

**CITY OF TORRINGTON
INLAND WETLANDS COMMISSION
MINUTES
July 19, 2011**

Present: Jay Bate, Jr., Chairman
Doris Murphy, Member and Planning and Zoning Liaison
Jane Bakker, Member/Secretary
Kathy Carlson, Member
Tom Telman, Member
Nicole Bastiannse-Fritch, Member
Christine Altman, Chairwoman (arrived 7:10 p.m.)

Also Present: Kimberly Barbieri, Inland Wetlands Enforcement Officer

1. **Call to Order:** Chairman Jay Bate called the meeting to order at 7:01 p.m., Torrington City Hall Council Chambers, Room 218, 140 Main Street, Torrington, CT

2. **Roll Call and Announcement:**

Chairman Jay Bate announced serving on the Commission this evening will be Commissioners Jane Bakker, Nicole Bastiannse-Fritch, Doris Murphy, Kathy Carlson, Tom Telman and Jay Bate. Christine Altman arrived at 7:10 p.m. Also present is Kim Barbieri, Inland Wetlands Enforcement Officer.

3. **Minutes for Approval:**

- a. 6/21/11

MOTION by Ms. Murphy to accept the 6/21/11 minutes, seconded by Ms Bakker, motion carried with two abstentions.

4. **Old Business:**

None

5. **New Business:**

- a. Location: 51 Greenwoods Road
Applicant: HRP Associates, Inc.
Activity: Environmental Soil Remediation, Soil Excavation and Paving within Upland Regulated Area

Adam Fox with HRP Associates, 197 Scott Swamp Road, Farmington, appeared before the Commission. Mr. Fox explained this is through the Connecticut DEP Remediation Program, it is required that remediation be done at the site, which involves moving some soil and

rendering it inaccessible (per DEP) which means putting that soil underneath the pavement so it cannot be contacted by the public. As part of that project there will be soil removal, and relocation to an area underneath a pavement that is within 100 feet of a wetlands area. There will be site improvements, loading dock improvements and drainage improvements (Mr. Fox referred to a site map).

There are dumpster pads that will be re-constructed of poured concrete. A pipe fitting with a backflow preventer which will be closed during loading operations, will contain any spills if there is an accident in the loading dock area..

Ms. Bakker inquired why soil was being taken off site, and Mr. Fox responded the soil being removed and not just relocated is above the contamination level allowed by DEP. If it goes off site, it will be sent to a licensed disposal facility.

Robert Simmons, licensed Environmental Professional, HRP Associates, appeared before the Commission. Going back in time, this site was a trolley barn in the 1880's. Back then the site was created with fill material which includes "pole ash" which has levels of lead and arsenic that are above the allowable limits by DEP standards. Mr. Simmons explained the procedure to comply with Connecticut DEP standards.

In response to a question from Chairman Bates, Mr. Fox provided details of the "gate valve" to be installed at the loading dock, which will be closed during receiving times to capture any leakage that may occur.

MOTION by Mr. Telman to accept the application for 51 Greenwoods Road, HRP Associates, Inc. For Environmental Soil Remediation, Soil Excavation and Paving within Upland Regulated Area with the stipulation that they are able to move ahead with the areas that are not located within the upland regulated area, seconded by Ms. Altman, unanimously carried.

b. Violation: Clearing and filling of wetlands in violation of Permit WC06-80
Location: 399 Westside Lane
Violator: Victor and Mary Tamplaru

Victor Tamplaru appeared before the Commission. Ms. Barbieri stated that due to lack of personnel she only found out about the violation while doing a c/o inspection. Before Mike O'Neil left we would have been out at the site more often. Two areas of wetlands were cleared and regraded as shown on the maps/photos handed out.

Mr. Tamplaru noted the only fill brought to the site was along the driveway. It was not put into the wetlands area. He thinks the property is drying up with the sun now. It was not intentional and he wasn't aware of the violation until Mrs. Barbieri pointed it out.

Ms. Barbieri stated that Mr. and Mrs. Tamplaru have been extremely cooperative and have already paid their after-the-fact permit fee.

It was the consensus of the Commission not to charge additional violation fees, for new restoration work.

MOTION by Ms. Bakker to accept the after-the-fact permit application and to require the Tamplarus to work with Ms. Barbieri to work up a plan for the disturbed areas to be replanted and to omit the after-the-fact fee, seconded by Ms. Altman, motion unanimously carried.

6. Staff Report:

n/a

7. Adjournment:

MOTION by Ms. Altman to adjourn, seconded by Mr. Telman, motion unanimously carried at 7:32 p.m..

Land Use Office
Inland Wetlands Commission