

**BRISTOL INLAND WETLANDS COMMISSION  
MINUTES  
REGULAR MEETING OF MONDAY APRIL 3, 2023**

**CALL TO ORDER:**

By: Chairman Fisk                      Time: 7:00 P.M.                      Place: Board Of Education  
Auditorium, 129 Church Street

**ROLL CALL:**

MEMBERS	NAME:	PRESENT	ABSENT
REGULAR MEMBERS	Zachary Fisk (Chairman)	X	
	Michael Robinson (Vice Chairman)	X	
	David Rooks (Secretary)		X
	James Carros	X	
	Daniel Massaro, Jr.	X	
	Richard Ministro	X	
ALTERNATE MEMBERS	James Ritchie	X	
	Logan Williams	X	
	Greg Klimek	X	
STAFF			
	Nancy Levesque, P.E., City Engineer	X	

Chairman Fisk reminded the Commission the next Regular Meeting of the Inland Wetland Commission Monday, May 1, 2023

**PLEDGE OF ALLEGIANCE:****INTRODUCTIONS AND ALTERNATE COMMISSIONERS:**

Chairman Fisk designated regular Commissioners Robinson, Carros, Massaro, Ministro and Fisk as voting members this evening.

**PUBLIC PARTICIPATION (NON-PENDING APPLICATIONS):**

There was no public participation.

**ADMINISTRATIVE MATTERS:**

1. Approval of Minutes – March 6, 2023

**MOTION:** Move to approve the minutes of the March 6, 2023, regular meeting, as amended.

By: Ministro

Seconded: Carros

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

**NEW APPLICATIONS:**

2. Application 23-462F-294 – Floodplain application to remove/relocate panels and restore original elevation at 3 North Street; Assessor's Map 22; Lot 33; Tom Wemyss of Pure Point Energy, applicant.

The Commission received the following items in their electronic packets:

- a. Assessor's Map with Inland Wetlands Watercourse Layers
- b. Application
- c. Signature Certificate, dated March 20, 2023
- d. Photograph of Solar Panels, undated
- e. Plan (Electronic Copy Only)
- f. Site photos ( )

**MOTION:** Move to receive Application #23-462F-294.

By: Robinson

Seconded: Carros

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

The application is received.

Thomas Wemyss of Pure Point Energy, 22 South Smith St., Norwalk, representing the applicant, explained how the panels were installed. Once the crushed stone was put down, the flood zone line was covered and panels were placed over the line slightly. There are 4 panels that are still in question about having to be moved and he is looking for what the commission wants done to rectify the situation.

The commission and the city engineer had a discussion regarding the resolution of the issue.

**MOTION:** Move to approve Application #23-462F-294 – Floodplain application to 3 North Street; Assessor's Map 22; Lot 33; Tom Wemyss of Pure Point Energy, applicant, in accordance with the plot plan with the adding of 10-15 cubic yards of mitigation area, adding flood storage and working with the city staff for follow up work.

By: Robinson

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

The application is approved.

Public Participation regarding an administrative permit.

Heather Maldonato, 41 Holt Street, spoke regarding the removal of trees and brush at 360 King Street. She submitted photos showing the before and after. She is concerned about flooding more than it already does on her property and the neighbors due to the work that was done by the property owner.

Nancy Levesque, P.E., City Engineer, spoke regarding her conversation she had with the property owner at 360 King Street and what the plan of correction is. The site was visited and the owner was spoken to about the requirements/permits that need to be obtained. He was told to install silt fence in the area. He does have an administrative permit for the Gazebo, but was told anything else he wants to do will require permits. The IWEO will be checking in on the property for compliance.

## 2. Email - Superior Electric

The Commission received the following item in their electronic packets: an e-mail dated March 24, 2023, from Mark Farber to Nancy Levesque, P.E., City Engineer, regarding Superior Electric.

Mark Farber, 410 Emmett St., addressed his concerns about no response from ERM on testing where the work has been occurring. He submitted an email to Nancy Levesque, P.E., City Engineer which was reviewed

with the commission. He will continue to bring the issue to the commission until a resolution is determined. He also submitted photos of No Trespassing signs with a skull and crossbones that were on fences on two locations on the property.

Nancy Levesque, P.E., City Engineer reviewed items that did not get on the agenda for the Superior Electric issue. She read the emails she received and stated that she is trying to schedule a meeting with them for next week for discussion.

The Commission discussed the information presented to the commission.

**MOTION** Move to file the report for the Email - Superior Electric.

By: Robinson

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

The report is filed.

**STAFF-APPROVED APPLICATIONS/UNPUBLISHED:**

Administrative Applications Approved

**Administrative Applications Approved**

<b>App.# Approved Administrative</b>	<b>Street No.</b>	<b>Address</b>	<b>Purpose of App.</b>
102053	177-183	West Street	Replace existing porch/install piers.
102054		Pigeon Hill Preserve	Remove 2.26 yards of material & install footings.
102055	200	Sonstrom Road	Fill holes on property.
<b>Administrative Floodplain Applications</b>			
23-462F-293	177-183	West Street	Replace existing porch.

**MOTION:** move to file the Administrative Applications

By: Ministro

Seconded: Robinson

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

The application is filed.

**STAFF REPORTS:**

3. IWEO Inspection Report – March 2023

The Commission received the following item in their electronic packets: a copy of the Inland Wetlands Enforcement Officer’s report dated March 27, 2023.

There was a short discussion regarding the expired applications on the report.

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

By: Robinson

Seconded: Massaro

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.  
Abstained: None.

The report is filed.

**COMMUNICATIONS:**

4. Flood Zone Cease & Correct – 3 North Street

The Commission received the following item in their electronic packets: a letter dated March 14, 2023, from Zachary Fisk, Environmental Protection Technician, to Bristol Enterprises, LLC, regarding Cease and Correct – Working Within a Regulated Floodplain without the Proper Permit – 3 North Street; and an e-mail dated March 14, 2023, from Greg Minchik to Nancy Levesque, P.E., City Engineer, regarding Flood Zone Elevation – 3 North St.

**MOTION** Move to file the report for the Flood Zone Cease & Correct – 3 North Street.

By: Massaro

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.  
Against: None.  
Abstained: None.  
The report is filed.

5. State Permit for Use of Pesticides in State Waters – Memorial Boulevard Park

The Commission received the following item in their electronic packets: A ConnDEEP Permit Application, dated March 21, 2023, for the Use of Pesticides in State Waters Affiliations: Description: Memorial Boulevard Park Filed By: Mary Nickerson.

**MOTION** Move to file the report for State Permit for Use of Pesticides in State Waters-Memorial Boulevard Park

By: Massaro

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.  
Against: None.  
Abstained: None.

The report is filed.

6. Invasive Species & Rain Garden Workshops

The Commission received the following items in their electronic packets: an Invasive Species Workshop flyer dated Wednesday, April 26, 2023, at the Bristol Public Library, 5 High Street, Lower Level Meeting Rooms, 6:00 P.M. and a Rain Garden Workshop flyer, March 27, 2023, Bristol Public Library, 5 High Street, Meeting Room, 6:00 P.M.

**MOTION** Move to file the report for the Invasive Species & Rain Garden Workshops.

By: Robinson

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.  
Against: None.  
Abstained: None.

The report is filed.

7. Email – 109 Moody Street

The Commission received the following items in their electronic packets: an e-mail dated March 27, 2023, from Brian T. Cunningham, P.E., Robert Green Associates, LLC to Nancy Levesque, P.E., City Engineer, regarding 109 Moody Street – Update.

**MOTION** Move to file the report for the Email – 109 Moody Street

By: Robinson

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

The report is filed.

Commissioner Greg Klimek stated he attended the webinar for the land use commission. He spoke about what he learned, and how alternates cannot vote or make a motion. Chairman Fisk stated that if one of the alternates is needed, then the Chairman can seat alternates as a voting member for The Wetland Commission.

Chairman Fisk mentioned to add to the agenda for next month that the May elections for the Board need to be done.

**ADJOURNMENT:**

**MOTION:** Move to adjourn at 8:13 P.M.

By: Robinson

Seconded: Ministro

For: Robinson, Carros, Massaro, Ministro and Fisk.

Against: None.

Abstained: None.

This meeting was taped.

Respectfully submitted,  
Laura Leger

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Zachary Fisk, Chairman  
Inland Wetlands Commission

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David Rooks, Secretary