

**INLAND WETLANDS AND WATERCOURSES COMMISSION
PLAINVILLE, CONNECTICUT
MINUTES
January 6, 2016**

REGULAR MEETING at 7:00 P.M.

**MUNICIPAL CENTER
ROOM 304**

PRESENT: R. Michalic, M. Goulet, K. Anderson, R. Ciotto, S. Emmendorfer
ALTERNATES PRESENT: T. Kijanka
ABSENT: None
STAFF PRESENT: M. DeVoe

I. ROLL CALL

1. A motion was made by: R. Michalic to elevate T. Kijanka to full member.

The motion was seconded by: R. Ciotto

Vote 5 to 0 Motion Passes T. Kijanka abstains

2. P. Kilby will be joining the commission next month.

II. ELECTION OF OFFICERS

A motion was made by: T. Kijanka to table elections until February meeting.

The motion was seconded by: R. Michalic

Vote 6 to 0 Motion Passes

III. PUBLIC COMMENTS

None

IV. PUBLIC HEARINGS

None

V. NEW APPLICATIONS

None

VI. UNFINISHED BUSINESS

1. **IW 11/15#006 - TILCON, Inc. – Inland Wetland Permit – continuation of quarry within 100 feet of wetlands – 300 Woodford Avenue in a Quarry Zone.**

The Commission reviewed the application with the applicant and their representatives at their last meeting. They found that the proposed activity did not create a significant impact.

TILCON, Inc. is proposing a haul road and additional quarry activity within the approved Quarry Industrial Zone in closer proximity to existing wetlands near the New Britain Town Line. The proposed silt fence is 30 feet away from the mapped wetland at one location, and well over 100 feet away from watercourse or intermittent watercourse to the south.

As there was no petition for a public hearing, the Commission may now render a decision.

A motion was made by: R. Michalic to approve an Inland Wetlands Permit for TILCON, Inc. for the construction of a haul road and the continuation of quarry activities within an upland review area at 300 Woodford Avenue in a Quarry zone.

The motion was seconded by: T. Kijanka

Vote: 6 to 0 Motion Passes

VII. NEW BUSINESS

1. 25 Forestville Avenue – Violation of Inland Wetlands area

GP Investment Realty, LLC (GP), is the owner of 25 Forestville Avenue. The subject property is 17.8 acres in size and is classified as primarily alluvial and floodplain soils according to local and state wetland mapping sources. Alluvial and floodplain soils are classified as wetland soils. The property also lies within flood zone AE as defined and mapped by the Federal Emergency Management Agency (FEMA).

A small portion of the property was approved in 1991 for the storage of non-motorized trailers by then-owner Roger Toffolon. The new owner has been cited by the Zoning Enforcement Officer for storing other items such as motor vehicles and motorized construction equipment.

Staff received a complaint that construction activity was occurring at this site on December 16, 2015. Upon inspection, they noted that a machine was being used to cut and clear a passageway deeper into the property towards the Pequabuck River. In addition, two unapproved material piles (earth and/or pavement millings) were deposited on the property.

The applicant has not shown that local or state mapping sources are inaccurate, and therefore the passageway and material stockpiles in the mapped wetlands constitute a violation of the local and State Inland Wetlands and Watercourses regulations. In accordance with Section 14.04.b of the local Inland Wetlands and Watercourses regulations, staff issued a notice of violation. The map and violation letter have been attached for the commission's consideration. If the Commission agrees that a violation or incipient violation exists, staff respectfully asks that you request the applicant to appear and discuss the unauthorized activity at your February 3, 2016 regularly scheduled meeting. If the Commission feels that staff has issued this order in error, they may rescind it.

In the meantime, the applicant has been asked to cease all operations in the wetlands.

Discussion followed. The commission unanimously decided that the applicant needs to be present at the next meeting to explain what their intentions are.

A motion was made by: R. Michalic to uphold an order from the Plainville Inland Wetlands and Watercourses Agent to require GP Investment Realty, LLC to appear and discuss unauthorized activity at 25 Forestville Avenue.

The motion was seconded by: R. Ciotto

Vote: 6 to 0 **Motion Passes**

VIII. BILLS AND COMMUNICATIONS

1. A Newsletter for Municipal Inland Wetlands Agencies – Issue 3.2, November 2015
2. Dept. of Energy and Environmental Protection – 2015 Legislation and Regulation Advisory

IX. MINUTES

A motion was made by: R. Michalic to approve the Regular Meeting Minutes of November 4, 2015 as written.

The motion was seconded by: T. Kijanka

Vote: 6-0 in favor

Minutes Approved

X. REPORTS

None

XI. TOWN PLANNER

None

XII. ADJOURNMENT

A motion was made by: R. Ciotto to adjourn the meeting at 7:26 pm.

The motion was seconded by: R. Michalic

Vote: 6-0 in favor **Meeting adjourned at 7:26 pm**

Respectfully Submitted,

Jennifer Dahlstrom

Jennifer Dahlstrom
Recording Secretary