



TOWN OF ESSEX
Inland Wetlands and Watercourses Commission

Executive Board
Fred Szufnarowski, Chairman
Andre Roussel, Vice Chair

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

Regular Members

Daniel Lapman
Ernest Cook
Jim Leo

Alternate Members

Beth Currie
Michael Furgueson

Unapproved

Minutes - Regular Meeting
Tuesday, February 11, 2020

1. Call to Order and Seating of Members

The regular meeting of the Essex IWWC was conducted on February 11, 2020 in Room A of the Essex Town Hall at 7:00 p.m.

Attending Members:

Fred Szufnarowski
Daniel Lapman
Jim Leo
Andre Roussel
Beth Currie, Alternate
Michael Furgueson, Alternate

Absent Members:

Ernest Cook

Staff

Stella A Caione, Recording Clerk

Audience – There were 8 audience members in attendance:

MOTION made by A Roussel to seat B Currie for E Cook; **SECONDED** by D Lapman; **Voting In Favor:** F Szufnarowski, D Lapman, A Roussel, J Leo; **Opposed:** None; **Abstaining:** None; **Approved:** 4/0/0.
Discussion: No further discussion.



F Szufnarowski called the meeting to order at 7:00 p.m. Seated for the meeting were D Lapman, F Szufnarowski, A Roussel, J Leo, B Currie.

2. Approval of Minutes

- January 14, 2020 Meeting Minutes

MOTION made by D Lapman to approve January 14, 2020 regular meeting Minutes with the following amendments: 1) Page 4, paragraph above Correspondences and Invoices, to read:

“Robert Doane, PE - Discussion on a potential proposal near wetlands - Robert Doane presented a potential proposal for a parking plan in Ivoryton known as Assessor’s Map 57, Lot 37A which is owned by the Ivoryton Playhouse Foundation, Inc. A future application will be submitted which will likely warrant a site walk.”; 2) Page 3, top of page under “J Budrow presented the following timeline: **Tuesday, January 13, 2020** – IWWC Meeting. 57 Main Street, IVTN placed on the agenda.” Correct, **Tuesday, January 14, 2020**”; **SECONDED** by J Leo; **Voting In Favor:** F Szufnarowski, D Lapman, A Roussel, B Currie, J Leo; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0.

Discussion: No further discussion.

3. Public Comment

Mary Rousseau?? who resides across the street from the proposal relevant to **Application 20-1**, property situated at **57 Main Street, Ivoryton**. This is an application to allow for various outside improvements within 100 feet of the Falls River. M Rousseau noted that they are doing a fabulous job and stated that she would like for the propane tank on this property obscured with fencing or shrubbery.

F Szufnarowski stated that the IWWC jurisdiction is limited to protecting watercourse and wetlands noting that the IWWC has no jurisdiction over landscaping. F Szufnarowski stated that the IWWC will evaluate the tank in relation to the watercourse.

D Lapman stated that it was indicated at the January 14, 2020 IWWC meeting that fencing would be installed around the propane tank.

Carol Harper, 25 Rivers Edge, questioned the setback for propane tanks from a body of water. Carol stated that she is concerned about landscaping and how much asphalt and how many cars will be allowed to park. She is concerned about runoff into the pond from automobiles, fertilizers and asphalt. The River’s Edge condominium association is In-process of preparation for dredging the pond.

A Roussel stated that the runoff was a topic at the January meeting and at that meeting there was discussion on how to protect the fringe of the pond from run-off. A. Roussel noted that discussion by the Commission on the project would follow during Application Receipt.



4. Public Hearing

No Public Hearing scheduled.

5. Regular Meeting

There are no applications scheduled.

6. Receipt of New Applications

- **Application No. 20-1 – Gary Dayharsh, 57 Main Street, Ivoryton.** An application to allow for various outside improvements within 100 feet of the Falls River.

Gary Dayharsh who presented on behalf of this application stated that he was asked by the Commission to submit a letter outlining the work that has been done onsite thus far and a list of items outlining the proposed work. The February 4, 2020 G Dayharsh letter has been made a part of the record and may be viewed in the file relevant to this application.

G Dayharsh stated that he previously met with the River's Edge condo board and expressed an interest in assisting with work/clean up to the pond. G Dayharsh stated that there are 33 parking spaces and the hours of operation of the proposed business will be roughly an 8am to 5pm schedule. The propane tank meets all of the regulatory criteria and will be situated outside of the flood zone with fencing along 3 sides of the tank. There is currently no plan for landscaping around the tank, but will be on the property. There will be ramps situated on the front of the building and a 10-foot deck will be installed in the rear of the building, within the footprint of the building. An elevator will be installed with entry toward the back of the building.

G Dayharsh asked for permission to install the fencing along the road from east property line to the church. G Dayharsh stated that there will be pole lights in the parking lot, two ramps installed on the front of the building and a sidewalk on the front side. The existing sign will be replaced using the current location. A concrete walkway will be installed across the back of the building where there is currently a stone walkway. A buffer strip will be installed along the edge to stave run off from parking to the pond, with ground cover under consideration between the lawn area and pond, to act as a biofilter to the pond. There are currently sump pumps that drain into the pond and G Dayharsh will clean up and rip rap the area to prevent erosion.

A Roussel stated that G Dayharsh is to file a separate application for any proposed work to clean-up the pond.

Motion by to find Application **Number 20-1** is substantially complete for **Gary Dayharsh**, proposing various outside improvements within 100 feet of the Falls River at **57 Main Street, Ivoryton CT, Tax**



Assessor's Map 41, Lots 16 & 17. Applicant is to meet the following conditions in time for the scheduled March 10, 2020 meeting: 1) Proposed activity prior to March 15th is to be submitted in writing to the ZEO and he will consult with G Dayharsh to ascertain if existing erosion and sedimentation measures are in place, and make a determination whether that request needs to come back before the IWWC; **SECONDED** by D Lapman; **Voting In Favor:** F Szufnarowski, D Lapman, A Roussel, J Leo, B Currie; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0. **Discussion:** No further discussion.

Motion by J Leo to schedule **Application 20-1** for the March 10, 2020 regular meeting. Per section 8.1a of the Inland Wetlands and Watercourses regulations: based on the information presented in this application and the accompanying documents, and on the testimony given at this meeting, the Commission finds that the proposed activity is a regulated activity and does not appear to have a significant impact or major effect, as defined in Section 2.2 of the regulations on a wetlands or watercourse; **SECONDED** by D Lapman; **Voting In Favor:** F Szufnarowski, D Lapman, A Roussel, J. Leo, B Currie; **Opposed:** None; **Abstaining:** None; **Approved:** 4/0/0. **Discussion:** No further discussion.

7. Section 11 Approvals

- **Application No. 20A-1 – Verogy on behalf of Essex Meadows, 30 Bokum Road, Essex.** An application to allow a 19.5' x 99' 5-bay carport to a point 76.5 feet from a wetland area.

F Szufnarowski stated his concern noting that any more work in the wetland review area creates potential to increase chemical runoff from lawns and should be mitigated.

M Furgueson stated his upset over not receiving materials prior to the meeting noting that the commissioners are not fully prepared to hear an application when materials are delivered the day of the meeting.

Motion by A Roussel that the Essex Inland Wetlands and Watercourses Commission does not concur with the decision of the wetlands agent under Section 11 Approval with regard to Application No. 20A-1 **Verogy on behalf of Essex Meadows, 30 Bokum Road, Essex.** An application to allow a 19.5' x 99' 5-bay carport to a point 76.5 feet from a wetland area; **SECONDED** by J Leo; **Voting In Favor:** F Szufnarowski D Lapman, A Roussel, J Leo, B Currie; **Opposed:** None; **Abstaining:** None; **Approved:** 5/0/0. **Discussion:** No further discussion.

8. Other Business

- Timber Harvest presentation at property known as Assessor's Map 19 Lot 1.



Charles Doane and Scott Person presented on behalf of this proposal. The subject property which is owned by Charles Doane is comprised of 18.43 acres and situated on Dump Road. The timber harvest will be conducted by Riendeau and Sons Logging, Ashford, CT. This is a selective timber harvest of trees above 14 inches D.B.H. at chest height. The timber is mostly red and black oak. There is a very good harvest road on the property from previous timber activity that is mostly asphalt and gravel. The one watercourse crossing is over a piped culvert. There is also a pond on the property that is approximately 3/4 of an acre that the intermittent stream flows into and a very small area around the pond that is probably wetlands. The rest of the property is very dry and rocky. The equipment to be used at this job will be tracked 8 wheeled forwarder and log trucks and it will take approximately one month to finish this job weather permitting. Operating hours will be the hours that Calamari Recycling allows as the existing access is through that facility. There will be no disturbance to the wetlands

A Roussel noted that this is not regulated activity, but asked for planned avoidance of the wetland area and questioned how close will this activity come to the wetlands. S Person stated that there will be no intrusion on the wetlands, however the regs do state that one can harvest timber in the wetlands. Much of the tops and limbs will be taken as firewood and will be removed from the site with the remainder of limbs, etc. to be crushed. The harvest will take no longer than one month and the onset of this activity will occur after May 2020. C Doane stated that the old septic pits have been filled, capped and graded.

9. Correspondence and Invoices

There was no correspondence and no invoices.

10. Reports

- a. **Wetlands Official** – Joseph Budrow was not present at this evening’s meeting however he submitted a memorandum which outlined current IWWC activity.
- b. **Chairperson** - Fred Szufnarowski reported on criteria related to C.G.S Section 1-225, Meetings of government agencies to be public. Recording Votes. Schedule and agenda of meetings to be filed and posted on web sites. Notice of special meetings. Executive Sessions. A discussion ensued on timeline for filing requirements.

A Roussel suggested incorporating a back log or a punch list record of items and ongoing issues discussed month-to-month.

Members discussed boundaries and limitations for administrative approval and agreed to have this conversation with the Wetlands Enforcement Officer.



Members agreed to continue producing the same level of details in the monthly meeting Minutes and moving forward to create a punch list of items and ongoing issues discussed month-to-month.

M Furgueson suggested the following for the punch list:

- 1) Administration and distribution of applicant materials.
- 2) Creation of a punch list of items and ongoing issues discussed at the IWWC meetings, which will be reviewed after the Public Comment item on the Agenda.

11. Adjournment

MOTION made by D. Lapman to adjourn at 8:15p.m. to the next regularly scheduled IWWC meeting to be held on Tuesday, March 10, 2020 at the Essex Town Hall, 2nd Floor Conference Room A, 29 West Avenue; **SECONDED** by J Leo; **Voting In Favor:** F Szufnarowski, D Lapman, A Roussel, J Leo, B Currie; **Opposed:** None; **Abstaining:** None; **Approved:** 4/0/0. **Discussion:** No further discussion.

Respectfully submitted,

Stella A. Caione

Stella A. Caione, Recording Clerk

