

INLAND WETLANDS AND WATERCOURSES COMMISSION MEETING
MONDAY, FEBRUARY 7, 2011
TOWN HALL 7:00 P.M

Present: Chairman Bruce Burnett, Robert Orciari, Victoria Elliott, Robert Wesneski and alternate Donald Prigitano.
Absent: Susan Ryan, David Keepin, Garrett Jacques, LUC Polly Redmond and IWZEO Karen Nelson.

1. **OPEN MEETING – ESTABLISH QUORUM.**
Chairman Burnett called the meeting to order at 7:00 p.m. Alternate D. Prigitano is seated for D. Keepin.
2. **APPROVE MINUTES OF PREVIOUS MEETING: 1/3/11.**
R. Orciari **motioned** to approve the minutes of the previous meeting, seconded by R. Wesneski. Motion passed unanimously.
3. **GRJH/SUNOCO GAS STATION – CONTINUED SHOW CAUSE HEARING – MODIFIED SITE PLANS REQUIRED FOR NON-PERMITTED AFTER-THE-FACT ACTIVITIES, 207 BIRGE PARK ROAD.**
Mr. Lloyd Helm is present to represent GRJH. Payment is received in the amount of \$650 for after-the-fact application permit and \$600 is received for W.M. C. Consulting Engineering Invoice No. 2. A letter from GRJH legal counsel, Matthew Hirsch, was received in the Land Use office today. Copies were distributed to each commission member. The letter, dated 2/7/11, states that it is Atty. Hirsch's "understanding that it is generally well accepted that a catch basin will need to be installed which will solve all of the issues of the commission." The letter goes on to state, the installation of a catch basin, namely where to locate it, must be preceded by a proper survey and that GRJH has still not been able to obtain access to a prior survey done of the area but once the snow melts GRJH is prepared to obtain a new survey. It is written that Jason Dismukes, GRJH's engineer, and the surveyor are "poised to begin as soon as the snow melts". Chairman Burnett comments that back in November/December 2010 this commission was told that the modified plans were almost done. This commission also informed GRJH that there would be no further continuances of this Show Cause Hearing after 2/7/11. If the commission decides to close the Hearing tonight the applicant would have to go through the entire application process again. IWZEO Karen Nelson's report is received tonight where it states she has been in contact with TAHD regarding the status of the property including the installation of the septic system. A punch list remains to be completed and final approval has not yet been granted. IWZEO Nelson's report reminds the commission that GRJH should be aware that with the onset of spring conditions, erosion and sedimentation controls on site will be required, inspected and maintained until the final plans are submitted, reviewed, approved and properly implemented in the field. The commission asks that IWZEO Nelson write a letter to GRJH, with a copy going to their attorney, informing them of the erosion and sedimentation control issues. R. Orciari **motioned** to continue the Show Cause Hearing to Monday, March 7, 2011 at 7:00 p.m. in the town hall, seconded by R. Wesneski. Motion passed unanimously
4. **PAUL & ELLA DRESKIN – APPLICATION TO INSTALL CURTAIN DRAIN, 10' X 15' DECK AND RAMP, 36 BEACH DRIVE.**
No one is present to represent. Bret DuBack, private contractor hired by the Dreskins and subsequently let go, is present and informs the commission of questionable activities being done on the property at 36 Beach Drive that possibly may not be allowed. The commission thanks him for this information but unfortunately cannot do anything to help him with private matters of difficulty he is experiencing with the Dreskins.
5. **FRED PESCE – APPLICATION FOR AGRICULTURAL USES, 529 BURLINGTON ROAD.**
IWZEO Nelson's report informs the commission of a court action taken on the property at 529 Burlington Road. This is preventing Mr. Pesce from making any type of application. Imposing fines on Mr. Pesce are discussed along with possible appeals that can be taken by him. A letter dated 8/18/10 from Sean Hayden is referred to regarding filling of wetlands on the property. Chairman Burnett states that perhaps the commission should contact S. Hayden before considering imposing fines. Item will remain on future agendas.
6. **DISCUSS 2011-2012 BUDGET.**
R. Wesneski **motioned** to approve the Budget Request for 2011-2012 for \$4000 (same as 2010-2011), seconded by R. Wesneski.

7. **REVIEW DEP LEGISLATION & REGULATIONS ADVISORIES.**

Tabled to the next meeting for discussion.

8. **ANY OTHER BUSINESS.**

First Selectman Frank Chiaramonte is present to update the commission of the Economic Development Committee's offer of assistance to help landowners in the area of the airport in creating a master plan for development. Among those properties are the Pesce property, the Miller property and the Biondi property.

9. **COMPLAINTS/ENFORCEMENT ACTIONS.**

Commission has reviewed IWZEO report.

10. **CORRESPONDENCE.**

TAHD has sent notice dated 1/31/11 that their Board of Directors is currently evaluating a proposal to repeal their 75 foot wetland/watercourse setback regulation which was adopted in 1979. This is due to the fact that most local wetland/conservation commissions have fully developed regulatory review procedures and requirements that adequately address all phases of wetland protection. The Zoning Commission will receive a copy of this letter.

11. **INVOICES.**

IWZEO Nelson's invoice received in the amount of \$70.00 for 2 hours. R. Orciari **motioned** to approve the invoice seconded by R. Wesneski. Motion passed unanimously. (*It is noted that the invoice is split between Zoning inspections and IWWC inspections. 6 hours involved Zoning inspections while 2 hours involved IWWC inspections.)

12. **ADJOURN.**

R. Orciari **motioned** to adjourn the meeting at 8:20 p.m., seconded by V. Elliott. Motion passed unanimously.

Respectfully submitted,

Polly Redmond
Land Use Coordinator
(done from audio recording)