

TOWN OF ESSEX
Inland Wetlands and Watercourses Commission

Executive Board
Fred Szufnarowski, Chairman
Daniel Lapman, Vice Chair

29 West Avenue • Essex, Connecticut 06426
Telephone (860) 767-4340 • FAX (860) 767-8509

Regular Members

Jim Leo
Steve Knauth
Jeffrey Lovelace, Conservation Liaison
Jim Hill, Zoning Liaison
Vacancy, Planning Liaison

Alternate Members

Bill Cook
Andre Roussel

Unapproved

Minutes - Regular Meeting
Tuesday, July 11, 2017

1. Call to Order and Seating of Members

The regular Meeting of the Essex IWWC was conducted on July 11, 2017 in Room A of the Essex Town Hall at 7:00 p.m.

Attending Members:

Fred Szufnarowski
Dan Lapman
Jim Hill
Jeff Lovelace
Andre Roussel, seated for S Knauth
Bill Cook, seated for Jim Leo

Absent Members:

Steve Knauth
Jim Leo

Staff:

Stella Beaudoin, Recording Clerk
Joseph Budrow, Wetlands Enforcement Agent

F. Szufnarowski called the meeting to order at 7:00 p.m.

MOTION made by F Szufnarowski to seat A Roussel for S Knauth and to seat B Cook for J Leo;
SECONDED by J Hill; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, J Lovelace; **Opposed:** None;
Abstaining: None; **Approved:** 4/0/0.

2. Approval of Minutes

- June 13, 2017 regular meeting

MOTION made by D Lapman to approve the June 13, 2017 regular meeting Minutes with the following amendment; 1) Page 2, the Record of the Vote for the May 19 2017 Site Walk Minutes to reflect, *J. Lovelace abstained, D Lapman voted in favor*; **SECONDED** by J Lovelace; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, A Roussel, J Lovelace, B Cook; **Opposed:** None; **Abstaining:** None; **Approved:** 6/0/0.

- June 21, 2017 Site Walk Minutes

MOTION made by A Roussel to approve the June 21, 2017 Site Walk Minutes at 17 Laurel Road property with the following amendments: 1) Page 1 Attendees at the site walk, *“homeowner, Nicole Bartolomei and Robert Doane, P.E.”*; 2) Paragraph 3 second line to read: *“this is not within the 100-foot upland review area.”* 3) Paragraph 2, to read: *“no retaining wall is needed”*. 4) Last paragraph to read: *“wire fence will enclose the property to delineate”*; 5) 17 Laurel Road is the address of the site inspection; **SECONDED** by J Lovelace; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, J Lovelace B Cook, A Roussel; **Opposed:** None; **Abstaining:** None; **Approved:** 6/0/0.

3. Public Hearing

- No public hearing scheduled.

4. Regular Meeting

- Application No. 17-7 – Nicole Bartolomei, 17 Laurel Road

An application to relocate a septic tank and portions of two residential additions to a point 70 feet and uphill from a wetland area.

Robert Doane, P.E. presented on behalf of the applicant. R Doane stated that the applicant would like to expand the existing 3-bedroom to a 5-bedroom home, adding on to the garage and the driveway, and modify/increase the size of the sanitary system. The silt fencing will be installed 60-feet from the wetland line. R Doane noted that there is a 60-foot conservation easement on this property for which there is a permanent “no disturbance” condition placed within the easement. R Doane stated that he proposes to maintain that area and activity will be outside of that area.

R Doane stated that there have been no changes to this proposal since the June 21, 2017 site walk. R Doane noted that the architect has reduced the size of the garage and put a jog in to accommodate the generator and the air conditioning units. The grading will accommodate the necessary coverage for the garage foundation and the established 2-1 slope will be stabilized, and there will be no run-off in that area as the flow will be controlled by the gutters. The curtain drain will shield the sanitary system from seasonal high ground water, and per the original design the drain wraps around the house to provide relief to the footing drains.

MOTION by A Roussel to approve a permit for **Application No. 17-7 – Nicole Bartolomei, 17 Laurel Road**. This is an application to relocate a septic tank and portions of two residential additions to a point 70 feet and uphill from a wetland area. Based on the information presented in this application and the accompanying documents, the June 21, 2017 site inspection and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity not involving significant impact or major effect upon the inland wetlands or watercourse which occur on the property, as defined in Section 2.2, and that few or no reasonable or prudent alternatives exist; The Commission makes a Summary Ruling and grants a permit and permission for the applicant to proceed with proposed activity as stated on said application and as shown on plans accompanying the application, subject to the following conditions:

The Commission makes a Summary Ruling and grants a permit and permission for the applicant to proceed with proposed activity as stated on said application and as shown on plans accompanying the application, subject to the following conditions:

- a. In accordance with the Commission's Regulations, the activity pursuant to said permit shall be initiated within 2 years of the date of publication and shall be completed within one year of the date of initiation and will occur between March 15th and October 15th of the year of initiation.
- e. Should the applicant determine that the permitted activity will not be completed between March 15th and October 15th of the year of initiation, the applicant agrees to appear before the Commission and present a plan for the stabilization of the site during the non-permitted months.
- f. The applicant agrees to follow the advice and direction of the Town of Essex Enforcement Officer with regard to any field changes he deems necessary or may require for the protection of the inland wetlands and water course during the process.
- g. The Commission, through its Enforcement Officer, shall be notified in writing upon the initiation of the authorized activity and again upon completion of these activities.

SECONDED by J Lovelace; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, J Lovelace, B Cook, A Roussel; **Opposed:** None; **Abstaining:** None; **Approved:** 6/0/0.

6. Receipt of New Applications

J Budrow reported that there are new applications.

7. Section 11 Approvals

J Budrow reported that there are no Section 11 Approvals.

8. Other Business

There was no other business.

8. Correspondence and Invoices

There was no correspondence or invoices.

9. Reports:

a. Wetlands Official –

- J Budrow reported on herbicide treatment which has occurred at Sunset Pond. CT Pond Services applied for a State of CT permit in late-June for permission to apply pesticides (Cutrine, Clipper and Reward) to control algae, milfoil and pondweed. J Budrow stated that upon receipt, the DEEP forwards these applications to the Town for their records.
- J Budrow reported on receipt of a private mosquito control application submitted by Tyler Carlson, for properties at 38 and 44 Foxboro Road along North Cove. This is an application to acknowledge the application pesticide to the area.
- J Budrow reported on a Consent Order issued by the State of CT DEEP in 2002 to the L.C. Doane Company, who manufactured marine lighting at 4 Main Street, Centerbrook, using tetrachloroethylene (PCE) as a degreasing agent in the on-site manufacturing process. The DEEP initiated an investigation of the extent and degree of contamination resulting from releases at the site. Soil in the southwestern portion of the site and ground water on and emanating from that portion of the site are polluted with PCE. HRP Associates, Farmington CT, the company listed on the Consent Order, met with the Selectmen, J Budrow and Witch Hazel representatives to describe the clean-up process. J Budrow stated that he is not comfortable in his capacity as wetlands enforcement agent, administratively signing off on this project. J Budrow asked the Commission to review and receive this application at the August 8, 2017 IWWC meeting.

MOTION made by D Lapman to accept the application for environmental clean-up and remediation as a Wetlands Commission regulated activity; **SECONDED** by A Roussel; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, J Lovelace B Cook, A Roussel; **Opposed:** None; **Abstaining:** None; **Approved:** 6/0/0.

b. Chairperson –

F. Szufnarowski noted that J Budrow has provided members with a first draft of Motions for the Commission's use as related to administrative approvals. J Budrow

will update all of the Motions as recommended by the IWWC attorney, which he will reproduce on yellow paper with laminated finish for the Commission members.

Vice Chairperson –

D Lapman stated that this evening's meeting was not posted on the back entrance door of the Town Hall and asked J Budrow to look into the posting of future meeting agendas on the bulletin board in the lobby of the rear entrance.

c. Planning Commission Representative – Vacant. No report.

d. Conservation Commission Representative –

J Lovelace reported that the Conservation Commission sent a letter to the First Selectmen requesting funds for the installation of the beaver control device at Viney Hill Brook Preserve in the vicinity of Dennis Robida's property. The Selectman has approved funding and at this time, the Conservation Commission is seeking administrative approval from J Budrow and a waiver of the fees.

F Szufnarowski stated that, as with prior beaver control devices, the Conservation Commission will work with the ZEO.

MOTION for the Essex Inland Wetlands and Watercourses Commission to allow the wetlands agent to administratively handle an application for the beaver diverter at Viney Hill Brook Park.

SECONDED D Lapman; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, J Lovelace B Cook, A Roussel; **Opposed:** None; **Abstaining:** None; **Approved:** 6/0/0.

e. Zoning Commission Representative –

J. Hill reported that the Carlson's Landing application will be considered at the upcoming July 17, 2017 Zoning Commission meeting which will be conducted at the John Winthrop Junior High School.

10. Adjournment

MOTION made by D Lapman to adjourn at 7:44p.m. to the next regularly scheduled IWWC meeting to be held on Tuesday, August 8, 2017 at the Essex Town Hall, 2nd Floor Conference Room A, 29 West Avenue; **MOTION SECONDED** by J Hill; **Voting In Favor:** F. Szufnarowski, J Hill, D Lapman, J Lovelace B Cook, A Roussel; **Opposed:** None; **Abstaining:** None; **Approved:** 6/0/0.

Stella C. Beaudoin
Recording Secretary