



Town of Griswold



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GRISWOLD INLAND WETLANDS & WATERCOURSES CONSERVATION COMMISSION & AQUIFER PROTECTION AGENCY

PUBLIC HEARING & REGULAR MEETING MINUTES

JUNE 19, 2014

GRISWOLD TOWN HALL

I. REGULAR MEETING (7:30 P.M.)

1. Call to Order

Chairman C. Kinnie called this regular meeting of the Griswold Inland Wetlands & Watercourses Conservation Commission to order on June 19, 2014 at 7:38 p.m.

2. Roll Call & Determination of a Quorum

Present: Courtland Kinnie, Robert Parrette, Edward (Jay) Waitte, Alternates Gary Serdechny, Lauren Churchill, Clarence (Pete) Merrill, , Recording Secretary Donna Szall

Absent: Stacie Stadnicki, Lawrence Laidley, Dean Rubino, Glen Norman, Town Planner Mario Tristany, WEO Peter Zvingilas,

C. Kinnie appointed G. Serdechny to sit for D. Rubino, L. Churchill to sit for S. Stadnicki and P. Merrill to sit for L. Laidley. There was a quorum for this regular meeting.

3. Written Complaints

There were no written complaints.

4. Applications

There were no pending applications.

C. Kinnie asked for a motion to move Item 8 to item 5 Additional Business.

MOTION: R. Parrette so moved. G. Serdechny seconded. All were in favor. Motion carried.

5. Additional Business (New Applications)

C. Kinnie asked for a motion to put application CC 14-14 on the agenda.

MOTION: R. Parrette so moved. G. Serdechny seconded the motion. All were in favor. The motion was carried

- A. CC 14-14 SHIRLEY, LEE M. & TAMMY M., PROPERTY 797 HOPEVILLE ROAD, GRISWOLD.** Inland Wetlands and Watercourse Violation for construction and installation of a dock structure with Hopeville pond without at permit in direct violation of Section 4.3; 4.4; 6; and 7 of the Griswold Inland Wetlands Regulations

C. Kinnie asked if there was anyone to represent the application at 797 Hopeville Road, Griswold. C. Kinnie stated that you had received correspondence for a notice of violation. Lee Shirley was present and he apologized for the error; he did not realize that a permit for the dock was required and he wanted to cooperate fully to take care of his problem.

C. Kinnie asked that the dimensions of the dock are 24 ft. by 5 ft. L. Shirley stated that it may be slightly smaller; but he rounded off the size. C. Kinnie asked if there were photographs. D. Szall stated that there

was one photograph in the file. L. Churchill stated that M. Tristany had photographs from last meeting. There was discussion of this matter including that there was a survey map of the property and a letter from 1979 sent from Brian Florek of DEEP.

R. Parrette asked what the dock was for. L. Shirley stated that it was for a boat; explaining that if you take three steps into the pond, you sink up to your hip which is dangerous so he put in the dock. He asked who built it and how was it built. L. Shirley stated that he and some friends built the dock and explained there were six 4" x 4" lumber driven by sledge hammer into the pond bed with 2" x 6" lumber framing and 5/8 inch deck boards across the top. L. Churchill asked if it was pressure treated. L. Shirley stated yes. R. Parrette asked whether it was pressure treated for water or regular pressure treated. L. Shirley stated that it was regular pressure treated. There was discussion of this matter including that copies of the photographs were sent the Chuck Lee.

G. Serdechny asked how long the deck was in place. L. Shirley stated that the dock was constructed about two weeks prior to receiving the violation. P. Merrill read for the record Section 6.1, Sub Subsection 3 regarding floating docks. He stated that there is nothing about the land beneath the water so there are violations for the dock and for securing it to posts driven into the bottom. C. Kinnie explained that the regulations were modified because of the interactions with DEEP and Pachaug Pond so it was put in as floating docks. C. Kinnie read for the record from Subsection 3 included the following: docks with supports in the lake bottom required a permit from DEEP. C. Kinnie stated that DEEP is saying that they do not own the land here. L. Shirley stated that he was told by the previous owner that he owned out to the original Pachaug River. There was discussion of this matter including that the dock is with the 30 ft. length limitation.

C. Kinnie stated that there was concern for the materials used that would leach into the water. R. Parrette stated that the leaching would be done now and stated that there are materials that are designed for use within the water. J. Waitte stated that he was fine with this.

MOTION: J. Waitte moved to accept this application CC 14-14. R. Parrette seconded the motion. There was discussion that it was an anonymous complaint. C. Kinnie asked for further discussion. G. Serdechny asked how the commission would handle it if a dock was built with supports in the water that would require a permit from DEEP. J. Waitte stated that DEEP made this decision since they do not own the land under the water. J. Waitte stated that he will be meeting with Chuck Lee of DEEP to review the pond about the need for dredging. There was discussion of lowering the pond to insure the survival of the pond. C. Kinnie was concerned with the language of the letter from Brian Florek and didn't think it was clear. There was discussion of this matter.

C. Kinnie asked for further discussion; hearing none, he asked for a vote. All were in favor; the motion was carried.

C. Kinnie stated that we will vote on it next month. L. Shirley explained that after receiving the violation he stopped working on the dock and it still needs be screwed together. R. Parrette stated that he should finish the deck so that no one gets hurt. He asked if he needed to be at the next regular meeting. C. Kinnie asked if any of the members had more questions. There was a consensus that there were no other questions. There was discussion of this matter. C. Kinnie stated that he did not have to be at the meeting and a permit will be mailed to him.

C. Kinnie asked for a motion to put CC 15-14 on the agenda. R. Parrette so moved. G. Serdechny seconded the motion. All were in favor the motion was carried. C. Kinnie stated that there was no one present to represent the application but there is a letter which he read for the record from Attorney Harry Heller requesting an administrative revision of the permit to reflect the dock configuration for the July meeting. There was discussion of the previous application for this property.

Kinnie stated that we did not have to put this on the agenda this evening. He stated that we can accept it tonight and then it can be acted on at the July meeting. C. Kinnie asked for a motion to accept and table this application to the next regular meeting.

MOTION: R. Parrette moved to accept and table application CC 15-14 and table to the next regular meeting. J. Waitte seconded the motion. All were in favor. The motion was carried.

6. Reports from the Enforcement Officer

No report was given due to the absence of the enforcement officer.

7. Old Business

A. Discussion and action on second revision to Inlands Permit Application

C. Kinnie stated that there is another copy of the wetlands application with additional changes. R. Parrette asked about item 17 and if someone does not come in to get a permit they won't know this. G. Serdechny stated that ignorance of the regulations is not an excuse. Lauren Churchill stated that she went to the updates today about incorporating a complex application fee regarding experts, and asked if the jurisdictional review cover these charges. C. Kinnie stated that there is a fee ordinance that if the commission requires an engineering review, or an expert, or an attorney, the applicant will pay for those costs for a complicated application or a large scale application. G. Serdechny read the section about DEEP review referencing Pachaug Pond. J. Waitte suggested Griswold waterways. C. Kinnie stated that waterways would cover it. He asked that we have looked at this for two or three months if the commission sees no other issues the commission can accept this updated application.

MOTION: G. Serdechny moved to accept the latest update for changes discussed for work proposed for work proposed in Griswold waterways. R. Parrette seconded the motion. All were in favor. Motion carried.

B. Discussion and action on CACIWC Surveys for Inland Wetlands Commissions and Conservation Commissions.

There was discussion of this matter.

8. New Business – moved to Item 5

9. Approval of Minutes

A. Approval of Minutes of the Regular Meeting of April 17, 2014 and May 15, 2014.

C. Kinnie asked for a motion to approve the minutes of April 17, 2014 and May 15, 2014. L. Churchill made corrections to the minutes on page three should say G. Serdechny seconded the motion and P. Zvingilas referred at the shore of the pond and suggested addition Pachaug. C. Kinnie asked for a motion.

MOTION: L. Churchill moved to approve the minutes of April 17, 2014 with the corrections and the May minutes as presented. J. Waitte seconded the motion. There were 4 aye votes. There was 1 abstention. The motion was carried.

10. Communications

11. Reports from Members

R. Parrette asked about a red house on Route 201 before the bridge at Hopeville pond where the ground is being undercut for a foundation. There was discussion of this matter. C. Kinnie stated to have Peter Zvingilas look at it and if it has a building permit. C. Kinnie stated that near Deana Drive on Route 201 there is a small pond on the right hand side and that it appears there is something that is blocking the culvert. He asked that P. Zvingilas look at it.

L. Churchill brought in a sample of the Japanese Barberry that is so dense that it harbors the mice that have deer ticks. P. M stated that the deer like it as food. She also wanted the let people know about the Burning Bush and that it is an invasive species. D. Szall stated that she will put something on the website.

C. Kinnie stated that the State will fine you if you have Running Bamboo which is extremely invasive. He also mentioned that bittersweet is also invasive and will pull the trees down and strangle it. G. Serdechny stated that the shoots go out everywhere. There was discussion of this matter.

L Churchill stated that DEEP was considering changing the regulations for their maps as a regulation so that any changes made to the map required a public hearing. DEEP will still use maps but they won't be a regulation. was discussion of this matter including that the State is looking for public input and people can contact Darcy Winters, Environmental Analyst Inland Water Resources Division, Bureau of Water Protection and Land Reuse at CTDEEP. C. Kinnie asked L. Churchill if she will have a report of what DEEP decides.

12. Conservation Commission Matters

There were no reports.

13. Adjournment

C. Kinnie asked for a motion to adjourn. R. Parrette motioned to adjourn. P. Merrill seconded the motion. All were in favor. The meeting adjourned at 8:45 p.m.

III. Aquifer Protection Agency

1. Call to Order

Chairman Courtland Kinnie called this regular meeting of the Aquifer Protection Agency to order on June 19, 2014 at 7: 46 p.m.

2. Roll Call & Determination of Quorum

Present: Courtland Kinnie, Robert Parrette, Edward (Jay) Waitte, Alternates Gary Serdechny, Lauren Churchill, Clarence (Pete) Merrill, Recording Secretary Donna Szall

Absent: Stacie Stadnicki, Lawrence Laidley, Dean Rubino, Glen Norman, Town Planner Mario Tristany, WEO Peter Zvingilas,

C. Kinnie appointed G. Serdechny to sit for D. Rubino, L. Churchill to sit for S. Stadnicki and P. Merrill to sit for L. Laidley. There was a quorum for this regular meeting.

3. Matters Presented for Discussion

A. Discussion of and updates from DEEP regarding one outstanding registrant.

C. Kinnie stated that if M. Tristany was here, he could give us an update on this applicant. There was discussion of this matter of a scheduled meeting with the applicant and the town.

4. Adjournment

C. Kinnie asked for a motion to adjourn.

MOTION: R. Parrette moved to adjourn. L. Churchill seconded the motion. All were in favor. The meeting adjourned at 8:53 p.m.

Respectfully submitted,

Donna M. Szall
Recording Secretary