

**Town of Brooklyn
Inland Wetlands and Watercourses Commission
Regular Meeting Minutes
Virtual Web Ex
March 9, 2021**

Call to Order: The meeting was called to order at 6:07 p.m.

Members Present: Jeffrey Arends, Richard Oliverson, James Paquin, Adam Brindamour, Demian Sorrentino.

Members Absent: None.

Staff Present: Margaret Washburn, Wetlands Agent, Rick Ives, First Selectman, Audrey Cross-Lussier, Recording Secretary.

Also Present: Norm Thibeault, Killingly Engineering, Joe Szarkowicz.

Roll Call: All members stated their name for the record. Chairman Arends thanked Demian Sorrentino for rejoining the Commission as a member.

Seating of Alternates: None.

Public Commentary: None.

Additions to Agenda: None.

Approval of Minutes: Regular Meeting Minutes January 12, 2021. Ms. Cross-Lussier corrected the year should be 2021 and not 2020 as printed on agenda.

The regular meeting minutes of January 12, 2021 were approved as written with no corrections.

Public Hearings: None.

Old Business:

1. 020921A Shane Pollock and Fran Mancuso, Applicants/Owners; Louise Berry Drive, Map 33, Lot 19, R-30 Zone; Construction of 51 Single Family Condominium Units with activity in the upland review area.

Chairman Arends asked if the clock on the application has started over since the withdrawal of the application? Mr. Thibeault explains that the application was withdrawn on the premise it was out of time statutorily. There was a miscalculation of timing and deemed it was not out of time due to the 90-day extension of the State of Connecticut's Executive Order, this was not accounted for. The application was resubmitted, accepted at the 2-9-21 cancelled IWWC meeting. In conversation with Ms. Washburn, Mr. Thibeault questions if the commission feels the need to reschedule another public hearing or are, they comfortable with him addressing the couple of topic items and moving forward.

Chairman Arends polls Commission Members: Jim Paquin and Adam Brindamour feel no new public hearing is required.

Mr. Thibeault gives a brief summary of the project. This is a proposed 51-unit development on a 13+ acre lot. There is no activity within the wetlands, there is activity in the regulated area.

There is some grading in the stormwater basin. A portion of the units is in the upland review area and portions of the road are in upland review area. Remainder of property is out of the upland review area. Ms. Washburn's remaining issues were more details of the stormwater basin and temporary sediment trap which are provided in the latest plan set with a plan view of each basin and cross section. There is also an operation and maintenance plan for the stormwater basin and catch basins which is incorporated on sheet 11 of the plan set.

Mr. Sorrentino asked if the public had the opportunity to comment on the application/plans in its current form, was there a public hearing on the plans in their current form? Mr. Thibeault commented there were numerous public hearings for public to comment on this. This will be a special permit going to a PZC public hearing as well with more opportunities for the public to comment going forward.

Chairman Arends asked Mr. Sorrentino if he has had time to review the meeting material. Mr. Sorrentino commented he reviewed the material for about an hour before tonight's meeting. Chairman Arends asked Mr. Sorrentino to abstain from any vote if one was made tonight.

Ms. Washburn stated this is a new application now.

Mr. Sorrentino commented if the public weighed in on the current plan it is not necessary to hold another public hearing. It is probably prudent to take things from the last public hearing and incorporate into this application at minimum by reference. Mr. Sorrentino will have time to review the plans in detail and be able to formulate an independent decision by next month's meeting.

Mr. Thibeault has no objection to give Mr. Sorrentino time to fully review the current plan.

Mr. Thibeault asks the Commission if they would incorporate the record from the last public hearing into this application to cover all basis. There were a number of public members who gave comment and Mr. Thibeault gave his best to address any questions and concerns at that time.

Ms. Washburn commented that this plan has not been reviewed by the public. The temporary sedimentation basin is different and there is a maintenance plan for the stormwater basin on the plan now.

Discussion ensued.

A motion as made by Richard Oliverson to schedule a public hearing for application 020921A for the next regularly scheduled meeting. Jim Paquin seconds this motion. Discussion held.

Mr. Sorrentino stated we are holding a public hearing due to the fact that there is a potential for a significant impact based on the project.

Mr. Sorrentino suggests making a check list of items of correspondence into the current application packet.

Mr. Brindamour asks if a new engineering review from NECCOG will be done on this application.

Mr. Thibeault has not been privy to any recent comments made last week by Mr. Pauley.

Chairman Arends asks that the plans be sent to Mr. Pauley for new comments. Ms. Washburn stated the comments are in purple. Chairman Arends asked that these comments be forwarded to Mr. Thibeault for his review. Discussion ensued.

A motion was made by Demian Sorrentino to table application 020921A to the next regularly scheduled meeting. Richard Oliverson seconds this motion. Discussion held. All in favor. The motion passes unanimously.

2. 121107A Terrance M. Veazie: 117 Tatnic Road (Permit Transferred from George Forson November 21, 2017).

Chairman Arends stated a cease-and-desist order still stands.

No one is present to represent the applicant. Ms. Washburn stated that Bruce Woodis from KWP Associates went out there to stake the limits of the check dam. No more work has happened since the last wetlands meeting.

Mr. Brindamour asked if the recommendations that were made at the last meeting have been done. Ms. Washburn stated none of that work has been done.

Mr. Paquin stated he can see why he could not have done any work since it is wintertime.

Chairman Arends has concerns with the applicant taking on this project and suggests keeping a close eye on the progress. Mr. Paquin recommends revisiting at the next meeting. Chairman Arends recommends keeping the cease-and-desist order in place.

Joe Szarkowicz, neighbor, Tatnic Rd, voices his concerns. Over the past months there has been no work done in December or January. There were 4 days of work done on the driveway. There seems to be no urgency or priority. This has been going on for 3 years now and everything comes down the hill. Mr. Szarkowicz would like to see something that gets his attention. He has done just enough to continue and would like to see the cease and desist continue until everything in upland review area is stabilized.

Mr. Paquin stated Mr. Veazie's attention will be gotten when there is no certificate of occupancy issued on the house until the issues are cleared up.

Chairman Arends comments he has no intention of lifting cease-and-desist order.

Mr. Brindamour asked if there are any options for a timeline for enforcement. Can Ms. Washburn issue an enforcement order to be done by date? Discussion ensued.

Commission members are all in consensus with an enforcement order to be done by date of June 1, 2021.

Ms. Washburn will revise the cease-and-desist order with a to be done by date of June 1, 2021.

New Business:

1. Map 18, Lot 19B-1, Wolf Den Road, Kristina Erickson, Owner; Request for recommendation regarding wetlands permit application from Bruce Woodis of KWP Associates.

Ms. Washburn stated this is an old subdivision lot. The plan has been revised by KWP Associates. There is no work being done in the upland review area. Sediment controls are being shown. Ms. Washburn reviewed the plan with members. Bill Green flagged the wetlands years ago.

Chairman Arends asked Ms. Washburn if she had out to the property. Ms. Washburn stated yes and provided photographs of the site walk in the packets. She has no issues and feels no permit is needed.

Mr. Sorrentino asked if there are no impact to wetlands or watercourse with the results of this activity. Ms. Washburn stated no.

Mr. Brindamour asked for clarification. A soil scientist when out there on 2/24 and verified there were no wetlands. Ms. Washburn stated yes that is correct.

Commission members all agree there is no jurisdiction.

Communications:

Wetlands Agent Monthly Report:

36 Paradise Drive – Edward L. Branciforte Violation:

At the Citation Hearing, Mr. Branciforte failed to appear. The Citation Hearing officer upheld the citation and the cost to the Town for the 4 times the CT State Marshal served Mr. Branciforte at his residence. The next step will be issuing an Enforcement Order. Due to Mr. Branciforte is out of state, this will be forthcoming at a later date. The Citation Hearing officer recommended recording this on the land records. Ms. Washburn updated the Commission Members on the process.

Budget Update: Reviewed.

Public Commentary: None.

Adjourn: A motion was made by Jim Paquin to adjourn the meeting at 6:52 p.m. Richard Oliverson seconds this motion. No discussion held. All in favor. The motion passes unanimously.

Audrey Cross-Lussier, Recording Secretary