

**BRISTOL INLAND WETLANDS COMMISSION  
MINUTES  
REGULAR MEETING OF WEDNESDAY FEBRUARY 6, 2019**

**CALL TO ORDER:**

By: Chairman Fisk

Time: 7:01 P.M.

Place: City Hall

**ROLL CALL:**

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS:	Zachary Fisk (Chairman)	X	
	Chet Reed (Vice Chairman)	X	
	Michael Robinson	X	
	Sebastian Panioto (Secretary – 12-17-18)	X	
	James Carros		A
	Tammy Kelly	X	
	David Rooks	X	
ALTERNATE MEMBERS	Daniel Massaro, Jr.		A
STAFF	Carol Noble, P.E., Environmental Engineer	X	

**PLEDGE OF ALLEGIANCE**

**ADMINISTRATIVE MATTERS:**

Approval of Minutes – December 17, 2018

**MOTION:** Move to approve the minutes of the December 17, 2018, regular meeting, as written.

By: Robinson

Seconded: Panioto.

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

**PUBLIC HEARINGS:**

There were no public hearings.

**PENDING APPLICATIONS:**

There were no pending applications.

**PUBLIC PARTICIPATION (Non-Pending Applications)**

Paul D’Aprile  
126 Frederick St  
Bristol, CT 06010

Mr. D’Aprile requested an update on 125 Fredericks Street and would like trees replanted by the river.

Chairman Fisk stated it is on the agenda under Old Business and we would be addressing it there.

**NEW APPLICATIONS**

1. Application #1860 – Wetlands Boundary Change Application at 340 Maple Avenue; Assessor’s Map 56, Lot 19; Nicole M. Bugryn, applicant.
  - a. Application
  - b. Assessor’s Map with Inland Wetlands Watercourse Layers
  - c. Letter dated November 8, 2018, from JMM Wetlands Consulting Services, LLC
  - d. Plan (Electronic Copy Only – 5 pgs.)
  - e. Memorandum dated January 28, 2019, from Christopher Schaut, Assistant City Planner
  - f. Site photos (Six photos)

Nicole M. Bugryn  
340 Maple Avenue  
Bristol, CT 06010

Attorney James Ziogas, Jr.  
104 Bellevue Avenue  
Bristol, CT 06010

Carol Noble stated the application was complete, read the Memorandum from Christopher Schaut stating public hearing would need to be open within 90 days. Once public hearing is open the commission would have 35 days to close public hearing. Our next Scheduled meeting will be the public hearing, March 6, 2019. A site visit can be scheduled two weeks prior to the hearing, so that in the case of inclement weather it can still be scheduled for the Saturday prior to March 6 meeting. Site visit will be 8:00 a.m. Saturday February 23, 2019.

No one was present to speak on behalf of the applicant.

Carol Noble boundary changes require soil scientist to evaluate the area. That report is included in the packet and we will make sure the Soil Scientist is present to answer any questions.

**MOTION:** Move to declare Application #1860 a significant activity requiring a public hearing with an onsite visit for March meeting.

By: Robinson

Seconded: Panioto

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

The application is declared a significant activity requiring a public hearing with an on-site scheduled for Saturday February 23, 2019 (March 2, 2019 snow date)

No one else spoke in favor of the application.

No one spoke against the application.

**STAFF-APPROVED APPLICATIONS/UNPUBLISHED**

2. Administrative Applications Approved

**Administrative Applications Approved**

<b>APP# Approved Administrative</b>	<b>Street No.</b>	<b>Address</b>	<b>Purpose of App.</b>
101710	43	West Washington St.	damaged tree root removal - add rip rap to stabilize bark in place of roots
101711	103	French St.	¾ inch gravel spread as driveway extension; dirt removed; back area grading and stabilized with hay/ straw to be planted as grass/landscape bed with evergreen shrubs
101712	75	Battisto Rd.	Tree removal within sanitary easement for maintenance purposes. Fence will be temporarily removed and replaced. No fill will be placed in wetlands or floodplain (1,570 ft. X 20 ft. easement area.)
<b>Floodplain (Approved)</b>	<b>Street No.</b>	<b>Address</b>	<b>Purpose of App.</b>
None			

**MOTION:** Move to place on file.

By: Reed

Seconded: Robinson

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

The staff approved applications are placed on file.

**OLD BUSINESS**

3. Cease and Correct - Notice of Violation and Enforcement Order, from Carol Noble, P.E., Environmental Engineer, regarding Parcel 43-99B-1, 125 Fredrick St.

- a. Assessor’s Map with Inland Wetlands Watercourse Layers
- b. Memorandum dated November 14, 2018, from Carol Noble, P.E., Environmental Engineer (Three Pages)
- c. Letter dated October 10, 2018, from Carol Noble, P.E., Environmental Engineer (Three Pages)
- d. Letter dated October 10, 2019, from Carol Noble, P.E. Environmental Engineer (Three Pages)
- e. Letter dated December 11, 2018, from Monica Holloway, CZEO, (One Page)
- f. Letter dated December 12, 2018, from Attorney Salvatore Vitrano (Two Pages)
- g. Memorandum dated December 6, 2018, from Robert Green Associates, LLC (One Page)
- h. Memorandum dated December 18, 2018, response from Mario Chiovitti, contractor (Two Pages)
- i. E-Mail dated December 19, 2018, response from Mario Chiovitti, contractor, regarding status completion photos from contractor (Eight Pages)
- j. E-Mail dated December 18, 2018, from Robert Green Associates, LLC, regarding status 2 (One Page)
- k. E-Mail dated December 18, 2018, from Robert Green Associates, LLC, regarding status from engineer
- l. Letter dated January 15, 2019, from Monica Holloway, CZEO, (One Page)

Gaski's Realty, Inc.  
550 Broad Street  
Bristol, CT 06010

Attorney Salvatore Vitrano  
135 West Street  
Bristol, CT 06010

Robert Green  
Robert Green Associates, LLC  
6 Old Waterbury Road  
Terryville, CT 06786

No one was present to speak on behalf of the property owner.

Carol Noble, as far as erosion and sedimentation control they have completed their work and submitted the reporting to engineering. They seeded the area and repaired the silt fence along the river berm. They still have an action with Zoning Enforcement. Their Engineer is putting together the plan for future activity; which will be to remove the gravel and replant, or put forth a plan for further actions.

Before and after photos were reviewed as well as floodplain maps.

Chairman Fisk requested that Parcel Owner be required to attend the March 6, 2019 meeting.

**MOTION:** Move to send a letter requiring them to attend the March 6, 2019 meeting.

By: Robinson

Seconded: Reed.

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

4. Response to Public Comment from Conn DEEP\_Wildlife Division, regarding Kern Park

Peter Picone  
DEEP Wildlife Division, PO BOX 1550  
Burlington, CT 06013

No one spoke on this.

Carol Noble: after last month's Kern Park discussion, Mary Rydingsward sent this report per the board's request

Chairman Fisk asked for discussion. No discussion was had.

**MOTION:** Move to place on file.

By: Reed

Seconded: Robinson.

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

Report was placed on file.

5. Cedar Hill Subdivision\_(a) Revised Inspection Report, signed on January 21, 2019  
(b.) Letter dated January 7, 2019, regarding permit transfers

Michael Jurewicz  
MDJ Home Improvement, LLC  
75 Mungertown Road  
Madison, CT 06443

Mr. Jurewicz spoke regarding the work he has done on the property since acquiring it two weeks prior. He indicated that they have dug out for storage below Lot 38. He will stage hay bales between each property. He has hydro-seeder on call and topsoil ready to go when weather allows. They are using staged hay bales to slow water. Street sweeper is on way. He indicated they are in the process of having all the sidewalks done and working on driveway aprons. The Sewer system will be cleaned out and then the storm drains will be cleaned of silt. Big pond on bottom and touch-up off-site will be done. The professional engineer will continue with monthly reports.

Peter Giannotti, Corporation Counsel  
Sachem Capital Corporation  
23 Laurel Street  
Branford, CT 06405

**MOTION** Move to place on file.

By: Reed

Seconded: Robinson.

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.  
Against: None.  
Abstained: None.

Report was placed on file.

**NEW BUSINESS**

6. E-Mail dated January 17, 2019, regarding Freedom of Information Act, from Mayor Ellen Zoppo-Sassu.

**MOTION:** Move to place on file.

By: Robinson

Seconded: Reed.

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.  
Against: None.  
Abstained: None.

E-mail was placed on file.

**CONSERVATION COMMISSION**

7. Sub-committee meeting of January 10, 2019, regarding OSWA Letter of Support dated January 10, 2019\_(b.) E-Mail dated January 28, 2019, from Commissioner Sebastian Panioto (with attachment) and a memorandum dated January 10, 2019, regarding a New England Motus Working Group Conference Call.

Chairman Fisk property on Waterbury Road is not for sale, however, the Shrub Road property has come to our attention. Our application will be submitted February 7, 2019.

Vice Chairman Reed thanked Carol Noble and Staff for their hard work putting the application together.

Secretary Panioto Spoke regarding MOTUS and bird migration.

No motions made.

Chairman Fisk invited Mary Rydingsward to speak.

Mary Rydingsward with the Kern Park Association spoke regarding the ConnDEEP Wildlife Report regarding Kern Park. She requested support from the Conservation Commission to urge the Parks Commission to tear up the tennis courts and replant with wildflowers and pollinating plants. The Parks Department is in the process of bidding out the process regrading removing the Tennis Courts. The Parks Commission did not get the report until tonight. How can we explain the value of removing the Tennis courts? The new culvert at Ivy Drive School is causing flooding in Kern Park and washing out the walking paths. I would like the Conservation Commission opinion on this. A large oak has also fallen due to the excess water.

Carol Noble indicated Park matters are being evaluated by the Parks Department. It's our job to make sure there are no erosion problems there but we have no idea what is in their plan and I would hate to jump into another Divisions plans.

Vice Chairman Reed to be clear I feel we should not show our support or otherwise until we know what the Parks Commission is planning.

Chairman Fisk we should recommend the tennis courts be repaired for use or removed.

Vice Chairman Reed we do not have enough information to make a decision or recommendation tonight. If they want to go forward we will support them. We have to work with the Parks Department in other matters and we do not want to step on another department's area or turf. Let's wait to see what they come up with.

Mary Rydingsward is seems like a good opportunity to show support to Peter Piccone's Report.

Secretary Panioto do you want to implement the other suggestions he had in the report also?

Mary Rydingsward I will talk with the Park Board later this month and see what their intentions are.

Vice Chairman Reed we should be focusing on the erosion issue not the tennis courts.

Chairman Fisk: we have two hats, Inland Wetlands with the erosion and preservation with the Conservation Commission.

Carol Noble will assess the erosion area and report next month.

8. Committee Report
9. Finance Committee
10. Rules & Procedures Committee
11. Open Space Committee
12. Referrals from Planning Commission

No action taken on the above items.

#### **STAFF REPORTS**

13. IWEO January 2019 Monthly Report by

Jason Gagnon, Environmental Protection Technician

**MOTION:** Move to place on file.

By: Reed

Seconded: Robinson.

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

The report is filed.

**COMMUNICATIONS**

14. Commissioner Appointment Letters

Three letters dated January 9, 2019, from Therese Pac, Town and City Clerk, regarding the appointments of David Rooks, as a regular member; the re-appointment of Tammy Kelly, as a regular member and the re-appointment of David James Scarritt, as an alternate member to the Commission.

15. Registration form for CT Land Use Law Seminar, Saturday, March 23, 2019, from Wesleyan University.

16. Conference pamphlet for CT DEEP Volunteer Water Monitoring Conference for Friday, April 5, 2019.

Carol Noble will review the budget to see if there are funds available for the commission to attend. Also stated that Pequabuck River Watershed and Farmington River Watershed offers free classes as well as field portion.

**MATTERS OF UNANIMOUS CONSENT**

**ADJOURNMENT**

**MOTION:** Move to adjourn at 8:22 P.M.

By: Reed

Seconded: Robinson

For: Panioto, Robinson, Rooks, Reed, Kelly and Fisk.

Against: None.

Abstained: None.

This meeting was taped.

Respectfully submitted,  
Janet Letourneau

Zachary Fisk, Chairman  
Inland Wetlands Commission

Sebastian Panioto, Secretary