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MINUTES

ENFIELD INLAND WETLANDS AND WATERCOURSES AGENCY

TUESDAY, JUNE 7, 2016 – 7:00 p.m.

REGULAR MEETING

ENFIELD TOWN HALL – COUNCIL CHAMBERS (first floor)

820 Enfield Street, Enfield, CT 06082

REGULAR MEETING

1. Call to Order

Chairman Donna Corbin-Sobinski called the meeting to order at 7:00 p.m.

2. Roll Call

Secretary Jane Smith called the roll.

Members Present: Chairman Donna Corbin-Sobinski, Secretary Jane Smith, Joseph Albert, John Hayes, Robert Chagnon and Carrie-Anne Wagner-Howe

Also Present: Rick Rachele, Town Inspector

Absent: Alternate Kevin Zorda

3. Fire Evacuation Procedures

Chairman Corbin-Sobinski read the Fire Evacuation Notice.

4. Pledge of Allegiance

The Pledge of Allegiance was recited.

5. Public Participation - Issues of concern not on the agenda – None

6. Correspondence:

Chairman Corbin-Sobinski said they received a notice regarding a CT DEEP Municipal IWWA Workshop for legal administrative updates; the meetings will be held on the following dates (in various locations): June 21, June 28 and July 7, 2016. Chairman Corbin-Sobinski also, said there is a Vernal Pool Presentation to be held on Wednesday, June 29, 2016 at 7:00 p.m. in the Town Council Chambers and this is open to the public in Enfield and all the surrounding towns.

7. Commissioner's Correspondence (Site Visit Updates – if any):

Secretary Smith said the trenching work that was done on Weymouth Road looks good and it's all paved over now.

8. Approval of Minutes – May 3, 2016 – Regular Meeting

Commissioner Albert made a motion, seconded by Secretary Smith, to approve the minutes. The motion passed with a 6-0-0 vote.

9. Reports of Officers and Committees - None

10. Report of the Director of Planning:

Mr. Rachele said that Planning and Zoning Department has what is called ViewPermit which also, runs through the Building Department. Mr. Rachele said through that computer program, we have to review all the applications that come in for decks, pools, alterations and additions. Mr. Rachele said that since the first of this year to April 30, 2016, there was 65 applications we had to review that dealt with wetlands.

11. Old Business:

a. 354 and 356 Hazard Avenue Enforcement:

No representatives were present at the meeting.

Mr. Rachele told the Commission they can see by the photos in their packets that they did do some work over there – along with the hay bales, the owner put in some wood chips and some rods from the trees that were cut down. Mr. Rachele said the vehicle is still there and there's still some issues with the actual property.

Mr. Rachele said he called the owner in the past week ½ - 2 weeks and left him a message but, did not get a response back.

Commissioner Albert said the area of wood chips was supposed to be seeded. Commissioner Hayes said we don't know whether or not the owner will respond to Mr. Rachele timely or not. Mr. Rachele said the next issue would be to send out another notice.

Chairman Corbin-Sobinski asked Mr. Rachele to send out another notice to the property owner and request that he attend the next IWWA meeting. Commissioner Albert said his recommendation would be that if the owner does do the corrections, it would need to be inspected soon thereafter, to see if the area was seeded and the grass is growing.

Commissioner Albert said he thinks the majority of the Commission would like to see the owner come before the board again.

Mr. Rachele asked the Commission if they want to give a date for the owner to come before the board again. Commissioner Wagner-Howe said 2 weeks.

Commissioner Chagnon asked how long can you go on ignoring and coming back and ignoring and coming back again?

Mr. Rachele said the Commission would have to set a date for the owner to comply by; then the next step would be contacting the Town Attorney.

Commissioner Albert said the car is still there; also, there's wood chips which shouldn't be there and that's all more weight on that soil which then, could cause more erosion and also, what the owner originally agreed to, he did the opposite of. Chairman Corbin-Sobinski said let's give him one more opportunity to come before us. Commissioner Wagner-Howe said to give the owner two weeks' notice and tell him that he's got to get rid of the wood chips, get the seeding done and then appear before us.

Commissioner Hayes asked by what date? Chairman Corbin-Sobinski said at the next IWWA meeting. Mr. Rachele said we can issue a Cease and Desist Order and put in the requirements that need to be done by the next IWWA meeting.

Commissioner Chagnon made a motion, seconded by Commissioner Albert, to issue a Cease and Desist Order and also, ask him to come before the Commission at the next IWWA meeting. The motion carried with a 6-0-0 vote.

b. 1699 King Street Enforcement:

No representatives were present at the meeting.

Mr. Rachele said he checked the property and those photos are in front of you tonight. Mr. Rachele said the materials that were piled up on the north side of the property, near the trees, have all been removed. Mr. Rachele said the silt fence is still up; they did plant some seed and there is some grass growing; the owner is

planning on putting more grass seed down to secure the area a little better. Commissioner Chagnon said the owner has done what we have asked for. Mr. Rachele said the owner is compliant and he can send him a letter to that effect. Chairman Corbin-Sobinski asked Mr. Rachele to give a copy of the letter to the Commission.

Secretary Smith stated proposed conditions: to maintain the silt fence and have it stay in place until the vegetation is fully established; and also, that a final inspection of the site be done in one (1) month. Commissioner Wagner-Howe made a motion, seconded by Secretary Smith, to continue enforcement with the conditions set forth by the IWWA Commission. The motion carried with a 6-0-0 vote.

c. 348 Hazard Avenue Enforcement:

No representatives were present at the meeting.

Mr. Rachele said this violation is still open and as you can see by the pictures, these are containers that they used to hold vegetation and waste from yards. Mr. Rachele said the picture on the second page is the same one from the previous neighboring property and the water from the brook is within 10' (ten feet) behind there. Mr. Rachele said right at the corner of the logs, which are on the other property, is an escarpment that leads down to the brook.

Commissioner Albert said we have an escarpment issue with the other property and also, with the weight of the logs, we have an issue with the weight on this property that also, includes the storage that's not supposed to be stored there. Mr. Rachele said all that area was supposed to be seeded, too. Commissioner Albert said that's a violation, also.

Commissioner Albert made a motion, seconded by Commissioner Wagner-Howe, to issue a Cease and Desist Order. The motion carried with a 6-0-0 vote.

12. New Business:

a. 144 and 146 South Road Enforcement:

Mr. Ragnauth, representing S&R Property, LLC, introduced himself to the Commission. Mr. Ragnauth said he was cited for logs in the woodland area, a shelving unit and a hot water tank that were all left by the previous owner; he said all that stuff has been cleared out. Commissioner Albert asked if they

had a copy of the current Cease and Desist Order. Mr. Rachele said he has a Notice of Violation that was sent out.

Chairman Corbin-Sobinski asked Mr. Rachele if he can make sure that everybody receives copies of every letter that goes out.

Mr. Rachele said the material that was in question has been removed and said Mr. Roger O'Brien contacted Attorney Landolina and explained to him again the violation that the owner was going to be cited for. Mr. Rachele said that before the Notice of Violation went out, some of the material was cleaned up from that area. Mr. Ragnauth stated that he was told to remove the leaves and he removed them; then he received an approval from the Planning and Zoning Commission; then, the next morning, he received a Notice of Violation because of logs that were left on the property by the previous owners.

Commissioner Albert asked if the 2 (two) properties have been merged. Chairman Corbin-Sobinski said this has not finished going through Planning and Zoning yet. Commissioner Albert said that if Planning and Zoning Commission make any major changes to the plans – and those changes involve wetlands - then this would need to come before the IWWA Commission again. The Commission discussed that if any minor changes are made by the Planning and Zoning Commission they would be handled administratively.

Secretary Smith made a motion, seconded by Commissioner Wagner-Howe, that a final inspection be done regarding the Notice of Violation and pending upon the outcome to that, the issue will be completed; and in addition to that, the Commission will review the latest plans that were approved by the Planning and Zoning Commission for any changes that may have affected Inland Wetlands; and if they are minor changes, then we may authorize an Administrative Approval be done. The motion passed with a 6-0-0 vote.

- b. Determination of Permit need: Connecticut Water Company, Bright Meadow Blvd/Booth Road (entrance) – for timber harvest activity. Secretary Smith made a motion, seconded by Commissioner Wagner-Howe, for Administrative Agent Approval - Connecticut Water Company, Booth Road, for timber harvest activity. The motion passed with a 6-0-0 vote.

13. New Applications to be Received: - None

14. Adjournment:

Commissioner Albert made a motion to adjourn, seconded by Commissioner Hayes. The meeting adjourned at 7:40 pm following a unanimous vote, 6-0-0.

Next regular meeting is Tuesday, June 21, 2016 at 7:00 p.m. in the Council Chambers.

Minutes prepared by – Pamela J. Schweitzer

Approved by Commission:

Jane Smith, Secretary