

## 2013-11-12 Wetlands Reg Mtg Minutes

### Brooklyn Inland Wetlands Commission Regular Meeting Minutes

The Brooklyn Inland Wetlands Commission held a regular meeting on Tuesday, November 12, 2013, 6:00 p.m. at the Clifford B. Green Memorial Center, 69 South Main Street on the following:

**Call to Order:** The meeting was called to order at 6:05 p.m.

**Members Present:** Real Gallant, Robert Rossi, Lester Philips, Melissa Labossiere.

**Absent:** Erik Costa, George Sipila and Jeffrey Arends with notice.

**Staff Present:** Jana Roberson, AICP, Land Use Administrator, Rick Ives, First Selectman and Audrey Cross-Lussier, Recording Secretary.

**Also Present:** Scott Cartier and Keith Hoyt.

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

**Seating of Alternates:** None.

**Approval of Minutes:** A motion was made by Robert Rossi to approve the meeting minutes from October 8, 2013. Melissa Labossiere seconds this motion. No discussion held. All in favor. The motion passes unanimously.

#### **New Application Acceptance:**

1. 111213A Scott and Jo-Nell Cartier, 187 Gorman Road, Map 33, Lot 18, R-30 Zone – Clearing of trees and brush around house, removal of existing barn, deposition of less than 10 cubic yards of fill to level driveway and lawn, grading, construction of 15 x 20 foot garage on gravel 40 feet to pond.

Chairman Gallant stated that Syl Pauley, NECCOG Engineer did review the site and commented that the garage would not have any impact to the wetlands, however, seeing that the homeowner wanted to do further improvements it was best that a wetlands permit be granted for all of the proposed work being done.

Ms. Roberson reviewed an aerial photograph of 187 Gorman Road with Commission members. Discussion ensued.

Chairman Gallant asked Mr. Cartier if the patio in the rear of the house would need to be reconstructed and asked this to be added to the application. Mr. Cartier stated that he would like to reconstruct the patio in the spring time. This item will be added to the wetlands permit.

A motion was made by Robert Rossi to approve application 111213A Scott and Jo-Nell Cartier of 187 Gorman Road to clear brush and trees around house, remove existing barn, deposit less than 10 cubic yards to fill to level the driveway and lawn, grading, and construction of a 15 x 20 garage on gravel approximately 40 feet

from a pond, and reconstruction of an existing patio. Melissa Labossiere seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**Reading of Legal Notice:** - None.

**New Public Hearings:** - None.

**Continued Public Hearings:** - None.

**Unfinished Business:**

1. 111213A Scott and Jo-Nell Cartier, 187 Gorman Road, Map 33, Lot 18, R-30 Zone – Clearing of trees and brush around house, removal of existing barn, deposition of less than 10 cubic yards of fill to level driveway and lawn, grading, construction of 15 x 20 foot garage on gravel 40 feet to pond.

A motion was made to approve application 111213A under New Application Acceptance.

**Other Business:**

1. DR13-003 James Booth, Wolf Den Road and Bush Hill Road, Map 18 & 19, Lot 19, 19B & 9B, RA Zone, 442 acres-Timber Harvest-Shelter Wood Removal of Ash.

Ms. Roberson reviewed an aerial photograph of the entire 442 acre parcel of land with Commission members. Thomas Trowbridge is the Certified Professional Forester. The start date will be 11/15/13 and the estimated completion date will be 11/15/14. Total acreage of harvested area 125 acres. The timber harvest boundaries are marked and flagged in the fields. The trees to be harvested are painted with blue paint at eye level and at ground level. There is an estimated 450,000 board feet which would be 225 cords of wood. A temporary wetlands crossing is required. There will be removal of trees in the wetlands and in the upland review area. He will be installing water bars and grading and seeding. There are no new permanent roads. Ms. Roberson reviewed the statement letter which informs the Commission the proposed is to remove ash trees due to the Emerald Ash Borer quarantine which has not yet arrived in Windham County. Ms. Roberson also reviewed the forest management plan. Ms. Roberson reviewed with Commission members "What Agricultural and Forestry Activities Require a Permit Under Connecticut Law," and "What Agricultural and Forestry Activities are Permitted as of Right Under Connecticut Law." Discussion ensued.

Robert Rossi moves to make a declaratory ruling that the timber harvest proposed by James Booth to remove 50,000 board feet of ash on 442 acres on three lots identified as Assessor's Map 18, Lots 19-19B and Map 19, Lot 9B between Wolf Den and Bush Hill Roads is permitted use as of right. Lester Philips seconds this motion. No discussion held. All in favor. The motion passes unanimously.

2. DR13-004 Keith Hoyt, 13 Hickory Lane, Map 43, Lot 23-20, 15.2 acres, Requesting permission for a selective cutting of 50% of trees within wetlands.

Ms. Roberson discusses application DR13-004 with Commission members. Ms. Roberson reviewed the wetlands delineation on the plan.

Keith Hoyt would like to clean up the damaged trees and remove approximately 30 to 40 trees in the proposed area. Mr. Hoyt will use the wood for his furnace. Mr. Hoyt stated the area is dry right now. Mr. Hoyt has a 40 horse tractor with forks on it which he will use to remove the trees.

Ms. Roberson reads section 4.1d (Permitted Uses as of Right and Non-Regulated Uses) of the Inland Wetlands model regulations. Discussion ensues.

Robert Rossi moves to make a declaratory ruling that the tree removal proposed by Keith Hoyt to remove 50% of the trees over a wetlands area of approximately 10,000 sq. ft. at 13 Hickory Lane is a use incidental to the maintenance of residential property. Lester Philips seconds this motion. No discussion held. All in favor. The motion passes unanimously.

3. Wetlands Agent Monthly Report:

Ms. Roberson stated she received a telephone call today from a Wal-Mart Representative questioning what treatment can be used in the parking lot. Per the conditional approval – no salt usage will be used on the parking lot. No chemical or calcium based products may be used. Biodegradable de-icing materials only shall be used.

Ms. Roberson did some research and found something called “green salt” and also a corn based product called “safe walk.” Discussion ensued. Chairman Gallant recommends calling Alan Carpenter from CPH Engineers with regards to this issue.

Ms. Roberson commented on the final 10/28/13 Milone and MacBroom Report.

Ms. Roberson updated the Commission on Wal-Mart. A \$75,000 bond has been posted for things that were not completely finished. One issue was with the percolation rates of the detention basin. Alan Carpenter Design Engineer from CPH provided additional detention basin drainage calculations rates to Syl Pauley, NECCOG Regional Engineer who reviewed them. Mr. Pauley was satisfied that the structure was designed and built properly. Mr. Pauley felt if there are issues with percolation rates they can be addressed through maintenance.

Two other outstanding issues were a fence that was to be installed as well as verification by a lighting professional that the lighting plan met the plan that was submitted.

During Mr. Pauley’s site visit to Wal-Mart, it was noticed that an odor was coming from a hooded sump catch basin. Wal-Mart Hazmat Team was called who pumped the basin out. It was determined that approximately 4 gallons of diesel fuel had been dumped into the basin.

**Adjourn:** A motion was made by Robert Rossi to adjourn the meeting at 7:00 p.m. Melissa Labossiere seconds this motion. No discussion held. All in favor. The motion passes unanimously.

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Audrey Cross-Lussier  
Recording Secretary