

**Brooklyn Inland Wetlands and Watercourses Commission  
Regular Meeting Minutes  
December 11, 2018**

The Brooklyn Inland Wetlands Commission held a regular meeting on Tuesday, December 11, 2018 on the following:

**Call to Order:** The meeting was called to order at 6 p.m.

**Members Present:** Jeff Arends, Demian Sorrentino, George Sipila, James Paquin, Richard Oliverson.

**Members Absent:** None.

**Staff Present:** Martha Fraenkel, Wetlands Agent, Audrey Cross-Lussier, Recording Secretary.

**Also Present:** Paul Archer, Paul Terwilliger, John and Janice Marr, Pat Malek, Bill Carver, Aaron Kerouac, public in attendance.

**Roll Call:** All members present stated their name for the record.

**Seating of Alternates:** None.

**Public Hearings:** None.

**Public Commentary:** None.

**Additions to Agenda:** None.

**Approval of Minutes:** 1. Regular Meeting Minutes November 13, 2018.

Minutes accepted as written with no corrections.

**Old Business:**

- 1. 091118A John and Janice Marr, 53 Wauregan Road, Map 24, Lot 134A, applicant. Place 4-inch PVC pipe and 20 cubic yards of clean fill in wetlands at 53 Wauregan Road, and place 4-inch pipe on property of Krista Kingsbury, 49 Wauregan Road/Map 24 Lot 134 (written extension received/granted 11/13/18).**

Ms. Fraenkel commented that Ms. Malek is here tonight to describe the proposal for remedying the (standing water) problem. The boundary between Marr and Kingsbury has been pinned by KWP. The Marrs have been working with a contractor, Ron Racine, to come up with a solution.

Ms. Malek reviews a diagram by Ron Racine with two solutions, one being on the Kingsbury property the other on the Marr property. A trench with a pipe totally on the Marr's property will solve the problem. Mr. Paquin asks if this is just an open swale. Ms. Malek stated they were will be a pipe installed.

Ms. Fraenkel stated the swale is approximately 130 feet long with a 1-foot pitch.

Mr. Sorrentino asked if the trench will run along the property line. Ms. Fraenkel stated very close to the property line without taking out any trees. Mr. Sorrentino asked if the material excavated out to create the pitch going to be placed adjacent to the swale to raise the grade. Ms. Fraenkel stated she would recommend this.

A motion was made by Jim Paquin to approve the application of John and Janice Marr at 53 Wauregan Road/Route 205, to create a swale running along the north property line in wetlands on Marr property only in order to drain ponded water away from home according to the presented plan with the following conditions:

1. Standard IWWC Conditions.
2. Permittee's contractor shall meet on site with the wetlands official before work commences.

Demian Sorrentino seconds this motion. No discussion held. All in favor. The motion passes unanimously.

- 3. 111318D Don Gudeahn, Wolf Den Road, Map 18, Lot 21, RA Zone; Residential Home, Septic System, Well and Minor Grading all within the upland review area.**

Paul Archer, Archer Surveying represents the applicant. The wetlands delineation was done within the last 10 years by Michael Schaefer. Ms. Fraenkel visited the site and requested that it be reflagged. Soils scientist Joseph Theroux has reflagged the wetlands recently, with minor changes; now the septic system will be further from wetlands. The parcel is a 5-acre lot. The proposal is a single-family house with a septic system. The developable area is very limited due to wetlands and power lines. Department of Health has granted approval for the septic system.

Mr. Archer stated there is an old power line that has no specified area in the easement.

A motion was made by Demian Sorrentino to approve the application of Don Gudeahn, Wolf Den Road, Map 18, Lot 21, for a new single-family dwelling, septic system, footing drain and associated grading in the upland review area based on a Site Development Plan Prepared for Donald and Diane Gudeahn, Wolf Den Road, By Archer Surveying dated 12/11/18 with the following conditions:

1. Standard IWWC Conditions apply.
2. Wetlands flagging shall remain in place until all construction is finalized.
3. Silt fence shall be placed as shown on plan before any other work is done on site.

George Sipila seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**New Business:**

**1. DR18-007 Dennis Beausoleil, 90 Creamery Brook Road, Map 32, Lot 120, R30 Zone; 2 lot re-subdivision with no wetlands and no activity in review area.**

Paul Archer, Archer Surveying represents the applicant. Back in 2002 this subdivision was before the Commission and approved but mylar was never filed due to an accident. One of the lots has an existing house, the other lot is vacant. Without a map on file there are not two legal lots. The vacant lot was transferred from Aime Beausoleil to Dennis Beausoleil in 2002 and taxes have been paid for 16 years. Joseph Theroux soils scientist went out to verify there are no wetlands on this premise. The applicant is looking for a declaratory ruling.

A motion was made by Demian Sorrentino to approve a ruling that no further review or permit are required because there is no wetlands jurisdiction on proposed lots, based on plans prepared by Archer Surveying dated 11/29/18. Jim Paquin seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**2. 121118A John P. Malarkey, Easterly End of River Farm Drive, Map 42, Lot 58, RA Zone; Construction of single-family dwelling, septic system, well, driveway and site grading within 125 feet of a wetland.**

Paul Terwilliger, PC Survey represents the applicant. This is an approximately 80-acre parcel of land at the end of River Farm Drive. It reaches out to the Quinebaug River. The majority of the property is wetlands. The flood plain is approximately 10 acres of the 80 acres in some form of wetlands. The applicant would like to build a single-family house and reside on the property. Mr. Terwilliger demonstrates the area that falls within the 100-year flood plain (FEMA Mapping). Mr. Terwilliger did some investigation and found some grades on the ground with an area (outlined in yellow) that is outside the flood zone, this is where the applicant shall be able to build to maintain the elevation. Mr. Terwilliger reviews the regulated area of the wetland along the river along with a finger of wetlands on the parcel. He also demonstrates where the house,

septic, well and driveway can be constructed, and maintain majority of development outside of the 125-foot area. Joe Theroux delineated the wetlands.

Jeff Arends asks what is the distance from the river to the green line? Mr. Terwilliger commented from the wetlands there is 125 feet to another 125 feet to the flood way with at least another 100 feet to the river. Mr. Terwilliger stated he applied to FEMA and had this area removed from FEMA flood zone A. Soil tests were all sand.

A motion was made by Demian Sorrentino to receive application 121118A and table to next month's meeting for consideration. James Paquin seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**3. DR18-008 Richard Duval/Owner, William Carver/Forest Product Harvester, 260 Woodward Road, Map 11, Lot 25A; Request ruling as use by right for timber harvest; cut dead gypsy moth killed trees to salvage timber and firewood.**

Bill Carver, Licensed Timber Harvester, represents the applicant. There is an existing stream crossing on this property consisting of an old stone ford which was built up like a dam, with water running both through it and over it due to current high flow. Mr. Carver will use bridge-mats, so the water will flow underneath. The project will be done this winter, hoping to start soon. Chairman Arends asks for clarification on the bridge mats. The wooden bridge mats will be laid down and arranged so as to cross the stream without damage to the stream bottom. Mr. Sipila asked when the project is complete will they be removed. Mr. Carver stated they will be removed.

A motion was made by James Paquin to approve a ruling that the proposed timber harvest is authorized as a use by right, no permit required, under agriculture, Section 4.1.a. Richard Oliverson seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**Communications:**

1. **Budget Update:** Reviewed by Commission Members.
2. **2019 Meeting Schedule.** Approved by all Commission Members.

Mr. Arends asked if Members would like to start meetings at 7 p.m. Majority of members agree to remain at 6 p.m.

**3. Wetlands Agent Monthly Report:**

- Litigation on the FCR Realty Sand and Gravel. Wetlands Commission approved application, PZC denied application.
- There have been 19 new houses permitted this year.
- Commission Membership. Mr. Ives informed Ms. Fraenkel that the Board of Selectmen did not look favorably on reducing the number of members. The other Selectmen feel that

they should be able to find more members. Mr. Sorrentino and Mr. Arends will attend a Board of Selectmen meeting.

- 175 Herrick Road, Ledogar Property Complaint. Neighbors concerned that the development puts more water in the swamp along the road. Ms. Fraenkel feels that it may be mostly a result of heavy precipitation this year as well as the development of the house which is at least 300 feet south of Herrick Road but generally draining toward the road. This will be reported to Selectman Ives and Tom Rukstela, Public Works.
- Complaint near 263-301 Allen Hill Road- The property is owned by David Gibeault. The resident complains that there is a lot of activity behind her to the north, to the west of Allen Hill Road. There are wetlands located there. Ms. Fraenkel will make a site visit to investigate.

**Public Commentary:**

Aaron Kerouac suggests combining Conservation Commission Members with Inland Wetlands and Watercourses Members. Conservation is having trouble having a quorum. Discussion ensued.

**Adjourn:** A motion was made by Jim Paquin to adjourn the meeting at 6:45 p.m. Richard Oliverson seconds this motion. No discussion held. All in favor. The motion passes unanimously.

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Audrey Cross-Lussier, Recording Secretary