

A. Roll Call

Present: Commissioner Ranjit Bhawe, Commissioner Daniel Bedeker, Commissioner Jim Connors*, Vice Chairman David DeFlumeri, Commissioner Scott Marlow, Commissioner Steve Munson, Commissioner Jason Zammiello

Others present: DPLU Director Joe Griffith, Compliance Officer MaryRose Palumbo and Secretary Meg Greene, DPW Director, Chris Saley, Lenny Addario, Fred D'Amico, Steve Danzer

Absent: Commissioner Matthew Connors, Commissioner Ken Cowden, Chairman Brendan Magnan

**Commissioner J. Connors was not present for the first vote.*

Motion: Commissioner Munson moved to have Commissioner Marlow act as Chairperson Pro Tempore for tonight's meeting.

Second: David DeFlumeri

Vote was unanimous.*

RECEIVED

SEP 10 2020

MILFORD INLAND WETLANDS

Mr. Marlow called the meeting to order at 7:30 and reviewed instructions on remote meetings.

1. In accordance with the Freedom of Information Act and Governor Lamont's executive orders, this meeting is being recorded and will be made available on the City of Milford website.
2. During this meeting, if members of the Inland Wetlands Commission would like to speak, please utilize the "raise your hand" feature via Zoom. All participants will be muted during the meeting unless recognized by the Chair.
3. After being recognized to speak, please state your name and address prior to making a statement.

B. Pledge

C. Public Comments

None

D1. New Business [Application, Pre-applications and violations can be discussed at this meeting.]

D.1. IW-A-20-065 161 West Rutland Road, Rhode Island Lights, LLC; Proposed 14-lot subdivision with a stream crossing and work in and within 150' of wetlands and Beaver Brook in the Housatonic River Watershed [9/2/20 | 9/16/20 | 11/6/20]

This is an application by Lenny Addario of Rhode Island Lights, LLC for a 14-lot subdivision with construction, grading, and a stream crossing of Beaver Brook in the Housatonic River Watershed. It is on the Agenda for the first time this evening. This is a 13.52-acre parcel with one existing dwelling, barn, and garage on the property. There is a farm culvert currently crossing Beaver Brook, a portion of the property is wooded, and the remainder is mowed. The applicant, Lenny Addario, is here this evening to present

the application and answer your questions along with his engineer, Fred D'Amico and his certified professional soil scientist, Steve Danzer.

Lenny Addario, Rhode Island Lights, LC, 345 North St, Milford, CT introduced his engineer to review the project.

Fred D'Amico, Engineer, D'Amico Associates, 9 Park Rd, Oxford CT described the site, referring to the Site Development Map, it is a 13.5-acre site with 75% mowed and a small wooded area to the northwest. There is one existing dwelling on the property. There is an existing crossing. They are proposing a new road with a 30" culvert for the crossing. There are 14 new homes with detention galleys for each dwelling to mitigate any increase in runoff. The map's red line shows the 150' upland review area line from Beaver Brook and any wetlands. There are 6 houses that are in that 150' upland review area. They are proposing a fairly large conservation area all along Beaver Brook to try and protect Beaver Brook and the trees in that area so that no trees are cut.

On Lots 12 & 13 there are large conservation areas; on Lot 11 and Lots 3 & 4 there is a 70' wide area. The proposed detention galleys will provide for the increased runoff from both the dwellings and the road. During construction there will be a sedimentation basin on lot 4 to address any increase until the galleys are all installed. The Soil and Erosion Controls Plan shows silt fencing and anti-mud tracking measures. He suggested scheduling a walk-through. An 850' long road is in the middle of the property. A proposed sanitary line up William Court (the proposed road) connects to the subdivision from the south. The site will have sanitary sewer and public water. A soil scientist reviewed the site. The only wetlands are along the brook. There is a detention pond to the south of the site. The brook has been dry over several visits to the site this summer and appears to remain dry as it goes further south to Plains Rd.

Commissioner Bhavre referred to the Plan and Profile sheet (4 of 9) and asked about if proposed sidewalks on West Rutland Road are required. The plan also shows two 15" pipes discharging to a cross culvert.

Mr. D'Amico said that the sidewalks are a City of Milford requirement. The last catch basins will have a Stormceptor mechanical trap such that the water is treated prior to entering the brook. The City is responsible for cleaning and maintaining the Stormceptor units. Use of a retention pond was rejected because it would require more maintenance.

Commissioner Munson asked if this is the first time the wetlands have been flagged and was also in favor of a site walk; Mr. D'Amico stated he believed it was the first time.

Steve Danzer, Steve Danzer PhD & Associates, LLC, flagged the wetlands in late January. He walked the entire property with no snow cover and found only watercourse soils in and flanking the stream while the remaining upland is glacial and outwash soils. This may have been a naturalized brook at some point but is now naturally trenched. There were wetlands to the south of the property in a detention basin in that area.

Commissioner Munson asked how many trees are proposed to be removed.

Fred D'Amico described the tree line and said the proposed clearing would be minimal. Mr. Addario said he intends to keep as many trees as possible while still giving people a reasonably sized yard.

Commissioner Bhavre referred to the Plan and Profile street map, noting two 15" pipes connecting to the 30" pipe in the same area and was concerned about structural stability. Mr. D'Amico said he will double check that item and get back to the agency.

Acting Chairman Marlow asked about the timing on the proposal. Mr. D'Amico said that he would like to install the sanitary sewer and the culvert in the dry season or hold up the project and wait until it is dry to install. He said weather should be monitored to ensure no work is done if severe conditions are expected. The sanitary main will go in first, then the culvert. He believed that the sanitary main will be schedule 80 PVC and will be 3' below the culvert carrying the brook.

Acting Chairman Marlow asked how the conservation easement would be protected during construction and what would prevent the workers from storing material in that area. Mr. D'Amico said silt fencing and orange safety fencing will secure the site. He said that it is currently wooded along the brook. The intention is to have the edges of the conservation easement be the limits of disturbance. Only place they will be in it is at the road crossing.

Commissioner Munson asked about public input. MaryRose stated that there had been no inquiries since the agenda was posted last Thursday.

MaryRose reviewed the board's options for a first-time application; the agency can:

Ask questions

Ask for further information

Schedule a site walk the agency typically likes to walk before the next Regular meeting.

Schedule a public hearing (*no petition has been received as of 9/2/20. Petition deadline is 9/2/20*)

Take no action

MOTION

MOTION: Commissioner Connors moved, that a site walk be scheduled for application IW-A-20-065 161 West Rutland Road, on September 16, 2020 at 4:30pm.

SECOND: Commissioner Munson

Vote: 7-0

Yes: Commissioner Ranjit Bhavre, Commissioner Daniel Bedeker, Commissioner Jim Connors, Vice Chairman David DeFlumeri, Commissioner Scott Marlow, Commissioner Steve Munson, Commissioner Jason Zammiello

No: None

Abstained: None

Absent: Commissioner Matthew Connors, Commissioner Ken Cowden, and Chairman Magnan
 Non-Voting Alternate: None
 Motion passed.

E.1. IW-A-20-054 Flax Mill Lane, City of Milford; Proposed road widening with work in and within 150' of wetlands and watercourses in the Wepawaug River Watershed.
 (8/19/20 || 9/2/20 || 10/23/20)

This is the proposal by the City of Milford for safety improvements and road widening of a portion Flax Mill Lane in the Wepawaug River Watershed. The City was proposing to pipe 170 linear feet of Flax Mill Brook accommodate the road widening and safely transition to the side of the road. Wetlands were flagged on the site on 8/3/20 by Scott Stevens, Professional Wetland Scientist at Soil Science and Environmental Services. The survey was created by the Milford Engineering Bureau. At our last meeting, the Agency requested the following additional information which the City Engineer's memo of 8/27/20 addressed:

- The outline of the disturbance limits.
- Any information on why this size / type of pipe was chosen (vs squashed, etc.).
- Information on any changes to the stream due to velocity of the water through the pipe.
- Any proposed mitigation for work in the brook.
- Information on alternative plans considered.

The applicant has submitted revised plans showing 144 l. ft. of 48" pipe for Flax Mill Brook to widen the road due to the slopes adjacent to the road and depth of the brook. The City Engineer is recommending piping as opposed to relocating the brook for safety reasons. The proposed piping will have a manhole for clean-out if necessary. MaryRose read the City Engineers 8/27/20 response to the Agency's request for additional information.

Chris Saley, Public Works Director, was at the meeting to answer any questions. He said that MaryRose and the City Engineer's memo had covered the questions from last time. He said that the goal is to get this project done in the next 2 to 2.5 months before the Flax Mill Lane bridge is reopened.

MaryRose reviewed the board's options; the agency can:

- Ask questions
- Ask for further information
- Schedule a site walk
- Schedule a public hearing
- Approve the application
- Deny the application
- Take no action

MOTION

MOTION: Commissioner Munson moved, after duly considering all relevant factors, to approve application IW-A-20-054 Flax Mill Lane based on the plans entitled *"Proposed Plan for Proposed Culvert and Street Widening of a Portion of Flax Mill Lane Lane, Milford, CT"* by City of Milford Engineering Bureau, 3 sheets dated 8/18/20 rev 8/26/20 , 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 because:

- The applicant has shown that not relocating the stream would be a safety hazard.

With conditions including:

- The Permittee must submit a construction plan *prior* to taking out the permit.
- Soil Erosion and Sedimentation controls as outlined on the plans and in the CT DEP *"2002 Erosion and Sedimentation Control Guidelines"* must be installed and maintained on the site until the property is stabilized.
- An as-built survey showing the improvements, finished 2' contours, and locating all site structures is required within 6 months of project completion.
- The permittee must submit a certification by the project engineer that the completed project meets the design intent of the approval prior to bonds being released.
- The permit is issued 9/2/20 expires 9/2/25 unless otherwise provided by statute.

That is my motion.

SECOND: Vice Chairman David DeFlumeri

Vote: 7-0

Yes: Commissioner Ranjit Bhawe, Commissioner Daniel Bedeker, Commissioner Jim Connors, Vice Chairman David DeFlumeri, Commissioner Scott Marlow, Commissioner Steve Munson, Commissioner Jason Zammiello

No: None

Abstained: None

Absent: Commissioner Matthew Connors, Commissioner Ken Cowden, and Chairman Magnan

Non-Voting Alternate None

Motion passed.

F. Consideration of minutes of the previous meeting.

MOTION

MOTION: Commissioner Munson moved to accept the minutes from the August 19, 2020 Regular Meeting as presented

SECOND: Commissioner Connors

Vote: 6-0

Yes: Commissioner Daniel Bedeker, Commissioner Jim Connors, Vice Chairman David DeFlumeri, Commissioner Scott Marlow, Commissioner Steve Munson, Commissioner Jason Zammiello
No: None
Abstained: Commissioner Ranjit Bhawe
Absent: Commissioner Matthew Connors, Commissioner Ken Cowden, and Chairman Magnan
Non-Voting Alternate None
Motion passed.

G. Staff Report

MaryRose reported that the office continues to be with busy with tree damage in the wetlands from Storm Isaias and minor reviews for additions, sheds, and pools. She also noted that work will soon begin on the Beaver Brook parking lot and rain garden.

She asked board members to let her know their preferred method of plan review: paper plans on all applications or just for larger applications to simplify and expedite their review of proposals.

She noted that she has spoken to several people about proposed projects or modifications of old projects that will be coming in over the next several months.

Site Status:

Flax Mill Lane Bridge is ongoing

0 Tanglewood Circle –mitigation monitoring is ongoing we have received 3/10 reports (monitoring anticipated through 2023). Minor work to remove invasives was required from the December 19 monitoring report. Next report is due in Fall 2020. Removal of invasive was recommended by the site monitor.

Terrace Rd is ongoing

Wheeler's Woods – ongoing

Beaver Brook Boardwalk – started this week.

63 Chester St is ongoing

Westmoor Rd is ongoing – waiting on final plantings and asbuilts.

Sailor's Lane pump station has some stabilization and will be reseeding in the fall.

Daniels St (Stonebridge patio) waiting on asbuilt.

Florence Av is ongoing – stone swale and galleys are installed waiting on asbuilt.

Platt Lane is ongoing

Live Oaks School parking area waiting on asbuilt

French Drive Fields – started

Lansdale Av Fields - started

She asked commissioners to remember to call or email her if unable to attend a meeting.

The commissioners had no further questions for staff.

MaryRose said that she would send the notice out for the 9/16/20 site walk. She noted that there is sufficient parking at #161 West Rutland Rd.

H. Chair's report and communications

The next meeting will be a Regular meeting on September 16, 2020 at 7:30 pm and a site walk on September 16, 2020 at 4:30pm

I. Adjournment

MOTION

MOTION: Commissioner Connors moved adjourn

SECOND: Commissioner Munson

Vote: 7-0

Yes: Commissioner Ranjit Bhawe, Commissioner Daniel Bedeker, Commissioner Jim Connors, Vice Chairman David DeFlumeri, Commissioner Scott Marlow, Commissioner Steve Munson, Commissioner Jason Zammiello

No: None

Abstained: None

Absent: Commissioner Matthew Connors, Commissioner Ken Cowden, and Chairman Magnan

Non-Voting Alternate None

Motion passed.

The meeting was adjourned at 8:30 p.m.

Respectfully submitted,


Meg Greene

These minutes have not been accepted or approved.

