

**INLAND WETLANDS AND WATERCOURSES COMMISSION MEETING
MONDAY, AUGUST 2, 2010
TOWN HALL 7:00 P.M.**

Present: Chairman Bruce Burnett, Sue Ryan, Robert Orciari, Tim Bobroske, Victoria Elliott, David Keepin, Robert Wesneski, Alternate Member Don Prigitano and Land Use Coordinator Polly Redmond.

Also Present: Michael Rybak, Town Attorney and William Tracy, Secretary, Farmington River Enhancement Grant Committee.

Absent: Alternate Member Garrett Jacques and IWZEO Karen Nelson

1. OPEN MEETING – ESTABLISH QUORUM.

Chairman Burnett called the meeting to order and a quorum was established.

2. APPROVE MINUTES OF PREVIOUS MEETING: 7/6/10.

Mr. Wesneski **motioned** to approve the minutes of the previous meeting, seconded by Mr. Orciari. Motion passed unanimously.

3. KEN FARONI/O&G INDUSTRIES, INC. – DECISION – APPLICATION FOR MODIFICATIONS TO DETENTION BASIN, 255 BOGUE ROAD.

Mr. Faroni is present and states that a formal Inland Wetlands application has been filed and a fee of \$260 has been paid. A final review of plans by Fuss & O'Neill dated September 2005, revised 2/19/07 with Proposed Sedimentation Basin Modification highlighted in green and Settling Pond #1 highlighted in blue is conducted. Ms. Ryan **motioned** to approve the application as a regulated non-significant activity which will eliminate a stormwater discharge to the Naugatuck River associated with the series of detention basins located westerly of the existing ready mix concrete plant immediately along the easterly shore of the Naugatuck River. Runoff collected in the series of basins from stormwater runoff and rinse water from the ready mix operation will be hard piped (underground beneath the existing graveled access road running parallel to the river) to the existing settling pond system located at the southerly portion of the site. Motion seconded by Mr. Bobroske and passed unanimously.

4. RON VISINI – DECISION – APPLICATION FOR PIPING CROSS CULVERT, CORNER LOT, SCOVILLE HILL ROAD AND ORCHARD HILL ROAD.

Mr. Visini is present. A final review of Site plans by Berkshire Engineering dated 6/28/10 is conducted. Mr. Visini proposes to install a catch basin and 15" culvert. A grass swale has been constructed which leads to an existing catch basin. It has been noted that grass is growing in the swale and a rip rap outlet exists in accordance with a June 2010 IWWC approval for this activity. At last month's meeting, Dennis McMorro, Berkshire Engineering, stated he was specific in the construction detail to build the swale first and that once it was established, the catch basin would be installed and connected to two pipes to the basin. A report from George T. Malia, Jr., Certified Soil Scientist, is on file noting that two inland wetland areas had been located by him. One area located on the westerly side of Scoville Hill Road and the second wetland area, which is comprised of a perennial watercourse, is in the northwesterly corner of the property on the southerly side of Orchard Hill Road. Mr. Orciari **motioned** to approve the application as a regulated non-significant activity, seconded by Ms. Elliott. Motion passed unanimously.

5. CONNWOOD FORESTERS – APPLICATION FOR TIMBER HARVEST, BRISTOL WATER DEPT, ROUTE 72.

Mr. David Beers, CT Forester #207, of Connwood Foresters is present and submits a Letter of Agency from Robert Longo, City of Bristol Water Dept. A narrative accompanying the application remains on file and details the timber harvest of 1,095 sawtimber (lumber) trees and many small firewood trees for silvicultural purposes which will take place on 76 acres of land in the area of Bristol Reservoir No. 4. Fourteen stream crossings are proposed and an accompanying map on file outlines those crossings as well as the location of loading areas. One loading area is proposed for off Route 72 and they are still in discussions for a loading area at Johnnycake Airport. Mr. Beers notes that he will be conducting weekly site visits once the project begins. Mr. Orciari **motioned** to approve the application as a use as of right, seconded by Ms. Ryan. Motion passed unanimously.

6. **GLENN CHALDER, PLANIMETRICS & STEVE TRINKAUS, TRINKAUS ENGINEERING – PRESENTATION OF PRELIMINARY LOW IMPACT DEVELOPMENT (LID) PROPOSALS.**

Mr. Chalder and Mr. Trinkaus are present. Atty. Michael Rybak and William Tracy are also present for presentation/discussion. A brief review of the Preliminary LID Proposals for the Inland Wetlands and Watercourses Regulations takes place. It is noted that on page 3, wording should reflect “Harwinton” LID Proposals. The Commission wishes to retain the 100’ setback and not incorporate the 35’/75’ as noted on page 4 of the proposal. Atty. Rybak agrees by stating it is beneficial to refer to the LID Manual in the regulations but they should stay closer to the DEP Model Regulations. The commission asks that the Land Use Coordinator gather recent DEP suggested amendments to the Inland Wetlands Regulations and make copies for each member.

7. **COMPLAINTS/ENFORCEMENT ACTIONS.**

- a) Notice of Violation - Home Town Pizza Plaza, Litchfield Road.
- b) Notice of Violation – Fred Pesce, 529 Burlington Road.
- c) GRJH/Sunoco Gas Station, Birge Park Road.

IWZEO Nelson’s August 2010 report is received and copies given to each commissioner.

Home Town Pizza Plaza, Litchfield Road, is being handled by TAHD.

Fred Pesce, 529 Burlington Road, still has not appeared before the commission or made application for past regulated activities. Mr. Bobroske notes that this commission directed IWZEO Nelson to send certified notice to Mr. Pesce requesting his attendance to previous meetings. Ms. Nelson’s report states that she has been working with Mr. Pesce weekly and would like to be in attendance when Mr. Pesce makes application. Discussion on possible Show Cause Hearing takes place. Mr. Bobroske **motions** that IWZEO Nelson shall, within the next week, contact Sean Hayden, Northwest Conservation District, requesting a formal report of his site visit to the Burlington Road property. She shall also assemble a record for the commission to include all enforcement reports and history pertaining to the Pesce property, photographs of the property and Sean Hayden’s report. The commissioners ask to receive this prior to their September 7, 2010 meeting to allow time to review and that Mr. Pesce also be given a copy of the record. The IWZEO is to also send a certified letter to Mr. Pesce requesting his attendance at the 9/7/10 IWWC meeting. Ms. Nelson is requested to also attend the next IWWC meeting. Mr. Keepin seconded the motion and it passed unanimously.

GRJH/Sunoco Gas Station, Birge Park Road. The Land Use Coordinator will send a letter to Lloyd Helm, GRJH, informing him that the IWWC will need to review site plans for the redesign of the bioswale before any work on it begins.

8. **OTHER BUSINESS: REVIEW BOND FOR DAN GERVAIS, CLEARVIEW STORAGE PARK, LLC, 133 CLEARVIEW AVENUE.**

Mr. Bobroske **motioned** to accept the bond agreement between Mr. Gervais and the Town of Harwinton and that the Board of Selectmen can proceed with accepting it at their 8/3/10 meeting. Mr. Wesneski seconded the motion and it passed unanimously.

9. **CORRESPONDENCE.**

The Habitat received and distributed.

10. **INVOICES.**

None.

11. **ADJOURN.**

Ms. Elliott **motioned** to adjourn the meeting at 8:45 p.m., seconded by Ms. Ryan. Motion passed unanimously.

Respectfully Submitted,
Polly Redmond
Land Use Coordinator

RECEIVED FOR RECORD AT HARWINTON, CT
ON 8-4-10 AT 11:26 AM
ATTEST: PATRICIA K. WILLIAMSEN, TOWN CLERK