

**INLAND WETLANDS COMMISSION**  
**Regular Meeting Minutes**  
**June 11, 2014 – 7:00 p.m.**  
**Town Hall Annex, 80 Doyle Rd. Bantam, CT**

**Call to Order:** Chairman Robert Blazek called the regular meeting to order at 7:00 p.m.

**Members Present:** Chairman Robert Blazek, Dr. Frank Schildgen, Jack Hamill, Frederick Minck, Barbara Brower, Abby Conroy, Anthony Paradise, and Linnea Healy. Also present were Inland Wetlands Agent Dennis Tobin, Ph.D. and Recording Secretary Ann Combs.

**Members Absent:** Carol Williams

**Public Comment:** None

**2. Appointment of Alternates:** Chairman Blazek appointed Barbara Brower as a regular member for Carol Williams.

**APPLICATION CONSIDERATIONS**

**3. Spelman – 1359 Bantam Road** 6/11/14  
*Storage facility (28' X 24') on existing slab*

Mark Spelman was present to explain the plan to build a two-story garage for his tractor. He is using an existing slab for the base. He may have electric brought in overhead.

**Motion:** Fred Minck moved to approve the application of Spelman, 1359 Bantam Road, to install a storage facility 28' X 24' on an existing slab.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**4. Yard – 261 Norfolk Road** 6/11/14  
*Demo and rebuild sunroom (25' X 25')*

Craig Yard was present to explain that he will knock down an existing porch and build a 25' X 25' addition for a sunroom. No one had any questions.

**Motion:** Abby Conroy moved to approve the application of Craig Yard, 261 Norfolk Road, to replace a 25' X 10' room with a 25' X 25' sunroom.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**Motion:** Dr. Frank Schildgen moved to add to the agenda under Receptions - Item 10a. Barbara D. Putnam, 73 Clark Road, Solar Array and Shed Pump.

**Second:** Jack Hamill

**Vote:** All voted aye and the motion carried.

**5. Friends of the Litchfield Community Greenway, Inc. – S. Lake & White Woods Rd.** 6/11/14  
*Construct 2800' of recreational trail*

Steve Latour, Engineer, Berkshire Engineering and Surveying, represented the Friends of the Litchfield Community Greenway, Inc. They are proposing construction of trail along the existing rail bed in back of the West and St. Anthony's cemeteries. They plan to add 6"- 8" of process gravel along the 10'-wide trail, and a concrete spillway to concentrate flooding in one area. This will make it more user friendly and will accommodate bicycle traffic as well. They will be able to access the trail from either end using heavy equipment. Mr. Latour explained details per the map entitled "Site Plan Showing Proposed Trail for Friends of the Litchfield Community Greenway, Inc., revised 5/14/14."

**Motion:** Jack Hamill moved to approve the application by Friends of the Litchfield Community Greenway, Inc. for construction of 2800 feet of recreational trail using 6" of process gravel with concrete spillway to improve access and usability of the trail per drawing as noted above.

**Second:** Dr. Frank Schildgen

**6. Forman School – 12 Norfolk Road**

6/11/14

*Deposition of automotive, earthen and vegetative debris*

Attorney Robert A. D'Andrea was present from Stedronsky and D'Andrea, along with James Ciaglo from Berkshire Environmental. Mr. D'Andrea recapped the testing that was done with full chemical analysis. Additional testing on the lower gradient to the east of the site was done and he read the letter from Berkshire Environmental to Robert Scodari of Forman School. None of any of the field samples showed anything unusual.

**Motion:** Dr. Frank Schildgen moved to approve the application of Forman School, 12 Norfolk Road, for deposition of automotive, earthen and vegetative debris per map dated 4/8/14 as part of the remediation plan and stabilization of site with grade not to exceed a 2:1 ratio.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**7. Forman School – 12 Norfolk Road**

6/11/14

*Filling and excavation in regulated area*

Mr. D'Andrea said this involved the same property location. Towne & Aurell had inadvertently removed some of the processed gravel from the site. The operator did not get the instructions not to disturb. Work was halted immediately and Forman reported. The site has been stabilized with no additional action.

**Motion:** Barbara Brower moved to approve the after-the-fact application of Forman School, 12 Norfolk Road, for filling and excavation in a regulated area as shown on map entitled "Grading Plan for Forman School, dated 4/8/14.

**Second:** Abby Conroy

**Vote:** All voted aye and the motion carried.

**AGENT DETERMINATION**

**8. Smith – 90 E. Chestnut Hill Road**

6/11/14

*Remove trees, re-grade and build stone retaining wall in regulated area*

Jack Hamill recused himself from the discussion and left the room. Robert Blazek explained they had large trees they wanted to cut down and plant grass for more lawn area for children's recreation. He sent them to Dennis for an agent determination. Dr. Tobin explained it to be a very simple area where they just

took down trees, re-graded and planted grass seed. All were in agreement. Jack Hamill returned to the room.

### PERMIT REVIEW

#### **9. Burgess – 48 Wilson Road**

6/11/14

*Relocate previously approved (5/14/14) two 12' X 12' pool houses & fencing for pool*

Gwenn Burgess said they would like to go back to their original plan where the pool houses are located to the left of the pool, which will now be further from the wetlands.

**Motion:** Anthony Paradise moved to approve the permit revision with relocation of the previously-approved two 12'X12' pool houses at 48 Wilson Road per drawing dated 6/4/14.

**Second:** Abby Conroy

**Vote:** AC 2<sup>nd</sup> all aye.

### APPLICATION RECEPTIONS

#### **10. MGRE c/o Mark Greenberg – Village Green Drive**

6/11/14

*Remediate (excavation and dewatering) of gasoline-impacted soil at Village Green Drive. Backfill and restore to original grade and conditions (pavement, landscaping, sidewalks). Construction area is approximately ½ acre.*

Paul Connelly with CCA was present. Anthony Paradise asked for the drawing to be stamped by a PE. This site is the former Senor Panchos, which used to be a gas station. Tanks were removed in 1989 but they found contaminants in the soil. They will dig holes, have a temporary staging for soil with plastic around it located near the road. They will pump the water out, put it in a frack tank, test and give results to CCA. They will replace the holes with clean fill and devise a remedial plan. Chairman Blazek asked for written documentation of how the DEEP is involved and how they are overseeing project. The area will be fenced off with a gate. Dr. Schildgen noted it will be upstream of the Hamill well field. Hay bales were requested to be used around the catch basin, too.

#### **10a. Barbara D. Putnam – 73 Clark Road**

6/11/14

*Solar array and shed pump*

This is an area that is being farmed. Cameron Bouvet had the idea to irrigate the second field, and they want an independently-powered pump on a pallet that will removed water from the stream, 5 gal/minute. The stream flows year round. Dr. Schildgen was concerned with the native brook trout that live in that stream. There was concern with taking water from the brook. Chairman Blazek wants to check with Hartford and the Wetlands' attorney for more expertise.

### AFTER THE FACT APPLICATIONS

#### **11. Our Lady of Grace Cemetery – Bantam Road (reception)**

6/11/14

*Deposition of earth, vegetative and other material in a regulated area*

Ed and Cathy Conroy, parishioners of Our Lady of Grace Church showed a drawing of the placement of the debris. They do not believe it is their cemetery's property that has the pile of debris. Their area is a smaller area behind the church. They believe it is confusion with the property line.

**Motion:** Barbara Brower moved to grant a permit for regulated cemetery activities in a regulated area.

**Second:** Anthony Paradise

**Vote:** All voted aye and the motion carried.

**12. Litchfield Cemetery Assoc. – East Street (reception)**

6/11/14

*Deposition of earth, vegetative and other material in a regulated area*

Oren Boynton, President, was present to explain there are two sites with deposition of material. He showed a map and explained that excess dirt is stored and used at a later date. One area has tree debris and another had building materials and furniture, but was cleaned up. They do need a place to put the tree debris. Mr. Blazek said the area near the pond (Area A) is too close and is causing dirt to collect in an area near a wetland, which is illegal. He asked Mr. Boynton to pile his fill somewhere else. Dr. Schildgen said that the tree debris that is deposited in cavities near the ledge rock (Area B) could be leaching into the river. The tree debris must be 150 ft. from the river.

**Motion:** Dr. Frank Schildgen moved to approve the deposition of earth, vegetative and other material in a regulated area at the East Street Cemetery with the condition that Area B will not have any detritus within 150 ft. of the river and Area A will no longer be used for any deposition.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**13. Daniel Parsons (St. Anthony's Cemetery Assoc.) – White Woods Rd. (reception)**

6/11/14

*Deposition of earth, vegetative and other material in a regulated area*

Chairman Blazek said he and Dennis Tobin saw a lot of dirt that had been piled around the trees in the regulated area and Hamill well field and on White Memorial property. Mr. Parsons said the previous sexton and digger placed it there. He digs differently, putting dirt on a truck and then replacing it in the graves. He will take the pile out of there and keep it on their property.

**Motion:** Anthony Paradise moved to approve permitting the removal of deposited material in a regulated area and keeping the dirt pile away from trees and on St. Anthony's own property.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**14. Daniel Parsons (Bantam Cemetery Assoc.) – Bantam Rd. (reception)**

6/11/14

*Deposition of earth, vegetative and other material in a regulated area*

Mr. Parsons will erect a post and rail fence to prohibit people from throwing pots and debris over the bank toward the river.

**Motion:** Dr. Frank Schildgen moved to approve the plan of the Bantam Cemetery Association to remove the deposition of earth, vegetative and other material from the regulated area at Bantam Cemetery, with the erection of a fence 15 ft. away from the edge of the bank.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**Motion:** Barbara Brower moved to remove the "Notice of Violation" designate on the next application.

**Second:** Anthony Paradise

**Vote:** All voted aye and the motion carried.

**15. West Cemetery – White Woods Rd. (reception)**

6/11/14

*Deposition of earth, vegetative and other material in a regulated area*

Dr. Tobin found two soil stockpiles within the regulated area. Craig Miner was present to say there is now only one pile that is to remain, as it is necessary for maintenance. He removed the other pile.

**Motion:** Dr. Frank Schildgen moved to approve the application of West Cemetery for deposition of earth, vegetative and other material in a regulated area to be kept in one pile where it has recently been deposited.

**Second:** Barbara Brower

**Vote:** All voted aye and the motion carried.

**16. Approval of Minutes of May 14, 2014**

**Motion:** Abby Conroy moved to approve the minutes of May 14, 2014.

**Second:** Anthony Paradise

**Vote:** All voted aye and the motion carried.

**17. Correspondence:** None

**18. Possible Executive Session to Discuss Pending Litigation:** No executive session was held.

**19. Adjournment**

**Motion:** Barbara Brower moved to adjourn at 9:04 p.m.

**Second:** Fred Minck

**Vote:** All voted aye and the motion carried.

Respectfully submitted,



Ann D. Combs, Recording Secretary