

**CORNWALL INLAND WETLANDS AND WATERCOURSES AGENCY  
MINUTES OF THE JUNE 5, 2018 REGULAR MEETING - CORNWALL TOWN HALL**

**Present: Regular members, D. Stevenson Hedden, Roger Kane, William Hurlburt, Adam Fischer, alternate members Peter Demy and Deborah Bennett and IWWO Karen Griswold Nelson.**

**Absent: Andrew MacDavid.**

Presiding chairman D. Stevenson Hedden called the meeting to order at 7:00PM in the Cornwall Town Hall with a quorum established. Alternate member Debbie Bennett was seated for regular member Andrew MacDavid.

**APPROVAL OF MINUTES: April 3, 2018 regular meeting**

**Motion** made by Mrs. Bennett, seconded by Mr. Kane to approve the April 3, 2018 minutes as presented; unanimously approved. Mr. Hedden and Mr. Fischer abstained due to non-attendance.

**PENDING APPLICATIONS.** None.

**NEW APPLICATIONS AND OR MODIFICATIONS/PETITIONS FOR DECLARATORY RULINGS.  
UPLAND REVIEWS AND APPROVAL BY AUTHORIZED AGENT.**

**Modifications to App#605 - Eversource Energy owner/ Housatonic Valley Association applicant for regulated non-significant activities within 150 feet of the Housatonic River for the "River Bend" project in West Cornwall – 36 Lower River Road. Approved August 2016.**

Michael Jastremski, Housatonic Valley Association (HVA) Watershed Conservation Director and Liza Turoczi, co-owner of Earth Tones. Woodbury CT, landscape design professional, soil scientist and wetlands ecologist, were in attendance to represent the application for site modification to a previously approved application.

Mapping entitled "Housatonic River Access, at the Bend, West Cornwall, sheets "Stormwater Run Off Schematic", "Section Views", "Proposed Parking, River Access, and Stormwater Water Management" for the Housatonic Valley Association" drawn by Earth Tones, dated May 29, 2018" was made part of the record.

Mrs. Turoczi addressed design plans prepared for the modification of the River Bend project, outlining the features of the design that would eliminate excavation and would work from the existing site grading up; final topography and water management; and landscaping. There was general discussion regarding proposed design features, including the removal of the culvert pipe; leaving as much of the wooded site intact as possible; the design of the boat ramp; and handling storm water in a "divide and conquer" fashion by grading the site and incorporating natural design features including berms and vegetated swales. Based on questions and concerns, it was agreed that a special meeting, site walk would be scheduled by staff. Staff was also to request information from the office of the First Selectman regarding maintenance. Written details of the planting in the rain garden, a construction sequence, and an E&S control plan were to be supplied to the Land Use office before the special meeting

**Motion** made by Mr. Hurlburt, seconded by Mrs. Bennett to table discussion of the modification to a special meeting/site walk to be scheduled by staff; unanimously approved.

**Modifications to App#617 – George Yancopoulos owner/applicant – Significant impact activities within regulated areas for dredging, invasive species removal, pond restoration, island and trail creation – 71 Popple Swamp Road. Approved April 2018.**

Draft mapping entitled “Pond Dredging Plan/Revisions for Dr. George Yancopoulos, dated May 10, 2018 by Macchi Engineering and Site Plan Revisions for Dr. George Yancopoulos by Macchi Engineering “were made part of the record for review.

Lee Rimbach, site contractor and representative for the property owner, addressed overall design changes to the approved plan made in response to state permitting requirements. It was stated that the original conditions of the permit would remain in place as existing and that any and all substantial changes to the plan would come back to the Agency for review. With note made that the modified plans proposed less overall disturbance, it agreed that the modification was appropriate and would not require a new public hearing.

**Motion** made by Mr. Hurlburt, seconded by Mrs. Bennett, to modify **App#617** to the revised plans submitted with the approved conditions remaining in place and any substantial changes to come back to the Commission; unanimously approved.

**Modifications to App#618 – Matthew & Rana Strazza owners/Jack Kinney applicant – Activities within regulated areas for additions to an existing single family residence and septic improvement as part of the expansion of the residence – 86 Popple Swamp Road. AS REQUESTED BY STAFF.**

Griswold Nelson addressed her request for the Commission to modify the permit based on her recent administrative changes to the approved plans. Noting that she had been made aware of work started outside of the scope of the permit, including construction activities in and around the area shown as “existing gravel road” in early May, she stated that she had ordered the applicant, Jack Kinney to stop. She stated that the work included piping and fill within wetlands soils and the town right-of-way. In response to her order, Mr. Kinney (in attendance), submitted details of the after-the-fact work and installed appropriate erosion and sedimentation controls until an agreed plan had been approved. Note was made that the “existing gravel road” was needed to access the back of the site for the additions as well as the installation of the septic. Griswold Nelson addressed subsequent issues during the start of construction, and in particular the water management in and around the site to de-water the foundation hole being dug for the addition to the residence. Griswold Nelson stated that her concerns resulted in her written request to the owner that an engineered plan be submitted for the storm water management during and after the foundation was installed. Noting that a plan had been prepared and submitted by Pat Hackett, Mr. Hackett addressed the plan submitted, “Strazza Residence – 86 Popple Swamp Road, Erosion and Sedimentation Plan, dated May 5, 2018” and the implementation of the plan and current conditions on the site. Noting that the septic system had not yet been installed, Griswold Nelson raised new concerns regarding the additional earth material stock piles, (as a result of additional fill for the foundation), on the site within regulated areas that were not addressed in the original septic system design. With note that a different site contractor would be installing the septic system, Griswold Nelson recommended that a construction procedure protective of all of the wetlands on the site be provided and reviewed by the Land Use office prior to the start of the septic system.

**Motion** made by Mr. Hurlburt, seconded by Mr. Kane, that a written construction sequence and modified erosion and sedimentation control plan be supplied prior to the start of any additional site activities (i.e. septic installation); unanimously approved.

**01-PDR-18 – William Hurlburt applicant/John and Sarah VanDoren property owners – Timber harvest for the purpose of clearing forested land for agricultural use – Bradford Road with haul road entrance from Cornwall Hollow Road.**

Griswold Nelson represented the application on behalf of Mr. Hurlburt.

After review of the permit and information made part of the record (soil mapping) and oral testimony:

**Motion** made by Mr. Fischer, seconded by Mr. Kane, that **01-Petition for a Declaratory Ruling (PDR) – 18** constitutes a use as of right according to Section 4.1 for agricultural use; unanimously approved.

**INLAND WETLANDS OFFICER REPORT.**

**CORRESPONDENCE AND COMMUNICATIONS RECEIVED.**

**OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION.**

**Request to extend and modify Application #584 – Richard Wolkowitz owner/Pat Hackett representative – APPROVED JUNE 4 2013 for Regulated activities for the construction of a driveway – access from Cogswell Road. Approved with conditions. Request to extend for 5 years.**

Mr. Hackett was in attendance to represent the application.

Mr. Hackett stated that no work had been undertaken as of yet anywhere on the site and that the plans as originally approved remained the same, Mr. Hackett stated that the request for modification was to change the name of the original property owner from Richard Wolkowitz to Cornwall Limited Liability Co and to extend the permit for 5 years to 2023.

**Motion** made by Mr. Kane, seconded by Mr. Fischer, to extend **App#584** from June 2018 to June 2023 and to modify the permit owner from Richard Wolkowitz from Cornwall Limited Liability Co.; unanimously approved.

**Amendments to the Inland wetlands regulations for amendments to Section 4 regarding fire protection. Deferred.**

**ADJOURNMENT.**

**Motion** made by Mr. Kane, seconded by Mr. Fischer to adjourn at 8:20PM; unanimously approved.

Respectfully submitted

Karen Griswold Nelson