

**INLAND WETLANDS & WATERCOURSES COMMISSION
MEETING AGENDA
WEDNESDAY, DECEMBER 7, 2011 @ 7:00 P.M.
POMFRET SENIOR CENTER**

OPEN REGULAR MEETING:

ROLL CALL:

SEAT AN ALTERNATE AS NEEDED:

ITEMS TO BE ADDED TO AGENDA:

PENDING APPLICATIONS:

1. **Janice L. Bosworth, 13 Day Road**, relocation of existing house trailer on the property and associated land disturbance

CITIZEN'S COMMENTS:

NEW APPLICATIONS:

NON-FEE APPLICATIONS:

1. **Richard DiBonaventura, 92 Gary School Road**, addition

NOTICES OF VIOLATION/CEASE AND DESIST ORDERS:

1. **Roger Daigle, 193 Putnam Road**, Cease and Desist. 10/4/07; Received new application 9/2/09. Application was approved with conditions 12/2/2009. Work to be done in July. Permit has been approved awaiting payment. Mr. Daigle submitted a new application on 8/3/11 and it was approved with conditions on 8/17/11. A letter from Mr. Daigle dated 10/27/11 was read into record to the commission. D. St. Martin said to send a letter in response that his application was approved at a special meeting due to the short growing time. Jamie said he spoke with Mr. Daigle today (11/2/11) and Mr. Daigle is still very committed to do the work. Mr. Daigle's track record with the commission is not very good. His letter was dated 10/27/11 but was walked into the Town Hall on 11/2/11. Jamie then stated that the permit expired 11/1/11. This now requires a new application. No fees were attached to the letter, which doesn't show any good intent. Discussion regarding sending a letter stating the permit expired 11/1/11 and the commission expects a new application forthright. Use of Atty. Higgins language will be used to see that the project is brought to fruition. J. Folsom said he would notify Atty. Higgins regarding this issue. Jamie then said a motion should be made to send a letter to Mr. Daigle that the expiration date of his permit was 11/1/11. His letter was received by the commission on 11/2/11. The commission has no other recourse but to note permit was expired and expect new permit. M. Eaton said so moved. D. St. Martin seconded the motion and it was approved unanimously. Leave on agenda.
2. **JASD, Orchard Hill Road**, work in regulated area. NOV issued 11/4/05. Nothing new. Leave on agenda.

JURISDICTIONAL RULINGS:

AGRICULTURAL ACTIVITIES:

PRIOR APPLICATIONS WITH CONDITIONS:

1. **Paul Miller, Tyott Road**, culvert replacements, road widening, catch basin, and installation of a couple of pipes regarding the four lot subdivision. The work is ongoing with approximately 85-95% of the work done. Leave on agenda.
2. **Town of Pomfret, Grosvenor Road**, remove old culverts and replace with two new ones. Start date of this project was 8/27/09. The remediation date was 1/6/11. Syl Pauley, licensed engineer for the project, signed off on the project on 1/10/11. Staff is continuing to observe the situation. Leave on agenda.
3. **Sarantopoulous, 325 Wrights Crossing Road**, subdivision 5/07. CO has been issued. Landscaping and E&S are stable. This could possibly be removed next month. Leave on agenda.
4. **Loos, Rebecca, 40 Modock Road**, 4-lot subdivision 6/07. No activity. The four parcels have been bought. No activity. Leave on agenda.
5. **Moon et. al., Peter, 596 Pomfret Street**, single-family home 3/08. Application was approved with 10 conditions. New application was approved 7/7/10. Lot is advertised for sale with all approvals in place. No activity. Leave on agenda.
6. **Pomfret School, 398 Pomfret Street (10/6/10)**
 - A. **Remediation** – still functioning well
 - B. **Turf Fields** – northerly run needs stabilization
7. **Town of Pomfret Recreation Field, 576 Hampton Road (10/6/10)**, the site is stable. The basketball and tennis courts are done. The funds have been expended.
8. **Ridgewood Farms, LLC formerly CT Real Estate Holdings, LLC, 195 Searles Road**, Cease and Desist in effect as of 3/16/05. Certificate of NOV placed on the land records on 5/19/06. (gravel extraction) Actual date of permit is 11/07. Deposit date of surety/bond monies is 8/15/10. There is no activity. Leave on agenda.
9. **Shane Pollock, 131 Orchard Hill Road**, formerly owned by R. Canning, was approved with conditions through IWWC. There has been no request for transfer of the permit as of this date. Ryan is to write a letter to the current owner regarding this information and we need to find out if any fees are due. This was originally approved 4/12/11. Ryan spoke with Shane and he is willing to do whatever is necessary.

SUBDIVISIONS APPROVED BY PLANNING AND ZONING:

COMPLAINTS/CONCERNS RECEIVED BY THE COMMISSION:

1. **Ongoing**
 - A. **i. Sharp Hill Vineyard/Fowler (9/1/10)** – re-graded their driveway
 - ii. Mr. Fowler was issued a NOV 7/15/11. Still under NOV. Jamie made numerous attempts to reach Tom Hoffa and has not received a call back. He is going to speak with counsel and send letter regarding the placement of the caveat on the land records. He is going to recommend that the Fowlers address this issue with the commission as we've missed the 10/15/11 seed date due to weather. We need an application for remediation. The letter should reflect the dates of the issues involved. D. St. Martin made a motion directing Staff to write a letter to the Fowlers. M. Eaton seconded the motion and it was approved unanimously. Leave on agenda.
 - B. **Scott Lee, 585 Mashamoquet Road (9/1/10)** – too wet to do anything. Leave on agenda.
 - C. **Scott Lee/Knight property (1/5/11)** – same as above. Leave on agenda.

- D. **Windham 4-H Camp, Taft Pond Road (4/6/11)** (cease and desist was issued 3/16/11) application was approved with conditions on 8/3/11. This is ongoing. Leave on agenda.
- E. **Janice Bosworth (5/4/11)** - relocation of an existing house trailer on the property and associated land disturbance. Ryan spoke with Bob Messier on 6/29/11 and 7/3/11. Application was submitted to the commission on 8/3/11. Extension granted on remediation application. Supposed to submit new application on 10/12/11 for two lots in addition to this application. New application submitted on 11/2/11. Ongoing. Leave on agenda.
- F. **John Casey property (1/5/11)** - a NOV was issued on 8/10/11. Application was approved with conditions on 10/5/11 but NOV has not been lifted. Leave on agenda.

NEW COMPLAINTS:

CITIZEN'S COMMENTS:

EXTENSIONS REQUESTED:

COMMISSION BUSINESS:

1. Updates and Report from WEO and Commission Members.
2. Approval of the *November 2, 2011* minutes.
3. Report of billing and bond releases –
 - A. Rectory School bond was released on 10/18/11
 - B. ***List of Bonds being held with Town of Pomfret (Escrow Agent) and Putnam Bank:***
 - Jason B. Lavallee (IWWC)
 - Donna Smith (inspection fees) (IWWC)
 - Rose Construction (IWWC)
 - Bruce Dexter II (IWWC)
 - Pomfret School (IWWC and P&Z)
 - Miller Family LLC (IWWC and P&Z)
 - Town of Pomfret & James Rivers (inspection fees) (IWWC)
 - Ridgewood Farm LLC (P&Z)
 - C. ***List of Bond(s) being held with Liberty Mutual Insurance Company:***
 - Bruce & Kerry Dexter (IWWC)
4. Correspondence –
5. Nomination/Election of Officers
6. Re-appointment of commission members
7. Review/approval of 2012 meeting schedule
8. As needed -

ADJOURNMENT: