

**APPROVED MINUTES
BROOKFIELD INLAND WETLANDS COMMISSION
Monday, February 24, 2014 – 7:00 p.m.
TOWN HALL MEETING ROOM # 133**

1. Convene Meeting

Secretary S. Fox convened the meeting at 7:00 p.m. and established a quorum of members.

2. Roll Call and Designation of Alternates

Present: Secretary S. Fox, M. Forlenza, M. Kukk, M. Mulvaney

Absent: None.

Also Present: Recording Secretary D. Cioffi

3. Wetlands Enforcement

Wetlands Enforcement Officer K. Daniel was unable to be present at tonight's meeting.

a. Enforcement Officer's Report

64 North Lake Shore Drive #201300317

20 Deerfield Road #201301082

Upon review of the Enforcement Report, Secretary Fox noted no new activity. She requested that WEO Daniel inquire of Special Town Counsel P. Olson if he has a recommendation for documenting issues involving 1 High Ridge Road on that site's land records.

b. Site Inspection Reports

None to discuss.

4. Old Business:

a. Election of Officers for the 2014 Calendar Year – Commissioner Mulvaney nominated Sharon Fox as Chairperson. Commissioner Kukk seconded the motion, and it carried unanimously.

Commissioner Kukk nominated Mark Forlenza as Vice Chairman. Commissioner Mulvaney seconded the motion, and it carried unanimously.

Chairperson Fox nominated Commissioner Mulvaney as Secretary. Vice Chairman Forlenza seconded the motion, and it carried unanimously.

5. New Business:

a. 18 North Lake Shore Drive #201400092: Re-build wall, clear trees, re-establish slope, shoreline retaining wall, new swail drain-off, shrub & natural plant growth to secure slope (dec date 04/30/14)- Mr. Anthony Biasetti, 18 North Lake Shore Dr., was present.

Secretary Fox reviewed for the new Commission members that Mr. Biasetti previously made some changes to the property below the 440 line, and a Cease and Correct was issued. Since then, he has been negotiating a resolution with First Light Power. Secretary Fox further explained the rationale behind the last meeting's denial of the application without prejudice, due to the pending decision date.

Mr. Biasetti advised that a letter of consent from First Light was obtained, and WEO Daniel was copied on an email from First Light. It was noted in the file that the application must be reviewed and signed by Mr. Biasetti before it undergoes review by the Commission. Secretary Fox explained that the application is a long-form application, and that the fee was paid with the prior application. She suggested that the fee be waived for the current application. She also reviewed that per state statute, there is a two-week waiting period for New Business items to allow for public comment and/or further Commission review.

Mr. Biasetti indicated that the First Light drawing was added to the current application. He advised that the major changes include differentiations in the sea wall that will include stakes, and the addition of vegetative cover. He added that no new sand would be used. Mr. Biasetti indicated a tree and shrub

schedule is included in the file, at the request of First Light. He stated that he will do some of the work himself. He added that First Light encouraged the use of a native mix for the grass.

Chairperson Fox requested that Mr. Biasetti provide a construction sequence for the proposal. Upon inquiry, Mr. Biasetti indicated that he plans on doing the work by hand, and not by machine. The Commission requested that the construction sequence include what has been done to date, along with the proposed schedule. Mr. Biasetti will finalize the application and email the construction sequence to WEO Daniel. Chairperson Fox noted that the applicant may have to the sequence reviewed by First Light.

Chairperson Fox encouraged the other Commissioners to review the application and visit the site.

Chairperson Fox moved to continue 18 North Lake Shore Drive, #201400092, to the next regularly scheduled meeting, with the understanding that Mr. Biasetti will meet with the Land Use Office to finalize the application, and provide a construction sequence. Vice Chairman Forlenza seconded the motion, and it carried unanimously.

Chairperson Fox encouraged Mr. Biasetti to advise his neighbors of the proposal.

b. High Meadow, Ledgewood & Newbury Condominiums #201400102: Modification to Existing Permit #201300037: Re-route

- 1. Letter from M. Finan of Langan to K. Daniel dated 02/18/14 Re: Modification to Existing Permit**
- 2. Plans prepared by Langan received in the Land Use Office on 02/19/14:**
 - **Sheet T-01 – Title Sheet dated 09/28/12; revised through 02/18/14**
 - **Sheet C-01 – Wetland Plan dated 09/28/12; revised through 02/18/14**
 - **Sheet C-02 – Easement Plan dated 09/12/12; revised through 02/18/14**
 - **Sheet C-03 – Existing Conditions and Demolition Plan Sheet 1 of 5 dated 09/12/12; revised through 02/18/14**
 - **Sheet C-04 – Existing Conditions and Demolition Plan Sheet 2 of 5 dated 08/20/12; revised through 02/18/14**
 - **Sheet C-05 – Existing Conditions and Demolition Plan Sheet 3 of 5 dated 08/20/12; revised through 02/18/14**
 - **Sheet C-06 – Existing Conditions and Demolition Plan Sheet 4 of 5 dated 08/20/12; revised through 02/18/14**
 - **Sheet C-07 – Existing Conditions and Demolition Plan Sheet 5 of 5 dated 09/12/12; revised through 02/18/14**
 - **Sheet C-08 – Sewer Improvement Plan – Sheet 1 of 5 dated 09/12/12; revised through 02/18/14**
 - **Sheet C-09 – Sewer Improvement Plan – Sheet 2 of 5 dated 09/12/12; revised through 02/18/14**
 - **Sheet C-10 – Sewer Improvement Plan – Sheet 3 of 5 dated 09/12/12; revised through 02/18/14**
 - **Sheet C-11 – Sewer Improvement Plan – Sheet 4 of 5 dated 08/20/12; revised through 02/18/14**
 - **Sheet C-12 – Sewer Improvement Plan – Sheet 5 of 5 dated 09/12/12; revised through 02/18/14**
 - **Sheet C-13 – Sewer Profiles Sheet 1 of 5 dated 01/30/14; revised through 02/18/14**
 - **Sheet C-14 – Sewer Profiles Sheet 2 of 5 dated 01/30/14; revised through 02/18/14**
 - **Sheet C-15 – Sewer Profiles Sheet 3 of 5 dated 01/30/14; revised through 02/18/14**

- **Sheet C-16 – Sewer Profiles Sheet 4 of 5 dated 01/30/14; revised through 02/18/14**
- **Sheet C-17 – Sewer Profiles Sheet 5 of 5 dated 01/30/14; revised through 02/18/14**
- **Sheet C-19 – Crossing “A” Plan and Section dated 09/12/12; revised through 02/18/14**
- **Sheet C-20 – Crossing “B” Plan and Section dated 10/22/12; revised through 02/18/14**
- **Sheet C-21 – Crossing “C” Plan and Section dated 10/22/12; revised through 02/18/14**
- **Sheet C-22 – Crossing “D” Plan and Section dated 10/22/12; revised through 02/18/14**
- **Sheet C-23 – Crossing “E” Plan and Section dated 10/22/12; revised through 02/18/14**
- **Sheet C-24 – Crossing “F” Plan and Section dated 10/22/12; revised through 02/18/14**
- **Sheet C-25 – Wetland Restoration & Monitoring Plan and Invasive Species Management Plan (Sheet 1 of 2) dated 09/12/12; revised through 02/18/14**
- **Sheet C-26 – Wetland Restoration & Monitoring Plan and Invasive Species Management Plan (Sheet 2 of 2) dated 04/22/13; revised through 02/18/14**
- **Sheet C-27 – Construction Details Sheet 1 dated 09/28/12; revised through 02/18/14**
- **Sheet C-28 – Construction Details Sheet 2 dated 09/28/12; revised through 02/18/14**
- **Sheet C-29 – Construction Details Sheet 3 dated 09/28/12; revised through 02/18/14**

C. Utschig, Civil Engineer, Westchester Ave., White Plains, NY, was present on behalf of the Water Pollution Control Authority. He advised the new Commissioners of the location of the site, and reviewed the proposal. He indicated that the proposed alternative is less expensive and also reduces the wetlands disturbance to less than 700 square feet. He pointed out on the plans that the new proposal is demarcated in a dotted-green line.

Chairperson Fox reviewed the background of the original permit application. She discussed the process regarding public hearings, as outlined in Section 220-10 of the regulations. She noted that the previous path had issues with disturbance. Chairperson Fox further advised that no one attended the public hearing related to the original permit application.

Upon inquiry from Vice Chairman Forlenza, Chairperson Fox reviewed the piped stream crossings that had been approved and discussed the quality of the wetlands. There was discussion regarding the reduction of the environmental impact during the approval process, and it was noted that the road will be returned to pre-impact conditions.

Chairperson Fox requested that Mr. Utschig provide the Commissioners with details regarding the stream crossings. He noted that they have been detailed in the plans. Chairperson Fox suggested that the Commission’s consultant look at the plans on the Commission’s behalf from an engineering perspective, as well as a review of the construction sequence. Secretary Mulvaney and Vice Chairman Forlenza felt the information provided was adequate and questioned the need for further review.

Chairperson Fox did note that the decision could not be made tonight, and there was not a time constraint.

There was discussion regarding Drawings #19 and 24, and the type of equipment that would be utilized to complete the work.

The Commissioners indicated that they wished to inspect the site and the proposed culverts and crossing on their own.

Secretary Mulvaney moved to continue High Meadow, Ledgewood & Newbury Condominium #201400102, Modification to Existing Permit, #201300037, re-route, to the next regularly scheduled meeting. Vice Chairman Forlenza seconded the motion, and it carried unanimously.

6. **Tabled Items:** None.

7. **Correspondence:**

- a. **Minutes of Other Boards & Commissions: 02/06/14, 02/20/14 Planning**
- b. ***The Habitat Winter 2014 Volume 26 Number 1***
- c. **Letter from M. Mazucco to the Town of Brookfield Inland Wetlands Commission dated 02/04/14 Re: 240 Old Hawleyville Rd, Bethel, CT**
- d. **Letter from the Town of Bridgewater to the Brookfield Inland Wetlands Commission dated 02/12/14 Re: 409 Northrop Street**
- e. **Letter from C. Chase of the Inland Water Resources Division of the CT DEEP to Municipal Inland Wetlands Agency dated 02/06/14 Re: Training DVD**

There was brief discussion regarding Items 7.c. and 7.d. above, and the mandate to notify abutting Towns of projects close to the town line.

8. **Review Minutes of Previous Meetings: 01/27/14** – Secretary Mulvaney and Vice Chairman Forlenza indicated that they listened to the recording of the 01/27/14 meeting. Vice Chairman Forlenza moved to accept the Minutes of the 01/27/14 meeting. Secretary Mulvaney seconded the motion, and it carried, 3-0-1, with Commissioner Kukuk abstaining.

02/10/14 – Commissioner Kukuk moved to approve the Minutes of the 02/10/14 meeting. Secretary Mulvaney seconded the motion, and it carried unanimously.

9. **Informal Discussion:**

There was discussion regarding educational opportunities for Commissioners. Chairperson Fox advised that the Department of Energy and Environmental Protection offers classes at certain times during the year. She further noted that WEO Daniel has several DVD resources, and encouraged Commissioners to review the State and Town regulations. Vice Chairman Forlenza stated he knows of a possible resource that may be able to offer educational information prior to a meeting. The Connecticut Bar Association was cited as another possible venue for resources. It was noted that the application deadlines, procedures, and distinctions of short-form, long-form and jurisdictional ruling, and the requisite fee differences, are outlined in the Connecticut General Statutes.

10. **Adjourn:**

Vice Chairman Forlenza moved to adjourn the meeting at 8:01 p.m. Commissioner Kukuk seconded the motion, and it carried unanimously.

*****Next regular meeting scheduled for March 10, 2014*****