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TOWN CLERK'S OFFICE

**MINUTES - REGULAR MEETING  
SEYMOUR INLAND WETLANDS COMMISSION  
MONDAY, SEPTEMBER 28, 2009  
NORMA DRUMMER ROOM, SEYMOUR TOWN HALL**

Members in attendance: Steve Plotkin, John Conroy, Ralph Noel, Elise Wood

Also present: Peter Jezierny, Inland Wetlands Enforcement Officer,  
Jim Galligan, Nafis & Young

The meeting was called to order at 7:35 p.m. by Chm. Steve Plotkin

**Old Business**

**Seymour WPCA, Clearing Along Tributary to Bladen's River**

Mr. Galligan stated that he was not at the last meeting but was told by counsel that the First Selectman put together a list and map where clearing will be done and instructed them to notify this Commission of the clearing. Mr. Galligan stated that he will meet with the First Selectman to see if he wants them to file an application with Inland Wetlands. The WPCA agreed to do this. He stated that he was informed that they did not discuss the plantings, but they did agree to the recommendations from Southwest Soil about the piles.

**William Lane Estates Subdivision**

Mr. Conroy recused himself from hearing this matter. Mr. Galligan stated that he was at the site today and only about half of the work has been done with the sidewalks. The shoulder area has been seeded but was not prepared the way it should have been done and he would consider this professionally unacceptable. There is only grass on the shoulders and no plantings. They have not finished the work at this time and he did not feel that they were working on a diligent schedule. There has been no detention plantings and the shoulder has not been raked off. Mr. Galligan stated that there are things that need to be re-done. They will have to rake out all the areas that have been seeded which will most likely result in those having to be reseeded.

Mr. Plotkin asked about the bond that is in place and if the work has not been done could the bond be called. Mr. Galligan stated that the bond for the plantings could be called subject to the approval of the town counsel and town engineer.

**MOTION:** E. Wood/R. Noel, to call the planting bond for William Lane Estates Subdivision subject to the approval of the town counsel and town engineer.

Motion Carried 3-0; Mr. Conroy recused himself from voting.

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Attorney George Temple, town counsel was present and stated that he has examined this issue and is concerned that it has gone on for so long. He felt that the situation never seems to be addressed properly and he is concerned that it never will. He suggested that the Commission pass a motion to contact Planning & Zoning to get on their agenda and go over with them the history of the project. He also stated that they should explain to P&Z that Atty. Temple has had an opportunity to review the situation and they should request that P&Z pull the bond that they have set as the requirements of P&Z have not been met and explain the concerns regarding the wetlands. He stated that this should be on their agenda and official representation from Inland Wetlands in attendance at their meeting. He felt that the Chairman and Enforcement Officer should attend and state that the recommendation is that their bond be pulled. He stated that they should explain the concern that the project will not be completed and request that the bond be called and an independent contractor be hired to complete the project.

**MOTION:** E. Wood/R. Noel, to request to be placed on the Planning & Zoning Commission agenda for their October meeting in order to explain the situation with the William Lane Estates Subdivision and request that their bond be pulled. Mr. Angelo Catone should be notified in writing by certified mail that this action has been taken and that it will be on the P&Z agenda for October. (copy of letter attached)

Motion Carried 3-0; Mr. Conroy recused himself from voting.

**NEW BUSINESS:**

**MOTION:** S. Plotkin/R. Noel, to put the following items on the table: Brookfield Estates Detention Pond and William Banks as a new commissioner.  
Motion Carried 4-0

**BROOKFIELD ESTATES - Detention Pond**

Al Cocchia, 107 Brookfield Road was present and was advised that calls were received that the detention pond is acting up. Mr. Cocchia stated that it was cleaned out two months ago and he did not realize that there was a problem. He stated that a lot of debris was pulled out and he did not think there were any more problems and water seems to be flowing through. Mr. Galligan stated that he will be meeting with the entire Association and explain to them about the maintenance and what is required for routine and emergency measures. He stated that the road and dam are not failing but continuous maintenance needs to be done. Mr. Conroy stated that the problem he saw was with dead timber in the pond.

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**DISCUSSION OF STORM WATER MANAGEMENT PLAN**

Mr. Jezierny stated that last month Mr. Galligan asked the members to review Section 9 of the regulations which deals with performance and maintenance issues. He stated that he reviewed this section and found a number of items that should be on a list when dealing with storm water management issues (copy attached). Mr. Galligan stated that these could be part of a list of standard conditions that could be referred to when acting on approvals for storm water management applications.

**WILLIAM BANKS**

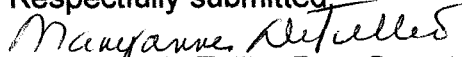
Mr. Jezierny stated that he felt that William Banks would be a good addition to the Commission and the members suggested setting up a meeting with him.

**MINUTES:**

**MOTION:** E. Wood/J. Conroy to approve the minutes of the 08/24/09 meeting.  
Motion Carried 4-0.

**MOTION:** E. Wood/R. Noel to adjourn the meeting at 8:15 p.m.  
Motion Carried 4-0.

Respectfully submitted



Maryanne DeTullio, Rec. Secretary

September 29, 2009

Mr. Angelo Catone  
55 Hawkins Street  
Derby, CT 06418

Dear Mr. Catone;

At its regular meeting of September 28, 2009, the Seymour Inland Wetlands Commission discussed site conditions at William Lane Estates. Town Engineer, Jim Galligan and Town Counsel were also present.

The Inland Wetlands Commission will appear at the next regular meeting of the Seymour Planning and Zoning Commission to take place on October 8, 2009 in the Norma Drummer Room, Seymour Town Hall starting at 7:30PM to request that the Planning and Zoning Commission call the letter of credit for William Lane Estates. It is advisable that you attend this meeting.

Sincerely,

Steve Plotkin  
Chairman, Seymour Inland Wetlands Commission

Peter Jezierny  
Wetlands Enforcement Officer

CC: Atty. Francis Teodosio  
481 Oxford Road, Oxford, CT 06487

## Section 9.0—Stormwater Management Systems Maintenance

1. A stormwater management systems shall be inspected for the performance of preventative maintenance. This shall be done once during the first year of operation and at least once every 3 years thereafter.
2. The Inland Wetlands Commission (IWC) shall maintain inspection reports for all stormwater management systems.
3. Owners of stormwater management systems shall be notified of any deficiencies discovered during inspections. The owner shall have 30 days to correct the deficiencies.
4. Prior to the issuance of any building permit for which a Stormwater Management Permit is required, the applicant or owner is required to execute a maintenance agreement for the stormwater management facility binding on all subsequent owners of land served by that facility. The agreement shall provide for inspections of the facility by the IWC or its agents.
5. The Maintenance Agreement shall be recorded in the land records of the Town of Seymour by the owner/applicant.
6. A maintenance schedule shall be developed for the life of the stormwater management facility. Such schedule shall provide for the following:
  - state what maintenance is to be completed
  - who shall perform the maintenance
  - the schedule shall be printed on the approved stormwater management plan.