

COLCHESTER CONSERVATION COMMISSION
Regular Meeting Wednesday, July 13, 2011
Town Hall, 127 Norwich Avenue, Room 1
Minutes of Meeting

MEMBERS PRESENT: Falk von Plachecki, Chairman; Moe Epstein, Kurt Frantzen and Darrell York (arrived 7:08 p.m.);
Alternate: Andrew George; Staff: Wetlands Enforcement Officer: Jay Gigliotti and Clerk: Gail Therian

MEMBERS ABSENT: Sue Bruening; Jim Ford, Board of Selectmen Liaison

A. CALL REGULAR MEETING TO ORDER

Chairman von Plachecki called the Regular meeting to order at 7:01 p.m. A. George was seated as a voting member.

B. ADDITIONS TO AGENDA -

J. Gigliotti asked that under Item K. Correspondence, "Item A – Doug Dubitsky, 29 Starr Road" be removed from the agenda and replaced with "Item A – Bob Gagnon – Middletown Road."

So Moved, by A. George, seconded by M. Epstein. Motion carried unanimously.

C. APPROVAL OF MINUTES – June 8, 2011 Regular Meeting

Motion by A. George, seconded by M. Epstein to approve the minutes of the May June 8, 11, 2011 meeting as presented.
Abstentions: F. von Plachecki All others in favor **Motion carried.***

(* See discussion and amendment to this motion under Pending Applications – Item B W2011-2937.)

D. PUBLIC COMMENT – None

E. NEW APPLICATIONS None

F. PENDING APPLICATIONS

- A. W2011-2936, Bertha Glemboski, 141 McDonald Rd, Assessor's Map 3-7 Lot #9, 2-Lot Resubdivision with wetlands located on Property. No proposed development Activity. Application made to comply with CGS § 8-26. DRD 8.12.11**

J. Gigliotti told the Commission that this application was tabled for Statutory requirements at the last meeting. He said that is for a 2-lot resubdivision with wetlands on the property but there is no wetlands activity involved. There are no outstanding staff comments and staff recommends approval of this application.

Motion by M. Epstein, seconded by K. Frantzen to approve application W2011-2936. **Motion carried unanimously**

- B. W2011-2937, Kyle McCormick, Eagle Scout project at the Ruby Cohen Woodlands, Creation and upgrading of trails within the forested section of the property. Portions of the trail fall within the upland review area of the wetlands on the property**

J. Gigliotti told the Commission that this application was presented and the last meeting and tabled for Statutory requirements. There are no outstanding comments and Staff recommends approval.

K. McCormick, applicant, said that in the Minutes of the June 8th meeting, in the first paragraph under New Applications – Item B. W2011-2937 there is an error. He will not be upgrading an existing brook crossing and repairing the wooden bridge.

Motion by A. George, seconded by M. Epstein to approve W2011-2937, Kyle McCormick, Eagle Scout project at the Ruby Cohen Woodlands ,creation and upgrading of trails within the Upland Review Area. **Motion carried unanimously**

*Discussion followed regarding Kyle McCormick's comments about eliminating the portion of his presentation about upgrading the existing brook crossing and repairing the wooden bridge.

Motion by A. George, seconded by K. Frantzen to amend the earlier approved Minutes to reflect K. McCormick's comments. The first paragraph under New Applications – Item B –W2011-2937 fourth sentence should read: "The project will consist of several regulated activities within the Upland Review Area. The fifth sentence about the repair of the bridge will be eliminated. **Motion carried unanimously.**

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H. OLD BUSINESS - None

I. ENFORCEMENTS

A. Ralph Govoni, 95 Cirillo Drive

J. Gigliotti said he visited the site and the site is stable and there are no signs of erosion. He presented the plans from Dutch and Associates. He said that it is important that this work begin soon so the construction phase can be completed and vegetation can be established during this year's growing season. He explained the proposed work including the wall to be constructed, and the storm water management plan. He feels that the work can be accomplished in approximately a week, once Mr. Govani has hired the contractor he has contacted. He suggested to the Commission that if they approve this restoration work plan the permit be issued for a two year period. Discussion followed regarding the plan and the Commission felt that the work should be completed by October 31, 2011 and if it cannot be completed by this date, Mr. Govoni is to return to the Commission to present the reasons for the delay and ask for an extension of time. This must be done prior to the deadline.

J. Gigliotti asked the applicant if he understood the motion. R. Govoni stated that he did understand how much time and what was required by him. Chairman von Plachecki told Mr. Govoni to contact J. Gigliotti on any issues. J. Gigliotti stated that if there was any substantial issues that would not allow r. Govoni to make the deadline, he would have to come back to the Commission for extension of his plan (no permit would be required as it is an Enforcement Action) before the deadline.

Motion by D. York, seconded by M. Epstein to accept the Pond Restoration project plan for Ralph Govoni, 95 Cirillo Drive as presented with the condition that this is completed by October 31, 2011. **Motion carried unanimously**

J. CONSERVATION – None

K. CORRESPONDENCE -

A. Bob Gagnon – Middletown Road

J. Gigliotti told the Commission that Mr. Gagnon had obtained the Commission's approval for construction of a single family residence on Middletown Road. Mr. Gagnon cannot obtain the necessary variance or Zoning permits to construct this house because soil testing indicates the site will not support a septic system. Mr. Gagnon would like to clear the lot so to allow for further soil testing and also to work on redirecting the water flow. He went on to explain that there is a caveat on the Wetlands Permit that does not allow clearing of the lot until the required permits are obtained. Mr. Gagnon asked him if this caveat could be eliminated from the approval letter so that he could begin clearing the lot.

Bob Gagnon presented a plan with the single family residence eliminated and said he believes the runoff from the road affected the test results. He explained the work he proposed to do to improve the soil testing results. Commission members raised questions about the grading, the consequences of the water being redirected, and the future use of the land if the land is cleared but after testing cannot support a septic system. K. Frantzen suggested that lysimeters and other instruments be used to determine amounts of surface and groundwater. The Commission suggested the Mr. Gagnon submit a new application or return to the Commission with more information.

J. Gigliotti told the Commission that work has begun on the Mackey project on Linwood Avenue. Brain Golembiewski is the Site Monitor on this project. Rodney Goldberg has purchased 22 lots from White Oak Development and has begun clearing for the extension of Goldberg Road. J. Gigliotti will provide a resume of the Civil Engineer who is the Site Monitor for this project to the Commission members.

L. ADJOURNMENT

Motion by M. Epstein, seconded by K. Frantzen to adjourn the meeting at 7:45 p.m.

Gail N. Therian, Clerk