

**TOWN OF BARKHAMSTED
INLAND WETLANDS COMMISSION
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING – MINUTES
TUESDAY, MARCH 1, 2011 AT 7PM
BARKHAMSTED TOWN HALL**

APPROVED: _____

DATE: April 5, 2011

PRESENT: Chairman John Greaser, Jesse Edmands, Linda Ganem, Michael Ream, Christopher Tooker; Land Use Administrative Assistant Deb Brydon, CZET; Recording Secretary Stacey Sefcik.

ABSENT: Gary Reynolds, Martha Sullivan, Caprice Shaw; Alternate Christopher Labbe; Inland Wetlands Enforcement Officer Rista Malanca.

Chairman John Greaser called the meeting to order at 7:05PM. All regular members present were seated for the meeting. The entire proceedings were recorded digitally and are available at the Town Hall.

1. NEW APPLICATIONS:

A. Metropolitan District Commission (MDC), applicant/owner, 39 Beach Rock Road. Application to restore granite masonry and repair concrete surfaces at Saville Dam and Bills Brook.

Chris Leveque from the MDC addressed the Commission. He explained that the masonry in these locations had been done in 1956 and was now falling apart. He said that the masonry on the culverts and headwalls all the way to the fountain would be fully repaired, as would the lower gatehouse. Mr. Leveque explained that some clearing would occur in order to allow for access and that this would also improve sightlines on the road adjacent.

Ms. Ganem asked whether any chemicals would be used in this process, and Mr. Leveque replied negatively, explaining that old mortar would be sanded down and removed from the site. Mr. Greaser asked about fueling on site, and Mr. Leveque explained that the MDC would select a staging area away from the water, most likely by the East Parking Lot. Mr. Edmands asked how long the project would take, and Mr. Leveque stated that it would be approximately 2 months. Mr. Tooker asked whether the work was contracted out or was to be performed by MDC staff; Mr. Leveque stated that it had been contracted and would be very similar to work that had been done onsite and approved by the Commission a few years previous.

Ms. Brydon stated that the Inland Wetlands Enforcement Officer, Rista Malanca, had recommended that the Commission revise the permit issued on July 7, 2009 to include the currently proposed work. Ms. Brydon stated that the work now proposed was very similar to that approved by the Commission in July 2009. She stated that Ms. Malanca said that the sedimentation and erosion control plans were clearly documented on the plans and went well above and beyond the Commission's usual guidelines.

Ms. Ganem suggested that the Commission include a condition that the Inland Wetland Enforcement Officer be notified once the MDC selected a refueling area. Mr. Greaser agreed and stated that the revised permit should also reference the Commission's standard conditions. Mr. Leveque noted that a full-time inspector would also be present on the site to ensure the work was performed properly.

B. Metropolitan District Commission (MDC), applicant/owner, 39 Beach Rock Road. Application to install security fence along Route 219, extending from Reservoir Road to Lake McDonough.

Chris Leveque of the MDC also addressed the Commission regarding this application. He explained that there was green temporary fence currently installed; however, this had been damaged over the winter. He explained that the MDC proposed installing a 6-foot ornamental gate with posts constructed every 8 feet, as well as a 4-foot pedestrian gate. Mr. Leveque stated that the fence would run along Route 219 past the patrol building to the tree line. Mr. Edmands asked whether any machinery would be used, and Mr. Leveque stated only a bobcat with an auger would be needed. Ms. Brydon explained that Ms. Malanca felt that an upland review would be acceptable for this application as there would be no wetlands disturbance. Ms. Ganem asked when the work would be done, and Mr. Leveque stated that it would probably be done at the beginning of the summer.

2. **PUBLIC HEARINGS CONTINUED:**

- A. **Andrew W. Mason, Associates, Inc. Applicant/Owner, Lot 6-4 Kelsey Court, 2-Lot Resubdivision.** Bob Green of Robert Green Associates addressed the Commission on behalf of the applicant. Mr. Green briefly reviewed comments made by the Town's engineering and planning consultants, explaining that the application had since been downgraded to a 2-Lot resubdivision. He explained that the Town Planner, Martin Connor, had recommended a conservation easement within lot 6 and that the applicant had agreed to this. Mr. Green stated that the applicant had no objection to the majority of the comments made by the Town Engineer with the exception of the number of water bars to be used on one of the driveways and how long they should remain in place; Mr. Green stated that he felt that they should remain in place until the driveway settled after compaction. He explained that a box culvert with a removable top had been recommended by the Town's engineer, and that the applicant had requested sizing information from a vendor; however, it had just been received and the plans had not yet been updated to include this.

Ms. Brydon explained that the Town's engineering consultant had contacted Rista Malanca and had suggested requesting 1 more 30-day extension in order to allow time to have all maps and plans fully updated with the conservation easement and box culverts. The Commission, Mr. Green, and the applicant discussed the reason for the additional extension; ultimately, the applicant granted the Commission a 35-day extension to the April 5, 2011 regular meeting.

The Commission agreed to continue the matter of **Andrew W. Mason, Associates, Inc. Applicant/Owner, Lot 6-4 Kelsey Court, 2-Lot Resubdivision** to the April 5, 2011 regular meeting.

3. **PENDING APPLICATIONS:**

- A. **Andrew W. Mason, Associates, Inc. Applicant/Owner, Lot 6-4 Kelsey Court, 3-Lot Resubdivision.** This matter was continued to the April 5, 2011 regular meeting.
- B. **Metropolitan District Commission (MDC), applicant/owner, 39 Beach Rock Road. Application to restore granite masonry and repair concrete surfaces at Saville Dam and Bills Brook.**

MOTION Mr. Edmands, second Mr. Ream, to revise the permit issued to the Metropolitan District Commission on July 7, 2009 to extend the granite masonry and concrete surface repairs to include the well and gatehouse and to extend the clearing to the island in the middle of Routes 219 and 318 per all plans and oral testimony submitted during that application and new plans dated February 17, 2011 with all of the Town of Barkhamsted Inland Wetlands Commission's standard conditions and with the condition that the Inland Wetlands Enforcement Officer must be notified of the proposed location of the refueling and staging area prior to the commencement of work; unanimously approved.

- C. **Metropolitan District Commission (MDC), applicant/owner, 39 Beach Rock Road. Application to install security fence along Route 219, extending from Reservoir Road to Lake McDonough.**

MOTION Mr. Tooker, second Mr. Edmands, to refer the matter of **Metropolitan District Commission (MDC), applicant/owner, 39 Beach Rock Road. Application to install security fence along Route 219, extending from Reservoir Road to Lake McDonough** to the Inland Wetlands Enforcement Officer for an agent determination; unanimously approved.

4. **DISCUSS PROPOSED REGULATION CHANGES REGARDING PUBLIC ACT 10-85, "NOTICING."**

The Commission briefly reviewed the memo from Rista Malanca dated February 18, 2011, regarding proposed changes to the Inland Wetlands Regulations in accordance with Public Act 10-85.

MOTION Ms. Ganem, second Mr. Tooker, to schedule a public hearing on the adoption of proposed Inland Wetlands Regulations changes as per PA 10-85 for the May 3, 2011 regular meeting; unanimously approved.

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5. INLAND WETLANDS ENFORCEMENT OFFICER'S REPORT:

Ms. Brydon updated the Commission on the status of the enforcement action at 315 New Hartford Road, explaining that Ms. Worth had filed a countersuit. Ms. Brydon then informed the Commission that the repairs from the Minor Lane washout had been completed and the area looked great.

6. APPROVAL OF MINUTES:

A. January 4, 2011 regular meeting.

MOTION Mr. Edmands, second Mr. Ream, to approve the minutes of the January 4, 2011 regular meeting as written; unanimously approved.

7. CORRESPONDENCE:

Ms. Brydon distributed an information flyer regarding a workshop on invasive species to be held in Harwinton on March 9 from 10AM to 12PM. Mr. Greaser distributed the latest edition of *Connecticut Town & City* for the Commission's review. He also passed around a letter and booklet entitled *Registry of Soil Scientists* from the Society of Soil Scientists. Mr. Greaser then passed around a pamphlet regarding a land use training session sponsored by the Connecticut Bar Association which would be held on Saturday, March 12th.

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

No business was discussed.

MOTION Ms. Ganem, second Mr. Ream, to adjourn the meeting at 8:40PM; unanimously approved.

Respectfully submitted,

**Stacey M. Sefcik
Recording Secretary**