

Minutes of the Regular Meeting of the Inland Wetlands Agency on May 01, 2019.

A. Roll Call

Present: Brendan Magnan, Daniel Bedeker, Ranjit Bhawe, Jim Connors, Matthew Connors, Dave DeFlumeri, Lilly Flannigan and Steve Munson.

Absent: Ken Cowden and Carol Dunn.

Also Present: MaryRose Palumbo and Lisa Streit

Magnan called the meeting to order at 7:30 p.m. and deemed Bhawe and M. Connors the voting alternates.

B. Pledge

All stood for the Pledge of Allegiance.

C. Public Comments

None.

D. New Business

- 1. IW-V-19-028: 5 -21 Pond Point Avenue, MJ Properties** – Material and debris in and within 100' of a wetland in the Indian River Watershed without a permit.

MaryRose reported that this is a violation issued on 4/26/19 to the property owner at 5-21 Pond Point Avenue. After receiving a complaint, the Health Department visited the site and notified her of the material and debris on the property. Sheets with photos taken on 4/25/19 were distributed showing miscellaneous debris and materials (a lot of debris; refrigerator, hot water heater, etc.) dumped in the rear of the building that are in and adjacent to the wetlands and the Indian River Marsh.

MaryRose has been contacted by Eddie Colon, a representative of the property owner. She recommends that the IWA uphold the order and require that the property owner submit a survey and remediation plan. She checked with Surveyors today and they are 4-6 weeks out on surveys from the time they are contracted.

MaryRose noted that this is a violation received at this meeting and the Agency can:

- Ask questions
- Uphold the violation
- Uphold and modify the violation
- Release the violation

MaryRose stated that per the applicant, they have a problem with dumping; every time they clean it there is more. She further stated that the wetlands lines need to be identified as well as a plan for removal and restoration of the marsh. She is to meet with Mr. Colon tomorrow in the office (he was unable to attend this evening due to a prior commitment). She recommends upholding the violation with modifications. Munson asked if the soil should be tested after removal. MaryRose stated that an environmental report is suggested.

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MILFORD INLAND WETLANDS

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

I move that cease and desist order IW-V-19-028: 5-21 Pond Point Ave, be upheld and modified that the property owner be ordered to submit the following by 6/12/19:

1. An A-2 survey with T-2 accuracy done by a Professional Land Surveyor licensed in the State of CT showing the following information at a minimum:
 - a. Wetlands line as delineated by a certified Soil Scientist or professional Wetland Scientist. Including both inland and tidal wetland lines (if present).
 - b. Soil Scientists signature.
 - c. Property boundaries.
 - d. Site structures/improvements.
 - e. Approximate location of debris field.
2. Report and proposed mitigation planting plan by a Professional Wetland Scientist/ Environmental Scientist for any potential impacts from debris.
3. Proposed approach and timeline for execution of the mitigation plan to remove material and debris and any restoration work for the disturbed area by 6/30/19.

The motion carried unanimously.

2. **IW-PA-19-029: 61-71 Street, Milford Quality Landscaping** – Site work for stabilization and gravel parking area with work within 150' of a wetland and watercourse in the Wepawaug River Watershed.

MaryRose reported that this is a pre-application for St. Peter's Church to add a gravel area adjacent to their driveway and parking area. They have been having issues with people parking on the grass and the area getting rutted and very muddy. They requested that their Landscaper level and gravel the area to prevent the mud. The Landscaper excavated the approximately 1,400 sq. ft. area and brought in fill to level it prior to adding the gravel. She received a complaint and visited the site. She requested that the Contractor add erosion controls and submit a pre-application/application for the work before continuing. In discussions with the Contractor, it was determined that the gravel area could pitch to a bio-swale to comply with stormwater requirements. This evening Matthew Lindeman of St. Peter's Church was in attendance to answer any questions.

As this is a pre-application, this evening the Agency can:

- Ask questions
- Ask for further information
- Issue a Jurisdictional Ruling
- Require a full application

Rev. Matthew Linderman, St Peter's Episcopal Church, stated that the intent with the project is to stabilize the ground. When it is wet, runoff from the driveway goes into this area of the grass. He said that there is significant parking lot pressure at drop off and pick up times for the preschool as well as special events. Because of this people have used this grass area. They are hoping to put in a permeable and more durable surface to prevent further impact. They desire to comply with and respect the wetlands. They are not looking for permanent parking but to stabilize for occasional events when people park there.

DeFlumeri asked about the elevation change between the parking and the edge or the river. Rev. Linderman stated that they are not planning on changing the contour of the land and the grade change is between the parking lot and the river is 3 – 4'.

Bhave questioned how gravel can be prevented from bleeding out onto the parking area or grass. Rev. Linderman stated that they will be using $\frac{3}{4}$ " roadmix/process. Connors stated that that material will compact and run off into the swale and should not bleed out. Rev. Linderman stated that they just want more durability. A discussion followed that a Jurisdictional Ruling would be appropriate.

The following motion was made by Connors and seconded by Bhave:
That the Designated Agent issue a Jurisdictional Ruling for pre-application IW-PA-19-029: 61-71 River St, for the creation of a 1,400 sq. ft. gravel parking area and bioswale within 150' of the Wepawaug River based on the information in the file and presented this evening. Proper soil erosion and sedimentation controls must be installed and maintained while the site is disturbed. This action will not have an impact or effect on the physical characteristics of the adjacent wetlands and watercourses.

The motion carried unanimously.

E. Minutes

A motion was made by Connors, seconded by Flannigan to accept the minutes of the regular meeting on 04/17/19 as presented. The motion carried with M. Connors and Magnan abstaining.

F. Staff Report

The Office has been quite busy with inquiries and meetings for potential applications. There has been a number of flooding complaints. MaryRose has been working with DPW and Engineering to resolve these issues.

Please remember to call or email if you are unable to attend a meeting.

G. Chair's Report

There next meeting will be a Regular meeting in Conference Room B on May 15, 2019.

Please let the office know if you cannot attend and get any questions you have on the applications to MaryRose so that she can forward them to the applicants.

There being no further business to discuss, a motion to adjourn at 8:10 p.m. was made by Connors and seconded by DeFlumeri. The motion carried unanimously.

Respectfully submitted,

Lisa Streit

These minutes have not been accepted or approved.