

**APPROVED Meeting Minutes  
Guilford Inland Wetlands Commission  
Regular Meeting  
September 13, 2017 at 7:30pm  
Guilford Community Center – Faulkner Room  
32 Church St. Guilford CT**

**\*NOTE: Please be advised that at this time the following are strictly “Draft Minutes” until approved by the Inland Wetlands Commission\***

**Once approved the minutes will be marked as “Approved Minutes” and will be available in the clerk’s office or upon request.**

**Members Present:** E. Besmer, D. Williams, C. Page, S. Williams and K. Clark & R. Meier

**Member Absent:**

**Alternates Present:** J. Parker & S. Anderheggen

**Alternates Absent:** None

**Staff:** Kevin Magee, Environmental Planner

Reggie Reid, Inland Wetlands Officer

Chairman K. Clark opened the meeting at approximately 7:30 P.M.

Appointment by Chair of members sitting for this meeting: D. Williams, C. Page, R. Meier, P. Mei, K. Clark, S. Williams, and E. Besmer

**A. APPROVAL OF AGENDA**

September 13, 2017

Upon a motion by Commissioner R. Meier and seconded by Commissioner E. Besmer, it was voted to unanimously to approve the agenda.

**B. APPLICATIONS**

- 1. Douglas Pierpont, 2965 Durham Rd, Map 109, Lot 32A, Zone R-8, Regulated Activity, Removal of debris to inlet pipes to pond within 100’ upland jurisdictional review zone.**

Present for applicant: Douglas Pierpont – Home owner

Douglas Pierpont showed the commission the map with his plan to clean out the inlet area to his pond. He would like to clean out the stream between the Scranton property and his pond due to the silt build up so the water can flow through better and the area will not get flooded. There is vegetation in the pond. He would dig the width of the pipe which is approximately 8 feet wide and down approximately 12 inches. Silt fence would be installed at the inlet to the pond.

Csmr. K. Clark unseated Csmr. S. Williams and seated Csmr. J. Parker.

Csmr. E. Besmer noted there is not enough water and the inlet pipe was unobstructed.

Csmr. K. Clark asked why he wants to clean out the inlet channel since the area is covered in native wetlands species which the commission would like to preserve.

A discussion was held concerning where the silt is coming from. Kevin Magee indicated that the stream that flows into the pond comes from the hillside on the west side of Durham Road (Route 77), flows under Durham Road, and along Scranton's field to Pierpont property. The commissioners felt that with the distance between the hill side and the Pierpont property the silt should have dropped out. The commissioners indicated that they did not see any noticeable deposits of silt in the stream channel that would block the flow of water.

Csmr. Page asked if silt entering the property is the concern should a silt basin be installed at the property line.

Mr. Pierpont indicated as a compromise to cleaning out the whole swale he would install a 12' X 10' silt basin at the stream entrance to his property. The sides of the silt basin would be stone lined.

Commissioner C. Page made the following motion:

VOTED: That the Guilford Inland Wetlands Commission approves a regulated activity for 2965 Durham Rd, Map 109, Lot 32 A, Zone R8, Regulated activity, Removal of debris to inlet pipes to pond within 100' jurisdictional review zone shown on, "Wetland Survey" prepared by S&E and dated March 28, 1998 and hand revised September 17, 2017 with the following conditions;

1. A 12' X 10' stone lined silt basin be installed in the stream channel near the property line to the Scranton property and no clearing of the inlet channel is to be conducted.
2. That prior to any construction soil erosion and sediment control measures shall be;
  - a. installed as shown on the approved plan.
  - b. installation shall be done by hand.
  - c. The Inland Wetlands Enforcement Officer shall be notified of such installation so that an inspection might be conducted to determine compliance and authorize commencement of construction.
3. Prior to issuance of a final inspection, the Inland Wetlands Enforcement Officer shall be notified so that an inspection may be conducted to determine that all soil erosion and sedimentation control measures have been maintained in the manner in which they were approved on the site plan and are in compliance.
4. Any stock piles to be contained with hay bales and/or silt fence. Any disturbed areas to be seeded and hayed
5. Modification of approved plan needs to come back to Inland Wetlands Commission
6. That unless an extension is granted,
  - a. Construction must begin within one year of approval
  - b. This permit expires two years from the date of approval.

This regulated activity is approved based upon the finding that there was no reasonable or prudent alternative in completion of this project.

The motion was seconded by Commissioner J. Parker and was unanimously approved approved.

2. **Village Victoria Condo, Village Victoria Drive, Map 75, Lot 5, Zone R-5, Regulated Activity, Repave section of Village Victoria Drive and install 60lf of 12" HDPE pipe under road within 100' jurisdictional review area.**

Present for applicant: Mark Kunza

Mark Kunza explained to the commission the plan for the replacement of a 60 ft section of asphalt and the installation of a pipe that flows out of a vernal pool to the pond. There is a low point where there is a four inch pipe that collects storm water from the road. There is low point at this location and water overflows from the vernal pool and floods over the road which freezes in the winter. They would like to raise the road and install a pipe connecting the vernal pool to the wetlands with rip rap at the ends.

Kevin Magee showed the commission photographs of the proposed project area.

Commissioner J. Parker noted that the plans do not provide any elevations and noted that the pipe may not fit since visual observations revealed little elevation change between the existing grade at the edge of the vernal pool and the current road elevation. The plans also showed the pipe extending all the way to the pond without any silt basin. The commission asked if an engineer can be brought in to look at the area and draw up proper plans showing the proposed road elevation, the inverts of the pipe, and the location of the silt basin with detail of the silt basin. The commission indicated that it was not the commission's role to engineer the project.

Due to financial reasons Mark Kunza representing Village Victoria Condominiums has withdrawn their application at this time.

**3. Thomas Hinding, 254 Tanner Marsh Rd., Map 75, Lot 16A, Zone R-5, Regulated Activity and after the Fact, Drainage 3-330 Cultec Drainage Recharger with 3' retaining wall within 100' jurisdictional review zone.**

Present for applicant: No one

The commission was present at the walk and noticed cars in the driveway. No one came out.

The Commission tabled the application to the Inland Wetland Meeting for October 7, 2017

Upon a motion made by Commissioner K. Clark and seconded by Commissioner R. Meier it was unanimously approved to table the application to October 7, 2017

4. **Rick Maynard, Town of Guilford – Peddlers Park, Peddlers Rd, Map 72, Lot 13, Zone R-8, Regulated Activity, Installation of disc golf course including clearing brush and small trees. Possible installation of bridge at wetlands crossing within 100’ upland jurisdictional review area. (Request to table to October)**

Rick Maynard requested to table the application to October 7, 2017.

Upon a motion made by Commissioner K. Clark and seconded by Commissioner R. Meier it was unanimously approved to table the application to October 7, 2017

5. **Craig Bradley, 110 Half Mile Rd, Map 80, Lot 96A, Zone R-5, Regulated Activity, Replace existing damaged drain pipe at front of property within 100’ jurisdictional review zone. (Request to table to October)**

Craig Bradley requested to table the application to October 7, 2017

Upon a motion made by Commissioner K. Clark and seconded by Commissioner R. Meier it was unanimously approved to table the application to October 7, 2017

6. **Town of Guilford, Peddlers Park Rd, Peddlers Park, Map 72, Lot 13, Zone , Regulated Activity, removal of surficial debris within 100’ jurisdictional review zone. (Request to table to October)**

Rick Maynard requested to table the application to October 7, 2017.

Upon a motion made by Commissioner K. Clark and seconded by Commissioner R. Meier it was unanimously approved to table the application to October 7, 2017

### **C. INVESTIGATION/ ENFORCEMENT ACTION (Muddy Boot Patrol Report from IWEO):**

1. Thomas Hinding, 254 Tanner Marsh Rd – Violation – installed fill and enlarge underwater retention system within regulated area.

Reggie Reid sent a violation letter to Thomas Hinding on August 1, 2017. Thomas Hinding came and submitted an application for the work on August 1, 2017. Kevin Magee reported that he received email correspondence which included photos from Ann Scandone that showed the work being conducted on September 4, 2017, June 9, 2017, July 20, 2017, August 2017 and September 9, 2017 after the commission attempted to walk the property.

Due to the continue work at the property after the note of violation was mailed out the Commission voted that Reggie Reid to send an certified letter with a Cease and Desist order acting that if work continues that fines will be issued to the property owner.

#### **D. MODIFICATIONS**

None Submitted

#### **E. EXTENSION AND TRANSFER OF PERMIT**

None requested

#### **F. APPLICATIONS TO BE RECEIVED (Walk October 7, 2017)**

(APPLICANTS NEED NOT ATTEND RECEIPTS)

1. Kamilla Geenty, 324 Three Mile Course, Map 38, Lot 30, Zone R-3, Regulated Activity, Repair/replace if necessary, the pond spillway which is located in the pond and has a culvert at the bottom of it leading to a small brook; remove large limbs and branches from several trees which fell into the pond over the past several years; and remove excess silt in the area of the stone and mortar spillway within 100' jurisdictional review zone.
2. Baldwin & Baldwin, 115 New Quarry Rd, Map 66, Lot 13, Zone R-8, Regulated Activity, Renovate existing 35x50 studio, no additional space within 100' jurisdictional review zone.
3. Estate of Ester Prisloe/Sandy Prisloe, 651 Clapboard Hill Rd, Map 81, Lot 34A, Zone R-8, Boundary Clarification, Future Subdivision within 100' jurisdictional review zone.
4. Archie Bailey, 25 White Birch Drive, Map 59, Lot 40, Zone R-3, Regulated Activity, Build Concrete wall to level part of lot within 100' jurisdictional review zone.

Upon a motion by Commissioner K. Clark and seconded by Commissioner P. Mei, it was unanimously voted to receive the applications and set a walk date for October 7, 2017 for applications 1-4.

### **G. BILLS**

1. Shore Publishing – \$69.00 (August)

Upon a motion by Commissioner K. Clark and seconded by Commissioner R. Meier, it was unanimously voted to pay the bills

### **H. MANDATORY REFERRAL**

1. Permit Application for the Use of Pesticides in State Water – Boguski – 2641 Long Hill Rd

K. Magee explained the application to the commission

### **I. AUTHORIZED AGENT APPROVALS**

None received

### **J. CORRESPONDENCE/OTHER BUSINESS**

1. CT Association of Conservation and Inland Wetlands – 40<sup>th</sup> Annual Meeting/Environmental Conf. Saturday, November 18, 2017 – Radisson Hotel Cromwell  
There are about 4 Commissioner that will be attending.
2. Subcommittee – Csmr. K. Clark will proceed with a subcommittee regarding wetland buffering and Kevin Magee will contact the committee with a date for discussion.

### **K. APPROVAL OF MINUTES**

1. July 8, 2017 – draft walk minutes  
Upon a motion by Commissioner C. Page and seconded by Commissioner J. Parker, it was voted to unanimously approve the minutes

INFAVOR: C. Page, P. Mei, K. Clark, S. Williams, J. Parker and E. Besmer

OPPOSED: None

ABSTAINED: R. Meir and D. Williams

This motion carries: 6-2-0

2. August 9, 2017 – draft meeting minutes

Upon a motion by Commissioner R. Meier and seconded by Commissioner D. Williams, it was voted to approve the minutes

INFAVOR: D. Williams, R. Meier, P. Mei, K. Clark, J. Parker, E. Besmer and S.

Anderheggen

OPPOSED: None

ABSTAINED: C. Page

This motion carries: 6-0-2

3. September 9, 2017 – walk meeting minutes

Upon a motion by Commissioner E. Besmer and seconded by Commissioner C. Page it was voted to approve the minutes

INFAVOR: C. Page, P. Mei, K. Clark, J. Parker, E. Besmer and S. Anderheggen

OPPOSED: None

ABSTAINED: D. Williams and R. Meier

This motion carries: 6-0-2

Then, with no further business before it, upon a motion by Commissioner R. Meier and seconded by Commissioner K. Clark it was unanimously voted to adjourn the meeting of the Guilford Inland Wetlands Commission at approximately 9:10 P.M.

Respectfully submitted,

Michelle C. Nazario



