

**HARWINTON INLAND WETLANDS AND WATERCOURSES COMMISSION**  
**MONDAY, OCTOBER 4, 2021**  
**TOWN HALL 7:00 p.m.**

Present: Chairman Bruce Burnett, Susan Ryan, Todd Werner, Eric Rahn, Merrill French, LUC Polly Redmond and IWZEO Don Truskauskas

Absent: Timothy Bobroske and Robert Wesneski

**1. OPEN MEETING – ESTABLISH QUORUM.**

Chairman Burnett called the meeting to order at 7:00 p.m. All members present are seated.

**2. APPROVE MINUTES OF PREVIOUS MEETING: 8/2/2021**

T. Werner **motioned** to approve the minutes of the previous meeting, seconded by S. Ryan. Motion passed unanimously.

**3. DISCUSSION/POSSIBLE DECISION - HARWINTON INVESTMENTS, LLC – APPLICATION FOR DRIVEWAY, WHETSTONE ROAD, ASSESSORS MAP C1-1-6. APPLICATION ACCEPTED AUGUST 2, 2021.**

Brett Stone is present to represent Harwinton Investments and informs the Commission that a driveway opening permit was received. A \$170.00 application fee is due. M. French **motioned** to approve the application as a regulated non-significant activity, seconded by T. Werner. Motion passed unanimously.

**4. SEAN & MAEGAN ADAMS – APPLICATION/INFORMAL DISCUSSION FOR GRADING, 93 ROCKY ROAD EAST.**

**CARRY OVER FROM DISCUSSION HELD AT JUNE 7, 2021 IWWC MEETING.**

Sean Adams is present providing a copy of a site plan from 2012 as he did back in June but does not submit it for the record. He explains that the plan is incorrect in that the driveway is not in the true location and pipe locations are incorrect as the pipe from the house gutters connects to the pipe for the town's storm drain. That storm drain is 8 feet to the drainage ditch marked on the plans. The town has a right to drain on the west side of his property that does not drain properly, it just flows down into the backyard and he would like to improve that path for drainage. He points out notation on the plans marked as "man-made wetlands to be filled" but they never were. It is above that location on the property, and between the septic, that drops off where he would like to create a gentle slope by bringing in natural rocks and dirt and install silt fence. This activity would be in the non-regulated area. Chairman Burnett questions the type of equipment that will be used with Mr. Adams stating that he would bring containers of material in on the east side of the property to avoid the septic area and with the use of small excavators and small loaders, bring the material (approximately 15-30 yards) to the back of the property. E. Rahn states that he sees no problem with this proposal and that the work would actually be keeping silt from going in to the wetlands and that essentially it is reconstructing a culvert. Mr. Adams states that ultimately, he will hay the area and it will become an un-mowed grassy area since it will still be steep to mow but not as steep. E Rahn suggests doing this work when the ground can be hydroseeded which would be spring. E. Rahn **motioned** to approve the application as a use of right for maintenance with condition that the IWZEO inspect the property when the silt fence is installed and to call the Land Use office when that time comes. S. Ryan seconded the motion and it passed unanimously.

**5. FRANK ROSA – INFORMAL DISCUSSION ON VACANT LOT OFF BRICK KILN ROAD.**

Mr. and Mrs. Rosa are present explaining that they purchased this lot years ago and had Lenard Engineering look at the property but they do not want to go back and have a current plan to show how the lot can be built upon. There are wetlands on the property but the 1975 Subdivision Map titled Sugar Maple Acres does not show this and the subdivision application did not come before the town's Wetlands Commission but only received DEEP approval for road construction because of the year. Chairman Burnett explains to the Rosa's that he doesn't see any other option but to contract with a soil scientist for

new wetland flagging with IWZEO D. Truskauskas stating that they will probably also need a septic system design along with delineated wetlands. The Rosa's note that there is rushing water (Mrs. Rosa provides a phone video documenting this) coming across the front of their property that could be from neighboring land to the north and that the neighbor has a culvert under their driveway that was installed in 2002 and is shown on the landowner's Site Plan for construction of the house. That site plan is reviewed by the Commission at this time. Mr. Rosa questions whether this water can be directed to a catch basin in the road or to a swale with Chairman Burnett stating that the DPW should be consulted with on that possibility. Mrs. Rosa states that they did speak with DPW Supervisor Dave Bousquet who told them to come before this Commission. She also states that they had Torrington Area Health go out to look at the property and they noted that the catch basin, one of two out in the front of the Rosa lot, was blocked. Commissioners have nothing more to offer except that a soil scientist be contacted and perhaps go back to Lenard Engineering to update any plans.

**6. COMPLAINTS/ENFORCEMENT ACTIONS/REPORTS.**

IWZEO D. Truskauskas informs the Commission that Todd Werner complained about the silt fence installed at the McGivern property located at the corner of Catlin Road and Davis Road, 91 Catlin Road. D. Truskauskas reports that the previous IWZEO Troy LaMere inspected the silt fence and that it failed but there is no report of that. In re-inspecting, IWZEO D. Truskauskas found that the current erosion control measures are fairly close to being okay. He spoke with Brent Lafferty who is doing work there and was asked to clear out an area but he inadvertently swiped out a sliver of wetlands on the site near a proposed retaining wall that was to be constructed to protect wetlands on site. Brent Lafferty said he would do some remediation. IWZEO D. Truskauskas states that it is a minimal piece of wetlands that will probably become an area that gets mowed and that grass would stabilize the area along with some shrubs. T. Werner comments that the entire lot was cleared then stumped with E. Rahn stating that it upsets him that things are done with the person saying, "I didn't know." IWZEO D. Truskauskas states that he has not yet talked with the property owner, only Brent Lafferty. Chairman Burnett suggests that he call the property owner and discuss remediation and E. Rahn stating that it is this Commission that should be directing the property owner on how to remediate.

IWZEO D. Truskauskas states that he visited the site at Lot 18, Equestrian Estates Subdivision, and that there are no wetland issues but up by the pond area there is no silt fence, that woodchips are being used as erosion control. IWZEO D. Truskauskas believes that the use of woodchips should be something an engineer suggests. S. Ryan questioned the past issue of tree mortality along Break Maiden Lane within Equestrian Estates with IWZEO D. Truskauskas stating he will take a look at them next time he is out there.

Regarding Sunset Ridge off Mountain View Drive, IWZEO D. Truskauskas asks LUC Redmond to forward on the engineering report on the detention basin that Len Lopardo submitted to the Zoning Commission. He updated the Commission on the status of the basin on site and reminds Commissioners that there is a \$5,000 wetland planting bond in place still.

Update on completed work at 77 Swimming Hole Road is given. Property owners were asked to do a plunge pool on one end of the swale and to add rip rap at the other end.

LUC Redmond reminds IWZEO D. Truskauskas of his inspection for Compliance at 32 Fox Hunt Way and his report that no rain garden was installed according to plans but that an underground storage system for roof water was noted on the as-built. Commissioners do not have a problem with this as long as it is shown on the as-built.

**7. ANY OTHER BUSINESS.**

LUC Redmond report signoffs for:

70 Davis Road – 24' x 32' garage – no wetlands

312 Woodchuck Lane – 16' x 32' inground pool – non-regulated activity

88 Burlington Road – 25' x 30' barn – no wetlands

**8. CORRESPONDENCE.**

CT Wildlife magazine received. A copy of a letter from DEEP received sent to property owners of 100 Wilson Pond Road giving notice that Wilson Pond Dam #6605 is required for engineering and maintenance work.

**9. INVOICES.**

E Rahn **motioned** to approve the invoice of IWZEO D. Truskauskas for 4.5 hours, seconded by S. Ryan. Motion passed unanimously.

**10. ADJOURN.**

M. French **motioned** to adjourn the meeting at 8:15 p.m., seconded by S. Ryan. Motion passed unanimously.

Respectfully submitted,

Polly Redmond  
Land Use Coordinator

