

**BRISTOL INLAND WETLANDS COMMISSION
MINUTES
REGULAR MEETING OF WEDNESDAY APRIL 1, 2020
7:00 P.M
WEBEX MEETING: CALL IN OR LOG IN**

CALL TO ORDER:

By: Chairman Fisk

Time: 7:08 P.M.

Place: Webex Meeting

WebEx Recording

Password for WebEx : CdcjT2Z5

ROLL CALL:

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS:	Zachary Fisk (Chairman)	X	
	Chet Reed (Vice Chairman)	X	
	Sebastian Panioto (Secretary)	X	
	Michael Robinson	X	
	James Carros		X
	David Rooks		X
	Tammy Kelly	X	
ALTERNATE MEMBERS	David Scarritt	X	
	Daniel Massaro, Jr.	X	
	Carolyn Checovetes		X
STAFF	Carol Noble, P.E., Environmental Engineer	X	
	Raymond Rogozinski, P.E., Director of Public Works	X	
	Nancy Levesque, P.E., City Engineer	X	

PLEDGE OF ALLEGIENCE

INTRODUCTIONS AND SEATING OF ALTERNATES

PUBLIC PARTICIPATION (NON-PENDING APPLICATIONS)

There was no public participation.

ADMINISTRATIVE MATTERS:

1. Approval of Minutes – March 4, 2020

MOTION: Move to approve the minutes of the March 4, 2020, regular meeting.

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

2. Acceptance of Onsite Minutes – March 24, 2020

MOTION: Move to approve the onsite minutes of the March 24, 2020, Onsite meeting.

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

PUBLIC HEARINGS:

1. Application #1896 – Wetlands Application to construct a commercial building of 2,088 sq. ft. with gasoline pumps; 50 Terryville Avenue; Assessor’s Map 22, Lot 10; ANZ Petroleum, Inc., applicant.

The Commission acknowledge receipt of the following items in their electronic packets: a letter dated February 20, 2020, from Riaz Uddin of ZBA Real Estate, LLC, regarding authorization of Attorney James Ziogas; a summary letter from David Hughes, P.E. and L.S., regarding the project Stormwater Management Report; a stormwater management report, entitled "*Stormwater Management Report, Prepared for ZMA Real Estate, LLC, 50 Terryville Avenue, Bristol, CT, dated February 24, 2020, Prepared by David A. Hughes, Professional Engineer and Land Surveyor, 57 Norway Street, Oakville, CT 06779 (111 Pages)*"; two pages of photographs, entitled "*Application #1896 – 50 Terryville Avenue: Photo 1 looking north at site; Photo 2 looking east from northwest corner of site; Photo 3 looking southeast from northwest corner of site and Photo 4 looking west from northeast corner of site Photo 4 looking west from northeast corner of site*"; a Stormwater Volume Calculation Report, dated March 25, 2020, from ZMA Real Estate, LLC (three pages with two maps from United Concrete Products, Inc.)

ANZ Petroleum, Inc.
 50 Terryville Avenue
 Bristol, CT 06010

Riaz Uddin
 ZBA Real Estate, LLC
 8 Burnham Street, STE 1B
 Terryville, CT 06786

Attorney James Ziogas
 104 Bellevue Avenue
 Bristol, CT 06010

David A. Hughes, P.E. and L.S.
 57 Norway Street
 Oakville, CT 06779

MOTION: Move to Open Public Hearing for Application #1896.

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

The Public Hearing is opened.

Attorney Ziogas, 104 Bellevue Avenue, Bristol CT; representing the applicant addressed the Commission regarding the application for 50 Terryville Avenue. Property is located in business zone. Designed to have 6 gas pumps. Attorney Ziogas turned the application over to the project engineer, David Hughes.

David Hughes, 57 Norway Street, Oakville, CT; addressed the commission regarding the parcel at 50 Terryville Avenue. The edge of the wetlands is located along brook north of the property along the stone retaining wall. Retaining wall will remain on the site. Proposal is for 58x36 convenience store with canopy, with 4 fuel dispensers on two islands. The configuration of the driveway, parking spaces and concrete sidewalks were reviewed. The east portion of the property will drain to a bio-retention area in the southeast corner of the property, which will be protected from erosion by stone. The remaining parking area will drain to an underground infiltration system. Proposed hooded elements and bio retention basin are designed to remove sediments and pollutants, also will be using landscaping to help remove additional pollutants, and drain through a spreader basin 1 to reduce velocity and dissipate flow discharge. Roof runoff for building and canopy, each will have their own downspout and drain to the spreader basin 2.

Commissioner Reed: what is the elevation from the building to the retention pond?

Mr. Hughes: less than two feet from the building to the edge of the curb.

Commissioner Robinson: what is the elevation of the building and the parking lot in relation to the stream?

Mr. Hughes: the elevation of the stream on high side is 390/388, on the low side it is 376 and the building is at 396.

Mr. Hughes turned the presentation over to the applicant. The applicant reviewed the spill prevention and protection measures for filling tanks and monitoring system.

Commissioner Scarritt will there be additional trees removed along the river and will there be additional fill brought in, does someone manage where it comes from?

Mr. Hughes no additional trees will be removed. Fill will be brought in and will be managed.

Commissioner Fisk is the retaining wall on the property staying or to be removed? Has it been inspected, any concern of it collapsing due to additional fill placement?

Mr. Hughes, we can have our structural engineer look at it and provide a report.

Commissioner Panioto how will gasoline spillage from the concrete pad be handled?

Riaz Uddin, Anz Petroleum, 50 Terryville Ave, Bristol, CT; addressed the commission regarding gasoline storage and spillage. Continues Electronic Monitoring System with continuous leak detection. DEEP requirements are followed and additional Flapper device in the drop tube are provided to prevent over-fill. Five gallon double wall spill buckets are used for fill.

Commissioner Reed, what will the retaining wall will be constructed of?

Mr. Hughes, addressed the commission regarding the proposed retaining wall. It will be constructed of poured concrete, with a railing on the top, 3 feet from the pavement.

No one else spoke in favor of the application.

No one spoke against the application.

MOTION: Move to continue the Public Hearing review of Application #1896, in order for the applicant to provide additional information.

By: Robinson

Seconded: Kelly

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

The Public hearing is continued.

Pending Applications

- 2. Application #1895 – Wetlands Application to construct freeform in-ground pool 20 ft. by 38 ft.; 16 Great Pyrenees Way; Assessor’s Map 58, Lot 26; Shurshot Gunite Pools, Inc. Joseph Murphy, applicant.

The Commission acknowledge receipt of the following items in their electronic packets: a summary of the buffer, fertilizers and pesticides, undated; an authorization form, dated February 20, 2020, entitled "*Sure Shot Gunite Pools, Inc., 61 Vale Road, Brookfield, CT, CT License #HIC 0632092, CT Pool Builders License SPC: 0000045, Permission to Sign Building & Wetlands Permit Applications*"; a wetlands delineation report, from David Lord, Certified Soil Scientist and Environmental Consultant, of Soil Resource Consultants, dated February 7, 1997, regarding Wetlands Delineation, Lot 26, Great Pyrenees Way and Dorset Horn Lane, Bristol, CT and three pages of photographs entitled "*Application #1895 – 16 Great Pyrenees: Photo 1: Looking north from end of City culvert; Photo 2 looking northwest toward garage; Photo 3 looking east; Photo 4 looking southwest and Photo 5 looking south.*"

Philip and Roxanne Cracco
 16 Great Pyrenees Way
 Bristol, CT 06010

The applicant was not present to address the Commission. In a phone inquiry made by staff on 3-23, the applicant verbally requested to withdraw application but did not provide written request. Staff sent an email following the verbal request, to the applicant and property owner, asking for a written request. No response was received. The applicant and property owner were also emailed the meeting format change.

Commission discussed that if the application is to be re-submitted, they will consider waiving the application fee.

MOTION: Move to deny Application #1895 without prejudice due to incomplete information for fair decision.

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

The application is denied.

NEW APPLICATIONS

No new applications.

STAFF-APPROVED APPLICATIONS/UNPUBLISHED

2. Administrative Applications Approved

Administrative Applications Approved

App.#	Street No.	Address	Purpose of App.
101785	725	Perkins St.	path in woods (stone)
101786	85	Silo Rd.	complete/finish unfinished existing deck
101787	25	Purdue Rd.	Fence (no tree removal)
101788	N/A	Corner of Matthews St. and Natalie Court	Construction single family house (west of regulated area)
101789	40	Beechwood Lane	21 ft. above ground swimming pool. Stone base to raise pool 4 inches in order to cover large rocks
Floodplain (Approved)	Street No.	Address	Purpose of App.
None			

MOTION: Move to place on file

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

The applications are filed.

CONSERVATION COMMISSION

1. Finance Committee Report - Discussion for the request to the BOF to set aside enforcement funds for regulated area betterment and conservation purposes (continued from February 4, 2020 meeting.)

The Commission acknowledged receipt of the following item in their electronic packets: a memorandum, dated March 3, 2020, regarding request for set-aside of enforcement fines for conservation purposes, to John Smith, Chairperson, City of Bristol, Board of Finance, from Wetlands Chairman Zachary Fisk, regarding the item.

STAFF REPORTS

2. IWEO March 2020 Monthly Report (Attached Inspection Report dated March 26, 2020. Jason Gagnon, Environmental Protection Technician)

The Commission acknowledged receipt of the following item in their electronic packets: a copy of the Inland Wetland Zoning Enforcement Officer Report dated March 26, 2020, from Jason Gagnon, Inland Wetlands Zoning Enforcement Officer (IWZEO); a letter dated March 3, 2020, from Jason Gagnon, regarding 291 Terryville Avenue (attached map, entitled "Map of Property, Dominic DiVenere and Joseph Calderazzi, Bristol, Conn., dated April 1953, Scale 1" = 50', W.C. Lefevre, C.E. "); a letter dated March 4, 2020, from Jason Gagnon, regarding Lots 9, 10 and 11, Great Pyrenees Way and a letter dated March 6, 2020, from Jason Gagnon, regarding 118 El Toro Drive.

MOTION Move to file the report from the Inland Wetlands Zoning Enforcement Officer.

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None

The report is filed.

OLD BUSINESS

Commissioner Panioto brought up a concern regarding sedimentation in the watercourse near Double Tree convention center project.

NEW BUSINESS

None

COMMUNICATIONS

7. CT DEEP – Notice of Tentative Determination - Cedar Lake Dam Safety Permit

The Commission acknowledged receipt of the following items in their electronic packets: a Notice of Tentative Determination to Approve an Application for Dam Safety Permit and Intent to Waive Public Hearing, Applicants, Town of Wolcott, dated February 28, 2020, from Jennifer Perry and an e-mail from Carol Noble, P.E. to Nancy Levesque, City Engineer and Raymond Rogozinski, Director of Public Works, regarding the Cedar Lake dam improvements

8. Eversource Vegetation Control Notification

The Commission acknowledged receipt of the following items in their electronic packets: an e-mail dated March 11, 2020, from Deanna Sassorossi, regarding Eversource Tree Work letter dated February 26, 2020; an e-mail from Marcia Wellman of Eversource to Carol Noble, P.E.; an e-mail dated March 10, 2020, from Carol Noble, P.E. to Marcia Wellman, regarding the letter being received at the Commission's April 1, 2020 meeting and a letter dated February 26, 2020, from Sean Redding, Manager of Eversource Transmission Vegetation Management, to the Bristol Zoning Enforcement Officer (attached map.)

9. Application #1593 – Cedar Hill Subdivision– Monthly Report and Status

The Commission acknowledged receipt of the following items in their electronic packets: a Storm Water Pollution Prevention Plan, Inspection and Maintenance Report, dated March 17, 2020, from J. Edwards and Associates, LLC (attached map) and an e-mail dated March 18, 2020, from Ian Eller to Scott Iovene of Sachem Capital Corporation and Carol Noble, P.E., regarding the request.

10. Chippanee Golf Course – Update

The Commission acknowledged receipt of the following items in their electronic packets: an e-mail from Attorney Edward Krawiecki to Carol Noble, P.E., regarding Chippanee Country Club Report, regarding the closure of the facility by orders of the Governor except for maintenance and the status of the maintenance; an e-mail dated March 24, 2020, from Carol Noble, P.E. to Attorney Edward Krawiecki, regarding the request to provide the report; an e-mail dated February 28, 2020, from Attorney Edward Krawiecki to Carol Noble, P.E., regarding the provided report.

MATTERS OF UNANIMOUS CONSENT

ADJOURNMENT

MOTION: Move to adjourn at 9:11 P.M.

By: Robinson

Seconded: Scarritt

For: Panioto, Robinson, Kelly, Scarritt, Massaro, Reed, and Fisk.

Against: None.

Abstained: None.

This meeting was taped.

Respectfully submitted,
Janet Letourneau

Zachary Fisk, Chairman
Inland Wetlands Commission

Sebastian Panioto, Secretary