

Town of Washington
Inland Wetlands Commission
March 9, 2022
Regular Meeting
(Via Zoom Teleconference)
MINUTES

Members Present: Mr. Papsin, Mr. Gendron, Ms. Audet, Mr. Bennett, Ms. Branson, Ms. Bogue, Alt. Mr. Koppel, Alt., Ms. Dubow, Alt.

Staff Present: Ms. White, Ms. Haverstock

Public Present: Mr. Francis, Mr. Virbickas

Regular Business

Mr. Papsin called the meeting to order at 7:04pm.

Members Seated: Mr. Papsin, Mr. Bennett, Mr. Gendron, Ms. Branson, Ms. Audet, Ms. Bogue (for Branson)

Consideration of the Minutes (00:36)

2-23-2022 Regular Meeting Minutes:

Motion: To approve the Regular Meeting Minutes of 2-23-2022 as submitted, by Mr. Gendron, seconded by Ms. Audet, passed by 5-0 vote.

Special Meeting Minutes – 03-02-2022 Site Inspection Report submitted by J. Bogue – 124 New Milford Turnpike - #IW-22-05:

It was noted that Mr. Gendron attended this site inspection.

Motion: To approve the Special Meeting Minutes of 3-02-2022 Site Inspection Report amended by J. Bogue for 124 New Milford Turnpike - #IW-22-05, by Mr. Gendron, seconded by Ms. Audet, passed by 5-0 vote.

Special Meeting Minutes – 03-02-2022 Site Inspection Report submitted by B. Bennett – 42 Barnes Rd - #IW-22-06:

Motion: To approve the Special Meeting Minutes of 03-02-2022 Site Inspection Report submitted by B. Bennett for 42 Barnes Rd - #IW-22-06, by Ms. Audet, seconded by Mr. Gendron, passed by 5-0 vote.

Special Meeting Minutes – 03-02-2022 Site Inspection Report submitted by L. Gendron – 41 Rabbit Hill Rd - #IW-22-07:

Motion: To approve the Special Meeting Minutes of 03-02-2022 Site Inspection Report submitted by L. Gendron for 41 Rabbit Hill Rd - #IW-22-07, by Ms. Audet, seconded by Ms. Bogue, passed by 5-0 vote.

Motion to Include Subsequent Business Not Already Posted on the Agenda:

None to add

Pending Applications

SMF Universal, LLC./124 New Milford Turnpike/Application for Permit #IW-22-05 for activity in the review area – new parking layout and building access construction (4:30):

Mr. Virbickas, P.E., Artel Engineering, was present to represent to applicant. He shared the screen and explained the plan titled "Site Plan," with a revision date of 3-8-22. Mr. Virbickas noted that they have changed a portion of the proposed parking to pervious pavement and will repave the portion that covers the septic with standard impervious pavement. The ADA access ramp and walkway was reconfigured to allow clearance of the electrical panel located on the north side of the building. The proposed pervious pavement has been calculated to cover approximately 2200 sf which amounts to 18% of impervious cover on the site.

Mr. Virbickas shared the plan titled "Grading, Utility and Sediment and Erosion Control Plan."

7:15 p.m. Mr. Koppel was seated for Mr. Bennett was unseated due to technical difficulties.

Mr. Virbickas and the IWC discussed adding another row of haybales south of and in addition to the proposed haybales indicated on the "Grading, Utility and Sediment and Erosion Control Plan." The IWC asked that the location of a stockpile, and/or dumpster location be indicated on the plan as well as a specification/cut sheet be provided for the permeable pavement that includes the excavated layer and base layer.

Motion: To approve application for Permit #IW-22-05, for SMF Universal at 124 New Milford Turnpike for activity within the review area to construct parking and access to building per plans titled: "Site Plan," sheet 3, "Grading, Utility and Sediment and Erosion Control Plan," sheet 4, prepared for SMF Universal, LLC, by Artel Engineering Group, LLC, Group, dated 1-13-2022 with revision date of 3-8-2022, and permit application signed by Steve Shabet, dated 02/02/2022 with accompanying documentation. This permit is valid for two(2) years and is subject to the following conditions: 1. that the Land Use Office be notified 48 hours prior to the commencement of work so the Wetlands Enforcement Officer can inspect and approve the erosion control measures, 2. that the property owner gives the contractor copies of both the motion of approval and approved plans prior to the commencement of work, 3. the approval of this permit is conditioned upon the performance and completion of all proposed activities and/or improvements in totality to the satisfaction of the Inland Wetlands Commission. There shall not be any modification of any kind to the plans and/or scope/sequence of the proposed activities and/or improvements shown on the approved plans without prior approval of the Inland Wetlands Commission or its designee, 4. An additional row of haybales shall be installed down gradient of proposed haybales indicated on referenced plan, 5. A cut sheet of the layers – including excavated layer and base layer of permeable pavement shall be submitted to the Land Use Office, and 6. Updated Site Plan to be submitted to the Land Use Office indicating stockpile and dumpster location on the property. In approving this application, the Commission has considered all of the relevant criteria pursuant to Sections 11.02, 11A and 12.08 of the Inland Wetlands and Watercourse Regulations and finds that the proposed regulated activities as presented on the plans and conditioned herein, are not reasonably likely to lead to significant adverse impacts on any wetlands and watercourses, by Ms. Audet, seconded by Mr. Gendron, passed by 5-0 vote.

Arthur H. Howland & Associates for Farmer/42 Barnes Road/Application for Permit #IW-22-06 for activity in the review are – construct retaining wall and infiltration system (27:53):

Mr. Francis, EIT, Arthur Howland and Associates, was present to represent the property owner for this application. He shared the plan titled "Proposed B100a Sanitary Code Complying Area Plan," on the

screen. He noted that the proposed infiltrator unit was relocated outside the drip line of any existing specimen trees. Mr. Francis shared the same B100a plan with an aerial overlay to show the location of the existing trees.

Mr. Francis shared the basic wall detail that is typical construction for the proposed retaining wall. He stated that this is an idea of what the contractor might construct with a slight variation. There was a brief discussion with the IWC and they requested that the contractor supply the Land Use Office a detail of the retaining wall before construction.

There was a brief discussion regarding the trees near the proposed activity. It was noted on the Mr. Francis's email dated 3-7-2022 that the contractor will contact the Enforcement Officer prior to the removal of any trees. Mr. Francis reiterated that they property owner does not plan to remove any of the trees.

Mr. Papsin informed Mr. Francis that sheets SES.1 and B100a indicate that the property is in Fairfield County in the title block. Mr. Francis stated that the final plans will be corrected.

Motion: To approve application for Permit #IW-22-06, submitted by A. H. Howland for Farmer at 42 Barnes Road, for activity in the review area to construct retaining wall and roof infiltration system per plans titled, "Proposed B100a Sanitary Code Complying Area Plan," sheet B100a, with revision date of 03-07-2022, "Proposed Sanitary Disposal System Plan," sheet SDS.1, revision dated 03-07-2022, "Proposed Sanitary Disposal System Plan," aerial view with tree location overlay, sheet SDS.1, revision dated 03-07-2022, "Proposed Sedimentation & Erosion Control Details," with revision date of 03-07-2022, prepared for Colin Farmer by Arthur H. Howland & Associates, P.C., as well as the response email from Mr. Francis, dated 3-7-22, and the Permit Application signed by Colin Farmer, dated 2-1-22 with accompanying documentation. This permit is valid for two(2) years and is subject to the following conditions: 1. that the Land Use Office be notified 48 hours prior to the commencement of work so the Wetlands Enforcement Officer can inspect and approve the erosion control measures, 2. that the property owner gives the contractor copies of both the motion of approval and approved plans prior to the commencement of work, 3. the approval of this permit is conditioned upon the performance and completion of all proposed activities and/or improvements in totality to the satisfaction of the Inland Wetlands Commission. There shall not be any modification of any kind to the plans and/or scope/sequence of the proposed activities and/or improvements shown on the approved plans without prior approval of the Inland Wetlands Commission or its designee, 4. The Enforcement Officer is notified of any trees greater than 6 inches at breast height that are to be removed, and 5. A cross section of the proposed wall is submitted to the Land Use Office before construction. In approving this application, the Commission has considered all of the relevant criteria pursuant to Sections 11.02, 11A and 12.08 of the Inland Wetlands and Watercourse Regulations and finds that the proposed regulated activities as presented on the plans and conditioned herein, are not reasonably likely to lead to significant adverse impacts on any wetlands and watercourses, by Mr. Koppel, seconded by Mr. Gendron, passed by 5-0 vote.

Campuzano/41 Rabbit Hill Road/ Application for Permit #IW-22-07 for activity in the review area – construct single family dwelling, install septic, construct pool with patio (50:32):

The applicant requested an extension. The IWC will continue the discussion of this application at the regularly scheduled IWC Meeting on March 23, 2022 beginning at 7:00 p.m.

New Applications to be Received by The Commission

Arthur H. Howland & Associates/329 West Shore Rd/Application for Permit #IW-22-09 reconstruction of dock and bulkhead on lake shore – submitted 3-7-22 – Administrative report not completed (51:04):

The IWC tabled this application until the 3-23-2022 regularly scheduled meeting.

Other Business:

None to discuss.

Enforcement and Compliance Initiatives (51:38):

Ms. Haverstock reviewed her 03-09-2022 Enforcement Report including properties that were discussed at the last meeting and the progress that has been made up to this point. Please see attached report.

Administrative Business (56:23):

Mr. Papsin stated that the IWC will work on the revisions of Section 15 of the IWW Regulations when in-person meetings commence.

Communications (56:49):

Ms. Audet and Mr. Gendron attended the Annual Connecticut Association of Wetland Scientists virtual meeting this morning and gave their brief insights on the presentation.

Adjournment:

Motion: To adjourn the meeting at 8:03 pm, by Mr. Papsin

Respectfully submitted,

Shelley White

Shelley White, Land Use Administrator, 3-11-2022

Attachment

A. EO Report 3-9-2022

Link to recording of meeting:

https://townofwashingtongcc-my.sharepoint.com/:u:/g/personal/swhite_washingtonct_org/Eb8f-XkzEdMkZ2x_LAXzUEBzt3kCLi0KDgHy8GBBYFKvg?e=FbCJBd

Dated	Citation	Address	Notes
August 27, 2021	2021-W001	134 Roxbury Road	No change
August 27, 2021	2021-W002	255 New Milford Turnpike	No change
August 27, 2021	2021-W003	25 Juniper Meadow Road	No change
Wednesday, December 15, 2021	2021-W004	Intersection at Mygatt	Soil and materials deposited in URA.
Tuesday December 28, 2021	2021-W005	254-8 New Milford Turnpike	Removing and building fencing in URA without a permit. Met with Consultant 1/14/22 to discuss next steps for permits. Surveys being submitted for review and permits
Wednesday February 16, 2022	2022-W001	255 New Milford Turnpike	Activity in upland review area
Thursday February 3, 2022	2022-W002	18 Parsonage Lane	Tree removal in URA
Tuesday March 8, 2022	2022-W003	99 West Shore Road	Installation of well and septic start work without start card
Date		Site Inspection	Notes
Tuesday March 8, 2022		Calhoun St. Bridge	Site review - S&E Measures
Tuesday March 8, 2022		South Street	Site review: Tree removal
Permit Date	Permit	Address	Notes
Friday March 3, 2022	IW-21-mod	36 Hinkle Road	31 square feet addition entryway
pending	IW-22-05	124 New Milford Turnpike	activity in review area - new parking lot layout and building access construction Site inspection report dated 3/2/22
pending	IW-22-06	42 Barnes Road	activity in review area - construct retaining wall and infiltration system Site inspection report dated 3/2/22
pending	IW-22-07	41 Rabbit Hill Road	activity in review area - construct single family dwelling, install septic, construct pool with patio. Site inspection report dated 3/2/22
No certificates of compliance issued between 2/23/22 and 3/9/22			