

Brooklyn Land Use Department

69 South Main Street
Brooklyn CT 06234
(860) 779-3411 x 31

Inland Wetlands ☒

Zoning Enforcement ☐

Blight Enforcement ☐

SITE INSPECTION NUMBER

1 2 3 4 5

36 Paradise Drive

1/5/20/20

Address

Date

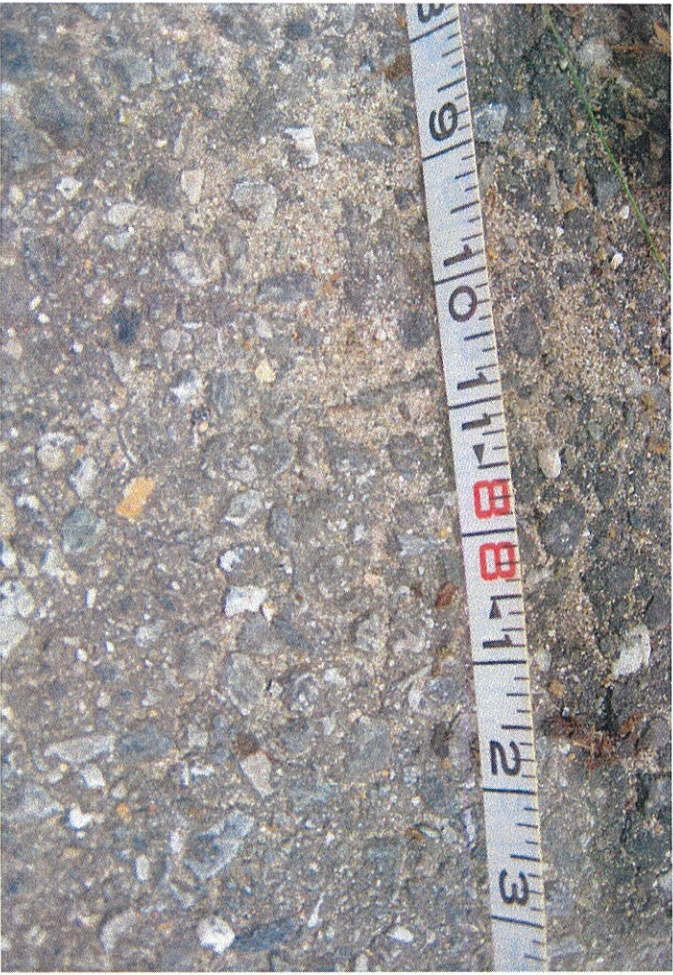
With assistance from Resident State Trooper Steve Corradi and another State Trooper, we measured from CL+P Utility Pole 1842 to the edge of fill deposited in the wetlands near Paradise Drive. We used a 200-foot nylon measuring tape. I photographed the edge of the fill and the measurement on the tape. It measured 88 feet between UPole 1842 and the edge of the fill beside the road. The distance between the approved wetland flags and UPole 1842 was 113 feet. The flags are all now missing. This represents 25 feet of fill deposited in the wetlands starting at the approved wetland flags. We did not enter the property take any measurements, but aerial photos indicate that the fill is more extensive further away from the road.

Commission Representative

M. Washburn

Owner or Authorized Signature

I estimate that about 3,000 square feet of wetlands have been filled.







CT DEEP email 1-5-2021

Hi Margaret,

My apologies for the delayed response to your email below. Due to holidays I'm finally catching up on emails.

Regarding enforcement assistance from DEEP, by way of 'cc' I am forwarding this email to Brian Golembiewski, Supervisor of DEEP's Land and Water Resources Division (LWRD) Enforcement Section, for review. In addition, you may want to contact the Army Corps of Engineers to determine federal interest. The New England District number is: 1-800-343-4789.

I'm assuming the 12/1 vote to issue a citation was pursuant to CGS sec. 22a-42g, which allows a municipality to establish, by ordinance, a fine for violations of the inland wetlands agency regulations. While this is an effective tool for less significant violations, it may not be effective for significant or repeat violations. The same with a Notice of Violation (NOV). An NOV can be effective but has no legal or statutory backing, it is simply a formal letter. As the property owner is uncooperative and there have been continued violations, the appropriate enforcement tool is an Order, which you indicate the inland wetlands agency has issued. It would be best to pursue compliance with the Order. The Inland Wetlands and Watercourses Act, sec. 22a-44, states that an Order can be filed on the land records until compliance is achieved. In addition, if the violator is not abiding by the Order, the inland wetlands agency can go to Superior Court and the court will enforce the Order including any corrective actions outlined in the Order. This would be the appropriate route to take as it appears at least one, if not two, Orders have been ignored. I recommend you seek advice from the Town Attorney.

Please let me know if you have additional questions.

Best regards,

Darcy

Darcy Winther

Inland Wetlands Management Program
Land and Water Resources Division
Bureau of Water Protection and Land Reuse
Connecticut Department of Energy and Environmental Protection
79 Elm Street, Hartford, CT 06106-5127
P: 860.424.3019 | F: 860.424.4054 | E: darcy.winther@ct.gov
www.ct.gov/deep/inlandwetlands



www.ct.gov/deep

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Ensuring a clean, affordable, reliable, and sustainable energy supply.***