

**BRISTOL INLAND WETLANDS AND WATERCOURSES AGENCY
MINUTES
REGULAR MEETING OF MONDAY JUNE 3, 2024**

By: Chairman Fisk

Time: 6:30 P.M.

Place: City Hall
Council Chambers
111 North Main St.
First Floor

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS	Zachary Fisk (Chairman)	X	
	Michael Robinson (Vice Chairman)	X	
	David Rooks (Secretary)	X	
	James Carros	X	
	Daniel Massaro, Jr.	X	
	James Ritchie	X	
	Faye Duquette	X	
ALTERNATE MEMBERS	Greg Klimek	X	
STAFF	Raymond Rogozinski, P.E., Director of Public Works	X	

Per the order of Chairman Fisk, the meeting was called to order at 6:30 P.M.

1. Pledge of Allegiance
2. Introductions and Seating of Alternate Commissioners
3. Public Participation (Non-Pending Applications)

None

4. Acceptance of Minutes

- a. May 2, 2024 – On-Site Meeting
- b. May 6, 2024 – Regular Meeting
- c. May 22, 2024 – Special Meeting
- d. May 22, 2024 – On-Site Meeting

MOTION: Move to approve the minutes of the May 2, 2024, On Site meeting, as amended.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

MOTION: Move to approve the minutes of the May 6, 2024, regular meeting, as amended.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

MOTION: Move to approve the minutes of the May 22, 2024 of the special meeting, as amended.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

MOTION: Move to approve the minutes of the May 22, 2024 on site meeting, as amended.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

MOTION: to move item 8 A, B and C up on the agenda

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

7. Old Business

- a. Application #2019 – Wetlands boundary change application for the restoration of the White Bridge Waterworks facility at Maltby Street; Assessor's Map 52 & 53, Lots 11, 15, 16B16A, 17, 145, 147, 149, 150 & 151; New Britain Water Department, Ramon Esponda, Deputy Director, applicant.
- b. Application #2020 – Wetlands application for the restoration of the White Bridge Waterworks facility at Maltby Street; Assessor's Map 52 & 53, Lots 11, 15, 16B16A, 17, 145, 147, 149, 150 & 151; New Britain Water Department, Ramon Esponda, Deputy Director, applicant.
- c. Application #23-458F-305 – Floodplain application for the restoration of the White Bridge Waterworks facility at Maltby Street; Assessor's Map 52 & 53, Lots 11, 15, 16B16A, 17, 145, 147, 149, 150 & 151; New Britain Water Department, Ramon Esponda, Deputy Director, applicant.

The Commission received the following items in their electronic packets (from the packing list) for Application #2019:

App. 2019

- a. Application
- b. Assessor's Map with Inland Wetlands Watercourse Layers
- c. Narrative (2 pages)
- d. May 1, 2024 Letter from Sebastian Amenta (4 pages).
- e. Review comments by Ray Rogozinski & Responses – April 22, 2024 & May 2, 2024 (5 pages).
- f. Letter from Carol Noble (8 pages)
- g. Link to 3rd Party Review Agreement (22 pages)
- h. Link to Response 1 Attachments (61 pages)
- i. Response 2 Attachment (2 pages)
- j. Link to Response 3 Attachment (9 pages)
- k. Response 4 Attachment (2 pages)
- l. Link to Response 5 Attachments (5 pages)
- m. Link to Response 9 Attachments (20 pages)
- n. Attachment 10 - CT DEEP Permit Need Determination (3 pages)
- o. Link to Attachment 11 – Detailed Groundwater and Stream Monitoring Plan (11 pages)
- p. Attachment 12 – Letter confirming hydrologic information for project site remains valid (2 pages)
- q. Attachment 13 – Proposed wetlands boundary line change map (2 pages)
- r. Attachment 14 – Resumes of Engineers and Soil Scientists (11 pages)
- s. Letter dated March 28, 2024, from Cameron Covill, North Central Conservation District, Inc., regarding Review of Wetlands Application, New Britain Water Department (3 Pgs.)

- t. Link to Hydrogeologic Study (3 pages)
- u. Link to Application #2019 Correspondence (38 pages)
- v. Summary of Updates Sheet (2 pages)
- w. Whitesbridge Wellsfields Overall Map (1 page)
- x. Letter from Graham Stevens dated February 21, 2024 (2 pages)
- y. Letter dated May 6, 2022, from ConnDEEP, regarding Natural Diversity Database (NDDDB) maps and files (2 pages).
- z. Verified Petition to Intervene Under CGS 22a-19, submitted by Rivers Alliance of Connecticut (8 pages)
- aa. Letter dated April 27, 2022, from CDM to the CT State Historic Preservation Office, regarding 106 Review, Replacement of White Bridge Waterworks Facilities Applicant: City of New Britain.
- bb. Photos Submitted by Daniel Sutula dated March 11, 2024 (1 page)
- cc. Attachments: Project Site Map; Additional Information; Project Drawings; Abutting Property Map and Property Owners Map; Site Survey: Wetland Replication Areas (26 pages).

The Commission received the following items in their electronic packets previously for Application #2019:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Application (Attachments 1 to 5: Project Site Map; Additional Information; Project Drawings; Abutting Property Map and Property Owners Map; Site Survey (Wetland Replication Areas.)
- c. Letter, dated March 27, 2024, from John Correia, Wildlife Field Scientist for DEEP, land trusts, non-profits, and universities
- d. Letter from Rivers Alliance of Connecticut, submitted by Alicia Charamut, Executive Director
- e. Verified Petition to Intervene Under CGS 22a-19, submitted by Rivers Alliance of Connecticut
- f. Soil Scientist Report, dated September 29, 2023 (Attachment 6)
- g. Stormwater Management Report dated December 18, 2023, regarding Supplemental Wetland Delineation Report 2023 (attached)
- h. maps and photographs), from C. Webb & Associates, LLC Environmental Consulting Services
- i. White Bridge Waterworks, Data Form Plot reports dated September 2022
- j. Wetland Survey Photos September 28, 2023, NBWC – Maltby Street – Mix Street Sewer Extension Project (attached Wetland Restoration & Mitigation Plan Sheets; Proposed NBWC – Bristol Facility Plantings Sheets; and City of Bristol GIS Wetland Boundary maps (Electronic Copy Only)
- k. Letter dated May 6, 2022, from ConnDEEP, regarding Natural Diversity Database (NDDDB) maps and files
- l. Form dated April 27, 2022, from ConnDECD, regarding White Bridge Waterworks Facilities
- m. Letter dated April 27, 2022, from CDM to the CT State Historic Preservation Office, regarding 106 Review, Replacement of White Bridge Waterworks Facilities Applicant: City of New Britain
- n. Form dated April 27, 2022, from ConnDECD, regarding White Bridge Waterworks Facilities (10 attached maps)
- o. Existing and Proposed Test Wells and Stream Gauges Overall Map, dated December 9, 2022
- p. Plan (Electronic Copy Only)
- q. Map entitled Whites Bridge Wellfields, NBWD, Bristol, CT, Existing and Proposed Test Wells and Stream Gauges, Overall Map
- r. CT DEEP Form, dated April 27, 2022, regarding White Bridge Waterworks Facilities
- s. Letter dated May 6, 2022, from ConnDEEP, regarding NDDDB Determination #202205409, Replace existing groundwater wells, Upper & Lower Wellfields, White Bridge Waterworks Facility, off Maltby St., Bristol
- t. Letter dated February 2, 2024, from Carol Noble, P.E., CFM, to Chairman Zachary Fisk, regarding Applications #2019, #2020 and #23-569F-305
- u. Letter dated February 5, 2023 (2024), from Alicia Charamut, Executive Director of River Alliance of CT, regarding Applications #2019, #2020 and #23-569F-305
- v. PowerPoint Presentation, entitled White Bridge Waterworks Facilities, Application #2019, #2020 and #23-458F-305, Inland Wetlands and Watercourses & conservation Commission Public Hearing, dated February 5, 2024

The Commission received the following items in their electronic packets (from the packing list) for Application #2020:

App. 2020

- a. Application (2 pages)
- b. Assessor's Maps with Inland Wetlands Watercourse Layers (4 pages)
- c. Narrative (7 pages)
- d. May 1, 2024 Letter from Sebastian Amenta (4 pages).
- e. Letter from Carol Noble (8 pages)
- f. Review comments by Ray Rogozinski & Responses – April 22, 2024 & May 2, 2024 (5 pages).
- g. Link to 3rd Party Review Agreement (22 pages)
- h. Link to Response 1 Attachments (61 pages)

- i. Response 2 Attachment (2 pages)
- j. Link to Response 3 Attachment (9 pages)
- k. Response 4 Attachment (2 pages)
- l. Link to Response 5 Attachments (5 pages)
- m. Link to Response 9 Attachments (20 pages)
- n. Attachment 10 - CT DEEP Permit Need Determination (3 pages)
- o. Link to Attachment 11 – Detailed Groundwater and Stream Monitoring Plan (11 pages)
- p. Attachment 12 – Letter confirming hydrologic information for project site remains valid (2 pages)
- q. Attachment 13 – Proposed wetlands boundary line change map (2 pages)
- r. Attachment 14 – Resumes of Engineers and Soil Scientists (11 pages)
- s. Letter dated March 28, 2024, from Cameron Covill, North Central Conservation District, Inc., regarding Review of Wetlands Application, New Britain Water Department (3 Pgs.)
- t. Link to Hydrogeologic Study (3 pages)
- u. Executive Summary (2 pages)
- v. Link to Application #2020 Correspondence (38 pages)
- w. Letter dated February 26, 2024 from Sebastian Amenta (1 page)
- x. Summary of Updates (1 page)
- y. Letter dated February 21, 2024 from Sebastian Amenta (2 pages)
- z. CT DEEP Letter dated May 6, 2022 (2 pages)
- aa. State of Connecticut Project Review Form (2 pages)
- bb. Letter from CDM Smith dated April 27, 2022 and attachments (15 pages)
- cc. CT DEEP Letter dated May 6, 2022 (3 pages)
- dd. Verified Petition to Intervene Under CGS 22a-19, submitted by Rivers Alliance of Connecticut (8 pages)
- ee. Link to State HPO Submission April 2022 (19 pages)
- ff. Photos Submitted by Daniel Sutula dated March 11, 2024 (1 page)
- gg. Attachments: Project Site Map; Additional Information; Project Drawings; Abutting Property Map and Property Owners Map; Site Survey: Wetland Replication Areas (26 pages).

The Commission received the following items in their electronic packets **previously** for **Application #2020**:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Application (attached narrative)
- c. Letter, dated March 27, 2024, from John Correia, Wildlife Field Scientist for DEEP, land trusts, non-profits, and universities
- d. Letter from Rivers Alliance of Connecticut, submitted by Alicia Charamut, Executive Director
- e. Verified Petition to Intervene Under CGS 22a-19, submitted by Rivers Alliance of Connecticut
- f. Inland Wetlands Staff comments, undated
- g. Application (Attachments 1 to 5: Project Site Map; Additional Information; Project Drawings; Abutting Property Map and Property Owners Map; Wetland Replication Areas;
- h. Soil Scientist Report, dated September 29, 2023 (Attachment 6)
- i. report dated December 18, 2023, regarding Wetland Delineation Report 2022 (attached maps and photographs), from C. Webb & Associates, LLC Environmental Consulting Services
- j. White Bridge Waterworks, Data Form Plot reports dated September 2022
- k. Wetland Survey Photos September 28, 2023, NBWC – Maltby Street – Mix Street Sewer Extension Project (Attached Wetland Restoration & Mitigation Plan Sheets, undated; Proposed NBWC – Bristol Facility Plantings Sheets, undated; and City of Bristol GIS Wetland Boundary maps, undated. (Electronic Copy Only)
- l. Stormwater Management Report
- m. Appendixes, Rainfall Data; Resources and Glossary (definitions)
- n. CDM Smith Geotechnical Laboratory Testing Summary Sheet, review date August 11, 2022
- o. Appendixes C to F
- p. Letter dated May 6, 2022, from ConnDEEP, regarding Natural Diversity Database (NDDDB) maps and files
- q. Form dated April 27, 2022, from ConnDECD, regarding White Bridge Waterworks Facilities
- r. Letter dated April 27, 2022, from CDM to the CT State Historic Preservation Office, regarding 106 Review, Replacement of White Bridge Waterworks Facilities Applicant: City of New Britain
- s. Form dated April 27, 2022, from ConnDECD, regarding White Bridge Waterworks Facilities (10 attached maps)
- t. Existing and Proposed Test Wells and Stream Gauges Overall Map, dated December 9, 2022
- u. Plan (Electronic Copy Only)
- v. Letter dated February 3, 2024, from John Correia to Chairman Zachary Fisk, regarding Apps. #2020 and #23-458F-305 (attachments)
- w. Map entitled Whites Bridge Wellfields, NBWD, Bristol, CT, Existing and Proposed Test Wells and Stream Gauges, Overall Map

- x. CT DEEP Form, dated April 27, 2022, regarding White Bridge Waterworks Facilities
- y. Letter dated May 6, 2022, from ConnDEEP, regarding NDDDB Determination #202205409, Replace existing groundwater wells, Upper & Lower Wellfields, White Bridge Waterworks Facility, off Maltby St., Bristol
- z. Letter dated February 2, 2024, from Carol Noble, P.E., CFM, to Chairman Zachary Fisk, regarding Application #2019, #2020 and #23-569F-305
- aa. Letter dated February 3, 2024, from John Correia to Chairman Zachary Fisk, regarding Apps. #2020 and #23-458F-305 (attachments)
- bb. Letter dated February 5, 2023 (2024), from Alicia Charamut, Executive Director of River Alliance of CT, regarding Applications #2019, #2020 and #23-569F-305
- cc. PowerPoint Presentation, entitled White Bridge Waterworks Facilities, Application #2019, #2020 and #23-458F-305, Inland Wetlands and Watercourses & conservation Commission Public Hearing, dated February 5, 2024

The Commission received the following items in their electronic packets (from the packing list) for Application #23-458F-305:

App. 23-458F-305

- a. Application (1 page)
- b. Revised Application (1 page)
- c. Application Page 2 (1 page)
- d. Narrative
- e. Pumping Station Data
- f. Assessor Maps (3 pages)
- g. Letter from Sebastian Amenta dated May 1, 2024 (4 pages)
- h. Letter from Carol Noble (8 pages)
- i. Review comments by Ray Rogozinski & Responses – April 22, 2024 & May 2, 2024 (5 pages).
- j. Link to 3rd Party Review Agreement (22 pages)
- k. Link to Response 1 Attachments (61 pages)
- l. Response 2 Attachment (2 pages)
- m. Link to Response 3 Attachment (9 pages)
- n. Response 4 Attachment (2 pages)
- o. Link to Response 5 Attachments (5 pages)
- p. Link to Response 9 Attachments (20 pages)
- q. Attachment 10 - CT DEEP Permit Need Determination (3 pages)
- r. Link to Attachment 11 – Detailed Groundwater and Stream Monitoring Plan (11 pages)
- s. Attachment 12 – Letter confirming hydrologic information for project site remains valid (2 pages)
- t. Attachment 13 – Proposed wetlands boundary line change map (2 pages)
- u. Attachment 14 – Resumes of Engineers and Soil Scientists (11 pages)
- v. Letter dated March 28, 2024, from Cameron Covill, North Central Conservation District, Inc., regarding Review of Wetlands Application, New Britain Water Department (3 Pgs.)
- w. Hydrogeologic Study December 2007 (3 pages)
- x. Link to Application #23-458F-305 (39 pages)
- y. Letter from Sebastian Amenta dated February 26, 2024 (1 page)
- z. Summary of Updates (1 page)
- aa. Update Letter from Sebastian Amenta dated February 21, 2024 (3 pages)
- bb. CT DEEP Letter dated May 6, 2022 (3 pages)
- cc. Verified Petition to Intervene Under CGS 22a-19, submitted by Rivers Alliance of Connecticut (8 pages)
- dd. Link to State HPO Submission April 2022 (19 pages)
- ee. Photos Submitted by Daniel Sutula dated March 11, 2024 (1 page)
- ff. Attachments: Project Site Map; Additional Information; Flood Map; Link to Floodway Areas, Project Drawings, Abutting Property Map and Property Owners Map; Site Survey: Wetland Replication Areas (38 pages).

The Commission received the following items in their electronic packets **previously** for Application #23-458F-305:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Application
- c. Project Site Map
- d. Additional Information Narrative
- e. Flood Map
- f. Floodway & Flood Encroachment Areas and Project Drawings
- g. Letter, dated March 27, 2024, from John Correia, Wildlife Field Scientist for DEEP, land trusts, non-profits, and universities

- h. Letter from Rivers Alliance of Connecticut, submitted by Alicia Charamut, Executive Director
- i. Verified Petition to Intervene Under CGS 22a-19, submitted by Rivers Alliance of Connecticut
- j. Stormwater Report
- k. Updated Cut Fill Calculations dated January 24, 2024
- l. Plan (Electronic Copy Only)
- m. Map entitled Whites Bridge Wellfields, NBWD, Bristol, CT, Existing and Proposed Test Wells and Stream Gauges, Overall Map
- n. CT DEEP Form, dated April 27, 2022, regarding White Bridge Waterworks Facilities
- o. Chart, entitled, Pumping Station Fill, Cut,
- p. Letter dated May 6, 2022, from ConnDEEP, regarding NDDDB Determination #202205409, Replace existing groundwater wells, Upper & Lower Wellfields, White Bridge Waterworks Facility, off Maltby St., Bristol
- q. Letter dated February 2, 2024, from Carol Noble, P.E., CFM, to Chairman Zachary Fisk, regarding Application #2019, #2020 and #23-569F-305
- r. Letter dated February 3, 2024, from John Correia to Chairman Zachary Fisk, regarding Apps. #2020 and #23-458F-305 (attachments)
- s. Letter dated February 5, 2023 (2024), from Alicia Charamut, Executive Director of River Alliance of CT, regarding Applications #2019, #2020 and # 23-458F-305
- t. PowerPoint Presentation, entitled White Bridge Waterworks Facilities, Application #2019, #2020 and #23-458F-305, Inland Wetlands and Watercourses & conservation Commission Public Hearing, dated February 5, 2024

MOTION: to accept the Draft Resolutions

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

Raymond Rogozinski P.E., Director of Public Works, read into the record the Draft Resolutions of Approval for applications 2019,2020 and 23-458F-305.

MOTION: Move to approve Application #2019 – Wetlands boundary change application for the restoration of the White Bridge Waterworks facility at Maltby Street; Assessor's Map 52 & 53, Lots 11, 15, 16B16A, 17, 145, 147, 149, 150 & 151; New Britain Water Department, Ramon Esponda, Deputy Director, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The Application #2019 is approved.

Attorney Olson, stated that after voting on each application individually, one vote can be made on all the interventions.

MOTION: Move to approve Application #2020 – Wetlands application for the restoration of the White Bridge Waterworks facility at Maltby Street; Assessor's Map 52 & 53, Lots 11, 15, 16B16A, 17, 145, 147, 149, 150 & 151; New Britain Water Department, Ramon Esponda, Deputy Director, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The Application #2020 is approved.

MOTION: Move to approve Application #23-458F-305 – Floodplain application for the restoration of the White Bridge Waterworks facility at Maltby Street; Assessor’s Map 52 & 53, Lots 11, 15, 16B16A, 17, 145, 147, 149, 150 & 151; New Britain Water Department, Ramon Esponda, Deputy Director, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is approved.

Motion: to approve the resolutions as presented.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is approved.

5. Public Hearings

- a. Application #2027 – Wetlands application for remediation of drainage swale and contaminants including excavation of channel and restoration of riprap along channel bed and banks at 300 Broad Street; Assessor’s Map 43, Lot 100; 300 Broad Street Property LLC, applicant.

The Commission received the following items in their electronic packets:

- a. Application
- b. Assessor’s Map with Inland Wetlands Watercourse Layers
- c. Aerial Map
- d. Location Map
- e. Statewide Inland Wetlands & Watercourses Activity Reporting Form
- f. Project Narrative dated April 25, 2024
- g. Site Mapping: Figure 1: Site Location Figure 2: Wetlands and Watercourses Figure 3: FEMA Floodplain
- h. Wetland Delineation Report dated April 25, 2024
- i. Site Photos dated April 9, 2024
- j. NDDB Final Determination dated April 25, 2024
- k. Project Site Plans dated April 4, 2024

MOTION: Move to open a public Hearing for #Application #2027

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The public hearing is open.

Emily Denyer, SLR International Corporation, reviewed the presentation of the remediation of the 300 Broad Street Property, LLC. The project is to remediate the drainage swell of the contaminated soil and dispose of it offsite. The channel will be restored with clean material and riprap around the banks with new vegetation to be planted.

Commissioner Robinson asked that during the walk of the drainage channel, there was the ability to have oils entering the channel from the building. Is this being addressed?

Emily Denver, SLR International Corporation, stated yes, they are going to dewatering the stilling pool area which is currently where there are surface discharges are collecting prior.

Jason Fernet, SLR International Corporation, stated that those oil releases were from the previous manufacturer and the site is now vacant. When it gets occupied in the future, it will be under the current regulations. The spills were not a purposeful discharge, and were filed with the DEEP. All the USP and AST have been removed from the facility that caused the releases. Any new business being developed will have to use best management practices.

Commissioner Rooks asked about if the brush near the railroad will be removed.

Jason Fernet, SLR International Corporation, stated that yes it will be removed. The brush was not there last year and looks like someone dumped it there.

Commissioner Klimek asked about in the parking area during the winter for oil run off to make sure nothing passes thru the catch basins.

Jason Fernet, SLR International Corporation, stated that this is normal operations and under the RSR of CT DEEP regulations are considered normal road runoff. It's a normal parking area. The site is still under development and not part of this project. The project will be done between July 1st and September 30th due to the requirements of the grant and the activities will be around two weeks.

Steve Donaghy, 94 Frederick Street, asked if there were any studies of any storm drains from the storm drains in the parking lot that go into the same area. Why is there not a retention pond to retain any of the water from the parking lot and roof. Unless it's been checked to see what pipes are tied to the inside of the building and where they drain.

Commissioner Fisk mentioned that this project is just to clean up existing conditions.

Jason Fernet, SLR International Corporation, this is a cleanup from previous spills during manufacturing operations. There are utilities maps for the site and predominately the catch basins and some roof, but not any evidence of anything being pumped to that drainage other than the tunnel dewatering area. All those sources of oils have been removed. This has all been documented and currently on file with CT DEEP.

Raymond Rogozinski, P.E., Director of Public Works, asked if the documents on file with CT DEEP that show the contaminant was removed, if approved, can these be provided as a condition to make available to the city.

Jason Fernet, SLR International Corporation answered, yes, they are already available to the public.

Steve Donaghy, 94 Frederick Street, stated he feels that they should not be able to have any type of business in there that would have contaminants that could flow directly into the river in a flooding situation.

Commissioner Fisk stated that the scope of this application is the remediation of the current conditions.

Steve Donaghy, 94 Frederick Street, stated he is aware of that, but once this is done, seems like a cheap fix and its not going to change what is in the building and later on down the road it will be doing the same thing. A direct runoff to the rivers and streams is not the way to go.

MOTION: to close the public hearing

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The public Hearing is closed.

MOTION: Move to approve Application #2027 – Wetlands application for remediation of drainage swale and contaminants including excavation of channel and restoration of riprap along channel bed and banks at 300 Broad Street; Assessor's Map 43, Lot 100; 300 Broad Street Property LLC, applicant, in accordance with the plot plan and information submitted with standard stipulations and approval of providing the City the CT DEEP file documentation indicating what was removed.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The Application #2027 is approved.

- b. Application #2029 – Wetlands application for the replacement of the Divinity Street culvert over an unnamed Brook within Divinity Street Right-of-Way within an existing easement and City of Bristol Right-of-Way; City of Bristol, Department of Public Works, applicant.
- a. Application
- b. Assessor's Map with Inland Wetlands Watercourse Layers
- c. Aerial Map
- d. Location Map
- e. Divinity Street Culvert Replacement report dated March 2024
- f. Narrative dated April 2024: Additional Information For: City of Bristol Conservation Commission Inland Wetlands Agency
- g. Wetlands Delineation and Description Report dated August 2, 2022
- h. Wetland Function-Value Evaluation Form dated July 21, 2022
- i. Dominant Wetland Vegetation Inventory dated July 19, 2022
- j. Hydrology And Hydraulics Analysis Report dated March 2024
- k. Link to Hydrology & Hydraulics Analysis Report, March 2024 Report
- l. Divinity Street Permit Plans dated
- m. Permit Plans
- n. US Army Corps of Engineers (USACE) Application for Dept. of the Army Permit, dated March 8, 2024
- o. Pages from LWRD License Application Transmittal Form
- p. Plan Set Optimized

Jodi Constant, WSP USA, explained that the project is replacing the Divinity Street culvert. This will be completely removed and replaced with a precast box with 18" of streambed material infilled through the full length. This project will impact 700 square feet of the watercourse permanently and 420 square feet of the wetlands temporarily. A metal bridge rail will be placed for a safety feature along the top of the culvert.

The commission asked about the depth of the stream and where is the metal railing going to be placed.

Jodi Constant, WSP USA, stated that the depth of the stream will not change much at all and that the metal rail will be 42 inches on top of the drivable bridge area.

Steve Donaghy, 94 Frederick Street, stated his concerns regarding the flood and the impacts of the flooding. This should be part of the Flood and Erosion Committee and should also be part of the Wetlands committee. Bristol has to help way more with the flooding issues in the city.

Raymond Rogozinski, P.E., Director of Public Works, stated that the inland/wetlands commission does look at flooding and grading. There is a matter of conveyance of getting water from one side to the others. The culvert stops the road from flooding and there is no storage for this brook.

Jodi Constant, WSP USA, stated that Divinity Street is the low point and the water does find a way back to the stream and the rail will help the water go where it is supposed to go rather than outside the limits causing flooding. There will be no negative effect. There will be a safety rail that goes on top of the wall and is pedestrian resistant.

MOTION: Move to close the public hearing for Application #2029.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The public hearing is closed.

MOTION: Move to approve Application #2029 – Wetlands application for the replacement of the Divinity Street culvert over an unnamed Brook within Divinity Street Right-of-Way within an existing easement and City of Bristol Right-of-Way; City of Bristol, Department of Public Works, applicant, in accordance with the plot plan and information submitted with standard stipulations and that the Army Corp of Engineers permit and conditions become part of this application, if approved by the Army Corp. that a post evasive species report be provided to the commission at the conclusion of the project and that bypass pumping in lieu of pumping be allowed during construction.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is approved.

6. Pending Applications

- a. Application #2025 – Wetlands application as part of a cease and correct order to level ground and slope away from home, clean brush, and new landscaping or fence at 465 Emmett Street; Assessor's Map 3, Lot 9-1; Peter Plewa, applicant.

- a. Application
- b. Assessor's Map with Inland Wetlands Watercourse Layers
- c. Aerial Map
- d. Location Map

MOTION: Move to open a public hearing for application #2025.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The public hearing is open.

Peter Plewa, 465 Emmett St, stated he was just doing yard work to make his property safe and clean. He wants to plant privacy trees along the edge of the property. He cleaned out all the trash that was in there. He is asking what he needs to do to finish up the work and what can he replant. He restated that he did not touch the wetlands or remove or add anything.

Raymond Rogozinski, P.E., Director of Public Works, explained that the area that has been disturbed is the 10 -foot conservation land on the property.

Chairman Fisk stated that there needs to have a licensed professional go to the property so that the property lines can be well established and the conservation easement is restored. The siltation fence is also not installed correctly.

Peter Plewa, 465 Emmett Street, stated that he does have pictures that show before and after when he first received the cease and correct which shows everything there is still growing and no sediment that is moving anywhere. There is nothing being disturbed and everything is growing. He is asking if the commission where they want him to plant the shrubs.

Raymond Rogozinski, P.E., Director of Public Works stated that Public Works can have the city surveyor go out and stake the property lines and the limits of the conservation easement.

The commission had a discussion regarding the disturbed area and discussed that an engineer and a certified soil scientist needs to evaluate the property and see what needs to be done to restore the land correctly. They stated that this was also part of the Superior Electric issue that has had a lot of work already done and is now disturbed.

Raymond Rogozinski, P.E., Director of Public Works, stated it is not just the city property is it also the 10 feet onto your in accordance with the original approval that is a conservation easement meaning it had to stay in its current state. It's not just the encroachment onto city property its also 10 feet onto yours.

Commissioner Robinson stated that the commission needs to take into consideration that over the last few years that EMR went through the whole area and did a lot of work. The conservation was part of that.

Chairman Fisk stated that the grading needs to be restored to what it should have been with an engineer and then a soil scientist to restore the area.

Peter Plewa, 465 Emmett Street, stated that the reason he did all this himself, as a new homeowner he could not afford to pay someone to do it and now he is dealing with this and cannot afford this as he is losing time and money just trying to make his property look nice. He asked what is he allowed to do right now on his property.

Raymond Rogozinski, P.E., Director of Public Works, explained that what you are allowed to do without a permit is delineated in the regulations as permitted uses.

Peter Plewa, 465 Emmet St, is asking if he can do work on his land and what is he allowed to do.

Raymond Rogozinski, P.E., Director of Public Works, stated that he can have the inland/wetland officer come out to meet him, but the focus of the cease and assist is the work performed of a portion on city property and a portion of the conservation easement along the river and city property and how to restore that to its natural state is the focus of this meeting.

Peter Plewa, 465 Emmett St, asked whose responsibility is it to clean and take maintain that part of the property. Do I have to ask permission to clean out dangerous stuff and clean up?

Raymond Rogozinski, P.E., Director of Public Works stated that it is the property owner's responsibility in accordance of the previous approval of the wetland commission to keep it as its natural state. He stated that if he called us, we would have sent out the wetlands enforcement officer to meet with you and provided direction.

Chairman Fisk stated that there is nothing new to act on as this commission and that if the owner has anything new, he can call and discuss with Public Works.

MOTION: Move to deny Application #2025 – Wetlands application as part of a cease and correct order to level ground and slope away from home, clean brush, and new landscaping or fence at 465 Emmett Street; Assessor's Map 3, Lot 9-1; Peter Plewa, applicant, in accordance with the plot plan and information submitted with standard stipulations. Property owner to submit a plan of correction from a professional engineer and certified soil scientist to review and restore the conservation and city property to its natural state.

By: Rooks

Seconded: Robinson

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is denied.

8. New Applications

- a. Application #2031– Wetlands application for replacement of Divinity Street Culvert over Unnamed Brook within City of Bristol right-of-Way; City of Bristol, Department of Public Works, applicant.

- a. Application
- b. Assessor's Map with Inland Wetlands Watercourse Layers
- c. Aerial Map
- d. Location Map

Raymond Rogozinski, P.E., Director of Public Works, asked for a motion to delete the item from the agenda as a duplicate of application # 2029. This is an agenda error

MOTION: Move to remove Application #2031 as a duplicate of application # 2029.

By: NAME

Seconded: NAME.

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application is removed.

- b. Application #2032 - Wetlands application for the reconstruction of Minor Street including drainage at the intersection of Minor Street and Hill Street extending approximately 475 feet west and within City of Bristol Right-of-Way; City of Bristol, Department of Public Works, applicant.

- a. Application
- b. Assessor's Map with Inland Wetlands Watercourse Layers
- c. Aerial Map
- d. Location Map

MOTION: to receive application # 2032

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application received.

MOTION: Move to declare Application #2032 a significant activity and set a public hearing for the July 1, 2024 meeting and schedule an onsite inspection for June 26, 2024 at 5:30 p.m.

By: Robinson

Seconded: Rooks

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The application was declared a significant activity.

9. New Business

Chairman Fisk read into record a letter he wrote regarding the flooding in Bristol and the concerns the residents that the commission heard at the last few meetings. He is asking for the commission to approve sending it the Flood and Erosion Board.

Raymond Rogozinski, P.E., Director of Public Works, stated that the need to communicate to residents, in particular, the residents on Collins Road. Those yards are in a floodplain. He welcomes the opportunity to speak with residents. He explained the mapping done by FEMA, and briefly about flood insurance and how it relates. This is the first time FEMA is looking to modify the floodplains and include a hydrology component and should be in place next year. He discussed the cost benefit ratio for flooding and how they apply to grants. We would use this resiliency grant as a way to educate residents. The flood and erosion board does meet on a yearly basis. The city is moving forward with a resiliency grant and this is an opportunity to address some of the concerns in a proactive way.

Commissioner Robinson want to recommend the letter be forwarded to the flood and erosion committee as it was very clear that the residents have concerns and let them be heard.

Steve Donaghy, 94 Frederick Street, stated that he feels like is the resiliency grant could help the property owners. He went on to state its not just this commission, he feels that its every commission. There is nowhere for the water to go and nothing helps with the flooding. Area's flood multiple times a year and all the commissions need to work on this.

Raymond Rogozinski, P.E., Director of Public works, reported that Nancy Levesque has left the city and until an assistant city engineer, he will be filling in and is committed to attending the wetland meetings, and site walks when available.

MOTION: to forward the letter to the Flood and Erosion Board to open up communications between the flood and erosion board and the residents.

By: Robinson Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

10. Staff-Approved Applications/Published

a.

App.# Approved Administrative	Street No.	Address	Purpose of App.
102114	42	Marlene Street	Fence
102115	156	Beths Avenue	Above ground pool
102116	393	Jerome Avenue	Deck
102118	31	Buckley Avenue	Above ground pool
102119	159	Redstone Hill	Replace fence
102121	352	Shrub Road	New addition
Administrative Floodplain Applications			
24-458F-309	393	Jerome Avenue	Install sono tube footings for deck

MOTION Move to file the report.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

11. Staff Reports

a. IWWC Report – May 2024

The Commission received the following items in their electronic packets:

aa. Inland Wetlands Enforcement Officers report dated May 28, 2024 (5 pages)

MOTION Move to file the report.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

12. Communications

a. DEEP Permit

The Commission received the following items in their electronic packets:

- a. Letter dated May 21, 2024, from ConnDEEP to Stahl Holdings, LLC (attached photo)

MOTION Move to file the report.

By: Robinson

Seconded: Carros

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

13. Appointments & Reappointments

a. City Council Letters – May 15, 2024

The Commission received the following items in their electronic packets:

- a. Letter dated May 15, 2024, from Town and City Clerk, regarding the reappointment of Greg Klimek as an alternate Commissioner.
- b. Letter dated May 15, 2024, from Town and City Clerk, regarding the reappointment of Daniel Massaro, Jr., as a regular Commissioner.
- c. Letter dated May 15, 2024, from Town and City Clerk, regarding the reappointment of James Carros, as a regular Commissioner.

MOTION Move to file the report.

By: Robinson

Seconded: Ritchie

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

14. Adjournment

MOTION: Move to adjourn at 9:07 P.M.

By: Robinson

Seconded: Ritchie

For: Duquette, Ritchie, Robinson, Carros, Massaro, Rooks and Fisk.

Against: None.

Abstained: None.

This meeting was taped.

Zachary Fisk, Chairman
Inland Wetlands Commission

David Rooks, Secretary