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TOWN OF NORTH BRANFORD

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MINUTES REGULAR MEETING NORTH BRANFORD CONSERVATION & INLAND WETLANDS & WATERCOURSES AGENCY

Wednesday, September 28, 2016
Town Hall – 909 Foxon Road

1. CALL TO ORDER

Chairman Scavo called the meeting to order at 6:35 pm

2. ROLL CALL

Present: Stephen Scavo, Regular Member, Chairman
Ashley Clow Joiner, Regular Member
Lisa DePonte, Regular Member
Gerry Fischbach, Regular Member
Frank Brigano, Regular Member
Absent: William Galdenzi, Alternate Member

Town Staff Present: Carey Duques, Town Planner and Wetland Enforcement Officer

3. REVIEW MINUTES

A. Site Walk Minutes of August 24, 2016

Motion to approve: Member DePonte motion to approve, second by Member Brigano. Corrections: Missing notes-trees cut, dumping tree stumps, soda cans, trash, grass clippings, and various other debris located at outlet/stream. Vote: With all in favor, none opposed, motion approved.

B. Special Meeting of September 7, 2016

Motion to approve: Member Brigano motion to approve, second by Chair Member Scavo. Corrections: none. Vote: With all in favor, none opposed, abstain: Member DePonte and Member Joiner, motion approved.

C. Regular Meeting of September 24, 2016

Motion to approve: Member DePonte motion to approve, second by Member Brigano.. Corrections: page 3 noted determine drinking water compromise.

Vote: With all in favor, none opposed, motion approved.

4. OLD BUSINESS

Application #2016-5 was read in its entirety to all members by Chairman Scavo. Application to correct violation at 19, 29 and 33 Harrison Road. Assessor Map 12, Lots 56, 55 and 55A respectively, Property Owners: Lisa and Paul Intravia, Sandra Camejo and Diane Glynn. Violation activity: cutting down trees within 100 feet of a watercourse without a permit from North Branford IWWA. Said activity within 100 feet of a wetland and watercourse is a violation of Section 22a-42a c (1) of the Connecticut General Statutes and Sections 6.1 and 6.2 of the Inland Wetlands and Watercourse Regulations for the Town of North Branford, Connecticut.

Members discussed the location, type, size and number of trees that were to be replaced on the property by the owners in order to be in compliance. Further conversation ensued regarding where these trees were expected to be purchased (Van Wilgens), however the invoice indicated the "Tree Center". Also, additional concerns discussed about necessary watering of said plantings. Town Planner Duques visited the location and was disappointed in the overall size of the maple trees (Autumn Flame Maple). Fruit trees planted look robust. One tree was planted across the stream. After much discussion, members collectively supported Chairman Scavo's suggestion to revisit the site location to preview plantings on October 26, 2016 at 6:00 p.m. Chairman Scavo indicated the right to review again within a year or two to ensure plants survived or if any will need to be replaced for compliance. Carey Duques, Town Planner and Wetland Enforcement Officer mentioned a "cease and desist" order could be posted on the deed. After open discussion by all members, it was decided not to exercise that action at this time. Further review will take place with update at future meeting.

Motion to approve: Member Joiner motioned to approve, second by Member Fischbach to return to 29 Harrison Road for follow-up review. Vote: With all in favor, none opposed, motion approved.

Motion to approve: Member DePonte motioned to approve, second by Member Brigano to keep Cease and Desist open until when or if determined needed. Vote: With all in favor, none opposed, motion approved.

Additionally, Town Planner Duques noted an additional application by same applicant to the possibility of adding 2 sheds on the property. The proposal was using an 18' x 12' platform to hold 2 sheds. The response to the property owner was to address the shed issue at a later time. All members joined in this discussion. The conclusion: Town Planner Duques would contact the

property owner and request that the area proposed for the sheds location be staked off and during the site review on October 26, 2016 visit, proposed shed location will be included.

Motion to approve: Member DePonte motioned to approve, second by Member Fischbach for Town Planner Duques to contact the property owner, requesting sheds location be staked off for inclusion during site review on Oct. 26, 2016. Vote: With all in favor, none opposed, motion approved.

Application #2016-10 was read in its entirety to all members by Chairman Scavo Site plan application for spreading topsoil over exposed pipe, planting shrubs, removal of debris located within 100 feet of a wetland, pond improvements including installation of a fountain, extension of existing pipe, and removal of material within a watercourse at 213 Forest Road (Map 36, Lot 46). Owner/Applicant: Tarek Chater.

This Application was previously reviewed by IWWA. There is issue/update for review. It has come to the attention of The Regional Water Authority that the property owner has cut trees, cleared a lot/ cut grass alongside of the home and created an ATV trail on Regional Water Authority property. They have sent a letter directly to the property owner and expect this intrusion to stop. The Regional Water Authority will continue to monitor this situation.

Motion to approve: Member Fischbach motioned to approve, second by Member Brigano to approve Application # 2016-10. Spreading top soil over exposed pipe, planting shrubs, removal of debris located within 100 feet of a wetland, pond improvements including installation of a fountain, extension of existing pipe and removal of material within a watercourse at 213 Forest Road. Vote: With all in favor, none opposed, motion approved.

5. NEW BUSINESS

Application #2016-14. Site plan application for construction of 30' x 30' detached garage located within 100 feet of a wetlands at **84 Colonial Drive** was read to all members by Chairman Scavo. Town Planner Carey Duques walked the site today. It encompassed the proposed detached garage, drainage area and wetlands. Member DePonte commented her thoughts that the project appeared too close to the wetlands. Further discussions included varied volume of rain, water table, potential contents of proposed garage, proposed suggestions of garage placement and offered those suggestions in open dialogue with applicant. In conclusion three options were discussed. Continue to pursue seeking approval from this Board, seek approval from Planning and Zoning Board or withdraw application to regroup thoughts/options and pursue at a later time. At end of segment, the Applicant decided to withdraw the application and accept an application fee refund. (Applicant: Antonio Curzio)

Motion to approve: Member Joiner motioned to approve, second by Member Brigano to accept the withdrawal of Application #2016-14 and return application fee. Vote: With all in favor, none opposed, motion approved.

6. OTHER BUSINESS

Carey Duques, Town Planner began this segment. She was contacted by a resident who has purchased a new home on Middletown Avenue (construction almost completed). Carey Duques

visited the site (Lot 20). The owner has some concerns regarding the number of tree plantings/requirements. The owner is concerned that planting so many trees would feel too narrow. He wondered if the town would be ok with planting 8 trees instead of 10. This site has a long driveway with 5 trees. The conversation ended with an inclusion of some shrub plantings instead of the extra trees. Also, the required boulders that create a 100' buffer line are in place. There was also conversation regarding installation of a shed. Direction given to property owner was to approach Planning and Zoning with specific dimensions and requested placement.

FYI Letter was received from DEEP regarding their review of the Lake Gaillard Dam; it needs some maintenance. At some point we will be notified/involvement in the proceedings.

Annual meeting: Connecticut Association of Conservation and Inland Wetland, November 12, 2016 at the Hartford South Hotel. The town should have enough money to cover the cost of 2 people attending. Town Planner Duques will send out official notice regarding this meeting to all members of CIWWA.

7. ADJOURNMENT

Motion to adjourn: Member DePonte made motion to approve, second by Member Brigano to adjourn at 7:35 p.m. Vote: With all in favor, none opposed, motion approved.

Respectfully Submitted,

Diana Pelliccio, Recording Secretary

Steven Scavo, Chairman