INLAND WETLANDS AND WATERCOURSES COMMISSION MEETING
MONDAY, JUNE 5, 2017
TOWN HALL 7:00 P.M.

Present: Chairman Bruce Burnett, Susan Ryan, Victoria Elliott, Timothy Bobroske, Paul Whiton, Robert Wesneski, Merrill French, Alternate Member Robert Orciari, Alternate Member Eric Rahn, Land Use Coordinator Polly Redmond and Wetlands Enforcement Officer Thomas Mitchell.

1. **OPEN MEETING – ESTABLISH QUORUM.**
   Chairman Burnett called the meeting to order at 7:00 p.m. All regular members present are seated.

2. **APPROVE MINUTES OF PREVIOUS MEETING:** 4/3/17
   R. Wesneski **motioned** to approve the minutes of the previous meeting, seconded by S. Ryan. Motion passed unanimously with M. French refraining from vote due to her not being a Commission member at the time.

3. **DENNIS MCMORROW, P.E., BERKSHIRE ENGINEERING REPRESENTING MICHAEL VARANELLI – APPLICATION FOR SINGLE FAMILY DWELLING, DELAY ROAD, ASSESSORS MAP NO. B5-03-2512. EASTVIEW FARMS SUBDIVISION 1993. DRIVEWAY EXISTING AND APPROVED BY IWWC JUNE 2003.**
   Dennis McMorrow, P.E., Berkshire Engineering, and Michael Varanelli are present. Plans by Berkshire Engineering titled Septic System Design prepared for Michael Varanelli, Lot 1-2 Eastview Farms, Delay Road, dated 5/25/17 are reviewed. Previous site development plans (driveway only approved) submitted by Lynn Linden (present owner) in 2003, prepared by CCA, LLC, are presented for comparison with Varanelli's plan. Mr. Varanelli's site plan presented tonight shows a new location for the house and septic (gravity system instead of pumped as shown on Linden's plan) and the driveway (existing) now shows two pull offs in accordance with Zoning Regulation 6.4.3. The house is located entirely out of the regulated area but the proposed septic is within the regulated area, 74.4 feet from an existing pond. Erosion control measures will be installed to protect the pond and a berm between an existing stone wall and the pond will also act as erosion control. Torrington Area Health approval is pending. V. Elliott **motioned** to accept the application as a regulated non-significant activity, seconded by T. Bobroske. Motion passed unanimously.

4. **DENNIS MCMORROW, P.E., BERKSHIRE ENGINEERING REPRESENTING MCBAIN, WILLIAM C. ESTATE OF LAURA JEAN & ASHLEY – APPLICATION FOR SEPTIC SYSTEM REPAIR, 56 DAVIS ROAD.**
   Dennis McMorrow, P.E., Berkshire Engineering, and Laura McBaine are present. Plans by Berkshire Engineering titled Septic System Repair Design prepared for Laura McBaine, 56 Davis Road, Sheets 1 & 2, dated 5/23/17 are reviewed. Mr. McMorrow states that George Malia flagged the wetlands on the property that includes a pond. TAHD approval is pending. Mr. McMorrow describes the topography of the land as sloping down behind the house, then over a knoll, and then back down again to where there is an outcropping of ledge. The existing septic tank shall be pumped, crushed and backfilled and the proposed septic tank shall be located approximately 21 feet to the north of the old one. Mr. McMorrow states that excellent soil was found in the back of the property for locating the proposed leaching system, which will be 47.1' from wetlands at one end and 57.8' from wetlands at the other. He points out the length of the pump line from the house, running along the edge of wetlands, using two inch SCH40 PVC pipe with four foot cover. Where four foot depth is not possible, the pipe shall be insulated and if ledge is hit, insulation board will be put in to prevent frost. Temporary access to the proposed leaching system will be via an old wood road on the south side of the property with some gravel and/or steel plates put down as required to protect the pond outlet. Work will be done over a two week period. S. Ryan **motioned** to approve this application as a use of right/maintenance, seconded by V. Elliott. Motion passed unanimously.

5. **ANY OTHER BUSINESS.**
LUC Redmond reports Agent signoffs of Wetland applications as follows:
1) Wyzykowski – construction of single family dwelling, Lot 2B County Line Road. No wetlands.
2) Grela – addition to existing home, 230 Blueberry Hill Road. No wetlands.
3) Martinotti – inground pool, 71 Harmony Hill Road. Non-regulated activity.
4) Goulet – 12' x 25' deck. Non-regulated activity.

6. **COMPLAINTS/ENFORCEMENT ACTIONS.**
REVIEW JOHN DUCCI TIMBER HARVEST APPROVAL, MANSFIELD ROAD, GRANTED AUGUST 2016. COMPLAINT RECEIVED FROM BILL COSENTINO, BIRCH HILL ROAD, QUESTIONING HARVEST ACTIVITIES.
ZEO Thomas Mitchell reads his report regarding the complaint received from Bill Cosentino, Birch Hill Road against John Ducci who is present and answers to Mr. Cosentino's complaints as they are read off by the IWZEO. He apologizes that his forester, Andrew Bosse, could not attend tonight's meeting due to a scheduling conflict. He explains that J&J Logging is doing the actual logging with Mr. Bosse overseeing the project and notes that there have been some delays in the project due to poor weather. The August 1, 2016 IWWC minutes erroneously stated that the project would be completed in two weeks when in fact, the two week timeframe stated by Andrew Bosse concerned the erosion control measures that would be put in place after stumping was done and according to Mr. Ducci tonight, stumping has still not been done. Mr. Ducci states that water flow on the site is clear and that he spoke to Mr. Bosse today who stated he had checked the streams and found them to be clear and that work is progressing as exactly as presented in the application including the installation of temporary bridges. Mr. Ducci states he is unclear about Mr. Cosentino's complaint about a vernal pond in the area of Birch Hill Road and Gale Road and the concern that there has been "clear-cutting and pollution of this area judging from the depth of the road visible off Mansfield Road". He states that there has been no activity in the southeast corner of the property (Birch Hill Road area) which was a condition of IWWC approval. Mr. Ducci states that he sent letters to neighbors on Wildcat Hill Road explaining what was going to be done as was noted in the 8/1/17 IWWC minutes. Mr. Ducci states that construction anti-tracking pads have been placed down at access points and that there is an existing back gate on Birch Hill Road preventing access to the property from that road. The Commission instructs IWZEO Mitchell to visit the property with Mr. Ducci and report back to them at their July 3, 2017 meeting. The IWZEO's report will remain in the Ducci file in the land use office.

IWZEO Mitchell reports of a complaint received from Cindy Bystrack, 293 Burlington Road regarding possible unpermitted wetland activities taking place on their neighbor, Pelotte's, 305 Burlington Road, property. Activities reported by C. Bystrack include relocation of rocks from a rear stone wall, which IWZEO Mitchell states was mutually agreed upon by the Pelottes and their abutting neighbor in the back. Removal of a bridge that sat over a stream on the Pelotte property and placed on the ground away from the wetlands which IWZEO Mitchell reports is not a regulated activity. IWZEO Mitchell refers to the Bystrack complaint that they believe the CTDOT/DEEP forbid any activity at 305 Burlington Road in connection with past road construction for the alignment of Route 4 in that area. IWZEO Mitchell contacted the DOT and was told that no work was to be done in the DOT Right of Way in front of 305 Burlington Road only. The Commission agrees with the IWZEO that no violations have taken place and no action is necessary other than the IWZEO writing a letter to the Bystracks stating such determination. The IWZEO's report will remain in the Bystrack's file in the land use office.

IWZEO Mitchell reports that he received a verbal complaint (with a promise of a written complaint to follow) from Ron Visini, 81 Orchard Hill Road, regarding a pond at 44 Scoville Hill Road that has been left to drain and the recent heavy rains that has caused erosion and depositing of silt to flow downstream from this pond. IWZEO Mitchell states he is familiar with the pond, having lived in this area in the past, and that most times this pond was empty although there is much water in it now with the recent rain. Upon inspection he saw no deposits of erosion. The Commission asks that IWZEO Mitchell not respond to Mr. Visini until a written complaint is received.

Complaints – continued

IWZEO Mitchell reports the receipt of a complaint from Mike McGoff, 580 Litchfield Road, stating that activity was taking place in wetlands at 609 Litchfield Road, property owned by Pickett Brook Property, LLC, located in the vicinity of the back of the commuter parking lot at Exit 42 off of Route 8 north. He accompanied Mr. McGoff onto the property of Alfred Alexander, 605 Litchfield Road, to view the 609 Litchfield Road property and within the borders of the Alexander property he was able to see one piece of construction equipment, a backhoe with a brush/tree shredder attachment on it, and also a number of blue barrels laying on the ground across the brook on what appeared to be an access road that comes up behind property further east off Litchfield Road that is also owned by Pickett Brook Property, LLC. IWZEO Mitchell states that he contacted Pickett Brook Property, LLC and informed them of the complaint and instructed that the construction equipment be removed from the property which has been done. The Commission asks that IWZEO contact representatives from Pickett Brook Property, LLC asking them to attend the July 3, 2017 Inland Wetlands meeting to discuss with the Commission on what activities took place or are taking place.

7. **CORRESPONDENCE.**
   Copy of CT Wildlife Magazine received.

8. **INVOICES.**
   None.

9. **ADJOURN.**
   S. Ryan **motioned** to adjourn the meeting at 7:55 p.m., seconded by P. Whiton. Motion passed unanimously.

Respectfully submitted,

Polly Redmond
Land Use Coordinator

RECEIVED FOR RECORD AT HARWINTON CT
ON 06/12/17 AT 9:46AM
ATTEST NANCY E. ELDRIDGE TOWN CLERK