



Town of Thompson
Inland Wetlands Commission
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Shirley Waldron
TOWN CLERK

MINUTES – REGULAR MEETING
INLAND WETLANDS COMMISSION
TUESDAY, AUGUST 14, 2018 7:00 PM
MERRILL SENEY COMMUNITY ROOM - TOWN HALL

A) Call to Order & Roll Call:

Meeting was called to order by Chair Jarrett Thomas at 7:00 PM.

Roll Call: Commissioner & Chair Jarrett Thomas, Commissioner & Vice Chair Fran Morano, Commissioner Diane Chapin, Commissioner George O'Neil, Wetlands Agent Marla Butts and Recording Secretary Diane Minarik.

Absent: Commissioners Charles Obert and Victoria Szamocki

Others Present: David Fournier and Scott Josey

B) Action on Minutes of Previous Meeting: Copies of the minutes listed below were available for review. Chair Thomas asked if there were any corrections and being none:

a) **Minutes of the 7/10/18 regular meeting was accepted as written.**

C) Citizen's Comments Pertaining to Agenda Items: None

D) Applications:

a) Old Applications:

- 1) **IWA18011** Benjamin Nichols, 305 Quaddick Town Farm Rd, Assessor's Map 156, Block 8, Lot 70, excavate a 100' X 25' of wetlands to create pond, stamped received 6/5/15, statutory receipt date 6/12/18, Ms. Butts updated the Commissioners and showed some photos taken 7/23/18 showing a lower water level than the photos from 8/10/18 so he will need to pump down while excavating and will have to remove the maple tree.

Motion to approve IWA18011 as read with the condition work is finished during low flow periods was made by Commissioner Morano. Seconded by Commissioner Chapin. Motion passed unanimously.

- 2) **WAA18015** Michael Ryley, 461 East Thompson Rd, construction of a 26' X 34' in-law apartment addition and a 10' X 24' carport in the upland review area, stamped received 7/3/18, under review pending NDDH approval, Ms. Butts explained the building department error but has been corrected, on hold awaiting NDDH approval.

b) New Applications:

- 1) **DEC18018** David Fournier, 542 Riverside Dr, Assessor's Map 85, Block 95, Lot 10, construct 24' x 36' storage shed/garage in upland review area, received 7/30/18. Mr. Fournier was present to explain his project and answer question, floor will be poured concrete; Ms. Butts stated no concern of siltation erosion to the river.

Motion to approve DEC18018 as read for use permitted as of right for maintenance and enjoyment of residential home was made by Commissioner Chapin. Seconded by Commissioner Morano. Motion passed unanimously.

- 2) **WAA18019** J&D Civil Engineers, LLC, 6 Logee Rd, Assessor's Map 141, Block 17, Lot F, replace existing septic system, stamped received 7/31/18, issued 8/1/18, legal notice published 8/10/18, end of appeal period 8/24/18, Ms. Butts explained the project, no concern of siltation erosion.

c) Applications Received After Agenda was Published:

- 1) **DEC18020** Mountford Construction, LLC, 0 Lillian Ave, Assessor's Map 114, Block 26, Lot 50F, 2-Lot re-subdivision, stamped received by Wetlands Agent 8/13/18, Ms. Butts explained the project and read a letter drafted for Commissioners approval to the Thompson PZC stating no action required,

Motion to approve DEC18020 as read for non-regulated use was made by Commissioner Morano. Seconded by Commissioner Chapin. Motion passed unanimously.

- 2) **DEC18021** Mountford Construction, LLC, 0&0 Indian Inn Rd, Assessor's Map 114, Block 26, Lot 50J & 50K, 3-Lot re-subdivision, stamped received by Wetlands Agent 8/13/18, the driveway is in the 200' upland review area for Jerry Swamp, Ms. Butts explained the project and read a letter drafted for Commissioners approval to the Thompson PZC.

Motion to approve DEC18021 as read and although portions of the proposed lots are located within the 200 foot upland review area for Jerry's Swamp, the Commission has no objection or recommendation for change to the proposed re-subdivision at this time was made by Commissioner Morano. Seconded by Commissioner Chapin. Motion passed unanimously.

E) Permit Extensions / Changes:

- a) **IWA14019** Norman Rudzinski, 0 Labby Road, Assessor's Map 95, Block 27, Lot 17, excavating/gravel mining in upland review area, submitted on 10/14/14. Letter requesting transfer of permit from Norman Rudzinski who passed away to his widow, Patricia Rudzinski, stamped received by Wetlands Office 8/06/18.

Motion to approve transfer of Permit IWA14019 from Norman Rudzinski's name to Patricia Rudzinski was made by Commissioner O'Neil. Seconded by Commissioner Chapin. Motion passed unanimously.

F) Active Violations & Pending Enforcement Actions:

- a) **VIOL17017** Linden O'Leary, President of Quaddick Mountain Resorts Inc., Assessor's Map 143, Block 16, Lots 17, 17AK, 17AL, 17AM & 17AN, violation issued on 5/8/17, the second 90-day extension expired 11/21/17, DEEP can't approve septic system until they receive plans, Killingly Engineering Assoc. was supposed to submit preliminary plans at this meeting but unable to due to death in family; no Wetlands Agent Approval until approved septic system; they are moving forward; no known environmental problems yet, hoses must be included in plans; Ms. Butts will reach out and ask for their timeline and for the Engineer to attend next meeting.
- b) **VIOL17036** (Complaint 16-04) Urgel & Fahey Lapierre, 0 & 533 Brandy Hill Rd, Assessor's Map 143, Block 17, Lot 7 & 7-7, drainage problems related to activities at 533 Brandy Hill Rd, open swell to be restored by 12/3/17, letter sent on 6/11/18 to remove material for water to flow without obstruction, when passing by Ms. Butts stopped and found no change to ditch and a young man raking leaves off of Mr. Lapierre's property and putting it on the other side of the ditch on neighbor's property.
- c) **VIOL18008** Stephanie Simas & Wayne Witherell, 291 Buckley Hill Rd, Assessor's Map 83, Block 49, Lot 7G, placing various materials and structures in wetlands and grading in upland review area without authorization, NOV issued 5/21/18, they must submit plans before 9/10/18 (90 days), J&D Engineers contacted Ms. Butts for the history; no further contact.
- d) **VIOL 18017** Scott Josey, 637 East Thompson Rd, Assessor's Map 154, Block 5, Lot 14, grading in upland review area without approval, NOV issued 7/24/18, Ms. Butts read her letter sent and didn't see any problem w/work completed; Mr. Josey was present to explain his actions, he leveled off his driveway, no movement with the heavy rain we've had, his neighbors well is in his driveway that's why he has a problem with the grading; Commission told him no more work without an approval from them.

- e) **2nd NOV on permit IWA17001** Madison Avenue Investments, LLC. 0 Madison Ave and Thompson Rd (a.k.a. Route 193), Assessor's Map 103, Block 31, Lot 6R, failure to install and maintain adequate erosion and sediment controls, 2nd notice of violation sent 7/31/18, 14 year old project; Ms. Butts updated Commissioner O'Neil on this project and read the NOV letter sent, requesting he attend this meeting to explain his sediment controls and to send a timeline for completion of required work to the Commission by 9/1/18; on 8/10/18 Ms. Butts notified excavator operator to secure area for upcoming rains; Ms. Butts will contact them to find out why they did not attend this meeting.

G) Other Business:

- a) CACIWC 2018-19 Membership Renewal – Annual Meeting on November 17, 2018
Motion to renew annual membership to CACIWC for 2018-19 was made by Commissioner Morano. Seconded by Commissioner Chapin. Motion passed unanimously.

H) Reports:

- a) Budget & Expenditures: Wetlands Budget for Fiscal Year 2017–2018 (Results of Fiscal Reporting 7/1/18 – 7/31/18) – None

- b) Wetlands Agent Report: August

Updates:

- Status of Court Appeal on Application IWA15029, River Junction Estates, LLC – Still awaiting a court decision. Should expect a decision by the IWC next meeting.
- MS4 Annual Report & Follow Up Actions– Ms. Butts is still in the process of reviewing the written IDDE program.
- Pre-1990 File Destruction Plan – There has been no progress since her last report.

Inspections/Follow-Up Actions:

- Complaint #18-04, 12 Breault Lane - Ms. Butts got a request from Chuck Lee, DEEP, to check the runoff from the property for pollution entering Quaddick Reservoir. On 7/31/18 Ms. Butts inspected the property and found no evidence of chemical storage or oil stained soils in the area but did observe a large mud puddle in and next to the driveway. She spoke to Jeff Owens, occupant and son of the owners, who said storm water flows down the right-of-way from Quaddick Road, flooding his driveway and yard before exiting down the right-of-way that leads to Breaults Landing Road. Last year Ms. Butts observed the right-of-way draining to Breaults Landing Road was eroded. Flows then crossed Breaults Landing Road and into vacant property before entering Quaddick Reservoir. Ms. Butts emailed Mr. Lee her findings and she had no actionable evidence for the reported concern. Ms. Butts then received a call from Constance Nash, a local landowner, who reported that the erosion problem is getting worse and potentially causing damage to Breaults Landing Road and the reservoir and was looking for guidance on how the affected landowners could address the deteriorating conditions on the private roads. Ms. Butts advised her that because these are private roads of unknown ownership there was little help that she could offer except to help her go through the land records to try to identify ownership of the roadways. The complaint file has been closed.
- Complaint #16-04, 533 Brandy Hill Rd. – on 8/10/18 Ms. Butts visited the site and found no change in the condition of the ditch but during the inspection she noted that the abutting property had a new paved driveway and mailings had been placed in a boat storage area. Ms. Butts asked owner Ms. Breen why she didn't get a wetlands/watercourse approval for work within 100' of Quaddick Reservoir and she said her contractor, Superior Paving, told her no permits were required. Ms. Butts advised her that she should have gotten approval from wetlands office before the work was done and didn't see any problems from the work completed. Ms. Butts will be notifying Superior Paving in writing the requirements of the Inland Wetlands Commission's regulations.

- Permit 11-09-02, Strategic Commercial Reality Gravel Mine, New Road – On 8/13/18 Ms. Butts met with Jeff Rawson on Subdivision Lot #3 to review conditions near the wetlands boundary regarding concerned about the extent of excavation. She determined the excavation has occurred within the authorized area and expects the grades will be restored as shown on the approved drawings. There are no apparent erosion and sediment control problems. No other lots were viewed at this time but she did asked them to monitor conditions along the eastern border of Lot #2 for potential unforeseen seepage and bank erosion due to the changes in grade and possible changes in upslope drainage conditions. The gravel mine should be inspected for site conditions before winter freeze.

Building Permits Reviewed: There were 9 building permits reviewed – (1) 183 Wagher Rd. (2) 70 Hagstrom Rd. (3) 1124 Thompson Rd. (4) 61 Blain Rd. (5) 944 Riverside Dr. (6) June Ave. South (7) Lillian Ave (8) 723 Quaddick Farm Road (9) 367 Chase Rd.

Miscellaneous:

- Yesterday Ms. Butts met with J&D & DPW regarding a bridge that failed DOT inspection on LeClare Rd that services only one house. DPW Director feels this is an emergency and proposed to put in a culvert and sleeve with concrete, J&D is determining the hydraulic capacity of sleeve. Because this is an emergency Ms. Butts told him to do what needs to be done and come in after for a permit to finish.
- LeClair Road Emergency Bridgework – On 7/26/18 Ms. Butts received a copy of Janet Blanchette, J & D Civil Engineers, LLC memo to the 1st Selectman and DPW Director regarding the results of her analysis. The bridge is reported to be in high danger of failing and supports passage to only Marie LeClair's home which is her only access. Because this bridge is downstream from a relatively large pond in Rhode Island, she was unable to determine a peak design flow and since the watershed is greater than a square-mile, CT DOT would typically require it to pass 100-year design storm but the culvert a few hundred feet downstream on Quaddick Town Farm Road was installed by the state so it is likely size for either a 50-year or 100-year storm. Ms. Blanchette stated if flow from the brook overtops the road it will flow down LeClair Road to the west and would not flood either of the two houses, because they sit at a much higher elevation. DPW Director Benoit will install a 60" pipe in the existing opening on an emergency basis and will seek an after-the-fact permit. Ms. Butts is unaware if work has already been performed.

Purchase Requisitions Status: Paid \$326.37 for office supplies and Paid \$51.45 & Encumbered \$30.00 for Stonebridge Press for legal notices.

- I) Correspondence:
 - a) Email from BOS re: Thompson Facebook Page – Commissioner Morano read the email. Commissioner Thomas thinks this is a good way to get IWC info out to the people.
 - b) Email on Open House at the Schools on 8/27/18 at 6pm
- J) Signing of Mylars: None
- K) Comments by Commissioners:
 - a) Welcome aboard to Commissioner O'Neil
- L) Adjournment: **Chair Jarrett Thomas called to adjourn the meeting at 9:06 PM.**
Motion to adjourn was made by Commissioner Morano. Seconded by Commissioner Chapin. Motion passed unanimously.

Respectfully Submitted,

Recording Secretary
08-14-18 Minutes IWC Regular Meeting

Maria Butts for Diane Minarik
Recording Secretary