



1. Application #2000 – Wetlands application for the installation of approximately 5,200 feet of sidewalk along the North side of Shrub Road and East side of Jerome Avenue and a new prefabricated pedestrian bridge over Freeman Hill Brook; Within City of Bristol Right-of-Way; City of Bristol, Public Works Department, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Application
- c. Shrub Road Pedestrian Bridge and Sidewalk Abutters List, undated

**MOTION:** To open a public hearing

By: Robinson

Seconded: Ministro

For: Robinson, Ministro, Carros, Rooks, Ritchie and Fisk

Against: None

Abstained: None

Matt Robillard of AI Engineers, 919 Middle St., Middletown, representing the applicant, reviewed the presentation of the project and discussed the building of the Pedestrian Bridge and sidewalk along Shrub Rd, Barnes Nature Center, Jerome Ave and Stevens St. There was a site walk of the property on Saturday. The commission asked a question regarding footings and grading that would be occurring with the building of the bridge. AI engineer Matt Robillard stated that abutments will be at the sidewalk level and is all on city property. Nancy Levesque, City Engineer stated that the state has also done a bridge inspection and are looking at the abutments as well.

The commission asked if the bridge would be high enough to not flood and Matt Robillard from AI Engineers stated yes it will be high enough to not flood. The plan is to have it installed during spring/summer months during low water/dry season. Nancy Levesque stated that AI will work with the city staff for the construction sequence of the project before it goes to bid.

**MOTION:** To close the public hearing

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk

Against: None

Abstained: None

The public hearing is closed.

**MOTION:** Move to approve Application #2000 – Wetlands application for the installation of approximately 5,200 feet of sidewalk along the North side of Shrub Road and East side of Jerome Avenue and a new prefabricated pedestrian bridge over Freeman Hill Brook; Within City of Bristol Right-of-Way; City of Bristol, Public Works Department, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The application is approved.

2. Application # 2001 – Wetlands boundary change application for 1251 and 1265 Farmington Avenue; Assessor’s Map 49, Lots 28 & 29; Bristol Endurance Properties LLC, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Application
- c. BL Companies, Storm Water Management Report, dated November 28, 2022
- d. E-Mail dated January 3, 2023, from Zachary Fisk to Michelle Rudy and Nancy Levesque, P.E., RE: Mahannah Property and Wetland Zoning hearing on January 9, 2023
- e. E-Mail dated January 4, 2023, from Michelle Rudy, RE: Public comment on the application to change wetland boundaries
- f. E-Mail dated January 3, 2023, from Mary Rydingsward, RE: Applications 2001 and 2002
- g. Wetland Assessment Report, dated November 21, 2022, from Davison Environmental, LLC

**MOTION:** To open the public hearing

By: Carros

Seconded: Ministro

For: Carros, Ministro, Robinson, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

Motion passed.

Attorney Timothy Furey, 43, Bellevue Ave., representing the applicant addressed the Commission regarding the application for a boundry change to 1251 and 1265 Farmington Ave. for a total of 8.96 acres. The proposal is that they will build a 26,000 square foot medical office building, a 5,500 square foot fast food restaurant and 3,500 square foot car wash. Attorney Furey described the property regarding the boundary change and introduced Matthew Davison the soil scientist who did the boundary line testing.

Eric Davison, 10 Maple St, Chester, Certified Soil Scientist, corrected that his brother Matthew did the actual field flagging. He is his brother and business partner. Eric Davison stated he walked the property to familiarize himself with the property as well. The documents submitted were reviewed. This was a standard wetlands test and a hand auger was used for the testing. The presentation showed the wetland area, how and where they dug to verify the wetland boundary line. Photos submitted were reviewed of the property. All the water terminates on the southern end of the property. It is a historically disturbed wetland which is normally found on land that was previously farmed.

Chairman Fisk read into the record, the E-Mail submitted from Michelle Rudy regarding her comments on the boundary change.

**MOTION:** To close the public hearing

By: Robinson

Seconded: Ministro

For: Robinson, Ministro, Carros, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The Public Hearing is closed.

**MOTION:** Move to approve Application # 2001 – Wetlands boundary change application for 1251 and 1265 Farmington Avenue; Assessor’s Map 49, Lots 28 & 29; Bristol Endurance Properties LLC, applicant, applicant, in accordance with the property survey and effective on February 1, 2023.

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The application is approved.

**PENDING APPLICATIONS:**

4. Application #2002 – Wetlands application for the construction of medical office, restaurant and drive-thru, car wash facility, and associated parking at 1251 and 1265 Farmington Avenue; Assessor’s Map 49, Lots 28 & 29; Bristol Endurance Properties LLC, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Application
- c. Authorization Page, dated November 25, 2022, from Attorney Timothy Furey
- d. BL Companies, Storm water Management Report, Dated November 28, 2022

Attorney Timothy Furey, 43, Bellevue Ave., representing the applicant addressed the Commission regarding the application. This was continued from last month waiting for the site walk, which was done last Saturday where the commission could see the topography and plan. The area of 100 foot buffer to wetlands is around 2.9 acres. The disturbance within that 100 foot buffer is 1634 square feet which comprises of two level spreaders to take the roof drainage and parking lot drainage and disperse it into the drainage area. He described the property as well as the planned construction of a retaining wall that will be on the northwest corner edge of the parking area to create a solid buffer for the wetlands. Discussions to add the landscaping which consists of a row of evergreen plantings and grading the slope to plant a wildflower meadow as well. He introduced Kevin Hixon to discuss the plan of the two level spreaders, buffer and retaining wall install and design plan.

Kevin Hixson, P.E. of BL Companies, LLC, 355 Research Parkway, Meriden, representing the applicant addressed the Commission explaining the installation of the activity that will be occurring within the 100 foot buffer. He described that there will be two level spreaders. The first one which takes care of the businesses and parking areas will bring the water to an underground system and pipe it to a 24 inch level spreader which spreads out the overflow of water within the culvert. The second level spreader will treat the roof drains through a separate system, collect it and bring it to the second system as it comes off the roofs. The retaining wall and curb edge will be built as well to prevent any disturbance within the buffer. Landscaping design was discussed with the adding of evergreens which includes the wildflower meadow area. The car wash recycles the water into the sewer system program.

The commission asked if there is a maintenance plan and who is responsible for it? Kevin Hixson replied that the owner of the property is responsible for maintaining the property and the cleaning of the parking area as well as the basins. They will be given pictograms and training on how to properly do this to prevent any issues from happening. Based on the size of the parcel of land, it is required that the state be involved with the maintenance plan. The state will ensure that it is maintained properly by the owners. If the property changes ownership, the maintenance plan goes with the sale and becomes the new owner’s responsibility. The maintenance plan is in the appendices that was submitted and is part of the record per Nancy Levesque, City Engineer.

The commission asked if there is a car wash company signed on yet. Attorney Furey said not yet, but there have been conversations with Robert Flanagan and the sewer department with what is needed regarding this business.

The commission asked how high is the retaining wall going to be? Kevin Hixson answered referencing the presentation, it would be 10 to 13 feet high and also a chain link fence as well, which is required for liability.

The commission asked about the fast food restaurant and garbage being in the lots. Attorney Furey stated that cleaning this up is part of the storm water maintenance plan.

The commission asked about the back end near the meadow should be stipulated that it should keep the way it is and not be turned into pavement in the future. Attorney Furey stated that in forever things do change. He does not feel is appropriate to put in as a stipulation, however, any changes wanting to be made must come back to the commission for approval is fair to stipulate.

**MOTION:** Move to declare Application #2002 a non-significant activity.

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The application was declared a non-significant activity.

**MOTION:** Move to approve Application #2002 – Wetlands application for the construction of medical office, restaurant and drive-thru, car wash facility, and associated parking at 1251 and 1265 Farmington Avenue; Assessor’s Map 49, Lots 28 & 29; Bristol Endurance Properties LLC, applicant, in accordance with the plot plan and information submitted with standard stipulations and any further development in Northeast corner would go back to commission for future application.

By: Ministro

Seconded: Carros

For: Ministro, Carros, Robinson, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The application is approved.

**NEW APPLICATIONS:**

2. Application #2003 – Wetlands application for pond maintenance and erosion and sedimentation control plans at Terryville Road, Rear Lots; Assessor’s Map 67, Lots 4A & 3PT5; D’Amato Construction Company, Inc., applicant.

The Commission received the following items in their electronic packets:

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Application
- c. JMM Wetland Consulting Services, LLC, and Revised Wetlands Assessment/Impact Analysis Report, dated May 10, 2022 (Attachments: Photos 1-2, NRCS Web Soil Survey Map.)

**MOTION:** Move to receive Application #2003.

By: Robinson

Seconded: Ministro

For: Robinson, Ministro, Carros, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The application is received.

Attorney Jim Ziogas, 104 Bellevue Ave, Bristol, CT. explained to the commission the reason for the application. He stated that the owner had dug out a detention basin to retain the water years ago. It's about 1/2 acre pond which has become a small wetland area over the years. The proposal is to create a maintenance plan around the pond and stabilize it. The Northeast side of the pond needs to be cleaned out and stabilized. This is routine maintenance that needs to be done to keep it functioning. It's expected to be completed in two weeks' time if approved by D'amato.

**MOTION:** Move to declare Application #2003 a non-significant activity.

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The application was declared a non-significant activity.

**MOTION:** Move to approve Application #2003 – Wetlands application for pond maintenance and erosion and sedimentation control plans at Terryville Road, Rear Lots; Assessor's Map 67, Lots 4A & 3PT5; D'Amato Construction Company, Inc., applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Robinson

Seconded: Rooks

For: Robinson, Rooks, Carros, Ministro, Ritchie and Fisk.

Against: None.

Abstained: None.

The application is approved.

**STAFF-APPROVED APPLICATIONS:**

2. Administrative Applications Approved

**Administrative Applications Approved**

<b>App.# Approved Administrative</b>	<b>Street No.</b>	<b>Address</b>	<b>Purpose of App.</b>
102043	85	Edrow Road	Shed expansion. Pool deck removed.
102046	69	Indiana Street	Siding, window, demolish and rebuild deck.

**MOTION:** To File Report

By: Robinson

Seconded: Rooks

For: Robinson, Rooks, Carros, Ministro, Ritchie and Fisk.

Against: None.

Abstained: None.

**STAFF REPORTS**

## 5. IWEO Report – December 2022

Robinson asked about #1824 Marsh Road. This is showing as expired. If they choose to continue, will they need to come before the commission again? He also asked about Redstone Hill Rd. regarding an update. Nancy Levesque, city engineer, stated she will have it taken off the report.

Rooks asked about Farrell Ave where it washed out? Nancy Levesque stated that everything has been holding up and she will send someone out to check it.

Nancy Levesque will call the engineer on Redstone Hill Rd. and get an update on progress as this was supposed to be a dry pond and it now is retaining water.

Chairman Fisk asked about 50 George Street. Nancy Levesque stated that the contractor at Martin Laverio Construction is filling out on an application and has been in contact her through email and stated they should have a plan by February 2023.

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

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk.

Against: None.

Abstained: None.

The report is filed.

## COMMUNICATIONS

## 7. Report – 50 Terryville Avenue

- a. Report dated November 18, 2022, from James McManus, MS, CPSS, CPSS, JMM Wetland Consulting Services, LLC
- b. Electronic Plan
- c. Building Elevation Plan, dated March 3, 2020
- d. Soil Erosion & Sediment Control Inspection Report, dated December 16, 2022, from David Hughes, P.E., L.S.

Nancy Levesque, City Engineer, commented that it is 11% done, however is moving slowly. Chairman Fisk asked if the brook on the property is at risk and Nancy Levesque stated no that there was a retaining wall built to prevent damage to the brook.

## 8. Report - 109 Moody Street

The Commission received the following item in their electronic packets:

- a. Current Conditions Report to Bristol Inland Wetlands Commission for 109 Moody St., dated December 19, 2022 (four attached photographs.)
- b. E-mail dated November 3, 2022, from Robert Green Associates, LLC, to Nancy Levesque, P.E., regarding our office has been re-retained to provide surveying and engineering at the above location **PREVIOUSLY** (11-07-22 Meeting).

- c. Letter dated July 14, 2022, from the Zoning Enforcement Officer, Zachary Norton, regarding the Cease and Correct Enforcement Order, 109 Moody Street **PREVIOUSLY** (09-12-22 IW Meeting.)

The Commission received the following items in their electronic packets **PREVIOUSLY** (08-01-22 IW Meeting):

- d. Letter dated July 6, 2022, from Zachary Norton, IWEO, regarding 109 Moody Street
- e. Three photographs, undated

City Engineer Nancy Levesque stated that Cunningham surveyors are doing work now.

9. 50 George Street -No items yet- some discussion held and notated above.

**MOTION** Move to file

By: Robinson

Seconded: Carros

For: Robinson, Carros, Ministro, Rooks, Ritchie and Fisk.  
 Against: None.  
 Abstained: None.

The report is filed.

10. Memo – New Commissioner: Greg Klimek

**The Commission received the following item in their electronic packet:**

- a. Letter dated December 15, 2022, from Merina Bigos, CCTC, Acting Town and City Clerk, regarding the appointment of Commission Greg Klimek, as an alternate commissioner.

Nancy Levesque commented that Greg Klimek was sworn in as an alternate commissioner, but was unable to attend due to being out of town.

**ADJOURNMENT:**

**MOTION:** Move to adjourn at 8:06 P.M.

By: Rooks

Seconded: Robinson

For: Rooks, Robinson, Carros, Ministro, Ritchie and Fisk.  
 Against: None.  
 Abstained: None.

This meeting was taped.

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Zachary Fisk, Chairman  
 Inland Wetlands Commission

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David Rooks, Secretary