

**TOWN OF BARKHAMSTED
INLAND WETLANDS COMMISSION
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING – MINUTES
TUESDAY, MAY 3, 2011 AT 7PM
BARKHAMSTED TOWN HALL**

APPROVED: _____

DATE: JUNE 7, 2011

PRESENT: Chairman John Greaser, Michael Ream, Gary Reynolds, Christopher Tooker; Alternate Christopher Labbe; Inland Wetlands Enforcement Officer Rista Malanca; Recording Secretary Stacey Sefcik.

ABSENT: Jesse Edmands, Linda Ganem, Martha Sullivan.

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

1. NEW APPLICATIONS:

A. Anthony Gorman – owner, Laurel Engineering, LLC – applicant, 62 Bridle Drive. Transfer, extension, and modification of permit granted on July 11, 2006 to John Bedosky.

Karl Nilsen addressed the Commission on behalf of Laurel Engineering. Mr. Nilsen briefly explained the application. He stated that there would be no activity within the wetlands; however, he noted that most of the work would occur within the regulated area. Mr. Nilsen stated that the applicant had made some changes to the plans in an effort to use more low-impact development methods, including pervious pavers close to the house and raingardens. He stated that the driveway had also been relocated so that it no longer crossed the septic system. Robert Colabella, owner of Laurel Engineering, next addressed the Commission and informed them that the septic system had originally been approved for 4 bedrooms; however, the owner had changed the plans so the house would now have only 3 bedrooms. He stated that the septic system would therefore be smaller and would be pumped up to the leaching field outside of the regulated area. Mr. Colabella also noted that the roof drainage would empty into the raingardens.

Mr. Greaser expressed approval for the pervious pavers the applicant proposed by the house and questioned whether he had considered using them for the remainder of the driveway. Mr. Gorman stated that he was considering various environmentally friendly methods of building the rest of the driveway, including recycled concrete. He explained that he was interested in making the entire project as low impact environmentally as possible, and that the reason the house had been repositioned on the plans was to allow for solar panels on the south side of the house. Ms. Malanca requested that the applicant provide information regarding the filter fabric to be used in the raingardens in order to ensure that they did not become clogged; she also expressed approval for the changes made by the applicant to the original plans. Hearing no further questions from the Commission:

MOTION Mr. Reynolds, second Mr. Ream, to approve the modification of the permit originally granted on July 11, 2006 to John Bedosky, to grant a 6-year extension of the permit to July 11, 2017, and to approve the transfer of the permit to Anthony Gorman; unanimously approved.

B. Mark K. Jones, Trustee, applicant/owner, Lot 6-8 Kelsey Court. Two-lot resubdivision.

Brian Deno addressed the Commission on behalf of the applicant. He explained that the original lot was 5.7 acres and was being subdivided into 2 lots. Mr. Deno explained that the wetlands went down the middle of the lot between the 2 lots now being proposed. He explained that Lot 6-8A was the same as originally approved; however, the new lot 6-8B was where all the activity would now take place. Mr. Deno stated that there would be no intrusion into the wetlands or regulated area with the exception of a footing drain from the proposed 3-bedroom house. He also noted that only 6 inches of fill would be required over the septic system.

Ms. Malanca explained that the application for resubdivision was going before the Planning and Zoning Commission, but it required a satisfactory report from the Inland Wetlands Commission first. She reiterated that the only activity within the regulated area was the footing drain. Mr. Tooker asked Mr. Deno whether the wetlands onsite were created by drainage from Route 219. Mr. Deno responded that the area was a low spot and expressed the belief that the road drainage was present because of the pre-existing wetlands. The Commission then reviewed the overall map of Kelsey Court. Mr. Tooker asked Ms. Malanca about the wetlands impact created by this development thus far. Ms. Malanca said that only the road had been built so far, but it had been done well; she noted that no lots had been developed yet. Mr. Greaser expressed the opinion that this application was significant due to the sensitive nature of the wetlands in the vicinity of this property.

MOTION Mr. Tooker, second Mr. Reynolds, to accept the application in the matter of **Mark K. Jones, Trustee, applicant/owner, Lot 6-8 Kelsey Court, 2-lot resubdivision**, determine it to be nonsignificant, and to render a decision on this matter at the June 7, 2011 regular meeting; the motion carried 4-1-0 with Mr. Greaser opposed.

B. Armand Choquette, 309 New Hartford Road. Drainage improvements (spreading stone) in regulated area.

Ms. Malanca explained that the work proposed was not within the wetlands; however, it was approximately 22 feet from a watercourse. She stated that Mr. Choquette's property got wet as a result of runoff from his driveway, so he wanted to spread some stone. Ms. Malanca said that Mr. Choquette planned to do the work by hand; no machinery would be used. The Commission briefly reviewed the application.

MOTION Mr. Reynolds, second Mr. Labbe, to accept the application in the matter of **Armand Choquette, 309 New Hartford Road, drainage improvements (spreading stone) in regulated area**, determine it to be nonsignificant, and to render a decision on this matter at the June 7, 2011 regular meeting; unanimously approved.

2. PUBLIC HEARINGS:

A. Proposed amendments to Section 7.11 and 10.9 of the Barkhamsted Inland Wetlands Regulations to comply with PA10-85.

Ms. Malanca briefly explained PA10-85, noting that anyone who filed an application for work on a property with a conservation easement was required to give notice to the holder of the easement. She said that the notification would now only be for work proposed within the easement area and not for the entire property. Ms. Malanca explained that this change was already in effect as it was state law; however, it was recommended to make this change an official part of the Town's Inland Wetlands Regulations.

Hearing no questions from the Commission, Mr. Greaser opened the floor to the public; however, no one present expressed a desire to speak.

MOTION Mr. Ream, second Mr. Tooker, to close the public hearing in the matter of **Proposed amendments to Section 7.11 and 10.9 of the Barkhamsted Inland Wetlands Regulations to comply with PA10-85**; unanimously approved.

3. PENDING APPLICATIONS:

A. Proposed amendments to Section 7.11 and 10.9 of the Barkhamsted Inland Wetlands Regulations to comply with PA10-85.

MOTION Mr. Ream, second Mr. Labbe, to adopt the proposed amendments to Section 7.11 and 10.9 of the Barkhamsted Inland Wetlands Regulations to comply with PA10-85 with an effective date of the day after the date of publication; unanimously approved.

4. INLAND WETLANDS ENFORCEMENT OFFICER'S REPORT:

Ms. Malanca gave a brief report to the Commission regarding her enforcement activities over the course of the past month. She also informed the Commission that she would soon be investigating issues on Bsullak Road and Gavitt Road

5. APPROVAL OF MINUTES:

A. April 5, 2011 regular meeting.

MOTION Mr. Reynolds, second Mr. Ream, to approve the minutes of the April 5, 2011 regular meeting as written; unanimously approved.

B. April special meeting.

The Commission agreed to table this matter to the June 7, 2011 regular meeting.

6. CORRESPONDENCE:

Mr. Greaser read to the Commission and then distributed a letter dated April 15, 2011 from K.T. Worth of 315 New Hartford Road regarding her complaint that the owners of 309 New Hartford Road were diverting water onto her property. Ms. Malanca stated that she had had the Commission's attorney review the complaint, and he had found that there was no violation present. The Commission also reviewed the Winter 2011 edition of the *Farmington River News*.

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

Ms. Malanca informed the Commission that First Selectman Don Stein had advised her that the Town was close to an agreement with Borghesi Engineering and the Winsted Water Pollution Control Authority regarding permission for the new health center to hook into the Winsted sewer line. She reminded the Commission that they were also the Town of Barkhamsted Water Pollution Control Authority and stated that there might soon be a special meeting called in order to approve the arrangement.

MOTION Mr. Greaser, second Mr. Tooker, to adjourn the meeting at 8:05 PM; unanimously approved.

Respectfully submitted,

**Stacey M. Sefcik
Recording Secretary**