

Town of Winchester
INLAND WETLANDS & WATERCOURSES COMMISSION
Minutes of the Special Meeting
April 22, 2009

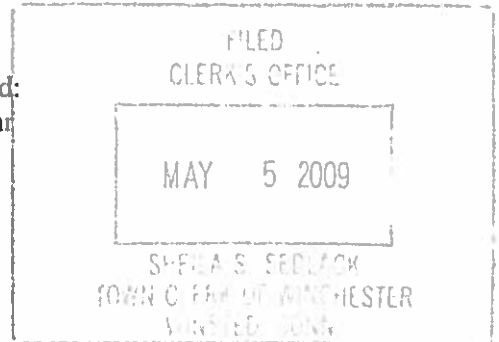
A special meeting of the Inland Wetlands & Watercourses Commission met in the P. Francis Hicks Room, 2nd Floor, Town Hall, 338 Main Street, Winsted and was called to order at 7:02 p.m. by Chairman O'Meara. The roll was called:

2. Roll Call:

Present:

Christopher Waring Tim O'Meara
James Rollins, Jr. Robert Haburey
Stephen Molinelli Ric Nalette, Jr.
Chris Kiely

Absent/Excused:
Agent Eisenlohr



3. Approval of Minutes

Motion made by Commissioner Waring and seconded by Commissioner Rollins to approve the minutes of March 18, 2009.

All in Favor. Unanimous. Motion passes.

4. Agenda Review

Chairman O'Meara said that he wanted to add an item to discuss under Communication: J, regarding D'Addeo. In addition, because the only members of the audience at this time are for Item D; IW 09-06 under New Business this is coming to the beginning of the agenda to be heard.

NEW BUSINESS:

D. Application #IW09-06

Applicant: Cappy's Cleaners

Location: 57 Main Street

Map: 111, Blk: 074, Lot(s): 002A Zone: CB-2.

Proposal: Excavation of contaminated soil, backfill and replacement of asphalt.

Present this evening for the application is Sara Trombetta TRC, Windsor CT. and John Moss, TRC, Windsor, CT. Mr. Moss showed a plan for three proposed areas of excavation for the removal of some contaminated soil and shallow subsurface and the reason for the excavation is due to the proximity of a larger excavation area to the Mad River. The proposal is to remove the asphalt, excavate the contaminated soil and immediate backfill compaction. The understanding is that the current owner is going to do the asphalt replacement unless they can get a competitive price. The project is anticipated to be a two or three day process. All of the material is going to be directly removed to trucks and the only stockpiling that may occur is the clean fill that is brought in. He said that there are proposed E & S measures. It is proposed as a filter socks material because it is mostly asphalt it will be difficult to drive stakes for silt fence. There is one catch basin in between Cappy's and the CVS and it will completely

surround the catch basin and there is a slight depression between Cappy's and the Dairy Queen and there is overland flow into the Mad River and they will set up E & S control there with filter socks.

Ms. Trombetta said the work is being completed under the direction of the DEP's transfer act and after a couple years of investigation this is the remediation that will bring it into compliance with the soil groundwater on the site.

Chairman O'Meara asked if there is currently a stockpile. Mr. Moss said that is clean fill. They have done some interior work where they saw cut the concrete floor and moved about two feet of soil and the contractor purchased an excessive amount of clean fill and they opted to keep it on site to use for these other excavations.

Commissioner Nalette asked where they intend to stockpile the clean fill. Mr. Moss said that he doesn't have an exact location because it is going to be contingent by the way the excavation goes and he will defer that to the contractor to decide. They are going to time the complete backfill for when the excavation is complete. Chairman O'Meara asked if they have picked a contractor yet. Mr. Moss said he has proposals out and is waiting for the pricing to come in.

Commissioner Haburey asked what the contaminate is. Ms. Trombetta said it is perchloroethylene which is a cleaning material. They have since converted all of their processes to non-chlorinated solvent processes and are using a green machine right now. That is why they were able to do the interior work because he removed the old machine and they were able to remove the material under that old machine and put in a new floor so that he could use the new machine.

Commissioner Kiely asked what depth they are going to excavate down. Mr. Moss showed on the map the areas and that they are going down four, six and eight feet. They are anticipating two days for excavation and a third day for tidying up and if they do asphalt it will be the third day. Commissioner Kiely asked about the E & S controls and if there is anything special in case of storms and contaminates being opened and possibly washing out. Mr. Moss said no. He said that if inclement weather is in the forecast they will not work that day and when working it is only going to be up to three days. All contaminated material is going to be loaded into trucks immediately. He said the worst case scenario is they would bring in a vac truck if there was any pooling.

Commissioner Molinelli said that in the main site adjacent to the river is where they are going down quite deep how are they going to stabilize that. Mr. Moss said that he's made a number of inquiries to try to determine the construction of the retaining wall along the river. His thought is that it is vertical down to the river and there has to be some type of footing which would be thicker at the base and he doesn't know if it has any rods coming into the site. He has spoken with Pat Hague. He also spoke with Agent Eisenlohr who told him to speak to Laurel Engineering because they are doing some work for Scasco Oil on the wall. Basically they are going to have to slope backwards to preserve the integrity of the wall and will approach the CVS boundary the same way.

Mr. Moss said the borings delineate where the contamination is and where it isn't. The total cu yards of material being removed is approximately 450.

It was discussed if the Commission needs an outside engineer to review and it was decided no.

Commissioner Nalette asked what the flowable fill is. Mr. Moss said that it is basically concrete but not a 3,000 psi concrete but closer to 300 psi. It's sufficient to be put in place and not result in any settlement but it's not structural material that is going to be load bearing. He said the reason for that is because they do not want to backfill right up to the wall and cause any effects on that wall.

Commissioner Haburey asked if they found any contaminate in the wall. Mr. Moss said there is no direct data to support that. He said the wall itself is stone with concrete mortar and that is kind of an impermeable barrier so there is no seepage through the wall so therefore there is not mobilization or transfer of contaminants into that wall. They are going to go up as close as they can to the wall. Ms. Trombetta said that they have groundwater and well in that area also and there is some impact to the groundwater from the soil but not enough to cause them to remediate the groundwater itself. It is a matter of once they remove the source in the soil the water will then clean itself up over time. The levels aren't high enough to force them into remediation.

Commissioner Rollins asked if DEP will be on site while the process is being done and do they have any type of inspection. Ms. Trombetta said not usually. They will be informed as to what is happening and they do not typically visit these types of site. This particular site is under the direction of a licensed environmental professional which is her and the DEP does not have directive over it once they delegate to an LEP. Commissioner Rollins asked if there is any type of permitting required through DEP. Ms. Trombetta said none.

Chairman O'Meara asked what the time frame for the project is. Mr. Moss said that once he gets approval here and receives the other two bids from the Contractors they are estimated time frame at the end of May.

Motion made by Commissioner Nalette and seconded by Commissioner Rollins to accept application IW 09-06, Cappy's Cleaners for the excavation of contaminated soil, backfill and replacement of asphalt.

Commissioner Haburey said they should have someone monitor the excavation to at least see where the wall and the contamination meet. Commissioner Molinelli says this should be a condition of approval as well as a provision for inclement weather.

Ms. Trombetta said they will be collecting samples for confirmation and they can provide data on the residual. Commissioner Molinelli asked what the requirements are of what percentage the site has to be cleaned. Ms. Trombetta said it is the constraints of the property boundaries as well as the remediation standards themselves. They have target numbers and concentrations that they need to hit and they will excavate to the maximum extent possible in physical attributes of the site and if they have to excavate more because the concentration remains over the standards they will continue to do that until they hit the numbers that is required by the DEP.

Commissioner Nalette asked if there is the potential that if they don't meet their numbers they may have excavate over the neighbors sites. Ms. Trombetta said no. They do not have any indication that this would be necessary and DEP would not enforce that.

Mr. Moss gave a quick explanation of the soil field screening detector and how the process of excavating and the new backfill will prevent any further contamination.

All in favor. Unanimous. Motion passes.

5.

PUBLIC HEARING AT 7:30 P.M.

- A. **Application #IW09-02**
Applicant: Stevie B. Cyr
Location: 222 South Road
Map: 42 & 43, Blk: 154, Lot(s): 21EE Zone: RU-3.
Proposal: Subdivision of 17.917 acres into 3 single family building lots.

Motion made by Commissioner Rollins and seconded by Commissioner Nalette to go into Public Hearing on Application IW09-02 at 7:30 p.m.

All in favor. Unanimous. Motion passes.

Chairman O'Meara said that the Commission all have a letter from Sean Hayden at Northwest Conservation District in front of them. Dennis McMorrow, Berkshire Engineering was present for the presentation this evening. He handed out revised drawings to the Commission. He also presented the Commission with the Certified mailing receipts.

Mr. McMorrow said that this is a 3 lot subdivision proposal. He showed the property on the mapboard. Presently there is a house that was constructed a couple of years ago on lot one and he showed that existing house on the mapboard. The proposal is to create two additional lots. Lot 2 just shy of 7 acres and lot 3 just shy of 7.5 acres. He showed the wetland delineations.

Mr. McMorrow said that lot one is presently developed. They are proposing a single driveway on the south end of the road frontage and once entered into the property it will be a divided driveway with two single driveways going back to the two lots. He also showed the proposed septic areas on the mapboard. The primary reserves are both shown on lots two and three. The soil testing was done in the presence of TAHD and both houses have been sized for a four bedroom dwelling.

The design concept that is proposed is a side swale on the uphill side of the parallel driveways and they have designed a basin where the driveways divide and pick up that side swale and discharge it into that central wetland area. Part of the revision of the plan that was just submitted is to address the concerns by the Commission from the last meeting. They have added an extra basin in that area to break the flow in the swale and have placed another rip rap so they will be bringing water back into that wetland. In Mr. Hayden's report he was worried about the velocities and the erosive potential in that side swale and thought it would be good idea to break up that flow in the swale. So the additional catch basin addresses both of those concerns.

Mr. McMorrow addressed other comments received and they added construction limit lines and where they need to clear areas. Also it was brought up if lot 3 were built prior to lot 2 and vice versa how would the swales function per the design and the thought was to build both driveways at one time. He went back to Mr. Cyr and added to the plan that a note stating that the driveways will be constructed to the point that they diverge at the same time. Prior to any CO's for the buildings both driveways to that diversion point will be built.

He was also asked to calculate from the brook east back up to South Road. The commission wanted to know the total wetlands in that area and the total upland regulated area and they have 1.9 acres of wetlands and 4.3 acres of total upland regulated area. Added together it would be total regulated area east of the brook. Mr. McMorrow said that the actual wetland disturbance on the project is zero. Disturbance in the upland regulated area is one acre.

Chairman O'Meara said that on the driveways there is horse fencing on one side and metal on the other and wants to know if the horse fencing is moving away. Mr. McMorrow said yes. Commissioner Haburey asked for a mark for the diversion point in the driveway. Mr. McMorrow showed this area on the mapboard. Commissioner Haburey said they should be done to the furthest catch basin. Mr. McMorrow said they could require it but it is an individual driveway at that point and the whole concept was to where it was more of a shared area or common driveway to make sure that was built, the swale was built to that cross culvert. Commissioner Haburey said his understanding was to complete both driveways to the structures. Mr. McMorrow said they can condition that but he is not seeing the necessity. The valid point was that you couldn't build the driveway to lot three and not build the driveway to lot two with the swale because it wouldn't function.

Commissioner Molinelli asked what the guarantee is that the future driveway be constructed the way it is shown. Mr. McMorrow said that each individual lot when getting building permit will come back before the Commission. They are only approving a feasibility plan when approving the subdivision. Individual lots will come back to Commission as new applications. Chairman O'Meara said that they could condition that the driveways be finished to grade line 176.

Commissioner Rollins asked where the utility trench is on the plan. Mr. McMorrow said that he assumes that they would run the utilities down the center of the two driveways and they can add that to the plan. Commissioner Rollins asked what is reasoning for two driveways. Mr. McMorrow said that the problem with common driveways is that it can be a deterrent to marketing the property. Commissioner Rollins said there is more area being disturbed, you can keep the driveway further away from the wetland, you are going to have twice as much salt & sand and twice as much maintenance, etc. and on another issue kind of takes away from the character of the area. Chairman O'Meara said that with the public hearing part of it is looking at feasibility issues. There was a brief discussion on common driveways.

Commissioner Nalette said that there is fairly substantial cutting on the bank for the driveway and he is concerned about the groundwater. On the deep hole and perc tests he cannot find the location of the holes but there is water going anywhere from 18" to 52". Mr. McMorrow showed these on the map. Commissioner Nalette said that there is a lot of potential for erosion damage and storm float damage and he'd like to know where shallow water and deep water is. Mr. McMorrow said the site is generally a Woodbridge Paxton soil-a classic hardpan soil. He said that in the side swales in spring or late fall there will be some weeping out of the cut and it will go into the swale and that is primarily why they added the other basin in there. They have a rip rap swale on the west side of it and where there is a lesser cut running east west there is a grass swale in there.

Commissioner Nalette said that regarding the two main wetlands area being impacted by the driveway has there been any consideration into installation of critter crossings. Mr. McMorrow said that no because they saw no evidence of vernal pools out there. It is a relatively steeply sloped site and no evidence of vernal pools and if there were that would have been investigated by the soil scientist. The general scheme with no curbing it is considered more critter friendly. Commissioner Nalette asked about replanting the western wetland pocket where the clearing limits go almost up to that wetlands and have they considered replanting that area. Mr. McMorrow clarified which one is being questioned. Mr. McMorrow said at present there are no plans but if Commission wants them to look at that they will.

Chairman O'Meara called for Public Comment:

Leonard Anstett: 220 South Road:

Mr. Anstett said that he has a couple questions and concerns. He said that they all know there is a lot of wetlands in this area and also there is a drainage trench that farmers dug to hay and water just flows down there. He states that there are standing pools. His other concern is the double driveway with the salt and sand coming off of it and what it is going to do to the wetlands. Mr. Anstett said that he spoke

with TAHD and they have never heard of the property and the perc tests are five years old and are worthless. He said that his neighbor may have some concerns also. He sees a great deal of water flowing down and it's very wet.

Ed Bissell: 226 South Road:

Mr. Bissell said that he also spoke to Bob at TAHD and told him perc tests were done 5 years ago and Bob told him that with perc tests they should be 3 years maximum. Mr. Bissell further stated that if you go up in any of these areas (which he pointed out on the mapboard) there are types of streams. He said that TAHD said that this has not been approved by them and that they would not accept perc tests that are more than 3 years old.

There were no more comments from the public.

Commissioner Rollins said that he would like to address public comments. He said that when he went up with the previous plan and walked the site and had the same concerns and couldn't tell where wetlands started and ended. He then he went up with Sean Hayden from Northwest Conservation District and Agent Eisenlohr when they reviewed it. He watch Mr. Hayden auger down and look at the soils. Mr. Hayden also went to wetlands flags and took soils from inside and outside the flags. Mr. Hayden said that even soils that were marked as wetlands were borderline wetlands and he showed them where the color of the soils changed, etc. Mr. Hayden said that this is just the way it is in the spring and it is not a very good draining soil and water that flows under forest litter and roots to trees and assured him that it is not a wetland.

Mr. McMorrow said that in Connecticut wetlands are identified by soil type and there are certain vegetations that are always in wetlands and there are certain vegetations that can grow in either wetlands or uplands.

Mr. McMorrow also wanted to respond to the comments from the public. There is a ditch down through that wetlands and it is an old ditch. He is not sure if it was dug through the wetlands or the wetlands came because of the ditch. There is water flowing down there and that was the primary focus of putting a swale in the driveway and a cross culvert in there. Mr. McMorrow said that he did not say that TAHD has approved the plan yet but they were there when they dug holes. The testing was done in the presence of TAHD and the plan does need approval from TAHD and they need both wetlands and TAHD approvals in order to present the plan to Planning & Zoning. The deep holes are not 5 years but 5 months old. They were dug in November of 2008. He dug the deep holes on lot one about 3 years ago when they did the septic design. The testing shown on the plan are November 18, 2008 deep holes with TAHD. The plans will be submitted to TAHD and they fully expect to have approval. Commissioner Rollins said obvious that test holes have recently been done.

Mr. Anstett : 220 South Road:

Mr. Anstett asked to speak again and said that TAHD said there are no approvals on this and the only approvals are on the septic system of the original house and the perc tests that were done five years ago and are dated 04. He further stated that they know nothing about the subdivision and he said that someone is telling a story.

Mr. McMorrow showed the Commission the information out of the wetland file and also showed this to Mr. Anstett. He further said that he has not stated that the subdivision has been approved. He has stated that TAHD was there when he dug the holes as is the protocol when you do soil testing.

Chairman O'Meara said that they will see if Agent Eisenlohr can verify which sanitarian was present with Mr. McMorrow in November.

Commissioner Waring asked that where the construction clearing is shown on map and it's close proximity to wetland given that it is actually past where proposal to stop the initial driveway would be would all of that lot clearing for the two houses actually occur when they cleared for the driveway. Mr. McMorrow said that it would most likely occur when individual houses are built. This is a feasible location and the plans will come back in front of the Commission when there is a permanent plan.

Per Agent Eisenlohr's request they would like to keep this hearing open for another month in order to address the issues they have on the common driveway, limits of clearing with replanting, areas around wetlands, letter from TAHD that they observed the deep hole test. Mr. McMorrow said that he can submit the plan for approval to TAHD.

Mr. Anstett: 220 South Road:

Mr. Anstett wanted to make sure that if on the drainage ditch that has been dug on wetlands cannot be changed again. It must stay that way.

Chairman O'Meara said correct.

Motion made by Commissioner Nalette and seconded by Commissioner Waring to continue Public Hearing to next scheduled IWC meeting.

All in Favor. Unanimous. Motion Passes.

6. Old Business

- A. Application #IW09-03
Applicant: PCNK, LLC
Location: 120-126 Colebrook River Road
Map: 012, Blk: 150, Lot(s): 048E Zone: IA-1.
Proposal: Construct 30,000 SF industrial building with parking lot, driveway, storm drainage and utilities.**

Jason Dismuques, engineer from Goshen representing PCNK with a site development plan and although it is called 120-126, the address is actually 118-126 Colebrook River Road.

Mr. Dismuques said that the plan is at the north end of the property but the survey shows the whole parcel. They are working on the north end which includes bringing a driveway in, construct a 30,000 square foot light industrial building in an enterprise zone with parking and a loading bay. The driveway will come in behind the building so they can maneuver back into the loading dock. The driveway is not crowned. It is sloped to the interior of the site so stormwater is collected through sheet flow off the paved areas directly down to the detention basin. He showed this on the mapboard. They are also proposing to collect all of the roof water and bring it to a detention basin. This will discharge into an infiltration system underneath the driveway and contain a 100 years storm right on site.

He said the soils on site are sand and gravelly soils that act to charge the Still River which runs behind and they are also charged by the river depending on the level of the river. To infiltrate this stormwater they have plenty of capacity to hold a 100 year storm and they do have overflow structures if they have a storm beyond a 100 year storm. This will still charge the gravelly soils depending on the level of the river. There is an environmental report from Penelope Sharp and the Commission received it for this meeting but she couldn't be here tonight because the date of the meeting was changed from last week. They did find a special concern plant. They tried to take special measures to identify and locate any and

all with a surveyor. They are proposing where the embankment is to be constructed that they will put a safety fence and are making efforts to protect that area and plant.

Mr. Dismuques said that part of it is in the flood plain roughly elevated at 630. He said the regulations don't really address what you need to do when fill in the flood plain whether they need to provide compensatory storage which is typically what other Towns require. He showed the wetlands on the mapboard and where they are proposing to bring upland material over to the site. He further stated that compensatory storage requires hydraulic connectivity to whatever your source is and it cannot be a pond that holds water. So when the flood waters come up and needs a place to go and then they recede the water needs a place to go. He showed these storage areas on the mapboard.

Motion made by Commissioner Nalette and seconded by Commissioner Molinelli to go to Public Hearing because this is a significant impact.

Commissioner Rollins asked if the Commission felt they should send this out for review and to the Northwest Conservation District. After discussion the Commission agreed to start with NW Conservation District.

All in favor. Unanimous. Motion passes.

After a brief discussion it was decided that the Public hearings will be heard on May 20th in respective order starting at 8:00 p.m. not 7:30 as originally stated. Chairman O'Meara said that someone needs to notify Mr. Cyr that his public hearing will be held at 8 p.m.

New Business

- A. **Application #IW09-04
Applicant: Sandra Pier
Location: 103.5 Blue Street
Map: 035, Blk: 157, Lot(s): 007B, Zone: R-2.
Proposal: Floating dock.**

Dennis Dressel was here this evening to represent the applicant. He passed around a narrative highlighting the project. The property is at the North end of Park Pond and has 100 feet of frontage on the water. The closest to littoral boundary is 35 feet at least. It will be a floating dock and no soil on shore or bottom of lake will be disturbed. It will be attached to an existing concrete block on shore. The lumber is pressure treated and it will be floated by high quality sealed floats. No part of the wooden section will touch the water. It is proposed to be built in two sections.

Commissioner Rollins asked how deep the water is near the shore. Mr. Dressel said about 4 or 5 feet deep.

The measurements were briefly discussed and it was agreed there was no problem because the closest property line is at least 35 feet.

Motion made by Commissioner Nalette and seconded by Commissioner Rollins to accept Application #IW09-04, Applicant: Sandra Pier, Location: 103.5 Blue Street, Map: 035, Blk: 157, Lot(s): 007B, Zone: R-2., Proposal: Floating dock.

All in favor. Unanimous. Motion passes.

- B. Application #IW08-12**
Applicant: Jim Rose
Location: 106 Shore Drive
Map: 114, Blk: 105B, Lot(s): 034-35 Zone: HLD.
Proposal: Modification to approval of Application #IW08-02.
Request to install 500 gallon propane tank underground.

Mr. Rose is not present this evening. Chairman O'Meara said it is a new house on shore drive and he already has an approval from wetlands. This is a modification to install a 500 gallon propane tank and that location is 93 feet from the Lake.

Motion made by Commissioner Rollins and seconded by Commissioner Molinelli to APPROVE Modification to Application #08-12, 106 Shore Dr., Proposal: Modification of approval. Request to install 500 gallon propane tank, underground., Map: 114, Blk: 105B, Lot(s) 034-35, Zone: HLD, based on oral and written testimony.

- 1. Applicant to comply with existing conditions of approval.*

All in favor. Abstain: Commissioner Kiely. Motion passes.

- C. Application #IW09-05**
Applicant: Lloyd "Skip" Daigle
Location: 353 E. Wakefield Blvd.
Map: 032, Blk: 105G, Lot(s): 001-10 Zone: HLD.
Proposal: Expand 8.5' x 10' dock to 10' x 10' wood to aluminum. Request PWC (Jet Ski) float.

Mr. Daigle is not present this evening. Commissioner Rollins said that the only issue is littoral lines. Commissioner Waring said the drawings are vague on distances. After discussion, the Commission wants a better map drawn that shows the whole water frontage for next month. Commissioner Molinelli suggested that they send a letter asking him to meet with Agent Eisenlohr prior to next month's meeting and have everything included in packets for next month.

The information that they will need is what exact waterfront does he own. They need clarification on the lots and if they are one or two and if they are two if this can be approved if he does not have proper frontage. They also need overall frontage on water, dimensions on jet ski float and location and he needs to attend the next meeting to answer any questions.

Motion made by Commissioner Rollins and seconded by Commissioner Nalette to accept Application #IW09-05, Applicant: Lloyd "Skip" Daigle, Location: 353 E. Wakefield Blvd., Map: 032, Blk: 105G, Lot(s): 001-10 Zone: HLD., Proposal: Expand 8.5' x 10' dock to 10' x 10' wood to aluminum. Request PWC (Jet Ski) float.

All in favor. Unanimous. Motion passes.

7. Other Business

None

8. Agent Determination

None

9. Warnings

None

10. Violations

- A. Patrick Hussey, 752 Lake Dr. - Cease and Desist in place-pending litigation.
- B. Jean O'Connor, 348 W. Wakefield Blvd.-Permit non-compliance.

No action at this time.

11. Communications & Bills – Other Business

- A. Chairman Report.

Chairman O'Meara said that they have lost two of their long-standing members Sue Peacock and Craig Sanden. He would like to go on record and thank them for their years of service and all of the time and effort that they have put in helping with difficult applications and their significant contributions and their input will be missed.

Commissioner Molinelli asked to add to that and said that he is not pleased with way it was accomplished or why. He feels it was arbitrary and capricious on the part of the Selectmen to remove two long-standing members with in depth knowledge of Inland Wetlands issues and feels it was just a political ploy on their part. Commissioner Rollins asked if they gave reasons. Commissioner Molinelli said that it was time for a change and Sue Peacock has been on a long time.

Chairman O'Meara said that he received a memo from Town Manager, Keith Robbins about the minutes for meetings. Keith would like the Commissions to have minutes like the Board of Selectmen which is Motions, Decisions and Votes. In that case they may as well not have secretary sitting at the meetings. He understands the desire to reduce costs but he thinks the nature of IWC meetings is such that written record of events that happen are almost irreplaceable and they are crucial to decision making process. This is not only for immediate decisions but time down the road when things are modified and things that are adjacent. The Commissions don't have the benefit of the meeting being videotaped. Chairman O'Meara said that he would like to keep things the way they are. The Commission all agree.

Chairman O'Meara reminded the Commission that they will vote on seats at next months meeting. He said for the record that he would like to maintain his seat.

Chairman O'Meara said there are a few other important points. Kathy will be leaving the Wetlands office to move to the Police Department. Ellen from Building will be moving upstairs and sharing duties with both departments. The current budget is also cutting Agent Eisenlohr and the Town Planner to part time.

Chairman O'Meara said that he and Commissioners Rollins and Molinelli all visited the D'Addeo property. There is a letter regarding the fact that Mr. D'Addeo made his wall as he wants to have it. He further stated that another matter that may come forth next month is piece of property on Kingsbury Drive

that had been cut because he wants to put storage units on that piece of property. He must submit an application. The Commission agreed.

B. Gary D'Angelo – 322 W. Wakefield Blvd.

Chairman O'Meara said the cash bond has been taken care of according to Agent Eisenlohr and has cleaned out behind jersey barriers. Commissioner Rollins, Molinelli and Nalette said they did not see that he indeed has done that. Commissioner Molinelli said that they are requiring him to submit it in writing a report of required clean out and when and how it was done. He feels that the letter was very specific and they should make sure that this is submitted in writing as required since it was a condition of his extension. The Commission agreed.

C. Assessment of Pollutant Loads and Evaluation of Treatment Systems (A.P.E.L.E.T.S.) software application.

Chairman O'Meara said that there is a letter in packet regarding this. Commissioner Rollins said that he called the engineer, Steve Trinkaus. He said it is really great stuff. He briefly explained how it works. You input some relatively simple information into the program and it calculates based on data from all over the country and it is a way of checking in a very fast and cost effective way if what the engineers are presenting is going to be the best.

Commissioner Nalette asked if this is something they should endorse as a board. Commissioner Rollins said possibly but did not want to put words in anyone's mouth. He said that Mr. Trinkaus offered to make a presentation to the Commission so they understand it enough to know about it.

It was discussed that one way to accomplish getting the information is when they go to Lenard or other outside consultants to ask that they have that information for them. It was discussed that they may want to recommend to the engineers that do frequent reviews for them that they have this and it would help greatly in the application and approval process as well as the reviewing time for the engineers. Mr. Trinkaus told Commissioner Rollins that he could also do this part of the review for reviewing engineers until they get comfortable with the program and know if they want to purchase it.

Chairman O'Meara said that he would recommend that the Danfield Thread application may be the application to have this program review because of the complications with it. The Commission agreed that this may be a good idea all of the way around and they should have this particular application reviewed with this program. Chairman O'Meara said that it also feeds into the flood plain remediation. And as part of the POCD they are trying to get updated maps for the flood plain and they may need to look into that.

- D. Inland Wetland Minutes from 3/18/09
- E. Planning & Zoning Special Meeting Minutes from 3/9/2009
- F. Planning and Zoning Minutes from 3/23/09
- G. Zoning Board of Appeals Minutes from 3/24/09
- H. The Habitat.

Items D through H are for Commission information.

I. Clerks Hours.

Motion made by Commissioner Nalette and seconded by Commissioner Molinelli to pay the Clerk's hours.

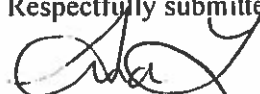
All in Favor. Unanimous. Motion Passes.

12. Adjournment

Motion made by Commissioner Molinelli and seconded Rollins by Commissioner to adjourn the meeting at 9:09 p.m.

All in Favor. Unanimous. Motion Passes.

Respectfully submitted,



Clerk, Anna L.