

**BRISTOL INLAND WETLANDS COMMISSION
MINUTES
REGULAR MEETING OF WEDNESDAY AUGUST 5, 2020**

**Webex
Meeting Number: 798 609 529
Meeting Password: 123456**

CALL TO ORDER:

By: Chairman Fisk

Time: 7:00 P.M.

Place: City Hall

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	

PLEDGE OF ALLEGIANCE

INTRODUCTIONS AND SEATING OF ALTERNATES

PUBLIC PARTICIPATION (NON-PENDING APPLICATIONS)

There was no public participation.

ADMINISTRATIVE MATTERS:

1. IWWC – July 1, 2020

MOTION: Move to approve the minutes of the July 1, 2020, regular meeting, as written.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

2. Site Visits – July 28, 2020 & July 29, 2020

MOTION: Move to approve the On- Site minutes of the July 28, 2020 and July 29, 2020, as written.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

3. Signposting – July 20, 2020

MOTION: Move to approve the On-Site minutes of the July 29, 2020, regular meeting, as written.

By: Reed

Seconded: Panioto

For: Panioto, Robinson, Scarritt, Kelly, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

PUBLIC HEARINGS:

- 4. Application #1897 – Wetlands Application to construct a 16 ft. by 24 ft. shed, basketball half court and above ground pool; 7 Royal Drive; Assessor’s Map 64, Lot 6; Casey and Danielle Tabacco., applicants (Public Hearing postponed from July 1, 2020).

Casey and Danielle Tabacco
7 Royal Drive
Bristol, CT 06010

MOTION: Move to open the Public Hearing for Application #1897.

By: Robinson

Seconded: Reed

For: Panioto, Robinson, Massaro, Kelly, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The Public Hearing is opened.

Casey Tabacco, 7 Royal Drive; the applicant addressed the Commission regarding the shed and water issues. The applicant presented photos to the commission. Basketball court, grass was removed and asphalt was placed down, pool was also installed. A permit was not taken out for any of the activities.

Commissioner Robinson asked the applicant where the water goes once it enters the rock trench that was dug.

Mr. Tabacco stated the water from there goes to a sump pump which pumps the water out. The applicant continued go over the pictures he supplied to the Commission. The applicant stated the berm that Chippabee golf course added to their property is causing the water from the homeowner’s property to now pool up.

Commissioner Reed asked if the work that Chippabee Golf Course has done in the past year has made conditions worse on your property.

Mr. Tabacco stated that yes the berm has caused more water issues, they took out the stairs and installed a berm. Stated the Berm is causing water to pool up on 21 Royal Drive and then onto 7 Royal Drive.

Commissioner Reed asked Ms. Noble if there is a greater issue and if there are any validations to Mr. Tabacco’s concerns.

Ms. Noble stated that there is an Engineering report in the packet and stated a few issues from the past two years. The Engineers determined the berm height had to be a certain height to keep the pond from over flowing into the neighbor’s property during a storm. Ms. Noble read a summary portion of the report to the Commission.

Chairman Fisk, Has there been a significant water event to prove the berm is not effective.

Commissioner Reed requested that staff continue to observe the area and make sure that the Chippabee project is not causing more issues to the neighbors.

Bob Tabacco, Tabacco and Son Construction Company, was invited to speak, Bob Tabacco addressed the Commission regarding the application and the Chippanee Project. Bob Tabacco suggested a swale versus a drainage pipe.

Allen Cahill 21 Royal Drive, we just wanted the water situation handled from the beginning.

Mel Maffei, 31 Royale Drive, addressed the Commission regarding his yard and how he is unable to mow the rear lot until mid-May. Feels the work done on Lot 6 is causing the water problem and has impeded the natural flow. Has anyone observed the stone ditch and where the water is going?

MOTION: Move to table the decision for Application #1897 until the September meeting, work with Engineering to come up with an agreeable plan, legal clarification, and impact of stone trench.

By: Robinson

Seconded: Reed.

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

Against: None.

Abstained: None.

The application was postponed and public hearing continued to the September meeting.

- 5. Application #1900 – Wetlands Boundary Change Application to rectify the wetlands boundary to reflect the soil scientist findings; 172 East Main Street; Assessor’s Map 41, Lot 33; the Ghio Family Limited Partnership, applicants.

Attorney Timothy Furey
43 Bellevue Avenue
Bristol, CT 06010

The Ghio Family Limited Partnership
8 Summerberry Circle
Bristol, CT 06010

David Lord, C.S.S., E.C.
Soil Resource Consultants
P.O. 752
Meriden, CT 06450

Severino Bovino
Kratzert, Jones & Associates, Inc.
1755 Meriden-Waterbury Turnpike
Milldale, CT 06467-0337

MOTION: Move to open the Public Hearing for Application #1900.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The Public Hearing is opened.

Attorney Furey, representing the applicant addressed the Commission regarding Applicaton#1900. The Ghio family purchased the lot years ago. The City took it over for a period of time. Mr. Lord was unable to attend due to the storm he had to attend another meeting.

Chairman Fisk stated that Mr. Lord made the wetlands boundaries clear at the site walk.

MOTION: Move to approve Application #1900 – Wetlands Boundary Change Application to rectify the wetlands boundary to reflect the soil scientist findings; 172 East Main Street; Assessor’s Map 41, Lot 33; the Ghio Family Limited Partnership, applicants, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Kelly

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

Against: None.

Abstained: None.

The application is approved.

6. Application #1901 – Wetlands Application to install a pipe extension within the existing brook (traverses along the rear property line); proposed pool located within 100' upland review area; 5 ft. high black vinyl coated chain link fence proposed along the rear property line and replace existing pedestrian crossing with new pedestrian crossing over brook; 105 Maxine Road; Assessor’s Map 59, Lot 75; Robert Corcoran, applicant.

Robert Corcoran
105 Maxine Road
Bristol, CT 06010

MOTION: Move to Open Public Hearing for Application #1901.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The public hearing is opened.

Robert Corcoran, the applicant addressed the Commission regarding the application and the work he had done to clean up the property. The Fence he would like to install a footbridge over the brook.

Chairman Fisk is concerned with the pipe and how it was originally installed.

Ms. Noble stated the applicant had extended an existing pipe. There are areas of erosion at the stream below the end of the pipe.

Commissioner Panioto, is it agreed to remove the pavers and the dams?

Mr. Corcoran stated yes those would be removed. Willing to add riprap around and near the pipe.

Chairman Fisk asked the applicant and Commission for thoughts on adding a conservation easement. He noted concerns about the piping activity and preservation of the stream buffer.

The Commission asked for additional details on a survey drawing for the proposed activities; including buffer planting schedule, riprap at eroded bank and pipe end details, dams and paver removal, pool setbacks from bank/buffer, conservation easement. Applicant was concerned he couldn’t get the survey plan completed by next meeting. Discussion of withdrawing application or extending to October. If details plans are submitted in September, possibly the approval can be made subject to engineering review/receipt of the follow-up survey.

MOTION: Move to postpone Application #1901 until the September and continue public hearing – Wetlands Application to install a pipe extension within the existing brook (traverses along the rear property

line); proposed pool located within 100' upland review area; 5 ft. high black vinyl coated chain link fence proposed along the rear property line and replace existing pedestrian crossing with new pedestrian crossing over brook; 105 Maxine Road; Assessor's Map 59, Lot 75; Robert Corcoran, applicant, in accordance with the plot plan, survey, the flare end treatment with riprap, the planting schedule, including the survey for the Conservation Easement.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The application is postponed.

No one else spoke in favor of the application.

No one spoke against the application.

7. Application #1902 – Wetlands Application for an addition (12 ft. by 22 ft. 6 inches) including bio-swale and plantings; 44 Nelson Farm Road; Assessor's Map 55, Lot 1; Chantal and Eric Scanlon, applicants.

Chantal and Eric Scanlon
44 Nelson Farm Road
Bristol, CT 06010

Judy Schuler, P.E.
P.O. Box 271645
West Hartford, CT 06127

MOTION: Move to open Public hearing for Application #1902.

By: Robinson

Seconded: Kelly

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

Against: None.

Abstained: None.

The public hearing is opened.

Judy Schuler, representing the applicant addressed the Commission regarding application #1902, giving a brief overview of the application and the plan. Building addition location was selected to most efficiently expand the building footprint to minimize impacts and will connect to the basement level, for additional office space. Temporary erosion control will protect against construction impacts and rain garden will be an enhancement and will capture runoff from the downspouts of the roof.

Chairman Fisk asked for more information on the rain garden.

Ms. Schuler stated there would be a downspout on the corner of the addition and the corner of the existing house and would travel to the rain garden. The garden will be 6 inches deep, so that it will not fill with water but drain. Will to talk to Carol regarding the plantings and use the UConn Website.

Chairman Fisk said he would support the plan with Carol being consulted regarding the plantings.

Ms. Noble stated the original house was permitted with a 40 foot setback from the wetlands and was built with a 35 foot setback. The proposed submittal addressed that the addition location approximately 25' from the conservation easement, and the proposed mitigation with the downspouts directed to the rain garden will act to mitigate the long-term impact. The property owners indicated they are willing to record the covenants and restrictions for maintenance of the rain garden and best practices for fertilizer and pesticide use.

MOTION: Move to close Public hearing for Application #1902.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The public hearing is closed.

No one else spoke in favor of the application.

No one spoke against the application.

MOTION: Move to approve Application #1902– Wetlands Application for an addition (12 ft. by 22 ft. 6 inches) including bio-swale and plantings; 44 Nelson Farm Road; Assessor’s Map 55, Lot 1; Chantal and Eric Scanlon, applicants, in accordance with the plot plan and information submitted with standard stipulations, plus stipulation that the rain garden plantings be submitted and approved by engineering, and covenants and restrictions for maintenance of the rain garden and best practices for pesticide/fertilizer use be recorded with the Town Clerk.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The application is approved.

- 8. Application #1903 – Wetlands Application to construct an in-ground 20 x 38 free form gunite pool; 16 Great Pyrenees Way; Assessor’s Map 58, Lot 26; Shur Shot Gunite Pools Inc., applicants.

Joseph Murphy
Shur-Shot Gunite Pools Inc.
61 Vale Road
Brookfield, CT 06708

Phil and Roxanne
16 Great Pyrenees Way
Bristol, CT 06010

Scott Stevens
Soil Resource Consultants
95 Silo Drive
Rocky Hill, CT 06067

DuFour Surveying, LLC
575 North Main Street
Bristol, CT 06010

MOTION: Move to open Public Hearing for Application #1903.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The public hearing is opened.

Joe Murphy, ShurShot Gunite, representing the applicant addressed the Commission regarding the installation of in ground pool 3.5- 5 feet deep at 16 Great Pyrenees Way.

Ms. Noble discussed the site visit observations that was held with the Soil Scientist. The plan was updated to observe the flagged wetland location to avoid impact. The silt fence/pool fence will be constructed in the existing yard area, parallel and outside of the flagged wetland area.

Commissioner Panioto wanted a clarification of the previous plan.

Joe Murphy stated that the pool will be moved outside the wetlands area and will be level. No longer will have raised walls.

Ms. Noble stated the previous application had not updated the wetland flag locations and so the potential impact was unknown. After the soil scientist flagged the wetland, the proposed plan was modified to move the activity above the wetland, with the silt fence defining the limits of impact, located 1-2 feet landward of the wetlands in the lawn. The wooded area will not be disturbed. Pool fence with be 1-2 from the wetland boundary and all grading for deck with pool will be landward. Staff recommends approval of the modified location.

MOTION: Move to close Public hearing for Application #1903.

By: Robinson

Seconded: Reed

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

Against: None.

Abstained: None.

The public hearing is closed.

No one else spoke in favor of the application.

No one spoke against the application.

MOTION: Move to approve Application #1903 – Wetlands Application to construct an in-ground 20 x 38 free form gunite pool; 16 Great Pyrenees Way; Assessor’s Map 58, Lot 26; Shur Shot Gunite Pools Inc., applicants, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Kelley

For: Robinson, Scarritt, Kelly, Reed, Rooks and Fisk.

Against: None.

Abstained: Panioto.

The application is approved.

Zachary Fisk 10:03 pm requested a two minute recess.

The meeting resumed at 10:05pm.

NEW APPLICATIONS

- 9. Application 1904 - Wetlands Application for replacement of 60 inch deteriorating pipe with a 60 inch HDPE pipe; installation of a new manhole, removal and replacing of the existing sediment structure, removal of millings and re-stabilize sediment basin banks; 200 Blakeslee Street; Assessor’s Map 30A; Lot 2; Raymond Rogozinski, P.E, Director of Public Works, applicant.

Christopher Parrota, City Civil Engineer, representing the applicant addressed the Commission regarding application #1904 and the replacement of deteriorating pipe at 200 Blakeslee Street, Huntington Woods. Commissioner Reed asked if this was an emergency situation or just a maintenance issue.

Mr. Parrota stated that it is mainly maintenance, something that needs to be done because it is deteriorating. Pipes are rusted at the bottom.

MOTION: Move to receive Application #1904.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The application is received.

MOTION: Move to declare Application #1904 a non-significant activity.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The application was declared a non-significant activity.

MOTION: Move to approve Application #1904 –Wetlands Application for replacement of 60 inch deteriorating pipe with a 60 inch HDPE pipe; installation of a new manhole, removal and replacing of the existing sediment structure, removal of millings and re-stabilize sediment basin banks; 200 Blakeslee Street; Assessor’s Map 30A; Lot 2; Raymond Rogozinski, P.E, Director of Public Works, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The application is approved.

10. Application #1905 –Wetlands Application for Pine Lake Storm Water Grit Chamber – to replace existing sedimentation basin, which is in poor condition, with a hydrodynamic separator. The purpose of the hydrodynamic separator is to improve the water quality by removing sediments, pollutants, trash, oil and grease from entering into Pine Lake; Pine Lake Western Bank; Assessor’s Map 03; Lot 38; Raymond Rogozinski, P.E, Director of Public Works, applicant.

MOTION: Move to receive Application #1905.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The application is received.

Christopher Parrota, City Civil Engineer representing the applicant addressed the Commission regarding the Pine Lake Storm Water Grit Chamber to replace it with a hydrodynamic separator.

Commissioner Reed asked if Pine Lake Committee was informed on this.

Ms. Noble stated that they will be notified of this project and that it is funded with Grant money.

Commissioner Massaro asked if this falls in with the Superior Electric Project and the same watershed.

Mr. Parrota, stated it is not the same project, but is the same watershed, but north of the Superior Electric work.

MOTION: Move to declare Application #1905 a non-significant activity.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The application was declared a non-significant activity.

No one else spoke in favor of the application.

No one spoke against the application.

MOTION: Move to approve Application #1905 –Wetlands Application for Pine Lake Storm Water Grit Chamber – to replace existing sedimentation basin, which is in poor condition, with a hydrodynamic separator. The purpose of the hydrodynamic separator is to improve the water quality by removing sediments, pollutants, trash, oil and grease from entering into Pine Lake; Pine Lake Western Bank; Assessor’s Map 03; Lot 38; Raymond Rogozinski, P.E, Director of Public Works, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The application is approved.

STAFF-APPROVED APPLICATIONS/UNPUBLISHED

11. Administrative Applications Approved

Administrative Applications Approved

APP# Approved Administrative	Street No.	Address	Purpose of App.
101834	711	Camp St.	Removal of 12'x16' deck and replace with 20'x20' deck
101835	85	Round Hill Rd.	Install 76' of vinyl fence in back of property
101836	155	Milton Rd.	Remove and replace existing 6' wooden fencing (same location)
101837	109	Aldbourne Dr.	Replace existing stone patio with wooden deck (similar size 16' x 23')
101838	79	Ridgecrest Ln.	Install fencing 119 ft. (4 ft. height) and 81 ft. (6 ft. height)
101839	225	Pointras Rd.	Install a 12' X 14' gazebo
101840	900	Burlington Ave.	Tree removal, invasives removal, stabilize disturbed areas (no grade change), repair, replace portion of fence
101841	76	Mountain View Ave.	Self-Installed pre-fabricated Intex-IUltra above ground pool (rear yard)
101842	120	Fifth St.	Relocating shed in rear yard
101843	72	Lawrence Ln.	Construct shed not altering ground level
Floodplain (Approved)	Street No.	Address	Purpose of App.
None			

MOTION: Move to place on file.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The applications are filed.

STAFF REPORTS

12. IWEO Monthly Reports – July 2020

Jason Gagnon, Environmental Protection Technician

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

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The report is filed.

Conservation Commission

Old Business

None

Communications

14. Superior Electric - Schedule Restoration Project and Fact Sheet – Modification #2 – Application #1876

Dave Manz, Environmental Council, addressed the commission regarding the Superior Electric Project. ERM has identified a different access road that would less impact the Wetlands area and also lessen the amount of tree removal by 30 trees.

MOTION: Move to file the report from the Superior Electric - Schedule Restoration Project and Fact Sheet – Modification #2 – Application #1876

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The report is filed.

15. Pequabuck River (Rockwell Park) – Police Dept. Enforcement Requests

Chairman Fisk stated they met with the Park Board regarding the damming at Rockwell Park, also appeared at the Police Board to address our concerns.

Commissioner Reed these are large dams built by adults not children and it needs to stop as they are causing issues in the river. DEEP Fisheries biologist will help to replace the stones and structures the way it was before.

MOTION: Move to place on file and continue this as an agenda item for updates.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The report is filed.

New Business

13. Draft amendments and Inland Wetland and Watercourse Regulations

Ms. Noble stated that our regulations have not been updated since 2009. DEEP regulatory advisories from that time have been incorporated as tracked draft language and the DEEP documentation provided.

Commissioner Fisk suggested this be filed and reviewed at the September Workshop.

MOTION: Move to place on file.

By: Panioto

Seconded: Robinson

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

Against: None.

Abstained: None.

The report is filed.

Communications Continued

16. Application #1891 - Barnum Road – Earth Removal Operation

MOTION: Move to place on file.

By: Robinson

Seconded: Reed

For: Panioto, Robinson, Scarritt, Kelly, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The report is filed.

17. City of Bristol MS4 Presentation PW Board Meeting 7-16-2020

MOTION: Move to have a workshop regarding MS4 in October.

By: Robinson

Seconded: Rook

For: Panioto, Robinson, Massaro, Kelly, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The report is filed.

18. Application #1593 – Cedar Hill Subdivision– Monthly Reports

MOTION: Move to place on file.

By: Robinson

Seconded: Rooks

For: Panioto, Robinson, Scarritt, Kelly, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The report is filed.

19. Application #1839 – Great Pyrenees Way (Ridgeview) – E-Mail

MOTION: Move to place on file.

By: Robinson

Seconded: Rooks

For: Panioto, Robinson, Massaro, Kelly, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The report is filed.

**MATTERS OF UNANIMOUS CONSENT
ADJOURNMENT**

MOTION: Move to adjourn at 10:51 P.M.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

This meeting was taped.

Respectfully submitted,
Janet Letourneau

Zachary Fisk, Chairman
Inland Wetlands Commission

Sebastian Panioto, Secretary