

LITCHFIELD INLAND WETLAND COMMISSION

Regular January 8, 2020 – 7:00 p.m.

Town Hall Annex, 80 Doyle Rd., Bantam, CT

Call to Order: Chairman Robert Blazek called the meeting to order at 7:00 p.m.

Members Present: Chairman Robert Blazek, Anthony Paradise, Barbara Brower, Jack Hamill, Jack Healy, Brooke Healy. Also present were Dennis Tobin, Ph.D, Wetlands Agent, and Ann Combs, Recording Secretary

Members Absent: Frederick Minck, Abby Conroy

Public Comment: None

Appointment of Alternates: Brooke Healy

Motion: B. Brower moved to add to the agenda under Reception, Items 1a, 1b and 1c as listed below.

Second: A. Paradise

Vote: All voted aye and the motion carried.

APPLICATION CONSIDERATIONS

1. Village Green Dr. – 6645 Federal Square Realty

1/8/20

Permit Modification to amend June 1, 2015 approval regarding Paragraph 16

Mark Greenberg was present to see what the Commission's investigations showed. Dr. Tobin said he does not have a management plan in the file. He followed up with two emails in 2018 after the June 2017 approval, but it was not received. Mr. Greenberg said he remembers getting emails about the levels of salt. Stop & Shop submitted the application for the second approval. This led to the long approval list of 25 paragraphs. Since there is plenty of parking, they ended the relationship with Litchfield Commons for extra parking, and there is plenty of room for the snow piles. J. Healy repeated his comments on upholding the stipulation in the approval to protect the environment. He still feels it should be upheld. There should be an engineering study if they are going to modify the approval. A. Paradise said the approval says to do something, so there would be ramifications to not doing it. A cease and desist would comply with the document. J. Healy asked if Mr. Greenberg would be willing to have an engineer do a study and come back with a management plan. The Commission asked Mr. Greenberg to get an engineering study with a plan by 3/11/20.

Motion: J. Healy moved to stay the enforcement action until 3/11/20 to give the applicant the opportunity to engage a professional engineering firm to provide a management report regarding the management of snow, ice and salt at their location in accordance with Paragraph 16.

Second: B. Brower

Vote: All voted aye and the motion carried.

2. EZ Aqua Pool & Patio (Stone) – 171 Chestnut Hill Road

1/8/20

Install 15' x 32' in-ground pool in regulated area

David LaPointe, EZ Aqua, was present to represent homeowner Randall Stone. It is a self-contained fiberglass in-ground pool with cartridge filter, so there will be no runoff into the wetlands. It is 125 ft. from

a man-made pond. Silt fence will go all around the property to protect the wetlands and there will be an area for the stockpile. They plan to start in April.

Motion: B. Brower moved to approve the application of EZ Aqua Pool & Patio to build a 15'x 32' in-ground pool in the regulated area as shown on map entitled "Proposed Pool, 171 Chestnut Hill Road, property of Erin and Randall D. Stone, dated 10/17/19, revised 11/25/19, silt fence extended.

Seconded: B. Healy

Vote: All voted aye and motion carried.

APPLICATION RECEPTIONS

1a. Gervais – 323 Norfolk Road

1/8/20

Construction of 80'X50' barn within the 100' restriction zone

Mr. Gervais presented a sealed copy of the plan. He explained a proposed barn on a level area for storage with no storage of hazardous materials. It will be a post & beam on a concrete floor with no floor drains or footings. It is within the 100 ft. line and is a swamp with ferns, no streams. A. Paradise would like to see more depth in the drawings relative to septic and pool. Permission was given for the Commissioners to visit the property.

1b. Alibozak – 475 South Street

1/8/20

After the fact selective clearing of dead trees, logs, brush, stumps

Mr. Alibozak explained the 2.5 acres cleared including 10 trees and brush to make the property look better. The Bantam River borders the property. Dr. Tobin said the entire 5.5 acre property is wetlands. He used a chain saw and wood chipper, and left some maple trees standing. The ten stumps will be removed with an excavator as part of the second application. A. Paradise noted that the equipment used included a wood chipper and bulldozer that moved earth in a wetlands area. Mr. Alibozak said he would seed and hay the area now to bring it back to how it was, but first he wants to finish the area by removing the stumps and spreading out the wood chips. He said ten stumps is less than one load with the truck. A. Paradise recommended he, as a licensed contractor, present a plan to rectify the area.

1c. Alibozak – 475 South Street

1/8/20

Selective clearing of dead trees, logs, brush, stumps

On the 3.5 acres he would like to selectively clear the area of dead trees and brush, leaving some oak and maples and clear the stumps. He would like to, at the north end of the pond, do some more clearing and direct some highway discharge into the pond. J. Healy suggested he designate the areas on the map and mark the trees for cutting with ribbons so Commissioners can understand what will be done in each area. R. Blazek suggested he go to Northwest Conservation District for ideas on plantings.

3. Approval of Minutes of December 11, 2019

Motion: J. Healy moved to approve the meeting minutes of 12/11/19.

Second: B. Brower

Vote: All voted aye with the exception of B. Healy and J. Hamill, who were absent for that meeting, and the motion carried.

4. Correspondence: None

5. Old Business: None

6. New Business: None

7. Possible Executive Session: None

8. Adjournment

Motion: J. Healy moved to adjourn at 8:15 p.m.

Second: B. Brower

Vote: All voted aye and the motion carried.



Ann D. Combs, Recording Secretary