

**BOARD OF EDUCATION AUDITORIUM, 129 CHURCH STREET
CONSERVATION COMMISSION 6:30 P.M.**

CALL TO ORDER:

By: Chairman Fisk

Time: 6:45 P.M.

Place: Board Of Education
Auditorium, 129 Church Street

ROLL CALL:

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS	Zachary Fisk (Chairman)	X	
	Michael Robinson (Vice Chairman)	X	
	David Rooks (Secretary)	X	
	James Carros		X
	David Scarritt		X
	Daniel Massaro, Jr.	X	
	Richard Ministro	X	
ALTERNATE MEMBERS	Logan Williams	X	
	James Ritchie	X	
STAFF	(Vacant), Environmental Engineer		
	Nancy Levesque, P.E., City Engineer	X	
	Andrew Armstrong, Assistant City Planner	X	

Chairman Fisk reminded the Commission the next Regular Meeting of the Inland Wetland Commission Monday, November 7, 2022.

PLEDGE OF ALLEGIANCE:

INTRODUCTIONS AND SEATING OF ALTERNATES:

Members and Staff were introduced. Chairman Fisk introduced new alternate Commissioner Williams and welcomed him to the committee. Chairman Fisk designated the regular commissioners and alternate commissioners in attendance as voting members this evening.

CONSERVATION COMMISSION:

1. Farmington River Watershed Association Presentation

Heather Geist from the Farmington River Watershed Association gave a presentation on the resources the organization offers that can help protect our water resources. She talked about the UCONN Salt Green Training program that is available and gave saltwatch.org as a reference for residents to participate in as well.

MOTION: Move to cancel the November 7, 2022 Conservation Commission meeting.

By: Robinson

Seconded: Ministro

For: Massaro, Rooks, Ritchie, Williams and Fisk

Against: None

Abstained: None

MOTION: Move to adjourn at 7:00 P.M.

By: Robinson

Seconded: Rooks

For: Massaro, Ministro, Ritchie, Williams and Fisk

Against: None

Abstained: None

ADJOURNMENT:

MOTION: Move to adjourn at 7:00 P.M.

By: Rooks
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

This meeting was taped.

Respectfully submitted,
Laura Leger

Zachary Fisk, Chairman
Inland Wetlands Commission

David Rooks, Secretary

**INLAND WETLANDS COMMISSION REGULAR MEETING
BOARD OF EDUCATION AUDITORIUM, 129 CHURCH STREET
CONSERVATION COMMISSION 7:00 P.M.**

CALL TO ORDER:

By: Chairman Fisk

Time: 7:00 P.M.

Place: Board of Education
Auditorium, 129 Church Street

ROLL CALL:

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS	Zachary Fisk (Chairman)	X	
	Michael Robinson (Vice Chairman)	X	
	David Rooks (Secretary)	X	
	James Carros		X
	David Scarritt		X
	Daniel Massaro, Jr.	X	
	Richard Ministro	X	
ALTERNATE MEMBERS			
	Logan Williams	X	
	James Ritchie	X	
STAFF	(Vacant), Environmental Engineer		
	Nancy Levesque, P.E., City Engineer	X	
	Andrew Armstrong, Assistant City Planner		X

Chairman Fisk reminded the Commission the next Regular Meeting of the Inland Wetland Commission Monday, November 7, 2022.

PLEDGE OF ALLEGIENCE:

INTRODUCTIONS AND SEATING OF ALTERNATES:

Members and Staff were introduced. Chairman Fisk introduced alternate Commissioner Williams and welcomed him to the committee. Chairman Fisk designated the regular commissioners and alternate commissioners in attendance as voting members this evening.

PUBLIC PARTICIPATION (NON-PENDING APPLICATIONS):

Tom Bentivengo, 5 Village Street, spoke about the Bristol Press article regarding Memorial Boulevard. He stated his frustration that the Redstone Hill application was never covered in any articles. He thanked the Commission for denying the application for Redstone Hill Road. He talked about his disappointment with the Zoning Commission regarding the application for Redstone Hill Road. He thanked the Inland Wetland Committee for their time.

ACCEPTANCE OF MINUTES:

1. IWWC Minutes – September 12, 2022

MOTION: Move to approve the regular minutes of the September 12, 2022, regular meeting, as amended.

By: Ministro

Seconded: Robinson

MOTION: Move to cancel the motion to approve the regular minutes of the September 12, 2022, regular meeting.

By: Ministro

Seconded: Robinson

For: Massaro, Rooks, Ritchie, Williams and Fisk.

Against: None.

Abstained: None.

Commissioner Robinson asked that the statement of designation of voting commissioners be changed. The full voting members were all present and the alternate commissioners did not vote at the September 12, 2022 meeting. Would like to have the statement amended in the minutes.

MOTION: Move to approve with corrections on the regular minutes of the September 12, 2022, regular meeting.

By: Ministro
For: Massaro, Rooks, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

PUBLIC HEARINGS:

2. Application 1992 – Wetlands application for an in-ground pool at 101 Cameron Drive; Assessor's Map 8, Lot 108; Nikki Ogonowski, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Application
- c. Plan (Electronic Copy Only)
- d. five Staff photographs, dated July 27, 2022
- e. four photographs, undated
- f. a map, Bristol Ct Sampling Locations & Areas with Calculated DCIA>11%

The applicant has not been heard from. A public hearing cannot be opened. At this point, per the City Engineer it has been several months and is recommending to deny without prejudice and to potentially waive fees when they do come back in.

MOTION: Move to deny without prejudice Application #1992.

By: Robinson
For: Massaro, Ritchie, Williams, Rooks and Fisk.
Against: None.
Abstained: None.
Motion Carries

Seconded: Ministro

The application is denied.

3. Application #1995 – Wetlands application for a new single-family home at 51 Kory Lane; Assessor Map 8, Lot 40-5; Morris Laviero, applicant.
4. Application #22-465F-285 – Floodplain application for a new single-family home at 51 Kory Lane; Assessor Map 8, Lot 40-5; Morris Laviero, applicant.

Chairman Fisk explained Application #1995 and Application #22-465F-285 would be heard concurrently, but voted on separately.

The Commission received the following items in their electronic packets:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Applications
- c. Plan (Electronic Copy Only)
- d. three photographs, undated
- e. National Flood Hazard Layer FIRMETTE map

Against: None.

Abstained: None.

The application is approved

5. Application #1996 – Wetlands application for the repair of stone retaining walls and replace with concrete wall at 505 Witches Rock Road; Assessor's Map 8, Lot 26A-3; Brian Andrews, applicant
6. Application #22-465F-286 – Floodplain application for the repair of stone retaining walls and replace with concrete wall at 505 Witches Rock Road; Assessor's Map 8, Lot 26A-3; Brian Andrews, applicant.

Chairman Fisk explained Applications #1996 and #22-465F-286 would be heard concurrently, but voted on separately.

The Commission received the following items in their electronic packets:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Applications
- c. Plan (Electronic Copy Only)
- d. Four photographs, undated

MOTION: Move to open the public hearing on Application #1996

By: Robinson

Seconded: Ministro

For: Massaro, Ritchie, Williams, Rooks and Fisk.

Against: None.

Abstained: None.

The public hearing was opened.

Brian Andrews spoke to review the plans in the application. Site visit was completed on Saturday, October 1, 2022. Minutes will be done on the site visit and submitted.

MOTION: To close the public hearing on Application # 1996

BY: Ministro

Seconded: Robinson

For: Massaro, Ritchie, Williams, Rooks and Fisk.

Against: None.

Abstained: None.

The hearing is closed.

No one else spoke in favor of the application.

No one else spoke against the application.

MOTION: Move to approve Application # Application 1996 – Wetlands application for the repair of stone retaining walls and replace with concrete wall at 505 Witches Rock Road; Assessor's Map 8, Lot 26A-3; Brian Andrews, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Rooks

Seconded: Robinson

For: Massaro, Ministro, Ritchie, Williams and Fisk.

Against: None.

Abstained: None.

The application is approved.

MOTION: Move to open the public hearing on Application #22-465F-286- Floodplain application for the repair of stone retaining walls and replace with concrete wall at 505 Witches Rock Road; Assessor's Map 8, Lot 26A-3; Brian Andrews, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Ministro

For: Massaro, Ritchie, Williams, Rooks and Fisk.

Against: None.

Abstained: None.

The public hearing was opened.

Brian Andrews spoke to review the plans for the application. Site visit was completed on Saturday, October 1, 2022.

MOTION: Move to close the public hearing on Application #22-465F-286- Floodplain application for the repair of stone retaining walls and replace with concrete wall at 505 Witches Rock Road; Assessor's Map 8, Lot 26A-3; Brian Andrews, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Ministro
For: Massaro, Ritchie, Williams, Rooks and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

The Public hearing is closed.

No one else spoke in favor of the application.

No one else spoke against the application.

MOTION: Move to approve Application 22-465F-286 – Floodplain application for the repair of stone retaining walls and replace with concrete wall at 505 Witches Rock Road; Assessor's Map 8, Lot 26A-3; Brian Andrews, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Rooks
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

The application is approved.

7. Application #1997 – Wetlands application for the repair of stone retaining walls and replace with concrete wall at 501 Witches Rock Road; Assessor's Map 8, Lot 26B-2; Roland Orahewsky, Living Trust, applicant.
8. Application #22-465F-287 – Floodplain application for the repair of stone replace walls and reinforce with concrete wall at 501 Witches Rock Road; Assessor's Map 8, Lot 26B-2; Roland Orahewsky, living Trust, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Applications
- c. Plan (Electronic Copy Only)

MOTION: Move to open a public hearing for Application #1997

By: Rooks
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

The public hearing was opened.

MOTION: To close the public hearing on Application # 1997

By: Ministro
For: Massaro, Ritchie, Williams, Rooks and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

The public hearing is closed.

No one else spoke in favor of the application.

No one else spoke against the application.

MOTION: Move to approve Application #1997 – Floodplain application for the repair of stone replace walls and reinforce with concrete wall at 501 Witches Rock Road; Assessor’s Map 8, Lot 26B-2; Roland Orahewsky, living Trust, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Rooks
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

The Application is approved.

MOTION: Move to open a public hearing on Application #22-465F-287

By: Rooks
For: Robinson, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Massaro

The public hearing was opened.

MOTION: To close the public hearing on Application #22-465F-287

By: Robinson
For: Ministro, Rooks, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Massaro

The public hearing is closed.
No one else spoke in favor of the application.
No one else spoke against the application.

MOTION: Move to approve Application #22-465F-287 – Floodplain application for the repair of stone replace walls and reinforce with concrete wall at 501 Witches Rock Road; Assessor’s Map 8, Lot 26B-2; Roland Orahewsky, living Trust, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Rooks
For: Robinson, Massaro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Ministro

The application is approved.

NEW APPLICATIONS:

1. Application 1999 - Wetlands application for a new single-family home at Lot 42-2A, Wolcott Road; Assessor’s Map 8, Lot 42-2A; AMCO Development, LLC, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Applications
- c. Plan (Electronic Copy Only)

MOTION: Move to receive Application #1999.

By: Robinson
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Rooks

The application is received.

Plan was reviewed. The lot is vacant and looking to build a single-family home. The home and septic to be staked out for the onsite inspection.

MOTION: Move to declare Application #1999 a significant activity and set a public hearing for the November 7, 2022 at 7:00 P.M. meeting and schedule an onsite inspection for October 22, 2022 at 8:00 a.m.

By: Fisk
For: Massaro, Ministro, Rooks, Ritchie and Williams.
Against: None.
Abstained: None.

Seconded: Robinson

The application was declared a significant activity.

MOTION: To move up item #12 and # 13 in the agenda

By: Fisk
For: Massaro, Ministro, Rooks, Ritchie and Williams.
Against: None.
Abstained: None.

Seconded: Robinson

12. Superior Electric – Status Update

The Commission received the following item in their electronic packets: an e-mail dated September 26, 2022, from Sarah Seekins, to Nancy Levesque, P.E., regarding Superior Electric - Response to Inland Wetlands Commission Comments, dated September 26, 2022, pdf. (1 attachments (8 MB); a letter dated September 26, 2022, from Sarah Seekins and Mac Bonner, to Zachary Fisk, Chairman and Nancy Levesque, City Engineer, regarding Superior Electric Wetland and Stream Restoration Project - Response to As Built Comments (two maps attached.)

The Commission received the following item in their electronic packets PREVIOUSLY (09-12-22 Meeting):

- a. Letter dated September 7, 2022, with an attached report dated June 2, 2022, from ERM, regarding Superior Electric Wetland and Stream Restoration Project, Compliance Groundwater Results Update, from Sarah Seekins, Partner in Charge and Joseph Robb, Hydrogeologist.

Sarah Seekins, Partner in Charge, 95 Glastonbury Boulevard, Glastonbury discussed the letter that was prepared in response to the Emmet area. A series of assessments were done in response to IWWC staff questions. Spoke to all questions that were submitted as concerns.

Mark Farber, 46 Emmet St. # 88, who is representing the condo complex spoke regarding the concerns the residents at the complex have and want to ensure that this continues to be checked until a resolution is made.

13. Glenwood Place Association – Storm water Runoff Letter

Chairman Fisk designated regular Commissioners Robinson, Massaro, Ministro, Rooks and Fisk to vote on the Glenwood Place Association- Storm water Runoff Letter. He also designated alternate Commissioners Ritchie and Williams to vote on the Glenwood Place Association-Storm water Runoff Letter

The Commission received the following items in their electronic packets:

- b. a letter dated September 7, 2022, from Joseph DiCosimo, Glenwood Place Association to Bristol Farms Associates, LLC
- c. letter dated July 11, 2022, regarding Field Evaluation -July 11, 2022/Recommendations
- d. eight photographs, undated

Brian Cunningham, 6 Waterbury Rd, Terryville, Today himself and the condo association spoke with the engineers and the property owner regarding the concerns of residents at the condos. Updates will continue to be emailed to the city engineers regarding the plan to correct the water/flooding issues affecting the condo due to the storm water runoff. Commissioner

Ministro asked to keep the commission up to date with the resolution. The commission wants to ensure that this gets resolved for the residents at the condo.

Staff-Approved Applications/Unpublished
Administrative Applications Approved

App.# Approved Administrative	Street No.	Address	Purpose of App.
102034	302	Sunnydale Avenue	Add to existing deck
102035	103	Artisan Street	Install fence
102036	42	Cedar Ridge Road	Install fence
102037	287	Birch Street	New shed
App.# Approved Administrative Floodplain	Street No.	Address	Purpose of App.
22-466F-288	103	Artisan Street	Install fence.

MOTION: Move to file report.

By: Robinson
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Rooks

The report is filed.

STAFF REPORTS:

1. IWEO Report – September 2022

The Commission received the following items in their electronic packets: the Inland Wetlands Enforcement Officers report dated August 29, 2022 (attached Special Inspections, report undated.)

MOTION Move to file the report from the Inland Wetlands Enforcement Officer.

By: Robinson
For: Massaro, Ministro, Richie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Rooks

The report is filed.

COMMUNICATIONS:

11. Cease & Correct Order – 109 Moody Street

The Commission received the following item in their electronic packets:

- a. Letter dated July 14, 2022, from the Zoning Enforcement Officer, Zachary Norton, regarding the Cease and Correct Enforcement Order, 109 Moody Street **PREVIOUSLY** (09-12-22 IW Meeting):

The Commission received the following items in their electronic packets **PREVIOUSLY** (08-01-22 IW Meeting):

- b. Letter dated July 6, 2022, from Zachary Norton, IWEO, regarding 109 Moody Street
- c. Three photographs, undated

Nancy Levesque, City Engineer stated that the owner had an engineer and has since let them go. He is currently looking for a new one. The city is in contact with the owner's niece. It is moving forward, although not as quickly as we would like, but they are working on it.

MOTION: Move to continue the report for Cease and Correct Order – 109 Moody Street to the November 7, 2022 at 7:00 P.M. meeting.

By: Robinson

Seconded: Ministro

For: Massaro, Ritchie, Williams Rooks and Fisk.
Against: None.
Abstained: None.

The Cease and Correct order is continued.

14. CACIWC 45th Annual Meeting & Environmental Conference

The Commission received the following item in their electronic packets: an e-mail from Nancy Levesque, P.E., regarding a seminar from the Connecticut Association of Conservation and Inland Wetlands Commissions, Inc., The CACIWC 2022 Conference will celebrate the 50th Anniversary of Connecticut's Inland Wetlands and Watercourses Act.

The conference is on October 29, 2022. Commissioner Robinson stated he will be attending. Other Commissioner asked if it was something that the city pays for or can it be reimbursed? Nancy Levesque will get back to them on how to get reimbursed.

15. Election of Officers

Commissioners asked to this item to be removed from the agenda as Election of Officers is typically in May.

Nancy Levesque stated that on September 27, 2022 the Inlands Wetland commission received a summons in regards to the Redstone Hill Application. They are appealing the decision. A Reminder that you cannot talk about this outside of Executive Session. A meeting with Committee, staff and Corp. Counsel will be held on one of the following dates: October 25, October 26 or November 1, 2022 at 6:30 P.M. Nancy Levesque will coordinate and let everyone know which date it will be.

ADJOURNMENT:

MOTION: Move to adjourn at 8:25 P.M.

By: Rooks
For: Massaro, Ministro, Ritchie, Williams and Fisk.
Against: None.
Abstained: None.

Seconded: Robinson

This meeting was taped.

Respectfully submitted,
Laura Leger

Zachary Fisk, Chairman
Inland Wetlands Commission

David Rooks, Secretary