

**CITY OF TORRINGTON
INLAND WETLANDS COMMISSION
MINUTES
November 17, 2009**

Present: Jay Bate, Jr., Chairman
Nancy Schroeder Perez, Vice Chairwoman
Kathy Carlson, Member
Jane Bakker, Member and Secretary
Tom Telman, Member
Christine Altman, Member

Also Present: Kimberly Barbieri, Inland Wetlands Enforcement Officer

Not Present: Doris Murphy, Member and Planning and Zoning Liaison

1. **Call to Order:** Chairman Jay Bate, Jr., called the meeting to order at 7:02 p.m., Sullivan Senior Center, Main Room, 88 East Albert Street, Torrington, CT

2. **Roll Call and Announcement:**

Chairman Bate announced present and serving on the Commission this evening will be Jane Bakker, Nancy Schroeder Perez, Kathy Carlson, Tom Telman and Jay Bate. Also present is Kim Barbieri, Inland Wetlands Enforcement Officer.

Ms. Barbieri stated last year we received a \$20,000 grant to study Low Impact Development and we have been working with Planimetrics to get some basic education about the use, design and effectiveness of LID measures. The DEP has been very active in providing education and one of the things they provided last Thursday was a training seminar with the University of New Hampshire's Stormwater Section. They are the ones we have been hearing a lot about in these public hearings and UNH are the experts. Ms. Barbieri provided details from the seminar.

3. **Minutes for Approval:**

a. 10/20/09

MOTION by Ms. Perez to approve the 10/20/09 minutes, seconded by Ms. Bakker, unanimously carried.

4. **Old Business:**

a. Applicant: Samuel G. Mazzarelli
Location: Pumping Station Road, Assessor Map 202-1-1
Activity: Dam repair, wall construction, drainage improvements within upland regulated area.

Kenneth Hrica, professional engineer and land surveyor, appeared on behalf of the applicant. Mr. Hrica gave a presentation, with details regarding the drainage, culverts, spillways, etc. Mr. Mazzarelli added details regarding his plans, he has been working

with the City Engineer for about two years now.

Christine Altman arrived at 7:10 p.m.

MOTION by Ms. Bakker to GRANT a permit for the subject application, seconded by Ms. Perez, motion carried.

- b. Applicant: Mountain Top Trucking / AJK LLC
Location: Winsted Road, Assessor Map 242-3-1
Activity: Process earth products from construction jobs (concrete, brick, fill)

Ms. Barbieri stated the City Engineering Department had no comments on this application. Maps have been received from a preliminary review, with test pits shown. At one time there was excavation on the site. Ms. Barbieri provided details of the reports (#615).

MOTION by Ms. Perez to GRANT a permit for the subject application, seconded by Ms. Altman, unanimously carried.

- c. Applicant: Torrington Senior Living LLC
Location: 1058 Litchfield Street at Newbury Brook
Proposal: Grading and construction of groundwater recharge system within upland regulated area associated with the construction of a senior living facility (public hearing closed)

Discussion followed amongst Commission Members. (#810) Ms. Perez discussed her wishes for the site to remain untouched but realized the Commission needed to balance protection of the water/wetland resources with economic benefits and realized this project addressed all issues.

MOTION by Ms. Bakker to APPROVE a permit for the subject proposal, motion seconded by Mr. Telman, unanimously carried.

- d. As of Right Request - Resolve Violation
Property Owner: Brian Whittlesey
Location: 2480 Newfield Road, Assessor Map 230-1-1
Violation: Fourth Violation, placing fill to construct driveway within upland regulated area and tree cutting, no permits

Ms. Barbieri reviewed the situation, she met with Mr. Whittlesey and walked the property and discussed his master plan ideas for his farm. (#940) Ms. Barbieri reviewed his plans, referring to a map. Anything outside of the farming activities would need to come before this Commission again.

MOTION by Ms. Perez to APPROVE as of right permit for the subject property, to follow the plan submitted this evening, seconded by Ms. Bakker, unanimously carried.

6. **New Business:**

- a. Applicant: Tasim Klenja
Location: Torrington Street, Assessor Map 143-3-7
Activity: New single family house, driveway crossing and grading within upland regulated area.

Ms. Barbieri stated issues with the City's Engineering Department have been resolved. An updated map has been submitted. The small finger of wetlands has been added to the map.

MOTION by Ms. Perez to accept the application and grant a permit for the subject application, motion seconded by Ms. Bakker, unanimously carried.

MOTION by Ms. Perez to add an item to the agenda by 2/3rds vote, seconded by Mr. Telman, unanimously carried:

- b. Northwest Gymnastics, LLC
Location: 2936 Winsted Road
Activity: Modify existing permit for new building and parking within upland regulated area.

Kenneth Hrica, professional engineer and licensed land surveyor, appeared representing the applicant. Mr. Hrica had a board of the original approval, along with a slightly changed plan. Mr. Hrica explained the license agreement with CL&P for a parking area. The building size was reduced, and details of the changes were explained by Mr. Hrica. (#1500)

Ms. Barbieri provided information regarding rain gardens and low impact development. Rain gardens don't generally freeze unless in extreme cold weather.

Mr. Hrica provided site details.

MOTION by Ms. Perez to GRANT the modification for the subject application, per the revised plans, seconded by Mr. Telman, unanimously carried.

7. **Public Hearing Scheduled for November 17, 2009, 7:30 p.m., Sullivan Senior Center, 88 East Albert Street, Torrington, CT**

- a. Applicant: Torrington Inland Wetlands Commission
Proposal: Change to Inland Wetlands Regulations, to incorporate new State mandated fees

Chairman Jay Bate read the legal notice which was published in the Republican American.

Ms. Barbieri explained the State of Connecticut fee increases.

No comments from the public.

MOTION by Ms. Perez to close the public hearing, seconded by Ms. Bakker, unanimously carried.

MOTION by Ms. Perez to accept the change in the fees for state mandated increases, seconded by Mr. Telman, unanimously carried.

- b. Vote on 2010 Inland Wetlands Commission meeting calendar

MOTION by Ms. Perez to APPROVE the 2010 Commission meeting calendar, seconded by Ms. Altman, unanimously carried.

8. Staff Report:

Agent Determinations:

- 169 Pierce Street, Richard Rougeot, garage within upland regulated area
- Mountain Road, Assessor Maps 223-5-17 and 18 and Map 233-1-7, as-of-right logging operation, Lee Freedman property

Ms. Barbieri briefly reviewed the agent determinations.

Ms. Barbieri noted she was voted onto the Board of Directors for CAIWC.

9. Adjournment:

MOTION by Ms. Perez to adjourn, seconded by Mr. Telman, unanimously carried at 8:04 p.m.