

**Beacon Falls Inland Wetlands & Watercourses Commission**  
**10 Maple Avenue**  
**Beacon Falls, CT 06403**



**BEACON FALLS INLAND WETLANDS & WATERCOURSES COMMISSION**  
**Monthly Meeting**  
**May 8, 2019**  
**MINUTES**  
**(Subject to Revision)**

**1. Call to Order / Pledge of Allegiance**

Chairman John Smith called the meeting to order at 7:30 P.M.

Members Present: John Smith, Stephen Knapik, Brian Swan, Walter Opuszynski, and Doug Bousquet

Not Present: Mike Opuszynski

Others Present: Dave Keating; Jim Galligan; Ken Faroni; Mark Kehrhahn; Jeff Respler; David Bjorkland; and Wanda Mulinski

Motion to rearrange the agenda to accommodate the parties in attendance: Knapik/W. Opuszynski; no discussion; all ayes.

**2. Comments from the Public**

Ken Faroni, representing O & G, was present at tonight's meeting to discuss the access road from Lancaster Drive. K. Faroni indicated that the location was agreed upon and there is an access agreement. The access agreement shows that the location was shifted to the west, instead of using the strip that is designated on the property.

K. Faroni indicated that the plan is proposing minimum amount of disturbance as possible. The plan is to add a basin and pick up any storm water that may run down the length of property. The location of the basin will be based on the Town Engineer's specification.

K. Faroni noted that the agreement is to use the access for only the specific purpose of replacing equipment or bringing in new equipment for the wash plant or the ready-mix plant. K. Faroni also noted that the use is only allowed for up to 16 times per year. J. Smith indicated that he was at the Board of Selectmen meeting where the proposal was presented and suggested that K. Faroni should attend this Commission's meeting due to stormwater management.

Jim Galligan indicated that he reviewed the plans and the site. J. Galligan noted that the location is good and the drainage should be picked up from a small, localized area. J. Smith asked if the access will be paved and K. Faroni indicated that the proposal includes paving and a gate for better maintenance. S. Knapik asked who will be responsible for the maintenance and K. Faroni indicated that O & G is responsible. Dave Keating asked how many days the plan is for the work and K. Faroni indicated that it should be approximately a week.

J. Smith asked if the Members had any questions and there were none at this time.

Motion to approve the concept of the plan as submitted by Ken Faroni on behalf of O & G, have an application submitted, and fees to be paid: **Knapik/Bousquet; no discussion; all ayes.**

### **3. Applications – Old Business**

J. Smith indicated that Charlie Edward's monthly report for Tiverton II was received. J. Smith read that the blasting of the detention pond was completed. J. Smith noted that there are two areas of washouts after a rainstorm and a splash pool was put in. J. Galligan indicated that he spoke with C. Edwards and went over the splash pool. J. Smith indicated that it is running clean and will keep watch on it. D. Keating noted that constant maintenance is needed due to the area being large, also reinforcement of the silt fencing and redirection of the stormwater so it is controlled.

S. Knapik noted that he signed the mylar on April 12, 2019 for Tiverton II.

J. Smith indicated that the topic of discussion is Pond Springs Village. During the discussion, J. Smith and W. Opuszynski are off the Commission.

S. Knapik noted that there is a Cease & Desist order in place on Pond Springs Village. Dave Bjorkland and Jeff Respler, developer, were present at tonight's meeting to discuss the issues at Pond Springs Village. D. Bjorkland indicated that he met with the Commission two weeks ago where he had indicated that regular inspections were going to occur and make recommendations while going through the site. D. Bjorkland noted that there was one incident where unauthorized site work was being done. D. Bjorkland mentioned that he received a phone call from D. Bousquet, then D. Bjorkland called J. Respler's representative and work ceased.

D. Bjorkland provided copies of photos for the Members and indicated that an inspection was done that morning. D. Bjorkland noted that, in their opinion, the erosion controls are all installed and the additional erosion controls are also installed. D. Bjorkland indicated that he would like to make a recommendation to have the Cease & Desist lifted based on the photos and staff reports. D. Bousquet noted that the site will need to be inspected by the Commission. D. Keating noted a problem with gaps in transition from hay bales to silt fence as well as site work being done while under a Cease & Desist order.

J. Respler indicated that one of the driveways needed to be boxed out since there was a transformer in the middle of the driveway. J. Respler noted that the work needed to be done to avoid being disturbed again and having to rip it out in the future.

D. Keating indicated that he inspected the site and found that repairs have been made. D. Keating noted that there is a stake in the hay bales and DEEP requirements are to have two stakes. D. Keating also indicated that he would like to have the site work done and stabilized quicker than 2-3 weeks. J. Galligan indicated that he inspected the site and found that things have been bolstered up, closed up the seams.

S. Knapik asked if B. Swan and D. Bousquet could inspect the site tomorrow night. The Members will be available to inspect the site and S. Knapik asked to have D. Keating email the findings to D. Bjorkland and J. Respler.

Since the discussion of Pond Springs Village has completed, J. Smith and W. Opuszynski are back on the Commission.

#### **4. New Applications**

J. Smith asked if there were any new applications submitted for review at tonight's meeting and D. Keating indicated that there were none. It was noted that Manny Silva was not ready to submit an application at this time.

#### **5. Approval of Minutes from Previous Meetings – April 10, 2019 and April 22, 2019**

J. Smith asked for a motion to approve the minutes from the April 10, 2019 Monthly Meeting and the April 22, 2019 Special Meeting.

Motion to approve the minutes from the April 10, 2019 Monthly Meeting and from the April 22, 2019 Special Meeting as submitted by the clerk: Bousquet/Knapik; no discussion; all ayes for the Monthly Meeting and ayes by S. Knapik, B. Swan, and D. Bousquet for the Special Meeting; and abstention by W. Opuszynski and J. Smith for the Special Meeting since they were not present at the Special Meeting.

#### **6. Correspondence**

J. Smith indicated that a copy of the CT Wildlife magazine was received.

J. Smith also indicated that a letter from Atty. Byrne was received regarding the maintenance of the retaining wall on the property located at 93 South Main Street which is owned by Mario Trepca. The letter included a draft copy of a letter to M. Trepca for the Members to review and approve. J. Smith asked for the clerk to email a copy of the letters to the Members for their review.

## **7. Show Cause Hearings & Considerations of Public Hearings**

J. Smith indicated that there were no Show Cause Hearings & Considerations of Public Hearings to discuss at tonight's meeting.

## **8. Administrative Report**

J. Galligan indicated that the town opened bids today for two projects on Pent Road – one for the replacement of the culvert under the driveway and one for the road repair. Swan Excavating won the bid for the culvert and Forest Construction won the bid for the road repair. The Board of Selectmen will be meeting next week and will vote on the bids. J. Smith asked whose insurance is responsible for the repairs and J. Galligan indicated that the road work will come under the homeowner's insurance. J. Smith noted that the homeowners are responsible for maintaining the driveway.

J. Galligan provided a copy of a letter that was sent to David Anelli, 17 Oak Drive. The letter was regarding Oak Drive drainage and indicated that the Town of Beacon Falls is responsible for the maintenance of the catch basins in Oak Drive. The letter also indicated that the Town previously cleaned the three catch basins and associated piping in upper Oak Drive that drains towards D. Anelli's property. The letter further indicates that subsequent to the cleaning, the outlets of the drainage has been blocked with material deposited on D. Anelli's property without permit and this action is prohibiting the catch basins from operating properly resulting in damage to the pavement in Oak Drive. The Town is directing D. Anelli to remove the illegally deposited material from the outlets of the two drains within ten days of the date of the letter.

## **9. Applications – Old Business**

The Members reviewed the list of applications under this agenda item. Monthly reports were received from EG Homes and Charlie Edwards. W. Opuszynski noted that there are still some weak areas between units and missing erosion controls. J. Galligan will inspect the site this week.

## **10. New Business**

D. Bousquet asked if D. Keating could send a letter to the property owners on the corner of Oak Drive and Cedar Lane/Cook Lane – Richard and Dawn Wisneski – regarding the pile of horse manure. The horse manure is not in a container and needs to be cleaned up.

## **11. Old Business**

S. Knapik noted that there is digging being done one of the baseball fields at Woodland High School and this Commission hasn't received a notification of the work being done. J. Smith indicated that the fence was too far and needed to be moved in order to hold state tournaments. S. Knapik mentioned that the work is being done near a pond and there are no soil erosion controls.

J. Smith asked if there is an updated on the detention basins. D. Keating indicated that the detention basins have been cleaned up and removed trash and excess vegetation. J. Smith asked D. Keating to inspect the basins to see if more clean up is needed and to contact Region 16 regarding an application for the work being done on the baseball field.

## **12. Budget**

### **1. Report of Accounts**

A copy of the Report of Account was received and reviewed at tonight's meeting.

### **2. Payment of Bills**

#### **a. Invoice from the Commission's Clerk**

There was an invoice from the Commission's clerk submitted for the April 10, 2019 Monthly Meeting and April 22, 2019 Special Meeting totaling \$138.00.

#### **b. Other Invoices**

There was an invoice from Dave Keating submitted for \$226.88.

Motion to approve and pay the two invoices as submitted for tonight's meeting for a grand total of \$364.88: Knapik/Bousquet; no discussion; all ayes.

There was an invoice from Atty. Byrne received for Tiverton II and Mario Trepca – Invoice #19-05-042f dated 05/01/2019 in the amount of \$962.50. The invoice was reviewed by the Commission and signed by the Chairman.

### **3. State of Connecticut Fees**

D. Keating that the State of CT fees are all caught up.

## **13. Miscellaneous**

There was no discussion under Miscellaneous at tonight's meeting.

## **14. Petitions from Commissioners**

### **a. Conservation Commission Report from Michael Opuszynski**

M. Opuszynski was not present at tonight's meeting.

**15. Adjournment**

With no further business to discuss at tonight's meeting, J. Smith asked for a motion to adjourn.

Motion to adjourn meeting at 8:30 P.M.: **Knapik/Bousquet**; *no discussion*; all ayes.

**The next Inland Wetland and Watercourses monthly meeting will be held on Wednesday, June 12, 2019, starting at 7:30 P.M. in the Town Hall Assembly Room.**

Respectfully submitted,

Marla Scirpo  
Clerk, Inland Wetlands & Watercourses Commission

DRAFT