

**MINUTES - REGULAR MEETING  
SEYMOUR INLAND WETLANDS COMMISSION  
MONDAY, AUGUST 24, 2009  
NORMA DRUMMER ROOM, SEYMOUR TOWN HALL**

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

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

The meeting was called to order at 7:30 p.m. by Chairman Steve Plotkin.

**OLD BUSINESS**

**Seymour WPCA, Clearing along tributary to Bladen's River**

Mr. Plotkin read a letter dated August 19, 2009 (copy attached) from First Selectman Koskelowski to the WPCA regarding this situation. Mr. Galligan stated that at the last meeting that they had, they were not ready to make application to this Commission. Mr. Conroy asked about stump cutting and Mr. Galligan stated that they feel that under the cease and desist order that cannot go back and to any work. The members agreed that something needs to be done with this matter and hopefully they will act upon the receipt of the First Selectman's letter. The matter will be continued to the next meeting.

**Site Plan, Mixed Use, 35 Cogwheel Lane (136 New Haven Avenue)**

Chm. Plotkin stated that the public hearing was concluded at last months' meeting. Mr. Galligan stated that he submitted a list of conditions. He went through the stormwater management ordinance and it makes it clear what the requirements are under that ordinance. He stated that they are already part of the ordinance but by having a list it brings them to the attention of the applicant.

Mr. Galligan stated that he would like to have everyone go through Sections 8 and 9 of the ordinance which highlights a lot of the specifics that an applicant has to do during the construction process and afterward. He felt that if he received comments back from the members then a list could be compiled of pertinent requirements and conditions which could be used in future applications.

Mr. Galligan stated that he reviewed this application and the applicant showed reasonable and prudent alternatives and did a very good with the application.

**MOTION:** J. Conroy/E. Wood, to approve the Inland Wetlands permit to conduct construction proposed for the site located at 35 Cogswheel Lane. The conditions of construction phasing, sequences and practices and the conditions set forth by this Commission and Nafis & Young Engineers shall be adhered to. The Developer and the Wetlands Officer shall agree prior to construction start that weather and site conditions are suitable.  
Motion Carried 3-0.

**MOTION:** J. Conroy/E. Wood, to approve the Stormwater Management Plan permit for 35 Cogswheel Lane and adhere to the conditions of Decision for 35 Cogswheel Lane noted in the 8/24/09 letter from Nafis & Young (attached).  
Motion Carried 3-0.

## **NEW BUSINESS**

### **Yearly Renewal, O&G Seymour Closure Plan, 491 North Main Street**

Ken Faroni, O&G Industries was present and stated that last year the ZBA approved the permit for three years. He stated that this year was slower because of economic conditions as far as the amount of material. He stated that everything has been done under the Consent Agreement with the DEP and they are operating strictly with the stream line encroachment permit. He stated that they are concentrating in the areas where the breach occurred.

**MOTION:** J. Conroy/E. Wood, to extend the permit for one year.  
Motion Carried 3-0.

### **Sochrin's Pond Dam Renovation Update**

Mr. Jezierny stated that they have discovered that the dam is not concrete; but concrete on field stone which has a lot to do with its leaking. He stated that they are working on it now. The town will drain down the pond in the fall to do protective measures so that they are not problems over the winter months.

### **Tingue Dam Fish Ladder/Bypass Update**

Mr. Jezierny stated that state funds have been received for this project which has to be completed by 2011. They are ready to go forward with the project.

### CVS West Street Update

Mr. Jezierny stated that he was at the site and erosion controls are in place. They have to demolish three buildings on the site and there will be a limited rock crushing operation on the property.

### OTHER BUSINESS

#### William Lane Estates

**MOTION:** J. Conroy/E. Wood to add this item to the agenda.  
Motion Carried 3-0.

Mr. Jezierny stated that it is now August and this project is basically in the same position as last year and nothing is happening. Mr. Catone indicated that nothing much will be done at this time. Mr. Jezierny stated that the sidewalks are not done and there are piles of fill on the site. The silt fence is down. He stated that there is a letter from Nafis & Young with regard to problems found during inspection. They recommended that planting plan be adhered to and the site stabilized. Mr. Jezierny stated that a planting plan had been submitted which was never done. He stated that the site should be hydroseeded or handseeded to stabilize it. Mr. Conroy stated that the developer had submitted a schedule of work that was to be followed. Mr. Jezierny stated that it should have been completed by June, 2009 and somethings are done but not everything. He would recommend suspending the permit.

Atty. Fran Teodosio, representing Angelo Catone stated that Mr. Catone received a phone call to come to this meeting and it was not even on the agenda. He also just received the letter from Nafis & Young. Mr. Conroy stated that Mr. Jezierny is trying to get the project finished in a timely manner. Atty. Teodosio stated that Mr. Catone has been at the site working all summer. Mr. Conroy stated that loam has to be put down in order for grass to grow. Mr. Galligan stated that the sidewalks need to be put in and then the site seeded. He should get back on the schedule that was previously submitted. Mr. Plotkin stated that some work has been done but not everything. The site is not stabilized.

Angelo Catone, 55 Hawkins Street, Derby stated that he did not say that he was not going to do anything else on the site. He stated that the weather was a factor with some of his contractors. He stated that work is being done on the site and he will be putting down loam and will be re-hydroseeding the areas where it did not take. Mr. Plotkin stated that things need to be checked out and the record straight. Mr. Conroy stated that there needs to be soil that is suitable for growing. Mr. Catone stated that topsoil will be put on.

Mr. Plotkin stated that a special meeting will be held in the middle of next month to check on this site and he asked if Mr. Catone would be available for the meeting. Atty. Teodosio asked to have Mr. Conroy recused himself from this matter as he was formerly the Wetlands Enforcement Officer. Mr. Conroy recused himself. A special meeting will be held on September 14, 2009 at 7:30 p.m. on this matter.

**STORMWATER MANAGEMENT**

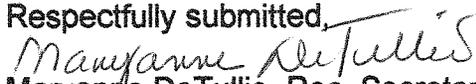
Mr. Galligan stated that this was discussed earlier in the meeting. He asked the members to review the ordinance so that a standard list of conditions and requirements could be drawn up and used when approving an application. Mr. Plotkin asked about a fee schedule and Mr. Galligan stated that there is one as part of the application and ordinance.

Mr. Plotkin stated that he felt that something needs to be done about the WPCA to push them along. Mr. Galligan stated that he feels that something will be done at their next meeting based on the letter from the First Selectman. Mr. Plotkin asked him to make a recommendation to them about cutting the stumps so that could at least be done.

**MINUTES**

**MOTION:** J. Conroy/E. Wood, to approve the minutes of the 7/27/09 public hearing and regular meeting.  
Motion Carried 2-0-1 with Mr. Conroy abstaining.

**MOTION:** E. Wood/J. Conroy, to adjourn the meeting at 8:25 p.m.  
Motion Carried 3-0.

Respectfully submitted,  
  
Maryanne DeTullio, Rec. Secretary