

**BRISTOL INLAND WETLANDS COMMISSION
MINUTES
REGULAR MEETING OF MONDAY JUNE 5, 2023**

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	
	James Ritchie		X
	Daniel Massaro, Jr.	X	
	Richard Ministro	X	
ALTERNATE MEMBERS			
	Logan Williams		X
	Greg Klimek	X	
STAFF			
	Nancy Levesque, P.E., City Engineer	X	

Chairman Fisk reminded the Commission the next Regular Meeting of the Inland Wetland Commission is Monday, July 10, 2023.

PLEDGE OF ALLEGIANCE:**INTRODUCTIONS AND SEATING OF ALTERNATE COMMISSIONERS:**

Members and staff were introduced. Chairman Fisk designated the regular commissioners and alternate Commissioner Klimek in attendance as voting members this evening.

PUBLIC PARTICIPATION (NON-PENDING APPLICATIONS):

There was no public participation.

ACCEPTANCE OF MINUTES:

- May 1, 2023, Meeting Minutes

MOTION: Move to approve the minutes of the May 1, 2023, regular meeting, as amended.

By: Klimek

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro, Rooks, Klimek and Fisk.
Against: None.
Abstained: None.

NEW APPLICATIONS:

2. Application 2009 – Wetland’s boundary change application for the construction of a mixed-use development at the Northwest corner of Clark and Terryville Avenue; Assessor’s Map 66, Lot 271-1A; Aamir Mumtaz, applicant.
3. Application 2010 – Wetlands application for the construction of a mixed-use development at the Northwest corner of Clark and Terryville Avenue; Assessor’s Map 66, Lot 271-1A; Aamir Mumtaz, applicant.

Chairman Fisk explained that Applications #2009 and #2010 would be heard concurrently but voted on separately.

The Commission acknowledged receipt of the following items in their electronic packets:

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Applications
- c. Plan (Electronic Copy Only)
- d. Supporting Document Report, dated April 27, 2023, entitled Lot 271-1A, Clark Ave., Bristol, CT, from Robert Green Associates, LCC

Attorney James Ziogas, 104 Bellevue Ave., representing the applicant, explained there is a small pocket of wetlands on the site. The applicant is asking to have a boundary change and a permit in order to purchase and develop the lot. This will be a mixed development with retail/rental units. The area in question is at the back of the property near the railroad tracks.

MOTION: Move to receive Application #2009.

By: Klimek

Seconded: Carros

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.
Against: None.
Abstained: None.

The application is received.

MOTION: Move to declare Application #2009 a boundary change requiring a Public Hearing and an onsite inspection for June 27, 2023 at 6:00 p.m.

By: Robinson

Seconded: Klimek

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.
Against: None.
Abstained: None.

The application was declared a boundary change.

MOTION: Move to receive Application #2010.

By: Klimek

Seconded: Carros

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is received.

MOTION: Move to declare Application #2010 as not significant.

By: Robinson

Seconded: Ministro

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.

Against: None.

Abstained: None.

The application was declared not significant.

STAFF-APPROVED APPLICATIONS/PUBLISHED:

Administrative Applications Approved

App.# Approved Administrative	Street No.	Address	Purpose of App.
102058	65	Ashover Lane	Replacing existing shed.
102059	29	Blue Meadow Road	Expand and repair deck and front porch.
102060	1001	Matthews Street	Demolition and backfill of pool.
102061	90	Old Farm Road	New above ground pool.
102062	92	Ivy Drive	Existing porch conversion and new porch.

MOTION Move to file report.

By: Robinson

Seconded: Klimek

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

STAFF REPORTS:

1. IWWC Report – May 2023

The Commission received the following items in their electronic packets:

- a. Inlands Wetlands Enforcement Officer report dated May 31, 2023.

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

By: Ministro

Seconded: Robinson

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

OLD BUSINESS

Blossom Hill Estate Update-

The commission, at last month's meeting, requested an update regarding the Blossom Hill Estate for the June meeting.

Attorney Andre Dorval, 17 Riverside Ave, gave an update on Blossom Hill progress. All permits have been filed and are awaiting approval. The road construction should be starting within the next 30 days. Once the roadway is finished, the sale of the lots and construction/building permits will start to be submitted. He addressed the dry pond explaining that at the moment the pond is closed due to the site being unstable. As soon as the construction phase is started and the area is stabilized, the pond will be opened and become a dry pond.

Nancy Levesque, City Engineer, explained that right now it is closed to collect sediment, and once the area is stabilized, it will be opened and it will be monitored until it becomes a dry pond as designed.

COMMUNICATIONS:

5. Superior Electric

The Commission received the following items in their electronic packets:

- a. Electronic plans – Restoration Project Plans
- b. E-mail dated June 1, 2023, from Kevin Vanderveer to Nancy Levesque, P.E.

Sarah Seekins, Partner, ERM, 1200 17th Street, Denver, CO 80202, representing the applicant, reviewed each point on the restoration plan which was submitted. ERM will continue follow up with DEEP and Corp until the year 2030 and updates will be provided as needed. ERM is asking that their application be closed as complete based on the application that was filed and approved.

Commissioner Klimek asked the city engineer if she felt that everything was done properly. Nancy Levesque stated that the work was completed based on the applications filed which does include the continued follow up with DEEP and Army Corp of Engineers.

Mark Farber, 410 Emmett Street, read into record the concerns he still has. He stated he does not agree that the items have been addressed or resolved. He is asking the commission to keep the application open for multiple reasons and concerns that he and the condo association still have.

Sarah Seekins stated that they have done everything that was on the application and that any further comments or questions should be directed to CT State DEEP.

The commission spoke about understanding the resident's concerns, but also stated how stringent that DEEP and Corp regulations are and they have confidence in the ongoing follow up being done. They also thanked Mr. Farber for his concern, time and energy with this application.

Andy Adams, 410 Emmett Street, spoke regarding that he has lived there since 2008 and has never had any issues, but now he is no longer able to sit on his patio due to mosquitoes that were never an issue before. He also stated that he cannot sleep due to the noise from the number of frogs now in the area that were never there prior to the work done.

A short discussion was had with the commission, Mark Farber and Sara Seekins regarding the sheen on the water that Mr. Farber mentioned. There are photos from prior to the remediation showing this was present then as well as now and is felt to be organic in nature. The commission also felt that the frogs that were mentioned may be a sign that the eco system is recovering from the work that was done, which is a good thing.

MOTION: Move to close the application and any further discussion/updates to be listed as communications on future agendas.

By: Klimek

Seconded: Ministro

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is closed.

COMMUNICATIONS:

6. Floodplain application for the replacement of the Downs Street Bridge No. 04104 over the Pequabuck River; within City of Bristol Right-of-Way; Eversource Energy, applicant.
7. Wetlands application for the replacement of the Downs Street Bridge No. 04104 over the Pequabuck River; within City of Bristol Right-of-Way; Eversource Energy, applicant.

The Commission received the following items in their electronic packets:

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

Nancy Levesque, explained that the floodplain application and the wetlands application for the Downs Street Bridge are just communications, not applications. Eversource is doing a 12inch HDD installation underneath Riverside Ave, under the Pequabuck River in conjunction with the Down Street Bridge replacement. She explained that Eversource does not need permits due to PURA regulations. Work should begin in August 2023.

MOTION: To File Report

By: Robinson

Seconded: Ministro

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.
Against: None.
Abstained: None.

The report is filed.

ADJOURNMENT:

MOTION: Move to adjourn at 9:00 P.M.

By: Robinson

Seconded: Klimek

For: Klimek, Robinson, Carros, Massaro, Ministro, Rooks and Fisk.
Against: None.
Abstained: None.

This meeting was taped.

Zachary Fisk, Chairman
Inland Wetlands Commission

David Rooks, Secretary