



# Town of Griswold



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## GRISWOLD INLAND WETLANDS & WATERCOURSES CONSERVATION COMMISSION

### REGULAR MEETING MINUTES

October 21, 2010

GRISWOLD TOWN HALL

#### I. Regular Meeting (7:30 P.M.)

##### 1. Call to Order

Vice Chair Robert Parrette called this regular meeting of the Griswold Inland Wetlands & Watercourses Conservation Commission to order on October 21, 2010 at 7:36 p.m.

##### 2. Roll Call & Determination of Quorum

**Present:** Vice Chair Robert Parrette, Member Edward (Jay) Waitte, Glen Norman, Lawrence Laidley, WEO, Peter Zvingilas, Recording Secretary Donna Szall

**Absent:** Chair Courtland Kinnie, Secretary Stacie Stadnicki, Dean Rubino, Alternate Gary Serdechny,

It was determined that a quorum was present for this meeting.

##### 3. Applications

A. No pending applications.

##### 4. Additional Business (New Applications)

A. No new applications

##### 5. Reports from the Enforcement Officer

R. Parrette asked for the enforcement officer report. P. Zvingilas stated that there is an issue raised by Norman Johanson of Myrtle Road. R. Parrette appointed G. Norman as secretary pro tem in S. Stadnicki absence.

R. Parrette read a letter from Norman Johanson for the record regarding the permit granted to Glemacy Builders, LLC for 67 Jennifer Lane for work to be completed by September 21, 2010; his recurring drainage problems; and he was requesting the Inland Wetlands Commission follow up in this matter. R. Parrette asked P. Zvingilas regarding this matter. P. Zvingilas stated that a plan was approved by the commission for swales and drainage piping that was never installed. He explained that the property is in foreclosure and no work has been completed and he has not complied with what was to be completed. He stated that Attorney

Harry Heller is in charge of this matter for Glemacy Builders, LLC. P. Zvingilas stated we should get the town attorney involved. G. Norman stated that we were represented by town counsel in this matter and that we should forward this up to counsel and they were here for all the meetings. There was discussion of this matter.

P. Zvingilas stated that Mr. Johanson is present. R. Parrette asked N. Johanson to speak. Norman Johanson, Myrtle Road, explained that he is still having drainage problems especially on the North and South side of his property. He stated that his attorney suggested that he come to this commission to explain that there are still problems from the 67 Jennifer Lane property. N. Johanson stated the road and catch basins are filled with mud and going into Pachaug Pond; where the two pipes were installed that is a river of water coming on the North side of his property. He stated that none of the work that Glemacy Builders proposed has been done. He is here tonight to find out what can be done. P. Zvingilas stated that the commission asks for permission from the First Selectman to get an opinion from the town attorney. There was discussion of this matter. G. Norman stated that we should request the first selectmen that we need counsel to represent us in this matter. P. Zvingilas stated that we have something on the record that a request for counsel be sent to the selectmen. G. Norman made a motion to ask counsel to represent the Inland Wetlands commission to represent us in this matter of Glemacy Builders, 67 Jennifer Lane, CC 06-10. L. Laidley seconded the motion and to forward Norm Johanson's letter to counsel. R. Parrette asked for discussion. R. Parrette suggested that the cease and desist go back in to effect. There was discussion of this matter. P. Zvingilas stated that we should wait for counsel's opinion since there is a possibility that it may just go to court. R. Parrette asked for the vote. All were in favor. The motion was carried.

## **6. Old Business**

There was no old business.

## **7. New Business**

- A.** Review of updated changes to the Griswold Inland Wetlands & Watercourses Conservation Commission Regulations based on the State DEP Model Regulations so as to be consistent with the State of Connecticut Inland Wetlands and Watercourses Act, Sections 22a-36 to 22a-45, known and cited as the "Inland Wetlands and Watercourses Act".

R. Parrette asked the members to review the state model regulations on the right and Griswold's regulations on the left side of the page for the next meeting. There was discussion of this matter. L. Laidley made a motion to table review of the regulations to the next regular meeting. G. Norman seconded the motion. All were in favor. The motion was carried.

## **8. Approval of Minutes**

- A.** Approval of Minutes of the Regular Meeting of September 16, 2010

G. Norman made a motion to approve the minutes of September 16, 2010. J. Waitte seconded the motion. All were in favor. The motion was carried.

- B.** Approval of Minutes of the Special Meeting of October 5, 2010

G. Norman made a motion to approve the minutes of the Special meeting of October 5, 2010. L. Laidley seconded the motion. All were in favor. The motion was carried.

**9. Communications**

**A.** Letter dated September 17, 2010 from Rivers Alliance of Connecticut request for donation.

There was discussion of this matter. L. Laidley made a motion to send a \$35 donation to Rivers Alliance. There was no second. R. Parrette stated that this be on the agenda for next month.

**B.** 2010 Municipal Inland Wetlands Commissioners Training Program: Segment 3, State of Connecticut Department of Environmental Protection.

R. Parrette asked D. Szall to call G. Serdechny that there is a voucher for Segment III of the Municipal Inland Wetlands Commissioner Training Program.

**10. Reports from Members**

L. Laidley stated that the working piles of the Griswold Public Works on South Main Street are still there and the dirt is running into the culverts that were replaced. He asked P. Zvingilas if he spoke to Todd Babbitt. P. Zvingilas stated that he will talk with Todd Babbitt.

R. P stated that there should be a penalty where we don't have to go to the state. J. Waitte stated that we don't have that jurisdiction. P. Zvingilas stated that for any teeth, there can be a bond. R. Parrette suggested a bond on every permit. J. Waitte stated that we are regulated by the DEP; and that I deal with bonds all the time and would have to put up the cash. There was discussion of this matter including that a call go to DEP for a suggested recourse. R. Parrette suggested that we can get an opinion from Mark Branse on this matter along with the Glemacy Builders matter.

L. Laidley stated that there is still a problem at Pleasant view where the paint cans have not been removed. P. Zvingilas stated that this has gone to the attorney and it is going to court.

**11. Conservation Commission Matters**

There were no matters presented.

R. Parrette asked that D. Szall remind G. Serdechny about the DEP Segment III and that there is a voucher available.

R. Parrette stated that the terms are coming up for reappointment. There was discussion of this matter. D. Szall will send a notice of when members terms are up for reappointment.

**12. Adjournment**

L. Laidley made a motion to adjourn. J. Waitte seconded the motion. All were in favor. The meeting adjourned at 8:18 p.m.

Respectfully submitted,

Donna M. Szall

Recording Secretary