

Minutes of the Regular Meeting of the Inland Wetlands Agency on July 1, 2009.

A. Roll Call

Present: Barbara Bell, Allan Cegan, Jim Connors, Ken Cowden, Jon Higgins, Joel Levitz, Steve Munson and Phil Fulco.

Absent: John Ludtke, Lynne McNamee and Jim Richard.

Fulco called the meeting to order at 7:30 p.m. and deemed Bell and Connors the voting alternates.

All stood for the Pledge of Allegiance.

B. Public Comments

None.

C. Old Business

1. **Application IW-A-09-018: East Broadway, Silver Sands Parkway – City of Milford Sewer Commission:** proposed relocation of pump station and replacement of 6,100 L.F. of sewer line with work within 100ø of a wetland in the South Central Shoreline Watershed.

MaryRose reported that this is a proposal for the re-location of the East Broadway pump station to Mayflower Place and the replacement of 6,100 L.F. of interceptor sewer. The work will require the alteration of approximately 0.91 Acres of upland review area and 0.02 acres of inland wetlands. Ray Macaluso was in attendance to represent the Sewer Commission and present the project.

Macaluso reported that this plan is under the facility plan for the plant upgrades. He proceeded to explain that there is an existing sewer that runs down East Broadway to the pump station it is then pumped up to Mayflower West then onto Seamanø Lane. The Mayflower pump station is now a backup for the East Broadway station. There have been overflows and failure issues. So this plan would eliminate the existing sewer and East Broadway pump station and reconstruct the Mayflower Pump station making it state of the art. There have been a lot of overflows and infiltration along the upland review area and Sound. Easements were acquired with the DEP and the Housing Authority. There are no other alternatives.

Bell asked what was meant by infiltration. Macaluso explained that the water is getting into the sewer pipe. The pipes are rotted and the manholes are leaking. Water is getting into the pipe and manholes and could eventually get out into the Sound. Bell asked what type of water is getting in ó is it from the Sound or rainfall? Macaluso reported that it is all of the above ó the pipes and manholes are deteriorating and the project will fix that problem. Bell asked for further explanation of the length of pipe and the flow. Macaluso reviewed that they are replacing the concrete pipe with PVC and replacing capacity. The PVC

technology was not available when this pipe was installed. East Broadway to Silver Sands Pkwy will now be gravity and will have minimal grades which have to be kept for industry standards. The removal of the East Broadway pump station will prevent failure into Long Island Sound.

Fulco asked how many pump stations there are and how many miles of pipe? Macaluso stated that there are 43 and the goal is to eliminate them if possible and they can be, as long as there are the grades and it meets minimum engineering standards

Levitz asked what happens to the existing pipe. Macaluso explained that the manholes are taken down 4ø and then they are left in place.

The following motion was made by Connors and seconded by Cegan:
Mr. Chairman, after duly considering all relevant factors, I move to approve application IW-A-09-018: East Broadway, Silver Sands Parkway, based on the plans entitled "East Broadway Pump Station Replacement" By Westcott & Mapes, Inc., cover & 7 sheets dated 5/4/09, the information in the file and presented this evening, for the following reasons:

- There is no alternative.
- This action will not have an impact or effect on the physical characteristics of the adjacent wetlands and watercourses.
- A feasible and prudent alternative does not exist
- The erosion control plan will be modified to require inspection and weekly reporting on the erosion and sedimentation controls and after significant precipitation events.
- A bond to be calculated must be posted with the MIWA for S&E controls, stabilization plantings, wetland boundary markers and an asbuilt showing finished 2ø contours and locating all site structures.

The motion carried unanimously.

2. Application IW-A-09-019: New Haven Ave, Shadyside Lane, Indian River Interceptor; City of Milford Sewer Commission – proposed replacement of 3,600 L.F. of sewer line with work within 100ø of a wetland in the Indian River Watershed.

Maryrose reported that this is a proposal to replace the Indian River Interceptor and will include the construction of new sewer and manholes and abandonment of old sanitary sewers. The work will require the alteration of approximately 0.36 Acres of upland review area and 0.08 acres of inland wetlands. Ray Macaluso was in attendance to represent the Sewer Commission and present the project. The CT-DEP has approved the location of the easement to get the sewer line out of the tidal wetlands.

Macaluso reviewed the site location and existing sewers that flow to the Gulf Pond Pump Station. They are again asking for an increase in capacity and elimination of the pipe in the tidal marsh bringing the pipe in the rear of houses along Shadyside lane. They considered putting it in Shadyside Lane but that would require a 30 ó 35ø cut into the street which has some practical and safety

issues. Easements will be needed from about 6 property owners. The capacity will be increased from a 12" to a 30" sewer. The existing sewer will be abandoned in place and the manholes will be taken down and be capped.

Fulco asked how many manholes would be worked on in the marsh. Macaluso reported that there will be 6 manholes abandoned in the tidal wetlands

Bell asked about abandoning pump stations. Macaluso reported that it is all gravity. It is all parallel except for the new easement behind the homes. Wastewater can not maintain the existing manholes in the wetlands. Bell asked if there was any idea if or how much sewage many have gotten into the wetlands. Macaluso stated that we know that 1.2 million gallons of water was entering the 18 manholes in the Indian River that was recently lined. It is almost impossible to measure how much may have gone out of the pipe. But we do know what was entering the manholes.

The following motion was made by Connors and seconded by Cegan:

Mr. Chairman, after duly considering all relevant factors, I move to approve application IW-A-09-019: New Haven Ave, Shadyside Lane, Indian River Interceptor based on the plans entitled "*Indian River Interceptor Replacement, New Haven Avenue, Old Gate Lane, Pond Point Avenue, Robin Lane, Shadyside Lane*" by Westcott & Mapes, cover & 9 sheets dated 6/9/09, the information in the file and presented this evening, for the following reasons:

- This action will not have an impact or effect on the physical characteristics of the adjacent wetlands and watercourses.
- A feasible and prudent alternative does not exist.

With conditions including:

- A bond to be calculated must be posted with the MIWA for S&E controls, stabilization plantings, wetland boundary markers and an asbuilt showing finished contours and locating all site structures.

The motion carried unanimously.

D. Minutes

Bell questioned the wording on page 2, second paragraph of the minutes "We are proposing" who is we. Fulco stated that it was the applicant. Bell stated that in the minutes there was a lot of confusion with what a swale is and biofiltration and switches these terms. The question doesn't get answered regarding perforated pipe under the biofiltration system. MaryRose explained the perforated pipe and that under it is a biofiltration system. Bell further questioned page 3, fourth paragraph where Fulco stated 52% pervious versus 48% impervious "this is on the portion of the site that is not wetlands and this needs to be clarified. A motion was made by Connors, seconded by Cegan to accept the minutes of the previous meeting with the above modifications. The motion carried unanimously.

E. Subcommittee Reports

None.

F. Staff Report

- The office has been busy with neighbors' inquiries, pools, sheds and decks.
- Connors asked about Lavery Lane. MaryRose stated that she will be going out there next week to see the site.
- Bell asked about the Utility project in Eisenhower Park. MaryRose stated that this is complete. The deer fencing is to remain and a report on this site is due and the Army Corps usually waked the site. There will be annual monitoring. There are federal wetlands and this process was reviewed. The wetland was created in a floodplain and does allow for flood waters to enter the wetlands but is not intended to relocate the river into the floodplain/ created wetland area.

G. Chairman's Report

- Fulco reported that last Wednesday he went to the CT Conference of Municipalities Freedom of Information, Rules & Ethics meeting and received handouts for the parliamentarian on parliamentary procedure. One of the things in the FOI portion is when they changed the law about the 48 hours to have minutes submitted. It is the actual votes that must be available within 48 hours and the minutes are due within 1 week. There is a "quickie" form that they use to record those votes. MaryRose explained that the legal notice is posted on the City clerk's board the next morning and in the paper within 48 hours of the meeting. Fulco reported that only 3 people from Milford were present - Win Smith, someone from the P&Z and himself. The rules of a public meeting and executive sessions were reviewed. It was discussed that if we were more political and we had just 1 party represented it would be a party caucus not a public meeting. If the democrats all meet it is a caucus if they add one republican then it is a meeting. Bell asked if there was anything new on ethics. Fulco reported that it was all common sense. If you have to ask the question then it is probably wrong. Example - if something you do would be on the front page of the paper tomorrow and it is ok - then ok otherwise it probably should not be said or done. The whole issue of ethics comes down to common sense. If you have a conflict you just recuse yourself on that issue. They don't want to make it so tough that nobody can or would want to serve.

The next regular meeting will be on 7/15/09.

There being no further business to discuss, the meeting adjourned at 8:25 p.m.

Respectfully submitted,

Lisa Streit

These minutes have not been accepted or approved.