

**TOWN OF BARKHAMSTED - INLAND WETLANDS COMMISSION  
SPECIAL MEETING – MINUTES  
TUESDAY, NOVEMBER 15, 2012 – 7:00PM  
BARKHAMSTED TOWN HALL**

**APPROVED:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

- PRESENT:** Vice-Chairman Christopher Tooker, Jesse Edmands, Linda Ganem, Martha Sullivan; Alternate Christopher Labbe; Interim Wetlands Enforcement Officer Debra Brydon; Recording Secretary Stacey Sefcik.
- ABSENT:** Chairman John Greaser, Michael Ream, Gary Reynolds.

In the absence of Chairman John Greaser, Vice-Chairman Christopher Tooker called the meeting to order at 7:00PM. All regular members present were seated for the meeting. Alternate Christopher Labbe was seated for John Greaser. The entire proceedings were recorded digitally and are available at the Town Hall.

**1. NEW APPLICATIONS:**

No business was discussed.

**2. PUBLIC HEARINGS:**

No business was discussed.

**3. PENDING APPLICATIONS:**

**A. Janet E. Fredsall, applicant/owner, 23 Dillon Beach Road – After-the-Fact application for new well and septic repair.**

Ms. Brydon informed the Commission that the area where the septic work had been completed without a permit had been stabilized satisfactorily. She said that she had visited the site several times over the past month and that grass had been planted and was starting to grow. Ms. Brydon said that the well work had not been started; as soon as the contractor realized an inland wetlands permit had not been obtained, he ceased all work and has been compliant. The Commission then reviewed the maps and plans prepared by the applicant’s surveyor, Bob Green.

**MOTION** Ms. Sullivan, second Mr. Edmands, to approve the application in the matter of **Janet E. Fredsall, applicant/owner, 23 Dillon Beach Road – After-the-Fact application for new well and septic repair**; unanimously approved.

**B. Estate of Marjorie Hart, applicant/owner, 58 Boettner Road - Application for 2-Lot Resubdivision.**

Ms. Brydon explained to the Commission that while they had issued a favorable report for this matter at the October meeting, the applicant had since withdrawn their resubdivision application from the Planning and Zoning Commission.

**4. SHOW CAUSE HEARING – CEASE AND DESIST:**

**A. Robert Larose, 65 Gavitt Road – Show Cause, Cease and Desist.**

Ms. Brydon informed the Commission that, despite Mr. Larose’s statement at the October meeting that he was amenable to having Commissioners visit his property, it now appeared he was not. She explained that Mr. Greaser had attempted to contact Mr. Larose three times to schedule a site visit, and Mr. Larose did not return any of those calls. Ms. Brydon explained that she had visited the site with Rick Novak, the Highway Supervisor in order to view the road and investigate Mr. Larose’s allegations that drainage from the Town portion of the road was causing the siltation of his pond. She said that they had also researched to determine how long a portion of Case Road was owned by the Town. She stated that while the Town appeared to be responsible for 0.6 miles of Case Road, which meant that a portion was on Mr. Larose’s property,

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a right-of-way had never been filed in the Town Clerk's office. Ms. Brydon explained that the Town had previously put down rocks and done other work to properly address drainage on Case Road, and she felt that the issues with Mr. Larose's pond were not caused by road drainage. She noted that she and Mr. Novak had visited the site on a rainy day and the water in the pond was clear. Ms. Brydon stated that she believed that heavy rains stirred up siltation from the bottom of the pond, which was the cause for its muddy appearance. Mr. Labbe and Ms. Ganem both stated that they had viewed the site from the road. Ms. Ganem stated she had noted some rivulets on the hill by the pond. Ms. Brydon explained to the Commission that Mr. Larose had concrete trucks onsite and they had gotten stuck in the mud. She reminded the Commission that Mr. Larose had also done work putting up a fence in the general area of the pond.

After a brief discussion, the Commission agreed to have Ms. Brydon file the Cease and Desist Order against Mr. Larose on the Town's land records. If work continued on the property without a permit, then the Commission would discuss the possibility of further enforcement action, including legal remedies.

**5. INLAND WETLANDS ENFORCEMENT OFFICER'S REPORT.**

Ms. Brydon briefly reviewed her enforcement activities over the previous month. She said that the Town was planning bridge repair work in three locations, and the application would likely be coming before the Commission within the next few months.

**6. APPROVAL OF MINUTES:**

**A. October 2, 2012 regular meeting.**

**MOTION** Ms. Ganem, second Mr. Labbe, to approve the minutes of the October 2, 2012 regular meeting with the notation added in item 1B that a wetlands report was ultimately not sent to the Planning and Zoning Commission as the applicant had withdrawn their application; unanimously approved.

**7. CORRESPONDENCE:**

The Commission reviewed the Fall 2012 edition of *The Habitat*, the September/October 2012 edition of *Connecticut Wildlife*, and the Fall 2012 edition of the Farmington River Watershed Association Newsletter.

**8. ANY OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION:**

No business was discussed.

**MOTION** Ms. Sullivan, second Mr. Edmands, to adjourn the meeting at 7:45PM; unanimously approved.

**Respectfully submitted,**

**Stacey M. Sefcik  
Recording Secretary**