

**Brooklyn Inland Wetlands Commission  
Special Meeting Minutes  
October 24, 2017**

The Brooklyn Inland Wetlands Commission held a special meeting on Tuesday, October 24, 2017 at 6:00 p.m. on the following:

**Call to Order:** The meeting was called to order at 6:00 p.m.

**Members Present:** Jeffrey Arends, Demian Sorrentino, Richard Oliverson and James Paquin.

**Members Absent:** George Sipila with notice.

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

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

**Also Present:** Paul Terwilleger, Craig Brezniak, Tobi Long, David Fuss, Craig Dunlop.

**Seating of Alternates:** None.

**Approval of Minutes:** Regular Meeting Minutes of September 12, 2017. There were no corrections to the meeting minutes from September 12, 2017, therefore the minutes stand as written.

**Public Commentary:** None.

**New Application Receipt:**

**1. 101017A Ed Dumas, applicant, Tobi Long owner, 49 Wauregan Road, Removal of a pipe installed within regulated area.**

Tobi Long, property owner, commented that the house had burned down and reconstructed. A new well was drilled which had a lot of pressure, therefore a pipe and an overflow line and hose were installed to release the pressure. The hose was run along the (south) property line. The original line has been removed and a second line has been directed to an old hand dug well which has solved the problem.

Ms. Fraenkel distributed pictures of the property taken 2 weeks ago. At this point the original line was removed. There was no impact to the wetlands other than the extra volume of water. The extra volume of water is no longer a problem, impact was only temporary. Ms. Fraenkel asked the neighbor (Marr) several times to be allowed onto their property which was denied. Standing on Mr. Long's property you can see where the water had been on the Marr's property which is not there anymore. Ms. Fraenkel stated that after talking with Mr. Dumas, the general contractor, a hose was put on the pipe and the outlet of the hose went to a different location significantly to the west where it had originally been which caused the problem. On a subsequent visit to the site it was noted that the contractor had diverted the overflow into the old dug well. Ms. Fraenkel contacted the Northeast District Department of Health as to whether this was acceptable. The Department of Health had no concerns. Ms. Fraenkel feels that there was no impact or harm done to the wetlands. This was strictly about the excess water. Ms. Fraenkel commented that Mr. Long and Mr. Dumas are here tonight because they worked in wetlands twice, disturbance of the soil twice and discharge of water without permission. At last month's meeting it was determined that a permit was necessary for the work that was done in the wetlands. There is very minimal disturbance, and it has been seeded down.

Chairman Arends directed comment to Mr. Long that when working near or within wetlands a permit is required.

Mr. Dumas commented that when the excavator was working there the old sump pump line was hit, he followed it out, this should have been run out to the woods where there would not have been a problem. Mr. Dumas commented that there were errors going on there until Ms. Fraenkel came and straightened it out.

Chairman Arends asked if there is any more water being diverted onto the neighbor's property. Ms. Fraenkel stated there is none. It is permanently diverted into an old dug well. They were able to put a pit-less adaptor above the other pit-less and run it into the dug well 3 ½ to 4 feet below grade and it has been running in there for approximately 2 weeks now and the water level in the well has not risen at all. Ms. Fraenkel stated the new line and old well are on the north side of the house, not near the Marr's property. Discussion ensued.

A motion was made by Jim Paquin to receive application IWDA17-005 Ed Dumas, applicant/Tobi Long, owner, 49 Wauregan Rd; Removal of a pipe installed within regulated area. Demian Sorrentino seconds this motion. No discussion held. All in favor. The motion passes unanimously.

A motion was made by Jim Paquin to grant approval as Inland Wetlands Duly Authorized for application IWDA17-005 Ed Dumas, applicant/Tobi Long, owner, 49 Wauregan Rd; Removal of a pipe installed within regulated area. Richard Oliverson seconds this motion. No discussion held. All in favor. The motion passes unanimously.

A motion was made by Demian Sorrentino to rearrange the agenda, Old Business to hear item #2 first, 091217B Craig Brezniak, 251 Tatnic Road, Map 16, Lot 93-8, RA Zone; Grading of front-yard and hydro-seeding, deposit of rock from hammering in the upland review area. Richard Oliverson seconds this motion. All in favor. The motion passes.

**Old Business:**

**1. 091217B Craig Brezniak, 251 Tatnic Road, Map 16, Lot 93-8, RA Zone; Grading of front-yard and hydro-seeding, deposit of rock from hammering in the upland review area.**

Craig Brezniak, property owner represents application 091217B. Ms. Fraenkel hands out photographs of the finished yard work. Chairman Arends asked if all the work has been completed. Mr. Brezniak stated yes. The next step is to place fill over the exposed rock and plant a row of arborvitae as screening with mulch over the top of the soil.

Ms. Fraenkel visited the site today and reviews photographs with Commission Members.

A motion was made by Demian Sorrentino to approve the application of Craig Brezniak, 251 Tatnic Road, for landscaping activities consisting of placement of soil; grading; and placement of blasted rock from front yard of lot, additionally placement of no more than 36 cubic yards of additional fill, landscape mulch and planting of an arborvitae row in the upland review area based on the submitted application, subject to the following conditions:

1. Permittee will seed the exposed soil within 14 days at a maximum and will contact the wetlands official as soon as work is completed.
  2. Standard conditions of the Inland Wetlands and Watercourses Commission apply.
- Approval is based upon a finding that the proposed fill will be contained upgradient from wetlands by the existing stonewalls.

Discussion held. Motion modified: Change “blasted rock, to hammered rock.” Richard Oliverson seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**2. 091217A Barry Builders, Inc; South Street, Map 46, Lot 38, R-30 Zone; Subdivision of land into three building lots.**

Paul Terwilleger, PC Survey, represents application 091217A. The property is approximately 5.2 acres which borders on the Quinebaug River and fronts on South Street. The proposal is for three rear building lots served by a common access drive on South Street. Originally had a parcel of land in the back for open space that was to be conveyed as actual land to the Town. The Town would rather see a conservation easement of one acre of land deeded to the Town. The majority of the activity is outside the regulated area, well over 175 feet from the Quinebaug River and 125 feet with wetlands associated with the river. There is a small pocket of wetlands on the Kausch subdivision that is within 100 feet of the proposed driveway. There is a proposed 16-foot wide common driveway, utilities, water lines running through the regulated area. It will be graded to the east with a natural slope. Mr. Terwilleger demonstrates this on the site map. The proposed drive to the north has been approved. Anything heading in that direction will basically be between the two drives with a swale between them running easterly away from the wetlands. Discussion ensued.

A motion was made by Demian Sorrentino to approve the application of Barry Builders for a 3-lot subdivision of land on South Street, Map 46, Lot 38, 5-acre parcel, with activity within the upland review area consisting of construction of a common driveway serving all three lots and subject to the following conditions:

1. Silt fence be installed and approved by staff prior to disturbance of the soil for driveway construction and for development of lot 38-2.
2. The standard conditions of the Inland Wetlands and Watercourses Commission shall apply. Approval is based upon a finding that the proposed development will have the least possible impact to the wetlands to the north so long as site development is per the approved plan.

Jim Paquin seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**3. Proposed Solar Farm on 561 acres between Rukstela and Wauregan Road, south of Transfer Station – Petition to Siting Council #1310 – update.**

Ms. Fraenkel commented that the Siting Council hearing for the petition is closed. There are transcripts on the website. There is no direct mention of comments that were submitted on the Commission's behalf. The deadline for submittal was before the hearing. Ms. Fraenkel reviews the memorandum dated 10/16/17 that was sent to the Siting Council from Brooklyn IWWC. Discussion ensued.

**4. Wetlands Violation WV-14-001 430 Allen Hill Road. Issued April 3, 2014/Regis owner.**

Dick Regis is the owner/Wayne Jolley is operator. To recap, an inspection by Jana Roberson and Syl Pauley found significant erosion into a stream that runs between the northerly and southerly excavation areas. There was an extensive repair needed between the two where there is a crossing. This was satisfactorily implemented. Ms. Fraenkel looked at this approximately one year ago and it is working well. The second concern is that they had cleared into the buffer area, within 50 feet in a totally different area on the property, more to the south and west side of the property. Ms. Fraenkel has looked at this area a few times and never was there any erosion. The Commission had asked that the vegetation be replaced with trees, however, the trees did not survive due to droughty conditions. Per Fraenkel's request, Mr. Jolley has placed topsoil and woodchips to improve fertility. Ms. Fraenkel review photographs with Commission Members. Ms. Fraenkel recommends closing the violation order. Discussion ensued.

A motion was made by Demian Sorrentino to close the wetlands violation WV-14-001 at 430 Allen Hill Road, issued April 3, 2014/Richard Regis owner. Richard Oliverson seconds this motion. No discussion held. All in favor. The motion passes unanimously.

**New Business:** None.

**Communications:**

**1. Budget:** Commission Members reviewed the budget supplied in the packet.

**2. Summer 2017 Newsletter – CT Assoc. of Conservation & Inland Wetlands Commissions.**  
Commission members to review handout.

**3. Correspondence to Siting Council: complaints of sedimentation due to activities of Woods Hill Solar/Pomfret.**

Letter reviewed dated 9/18/17 from Melanie A. Bachman, Executive Director, State of Connecticut Siting Council. The abutting Town of Brooklyn residents have stated that their well water filters have been clogged with excessive sand/sediment and resulted in plumbing issues in at least one home. Discussion ensued.

**4. Notice of comprehensive upgrade to Killingly Water Pollution Facility, 31 Wauregan Rd.**

Commission Members reviewed letter dated 10/4/17 from JKB Consulting, LLC with regards to Killingly Water Pollution Control Facility (WPCF) Comprehensive Upgrade Project at 31 Wauregan Road, Killingly CT.

**5. Wetlands Agent Monthly Report.**

1. Keith Hoyt, Hickory Lane. Ms. Fraenkel is working with Mr. Hoyt, the project is still not complete, it is approximately ½ to 2/3rds done. Mr. Hoyt is doing a good job. He is doing the work himself. The vegetation has not been disturbed any more than it had to be. Ms. Fraenkel informed Mr. Hoyt that the work will not be approved without soils scientist Joe Theroux completing an inspection. Discussion ensued with regards to duration of such projects in the future.

2. Bruce Woodis, KWP Associates – request or query, status of approval granted/extension granted in 2008 for a subdivision-Forsen on Tatnic Road. At the 5-year point when the subdivision application was to expire KWP came in and asked for an extension which was granted. This permit was actually good for 9 years, not the 5 years. DEEP table says the application can be valid for up to 14 years. The extension was granted, however, granted untimely. Mr. Woodis would like to know if he should reappear before the Commission. Discussion ensued. It was unanimously agreed that Mr. Woodis should come before the Commission to correct the record.

**Adjourn:** A motion was made by Jim Paquin to adjourn the meeting at 6:57 p.m. Demian Sorrentino seconded this motion. No discussion held. All in favor. The motion passes unanimously.

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Audrey Cross-Lussier  
Recording Secretary