

**BRISTOL INLAND WETLANDS COMMISSION
MINUTES
REGULAR MEETING OF WEDNESDAY FEBRUARY 5, 2020**

CALL TO ORDER:

By: Chairman Fisk

Time: 7:00 P.M.

Place: City Hall

ROLL CALL:

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS:	Zachary Fisk (Chairman)	X	
	Chet Reed (Vice Chairman)	X	
	Sebastian Panioto (Secretary)		X
	Michael Robinson		X
	James Carros	X	
	David Rooks	X	
	Tammy Kelly	X	
ALTERNATE MEMBERS	David Scarritt		X
	Carolyn Checovetes	X	
	Daniel Massaro	X	
STAFF	Carol Noble, P.E., Environmental Engineer	X	

PLEDGE OF ALLEGIANCE

INTRODUCTIONS AND SEATING OF ALTERNATES

PUBLIC PARTICIPATION (NON-PENDING APPLICATIONS)

There was no public participation.

ADMINISTRATIVE MATTERS

1., 2 Approval of Minutes –December 4, 2019 special Conservation Commission Subcommittee Meeting and December 4, 2019 Inland Wetland Commission regular meeting.

December 4, 2019, Inland Wetlands meeting minutes
December 4, 2019 Conservation Commission special minutes.

MOTION: Move to approve the minutes of the December 4, 2019 regular meeting and December 4, 2019 special Conservation Commission Subcommittee Meeting.

By: Carros

Seconded: Reed

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.

Against: None.

Abstained: None.

NEW APPLICATIONS

3. Application #1890 – Wetlands Application for the construction of a addition, above ground pool, planting 14 trees excavation of stone infiltration area; 20 Beechwood Lane; Assessor’s Map 50, Lots 134; Guy and Patsy Pratte, applicant.
 - a. Application
 - b. Assessor’s Map with Inland Wetlands Watercourse Layers
 - c. Plan (Electronic Copy Only – 1 pgs.)
 - d. Site photos (3 photos)
 - e. Letter dated December 17, 2019, from Jason Gagnon, Environmental Protection Technician, regarding Notice of Violation, 20 Beechwood Ln.

The Commission acknowledged receipt of the following items in their electronic packets: a letter dated November 17, 2019, from Jason Gagnon, Environmental Protection Technician to Guy and Suzette Pratte, regarding Notice of Violation, Disturbance to Wetlands without a Permit, 20 Beechwood Lane and three photographs entitled "*Notice of Violation – 20 Beechwood Lane, Photo 1, looking southeast at rear of lot cleared, filled and graded, Photo 2, looking south at shed, Photo 3, looking north from rear lot line* "; a Bristol Graphic Information System Map, printed December 17, 2019 and a map entitled "*Area A-2, Proposed Planting Module, Revision Date: 07/27/18.*"

Guy and Patsy Pratte
20 Beechwood Lane
Bristol, CT 06010

Patsy Pratte
20 Beechwood Lane
Bristol, CT 06010

Clark Land Surveying

Ms. Noble, stated the application was complete and stated that it also received a notice of violation. It was first an enforcement letter that then turned into an application because the property owners were requesting authorization for additional activities in regulated wetlands.

MOTION: Move to receive Application # 1890 - Wetlands Application for the construction of addition, above ground pool, planting 14 trees excavation of stone infiltration area; 20 Beechwood Lane; Assessor’s Map 50, Lots 134; Guy and Patsy Pratte, applicant. .

By: Carros

Seconded: Rooks

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.

Against: None.

Abstained: None.

The application is received.

Mr. & Mrs. Pratte addressed the Commission that they were not aware there were wetlands on the property, and had work done on the property; shed was installed and trees removed. They are planning an addition, also would like to include an above ground pool. Will also be replanting 14 trees to replace the trees they removed.

Ms. Noble, City Environmental Engineer stated that the application submittal plan includes water infiltration system and planting, and guidelines for chemical use and storm water management that “no Lot Owner may fill in or remove such on-site storm water management devices including infiltrators, rain gardens, swales or bio-retention facilities, without the formal written approval of the Inland Wetland and Watercourses Commission of the City of Bristol”.

Commissioner Reed requested it be listed on the property deed filed with City Clerk so future property owners are aware.

MOTION: Move to declare Application #1890 a non-significant activity, in light of the Enforcement officer being aware of it and inspecting the property.

By: Reed

Seconded: Massaro

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.

Against: None.

Abstained: None.

The application was declared a non-significant activity.

No one else spoke in favor of the application.

No one spoke against the application.

MOTION: Move to approve Application #1890 – Wetlands Application for the construction of an addition, above ground pool, planting 14 trees and excavation of stone infiltration area; 20 Beechwood Lane; Assessor's Map 50, Lots 134; Guy and Patsy Pratte, applicant, in accordance with the plot plan and information submitted with standard stipulations and the stipulation that the plan guidelines be recorded with the City Clerk.

By: Reed

Seconded: Checovetes

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.

Against: None.

Abstained: None.

The application is approved.

4. Application #1891 – Wetlands Application to clean up piles left by previous owner and clean out the detention ponds; Barnum Rd. and Farrell Ave., Lots 54, 56, 57, 58, 65, 67, 69, 72, 73, 74, 75, 76, 77 and 78; Assessor's Map 50, Lots 134; Willow Industries, applicant.
 - a. Application
 - b. Assessor's Map with Inland Wetlands Watercourse Layers
 - c. Drainage Map
 - d. Drainage Report
 - e. Plan (Electronic Copy Only – 5 pgs.)
 - f. Site photos (11 photos)

The Commission acknowledged receipt of the following items in their electronic packets: a drainage report, entitled "*Drainage Report, Earth Removal Operations, Barnum Road and Farrell Avenue, Bristol, CT March 10, 2009, Prepared by R.R. Hiltbrand Engineers and Surveyors*" and eleven photographs entitled "*Photo 1: Looking southwest, dated December 10, 2019; Photo 2: Looking northwest dated December 10, 2019; Photo 3: TSB "A", looking northwest, dated December 10, 2019; Photo 4: TSB "A" spillway, looking south, dated December 10, 2019; Photo 5: Spillway showing check dam, looking southwest, dated December 10, 2019; Photo 6: Spillway, downstream end, looking northeast, dated December 10, 2019; Photo 7: Riprap Emergency Spillway (Intermediate Grade) to Cuss Gutter brook, dated January 28, 2020; Photo 8: Outlet structure to Cuss Gutter Brook, looking north, dated December 10, 2019; Photo 9: TSB B, looking north (inlet riprap on top left, overflow from TSB C on top right, outlet overflow structure on bottom right), dated January 28, 2020; Photo 10: TSB C, Looking northeast, dated December 10, 2019 and Photo 11: TSB C, showing overflow to TSC B (looking north), dated January 28, 2020.*"

Kyle Schultz

Willow Industries,
107 North Riverside Avenue
Terryville, CT 06786

Bill and Noreen Schultz
101 North Riverside Avenue
Terryville, CT 06786

Robert Hiltbrand, P.E.
575 North Main Street
Bristol, CT 06010

Ms. Noble stated the applicant modified the application form to include additional property lots.

MOTION: Move to receive Application #1891 – Wetlands Application to clean up piles left by previous owner and clean out the detention ponds; Barnum Rd. and Farrell Ave., Lots 54, 56, 57, 58, 65, 67, 69, 72, 73, 74, 75, 76, 77 and 78; Assessor’s Map 50, Lots 134; Willow Industries, applicant.

By: Carros Seconded: Kelly

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The application is received.

The application was declared a complete application.

Kyle Schultz addressed the Commission regarding the property and their plan to clean the detention ponds and property.

Ms. Noble reviewed photos of the existing site conditions. Also reviewed were the former permit maintenance and monitoring plan. Ms. Noble indicated that staff can work with the applicant for similar documentation, including drainage basin area getting to the sediment control areas (for verification of adequate capacity after the clean-up operation), maintenance schedule, and monitoring reports, to be made available for City inspection. A new or modified application would be required for future subdivision plans.

MOTION: Move to declare Application #1891 a non-significant activity.

By: Reed Seconded: Carros

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The application was declared a non-significant activity.

No one else spoke in favor of the application.

MOTION: Move to approve Application #1891 – Wetlands Application to clean up piles left by previous owner and clean out the detention ponds; Barnum Rd. and Farrell Ave., Lots 54, 56, 57, 58, 65, 67, 69, 72, 73, 74, 75, 76, 77 and 78; Assessor’s Map 50, Lots 134; Willow Industries, applicant, in accordance with the plot plan and information submitted with standard stipulations.

By: Carros Seconded: Kelly

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
 Against: None.
 Abstained: None.

The application is approved.

5. Application #1892_ – Wetlands Boundary Change Application to have appropriate boundary designation in development of site plan; 112 Century Drive and 150 Century Drive; Assessor's Map 4, Lots 6 and 7; Bristol Hotel 2, LLC, applicant.

The Commission acknowledged receipt of the following items in their electronic packets: a report entitled, *"Wetlands/Watercourses and Soil Report"* from Soil Science and Environmental Services, Inc.; five photographs entitled *"Photo 1: Stream at Century Drive (looking southwest), dated January 28, 2020; Photo 2: Stream at Century Drive (looking northeast), dated January 28, 2020; Photo 3: Floodplain area adjacent to stream, looking north, dated January 28, 2020; Exploratory Photo 4: Geotech investigation area, looking west, dated January 28, 2020 and Photo 5: Property photo looking east, dated January 28, 2020"*

- a. Application
- b. Assessor's Map with Inland Wetlands Watercourse Layers
- c. Storm water Management Plan
- d. Plan (Electronic Copy Only-35 pgs.)
- e. Plan (Boundary Topographic Survey – 2 pgs.)
- f. Site photos (5 photos)

Bristol Hotel 2, LLC
 8840 Russell Road, Suite 200
 Las Vegas, NV 89148

Kevin Hixon
 BL Companies
 355 Research Parkway
 Meriden, CT 06450

William Mascetti
 ACG North America
 120 Halcyon Drive
 Bristol, CT 06010

Attorney Timothy Furey
 Furey, Donovan, Tracy and Daly, P.C.
 43 Bellevue Avenue
 Bristol, CT 06010

6. Application #1893 – Wetlands Application to construct parking area and related drainage structures adjacent to expansion of hotel and conference center; 42, 90, 112 and 150 Century Drive; Assessor's Map 4, Lots 1, 5, 6 and 7; Bristol Hotel, LLC, and Bristol Hotel 2, LLC applicants.
 - a. Application (attached e-mail and map)
 - b. Assessor's Map with Inland Wetlands Watercourse Layers
 - c. Plan (Electronic Copy Only)
 - d. Site photos (no photos)

The Commission acknowledged receipt of the following items in their electronic packets: a report entitled, *"Wetlands/Watercourses and Soil Report"* from Soil Science and Environmental Services, Inc.; five photographs entitled *"Photo 1: Stream at Century Drive (looking southwest), dated January 28, 2020; Photo 2: Stream at Century Drive (looking northeast), dated January 28, 2020; Photo 3: Floodplain area adjacent to stream, looking north, dated January 28, 2020; Exploratory Photo 4: Geotech investigation area, looking west, dated January 28,*

2020 and Photo 5: Property photo looking east, dated January 28, 2020”; a report entitled "Storm water Management Report, For the: Proposed Hotel and Conference Center, Located at: 42 Century Drive City of Bristol, Connecticut, Prepared for Submission to: City of Bristol, Connecticut, January 27, 2020, Prepared for: Bristol Home 2, LLC 42 Century Drive Bristol, CT 06010, prepared by BL Companies."

MOTION: Move to receive Application #1892

By: Checovetes

Seconded: Reed

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The application is received.

MOTION: Move to receive Application #1893

By: Reed

Seconded: Checovetes

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The application is received.

Attorney Furey, 43 Bellevue Avenue, representing the applicant addressed the Commission regarding Applications #1892 and #1893. Lots 5, 6, 7 were owned by UTC and were bought by Bristol Hotel LLC, who owns the Hotel. The owner would like to construct a conference center and event facility. On application #1892 (Boundary Change), Atty. Furey requested the public hearing be scheduled at the next Commission meeting, with an onsite visit scheduled prior to the Public Hearing. He requested that the hotel expansion application, #1893, be continued until the next meeting to allow the Commission to review the site conditions for the boundary change request, to give a more accurate assessment of the regulated review area.

MOTION: Move to schedule a public hearing to review Application #1892 (Wetlands boundary change) at next meeting and schedule an onsite visit prior to that meeting.

By: Reed

Seconded: Rooks

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

No one else spoke in favor of the application.
No one spoke against the application.

MOTION: Move to continue Application #1893 – Wetlands Application to construct parking area and related drainage structures adjacent to expansion of hotel and conference center; 42, 90, 112 and 150 Century Drive; Assessor’s Map 4, Lots 1, 5, 6 and 7; Bristol Hotel, LLC, and Bristol Hotel 2, LLC applicants, to the March Meeting.

By: Reed

Seconded: Rooks

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The application is continued.

The site visit date is scheduled for 8 am on Saturday, February 22, with a weather back-up date of February 29.

Staff-Approved Applications/Unpublished

7. Administrative Applications Approved

APP# Approved Administrative	Street No.	Address	Purpose of App.
101780	785	Terryville Ave.	New deck construction for fire escape with railing
101781	443	Marsh Rd.	Construct new 8 ft. by 16 ft. shed, no clearing or fill required. 3 cubic yards for gravel base only.
101782	66	Suffolk Pl.	New in ground pool 20 ft. by 40 ft. , safety fence self-closing latching looking gate
Floodplain (Approved)	Street No.	Address	Purpose of App.
None			

MOTION Move to file Staff-approved Applications.

By: Reed

Seconded: Rooks

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.

Against: None.

Abstained: None.

Applications are filed.

OLD BUSINESS

- 8. Enforcement Order Letter, dated November 18, 2019, from Carol Noble, P.E., Environmental Engineer, regarding 122 Park Street.

The Commission acknowledged receipt of the following items in their electronic packets: a letter dated November 18, 2019, from Carol Noble, P.E., regarding Enforcement Order, Work in Regulated Wetlands Area; entitled "Photo 1: northeast property corner (looking west along property line), dated November 14, 2019, Photo 2: Discharge to Pequabuck River at northeast property corner, dated November 14, 2019; Photo 3: Discharge to Pequabuck River at northeast property corner, dated November 14, 2019; Photo 4: Site conditions looking toward northeast property corner, dated November 14, 2019; Photo 5 and 6: Silt bag discharge condition, located at north property line and discharging to Pequabuck River; dated November 14, 2019"; Photo 8: Pequabuck River condition sent to City Public Works by public, location approximately ¼ mile downstream; Photo 7: Pequabuck River condition at silt sack discharge location (center of property line), dated November 14, 2019; and a Bristol Graphic Information System Map Aerial 2016, printed November 18, 2019.

Robert Cappelletti
 Bristol Enterprises LLC
 50 North Street
 Litchfield, CT 06750

Charles R. Nyberg
 C/O Schadler Selnau Associates, P.C.
 5 Waterville Road
 Farmington, CT 06032

Robert Green Associates, LLC

6 Old Waterbury Road
Terryville, CT 06786

Ms. Noble updated the commission on the situation at Park Street. The three final wells are underway. The inspector has been monitoring the site erosion and sedimentation control measures.

NEW BUSINESS

- 9. Inland Wetlands Stipulations – Commission Permit (1-27-2020 draft)

The Commission acknowledged receipt of the following items in their electronic packets: a copy of stipulations entitled *"The Permit is issued Subject to the Following Conditions and/or Modifications: Adopted by: Inland Wetlands Commission on January 21, 2008 February 5, 2020."*

Ms. Noble requested with the Commission’s permission to change the final line to read: “The roof leaders from the proposed construction shall be connected to a water quality/groundwater recharge system, designed for site-specific groundwater and soil conditions, in accordance with CT Storm water Quality Manual, as approved by the Engineering Department.

MOTION Move to approve the change in the Inland Wetlands Stipulations.

By: Reed Seconded: Carros

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

CONSERVATION COMMISSION

- 10. Finance Committee Report - Discussion for the request to the BOF to set aside enforcement funds for regulated area betterment and conservation purposes (continued from 12-4-19 meeting.)

The Commission acknowledged receipt of the following item in their electronic packets: a letter dated November 6, 2019, from Zachary Fisk, Chairman to John Smith, Chairperson, City of Bristol Board of Finance, regarding request for set aside of enforcement fines for conservation projects. In Mike Robinson’s absence, this item will be continued to the March meeting.

Commissioner Reed discussed the Shrub Road Open Space grant property decision. Ms. Noble indicated that the City was notified of the property owners’ applications for cleaning up the stockpiles on the Burlington parcel. Planning and engineering staff met on-site with the owner and owners’ representatives to review the conditions of the existing road for hauling. The owner is proposing some additional materials for the trucks. Staff has not received their wetlands application but received an email requesting that the Commission schedule a site visit to review the site conditions prior to the next Commission meeting.

MOTION Move to schedule an onsite visit for February 22, approximately 9:15 am, for NTH property off of Shrub Road.

By: Checovetes Seconded: Rooks

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The site visit is scheduled.

STAFF REPORTS

11. IWEO December 2019 and January 2020 Monthly Report

MOTION Move to file the reports from the Inland Wetlands Zoning Enforcement Officer.

By: Reed

Seconded: Kelly

For: Kelly, Carros, Checoves, Massaro, Reed, Rooks and Fisk.

Against: None.

Abstained: None.

The report is filed.

COMMUNICATIONS

12. Application #1593 Monthly Report – Cedar Hill Subdivision– Monthly Reports

The Commission acknowledged receipt of the following items in their electronic packets: the monthly report dated November 28, 2019, for Cedar Hill Subdivision, from J. Edwards and Associates, LLC, Storm water Pollution Prevention Plan, Inspection and Maintenance Report; the monthly report dated December 20, 2019, for Cedar Hill Subdivision, from J. Edwards and Associates, LLC, Storm water Pollution Prevention Plan, Inspection and Maintenance Report and the monthly report dated January 28, 2020, for Cedar Hill Subdivision, from J. Edwards and Associates, LLC, Storm water Pollution Prevention Plan, Inspection and Maintenance Report.

Ms. Noble provided the Commission with an updated report.

13. Chippanee Golf Course – Update

The Commission acknowledged receipt of the following items in their electronic packets: an e-mail, dated November 4, 2019, from Edward Krawiecki, Jr. to Carol Noble, P.E., Environmental Engineer, regarding Chippanee Mitigation Work; an e-mail, dated October 28, 2019, from Carol Noble, P.E., Environmental Engineer to Edward Krawiecki, Jr., regarding Chippanee Mitigation Work and an e-mail, dated October 8, 2019, from Edward Krawiecki, Jr. to Carol Noble, P.E., Environmental Engineer, regarding Chippanee Mitigation Work; a report entitled "*Existing Conditions Assessment, 10th Hole Pond, Chippanee Country Club, Bristol, CT dated November 19, 2019, Revised January 30, 2020, prepared by Robert Green Associates*"; a plan entitled "*Grading Maintenance Plan, Rev. July, 10, 2019, Rev. January 28, 2020*" and a plan entitled "*Grading Maintenance Plan, Rev. JULY, 10, 2019, Rev. January 28, 2020*"

Juan Rodriguez/ Chippanee Country Club
FW Blasius, Jr., LLC
6 Marsh Road
Bristol, CT 06010

Attorney Edward Krawiecki
17 Riverside Avenue
Bristol, CT 06010

Robert Green and Associates, Inc.
6 Old Waterbury Rd.
Terryville, CT 06786

Ms. Noble provided the Commission with an updated report, including plans, and reviewed the 2-5-2020 emails documenting adjacent property coordination, schedule and progress photos.

No motions made.

14. Public Notice – City of Bristol MS4 - Annual Report Availability (draft)

The Commission acknowledged receipt of the following items in their electronic packets: City of Bristol, Department of Public Works, Bristol, Connecticut 06010, Public Notice, City of Bristol MS4 Annual Report Availability, January 31, 2020.

15. CT Wildlife pamphlet, November/December 2019

16. Memorandums, Therese Pac, Town and City Clerk, Attendance

The Commission acknowledged receipt of the following items in their electronic packets: a memorandum dated November 14, 2019, from Therese Pac, regarding attendance at meetings; a blank form for information, undated; a memorandum dated November 14, 2019, from Therese Pac, regarding a blank copy of the 2020 meeting schedule for your board and a memorandum undated, from Therese Pac, regarding Special Meetings.

MOTION Move to approve schedule as listed on the website.

By: Kelly Seconded: Rooks

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The 2020 Schedule was approved.

17. Minutes dated November 23, 2019, from Attorney Janet Brooks, regarding CACIWC Annual Meeting

The Commission acknowledged receipt of the following items in their electronic packets: a copy of the minutes dated January 31, 2020, from Attorney Janet Brooks, regarding CACIWC Annual Meeting.

MOTION Move to file the reports from CACIWC.

By: Reed Seconded: Carros

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

The report is filed.

MATTERS OF UNANIMOUS CONSENT

ADJOURNMENT

MOTION: Move to adjourn at 8:11 P.M.

By: Reed Seconded: Kelly

For: Kelly, Carros, Checovetes, Massaro, Reed, Rooks and Fisk.
Against: None.
Abstained: None.

This meeting was taped.

Respectfully submitted,
Janet Letourneau

Zachary Fisk, Chairman
Inland Wetlands Commission

Sebastian Panioto, Secretary