

**BRISTOL INLAND WETLANDS COMMISSION
MINUTES
REGULAR MEETING OF WEDNESDAY SEPTEMBER 2, 2020**

Webex

Meeting Number: 798 609 529

Meeting Password: 123456

Join by phone: 1-408-418-9388

CALL TO ORDER:

By: Chairman Fisk

Time: 7:03 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. Approval of Minutes – August 5, 2020

MOTION: Move to approve the minutes of the August 5, 2020, regular meeting, as written.

By: Robinson

Seconded: Carros

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

Against: None.

Abstained: None.

PUBLIC HEARINGS:

2. 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 continued from August 5, 2020).

Casey and Danielle Tabacco
7 Royal Drive
Bristol, CT 06010

MOTION: Move to reopen Application #1897.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The application is received.

Casey Tabacco, 7 Royal Drive, addressed the commission regarding application #1897 and the proposed drainage easement for the water issue at Royal Drive. Mr. Tabacco provided an updated plan to the commission.

Commissioner Reed asked if the City Engineer approved the work to be done and if the neighbors also agreed to it.

Mr. Tabacco, stated that Nancy Levesque agreed to the plan and the neighbors did as well.

Commissioner Robinson asked for clarification regarding about the shed, basketball court, would like a second application where we address the swale and drainage.

Bob Tabacco, 320 Matthews Street, addressed the commission on behalf of the applicant. It is a subdivision there is no City easement.

Ms. Noble read into record that “The City of Bristol is not responsible for interpreting the legality or enforcing the provisions of this private property covenant. When asked to comment, Bristol Corps Counsel indicated that the Bristol Inland Wetlands agency should recognize, on the record, that the City of Bristol regulations may differ from private property covenants and where private property covenants are more restrictive than City regulations, enforcement is the obligation of private property owner(s).”

Chairman Fisk confirmed with Mr. Tabacco that the shed was a replacement shed for one that was already in place and raised above ground for water to flow freely under it.

Bob Tabacco, suggested a swale and storm drain in the cul-de-sac to collect the water.

Commissioner Robinson, where does the water from the swale go?

Commissioner Fisk stated it goes into Chippanee Drive there will be a storm drain installed by the City to accommodate the water drainage.

Alan Cahill, 21 Royal Drive, stated the work done on Lot 6, without permits. He wants the water issue resolved. We did nothing to our property and we are the ones suffering. Stated the new shed is twice the size of the previous shed. Reviewed photos with the Commission.

Commissioner Fisk asked Mr. Cahill if he would agree to the swale going onto his property 3 feet.

Mr. Cahill, agreed to the swale.

Mel Maffei, 31 Royale Drive, addressed the Commission regarding several handouts he supplied to the commission.

Additional discussion ensued.

MOTION: Move to close Public Hearing for Application #1897.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The Public Hearing was closed.

Ms. Noble stated the plan should include the existing and proposed conditions, elevations, property line and limits of work, shed location, woodshed to be moved, existing vegetation that would have to be removed, erosion control.

MOTION: Move to table the decision until the October meeting for Application #1897; with the provision that the applicant shall submit an engineered swale plan to the City Engineering for review by September 21, 2020 with existing and proposed conditions of the swale, elevations, property line and limits of work, shed location, wood shed to be moved, existing vegetation that would have to be removed, and erosion control. If the plan is not received, a cease and desist will be put in place 10 days prior to the October Meeting.

By: Reed

Seconded: Robinson

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

Against: None.

Abstained: None.

The application decision was postponed.

Commissioner Reed requested a 5 minute recess at 9:08 p.m.

Meeting resumed at 9:13 p.m.

3. 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 – (Public Hearing continued from August 5, 2020).

Robert Corcoran
105 Maxine Road
Bristol, CT 06010

MOTION: Move to resume the public hearing for Application #1901.

By: Robinson

Seconded: Panioto

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

Against: None.

Abstained: None.

The application is reopened.

Robert Corcoran, 105 Maxine Road, the applicant addressed the commission with the new plan on the installation of a proposed 24" culvert flare onto the existing 24" culvert pipe. 4"-8" Rip rock will be installed, with a depth of 12'-18", banks of stream will have rip rap starting at 12" at the bottom and will taper to approximately 6". Planting will occur in the spring on 2021, consisting of lady ferns and cone flower plants. A fence will be installed along the back property line once work is completed. Brick for camper parking will be moved to be 15' from the side property and outside of the 10' buffer of the bank. The applicant provided the Commission with "Addition to Original Submittal" and reviewed it with the Commission.

Ms. Noble stated staff is satisfied with the plan, with the agreement that the additional pool work and bridge work will be coincidentally or after planting and stabilization work is completed.

No one else spoke in favor of the application.

No one spoke against the application.

MOTION: Move to close public hearing on Application #1901.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The public hearing is closed.

MOTION: Move to approve 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 – (Public Hearing continued from August 5, 2020), in accordance with the plot plan and information submitted with standard stipulations as well as additional stipulations; 1. survey shall be submitted showing the conservation easement and upland buffer, 2. riprap and mitigation plantings are to be completed prior to or coincidentally with the bridge and pool construction as per the "Addition to Original submittal" provided by the applicant at the meeting, 3. Previously submitted Covenants and restrictions shall be updated to include the conservation area plan and be recorded with the City Clerk.

By: Robinson

Seconded: Carros

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

Against: None.

Abstained: None.

The application is approved with standard and special stipulations.

DRAFT

PENDING APPLICATIONS

There were no pending applications.

NEW APPLICATIONS

- 4. Application #1906 –Wetlands Boundary Application to correct the wetlands boundary to correct the City official wetland map with the specific field locations by the soil scientist; 894 Middle Street; Assessor's Map 4, Lot 17-3 and 17-4-1; Raymond Rogozinski, P.E, Director of Public Works, applicant.

Raymond Rogozinski, P.E, Director of Public Works
City of Bristol
111 North Main Street
Bristol, CT 06010

Nancy Levesque, P.E, City Engineer
Public Works Department
City of Bristol
111 North Main Street
Bristol, CT 06010

MOTION: Move to receive Application #1906.

By: Robinson

Seconded: Rooks

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

The application is received.

MOTION: Move to declare Application #1906 a significant activity and set a public hearing for the October 7, 2020 meeting and schedule an onsite inspection for Wednesday September 30,2020 6:00 p.m .

By: Robinson

Seconded: Rooks

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

OLD BUSINESS

- 5. Superior Electric - Permit Application #1876:
 - a. Modification Package No.3
 - b. Modification Package No.4

- 6. Superior Electric – Permit Application #1876 – Monthly Progress Reports:
 - a. (07-24-20)
 - b. (08-24-20)

Almudena Villanueva, Partner in Charge
Environmental Resources Management
95 Glastonbury Boulevard, Suite 101
Glastonbury, CT 06033

Sarah Seekins, Project Manager
Environmental Resources Management
95 Glastonbury Boulevard, Suite 101
Glastonbury, CT 06033

Mac Bonner, P.E.
Environmental Resources Management
95 Glastonbury Boulevard, Suite 101
Glastonbury, CT 06033

Sarah Seekins, 95 Glastonbury Boulevard, Suite 101, ERM, addressed the commission regarding Modification #3 and Modification #4. Planning on working on the east side of Emmet. Which will result in less removal of trees around the access road they are proposing with limited disturbance. Cofferdams will be extended. Also proposing an additional access road.

Commissioner Panioto asked if modifications would be an ongoing thing with this project.

Ms. Seekins stated as they review and begin work in certain areas the disturbance area may be limited.

Ms. Noble stated the staff would support the cofferdam reduction and the impacts. Would the additional access point have the decontamination pad?

Ms. Seekins, yes it will.

MOTION Move to approve the Superior Electric - Permit Application #1876 - Modification Package No.3 and No.4 for the Superior Electric Site Wetland and Stream Restoration Project.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The modifications for Application #1876 is approved.

MOTION Move to place Superior Electric - Permit Application #1876 – Monthly Progress Reports 07-24-20, and 08-24-2020 on file.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The Monthly Progress Reports are filed.

NEW BUSINESS

- 7. Draft amendments and Inland Wetland and Watercourse Regulations
Special Meeting at 6:00 P.M. 9-2-20 – Council Chambers

MOTION: Move to schedule another Workshop for Wednesday October 7 at 5:30 p.m.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

STAFF-APPROVED APPLICATIONS/UNPUBLISHED

- 8. Administrative Applications Approved

Administrative Applications Approved

App.# Approved Administrative	Street No.	Address	Purpose of App.
101844	59	Harmony Rd.	construct shed (after the fact)
101846	62	Windsor Ln.	14' x 36' Shed, on grade, with gravel
Floodplain (Approved)	Street No.	Address	Purpose of App.
None			

MOTION: Move to place on file.

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The applications are filed.

STAFF REPORTS

- 9. IWEO Monthly Reports – August 2020

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

By: Robinson

Seconded: Rooks

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

Against: None.

Abstained: None.

The report is filed.

CONSERVATION COMMISSION

- 10. E-Mails regarding Enforcement Requests: Letters to Board of Parks Commissioners and Board of Police Commissioners - Pequabuck River (Rockwell Park)

A City meeting is set up with the new Parks community rep and the Chairman’s pictogram example will be introduced at that meeting.

COMMUNICATIONS

- 11. Letter to Board from Michaud Law Group – Proposed Ground Mounted Solar Photovoltaic Facility, at Mathews St and 125 Hill St.
- 12. Bristol Solar One - 399 Hill St
- 13. Application #1891 - Barnum Road –Willow Industries Maintenance Reports
- 14. Application #1593 – Cedar Hill Subdivision– Monthly Report

MOTION: Move to place communications on file.

By: Robinson

Seconded: Carros

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

Commissioners are interested in renewing CACIWC membership and attending annual meeting. Staff to check with Land Use office.

ADJOURNMENT

MOTION: Move to adjourn at 10:16 P.M.

By: Robinson

Seconded: Kelly

For: Panioto, Robinson, Carros, 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

DRAFT