

Minutes of the Regular Meeting of the Inland Wetlands Agency on February 19, 2020.

A. Roll Call

Present: Brendan Magnan, Daniel Bedeker, Matthew Connors, Ken Cowden, Dave DeFlumeri, Scott Marlow, Steve Munson and Jason Zammiello.

Absent: Ranjit Bhave and Jim Connors.

Also Present: DPLU Director Joe Griffith, MaryRose Palumbo and Lisa Streit

Magnan called the meeting to order at 7:30 p.m.

B. Pledge

All stood for the Pledge of Allegiance.

C. Public Comments

None.

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D. Old Business

- 1. IW-V-19-083: 48 Cambridge Avenue, Wayne Wyman** – filling and grading within 100’ of a wetland in the Housatonic River Watershed without a permit.

MaryRose reported that this is a violation issued 12/13/19 based on a complaint received in Zoning. A significant amount of fill has been placed to the south of the house. The Milford GIS shows wetlands within 100’ of the fill. From the topography on the Milford GIS mapping, the grade change on the lot in the area of fill is approximately 12’, the lot depth is approximately 92’. The order was upheld in December and the property owner, Wayne Wyman, was given until 2/15/2020 to submit a soil report, topographic survey and remediation plan. In addition, the Agency required that sedimentation and erosion control measures be added to the site to prevent degradation of the wetlands. Mr. Wyman has installed silt fencing along the property line.

Mr. Wyman visited the office on 2/13/20 and stated that his Soil Scientist, William Kenny told him he would be onsite on Monday 2/17. He said that once Mr. Kenny was finished he would call his Surveyor, Paul Stowell to do the required survey. The work was not done on Monday. MaryRose spoke with Mr. Wyman today who said the Soil Scientist will be onsite tomorrow morning between 10:00 and 11:00. He stated once he is onsite he will have the Surveyor come to pick up the flags and other required information. Mr. Wyman was unsure if he would be able to be here this evening.

She explained to Mr. Wyman that she would suggest that the IWA extend the deadline for his submission this evening but that he would need to get his information in for the next meeting. He stated he had the contractors lined up for Monday but they did not come and he was assured that they are coming to the site tomorrow (2/20/20). Her recommendation would be to amend the order to

require the information to be submitted by 3/3/20 so that it can be emailed to the Commissioners prior to the next meeting.

As this is a violation with an order compliance deadline of 2/15/20, this evening the Agency can:

Ask questions

Modify the violation

Release the violation

Refer the violation to the City Attorney's office for resolution

A discussion followed regarding the concern with the slope verses referring this violation to the City Attorney and timeliness. Weather wise it is possible to do the work. MaryRose reviewed the tasks that need to be done; stabilization is the starting point. It was noted that this came before the IWA in December. Magnan stated that if there was no interaction with the property owner then there would be City Attorney involvement. However, there has been interaction/participation. M. Connors asked if the applicant has come to any meetings. MaryRose stated that he has not. Zammiello asked if this violation affects his project with the house, etc. MaryRose stated that she is not sure if house permits have been completed. M. Connors stated that there is concern with spring around the corner and no action. DeFlumeri asked if it was possible to attach a fine. MaryRose stated that Milford has not implemented that ordinance.

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

I move that cease and desist order IW-V-19-083: 48 Cambridge Av, be modified to require the property owner be ordered to submit the following by 02/27/20:

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. Coastal Jurisdiction Line(CJL)
 - f. Mean High Water Line (MHW)
 - g. Limits of fill
2. Submit a report from an engineer licensed in the State of CT on the source, type and volume of fill, viability of slope.
3. Impact report by a Professional Wetland Scientist, including any potential impacts to wetland and the existing tree canopy. A proposed mitigation plan must also be submitted.
4. Proposed timeline for execution of the mitigation plan.

That is my motion.

The motion carried unanimously.

E. Minutes

A motion was made by Munson, seconded by Cowden to accept the minutes of 01/15/2020 as presented. The motion carried with Bedecker abstaining.

F. Staff Report

- The synopsis of experience was emailed last week; please update and return to the office.
- There has been no word from Darcy Winther about the DEEP training program – information will be forwarded as soon as it is received.
- The Environmental Concerns Coalition (ECC) is requesting that we create an exhibit or activity for the 50th Anniversary of Earth Day to be held 4/25/20 on the Green from 9:30-3:30 with a rain date of 5/4/20. The IWA has had tables/exhibits in the past and the Agency was asked if anyone was interested in participating.
- MaryRose 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:

- Welch's Point Rd Pump Station is nearing completion; the rear of the station is planted and has almost 80% stabilization – waiting for spring growth.
- 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 Spring 2020.
- 24 Cooper Ave – ongoing. Mr. Schettino appears to have constructed his home without rain gutters and roof leaders to a rain garden as was on the approved plan. This project is nearly complete. MaryRose will review with the City Engineer for compliance with the Stormwater requirements.
- Ford St / Bailey Ln –houses, landscaping and fencing are complete – waiting for last area of grass to grow for bond release.
- Terrace Rd is ongoing.
- Wheelers Woods – ongoing.
- Eastern Steel Rd – Rail Road Culvert – construction complete, minor corrections to site work and final stabilization to be completed.
- Beaver Brook Boardwalk – complete, parking area will be done in phase 2.
- 63 Chester St is ongoing.
- Westmoor Rd is ongoing.
- Sailor's Lane pump station is complete except for landscaping that will be done in the spring.
- Daniels St (Stonebridge patio) ongoing.
- Florence Av is ongoing – stone swale and galleys are installed.
- Platt Lane is ongoing.

Magnan asked that MaryRose review the bonding process for new members. MaryRose reviewed that bonds are calculated based on plans and their requirements. The bond is held until all requirements are completed and verified and then the bond is released.

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

G. Chair Report

The next meeting will be March 04, 2020 in Conference Room B. Please let the office know if you cannot attend.

There being no further business to discuss, a motion was made by DeFlumeri, seconded by Munson to adjourn at 8:00 p.m.

Respectfully submitted,

Lisa Streit

These minutes have not been accepted or approved