

NOTE: These Minutes are subject to Agency approval at next regular meeting.

Chester Inland Wetland & Watercourses Agency

Regular Meeting, December 3, 2018

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1. Call to Order

The Chester Inland Wetlands & Watercourses Agency held its regular meeting on Monday, December 3, 2018, at the Chester Town Hall, 203 Middlesex Avenue, Chester, Connecticut. In attendance were Al Bisacky, Sally Sanders, Kim Senay, Eric Davison, Bill Bernhart and Bob Blair. Anna Sweeney, Wetlands Compliance Officer was also present. Chairman Bisacky called the meeting to order at 7:00 PM.

2. Minutes – November 5, 2018

**Motion by Bernhart, second by Blair, to approve November 5, 2018 Minutes as written. Approved with Sanders abstaining.**

**Motion by Sanders, second by Blair, to move Agenda Items 6 & 7 to before Item 3. Unanimously Approved.**

6. #18-09 Sandra K. Freudenstein, 39 Turkey Hill - driveway wetland crossing Roger Nemergut submitted revised plans. He noted they looked into the difference between the 10' wide bottom arch pipe and a 12' wide pipe. It turns out the material cost is about \$500 and its only 7" higher so they have changed it to a 12' pipe. He reviewed the footing and dewatering details. If the work is done in July or August, hopefully it would not involve stream flow. Rows of sand bags would be used to constrict water flow. In the event they encounter ground water in digging footings, there might be the need for a dewatering trench.

Mr. Nemergut noted the Water Company informed him they cannot discharge within 100' of the stream.

Nemergut also indicated a note was added to the plans that upon approval of the common driveway by all agencies and its construction, the existing R.O.W. would be abandoned. There was much discussion regarding abandoning the R.O.W. and having 2 legal wetland crossings if it isn't abandoned. WCO Sweeney suggested having a condition on the IW Permit that the existing R.O.W. must be extinguished and have it recorded on the Land Records.

Mr. Nemergut also noted in response to the Water Company comments, they added a 25' Water Shed Buffer. The Water Company recommended a physical demarcation.

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Mr. Nemergut noted in East Haddam, they use tree badges. There was discussion regarding making this an easement. It was noted the Water Company indicated an easement was not required. It was noted enforcement would be an issue.

Kim Senay asked what type of footings would be used. Mr. Nemergut replied either poured or precast, but they haven't decided yet.

Clearing was reviewed. Mr. Nemergut noted they will clear in accordance with what is needed for construction.

Timing of work was discussed. Mr. Nemergut noted July, August and September are safe times.

**Motion by Sanders, second by Blair, to approve Application #18-09 Sandra K. Freudenstein, 39 Turkey Hill – driveway wetland crossing – with the following three conditions -**

- **1. Extinguish the existing R.O.W. on 37 Turkey Hill Road upon approval of proposed common driveway by all authorities having jurisdiction and prior to issuance of IWWA Permit.**
- **2. Delineate proposed 25' Water Shed Protective Buffer with tree markers every 50 feet.**
- **3. Work pertaining to the crossing shall occur July thru September.**

Discussion followed. Chairman Bisacky noted the reason for asking for the existing R.O.W. to be extinguished as a condition of the permit because the proposed crossing serves the needs of the development of these lots and a second crossing is not needed. The proposed crossing is shorter across the wetlands and therefore less impactful and the Agency wants to prevent the possibility of a second crossing.

**Unanimously Approved.**

7. #18-11 Jacobson, 43 Goose Hill Road – Box Culvert Installation

Chairman Bisacky noted this was presented at the last meeting and reviewed thoroughly. There were no outstanding issues. **Motion by Bernhart, second by Sanders, to approve Application #18-11 Jacobson, 43 Goose Hill Road – Box Culvert Installation as submitted. Unanimously Approved.**

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3. Audience of Citizens – none.

4. Continued Show Cause Hearing – Chester Airport, 61 Winthrop Road – unpermitted activity within review area

WCO Sweeney distributed correspondence received from Jodi Chase. It was noted the area is currently stabilized, but there could be material objectionable to DEEP.

Sweeney noted this issue with DEEP could possibly take a couple years to resolve.

There was discussion as to how this should be handled so that the Wetlands Agency is notified of any future work in this area. Eric Davison noted he was somewhat confused by this report. It was suggested Ms. Sweeney contact Jodi Chase to respond to questions about the photos.

5. Chester Airport, 61 Winthrop Road – unpermitted activity within review area  
Nothing further at this time.

8. Regulations and Map Modifications – nothing further to report.

9. Wetland Compliance Officer's Report – WCO Sweeney reported on the following -

- Griswold Dam – Joel Severance, Lauren Gister and Anna Sweeney met with a dam inspector who agreed to raise the level of the dam structure. It was noted Dam Safety would like to have the dam removed. There are grants available for this work. Chairman Bisacky noted this Agency has no jurisdiction relative to this matter.
- Ms. Sweeney will meet with Attorney Ed Cassella on Wednesday regarding proposed development of 9 Water Street property (former Key Bank). This will probably involve hooking up to the Town Sewer.
- Castlevew – the question has come up as to how long Inland Wetland permits are valid. The answer is 5 years. Chairman Bisacky suggested not putting a term on the permits and letting the State Statutes apply.

10. Correspondence – none.

11. Receipt of Applications After Posting of Agenda – none.

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12. Any Other Business

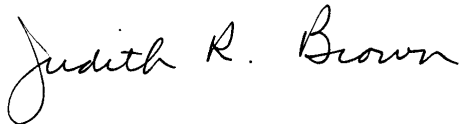
Bill Bernhart noted he attended the recent FOI Workshop held in Chester and became educated on the subject of records retention.

Chairman Bisacky noted with regard to Administrative Permits, the Agency should decide if the activity is either a regular permit or an administrative permit at a regularly held meeting.

13. Adjournment

**Motion by Sanders, second by Davison, to adjourn at 8:20 PM. Unanimously Approved.**

Respectfully submitted,

A handwritten signature in cursive script that reads "Judith R. Brown". The signature is written in black ink and is positioned below the text "Respectfully submitted,".

Judith R. Brown, Recording Secretary