127 Pines Bridge Road/Lot #45 – Dr. Dey

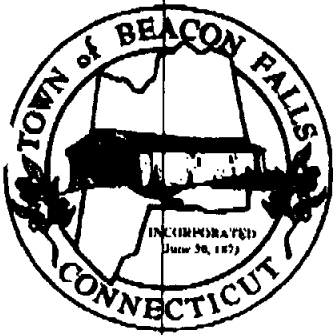
Storm water management application was approved with conditions:

Application A-2011-291 127 Pines Bridge Road/Lot #45 – Dr. Dey

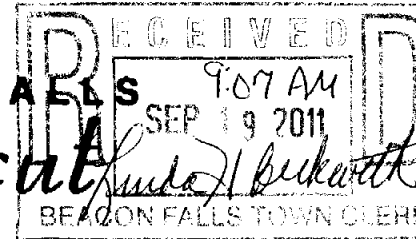
Materials pertaining to this matter are available by contacting the Inland Wetlands and Watercourse Commission, 10 Maple Avenue, Beacon Falls, CT.

Edward J. Smith
 Chairman

Republican American
 Wednesday, September 14, 2011



TOWN of BEACON FALLS
Connecticut



INLAND WETLANDS & WATERCOURSE COMMISSION

**REGULAR MEETING MINUTES, AUGUST 10, 2011
 REVISED**

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of August 10, 2011 to order at 7:50 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Michael Opuszynski and Arlene Brumer.

Absent: Commissioners: David Chadderton and Walter Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, James Galligan, Town Engineer Jack Neubieser, JLN Consulting, George Logan, Soil Scientist, Elliott Fuller, Gary Giordano, P.E., Barbara Kenney and John Harmon, Fred Clark, Doron Dagan, Luchs Consulting Engineers and Art Daigle.

Pledge of Allegiance – recited

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to allow the Chairman to rearrange the agenda to accommodate the public.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Public Petitions – none

Application A-2004-248 & 255 Chatfield Farms Active Adult Dev.

Mr. Elliott Fuller, 45 Chatfield Farms came before the board representing Chatfield Farms Community Association, Inc. On August 3, 2011 Albert Tornatore, President of Chatfield Farms Community Association, Inc. forwarded a letter requesting an amendment concerning the Notice of Deficiency dated April 25, 2011 from Jim Galligan, Town Engineer. The letter states that the storm manhole cover noted in item #9 of the Notice of Deficiency has continued to be dislodged after each significant rainfall. Residents monitoring this issue have also observed that the detention basin #160, which is part of the same drainage system as the item #9 manhole, nearly overtops during the same rain events. It is in the opinion of one of our residents, who is a licensed professional engineer, that the drainage system between the detention pond and the level spreader is compromised causing water pressure in the system to dislodge the cover. Once the cover is ajar, storm water erupts out of the manhole and then runs downhill eroding the slope which in turn is causing silt and debris to migrate towards the wetlands below. Before the wetlands and adjoining roadway (Chatfield Drive) are compromised further, I ask that the commission authorize the Town Engineer or his representative to investigate this matter and amend the Notice of Deficiency accordingly. A contractor is making preparation to address all the items in the original notice. Jim Galligan, Town Engineer stated he has discussed this matter with Mr. Fuller a couple of times. It appears that there is a blockage in the line which causes a manhole overflow

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011
REVISED**

and there is backing up in the detention basin. The level spreader was discussed. There could also be construction debris in the line. Commissioner Minnick stated it is both a storm water management issue as well as a wetland issue. Because it is overflowing it is causing erosion into the pond area. Jim Galligan, Town Engineer stated he will amend the Notice of Deficiency.

New Business

Application A-2011-293 Harmon Family – 53 Hubbell Avenue – Replacement Trailer
David Keating, Wetlands Enforcement Officer forwarded the application to the board for a replacement of the existing house trailer that has been damaged. A replacement trailer of the same size and in the same location will be put in. The trailer is within the regulated area adjacent to the Naugatuck River. The maps, plans and application fee of \$110.00 have also been received. Gary Giordano, Professional Engineer and Licensed Land Surveyor, LLC represented John Harmon. Mr. Giordano explained that the existing house trailer was damaged by a storm and the owner would like to replace it in the same place and same size. The current trailer is within the 100 foot buffer area. Silt fencing will be installed during the replacement. Jim Galligan, Town Engineer stated that it is outside the flood plain and there are no engineering issues. Barbara Kenney, daughter of John Harmon submitted pictures of the trailer and land to the commission. There will not be any grading or disturbance.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to receive the application for processing.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve the application as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Chairman Smith stated when the new trailer is in place and landscaping is done notify Dave Keating, Wetlands Enforcement Officer.

Old Business

Application A-2011-292 – Downtown Streetscape
Doron Dagan, P.E., of Luchs Consulting Engineers came before the board concerning the Beacon Falls Streetscape. Mr. Dagan explained the project is 1,800 linear feet of streetscape. The southbound right lane on Main Street will be converted into a five foot greenway which will consist of trees and ornamental lighting and a ten foot walkway which will overlook the river. There will be timber guardrails and one outlook platform. There will be another potential area for another outlook. One storm water outfall will be cleaned and there are no new outfalls proposed. All the sumps of the catch basins will also be cleaned. The wetland has been flagged. Extra hay bales will be held and silt fence will be put in place. Permits had to be obtained from DEP. In order to conform to their requirements the second outlook cannot be built at the present time.

Commissioner Minnick asked that a record of permits be forwarded to the commission. Fred Clark, Consulting Engineer, stated that the project is not under jurisdiction of the Army Corps. The DEP does have jurisdiction over both stream channel encroachment line and the one hundred

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011
REVISED**

year flood line. To avoid one year permitting and excessive fees, they modified the design to be within the DEP and DOT guidelines. The project can go to bid. The documentation from the DEP stating the project can go to bid will be forwarded to the commission. The project should be completed by the end of the summer. There will be a 12 foot travel, a four foot shoulder, a foot snow shelf beyond and then the walkway. Trees will be thinned or pruned and some removed.

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to approve the application as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Application A-2011-291 127 Pines Bridge Road – Lot #45 – Dr. Dey

Dave Keating, Wetlands Enforcement Officer, stated the previous plan was bigger and more invasive. The plan has been cut back by the number of parking spaces and the square feet of the building. The current plan is as small as it can be and still meet the applicant' needs. There is no feasible or prudent alternative. Two of the parking spaces have been eliminated for a total of 40. Chairman Smith stated that there are two issues: storm water management and the filling of the wetlands. Jim Galligan, Town Engineer has a couple of matters which need to be clarified as to the storm water management.

Vice Chairman Knapik questioned as to how storm water management got to a zero net increase in peak flow. Chairman Smith explained that they still have to get a storm water management permit from the commission. Unless they reach the zero net increase, there is no construction permit.

Chairman Minnick made the general statement for discussion and he would make a motion to include in an approval in accordance with the standard conditions, i.e. pre construction meeting, surety bond in place and determined by staff, silt fences installed, marking of the wetlands, specific on the maintenance of separators and detention pond, as of plans revised on 8/4/11. Detail on the invasive species mitigation and out of kind restoration of the wetlands. Chairman Smith stated this motion will be strictly concerning the wetlands.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve Application A-2011-291 127 Pines Bridge Road – Lot #45 – Dr. Dey after review and information of the public hearing that there are no prudential and feasible alternatives to this application that included are the standard conditions of approval which includes revised plans dated 8/4/11. Additional information required: A schedule of maintenance of the separators and detention pond within the review area, a detail of the invasive plant species mitigation and out of kind wetlands planting in the mitigation area.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

A Findings and Conditions of Approval will be drafted and included with these meeting minutes.

Commissioner Minnick stated the concern of the Town Engineer is the method of the calculations for determining that there would be a zero net increase in the flow. The Town Engineer needs to review the method used to insure that there is a zero net increase in the peak flow.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011
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PAGE 4

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve the storm water management leaving up to staff and town engineer to make sure that methods used to do the calculations are applicable to this application. If they do not meet the specifications, then there is no approval by the Commission. If the condition of zero net increase in peak flow is not satisfied, it is not approved.

Discussion: Dave Keating stated that if the Commission did not feel comfortable approving it with the condition that the Town Engineer be satisfied, they would not have to act tonight. Next month when the Engineer states he is satisfied then it could be approved. If he is not satisfied, then it would not be approved. Basically, it is the same. The condition has to be satisfied.

Commissioner Brumer asked how many parking spaces are on the revised plans. Jack Neubieser stated 40 parking spaces. The Commission decided to vote on the motion to conditionally approve the storm water management plan.

Vote: 5 in favor Abstained: 0 Opposed: 0

Toby's Pond

Jim Galligan, Town Engineer stated that he and Commissioner Minnick did a walk through of the site. O&G has only performed part of the restoration that was agreed to at the Toby's Pond site. There are several items that have not been completed. Jim stated a letter has been sent to O&G. The kayak access ramp has been put in. The vegetation removal has not been done. The spillway has not been cleared. The gate has been installed. Jim had a meeting with Public Works concerning the millings for Toby's Pond. Commissioner Minnick stated that the new kayak ramp is moved further down. The gate has been installed. Cutting needs to be done then millings can be put down. Signage needs to be put up. The agreement with O&G specifies maintenance of the berm and spillways. The agreement is a twenty five year maintenance agreement.

Application A-2004-244 Oakwood Estates – Phase 1

Vice Chairman Knapik mentioned that a tank is being put in. Jim stated that work has started and he will check. Dave Keating stated that Art Daigle has asked about the storm water detention basin. Trees have been removed around it. Jim Galligan stated that several trees have to be replaced.

Application A-2009-280 Setaro, D/E – Buckingham Drive

Vice Chairman Knapik noted that on Buckingham Drive it has been loamed and seeded. This matter will be kept on the agenda.

Matthies Park

Chairman Smith stated he asked Joe Rodrigo to come to the board to address the maintenance that is being done at Matthies Park. A list has been forwarded to the board. Commissioner Minnick stated that if Parks and Rec does not come before this commission with a report by the next meeting that a Cease and Desist be issued.

Chairman Smith stated that some vegetation and plantings was removed at Volunteer Park. They are planning on replanting the area in September. A Project and Status Report was submitted to the board by E. Bea. (See Correspondence below)

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011
REVISED**

PAGE 5

Meeting Minutes – July – Regular Meeting and Public Hearing

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to accept the regular meeting minutes as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Public Hearing Minutes

On page 2 minutes stated 42 parking spaces it should state *40 parking spaces, two spaces have been eliminated.*

Motion was made by Commissioner M. Opuszynski and seconded by Commissioner Brumer to approve the minutes with the noted correction of 40 parking spaces.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Correspondence

1. Project and Status Report for Volunteer Park dated August 9, 2011 – start date Sept. 1, 2011 flow and bush planning, weed and new grass seed, edging various areas, additional riprap, clear remaining brush on bank, install stone on service road and replace curbing – estimated cost \$4,000.00. No digging by river, remove/trim only dead plants and junk. Supervisor – E. Bea.
2. Letter Atty. Byrne dated August 5, 2011 regarding Client Update – Case Law Development: If Reasonable and Prudent Alternatives are available; the commission must deny the application and cannot approve it with alternatives. No need to re-submit a revised application for Wetlands review if revisions do not affect regulated areas.
3. The Habitat – Summer 2011 – Recreational Liability Reform: A Significant Win for Towns
4. Planning and Zoning Minutes July 21, 2011, Planning and Zoning Minutes – Special Meeting Minutes July 21, 2011.
5. Conservation Commission Minutes July 11, 2011 and August 1, 2011.
6. Memorandum from Connecticut Pond Service – Aquatic Pesticide Permit Applications

IWWC Regulations and Application Update

Commissioner Minnick stated that in the regulations there was a section called proposed new ordinance which will allow the commission to establish citation procedures and fines for violations of inland wetlands and watercourse regulations. The commission can make judgments and fine for violations without having to go before a judge. Commissioner Minnick will email the proposed ordinance to the members for review and to discuss at the next meeting. Then a recommendation can be made to the Board of Selectmen.

Commissioner Minnick stated he would like to establish the date for the public hearing for the regulations update.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011
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Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to forward a draft public hearing notice dated October 12, 2011 at 7 p.m. regarding modifications to the regulations to Larry Secor to forward to the State of Connecticut DEEP with a copy of the draft regulations.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Report of Accounts

Commissioner M. Opuszynski gave a report of accounts.

Payment of Bills

Dave Keating, M. Kempa and Nafis & Young

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to pay the bills as submitted.

Discussion: Commissioner Minnick noted that the Engineering fees does not come out of a line item out of IWWC budget, it comes out of a line item under Professional Fees which is a separate line item, but it still needs to be reviewed.

Vote: 5 in favor Abstained: 0 Opposed: 0

State of Connecticut fees – any fees received have been deposited.

Petitions from Commissioners

Commissioner Minnick thanked everybody for participating in the Plan of Conservation and Development Meeting and if anybody wants to attend the meetings from this board as it being wrapped it up. There is no meeting for August. There will be a meeting in September. There should be a draft of the plan at the September meeting. The sewer commission is reviewing their sewer service plan.

Executive Session – none

Miscellaneous

Art Daigle from Blackberry Hill came before the board stating his concerns regarding Oakwood Estates. He stated it has been a mess. There is water and runoff. Every time it rains from the Bethany Town Line down it is disaster up there. The water washes everything down. The sediment pond is not correct it still has water in it. The pipe is a foot above the water.

Commissioner Minnick stated that the pond was designed during construction to function as a sedimentation basin; the pipe has to be higher. The permit cannot be pulled because of the extension the State just put on it. Until it is finished, the pipe has to remain higher than the water. It is going to have water in it until it is finished. At that time the level will be brought up so it drains and it will not retain then. The water coming down is from the Bethany Town Line, if we had the approval back when for bond issue that did not have money in it to approve that road construction that would have alleviated and finished. It was due to be done then.

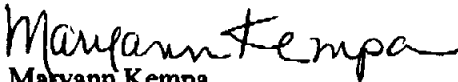
**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011
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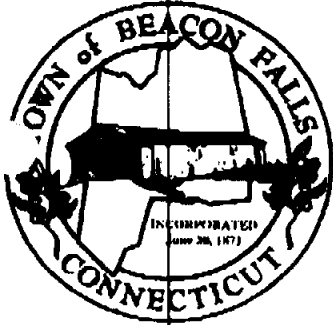
Art Daigle stated that the road is paved a second coat. All the silt comes down the road. Jim Galligan, Town Engineer will review the site.

Motion was made by Commissioner Brumer and seconded by Vice Chairman Knapik to adjourn the meeting at 9:05 p.m.

Respectfully submitted,


Maryann Kempa
Clerk

SEP 19 2011



TOWN of BEACON FALLS
Connecticut

RECEIVED
 AUG 29 2011
Paula Beekwith
 BEACON FALLS TOWN CLERK

INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, AUGUST 10, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of August 10, 2011 to order at 7:50 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Michael Opuszynski and Arlene Brumer.

Absent: Commissioners: David Chadderton and Walter Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, James Galligan, Town Engineer Jack Neubieser, JLN Consulting, George Logan, Soil Scientist, Elliott Fuller, Gary Giordano, P.E., Barbara Kenney and John Harmon, Fred Clark, Doron Dagan, Luchs Consulting Engineers and Art Daigle.

Pledge of Allegiance – recited

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to allow the Chairman to rearrange the agenda to accommodate the public.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Public Petitions – none

Application A-2004-248 & 255 Chatfield Farms Active Adult Dev.

Mr. Elliott Fuller, 45 Chatfield Farms came before the board representing Chatfield Farms Community Association, Inc. On August 3, 2011 Albert Tornatore, President of Chatfield Farms Community Association, Inc. forwarded a letter requesting an amendment concerning the Notice of Deficiency dated April 25, 2011 from Jim Galligan, Town Engineer. The letter states that the storm manhole cover noted in item #9 of the Notice of Deficiency has continued to be dislodged after each significant rainfall. Residents monitoring this issue have also observed that the detention basin #160, which is part of the same drainage system as the item #9 manhole, nearly overtops during the same rain events. It is in the opinion of one of our residents, who is a licensed professional engineer, that the drainage system between the detention pond and the level spreader is compromised causing water pressure in the system to dislodge the cover. Once the cover is ajar, storm water erupts out of the manhole and then runs downhill eroding the slope which in turn is causing silt and debris to migrate towards the wetlands below. Before the wetlands and adjoining roadway (Chatfield Drive) are compromised further, I ask that the commission authorize the Town Engineer or his representative to investigate this matter and amend the Notice of Deficiency accordingly. A contractor is making preparation to address all the items in the original notice. Jim Galligan, Town Engineer stated he has discussed this matter with Mr. Fuller a couple of times. It appears that there is a blockage in the line which causes a manhole overflow and there is backing up in the detention basin. The level spreader was discussed. There could also be construction debris in the line. Commissioner Minnick stated it is both a storm water

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011**

PAGE 2

management issue as well as a wetland issue. Because it is overflowing it is causing erosion into the pond area. Jim Galligan, Town Engineer stated he will amend the Notice of Deficiency.

New Business

Application A-2011-293 Harmon Family – 53 Hubbell Avenue – Replacement Trailer
David Keating, Wetlands Enforcement Officer forwarded the application to the board for a replacement of the existing house trailer that has been damaged. A replacement trailer of the same size and in the same location will be put in. The trailer is within the regulated area adjacent to the Naugatuck River. The maps, plans and application fee of \$110.00 have also been received. Gary Giordano, Professional Engineer and Licensed Land Surveyor, LLC represented John Harmon. Mr. Giordano explained that the existing house trailer was damaged by a storm and the owner would like to replace it in the same place and same size. The current trailer is within the 100 foot buffer area. Silt fencing will be installed during the replacement. Jim Galligan, Town Engineer stated that it is outside the flood plain and there are no engineering issues. Barbara Kenney, daughter of John Harmon submitted pictures of the trailer and land to the commission. There will not be any grading or disturbance.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to receive the application for processing.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve the application as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Chairman Smith stated when the new trailer is in place and landscaping is done notify Dave Keating, Wetlands Enforcement Officer.

Old Business

Application A-2011-292 – Downtown Streetscape

Doron Dagan, P.E., of Luchs Consulting Engineers came before the board concerning the Beacon Falls Streetscape. Mr. Dagan explained the project is 1,800 linear feet of streetscape. The southbound right lane on Main Street will be converted into a five foot greenway which will consist of trees and ornamental lighting and a ten foot walkway which will overlook the river. There will be timber guardrails and one outlook platform. There will be another potential area for another outlook. One outfall will be cleaned and there are no new outfalls proposed. All the sumps of the catch basins will also be cleaned. The wetland has been flagged. Extra hay bales will be held and silt fence will be put in place. Permits had to be obtained from DEP. In order to conform to the requirements the second outlook cannot be built at the present time.

Commissioner Minnick asked that a record of permits be forwarded to the commission. Fred Clark, Consulting Engineer, stated that the project is not under jurisdiction of the Army Corps. The DEP does have jurisdiction over both speed channel encroachment line and the one hundred year flood line. To avoid one year permitting and excessive fees, they created within the guidelines of the project. The project can go to bid. The documentation stating the project can go to bid will be forwarded to the commission. The project should be completed by the end of the

AUG 29 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011**

PAGE 3

summer. There will be a 12 foot travel, a four foot shoulder and then a 15 foot snow shelf beyond. Trees will be thinned or pruned and some removed.

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to approve the application as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Application A-2011-291 127 Pines Bridge Road – Lot #45 – Dr. Dey

Dave Keating, Wetlands Enforcement Officer, stated the previous plan was bigger and more invasive. The plan has been cut back by the number of parking spaces and the square feet of the building. The current plan is as small as it can be. There is no feasible or prudent alternative. Two of the parking spaces have been eliminated for a total of 40. Chairman Smith stated that there are two issues: storm water management and the filling of the wetlands. Jim Galligan, Town Engineer has a couple of matters which need to be clarified as to the storm water management.

Vice Chairman Knapik questioned as to how storm water management got to a zero net increase in peak flow. Chairman Smith explained that they still have to get a storm water management permit from the commission. Unless they reach the zero net increase, there is no construction permit.

Chairman Minnick made the general statement for discussion and he would make a motion to include in an approval in accordance with the standard conditions, i.e. pre construction meeting, surety bond in place and determined by staff, silt fences installed, marking of the wetlands, specific on the maintenance of separators and detention pond, as of plans revised on 8/4/11. Detail on the invasive species mitigation and out of kind restoration of the wetlands. Chairman Smith stated this motion will be strictly concerning the wetlands.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve Application A-2011-291 127 Pines Bridge Road – Lot #45 – Dr. Dey after review and information of the public hearing that there are no prudential and feasible alternatives to this application that included are the standard conditions of approval which includes revised plans dated 8/4/11. Additional information required: A schedule of maintenance of the separators and detention pond within the review area, a detail of the invasive plant species mitigation and out of kind wetlands planting in the mitigation area.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

A Findings and Conditions of Approval will be drafted and included with these meeting minutes.

Commissioner Minnick stated the concern of the Town Engineer is the methodology of the calculations for determining that there would be a zero net increase in the flow. The Town Engineer needs to review the methodology used to insure that there is a zero net increase in the peak flow.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to approve the storm water management leaving up to staff and town engineer to make sure that methods used to do the calculations are applicable to this application. If they do not

AUG 29 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011****PAGE 4**

meet the specifications, then there is no approval by the Commission. If the condition of zero net increase in peak flow is not satisfied, it is not approved.

Discussion: Dave Keating stated that if the Commission did not feel comfortable approving it with the condition that the Town Engineer be satisfied, you would not have to act tonight. Next month when the Engineer states he is satisfied then it could be approved. If he is not satisfied, then it would not be approved. Basically, it is the same. The condition has to be satisfied.

Commissioner Brumer asked how many parking spaces are on the revised plans. Jack Neubieser stated 40 parking spaces.

Vote: 5 in favor Abstained: 0 Opposed: 0

Toby's Pond

Jim Galligan, Town Engineer stated that he and Commissioner Minnick did a walk through of the site. O&G has only performed part of the restoration that was agreed to at the Toby's Pond site. There are several items that have not been completed. Jim stated a letter has been sent to O&G. The kayak access ramp has been put in. The vegetation removal has not been done. The spillway has not been cleared. The gate has been installed. Jim had a meeting with Public Works concerning the millings for Toby's Pond. Commissioner Minnick stated that the new kayak ramp is moved further down. The gate has been installed. Cutting needs to be done then millings can be put down. Signage needs to be put up. The agreement with O&G specifies maintenance of the berm and spillways. The agreement is a twenty five year maintenance agreement.

Application A-2004-244 Oakwood Estates – Phase 1

Vice Chairman Knapik mentioned that a tank is being put in. Jim stated that work has started and he will check. Dave Keating stated that Art Daigle has asked about the storm water detention basin. Trees have been removed around it. Jim Galligan stated that several trees have to be replaced.

Application A-2009-280 Setaro, D/E – Buckingham Drive

Vice Chairman Knapik noted that on Buckingham Drive it has been loamed and seeded. This matter will be kept on the agenda.

Matthies Park

Chairman Smith stated he asked Joe Rodrigo to come to the board to address the maintenance that is being done at Matthies Park. A list has been forwarded to the board. Commissioner Minnick stated that if Parks and Rec does not come before this commission with a report by the next meeting that a Cease and Desist be issued.

Chairman Smith stated that some vegetation and plantings was removed at Volunteer Park. They are planning on replanting the area in September. A Project and Status Report was submitted to the board by E. Bea. (See Correspondence below)

Meeting Minutes – July – Regular Meeting and Public Hearing

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to accept the regular meeting minutes as submitted.

08 29 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011**

PAGE 5

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Public Hearing Minutes

On page 2 minutes stated 42 parking spaces it should state *40 parking spaces two spaces have been eliminated.*

Motion was made by Commissioner M. Opuszynski and seconded by Commissioner Brumer to approve the minutes with the noted correction of 40 parking spaces.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Correspondence

1. Project and Status Report for Volunteer Park dated August 9, 2011 – start date Sept. 1, 2011 flow and bush planning, weed and new grass seed, edging various areas, additional riprap, clear remaining brush on bank, install stone on service road and replace curbing – estimated cost \$4,000.00. No digging by river, remove/trim only dead plants and junk. Supervisor – E. Bea.
2. Letter Atty. Byrne dated August 5, 2011 regarding Client Update – Case Law Development: If Reasonable and Prudent Alternatives are available; the commission must deny the application and cannot approve it with alternatives. No need to re-submit a revised application for Wetlands review if revisions do no affect regulated areas.
3. The Habitant – Summer 2011 – Recreational Liability Reform: A Significant Win for Towns
4. Planning and Zoning Minutes July 21, 2011, Planning and Zoning Minutes – Special Meeting Minutes July 21, 2011.
5. Conservation Commission Minutes July 11, 2011 and August 1, 2011.
6. Memorandum from Connecticut Pond Service – Aquatic Pesticide Permit Applications

IWWC Regulations and Application Update

Commissioner Minnick stated that in the regulations there was a section called proposed new ordinance which will allow the commission to establish citation procedures and fines for violations of inland wetlands and watercourse regulations. The commission can make judgments and fine for violations without having to go before a judge. Commissioner Minnick will email the proposed ordinance to the members for review and to discuss at the next meeting. Then a recommendation can be made to the Board of Selectmen.

Commissioner Minnick stated he would like to establish the date for the public hearing for the regulations update.

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to forward a draft public hearing notice dated October 12, 2011 at 7 p.m. regarding modifications to the regulations to Larry Secor to forward to the State of Connecticut DEEP with a copy of the draft regulations.

AUG 29 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011**

PAGE 6

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Report of Accounts

Commissioner M. Opuszynski gave a report of accounts.

Payment of Bills

Dave Keating, M. Kempa and Nafis & Young

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to pay the bills as submitted.

Discussion: Commissioner Minnick noted that the Engineering fees does not come out of a line item out of IWWC budget, it comes out of a line item under Professional Fees which is a separate line item, but it still needs to be reviewed.

Vote: 5 in favor Abstained: 0 Opposed: 0

State of Connecticut fees – any fees received have been deposited.

Petitions from Commissioners

Commissioner Minnick thanked everybody for participating in the Plan of Conservation and Development Meeting and if anybody wants to attend the meetings from this board as it being wrapped it up. There is no meeting for August. There will be a meeting in September. There should be a draft of the plan at the September meeting. The sewer commission is reviewing their sewer service plan.

Executive Session – none

Miscellaneous

Art Daigle from Blackberry Hill came before the board stating his concerns regarding Oakwood Estates. He stated it has been a mess. There is water and runoff. Every time it rains from the Bethany Town Line down it is disaster up there. The water washes everything down. The sediment pond is not correct it still has water in it. The pipe is a foot above the water.

Commissioner Minnick stated that the pond was designed during construction to function as a sedimentation basin; the pipe has to be higher. The permit cannot be pulled because of the extension the State just put on it. Until it is finished, the pipe has to remain higher than the water. It is going to have water in it until it is finished. At that time the level will be brought up so it drains and it will not retain then. The water coming down is from the Bethany Town Line, if we had the approval back when for bond issue that did not have money in it to approve that road construction that would have alleviated and finished. It was due to be done then.

Art Daigle stated that the road is paved a second coat. All the silt comes down the road. Jim Galligan, Town Engineer will review the site.

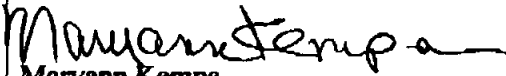
AUG 29 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, AUGUST 10, 2011**

PAGE 7

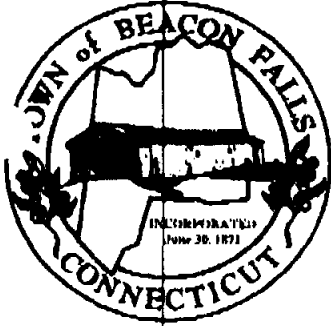
Motion was made by Commissioner Brumer and seconded by Vice Chairman Knapik to adjourn the meeting at 9:05 p.m.

Respectfully submitted,

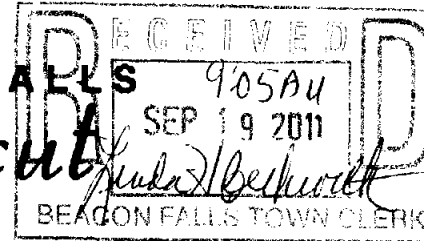


Maryann Kempa
Clerk

AUG 29 2011



TOWN of BEACON FALLS
Connecticut



INLAND WETLANDS & WATERCOURSE COMMISSION

**PUBLIC HEARING MINUTES, AUGUST 10, 2011
 APPLICATION A-2011-291 – PINES BRIDGE ROAD/LOT #45 – DR. DEY
 REVISED**

Chairman Edward Smith called the Public Hearing of the Inland Wetlands and Watercourse Commission of August 10, 2011 to order at 7:05 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Michael Opuszynski and Arlene Brumer.

Absent: Commissioners: David Chadderton and Walter Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, James Galligan, Town Engineer, Jack Neubieser, George Logan and Public.

The following notice was read by the Clerk: Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, August 10, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning: Application A-2011-291 – Pines Bridge Road/Lot #45 – Dr. Dey. At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the application is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT Edward J. Smith, Chairman. Published in the Waterbury Republican American - Thursday July 28, 2011 and Thursday, August 4, 2011.

Jack Neubieser presented the return receipt notices from adjoining property owners to the board. Mr. Neubieser stated that this project is for Dr. Dey on Pines Bridge Road/Lot #45. The proposal is for a 4,950 foot medical office building at 127 Pines Bridge Road. It is the current home of the Lafferty Family. The proposed office building will tie into the sanitary sewer, water, gas, electrical and telephone. The wetlands were flagged by George Logan, Certified Soil Scientist. The project includes 3,280 square feet of wetlands disturbance. Jim Galligan, Town Engineer has been reviewing the project with Jim Cassidy, Project Engineer. As of this time, all of the concerns of the Town Engineer have been addressed. There is still some discussion concerning the method of water management. Zero increase run off from site needs to be satisfied.

George Logan, Certified Soil Scientist, REMA Ecological Services submitted a report dated July 25, 2011. The report details wetlands on the property, the potential impacts and mitigation. The property has approximately .86 acres of wetlands. Mr. Logan pointed out the wetlands on the proposed site map. There is a watercourse on the western side that eventually drains to the collection system in the road. The wetlands were flagged on April 16, 2011. Mr. Logan's associate visited the site on May 23, 2011 to inventory the vegetation. Mr. Logan visited the site on July 20, 2011. The soils on the site of wetlands are outwash materials – sand and gravel. The back side is dense hard pan till. There is poorly drained soil. At the toe of the slope towards the neighbors in the back, there is significant discharge that happens there throughout a significant portion of the growing season. The wetlands are saturated in the fall season. There are a couple of

**INLAND WETLANDS & WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, AUGUST 10, 2011
APPLICATION A-2011-291 – PINES BRIDGE ROAD/LOT #45 – DR. DEY PAGE 2
REVISED**

areas where it would be flooded, mostly an artificial condition because of the filling of the wetland that has happened in the past.

Groundwater discharge is a principal wetland function, particularly the upper (southern) portion. The hydro-geologic classification of this wetland is for the most part groundwater slope, while the dominant hydrologic regimes are seasonally saturated and seasonally flooded. The wetlands is not highly functioning, probably average or below average for most functions. There are tires and evidence of disturbance on the site. In the westerly area there is more disturbance looking into the wetland. There is debris and other materials on site. The nicest portion of the wetland is in the middle where most of the discharge is happening.

Red maples are dominant species, the under story moderately dense. There is arrow wood, a type of blueberry, winterberry and the usual species that are found in a red maple swamp. There is some skunk cabbage. There is invasive species throughout the wetlands – multi-flora rose. There is Japanese knotweed present in the central portion of the wetlands.

The total wetland disturbance is 3,280 square feet. Approximately 565 square feet of wetland habitat would be created within the proposed stormwater quality basin. The invasive species would be removed. Then wetlands type shrubs or similar to the ones that are there will be planted. The professional opinion is that with appropriate mitigation measures, adverse impacts to the wetland system on this property will not be significant. The stormwater management elements are incorporated into the plan which includes: water quality basin, separators and sump catch basins. The property is surrounded on three sides by residential development and industrial development across the street.

Commissioner Minnick questioned the water inflow to the property. Mr. Logan explained that there are several areas of surface run off from the properties in the area. There is stormwater discharge at the edge of the wetland. The watershed divide was discussed. Groundwater discharge was discussed. Wildlife in this area would consist of possums and skunks and an occasional coyote. There is still a vegetative forested area that remains enough for those species to be able to traverse through.

Commissioner M. Opuszynski inquired as to the total amount of wetlands that would be affected. Specifically, the regulated upland review area activity number one. Mr. Logan explained that there are two types of activity: activity in the wetland itself (actually filling) and then activities within the upland review areas (zone – 50 feet which goes from the edge of the wetland in an upland direction). This is the zone which the commission is very careful to look at, the activities that are happening in the upland review area. Commissioner Opuszynski inquired as to the erosion control plan.

Commissioner Minnick questioned the maintenance of the stormwater management system. In the plans, there were no specifics of the frequency of cleaning and/or maintenance. There was no proposed maintenance schedule in there. The Town Engineer has specifics. Mr. Logan mentioned the Best Management Practices and other requirements by the Town Engineer.

**INLAND WETLANDS & WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, AUGUST 10, 2011
APPLICATION A-2011-291 – PINES BRIDGE ROAD/LOT #45 – DR. DEY PAGE 3
REVISED**

Commissioner Brummer mentioned the notes from the previous meeting – the “v neck” to regulate the flow, there will be a maintenance program for the basins, and a snow shelf will be left on site.

Chairman Smith inquired as to the removal of the invasive species and the planting of other species, are these to be done by hand. Mr. Logan mentioned a small bobcat to get to the small patches. Basically, it is what the commission prefers. Commissioner Minnick stated that the knotweed would need to be removed with a low impact machine and the use of a proper type of herbicide. Mr. Logan explained that it depends on where it is. If it is outside the wetland, it should be mowed. In the wetland, in the fall, the area would be isolated and sprayed. In the spring, excavation would be done, and then proper top soil will be brought in.

Dave Keating, Wetlands Enforcement Officer inquired as to what will be done to keep the developer from pushing the fill too far beyond the area to be filled. Mr. Logan stated a pre construction survey and stake out will have to be done. Silt fence and hay bales will be installed. It is a matter of enforcement.

Commissioner M. Opuszynski inquired as to the potential of future moving into the wetlands area, is it possible to install a fence around the wetlands perimeter after construction is completed. The commission has wetland delineation markers.

Jim Galligan, Town Engineer stated he spoke with the project engineer concerning: the maintenance schedule on the drawings, pre and post development, and storm water management.

Chairman Smith asked if anybody would like to speak in favor or against this application.

Nadeem Khalid abutting property owner inquired as to discharge to his property. Mr. Logan stated that the discharge from the detention basin goes to the edge of the wetland. The engineer has to be satisfied that the project engineer has done the method correct to prove that there is not going to be an increase in discharge. If calculated correctly, there will be no increase in peak discharge.

Chairman Smith asked three times if anybody else would like to favor or against this application. Chairman Smith asked if any member of the board or staff had any more questions.

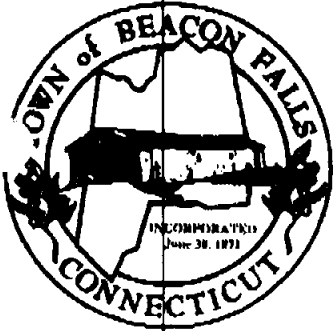
Motion was made at 7:50 p.m. by Commissioner Minnick and seconded by Commissioner Brummer to close the public hearing.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

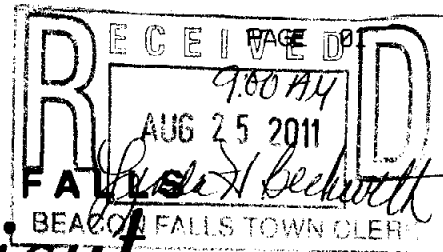
Respectfully submitted,



Maryann Kempa
Clerk



TOWN of BEACON FALLS
Connecticut



INLAND WETLANDS & WATERCOURSE COMMISSION

PUBLIC HEARING MINUTES, AUGUST 10, 2011 APPLICATION A-2011-291 – PINES BRIDGE ROAD/LOT #45 – DR. DEY

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of August 10, 2011 to order at 7:05 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Michael Opuszynski and Arlene Brumer.

Absent: Commissioners: David Chadderton and Walter Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, James Galligan, Town Engineer, Jack Neubieser, George Logan and Public.

The following notice was read by the Clerk: Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, August 10, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning: Application A-2011-291 – Pines Bridge Road/Lot #45 – Dr. Dey. At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the application is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT Edward J. Smith, Chairman, Republican American - Thursday July 28, 2011 and Thursday, August 4, 2011.

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**INLAND WETLANDS & WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, AUGUST 10, 2011
APPLICATION A-2011-291 – PINES BRIDGE ROAD/LOT #45 – DR. DEY PAGE 2**

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AUG 25 2011

**INLAND WETLANDS & WATERCOURSE COMMISSION
PUBLIC HEARING MINUTES, AUGUST 10, 2011
APPLICATION A-2011-291 – PINES BRIDGE ROAD/LOT #45 – DR. DEY PAGE 3**

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Chairman Smith asked three times if anybody else would like to favor or against this application. Chairman Smith asked if any member of the board or staff had any more questions.

Motion was made at 7:50 p.m. by Commissioner Minnick and seconded by Commissioner Brummer to close the public hearing.

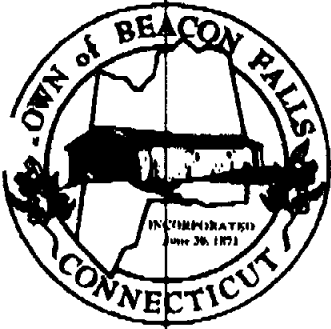
Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Respectfully submitted,



Maryann Kempa
Clerk

AUG 25 2011

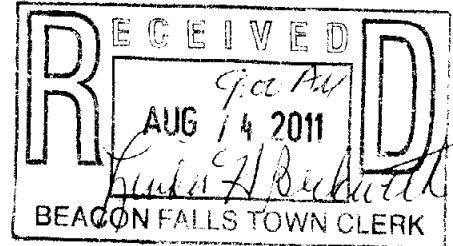


TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

August 3, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, August 10, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – July
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
Discussion/vote – Application A-2011-291 127 Pinesbridge Road
Lot #45 – Dr. Dey
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.

Inland Wetlands and Watercourse Commission**Agenda, August 10, 2011****Page 2**

10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3
11. Application A-2007-275 Beacon Hill – Skokorat Road
12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
13. Application A-2009-280 Setaro, D/E – Buckingham Drive
14. Application A-2010-287 – Lancaster Dr. – Beaver Control
15. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
16. Application A-2011-290 – Ryan Smith, 80 Pinesbridge Road
17. Application A-2011-292 – Downtown Streetscape
18. Laskey Road/Refurbish Trail – Boy Scouts
19. IWWC Regulations & Application Update

H. New Business

1. Harmon Family – 53 Hubbell Avenue – Replacement Trailer

I. Budget

1. Report of Accounts
2. Payment of Bills
3. State of Connecticut Fees

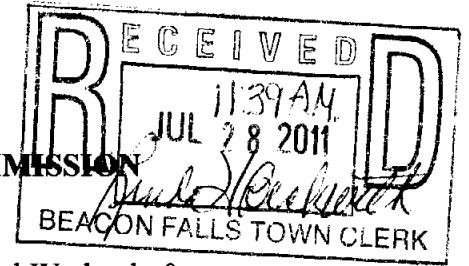
5. Miscellaneous
6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
7. Adjournment

Respectfully submitted,

Maryann Kempa

Maryann Kempa
Clerk

**TOWN OF BEACON FALLS
INLAND WETLANDS & WATERCOURSE COMMISSION
NOTICE OF PUBLIC HEARING**



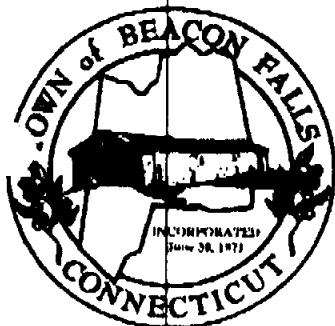
Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, August 10, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning:

Application A-2011-291 – Pines Bridge Road/Lot #45 – Dr. Dey

At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the application is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT

Edward J. Smith
Chairman

Republican American
Thursday July 28, 2011
Thursday, August 4, 2011



INLAND WETLANDS & WATERCOURSE COMMISSION

SPECIAL MEETING MINUTES, JULY 25, 2011

Chairman Edward Smith called the Special Meeting of the Inland Wetlands and Watercourse Commission to order at 7:40 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik, Commissioners: Richard Minnick, Walter Opuszynski, Arlene Brumer and Michael Opuszynski.

Also Present: Wetlands Enforcement Officer David Keating, James Cassidy, Jack Neubieser, George Logan and Doron Dagan.

Pledge of Allegiance – recited

Chairman Smith noted that there will be a discussion concerning Application A-2011-291 -127 Pines Bridge Road/Lot #45 – Dr. Dey.

Commissioner Minnick stated that he would like to add to the agenda: Downtown Streetscape.

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to add to the agenda the Downtown Streetscape.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

Jack Neubieser, JLN Consulting, James Cassidy, Hallisey, Pearson and Cassidy and George Logan, Soil Scientist and Soils Engineer represented Dr. Dey.

Jack Neubieser stated that at the last meeting there were some questions concerning the impact of the Wetlands. George Logan has mapped out and flagged the wetlands. Jim Cassidy stated that the proposal is for a 5,000 square foot medical office building. The proposal is also to build a 42 space parking lot. There are a lot of wetlands on the site. For the development of the parking and the grading on a corner of the building, there will be direct impact into the wetlands. At a corner of the building, there will be 520 square feet of direct impact into the wetlands and for the construction of the parking lot there will be a direct impact of 3,260 square feet. A storm water pond will be constructed on the site. The pond will act two fold: area of mitigation to the wetlands which will be disturbed and to clean the water that comes off the parking lot before it discharges back into the wetlands and offers some storm water retention. Another catch basin will be installed in another corner of the site which will pick up a small area of the parking lot. It is a storm water quality unit or a separator which will purify the water before it is discharged into the wetlands on the northwesterly side of the property. As there were concerns about drainage calculations, copies of the storm water management report and drainage calculations were submitted to the board. The report includes the design for the all pipes on the site and also has all the routings of two – 100 year storm events. There will be a zero increase in run off. Two parking

**INLAND WETLANDS & WATERCOURSE COMMISSION
SPECIAL MEETING MINUTES, JULY 25, 2011**

PAGE 2

spaces have been removed. The disturbance is brought down to 2,760 square feet a reduction of 500 feet of direct wetlands impact. The copies of the revised plans were submitted to the board.

George Logan, Soil Scientist and Soils Engineer, of REMA made a presentation concerning the wetlands. Mr. Logan stated that he delineated the wetlands on a rainy day in April. There is roughly 0.86 acres of wetlands. In the areas that slope there is compact till. The flat area is an outwash soil. When there is compact till which goes into an outwash area it is a very wet area. The back area a few days ago was saturated. There is a groundwater slope wetland with a slight pitch. It is a wood swamp. Mr. Logan discussed the vegetation on the site. There is a good diversity of herbaceous material. There is very poor habitat quality in the upland review area which limits both wildlife habitat function and potential aesthetic value at this particular site. The wetland in the perimeter of the existing site; there have been disturbances in the past. There are infestations of Japanese knotweed. Another target species, which is spreading slowly, because of the shade, is multiflora rose. Specific protocols and procedures for eradication/control of the invasive species at the site's wetlands can be developed. It will include replanting with shrubs and herbaceous hydrophytes.

Chairman Smith stated that application has been submitted. The drainage calculations and the revised plans have been received. The application was complete for processing.

Mr. Cassidy stated that the wetlands which are being filled are not pristine wetlands. They are already filled with debris. Commissioner Minnick stated that the applicant needs to get a copy of the drainage calculations and revised maps to Jim Galligan, Town Engineer.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik that after reviewing the site, the application could have a significant impact on the wetlands and adjoining watercourses. A public hearing be held at 7:00 p.m. on August 10, 2011.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

Chairman Smith stated that a letter was received from Jim Galligan, Town Engineer dated July 25, 2011 who reviewed the last set of plans. The letter asked for a zero net increase in flow.

Commissioner Minnick stated that the fee needs to be determined. Discussion concerning the fee was discussed.

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuzynski to set the fee of \$4,500.00 for Application A-2011-291 – 127 Pines Bridge Road/Lot #47 – Dr. Dey. The fee includes the Application Fee of \$200.00, State Fee of \$60.00 which is to be subtracted from the \$4,500.00 = \$4,240.00 determined by the square foot of disturbance.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

Application A-2011-292 - Downtown Streetscape

Mr. Doron Dagan, Luch Consulting Engineers was selected by the Town to design the streetscape project along South Main St. Mr. Dagan stated the streetscape will extend from Bethany Road to Depot Street on the southbound side of what used to be Route 8. It takes one lane and the

**INLAND WETLANDS & WATERCOURSE COMMISSION
SPECIAL MEETING MINUTES, JULY 25, 2011****PAGE 3**

shoulder and replaces it with a five foot green strip which will have trees and ornaments alike. The other side of the path will be a guard rail. There will be roughly 10,000 square feet of impervious roadway. The soil scientist has flagged the wetlands. Three sets of plans were submitted to the board including the application. No new outfalls are proposed. A new catch basin will be installed at the existing outflow. One existing outfall is dirty; it will be exposed and cleaned up. The catch basin sumps will be cleaned by the contractor when the project is completed. There will be hay bails and silt fence installed. The project was reviewed by the State of Connecticut – DEP and all their comments were addressed. The project was reviewed by the Town Engineer, Jim Galligan. A set of the current plans should be forwarded to the Town Clerk and Jim Galligan. Commissioner Minnick asked if there was a copy of the DEP permit. The permit will be provided. The Army Corps of Engineers had some concerns regarding the bump outs. Originally the proposal was for a few bump outs, they are down to one.

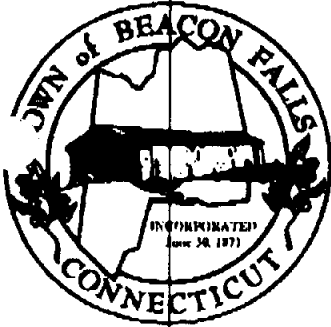
Chairman Smith stated that the application will be accepted and reviewed. The application will be voted on at the next monthly meeting. Commissioner Opuszynski stated that monthly reports will be needed for this project until completion. The fee will be waived at this is a Town project.

Motion was made by Commissioner Minnick and seconded by Commissioner Opuszynski to adjourn the meeting at 8:30 p.m.

Respectfully submitted,


Maryann Kempa
Clerk

AUG 4 2011

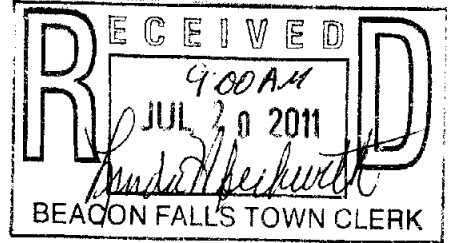


TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

July 19, 2011

Town Clerk – Kurt Novak
 Town of Beacon Falls
 10 Maple Avenue
 Beacon Falls, CT 06403

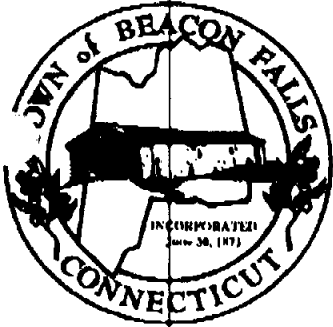


The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold a Special Meeting on Monday, July 25, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

Discussion concerning Application A-2011-291 – 127 Pines Bridge Road
 Lot #45 – Dr. Dey

Respectfully submitted,

Maryann Kempa
 Maryann Kempa
 Clerk



TOWN OF BEACON FALLS

12:30 PM
23 2011
Edward Keating

Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, JULY 13, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of July 13, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Walter Opuszynski, Michael Opuszynski and Arlene Brumer.

Absent: Commissioner: David Chadderton, Richard Minnick and James Galligan, Town Engineer.

Also Present: Wetlands Enforcement Officer David Keating, Christopher Francois, Eagle Scout, R. Smith, Lars Edgren, Jack Neubieser and James P. Cassidy, representing Dr. Dey.

Pledge of Allegiance – recited

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to allow the Chairman to rearrange the agenda to accommodate the public.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

New Applications

Application A-2011-291 127 Pines Bridge Road/Lot #45 – Dr. Dey

David Keating, Wetlands Enforcement Officer explained that Dr. Dey's consult submitted an application for Pines Bridge Road including the fee of \$200.00/\$60.00 for the State of Connecticut. Some of the work is proposed in the wetlands – 3,780 square feet is to be filled. The application fee would be an additional \$11,340 in accordance with the fee schedule adopted by the Board of Selectmen. There is a provision in the wetlands regulations that the commission can reduce the application fee.

Chairman Smith explained that the application was received last week. Jack Neubieser, JLN Consulting and Jim Cassidy, Hallisey, Pearson and Cassidy represented Dr. Dey. Jack Neubieser explained that the project being proposed is for the construction of a 5,000 square foot medical office at 127 Pines Bridge Road for Dr. Dey. The project was previously proposed at 36 Lancaster Drive in the Industrial Park. As the State of Connecticut purchased land for fire training, Dr. Dey decided not to purchase that site and purchased another parcel of land. There was another proposal for another parcel of land but that was not a good proposal. The property is currently zoned residential; there is a zone change application before Planning and Zoning. There is a Public Hearing scheduled for August 16th. Mr. Neubieser noted a letter dated July 12, 2011 from Atty. Steven Byrne. Jim Cassidy presented the plans to the board. He explained that they are seeking a wetlands permit to work in the wetlands area. The site consists of 1.77 acres. There is an existing house and shed on the property. There are abutting residents. The wetlands have been delineated by a soil scientist. Fifty percent of the wetlands on the proposed site are in moderate to

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, JULY 13, 2011**

PAGE 2

steep locations. There is a swamp, red maples and invasive species. The proposed 5,000 square foot office building will be in the center of the property away from the wetlands. There will be a total of 42 parking spaces in the front and to the side of the building. The building will be serviced by public water and sewer. There will be some impact to the wetlands, filling for the parking lot. There will clearing of vegetation and trees. The proposed activity will be approximately 3,260 square feet in the wetlands with the filling of 151 cubic yards of material. There will be access of 20 feet around the building. In the corner there are wetlands of approximately 520 feet with the filling of 16 cubic yards of material. There will be vegetation removed and regrading will be done. The drainage in the parking lot will go to catch basins. Half of drainage goes to the east to three catch basins. Small portion of drainage goes to the west. The water quality to the wetlands will be improved. The wetlands will be replanted. Debris on the site will be removed, invasive species will be removed. The back portion of the site will be cleaned of debris and invasive species will be removed. A pond of 565 square feet will be constructed on the site. The 565 square feet of wetlands material which will be removed will be stockpiled and reused on the site.

Commissioner W. Opuszynski questioned the increase in flow. There will be a very slight increase in flow to the basin. A "v" neck will be used to regulate the flow. There will be a maintenance program for the basin. A snow shelf will be left on site. Any sand and salt will not go to the wetlands. The flow calculations are needed and a copy is to be forwarded to the Town Engineer for review. The wetland on the back of the lot will be defined. Chairman Smith mentioned that something should be put on the record that it is a wetland to discourage the neighbor from dumping debris. The fee is still to be calculated. The soil scientist report is also needed. Jim Galligan, Town Engineer has not reviewed the proposed plans. The application will be reviewed. A special meeting will be held to schedule a public hearing.

Lasky Road Trail

Christopher Francois, Eagle Scout came before the commission concerning the refurbishing the trail on the Bethany Land trust property on Route 43 (Lasky Road) in Beacon Falls. The work to be done is as follows: cutting brush, removing deadfall, moving rock and blazing. The trail is located near the old beaver pond. All work will be done by hand. Only hand held power tools shall be used (chain saw for cutting deadfall on the trail). No trees over four (4) inch diameter are intended to be cut. No fill will be removed or brought in. The trail is only intended to be for pedestrian use and only around two feet wide. A copy of the letter is on file. Also photos were submitted: 1. fern area; no trail to be seen. Poles show proposed trail location. 2. Brush to be removed, flag showing location of proposed trail path. (view from water side). 3. Poles showing proposed trail location through overgrown walkway. 4. Photo looking towards overgrown entrance to trail at Rte. 42. 5. Start of old trail showing overgrowth and fallen tree (pole shows proposed trail location).

The Wetlands Enforcement Officer is to be notified when the work is to be started and when it is finished. The Commission agreed that no permit is needed.

Motion was made by Chairman Smith and seconded by Vice Chairman Knapik that no permit is needed in refurbished the trail on Lasky Road.

Discussion: None

Vote: 5 in favor

Abstained: 0

Opposed: 0

JUL 23 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, JULY 13, 2011**

PAGE 3

Application A-2011-290 Ryan Smith, 80 Pines Bridge Road

Chairman Smith stated that Jim Galligan, Town Engineer has reviewed the proposed plan and has no problem with it. The application is complete and the fee has been received. Chairman Smith noted the Jim Galligan's comments: There is a railroad tie retaining wall on the site, which is in the state of disrepair. The applicant wants to bolster the wall with rip-rap below the wall and armor stone on top of the wall to prevent collapse. They also propose to install a split rail fence along the wetlands line in lieu of using boundary markers. Any impact associated with the proposed will be temporary in nature for access from Rte. 42 to complete the work.

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to approve the proposed plan for Application A-2011-290 – Pines Bridge Road.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

180 Lasky Road – Lars Edgren

Chairman Smith noted that more information is needed concerning this drainage problem.

Minutes – June Regular Meeting and Public Hearing – Regulations

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to accept the regular meeting minutes of June and to accept the public hearing minutes with the following change: ...the public hearing needs to be rescheduled due to insufficient notices.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

Correspondence

Commissioner W. Opuszynski noted the following:

1. Membership Renewal Notice – Connecticut Association of Conservation and Inland Wetland Commissions, Inc. Note stated that Diane Betkoski, Chairman of the Conservation Commission submitted the renewal for both Commissions.
2. Letter from State of Connecticut – DEP concerning the reporting of application. Dave Keating has letter and will respond.
3. Interoffice Memo dated June 23, 2011 concerning the current 2010/2011 Budget.
4. Letter from R. Minnick, Chairman Land Use Committee dated July 5, 2011 concerning the gift agreement between O&G and the Town of Beacon Falls.
5. Planning and Zoning Regular Minutes May 19, 2011 and Public Hearing Minutes.
6. Letter dated June 13, 2011 from Jim Galligan, Town Engineer to Mark Oczkowski regarding Notice of Deficiency for Blackberry Hill Road, Oakwood Estates.
7. Report from Nafis and Young dated July 2011 Wyndham Homes – concerning the schedule no shop drawings to address the previous request for repairs to the soil erosion/sediment controls nor wetland damage repairs has not been received.

Old Business

Chairman Smith is off the board.

JUL 23 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, JULY 13, 2011****PAGE 4****Application A-2011-289 – Smith Farms Dev. LLC-Storm water drainage**

John Smith noted that the storm water drainage work has been finished and has been inspected by the Town Engineer's Office, John Paul Garcia the property owner's engineer and was accepted by the property owner. Another catch basin was installed. Any other work to be done will be done property owner's responsibility.

Chairman Smith is back on the board.

IWWC Regulations

Chairman Smith stated due to the change in legislation, the public hearing will be held in October.

Budget

Commissioner W. Opuszynski gave a report concerning the current budget.

Payment of Bills

M. Kempa, D. Keating and Republican-American

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

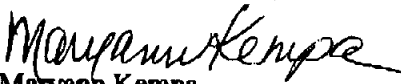
State of Connecticut Fees – up to date**Miscellaneous**

Commissioner W. Opuszynski stated that there is activity around the pond at Matthies Park. Chairman Smith will find out what is doing as part of the maintenance plan. Commissioner W. Opuszynski stated that when any work in the park is done a monthly report is to be submitted to this Commission from the Park and Recreation Department.

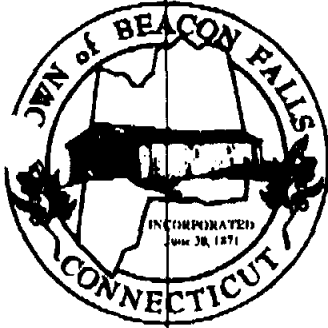
Petitions from Commissioners – none**Executive Session – none**

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to adjourn the meeting at 9:20 p.m.

Respectfully submitted,


Maryann Kempa
Clerk

23 2011

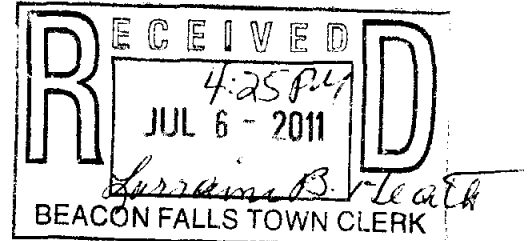


TOWN OF BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

July 6, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, July 13, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – June
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 1. Laskey Road/Refurbish Trail – Boy Scouts
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 & 5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3

**Inland Wetlands and Watercourse Commission
Agenda, July 13, 2011
Page 2**

- 11. Application A-2007-275 Beacon Hill – Skokorat Road
- 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
- 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
- 14. Application A-2010-287 – Lancaster Dr. – Beaver Control
- 15. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
- 16. Application A-2011-290 – Ryan Smith, 80 Pinesbridge Road
- 17. IWWC Regulations & Application Update

H. New Business

- I. Budget
 - 1. Report of Accounts
 - 2. Payment of Bills
 - 3. State of Connecticut Fees

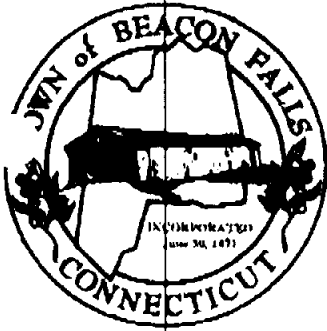
- 5. Miscellaneous
- 6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
- 7. Adjournment

Respectfully submitted,



Maryann Kempa
Clerk

JUL 9 - 2011

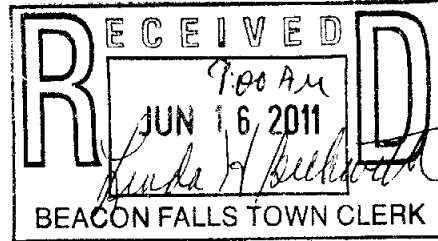


TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

June 16, 2011

Mr. Kurt Novak
 Town Clerk
 Town of Beacon Falls
 10 Maple Avenue
 Beacon Falls, CT 06403



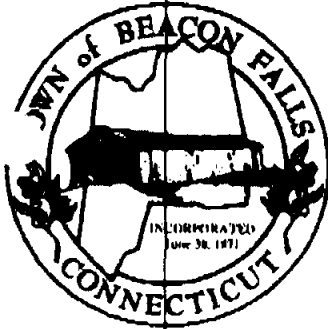
Dear Mr. Novak:

The Water Pollution Control Authority Regular Meeting of June 14, 2011 was cancelled due to a lack of a quorum.

Respectfully submitted,

Maryann Kempa

Maryann Kempa
 Clerk



INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, JUNE 8, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of June 8, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Michael Opuszynski and Arlene Brumer.

Absent: Commissioner: David Chadderton, Walter Opuszynski and James Galligan, Town Engineer.

Also Present: Wetlands Enforcement Officer David Keating.

Pledge of Allegiance – recited

Comments from the Public

Mr. Lars Edgren of 180 Lasky Road came before the board concerning water run off problem. Mr. Edgren stated that 182 and 186 Lasky Road share a driveway upgrade from him. He explained that Lasky Road is upgrade of his property. Water and silt is washing out his driveway and property. Mud and silt is going into the pond. Chairman Smith noted that the run off is coming down and crossing Mr. Edgren's property and crossing Lasky Road and going into the pond. Mr. Edgren stated that the catch basins are filled with sand and stone and the run off is draining to his property and down to the pond. Vice Chairman Knapik mentioned that he should check with the State of Connecticut as they did some work in that area. The pipe that used to outlet to the pond could be blocked off. This could be why the basins are all filled up. There is question of the outlet pipe. Commissioner Minnick stated he should get in touch with Jim Galligan, Town Engineer and follow through with the State of Connecticut. Mr. Edgren stated that along the street and to his driveway which washed away the gravel. Mr. Edgren gave his home address and phone number (203) 729-4734 – 180 Lasky Road to the board. Commissioner Minnick stated that this is a storm water management matter which is handled by the Inland Wetlands & Watercourse Commission. Mr. Edgren should also meet with Dave Keating, Wetlands Enforcement Officer.

Public Petitions – none

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to allow the Chairman to rearrange the agenda to accommodate the public.

Discussion: None

Vote: 5 in favor

Abstained: 0

Opposed: 0

New Applications

**INLAND WETLANDS & WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, JUNE 8, 2011**

PAGE 2

Application A-2011-290 – 80 Pinesbridge Road

Dave Keating, Wetlands Enforcement Officer stated that he has received an application form, maps, plans and application fee in the amount of \$110.00 from Ryan Smith, 80 Pinesbridge Road. The plans are for proposed work to be done to stabilize the existing site conditions. Gary Giordano, P.E. and Land Surveyor represented the Mr. Smith. The site is at the corner of Lancaster and Pinesbridge Road which has an existing house on the property. The wetlands were delineated by Henry Molleur as indicated on the map. There is a watercourse which comes through the property then drains to Route 42. The proposal is to build a deck out the back of the house. On the side of the house there is an existing deck. Mr. Giordano noted the project priorities:

1. New deck to provide safety for doorway on rear of the house.
2. Retaining wall work to prevent wall failure and protect slope.
3. Sidewalk work to remove fall hazards and provide safe conditions.
4. Site grading to provide safe area for residential use.
5. Roof leader drain to protect slopes from wash out.
6. Site Plantings to help stabilize and maintain slopes.
7. Driveway work to provide better traffic, safety entering and existing site.
8. Fence work to provide a barrier to wetlands and fall protection from slopes.

Mr. Giordano noted the construction sequence:

1. The construction entrance will be done first.
2. A road to get to the bottom and install rip rap.
3. Install silt fence.
4. Plant junipers to stabilize.
5. Take out sidewalks and fill.

Vice Chairman Knapik asked how high the rip rap will be against the existing the existing wall that is falling down. Mr. Giordano stated to the top of the wall. Vice Chairman Knapik asked why are they not taking the wall down and as it is going to rot. Mr. Giordano stated that the wall is pressure treated lumber. He stated that the rip rap will settle in place where the wall rots out and the soil will be held in place. If the wall is taken out, if there is a rainstorm the bank will be lost. Vice Chairman Knapik has questions about leaving the wall. He feels it does not make sense. Commissioner Minnick stated if in the process of taking the wall out, if there is a heavy rainstorm the area will wash out. The rip rap will stop the erosion. The rip rap will meet the top of wall. Vice Chairman Knapik mentioned a rip rap berm a couple of feet around inside of the wall. A split rail fence will be along the watercourse. Site grading and plantings will be done. A circular driveway will be constructed. David Keating, Wetlands Enforcement Officer suggested a site walk or individual site walks be done. The Town Engineer has not reviewed the proposed plan. Chairman Smith stated the application will be on the agenda next month (July 13th) for discussion and vote.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to accept Application A-2011-290, Ryan Smith, 80 Pinesbridge Road as complete. The fee of \$110.00 has been paid.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

JUN 22 2011

**INLAND WETLANDS & WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, JUNE 8, 2011****PAGE 3****Approval of Minutes – May**

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to accept the minutes of May as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Public Hearings – none**Administrative Report – none****Correspondence**

Commissioner M. Opuszynski noted the following correspondence:

1. Notice of Inspection for Blackberry Hill Road, Oakwood Estates from Nafis & Young dated May 19, 2011.
2. Letter dated May 6, 2011 from Kenneth Faroni, O&G regarding Toby's Pond. Commissioner Minnick stated there are issues to be addressed. Some of the work is being done.
3. Interoffice Memo dated May 16, 2001 from Susan A. Cable regarding Storm Water Maintenance.
4. The Habitant
5. Memorandum dated May 27, 2011 from Atty. Steven Byrne regarding Client Update – Case Law Development – The clerk will scan and email to members having email and make copies and mail to other members.

Report of Accounts

A report of accounts was given by Commissioner M. Opuszynski.

Payment of Bills

David Keating for Month of May & M. Kempa

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

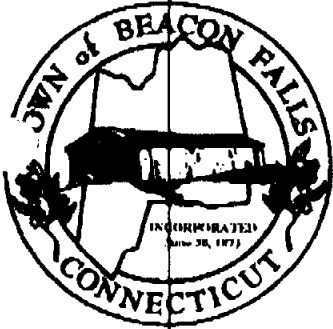
Executive Session – none

Motion was made by Vice Chairman Knapik and seconded by Commissioner Minnick to adjourn the meeting at 7:55 p.m.

Respectfully submitted,


Maryann Kempa
Clerk

JUN 22 2011



TOWN of BEACON FALLS *12:30 PM*
23 2011
Walter Beckwith
 Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

REVISED PUBLIC HEARING MINUTES, JUNE 8, 2011

Chairman Edward Smith called the Public Hearing of the Inland Wetlands and Watercourse Commission of May 11, 2011 to order at 7:05 p.m.

Present: Chairman Edward Smith and Vice Chairman Stephen Knapik.

Absent: Commissioner: David Chadderton, Walter Opuszynski, Richard Minnick, Michael Opuszynski and Arlene Brumer.

Also Present: Wetlands Enforcement Officer David Keating.

The following notice was read by the Clerk:

Town of Beacon Falls, Inland Wetlands & Watercourse Commission, Notice of Public Hearing.

Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, June 8, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning: Modifications, Updates and Revisions to the Inland Wetlands & Watercourse Commission Regulations.

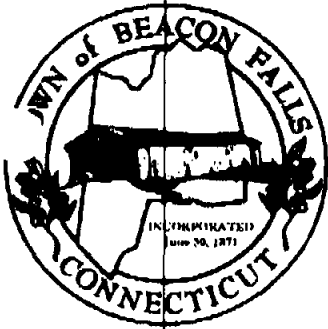
At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the regulations is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT Edward J. Smith, Chairman, Republican American - Friday, May 27, 2011 and Friday, June 3, 2011.

David Keating, Wetlands Enforcement Officer noted that the public hearing needs to be rescheduled due to insufficient notices. The Public Hearing will be rescheduled at another time.

The Public Hearing was closed at 7:08 p.m.

Respectfully submitted,

Maryann Kempa
Maryann Kempa
Clerk



INLAND WETLANDS & WATERCOURSE COMMISSION

PUBLIC HEARING MINUTES, JUNE 8, 2011

Chairman Edward Smith called the Public Hearing of the Inland Wetlands and Watercourse Commission of May 11, 2011 to order at 7:05 p.m.

Present: Chairman Edward Smith and Vice Chairman Stephen Knapik.

Absent: Commissioner: David Chadderton, Walter Opuszynski, Richard Minnick, Michael Opuszynski and Arlene Bruner.

Also Present: Wetlands Enforcement Officer David Keating.

The following notice was read by the Clerk:

Town of Beacon Falls, Inland Wetlands & Watercourse Commission, Notice of Public Hearing.

Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, June 8, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning: Modifications, Updates and Revisions to the Inland Wetlands & Watercourse Commission Regulations.

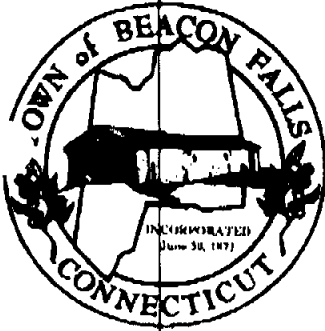
At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the regulations is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT Edward J. Smith, Chairman, Republican American - Friday, May 27, 2011 and Friday, June 3, 2011.

David Keating, Wetlands Enforcement Officer noted that the public hearing has been cancelled due to insufficient information. The Public Hearing will be rescheduled at another time.

The Public Hearing was closed at 7:08 p.m.

Respectfully submitted,

Maryann Kempa
Maryann Kempa
Clerk

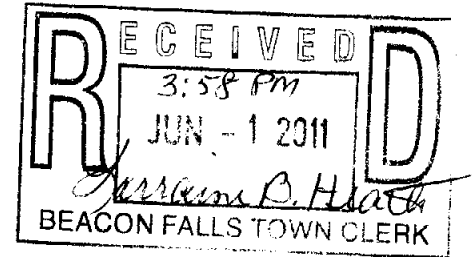


Town of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

June 1, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, June 8, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – May
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
- IWWC Regulations & Application Update
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3

Inland Wetlands and Watercourse Commission

Agenda, June 8, 2011

Page 2

- 11. Application A-2007-275 Beacon Hill – Skokorat Road
- 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
- 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
- 14. Application A-2010-287 – Lancaster Dr. – Beaver Control
- 15. Application A-2011-289 – Smith Farms Dev. LLC – Storm water drainage
- 16. IWWC Regulations & Application Update

H. New Business

I. Budget

- 1. Report of Accounts
- 2. Payment of Bills
- 3. State of Connecticut Fees

5. Miscellaneous

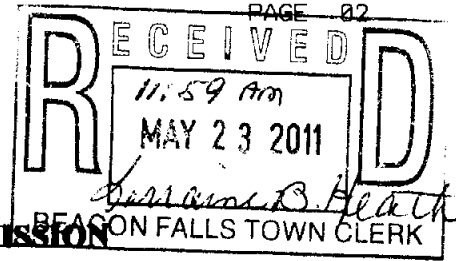
6. Petitions from Commissioners

- A. Executive Session to discuss pending litigation (if required)

7. Adjournment

Respectfully submitted,


Maryann Kempa
Clerk



**TOWN OF BEACON FALLS
 INLAND WETLANDS & WATERCOURSE COMMISSION
 NOTICE OF PUBLIC HEARING**

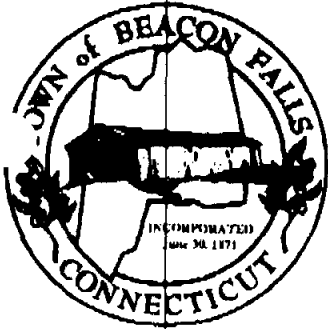
Notice is hereby given that the Town of Beacon Falls, Inland Wetlands & Watercourse Commission will hold a Public Hearing on Wednesday, June 8, 2011 at 7:00 p.m. at the Beacon Falls Town Hall, Assembly Room, 10 Maple Avenue, Beacon Falls, CT. concerning:

Modifications, Updates and Revisions to the Inland Wetlands & Watercourse Commission Regulations

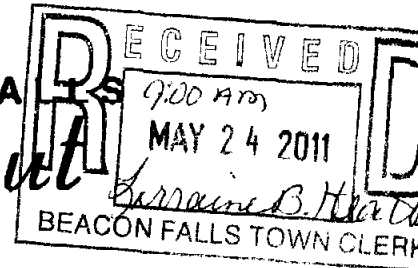
At this hearing, interested persons may appear and/or written comments may be submitted. The copy of the regulations is on file at the Town Clerk's Office, 10 Maple Avenue, Beacon Falls, CT

Edward J. Smith
 Chairman

Republican American
 Friday, May 27, 2011
 Friday, June 3, 2011



TOWN of BEACON FALLS
Connecticut



INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, MAY 11, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of May 11, 2011 to order at 7:35 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Michael Opuszynski and Arlene Brumer.

Absent: Commissioner: David Chadderton, Walter Opuszynski and James Galligan, Town Engineer.

Also Present: Wetlands Enforcement Officer David Keating.

Pledge of Allegiance -- recited

Motion was made by Vice Chairman Knapik and seconded by Commissioner Minnick to allow the Chairman to rearrange the agenda to accommodate the public.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

127 Pines bridge Road -- Lots 7, 8 & 12

Jack Neubieser, JLN Consulting, 276 Percival Avenue, Berlin, CT came before the board concerning 127 Pines bridge Road Lots 7, 8 and 12 which is currently owned by the Lafferty Family. There is currently a house and small barn structure on the property. A copy of the soil scientist report from George T. Logan, REMA is on file. The property has a fair amount of wetlands on it. Mr. Neubieser presented the Preliminary Zoning Improvement Location Survey/Site Layout Plan prepared by Halliey, Person and Cassidy dated April 26, 2011. Because of the amount of wetlands, the proposed building has to be pulled forward. A variance and zoning change will be needed if they decide to proceed with the project. The wetlands encroachment will be approximately 3,000 square feet. Mr. Neubieser noted a small proposed mitigation area in the front of the property. Mr. George Logan, REMA walked the property. Copies of the pictures of the site were forwarded to the board. The area proposed for filling is not a very high quality wetland. The back portion is of a better quality which is not proposed for any work in there. One more field trip will be made to the site to look at the plant life and growth. The site's wetland has seen significant disturbance in the past including some filling along its north edge, some dumping in various spots and ditching. For the most part, these are disturbed wetland areas. The wetlands have been flagged. David Keating, Wetlands Enforcement Officer asked how many square feet of wetlands are on the site and how many would be impacted. Mr. Neubieser stated that 3,000 square feet will be disturbed. The property is approximately 1.89 acres. There is no vernal pool on the site. Storm water management was discussed. Commissioner Minnick stated that the storm water has to be handled without disturbing more of the wetlands. It should also be noted that there is no hazardous material on the property. David Keating, Wetlands Enforcement Officer stated

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, MAY 11, 2011**

PAGE 2

that it seemed like a lot of parking spaces for this size office building. Mr. Neubieser stated that the parking spaces were calculated as three spaces per exam room. The number of parking spaces exceeds what is required by Zoning. David Keating, Wetlands Enforcement Officer mentioned the addition of the creation of a storm water/rain garden area. It would help to cleanse the water before it goes into the wetlands. Cleaning up the debris and the mitigation planning is helpful. A conservation easement was suggested. The site has city water and sewer. The board feels that the proposed plan is do able.

Comments from the Public -- none

Public Petitions -- none

Approval of Minutes -- April

Motion was made by Vice Chairman Knapik and seconded by Commissioner M. Opuszynski to approve the April minutes as submitted.

Discussion: None Vote: 4 in favor Abstained: 1 Opposed: 0

Correspondence

1. Letter from DEP dated April 8, 2011 Rejection Notice – Bridge No. 08276R Metro-North Railroad (Waterbury Branch) MP 19.21 over Spruce Brook
2. Letter from Ken Faroni, O&G to Jim Galligan, Town Engineer dated 5/6/11 concerning Toby's Pond – Evaluation/Plan of Action and response regarding flood damage. The boat ramp washed into river and the area needs reinforcement. Commissioner Minnick has the letter. Discussion was held as to what is to be done regarding the necessary repairs.
3. Planning and Zoning Minutes
4. Council of Government – Annual Report
5. Connecticut Wildlife
6. Budget – report given by Commissioner M. Opuszynski

**Public Hearings & Considerations of Public Hearings
Wednesday, June 8, 2011, 7:00 p.m. - IWWC Regulations**

Commissioner Minnick noted a change of 50 foot to 100 foot review area should be made to the regulations before the Public Hearing.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik to make the change of 50 foot to 100 foot review area in the regulations before the Public Hearing.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Administrative Report -- nothing to report

Wetlands Enforcement -- nothing to report

Old Business

MAY 24 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, MAY 11, 2011**

PAGE 3

Application A-2004-248 Chatfield Farms/Wyndham Homes

Chairman Smith noted a letter dated April 25, 2011 to Mr. Bruce Wittenberg, Wyndham Homes from James Galligan, Town Engineer regarding Notice of Deficiency regarding soil and erosion inspection.

New Business

Snyder Drive

Chairman Smith stated that he did an inspection on Snyder Drive. A homeowner on Snyder Drive built a deck in the back of the house in the fall. Material was put around the back, the next door neighbor made a complaint. The homeowner was asked to take the material out. There is a brook approximately 125 - 200 feet away. The material was pulled out. The next door neighbor is not happy as it is felt they did not take enough material out. The homeowner did exactly what the Chairman told them to do. Two boulders rolled into the neighbor's yard. Currently, the ground is too soft to take the boulders. Once the grass is grown on the bank, then the silt fence can be removed. One more inspection will be done.

Chairman Smith recused himself.

Application A-2011-289 Smith Farms Development LLC

Vice Chairman Knapik stated the application, maps were received and fee was paid concerning Application A-2011-289 Smith Farms Development LLC - Lots 39 & 40 Bonna Drive to install a drainage pipe. David Keating, Wetlands Enforcement Officer stated that storm drainage will be installed to take some surface water (but primarily groundwater) and redirect it around the house lot. There are no inland wetlands involved. It is basically storm water management which will be directed into the storm drainage system on the north side of the street. It is a simple plan and will take several days to implement the part into the street. The homeowner will be responsible for the part on their property.

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to approve Application A-2011-289 Smith Farms Development LLC Lots 39 and 40 Bonna Street as submitted as there is no impact to the wetlands.

Discussion: None Vote: 4 in favor Abstained: 0 Opposed: 0

Motion was made by Commissioner Minnick and seconded by Commissioner Brumer to approve for storm water management for Application A-2011-289 Smith Farms Development LLC Lots 39 and 40 Bonna Street as the design has been presented and reviewed by staff and meets all the approvals. Town Engineer has reviewed the plan.

Discussion: None Vote: 4 in favor Abstained: 0 Opposed: 0

Chairman Smith is back on the board.

New Business

Chairman Smith noted that after missing a certain amount of meetings a Commissioner can be removed from the board. A letter will be sent to the Planning and Zoning Commission with a copy of the Board of Selectmen asking for a new representative that would be able to attend the Inland Wetlands & Watercourse Commission meetings.

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, MAY 11, 2011****PAGE 4**

Motion was made by Vice Chairman Knapik and seconded by Commissioner Minnick that a letter to Planning and Zoning recommending that a new representative be appointed to attend Inland Wetlands and Watercourse Commission meetings.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Report of Accounts

The report was previously presented by Commissioner W. Opuszynski.

Payment of Bills

M. Kempa, Nafis & Young and D. Keating – April

Motion was made by Commissioner Minnick and seconded by Commissioner M. Opuszynski to pay the bills as submitted.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees – nothing to report**Miscellaneous**

Commissioner Minnick feels that each member should receive a copy of the Connecticut Wildlife Magazine purchased by the Commission.

Motion was made by Commissioner Minnick and seconded by Vice Chairman Knapik that the Commission purchase six (6) subscriptions to the Connecticut Wildlife Magazine for six (6) individual members.

Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0

IWWC Regulations & Application Update

A Public Hearing will be held on Wednesday, June 8th at 7:00 p.m.

Petitions from Commissioners

Commissioner Minnick noted that the Plan of Conservation and Development is progressing.

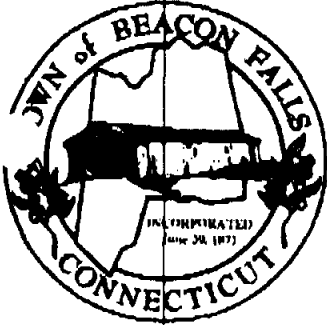
Executive Session – none

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to adjourn the meeting at 8:50 p.m.

Respectfully submitted,



Maryann Kempa, Clerk

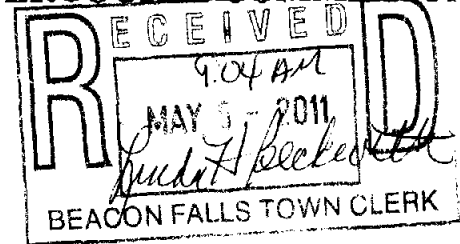


TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

May 4, 2011

Town Clerk - Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, May 11, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

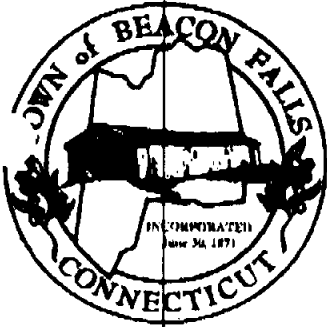
1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes - April
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - June 8, 2011 IWWC Regulations & Application Update
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision - Cook La.
 6. Application A-2004-244 Oakwood Estates - Phase I
 7. Application A-2004-246 Total Energy/Antar LLC - Industrial Park/
Application A-2005-262 Alliance Circle - Lot 1
Application A-2009-283 Alliance Circle - Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms - Phases 3, 4 & 5
 9. Application A-2004-249 Pinesbridge Industrial Park - Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park - Lots 2 & 3

Inland Wetlands and Watercourse Commission
Agenda, May 11, 2011
Page 2

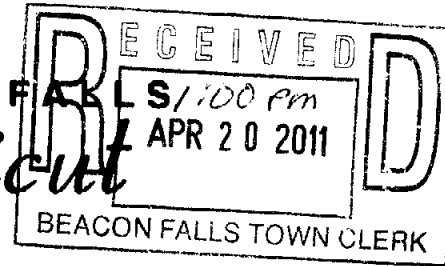
- 11. Application A-2007-275 Beacon Hill – Skokorat Road
- 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
- 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
- 14. Application A-2010-287 – Lancaster Dr. – Beaver Control
- 15. IWWC Regulations & Application Update
- H. New Business
 - I. Budget
 - 1. Report of Accounts
 - 2. Payment of Bills
 - 3. State of Connecticut Fees
 - 5. Miscellaneous
 - 6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
 - 7. Adjournment

Respectfully submitted,


Maryann Kempa
Clerk



TOWN of BEACON FALLS
Connecticut



INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, APRIL 13, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of April 13, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Walter Opuszynski, Michael Opuszynski and Arlene Brumer.

Absent: Commissioner: David Chadderton and Richard Minnick.

Also Present: James Galligan, Town Engineer and Wetlands Enforcement Officer David Keating.

Pledge of Allegiance – recited

Comments from the Public – none

Public Petitions – none

Approval of Minutes – March

Motion was made by Vice Chairman Knapik and seconded by Commissioner Opuszynski to approve the March minutes as submitted.

Discussion: None Vote: 5 in favor Abstained: 0 Opposed: 0

Correspondence

Commissioner W. Opuszynski noted the following correspondence:

Planning and Zoning Minutes – Feb. 17, 2011

Planning and Zoning Minutes – March 17, 2011

Letter from Southwest Conservation District and Newsletter

Connecticut Wildlife

Connecticut Landscape

Conservation Commission Minutes – March 7, 2011

Southwest Conservation District – Legislative Alert (HB 4600)

Letter from the Connecticut Audubon Society – State Birds

Letter from Nafis & Young dated March 23, 2011 to Joe Darnell, Wyndham Homes – Notice of Soil and Erosion Inspection

Public Hearings & Considerations of Public Hearings – none

Administrative Report

Wetlands Enforcement – nothing to report

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, APRIL 13, 2011****PAGE 2****Old Business****A-2002-231 Blackberry Grove Estates**

Jim Galligan, Town Engineer stated that another home is being built. The run off in the street is to be taken of.

Application A-2007-275 Beacon Hill – Skokorat Road

No work is being done on this site.

Application A-2004-248 Chatfield Farms Adult Dev. – Phases I & II

Jim Galligan, Town Engineer stated there is a punch list of items that are being addressed.

Toby's Pond

Jim Galligan and Rich Minnick visited Toby's Pond. A list of items to be done has been forwarded to Ken Faroni, O&G. The boat ramp has been washed out.

Application A-2010-287 – Lancaster Dr. – Beaver Control

Commissioner W. Opuszynski stated there was a new design plan to control the beavers. Chairman Smith stated that two eight inch corrugated plastic pipes were installed and two ends of the pipes are in a cage. It is more of a siphon. At the other end there is square mesh. Most of the dam was breeched to install the pipes. There is no evidence of the beavers trying to build around it. The Town is to clean up the mess. Commissioner W. Opuszynski stated it is to be decided to leave the shoulder open to channel it. Also, access will be needed to this area if guard rails are to be installed.

Application A-2005-262 Alliance Circle – Lot 1

An inspection should be done.

Application A-2004-244 Oakwood Estates – Phase I

This matter will be kept on the agenda.

Application A-2008-277 Depot Street Bridge – Town of Beacon Falls

This matter will be kept on the agenda.

Application A-2009-280 Setaro, D/E – Buckingham Drive

An inspection should be done.

Application A-2010-286 Parcel Corner of Lancaster Dr./Havin Dr. – Dr. Dey

This matter can be taken off the agenda.

Application A-2010-288 Beacon Falls Conservation Commission

This matter will be taken off the agenda.

60 Stoddard Place – this matter can be taken off the agenda.

Cook Lane – erosion control

Jim Galligan, Town Engineer noted the water running down the driveway needs to be diverted to the wetland then to the catch basin. The whole street is a problem. Chairman Smith and Vice Chairman will inspect this area.

APR 20 2011

**INLAND WETLANDS AND WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, APRIL 13, 2011**

PAGE 3

New Business

Chairman Smith recused himself.

Application A-2011-289 Smith Farms Development LLC

Vice Chairman Knapik noted last month an application was received from E.J. Smith LLC concerning Lots 39 & 40 Bonna Drive to install a drainage pipe. A check for \$110.00 has been received. A copy of the drainage plan has been received. Wetlands Enforcement Officer, David Keating noted that there is no work in the wetland or a watercourse. The application is a change from the previously approved drainage system of the subdivision. A few more catch basins will be added either in the right of way or adjacent to it. The work to Lot #39 will be the homeowners' responsibility. The catch basin and pipe along Bonna Drive will be the developers' responsibility. The application is complete. Therefore, a review can be done.

Chairman Smith is back on the board.

Report of Accounts

No report.

Payment of Bills

M. Kempa, Nafis & Young and D. Keating – Feb. & March

Motion was made by Vice Chairman Knapik and seconded by Commissioner Brumer to pay the bills as submitted.

None Vote: 6 in favor Abstained: 0 Opposed: 0

State of Connecticut Fees – nothing to report

Miscellaneous

Commissioner M. Opuszynski submitted a draft letter concerning storm water management. The board agreed that the letter should be forwarded to the Board of Selectmen. A copy of the letter is on file.

IWWC Regulations & Application Update

A Public Hearing will be held on June 8th at 7 p.m. concerning the revisions to the regulations and the update of the application. A copy of the revised regulations is to be sent to the State.

Petitions from Commissioners – none

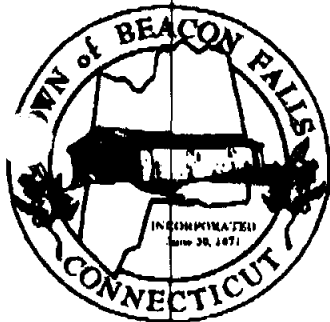
Executive Session – none

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to adjourn the meeting at 8:20 p.m.

Respectfully submitted,


Maryann Kempa, Clerk

APR 20 2011

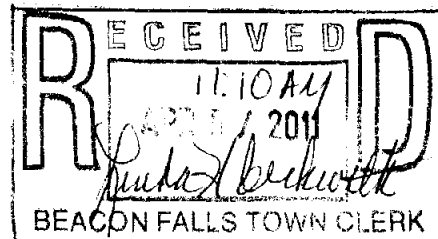


TOWN of BEACON FALLS Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

April 5, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, April 13, 2011 at 7:30 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – February & March
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3

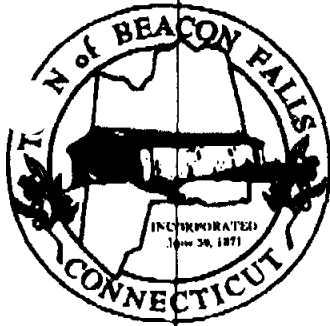
Inland Wetlands and Watercourse Commission**Agenda, April 13, 2011****Page 2**

11. Application A-2007-275 Beacon Hill – Skokorat Road
 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
 14. Application A-2010-286 Parcel Corner of Lancaster /Havlin Dr. – Dr . Dey
 15. Application A-2010-287 – Lancaster Dr. – Beaver Control
 16. Application A-2010-288 Beacon Falls Conservation Commission
Improvements Entrance to Lantern Ridge Open Space
 17. 60 Stoddard Place – drainage – Stormwater Management
 18. IWWC Regulations & Application Update
- H. New Business
- I. Budget
1. Report of Accounts
 2. Payment of Bills
 3. State of Connecticut Fees
 4. Budget
5. Miscellaneous
6. Petitions from Commissioners
- A. Executive Session to discuss pending litigation (if required)
7. Adjournment

Respectfully submitted,

Maryann Kempa
Maryann Kempa
Clerk

APR - 5 2011



INLAND WETLANDS & WATERCOURSE COMMISSION

REGULAR MEETING MINUTES, MARCH 9, 2011

Chairman Edward Smith called the Regular Meeting of the Inland Wetlands and Watercourse Commission of March 9, 2011 to order at 7:30 p.m.

Present: Chairman Edward Smith, Vice Chairman Stephen Knapik and Commissioners: Richard Minnick, Walter Opuszynski and Arlene Brumer.

Absent: Commissioner: David Chadderton and Wetlands Enforcement Officer David Keating.

Also Present: James Galligan, Town Engineer.

Pledge of Allegiance – recited

Comments from the Public

Diane Betkoski, Chair of the Conservation Commission attended the meeting to discuss an environmental matter on the Lantern Ridge open space parcel. During the site walk last spring, it was noticed that there is encroachment onto the property. Some of the concerns of the ERT Study and site visit were shared with Joe Grabinski. There is evidence of: large tire marks from ATVs, vehicles driving in the vicinity of North Rimmon Brook on the wood road; old logging roads with some off road travel. This is creating very serious and severe erosion problems where tires have churned the soil. The tires carry seeds of Japanese stilt grass. The goal is to work with abutting property owners to control vehicular access to the property. A letter dated February 23, 2011 to Mr. Peter Jezierney, Enforcement Officer – Town of Seymour was forwarded to the Commission with the signatures of the Conservation Commission Chair and the Inland Wetlands and Watercourse Commission Chair. A copy of the letter is on file. The five invasive plants were identified as: Japanese stilt grass, autumn olive, Japanese barberry, multiflora rosa and winged euonymus. The goal would be to prevent, control and eliminate these invasive plant species. Based on initial research, it appears that MJJ Properties and Calloway Group, Inc. are the adjacent property owners on the Seymour side of this parcel.

Commissioner Minnick noted that he has walked the site and explained that the vehicles are coming in on the Seymour side through the old trails. The tire tracks are humungous. They are coming across the brook and to the Beacon Falls side.

Jim Galligan, Town Engineer mentioned working with the Public Works Department in Seymour to move the large boulders back which were previously there.

Motion was made by Commissioner Opuszynski and seconded by Vice Chairman Knapik to authorize the Chairman to sign the letter to Mr. Peter Jezierney, Enforcement Officer, Town of Seymour.

**INLAND WETLANDS & WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, MARCH 9, 2011****PAGE 2****Discussion: None Vote: 6 in favor Abstained: 0 Opposed: 0**

Commissioner Minnick noted that the Lantern Ridge Open Space Report should be reviewed by the Inland Wetlands and Watercourse Commission.

Public Petitions – none**Approval of Minutes – February**

The February minutes were tabled to next month.

Correspondence

Chairman Smith noted the letter dated March 7, 2001 sent to the Board of Selectpersons and Board of Finance regarding increases of fees for Board and Commission clerks. A copy of the letter is on file.

Commissioner Opuszynski noted the following correspondence:

The Habitant

Map Reading and Site Plan Training Program CD

Kings Mark – Lantern Ridge Open Space Report

Planning and Zoning Minutes – Jan. 20, 2011

Planning and Zoning Minutes – Dec 16, 2010

Planning and Zoning Public Hearing Minutes – Dec. 16, 2010

Training Program for Municipal Inland Wetlands Commissioners

Public Hearings & Considerations of Public Hearings – none**Administrative Report**

Jim Galligan, Town Engineer noted a letter dated December 17, 2010 from Lawrence K. Secor, Sr. Environmental Project Manager regarding the updated APA regulations with the changes that occurred in December 2010. The Commission will review the changes and a Special Meeting will be scheduled. Commissioner Minnick asked that the bills for the work done be billed in this budget year.

Tobey's Pond

Jim Galligan, Town Engineer stated that the water at Tobey's Pond had risen during the recent storm. The inlet was clogged. The boat ramp was washed out. O&G will be asked to clean the inlet and outlet areas and repair the boat ramp. Commissioner Minnick noted that there were areas last year that were not stabilized. Commissioner Minnick stated that there is in the agreement that an inspector can be hired annually and billed to O&G. Jim Galligan and Commissioner Minnick will walk the site. Jim Galligan will send a letter to O&G.

Chairman Smith recused himself from the Commission.

New Application**Application A-2011-286 Smith Farms Development LLC**

Vice Chairman Knapik noted that the application will be received for processing. Edward Smith noted that this application is an agreement that was made for a problem with stormwater. A

**INLAND WETLANDS & WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, MARCH 9, 2011****PAGE 3**

check for fees has not been received. Edward Smith will forward a copy of the application to Dave Keating, Wetlands Enforcement Officer.

Chairman Smith is back on the board.

Old Business**Stormwater Management Issues**

Commissioner Minnick stated that members of the board and the Town Engineer wrote letters and came up to designs for stormwater management along Burton Road and other areas in the Town which were submitted to the Board of Selectmen and to the Street Department. Last year nothing was done and caused hazardous driving conditions. A letter needs to be sent from this Commission to the Board of Selectmen stating that it needs to be taken care of. This Commission is the enforcement agency for stormwater management. It needs to be addressed immediately as it is a matter of safety.

Application A-2004-244 Oakwood Estates – Phase I

Vice Chairman Knapik inquired as to Oakwood Estates. Jim Galligan, Town Engineer stated that there is run off from Oakwood Estates. He has contacted the applicant's attorney. Also there is a \$43,000 maintenance bond.

Application A-2007-275 Beacon Hill – Skokorat Road

The monthly report dated Jan. 4, 2011 from Gary Brown has been received. A copy is on file.

Application A-2008-277 Depot Street Bridge – Town of Beacon Falls

This matter will be kept on the agenda.

Application A-2009-280 Setaro, D/E – Buckingham Drive

An inspection should be done.

Application A-2010-286 Parcel Corner of Lancaster Dr./Havin Dr. – Dr. Dey

This matter will be kept on the agenda.

Application A-2010-287 – Lancaster Dr. – Beaver Control

Jim Galligan, Town Engineer stated that recommendations have been made to control the beavers.

**Application A-2010-288 Beacon Falls Conservation Commission
Improvements Entrance to Lantern Ridge Open Space**

Vice Chairman Knapik noted this project has been done and can be taken off the agenda.

New Business

Commissioner W. Opuszynski noted that there was a wash out on Cook Lane. Commissioner W. Opuszynski asked that Dave Keating, Wetlands Enforcement Officer to do an inspection. A letter will be sent to the applicant.

**INLAND WETLANDS & WATERCOURSE COMMISSION
REGULAR MEETING MINUTES, MARCH 9, 2011**

PAGE 4

Budget

Commissioner Minnick noted that he was told the budget for 2011/2012 is the same as this year's budget. Commissioner Minnick stated a letter should be sent requesting an increase in the clerk's salary.

Report of Accounts

A report of the Commission accounts was given by Commissioner W. Opuszynski.

Payment of Bills

M. Kempa

Motion was made by Vice Chairman Knapik and seconded by Commissioner W. Opuszynski to pay the bill as submitted.

None Vote: 6 in favor Abstained: 0 Opposed: 1

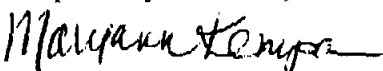
State of Connecticut Fees – nothing to report

Miscellaneous – none

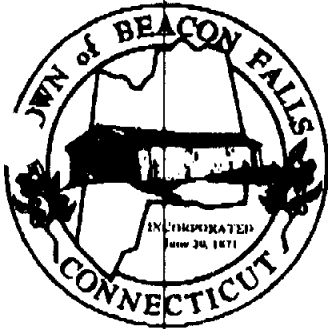
Petitions from Commissioners – none

Motion was made by Vice Chairman Knapik and seconded by Commissioner Minnick to adjourn the meeting at 8:20 p.m.

Respectfully submitted,



Maryann Kempa
Clerk



TOWN OF BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

March 1, 2011

Town Clerk – Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403

12:59 pm

MAR 1 2011

Lorraine B. Heath

The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, March 9, 2011 at 7:00 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – February
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
Application A-2005-262 Alliance Circle – Lot 1
Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms – Phases 3, 4 & 5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3

Inland Wetlands and Watercourse Commission
Agenda, March 9, 2011
Page 2

- 11. Application A-2007-275 Beacon Hill – Skokorat Road
- 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
- 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
- 14. Application A-2010-286 Parcel Corner of Lancaster Dr./Havlin Dr.
- 15. Application A-2010-287 – Lancaster Dr. – Beaver Control
- 16. Application A-2010-288 Beacon Falls Conservation Commission
Improvements Entrance to Lantern Ridge Open Space
- 17. 60 Stoddard Place – drainage – Stormwater Management
- 18. IWWC Regulations & Application Update

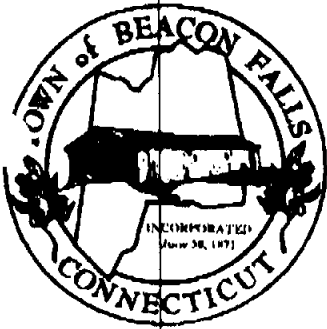
H. New Business

I. Budget

- 1. Report of Accounts
- 2. Payment of Bills
- 3. State of Connecticut Fees
- 4. Budget
- 5. Miscellaneous
- 6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
- 7. Adjournment

Respectfully submitted,

Maryann Kempa
Maryann Kempa
Clerk

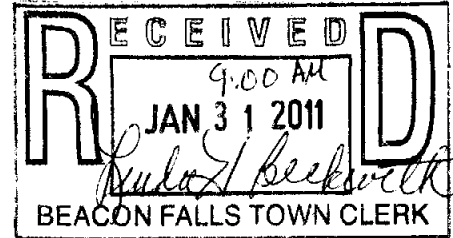


TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

January 31, 2011

Town Clerk - Kurt Novak
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403



The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, February 9, 2011 at 7:00 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes - December no January meeting
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision - Cook La.
 6. Application A-2004-244 Oakwood Estates - Phase I
 7. Application A-2004-246 Total Energy/Antar LLC - Industrial Park/
Application A-2005-262 Alliance Circle - Lot 1
Application A-2009-283 Alliance Circle - Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
Application A-2005-255 Chatfield Farms - Phases 3, 4 & 5
 9. Application A-2004-249 Pinesbridge Industrial Park - Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park - Lots 2 & 3

Inland Wetlands and Watercourse Commission

Agenda, February 9, 2011

Page 2

- 11. Application A-2007-275 Beacon Hill – Skokorat Road
- 12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
- 13. Application A-2009-280 Setaro, D/E – Buckingham Drive
- 14. Application A-2010-286 Parcel Corner of Lancaster Dr./Havlin Dr.
- 15. Application A-2010-287 – Lancaster Dr. – Beaver Control
- 16. Application A-2010-288 Beacon Falls Conservation Commission
Improvements Entrance to Lantern Ridge Open Space
- 17. 60 Stoddard Place – drainage – Stormwater Management
- 18. IWWC Regulations & Application Update

H. New Business

I. Budget

- 1. Report of Accounts
- 2. Payment of Bills
- 3. State of Connecticut Fees
- 4. Budget

5. Miscellaneous

6. Petitions from Commissioners

- A. Executive Session to discuss pending litigation (if required)

7. Adjournment

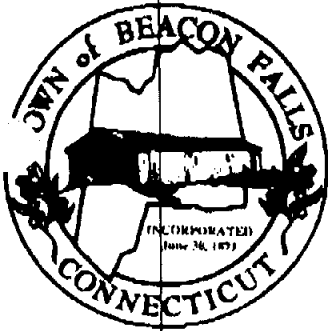
Respectfully submitted,

Maryann Kempa

Maryann Kempa

Clerk

JAN 31



9:00AM
Rudolph Beckwith

TOWN of BEACON FALLS *Connecticut*

INLAND WETLANDS & WATERCOURSE COMMISSION

SPECIAL MEETING MINUTES, JANUARY 6, 2011

Vice Chairman Stephen Knapik called the Special Meeting of the Inland Wetlands and Watercourse Commission to order at 6:55 p.m.

Present: Vice Chairman Stephen Knapik, Commissioners: Richard Minnick, Walter Opuszynski, Arlene Brumer and new Commissioner Michael Opuszynski.

Absent: Chairman Edward Smith.

Also Present: Wetlands Enforcement Officer David Keating Public: Chris Wilenski.

Vice Chairman Stephen Knapik welcomed Michael Opuszynski to the Inland Wetlands and Watercourse Commission.

Pledge of Allegiance – recited

The regulations are being updated in order to be in compliance with State Statutes, recent court rulings and updated town ordinances.

The board members present reviewed, discussed and made recommendations to the proposed changes prepared by Larry Secor of Nafis and Young.

A copy of the proposed changes with marked changes with the board members input is on file.

Discussion was held concerning the following sections:

Page 34

Section 13 – Enforcement

David Keating, Wetlands Enforcement Officer presented changes regarding inspections. He stated that this section is important for the Wetlands Enforcement Officer.

Section 13.1 - important be in the regulations

Section 13.2 – language added, not what is being done, leave as it was.

Section 13.3 – delete duplication if old language kept as it is.

Section 13.4 now 13.3 leave Commission in.

Section 13.3/13.4 - a. and b. are in reverse order. Notice of Violation should be Notice of Cease and Correct. Fix typos.

Page 35 – if changes noted made on Page 34, Page 35 not needed.

Numbering of sections to be renumbered.

Section 13.5 typos

Penalty Ordinance

Currently there is no penalty ordinance. It has been recommended by Attorneys at some of the CACIWAC Conferences. If a penalty ordinance is to be done, it should be in the Town ordinance not just the regulations.

**INLAND WETLANDS & WATERCOURSE COMMISSION
SPECIAL MEETING MINUTES, JANUARY 6, 2011**

PAGE 2

A draft of the Ordinance Establishing Citation Procedures and Fines For Violations of the Inland Wetlands and Watercourses Regulations of the Town of Beacon Falls has been forwarded to the Commissioners and Larry Secor, Nafis & Young.

Page 36

This ordinance should be not be included as an Appendix. Cross off see appendix.

Section 13.5 and 13.6 numbering changes

The Fee Schedule should be included

Section 13.6 – violation of regulations should not include DEP's regulations or other Town ordinances. Just IWWC regulations. Typos

Page 37 – no changes

Page 38

Section 14 Amendments

Section 14.4 – leave in from the public

Page 39

Section 14.7 – municipality should be in Town of Beacon Falls

Page 40

Section 17 Other Permits

Page 41

Section 19 – Application Fees

Staff will work on application fees

A copy of the proposed Application Fee Schedule Ordinance was forwarded to the Commissioners.

As in the State statutes Inland Wetlands establishes the fees, it will be asked to change and delete from the ordinance.

Motion was made by Commissioner Minnick and seconded by Commissioner W. Opuszyński at 7:40 p.m. to have a five minute recess.

Discussion: None

Vote: 5 in favor

Abstained: 0

Opposed: 0

The Commission reconvened the Special Meeting at 7:45 p.m.

Pages 41, 42, 43 and 44

Section 19 – staff to work on

Page 45

Section 20 – Action by Duly Authorized Commission

Section 20.1 – change license to permit, typos

Page 46

Section 21 Records Retention and Disposition

Staff to check for current copy. Good reference would like to keep.

Page 47, 48 & 49 - Appendix A & B – typos

The flow chart is to be updated.

The attorney is to review the proposed regulations before any Public Hearing will be scheduled. Also a proposed copy of the regulations will be sent to the State DEP do not have to wait for the State's approval before going to a Public Hearing.

JAN 10 2011

**INLAND WETLANDS & WATERCOURSE COMMISSION
SPECIAL MEETING MINUTES, JANUARY 6, 2011**

PAGE 3

There was discussion concerning raising the cost of a copy of the regulations. The regulations when adopted will be available on the Town Website.

Commissioner Minnick will meet with Larry Secor.

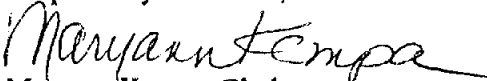
Dave Keating will work on a draft of the fee schedule.

The multiple form is also to be updated.

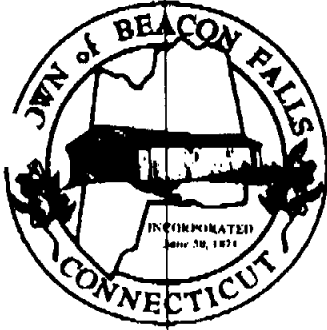
Commissioner W. Opuszynski stated that the flow chart should be added to the regulations.

Motion was made by Commissioner W. Opuszynski and seconded by Commissioner Brumer to adjourn the meeting at 8:15 p.m.

Respectfully submitted,


Maryann Kempa, Clerk

JAN 10 2011



TOWN of BEACON FALLS
Connecticut

INLAND WETLANDS & WATERCOURSE COMMISSION

January 5, 2011

Town Clerk – Kurt Novak
 Town of Beacon Falls
 10 Maple Avenue
 Beacon Falls, CT 06403

9:58 AM

Lynnda Beckwith

The Town of Beacon Falls Inland Wetlands and Watercourse Commission will hold its regular meeting on Wednesday, January 12, 2011 at 7:00 p.m. at the Town Hall Assembly Room. The agenda is as follows:

1. Call to Order
2. Pledge of Allegiance
3. Comments from the Public
4. Business Meeting
 - A. Public Petitions
 - B. Approval of Minutes – December
 - C. Correspondence
 - D. Public Hearings & Considerations of Public Hearings
 - E. Administrative Report
 1. Wetlands Enforcement Officer
 2. Town Engineer
 - F. New Applications
 - G. Old Business
 1. Application A-2001-216 Pinesbridge Industrial Park
 2. Application A-2001-218 O&G Restoration
 3. Application A-2002-231 Blackberry Grove Estates- Bond
 4. Application A-2003-236 Pond Springs Village/Pent Rd./Lancaster Dr.
 5. Application A-2003-242 Smith Farms Subdivision – Cook La.
 6. Application A-2004-244 Oakwood Estates – Phase I
 7. Application A-2004-246 Total Energy/Antar LLC – Industrial Park/
 Application A-2005-262 Alliance Circle – Lot 1
 Application A-2009-283 Alliance Circle – Lot 3
 8. Application A-2004-248 Chatfield Farms Active Adult Dev. Phases 1&2
 Application A-2005-255 Chatfield Farms – Phases 3, 4 &5
 9. Application A-2004-249 Pinesbridge Industrial Park – Lancaster Dr.
 10. Application A-2006-263 Pinesbridge Industrial Park – Lots 2 & 3

Inland Wetlands and Watercourse Commission**Agenda, January 12, 2011****Page 2**

11. Application A-2007-275 Beacon Hill – Skokorat Road
12. Application A-2008-277 Depot Street Bridge – Town of Beacon Falls
13. Application A-2009-280 Setaro, D/E – Buckingham Drive
14. Application A-2010-286 Parcel Corner of Lancaster Dr./Havlin Dr.
15. Application A-2010-287 – Lancaster Dr. – Beaver Control
16. Application A-2010-288 Beacon Falls Conservation Commission
Improvements Entrance to Lantern Ridge Open Space
17. 60 Stoddard Place – drainage – Stormwater Management
18. IWWC Regulations & Application Update

H. New Business**I. Budget**

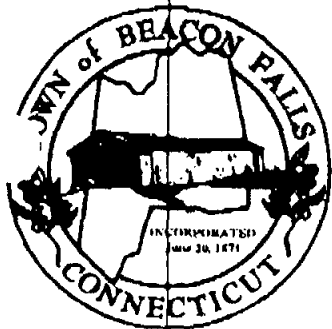
1. Report of Accounts
2. Payment of Bills
3. State of Connecticut Fees
4. Budget
5. Miscellaneous
6. Petitions from Commissioners
 - A. Executive Session to discuss pending litigation (if required)
7. Adjournment

Respectfully submitted,



Maryann Kempa
Clerk

JAN - 5 2011



Town of BEACON FALLS *Connecticut*

INLAND WETLANDS & WATERCOURSE COMMISSION

December 6, 2010

Kurt Novak, Town Clerk
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403

11:05 AM

Dear Mr. Novak:

Re: Schedule of IWWC Meetings for Year 2011

The schedule of meetings for the IWWC for the year 2011 is as follows:

- January 12th
- February 9th
- March 9th
- April 13th
- May 11th
- June 8th
- July 13th
- August 10th
- September 14th
- October 12th
- November 9th
- December 14th

Sincerely,

Maryann Kempa
Clerk

Cc: Board Members
James Galligan