



Town of Griswold



28 Main Street
Griswold, CT 06351
Phone (860) 376-7060, Fax (860) 376-7070

GRISWOLD INLAND WETLANDS & WATERCOURSES CONSERVATION COMMISSION & AQUIFER PROTECTION AGENCY

REGULAR MEETING MINUTES

DECEMBER 20, 2012

GRISWOLD TOWN HALL

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

1. Call to Order

Vice Chairman Robert Parrette called this regular meeting to order at 7:43 p.m.

2. Roll Call & Determination of a Quorum

Present: Robert Parrette, Stacie Stadnicki, Glen Norman, Lawrence Laidley, Alternates Gary Serdechny, Clarence (Pete) Merrill, Town Planner Carl Fontneau, WEO Peter Zvingilas, Recording Secretary Donna Szall

Absent: Courtland Kinnie, Edward (Jay) Waitte, Dean Rubino, Alternate Lauren Churchill,

R. Parrette appointed P. Merrill to sit for C. Kinnie and G. Serdechny to sit for J. Waitte. There was a quorum for this regular meeting.

3. Written Complaints

There were no written complaints.

4. Applications

- A. **CC 05-13 Trahan, Kevin P. & Delaine M. 318 Bethel Road, Griswold, CT. Property Location: 318 Bethel Road, Griswold.** Request approval of commercial activity within a regulated area for excavation of approximately 9,000 cubic yards of sand and gravel to expand the existing residential lawn. The excavated area will be restored with a permanent vegetative cover to match the existing adjacent lawn areas. Property is zoned R-60.

R. Parrette asked if there was anyone to represent the applicant. David Held, Provost and Rovero, was there to represent the applicants. He explained that he received comments from CLA Engineers and he submitted revised plans to the commission. R. Parrette appointed G. Serdechny as secretary pro tem.

David Held summarized that the Trahans want to grade back the steep hillside on the west side to create more lawn area. He stated that it is 9,000 yard of material to be removed by the Geers. The material will be brought out of the driveway to Bethe Road and then to Geer Sand and Gravel on Route 138. D. Held stated that the project will include 500 truck loads to be taken out. He explained the revisions suggested by CLA Engineering that included a rip rap swale along the side of the driveway on the downhill side with a 60 foot rip rap lined level spreader to provide additional stormwater control during excavation. He stated that excavation notes and sequences have been added and dust control will be done using water because of the closeness of Pachaug Pond.

G. Norman arrived at 7:46 p.m.

D. Held explained sheet to describing the truck route from the driveway to Route 138. He addressed the issue of whether this was a commercial activity suggested by the Commission at the last meeting. D. Held stated that he spoke to C. Fontneau, Town Planner, and that the Wetlands Regulations are very specific definitions of a residential activity and a

commercial activity. He read those definitions for the record and that the lot is already developed for a residential use to expand a residential lawn area, there will be no compensation for the excavation being done; the materials are in exchange for the work performed. There was discussion of this matter including that the Wetlands Regulations now are based on the State Model Regulations.

Stacy Stadnicki arrived at 7:56 p.m.

G. Serdechny stated that the concern was for the 500 truck loads going over the driveway that is close to a regulated area where there may be a lot of possible disturbance to the area; and if there is something to be done so the gravel driveway does not break down. D. Held stated that the town engineer did not have an issue with the driveway activity. S. Stadnicki asked the location of the regulated. D. Held showed the location of the 75 foot regulated area.

R. Parrette asked the location of the end of the property. D. Held explained that it was 750 feet from the property line to Bethel Road. R. Parrette asked if it was a road or a driveway. D. Held stated that it is a driveway that is a right of way over Stuart and Gail Normans property. R. Parrette asked if our jurisdiction ends at the property. C. Fontneau asked D. Held discussed this with the town engineer. D. Held stated that he and Bob DeLuca looked at the end of the driveway, looked at the stream crossing is 50 feet down from Bethel Road and the site lines on Bethel Road and B. DeLuca had no problem with it. C. Fontneau stated that the property owner must give permission for the 500 truckloads going over the driveway. D. Held stated that the wetland crossing is a 24 inch concrete pipe with 8 feet of grave on top of it, and the whole area is sand and gravel back to Pachaug Pond. L. Laidley asked how much top soil will be brought in when the excavation is done. D. Held stated that it would be approximately 300 c. y. of top soil. C. Fontneau stated that it is probably in the bond estimate for P & Z. There was discussion of this matter.

R. Parrette asked if the soil scientist had signed the plans. D. Held stated that Mike Schaefer, soil scientist did not sign the plans; he submitted a report that the plan shows an accurate delineation. R. Parrette read the letter for the record.

P. Merrill asked if there was any ledge there. D. Held stated that no borings or tests were done for ledge, but that the area is sand and gravel. He stated that if there is ledge they would stop at the ledge; no ledge will be removed and will be covered over with top soil for lawn.

R. Parrette asked for comments from the commission. L. Laidley stated that it was pretty straight forward except for the amount of top soil and the scope of the size. D. Held read from the P & Z bond estimate that the top soil to be brought it was 370 c. y. in 18-20 truck loads.

R. Parrette asked for a motion. P. Merrill stated that can we require the Normans to file a wetlands permit for the section of the driveway at the entrance to bethel Road. C. Fontneau stated that it has to be determined if there would be significant damage; but the town engineer did not feel that the offsite wetlands crossing would be damaged by the 500 trucks. D. Held stated that the three lots created for the subdivision, there is a deed restriction that no commercial activity occurs on any of the lots and that there should be a letter from the Normans and the other two lot owners for planning and zoning. D. Held stated that the applicant is in the process of obtaining letters taking no exception to the activity. There was discussion of this matter including the wetlands enforcement officer will issue a cease and desist if any contamination occurs during this activity.

R. Parrette asked the proposed limit of clearing. D. Held stated that it is 40 feet to match the existing area. G. Serdechny asked about the alternate plan. D. Held stated that the alternate plan was not revised and that it cleared to the 75 foot area and would not do any grading; but because of the steepness, it would be difficult to replant the area.

MOTION: S. Stadnicki made a motion to approve CC 05-13, 381 Bethel Road, Griswold, based on the revised plan dated December 20, 2012 with the proper erosion and sedimentation controls measures in place. G. Serdechny seconded the motion. All were in favor. The motion was carried.

Additional Business (new applications)

- A. CC 06-13 Wawrzynowicz, Dawn & Toby, 69 Burdick Lane, Griswold, CT.** Requesting approval of residential activity within a wetlands or watercourse in order to remove 8 large rocks in Pachaug Pond and to remove approximately 6 to 8 yards of sediment and decomposed leaves. Property is zoned R-60.

R. Parrette asked if there was someone to represent the applicant. Toby Wawrzynowicz presented his application explained that while the pond is drained, he proposed to remove 6-8 large boulders that are under his floating dock which

is a safety concern for his children, and to removed 5 to 6 yards of silt to be removed from the site. R. Parrette asked how this would be done. T. Wawrzynowicz stated that it will be done using an excavator by Coleman.

C. Fontneau stated that the DEEP jurisdiction of 159 feet elevation requires DEEP approval based on the Dam elevation. P. Zvingilas stated that there should be a note that the property owner that any activity may need additional approval from the DEEP. L. Laidley asked what the level of the rocks was. Wawrzynowicz stated that the rocks were 3 to 4 feet below the water level. There was discussion of this matter. S. Stadnicki made a note to the record that the maps submitted were compiled by the applicant.

MOTION: S. Stadnicki made a motion to accept and table CC 06-13 to our next regular meeting on January 17, 2013. L. Laidley seconded the motion. All were in favor. The motion was carried.

B. CC 07-13 Fontaine, Dennis E. & Liisa A., 1946 South Drive, Casselberry, FL 32707. Property location 109 Oakville Road, Griswold. Proposed re-subdivision of 27.78 acres into 3 individual residential lots: Lot #1: 1.39 acres; Lot #2: 1.4 acres; Lot #3: 25.00 acres. There is no proposed alteration or filling of inland wetlands or watercourses and there is no proposed activity within 75 feet of any regulated wetland or watercourse. Property is zoned R-60.

R. Parrette asked if there was someone to represent the applicant. Demian Sorrentino, Boundaries, LLC was present to represent Dennis and Liisa Fontaine. D. Sorrentino submitted an authorization letter dated 12/4/12 from the applicant to represent them; he submitted a letter from Uncas Health District, dated 12/5/12, that the lot meets the public health code. He submitted a copy of the recorded Mylar plan Map #2097 showing wetlands delineated and signed by Robert Russo, CLA Engineering. He stated that he was here for a declaratory ruling from Inland Wetlands that there was no activity in the regulated area. He explained that this is a 3 lot re-subdivision to create two minimum area frontage lots; lot #1 on Norman Road and Lot #2 on Oakville Road and the remaining lot is 25 acres to build a small residence by the applicant. He stated that all the inland wetlands are contained on lot 3. D. Sorrentino explained sheet 2 showing proposed conceptual 3 bedroom house with well and septic system on Lot #1 on Norman Road and Lot #2 on Oakville Road; and a two bedroom house with well and septic system on lot 3. He explained that the existing well crosses lot #3 will need to be abandoned or used for agricultural purposes only for lot #3 based on information from Uncas Health District. He explained the locations where the grading will be and silt fence will be used and there is no regulated activity proposed.

MOTION: S. Stadnicki made a motion to make a Declaratory Ruling for CC 07-13 that there is no activity within the regulated area. G. Norman seconded the motion. All were in favor. The motion was carried.

G. Norman left the meeting at 8:30 p.m.

C. R. Parrette asked for a motion to place **CC 08-13** on the agenda.

MOTION: S. Stadnicki made a motion to add CC 08-13 to the agenda. G. Serdechny seconded the motion. All were in favor. The motion was carried.

R. Parrette read application CC 08-13 Warren Asmann, 57 Jennifer Lane, Griswold. He asked if there was someone to represent the applicant. Warren Asmann was here to present his application. He explained that he wanted to clean debris and rocks from the beach. He stated that Geer or another contractor will do the work using an excavator. S. Stadnicki stated that there will be the same issue with jurisdiction from DEEP. R. Parrette how deep was the excavation. W. Asmann stated that a rake will be use. He stated that it would take about a day to complete the project during the draw down. R. Parrette stated that W. Asmann must contact DEEP. There was discussion of this matter.

MOTION: S. Stadnicki made a motion to accept and table CC 08-13 to the next regular meeting on 1/17/13. L. Laidley seconded the motion. All were in favor. The motion was carried.

D. MOTION: S. Stadnicki made a motion to add **CC 09-13**, 598 Voluntown Road to the agenda. L. Laidley seconded the motion. All were in favor. The motion was carried.

R. Parrette read application **CC 09-13** Pavlos Karakatsanis, 598 Voluntown Road, Griswold. He asked if there was someone to represent the applicant. Demian Sorrentino, Boundaries, LLC, was representing the applicant. He submitted a letter from the property owner, dated 12/17/12 from Dominic Retigliano to act on his behalf. He read for the record a compliance letter dated 12/18/12 from Uncas Health District. D. Sorrentino stated that the sanitary repair area is not being proposed for construction unless there is a failure of the current sanitary system. It was included on the plan for Uncas Health District review. D. Sorrentino explained the minor modifications to the building showing that the overhang will be removed and fills in the corner for interior space and to match interior walls. He stated that there will be a window opening on the side

of the building with a 6 x 6 foot awning for ice cream service; existing cooler will be moved to an existing concrete pad at the back of the building. He explained that the 10 x 16 ft. dumpster pad and enclosure with recycling will be built in a new location outside of the state right of way on the site. D. Sorrentino explained that there is a watercourse at the far end of the property that runs to a pond. D. Sorrentino stated that there will be a proposed 20 x 31 ft paver patio installed with a fence around that. He stated that everything is within the 150 foot commercial regulated area. He stated that the storage shed will be moved to be parallel to the building.

MOTION: S. Stadnicki made a motion to accept and table **CC 09-13** to the next regular meeting on 1/17/13. L. Laidley stated that there are many wetland plants in the regulated area and asked if the new tenant will maintain the rain gardens. D. Sorrentino stated that the LID will be continued. L. Laidley seconded the motion. All were in favor. The motion was carried.

E. MOTION: S. Stadnicki made a motion to add **CC 10-13**, 113 Latham Drive to the agenda. L. Laidley seconded the motion. All were in favor. The motion was carried.

R. Parrette read the application for the record. R. Parrette asked if there was someone to represent the applicant. Patricia Peterson presented her application to the commission. She explained that they will be doing beach maintenance to remove sticks and debris. R. Parrette asked how far out they will go. P. Peterson stated that it will be about 40 feet. R. Parrette asked about the wall. P. Peterson stated that they received a permit in 2009 to build the block wall. She stated that they will be using an excavator. R. Parrette asked who would do the work. P. Peterson stated that it was Chuck Wood.

P. Peterson explained that there is a lot of activity in that area so there is a lot of wash up on the beach. R. Parrette stated that you will be using a York rake too. She stated that the sand that was washed into the pond will be pulled back on to the beach. R. Parrette asked how much sand would be pulled back. He asked her to find out how much sand will be pulled back for next meeting. L. Laidley asked how large the beach was. She explained that the beach front is 107 feet. She stated that they own 40 feet into the water. There was discussion of this matter including bringing in the deed information regarding the ownership of the 40 feet into the water.

MOTION: S. Stadnicki made a motion to accept and table **CC 10-13**, 113 Latham Drive to the next regular meeting on January 17, 2013. L. Laidley seconded the motion. R. Parrette asked for discussion. G. Serdechny asked if the 3-4 yards included the sand. P. Peterson stated yes it would include the sand. G. Serdechny asked for that to be a more accurate figure. All were in favor. The motion was carried.

5. Reports from the Enforcement Officer

P. Zvingilas stated that he received a call from the school and they are doing work along the main entrance to the high school and have added woodchips and sand within the regulated area. He stated that it gets close to the pristine brook and he needed to know the composition of the woodchips at this location. He asked how if we wanted to get involved in this. There was discussion of this matter including that they may be adding picnic tables. L. Laidley stated that we should request them to the next meeting. P. Zvingilas stated that he will send them an order to be at the meeting. P. Zvingilas will have them cease and desist until they appear at the meeting. S. Stadnicki stated that we can let P & Z know that there is a modification to the site plan.

6. Old Business

A. Discussion of the Draft MS4 Stormwater Report.

C. Fontneau explained the 2012 stormwater report to the commission. There was discussion of this matter. He asked the commission to read the report and to set a public hearing for next month's meeting.

MOTION: S. Stadnicki made a motion to set a public hearing to discuss and act upon the 2012 MS4 Stormwater Annual Report for 7:15 p.m. on 1/17/13 in the town hall meeting room. L. Laidley seconded the motion. All were in favor. The motion was carried.

7. New Business

C. Fontneau asked if the commission wanted to add any comments on the Budget for FY13-14. He stated that there will be APA public hearing for the next fiscal year. C. Fontneau will ask for more money to restore the full-time planner. L. Laidley stated that there should be more money for the public hearings for wetlands. R. Parrette stated that there should be money for our town attorneys to attend public hearings. C. Fontneau stated that legal is in the selectmen budget.

8. Approval of Minutes

A. Approval of Minutes of the Regular Meeting of November 15, 2012

R. Parrette asked for motion to approve last month's minutes.

MOTION: S. Stadnicki made a motion to approve the minutes of November 15, 2012. L. Laidley seconded the motion. All were in favor. The motion was carried.

9. Communications

R. Parrette read the communications that came in after the agenda was set. There was discussion of this matter.

10. Reports from Members

P. Merrell stated that Eastern Connecticut Conservation District was installing a fish ladder at Poquetanuck near Piella Electric, Route 2A, at the dam for the fish and a mesh tube for the eels to come up the river. There was discussion of this matter.

11. Conservation Commission Matters

L. Laidley reminded D. Szall that there should be an item for Earth Day on the subsequent agendas.

12. Adjournment

R. Parrette asked for a motion to adjourn regular meeting.

MOTION: S. Stadnicki made a motion to adjourn. L. Laidley seconded the motion. All were in favor. The meeting adjourned at 9:15 p.m.

II. AQUIFER PROTECTION AGENCY

1. Call to Order

A. Vice Chairman Robert Parrette called this regular meeting to order at 9:15 p.m.

2. Roll Call & Determination of a Quorum

Present: Robert Parrette, Stacie Stadnicki, Lawrence Laidley, Alternates Gary Serdechny, Clarence (Pete) Merrill, Town Planner Carl Fontneau, WEO Peter Zvingilas, Recording Secretary Donna Szall

Absent: Courtland Kinnie, Glen Norman, Edward (Jay) Waitte, Dean Rubino, Alternate Lauren Churchill

R. Parrette appointed P. Merrill to sit for C. Kinnie and G. Serdechny to sit for J. Waitte. There was a quorum for this regular meeting.

3. Matters Presented for Discussion

C. Fontneau stated that there is a draft application for Stilly's Garage. The property owner is Pat Camputaro. He explained that Stilly's is trying to get a building permit for an addition to the garage which was approved by the Planning and Zoning Commission. He stated that the addition was engineered with the best management practices for the Aquifer Protection Regulations. He will contact the contractor to bring the additional information to the January 17, 2013 meeting. C. Fontneau stated that American Industries still must submit an application since they have the same issues. He recommended a public hearing for the American Industries application.

4. Adjournment

R. Parrette asked for a motion to adjourn

MOTION: S. Stadnicki made a motion to adjourn. L. Laidley seconded the motion. All were in favor. The meeting adjourned at 9:22 pm.

Respectfully submitted,

Donna M. Szall
Recording Secretary