

Minutes
CONSERVATION COMMISSION/ INLAND WETLANDS AGENCY
WATERTOWN, CONNECTICUT
SPECIAL MEETING

Meeting Date Thursday, January 8, 2009
Time: 7:50 pm
Meeting Place: Watertown High School Technology Center
324 French Street
Watertown Connecticut

Members Present: Mr. Ed Undercuffler, Chairman
Mr. Donato Orsini, Vice Chairman
Mr. Tom Murphy, Secretary
Mr. Mike Genovese

Members Absent: Mr. Tony DiBona
Mr. Joe Polletta
Mr. Jim Zawadzki

Alternate Present: Ms. Martha Sturgis
Ms. Denise Russ

Alternate Absent: Mr. Michael Brown

Others Present: Ms. Ruth Mulcahy, Land Use Administrator
Mr. Chuck Berger, Town Engineer
Mr. Chuck Bezio, Land Use Secretary

1. Call Meeting to Order

Chairman Undercuffler called the Special Meeting to Order at 9:30 pm.

2. Roll Call

Mr. Murphy executed the Roll Call.

Chairman Undercuffler seated Martha Sturgis for Tony DiBona and Denise Russ for Jim Zawadzki.

Chairman Undercuffler read the standard conditions of the wetland's permits into the record.

Conservation Commission/ Inland Wetlands Agency

Standard Conditions

The permit is issued subject to the following conditions and or modifications:

1. The permittee shall notify Wetlands Enforcement Officer, in writing at least three business days prior to the commencement of work onsite and upon its completion.
2. If the approved activities are not initiated on or before January 8, 2014, said activities shall cease and, if not previously revoked or specifically renewed or extended, this permit shall be null and void. Any request to renew or extend the expiration date of a permit should be filed in accordance with Section 11 of the Inland Wetlands and Watercourses Regulations of the Town of Watertown. Expired permits may not be renewed and the wetland agency may require a new application for regulated activities.
3. All work and all regulated activities conducted pursuant to this approval shall be consistent with the terms and conditions of this permit. Any structures, excavation, fill, obstructions, encroachment, or regulated activities not specifically identified and approved herein shall constitute a violation of this permit and may result in its modification, suspension, or revocation.
4. This permit is not transferable without the written consent of the Conservation Commission Inland Wetland Agency.
5. In evaluating this application, the Wetland Agency has relied on information provided by the applicant. If such information is subsequently proved to be false, incomplete, or misleading, this permit may be modified, suspended, or revoked and the permittee may be subject to any other remedies or penalties provided by law.
6. The permittee shall employ management practices, consistent with the terms and conditions of this permit, to control storm water discharges and to prevent erosion and sedimentation and to otherwise prevent pollution of wetlands or watercourses. The permittee shall immediately inform the agency of any problems involving wetlands or watercourses that have developed in the course of, or that are caused by the approved work.
7. No equipment or material including without limitation fill, construction materials, or debris, shall be deposited, placed or stored in any wetland, watercourse, and regulated upland review area on or off site unless specifically approved by this permit.

8. This permit is subject to and does not derogate any rights or powers of the Town of Watertown, conveys no property rights or exclusive privileges, and is subject to all public and private rights and to all applicable federal, state and local laws. In conducting and maintaining any activities approved herein, the permittee may not cause pollution, impairment, or destruction of the inland wetlands and watercourses of the Town of Watertown.

9. If the activity approved by the inland wetlands permit also involves activity or a project that requires state or federal approval, zoning, special permit, variance, or special exception no work pursuant to the wetlands permit may begin until such approval is obtained.

10. The permittee shall install and maintain sediment and erosion controls (hay bales or geotextile silt fence) at the site in such an operable condition as to prevent the pollution of wetlands and watercourses. Said controls are to be inspected by the permittee for deficiencies at least once per week and immediately after rains. The permittee shall correct any such deficiencies within 24 hours of said deficiency being found.

This authorization constitutes the permit required by Section 22a-42 of the Connecticut General Statute, as amended.

4. Action on Minutes

- A. Continuation of the Public Hearing November 13, 2008 App. #643 741 Echo Lake Road, LLC
- B. Continuation of the Public Hearing November 13, 2008 App. #652 Echo Lake Brownfield, LLC
- C. Regular Meeting November 13, 2008

Ms. Russ moved to approve items 4A, 4B, 4C. Mr. Genovese seconded the motion.

Discussion: None

Vote: 6 in favor **Abstained:** 0 **Opposed:** 0

MOTION PASSED UNANIMOUSLY

5. Pending Applications

- A. Application #643 of 741 Echo Lake Road, LLC for construction of 66 condominium units and 2,045 linear foot new private roadway on the Northwest corner of Echo Lake Road and Buckingham Street, Watertown, CT.

If the public hearing is closed on January 8, 2009 then a decision is required by February 12, 2009.

Mr. Murphy moved to table this application to the February 12, 2009. Mr. Genovese seconded the motion.

Discussion: The Commission discussed whether or not to have the application on the regular scheduled meeting on January 15, 2009. The Commission agreed that it would be better for the Commission and staff to put this on the February meeting.

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

B. Application #652 of Echo Lake Brownfield, LLC for piping a watercourse associated with restoration of Echo Lake Landfill located on the north side of Echo Lake Road in the IR-80 Restricted Industrial Zoning District.

If the public hearing is closed on January 8, 2009 then a decision is required by February 12, 2009.

Mr. Murphy moved to table this application to the February 12, 2009. Ms. Russ seconded the motion.

Discussion: The Commission discussed whether or not to have the application on the regular scheduled meeting on January 15, 2009. The Commission agreed that it would be better for the Commission and staff to put this on the February meeting.

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

C. Application #656 of Town of Watertown Department of Public Works for restoration of a drainage swale Breezy Knoll Drive, Watertown, CT.

If a public hearing is not held then a decision is required by January 8, 2009 unless applicant grants a time extension.

Town Engineer Chuck Berger was present and reviewed the application with the Commission. Mr. Berger submitted plans dated 8/22/08 in to the record. Mr. Berger advised the Commission that he has not secured the easement from the landowner. Mr. Berger advised the Commission that they will be replanting trees in the disturbed areas.

Ms. Russ moved to approve the application with the standard conditions as read by the Chairman. Mr. Murphy seconded the motion.

Discussion: None

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

D. Application #657 of Town of Watertown Department of Public Works for restoration of a storm drain/ watercourse on Hinman Road, Watertown, CT.

If a public hearing is not held then a decision is required by January 8, 2009 unless applicant grants a time extension.

Town Engineer Chuck Berger was present and reviewed the application with the Commission. Mr. Berger advised the Commission that he has obtained the owners signature for the proposed work. Mr. Berger submitted into the record details on the proposed project.

Ms. Russ moved to approve the application with the standard conditions as read by the Chairman. Ms. Sturgis seconded the motion.

Discussion: None

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

E. Application #658 of Christopher Delucia and Ilene Miller for a 10' x 30' shed and a 14' x 125' driveway within upland review area at 259 Straits Turnpike, Watertown, CT.

If a public hearing is not held then a decision is required by January 16, 2009.

Chris Delucia was present and explained the application with the Commission. Mr. Delucia advised the Commission the existing driveway was in its current location when he purchased the property. Mr. Delucia advised the Commission of the work he had done on the site to clean it up. Mr. Delucia stated that he does not believe that he is causing any impact to the wetlands or watercourse.

Chairman Undercuffler expressed concerns with amount of trucks and vehicles accessing the site from this driveway. Chairman Undercuffler expressed concerns with the lack of proposed plantings.

Mr. Delcuia advised the Commission that his expertise is in landscaping. Mr. Delucia advised the Commission he is willing to do an 80' long landscape berm.

Ms. Russ moved to approve the application with the conditions:

1. Standard Conditions as read by the Chairman.
2. 80' long landscape berm.

Mr. Genovese seconded the motion.

Discussion: None

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

F. Application #659 of Lynn Hasler for reconstruction of an existing retaining wall within regulated area at 115 Hickory Lane, Watertown, CT.

If a public hearing is not held then a decision is required by January 16, 2009.

Ms. Mulcahy advised the Commission that the applicant is not present. Ms. Mulcahy reviewed the application with the Commission. Ms. Mulcahy read from the 11/13/08 minutes.

Ms. Orini moved to approve the application with the standard conditions. Ms. Russ seconded the motion.

Discussion: None

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

G. Application #660 of Nuhi Sadiku for grading and landscaping within upland review area at 125 Jericho Road, Watertown, CT.

If a public hearing is not held then a decision is required by January 16, 2009.

Sherry Sadiku was present and explained the application to the Commission. Mr. Sadiku explained that they wish to finish grading and landscaping the property.

Chairman Undercuffler expressed concerns with the amount of material that will be brought to the site.

Mr. Spaph advised the Commission that this proposal would have less impact to the watercourse.

Ms. Russ moved to table until the Regular Scheduled Meeting on 2/15/09. Mr. Orsini seconded the motion.

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

7. Old Business

A. Show Cause Hearing and discussion on a Notice of Violation issued to Echo Lake Brownfield, LLC Echo Lake Road, Watertown, CT.

B. Show Cause Hearing and discussion on a Notice of Violation issued to Dean Bergstrom and John Maxwell regarding property on Bidwell Hill Road, Watertown.

C. Show-Cause Hearing and discussion on a Notice of Violation issued to Nicholas D'Anthony concerning 1 Pleasant View Avenue, Oakville, CT.

D. Show-Cause Hearing and discussion on a Notice of Violation issued to Hashim Krasniqi, owner of 125 Jericho Road, Watertown, CT.

E. Show-Cause Hearing and discussion on a Notice of Violation issued to Christopher Delucia and Ilene Miller owners of 259 Straits Turnpike, Watertown, CT.

Ms. Sturgis moved to remove these items for the agenda. Mr. Murphy seconded the motion.

Discussion: This Commission discussed the reason for these items to remain on the agenda. The Commission noted that the permits were issued already. Ms. Mulcahy noted that Mossa Rafey uses this list until the project is complete.

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

8. New Business

B. Conservation Commission / Inland Wetlands Agency Meeting Dates 2009

Mr. Orsini moved to accept. Ms. Russ seconded the motion.

Discussion: None

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

9. Communications and Bills:

None

10. Reports from Officers and Committees

A. Subcommittee report on DEP New Model Regulations

Ms. Mulcahy recommended that reviewing the regulation be added to the next agenda. The Commission agreed.

11. Reports from Staff

Ms. Mulcahy discussed the Standard Conditions with the Commission. The Commission agreed that the Standard Conditions should be added to the application so the applicants are aware before the approval what will be expected of them. Ms. Mulcahy noted that it is required by statute to have the Wetlands permit mailed to the applicant within 14 days and the condition of approval must reflect what is in the minutes.

12. Public Participation:

None

13. Adjournment

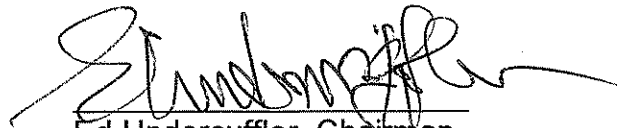
Ms. Russ moved to adjourn at 10:30 pm. Ms. Sturgis seconded the motion.

Discussion: None

Vote: 6 in favor Abstained: 0 Opposed: 0

MOTION PASSED UNANIMOUSLY

Attest:



Ed Undercuffler, Chairman
Conservation Commission
Inland/Wetland Agency

Approved by: Chuck Bezio, Land Use Secretary