

CONSERVATION AND INLAND WETLANDS COMMISSION

TOWN OF DEEP RIVER, CONNECTICUT

Town Hall

174 Main Street

Deep River, Connecticut 06417

A regular meeting of the *Deep River Conservation and Inland Wetlands Commission* held on Thursday, June 13, 2013 at the Deep River Town Hall was called to order at 7:34 p.m. by Chairman Mizejeski. Members present: John Dube, Carol Libby, Alan Mizejeski, Michael Tomlinson, Alternate/WEO Mark Reyher and Alternate Tanner Steeves. Absent: George Atwood, Susan Board, Ron Larsen. Also present: Nancy Howard, Todd Andrews, Wayne and Tina Spakowski. The Chairman seated Alternate Mark Reyher for Susan Board and Alternate Tanner Steeves for Ron Larsen,

Approval of Minutes: A motion was made by Carol Libby and seconded by Mike Tomlinson to approve the minutes of the regular meeting of May 9, 2013 as printed. (6-0) Voted Unanimously.

Public Business: An application was received from Wayne and Tina Spakowski for the purpose of an addition and full re-build of house at 104 Rattling Valley Road (Map 64, Lot 18C1). Mr. Spakowski noted that the proposal is for building an energy star house on the existing foundation with a 30' x 30' addition and a 6' crawl space in the front. There will be a drive under garage with first floor living space. The addition is 78 feet from the pond. WEO Reyher noted that he has visited the site and he indicated that the activity would not affect the pond. The applicant indicated that they would start construction as soon as the approvals are received from this Commission and the Building Official. WEO Reyher recommended issuance of an administrative permit as there is no impact to the wetlands. Silt fencing is shown on the plan around the driveway area. A crane will be used for the steel beams and panels. Spoils will be located on the uphill side of the building in the front and in a depression in the driveway towards the road. The Commission members were in agreement that the WEO may issue an administrative permit for the proposed activity within 100 feet of a watercourse. The application fee was received.

Other Business: Todd Andrews of 165 Union Street was present noting concern for proposed activity on the adjoining property of Richard Pytlik on Bokum Road. Mr. Andrews and Mr. Pytlik had attended the CIWC meeting of June 14, 2012. At that time the WEO asked Mr. Pytlik to stop the work that was taking place and submit an application with an engineered plan, which was going to be prepared. Mr. Andrews inquired as to the status as he is downhill of the site. He noted concern regarding the significant amount of runoff onto his property. There are two rock ridge lines at the northwest corner of his property. The Pytlik property has a 33 foot frontage on Union Street. Mr. Andrews presented photographs from the site walk on the Pytlik property with the WEO last year and photographs of the Pytlik property taken from his property. Photographs show sedimentation in the stream in Mr. Andrews' back yard and he noted that the water has been brown a number of times. There are intermittent watercourses. Mr. Andrews noted that he is seeing more erosion due to the loss of vegetation uphill. He noted that the volume of the flow over the past year has been significant. The water runs over the swale in heavy or light rains. Mr. Andrews stated that the water collects in the pipes underground; two 18 inch diameter pipes. Commission members noted that it meets the definition of an intermittent watercourse and it would be regulated. Mr. Andrews noted that the rock formations are narrow near his property and the creation of a driveway at the right angle would greatly increase the flow to his property without having proper vegetation controls. The drive will increase the impervious area and be a further detriment. Mr. Andrews stated that Mr. Pytlik stopped to see him on June 1st and told him that he was going to start clearing and making a driveway along the property line. Mr. Pytlik had indicated to him that he did not have a plan. A copy was received of a letter from Mr. Andrews dated June 12, 2013 to the Zoning Enforcement Officer which contained photographs. The distance from the corner of the proposed turn in the driveway at Mr. Andrews property line to the street is approximately 250 feet. The previous activity which took place is just shy of the corner. Commission members agreed that there should be a follow up on the activity.

Erosion and sedimentation controls will need to be installed and maintained to prevent silt from flowing down. A motion was made by Carol Libby and seconded by John Dube to send a letter to Mr. Pytlik asking him to attend the next regular meeting for clarification of the proposed activity on his property in order to determine if the proposal is a regulated activity and to not do any activity in the area until speaking with the Commission. (6-0) Voted Unanimously.

Enforcement: WEO Reyher noted that the Cooke property looks good. He has contacted Bob Doane to shoot the final grades now that the construction is complete. WEO noted that he has reviewed preliminary identification forms for proposed additions, decks and sheds.

Report of Finances/Payment of Bills: Carol Libby reviewed the current financial report. An invoice was received from Nancy Howard, clerical services, 25 hours. A motion was made by Carol Libby and seconded by Mike Tomlinson to approve payment of the bill as presented. (6-0) Voted Unanimously.

Old Business: Star Lake, Winthrop Road (Map 12, Lot 7A): Chairman Mizejeski reported that he spoke with Judy Singer's supervisor at DEEP and was notified that there was no modification to the permit because the chemicals being used do not cause alerts with the distance of the wells. It appears that no abutters have contacted DEEP.

Chairman Mizejeski noted that he attended a meeting of Long Island Sound Programs regarding a sea wall where it was noted that sediment is primarily polluted by automobile product. Private companies are required to have settling basins for pollutants from cars. The state is exempt.

Correspondence: The spring edition of The Habitat was received.

Regulation Updates: Carol Libby presented a proposed summary for fees for residential projects. A similar form would be created for commercial projects. The regulation definitions were discussed.

Conservation/Canfield Woods: Chairman Mizejeski noted that in the wet weather, the trees limbs are hanging down to the cars in the parking lot at Canfield Woods. The members may organize a clean up day for the parking area.

A motion was made by Carol Libby and seconded by Tanner Steeves to adjourn the meeting at 9:25 p.m. (6-0) Voted Unanimously.

Respectfully submitted,

Nancy J. Howard

Recording Secretary