

**MINUTES**  
**CONSERVATION COMMISSION/  
INLAND WETLANDS AGENCY  
WATERTOWN, CT  
REGULAR MEETING  
THURSDAY, AUGUST 14, 2008  
WATERTOWN HIGH SCHOOL TECHNOLOGY CENTER**

**Members Present:** Mr. Ed Undercuffler, Chairman  
Mr. Donato Orsini, Vice Chairman  
Mr. Tom Murphy, Secretary  
Mr. Joe Polletta (In at 7:18 PM)  
Mr. Mike Genovese  
Mr. Tony DiBona

**Members Absent:** Mr. Jim Zawadzki

**Alternates Present:** Ms. Martha Sturgis (Seated for Jim Zawadzki)  
Ms. Denise Russ (Seated for Joe Polletta until 7:18 PM)

**Alternates Absent:** Mr. Michael Brown

**Others Present:** Mr. Moosa Rafey, Assistant Zoning Enforcement Officer  
Mr. Chuck Berger, Town Engineering

---

**1. Call Meeting to Order**

Mr. Undercuffler, Chairman, Called the Regular Meeting to Order at about 7:05PM

**2. Roll Call**

Mr. Undercuffler executed the Roll Call.

**3. Public Participation**

**Motion was made by Mr. Genovese and seconded by Ms. Russ to add to New Applications under 6F application #653 of Dean Bergstrom.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**4. Action on Minutes**

A. Regular Meeting July 10, 2008

**Motion was made by Mr. Genovese and seconded by Ms. Russ to approve minutes 4A.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**5. Pending Applications**

A. Application #643 of 741 Echo Lake Road, LLC for construction of 64 condominium units and 2,045 linear foot of new private roadway on the Northwest corner of Echo Lake Road and Buckingham Street, Watertown, CT.

If a public hearing is not held then a decision is required by September 13,, 2008.

**Brian Baker, Civil One Engineers**

**Mr. Baker:** What I handed out to you were some alternates that were requested at the last meeting. The property you see here outlined in green is on the northern side of Echo Lake road and on the western side of Buckingham Street. There are 17 acres in total. The eastern two thirds of the site which is this section here is wooded. That overgrown meadow has an existing abandoned house on it and two barns. There are two wetlands systems on the property. The wetlands were flagged and you can see them shaded in green here. They were flagged by Environmental Planning Services and located by Reardon Land Surveying in the field. The smaller system from the drainage area perspective is about a 17 acre drainage area is this system that runs from northeast to southwest through the site and eventually goes into the storm drainage system. This site is generally sloped northeast to southwest. There are no 100 year flood plains on the property. Our proposal which isn't the current proposal is to construct about 2,000 feet of private driveway to serve 19 buildings which will be a total of 64 condominiums. You have anywhere from 2 unit buildings up to 6 unit buildings. This is a use that is allowed by special permit and this zone is the R-T overlay zone. In this proposal there is one wetlands crossing shown here in order to access the site. There is about 3,625 Sq. feet of wetlands to be filled in with that crossing. There are two 15 inch pipes that were proposed for that crossing. There is o other activity proposed in the wetlands. There is also about ¾ of an acre of activity in the 50 foot regulated area. We have 3 storm water renovations proposed. Now I'll go into the alternates. It shows an alternate crossing 1 which is mid way down the property off of Echo Lake Road and then alternate 2 which is a piece of that and then

alternate 3 would be down at the bottom of the property mainly adjacent to the stream. With that I'd like to answer any questions that you may have.

**Mr. Polletta:** Is the entrance of Buckingham right across from the entrance of Echo Lake?

**Mr. Baker:** Yes straight across.

**Mr. Polletta:** How far is the entrance of the condominiums to where the light is?

**Mr. Baker:** It's a couple hundred feet. Probably a little over 200 feet.

**Ms. Sturgis:** Will there be a stop sign?

**Mr. Baker:** Yes

**Mr. Genovese:** The way it sounds you are basically leaning more towards the alternate than the original because your line of sight is better.

**Mr. Baker:** Yes correct.

**Mr. Undercuffler:** I don't see why that entrance can't be a little farther to the left?

**Mr. Baker:** You do lose the sight line as you get closer.

**Mr. Polletta:** So you are leaning towards alternate 2?

**Mr. Baker:** I honestly think alternate 2 when we do the storm drainage calculation would be the best location. It is less impact. It is 1,100 Sq. ft less than the original proposal. It's not only less impact from a square footage perspective but this wetland is isolated.

**Mr. Polletta:** Where does the water from the detention pond eventually end up?

**Mr. Baker:** The water from the two ponds up above and up in the storm drainage system and Echo Lake Road actually outlets on the outlet side of that 36 by 48 inch culvert.

**Mr. Polletta:** I would like for you to give our engineer the calculations.

**Mr. Baker:** Yes absolutely. We are approaching it the same way we did for Reflections on Echo Lake.

**Mr. Undercuffler:** Is this the only alternative you looked at? How about putting houses in there or another development?

**Mr. Baker:** This is allowed by in the R-T zone by special permit and whether we put houses in here or whatever we do, the wetlands impact would be the same.

**Mr. Undercuffler:** Any other comments here?

**Motion was made by Mr. Polletta and seconded by Mr. Genovese that there is significant activity for application #643 of Echo Lake Road, LLC.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Mr. Polletta and seconded by Mr. Orsini to schedule a Public Hearing at the chairman's discretion for application #643 of Echo Lake Road, LLC.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Mr. Polletta and seconded by Mr. Genovese to table application #643 of Echo Lake Road, LLC.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

B. Application #644 of Watertown Board of education for restoration of a watercourse located at Watertown High School 324 French Street, Watertown, CT.

If a public hearing is not held then a decision is required by September 13, 2008.

**Joe DiCarlo, Kaestle Boos Landscape Architect**

**Mr. DiCarlo:** I am representing the Watertown Board of Education. We are working on the high school site and an intermittent water course, a man made channel, which is a drainage outfall. We were trying to avoid the area but it had been disturbed previously and there was some erosion that had to be corrected as part of this project which is why we are back here to request permission to do this work. We have a watercourse channel from an existing drainage system and it comes to a pipe that opens up and it ran down the slope. Some erosion has occurred and there is another pipe down at the bottom of the hill that picks it up and runs it out to Steele Brook. Part of this project will be to create a stone swale to slow down the force of the water and to reduce any possibility of erosion while maintaining an open wetland area. The total area disturbed is 3,750 Sq. Ft. It's about 200 feet long here and about 4 feet wide at the base channel. The material to be used is 8 inch rip rap stone. We intend to follow the channel that is there now.

**Mr. Undercuffler:** How do you approach this?

**Mr. DiCarlo:** I believe it will be coming from up above and working this way.

**Mr. Undercuffler:** They can come up that walk way.

**Mr. Polletta:** When are you proposing to start this project?

**Mr. DiCarlo:** It won't be this year it will be next year.

**Mr. Polletta:** I believe this is a significant activity and we should have a public hearing on this.

**Motion was made by Mr. Polletta and seconded by Mr. Orsini that there is significant activity for application #644 of Watertown Board of Education.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to schedule a Public Hearing at the chairman's discretion for application #644 of Watertown Board of Education.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Ms. Sturgis and seconded by Mr. DiBona to table application #644 of Watertown Board of Education.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

C. Application #646 of The Town of Watertown Public Works Department for construction of an indoor recreational facility (metal building) at Veterans Memorial park Nova Scotia Hill Road, Watertown.

If a public hearing is not held then a decision is required by September 13, 2008.

**Chuck Berger, Town Engineer**

**Mr. Berger:** I am appearing on behalf of the department of public works for the 20,000 Sq. Ft recreational facility the town is proposing to construct up at Veterans State Park. I will briefly review the site walk on Saturday. The plan on the bottom is the overall master plan. The purple is the road system entering the park. The green is the approximate park boundaries. The yellow is the CL&P easement line. The blue is the pond and the dotted blue is the wetland. On Saturday we talked about moving the building for safety purposes further away from the overhead utility lines. What I have handed out tonight is a revision

to the plan you saw on Saturday to move the building in a south easterly direction an additional 30 feet and away from the power lines an additional 30 feet.

**Mr. Murphy:** We are going an extra 30 feet just in case correct?

**Mr. Berger:** Yes but the overall goal will be to try and eliminate the direct wetland impact.

**Mr. Orsini:** Did we have a 3<sup>rd</sup> part reviewer look at this?

**Mr. Berger:** We had Cynthia Rabinowitz, a soil scientist, hired by the department of Public Works. She confirmed that flagging that was done was part of this master plan project. I can provide that letter to you.

**Mr. Polletta:** I think it's great that you moved it away from the power lines and the easement. I like his a lot better than what you proposed before.

**Mr. Rafey:** Chuck will you bring an alternate plan?

**Mr. Berger:** Yes I would like to further refine this.

**Mr. Undercuffler:** When would all this get done?

**Mr. Berger:** The goal would be to have it up and operational next recreational season.

**Mr. Orsini:** Anyone do a calculation on what it would cost to put a new building up?

**Mr. Berger:** Mr. Cavanaugh has done estimates and I don't want to quote him on the record but it is a significant cost savings this way than put up a new building.

**Mr. Polletta:** I don't think this is a significant activity.

**Mr. Orsini:** I would like to make a motion that I do believe it is a significant activity.

**Motion was made by Mr. Orsini and seconded by Mr. Murphy that there is significant activity for application #646 of the Town of Watertown Public Works Department.**

**Discussion: None      Vote: 4 in favor (E. Undercuffler, T. Murphy, Mr. Sturgis, and D. Orsini)**

**Abstained: 0              Opposed: 3 (M. Genovese, J. Polletta, and T. DiBona)**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

**Motion was made by Mr. Orsini and seconded by Mr. Genovese to schedule a Public Hearing at the chairman's discretion for application #646 of the Town of Watertown Public Works Department.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Mr. Genovese and seconded by Mr. Murphy to table application #646 of the Town of Watertown Public Works Department.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

D. Application #647 of Town of Watertown Public Works Department for road drainage improvement on White Street, Watertown, CT.

If a public hearing is not held then a decision is required by September 13, 2008.

**Chuck Berger, Town Engineer**

**Mr. Berger:** I am appearing on behalf of the department of public works for the White Street drainage maintenance project. Following some significant rainstorms, during the past couple of months the highway came in and did some maintenance at the bottom of White Street. They opened up and stabilized the drainage channel.

**Mr. Undercuffler:** There still seems to be some scouring at the bottom of the hill there.

**Mr. Berger:** I did not ask the highway department to do anything more without checking with this commission. We would like to clean up a little bit of sediment hat has washed down and put a rip rap.

**Mr. Polletta:** Chuck did anyone check on the septic problem down there?

**Mr. Rafey:** I went there today actually with the gentleman from the health department and they are going to investigate that to see what is going on and notify the property owner that there is a problem.

**Motion was made by Mr. Polletta and seconded by Mr. Genovese to approve subject to standard conditions and the condition of having a rip rap at the end of the road application #647 of Town of Watertown Public Works Department.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**6. New Applications**

- A. Application #648 of Gary and Mary Voghel to repair an existing on site septic system located within regulated area at 24 Woodpark Drive, Watertown, CT.

If a public hearing is not held then a decision is required by October 18, 2008.

**Gary Voghel, 24 Woodpark Drive**

**Mr. Voghel:** We are looking to repair the existing septic system on the property. That system is over 8 years old and is showing signs of failing. This has been approved by the Torrington Health District.

**Mr. Undercuffler:** Where was the old system here?

**Mr. Voghel:** The old system was approximately 30 feet closer to the house. I can point it out to you if you would like.

**Mr. Rafey:** The regulations say it has to have a 100 feet away form the watercourse.

**Mr. Voghel:** The brook pretty much lines my property on both sides.

**Mr. Undercuffler:** We should go out and take a look at it.

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to schedule a site walk on September 6, 2008 for application #648 of Gary and Mary Voghel.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Mr. Orsini and seconded by Ms. Sturgis to table application #648 of Gary and Mary Voghel.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

- B. Application #649 of Garsan Corporation for construction of a corporate office and warehouse building with a footprint of 10,800 Sq. Ft and associated parking area on Mountain View Drive, Watertown, CT.

If a public hearing is not held then a decision is required by October 18, 2008.

**Manuel Silva, Engineer**

**Mr. Silva:** I am representing Garsan Construction. There have been some changes and revisions and we have had a meeting with the town engineer and he had some suggestions so I'd like to go over some of the revisions. This is an existing lot in a commercial park on

Mountain View drive. This lot was originally approved for a 12,000 Sq. Ft. footprint building which has impervious area that ran all the way to the existing detention pond. There is an existing sanitary sewer easement and sanitary sewer line to the east of the property. Currently the original approval had a storm sewer line coming in and going right to the retention pond. We are proposing to finish that work. We want to retro fit the existing retention pond with a plunge pool to try and trap some sediment before it goes into the detention pond. We are proposing a smaller building than the original approval. We have substantially less impervious area than the original approval. We have some indirect impacts. We are putting a driveway in the easterly regulated area. There is no direct impact. We are also putting a small driveway crossing the small regulated area which is adjacent to a wet flagged wetland to the east of our site. The swale will be treating all the sediment that is coming off of this site. It's a 10,000 Sq. Ft footprint with two levels. The office for Garsan Construction will be on the first level when you drive in and the equipment will come around with the trucks. Garsan Construction is not a construction company as you would normally see that has equipment and needs to store materials. They are essentially a project manager.

**Mr. Undercuffler:** You won't touch the town's storm sewer system correct?

**Mr. Silva:** No, there is a secondary that was created for the 3 lot subdivision.

**Mr. Undercuffler:** Do you have any comments on it Chuck?

**Mr. Berger:** Not at this point I haven't been to the site yet. We are going to try to find the previous drainage report to confirm that we are comfortable with what the applicant described tonight as far as the detention basins.

**Mr. Polletta:** I think we should take a site walk on this.

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to schedule a site walk on September 6, 2008 for application #649 of Garsan Corporation.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

**Motion was made by Mr. Polletta and seconded by Mr. Genovese to table application #649 of Garsan Corporation.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

- C. Application #650 of Frost Bridge Association, LLC for transfer of the CCIWA Permits #566 and #616 issued to The Baillie Company regarding 0 Frost Bridge Road, Watertown, CT.

If a public Hearing is not held then a decision is required by October 18, 2008.

**Craig Lipinski, Fuss and O'Neil**

**Mr. Lipinski:** I have Robert Sacks with me who is the manager of Frost Bridge Associates. We are here to discuss the proposed facility on Frost Bridge Road. I believe everyone is familiar with this site. Historically it was used as a drive in. the current site owner did some filing and mining on the existing site with approval from the town which ended in a Cease and Desist Order. This led to another application for remediation of the site. On November 15, 2007 there was remediation plan that was prepared by Civil One which was approved by CCIWA and Planning and Zoning. Our applicant is in no way associated with the current owner.

**Mr. Rafey:** Can we do the transfer of permits first and then you can go into details? There are two applications on the agenda. One is the transfer of the existing permit from the Baillie Company to 0 Frost Bridge, LLC. At this time they should make a decision.

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to transfer permit #566 and #616 from the Baillie Company to Frost Bridge Association, LLC subject to all the existing conditions of approval for application #650 of Frost Bridge Association, LLC regarding 0 Frost Bridge Road, Watertown, CT.**

**Discussion: Yes      Vote: None      Abstained: 0      Opposed: 0**

**Mr. Murphy:** I have a question on the legal status of the transfers because I know the Baillie Company had legal issues and I am not sure exactly what was done. Is there need to have the town attorney comment on this to see where we are?

**Mr. Rafey:** I did have a meeting with the town attorney today and the Chairman was present at that meeting. He recommended that we could just transfer the permit from the Baillie Company to this new company with all the conditions of approval of the existing permit and all the legal issues will transfer with the permit.

**Mr. Murphy:** Wasn't there issues with the original where the Baillie Company had personal liability for lack of following through with the Cease and Desist? My understanding was that if the site was not done correctly the owners would be personally liable.

**Mr. Sacks:** We are accepting full responsibility.

**Mr. Murphy:** I understand the organization itself is but my understanding was the LLC was designed so the personal liability would not attach to the owners of the LLC. That to me is a significant issue. By definition there is no individual liability in an LLC.

**Mr. Rafey:** That is important and according to the town attorney Paul Jessell today he said the commission can make a decision today to transfer the permit with all the responsibility of the previous owner would be carried over to the new owner and that he would get something in writing.

**Mr. Murphy:** I can't see the town sacrificing that if it is currently available to us.

**Mr. Rafey:** You can table this until the next meeting.

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to table application #650 of Frost Bridge Association, LLC regarding 0 Frost Bridge Road, Watertown, CT.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

D. Application #651 of Frost Bridge Association, LLC for modification of the CCIWA Permit #566 for construction of an industrial building at 0 Frost Bridge Road.

If a public Hearing is not held then a decision is required by October 18, 2008.

**Mr. Lipinski:** Like we said this is a perfect place for our proposed building and parking. It's extremely close to route 8 so it has highway access. There's no burning, no chemicals, no stacks, and no hazardous wastes. So 95% of the waste that does leave will leave by rail. We also have proposed a trail as proposed in 2006. For storm water protection we are proposing a hyper dynamic separator. It will be in the same location as 2006.

**Mr. Polletta:** So you are bringing this material in with trucks? And what type of material?

**Mr. Lipinski:** Yes, bricks, wood, concrete, etc. This material will be used for fills. Everything will occur inside the building to prevent dust and material going into the watercourse.

**Mr. Undercuffler:** We can't do anything tonight anyways.

**Mr. Sacks:** How does tabling this application affect the September meeting of Planning and Zoning? My understanding is that they can not approve it without approval from here.

**Mr. Rafey:** The can still hold their public hearing but can not make a decision before this commission makes a decision. Hopefully by next month we have recommendation from the town attorney in writing.

**Motion was made by Mr. Polletta and seconded by Ms. Sturgis to schedule a special meeting at the chairman's discretion for application #650 and #651 of Frost Bridge Association, LLC.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**Motion was made by Mr. Polletta and seconded by Ms. Sturgis to table application #651 of Frost Bridge Association, LLC.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

E. Application #652 of Echo lake Brownfield, LLC for restoration of Echo Lake Landfill located on the north side of Echo Lake road in the IR-80 industrial zoning district.

If a public Hearing is not held then a decision is required by October 18, 2008.

**Ted Crawford, Malone and McBroom**

**Mr. Crawford:** It is located on the north side of Echo Lake Road just north of the waste recovery system. It's down by the Mattatuck State Forest to the north and to the west and several businesses and residences to the south. In the 70's this property was probably utilized as a dump facility. I can briefly show you on the map that the area indicated by the yellow line represents what the land fill should have been. The areas in brown represent the areas of concern. It eventually discharges in the Naugatuck River. This project is essentially for the clean up and remediation of the materials on site and the bringing in of material to create a padded area for future commercial use. After cleaning the material we will bring in roughly 200,000 yards of material. Part of the process will be construction of the wetland area on the left side and on each side. This was actually approved by this commission in 1995. In 2003 the project received approval from the army core of engineers for all the regulated activities. In 2008 our approvals collapsed and they are now waiting for approval from this commission. The final design of the site utilizes 3 to 1 slopes and several reverse benches as we go up for the DEP design manual. The permanent swales are also indicated by the brown area and that direct water run-off down into these wetland creation areas here.

**Mr. Undercuffler:** So why are you filling the wetlands?

**Mr. Crawford:** It's part of the remediation of the site and it matches the Army Core permit that was put together several years ago. The goal once again is to create a padded area for future use at some point. The site dives down into a watercourse and wetland. Hopefully by bridging that gap we have created an area that can be utilized for future use.

**Mr. Undercuffler:** Our job is to protect the wetlands and now you are asking us to fill in the wetlands.

**Mr. Crawford:** We are asking to allow us to fill in wetlands that we believe have been compromised, create wetlands that would be more functional, and clean up the site.

**Robert Rein, Pure Earth**

**Mr. Rein:** We are doing two areas of DEP. We are closing an existing landfill and are not going to remove all the material that was buried, all the C and D material because that would be practically impossible. We are going to re mediate the highly contaminated material like the tires and the metal and anything that could possibly lechate out into the ground area and wetland area. We are required to remediate the site in accordance with the Connecticut Remediation Standard Regulations. They have certain levels in which we have to meet.

**Mr. Undercuffler:** Is that a state or federal statute?

**Mr. Rein:** It's a state.

**Ms. Sturgis:** Do you own the land?

**Mr. Rein:** No.

**Ms. Sturgis:** So it's either leave it as it is, which is a mess, or fix it up.

**Mr. Rein:** Correct. The ultimate goal is to make this a usable piece of property.

**Mr. Genovese:** How much wetland are you creating?

**Mr. Crawford:** We are directly creating almost 11,000 Sq. Ft of wetlands while re-planting a lot of the exposed wetland area as well with the direction of the soil scientist.

**Mr. Rafey:** On this one I think we should hire someone to review the application and I was thinking maybe Fuss and O'Neil to do it. It's the same company we hired to review the Baillie Company. Do you have any problem with Fuss and O'Neil? We also have an intervener with this application.

**Judith Capasso Brideau, 0 Echo Lake Road, Watertown, CT**

**Ms. Brideau:** I'd like to know what benefit is this to the town of Watertown and to the ground water that is draining to the Naugatuck River. They have already cleared their land without an application being submitted to the Inland Wetlands. It's been pretty much clear cut already. In their paper work there are 2,000 yards of PCB but yet they are bringing in 212,000 cubic yards of previously contaminated soil form phoenix soil. So remediation seems small compared to the amount of soil that is being brought in. At 15 cubic yards per truckload that would be 14,133 truck loads of previously contaminated soil coming in. Why is it that they really want to clean up the property but will they dump massive amounts of previously contaminated soil? The issues we have already covered one being to hire a 3<sup>rd</sup> party environmental firm. We are very concerned about the Naugatuck State Forest. Also a lot of my property has been destroyed and a public hearing should be held as you already addressed. Thank you for your time.

**Mr. Undercuffler:** Can the applicant respond? Where is that soil coming from?

**Mr. Rein:** The soil that will be coming onto the site has to be approved by DEP and we collect samples from a certain amount of yards and it has to meet certain criteria from DEP.

**Mr. Polletta:** I think that is the reason we need a 3<sup>rd</sup> party review because we don't know much about this.

**Mr. Rafey:** This is a complex application and that's why we would hire an expert to review.

**Ms. Brideau:** I also had a concern about Echo Lake Road, LLC, Brownfield, and Pure Earth are basically the same people. I know they have someone to check it is done correctly but it should be done completely by an outside source.

**James Brideau, 0 Echo Lake Road**

**Mr. Brideau:** These plans are different from what we saw. They show all the work in only the area right here.

**Mr. Rafey:** I think you saw h plans for Phase I. This is Phase II that covers the entire property. You will get a copy of everything that we receive form the applicant. You can stop by the Planning and Zoning office to get a copy.

**Mr. Undercuffler:** Your property is that white triangle here. How many acres is that?

**Ms. Brideau:** It is 6/10ths of an acre.

**Ms. Sturgis:** There must be some risk to just leaving this place like this the way it is. We are talking about a piece of land that has some contamination.

**Mr. Rafey:** Whatever is there is there and that's why we need the 3<sup>rd</sup> party reviewer because we don't know what is there exactly.

**Motion was made by Mr. Polletta and seconded by Mr. DiBona to table ad hire a third party to review application #652 of echo lake Brownfield, LLC.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

**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.

**Motion was made by Mr. DiBona and seconded by Mr. Murphy to table Show Cause Hearing and discussion on a Notice of Violation issued to Echo Lake Brownfield, LLC Echo Lake Road, Watertown, CT.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

**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.**

**Motion was made by Mr. Genovese and seconded by Mr. Murphy to table Show Cause Hearing and discussion on a Notice of Violation issued to Dean Bergstrom and John Maxwell regarding property on Bidwell Hill Road, Watertown.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

**8.    New Business**

None

**9.    Communications and Bills**

**A.    The Habitat a newsletter of the Connecticut Association of conservation and Inland Wetlands Commissions, Inc. Spring 2008 Volume 20 Number 2.**

**B.    Town of Woodbury Notice concerning installation of a subsurface storm water drainage system within 500 feet from Watertown line.**

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to accept for filing items 9A and 9B.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

**MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION**

**10.   Reports from Officers and Committees**

**A.    Discussion on adopting the DEP New Model Regulations.**

**Motion was made by Mr. Polletta and seconded by Mr. Murphy to table and keep on the agenda item 10A.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

**11. Reports from Staff**

None

**12. Public Participation**

None

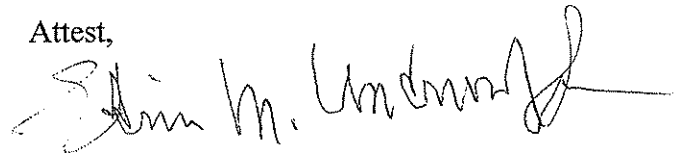
**13. Adjournment**

**Motion was made by Mr. Orsini and seconded Ms. Sturgis to adjourn the regular meeting at 9:25 PM.**

**Discussion: None    Vote: 7 in favor    Abstained: 0    Opposed: 0**

MOTION PASSED UNANIMOUSLY – NO FURTHER DISCUSSION

Attest,



Edwin Undercuffler, Chairman  
Conservation Commission  
Inland/Wetland Agency Chairman

---

Approved: Jennifer Guerrero, Minutes Secretary