

Town of Norfolk
Inland Wetlands Agency
Town Hall
Regular Meeting
Aug 7, 2023 @ 7:00 p.m.
Draft Minutes

Present: Hartley Mead-Chair, Byron Tucker-Vice Chair, Myron Kwast, Rich Kessin, Jill Chase-alt. Marinell Crippen recording secretary

Also Present: IWO Michael Halloran

1. **Call to Order**-7:00 pm
2. **Roll Call**-Jill Chase will sit for Clint Webb
3. **Agenda Review**-6A. 23-018 was moved to before Approval of Minutes
6. **New Business-**
 - A. **23-018 Norfolk Senior Housing Corp. 4' culvert replacement in wetlands.**

Ron Zanobi representing the Norfolk Senior Housing Corp spoke and wants to replace a culvert that got damaged extensively during the last storm. Mr. Zanobi also requested a waiver of the \$60 fee. Hartley Mead then thanked Mr. Zanobi for a very thorough application and all the other applications this month.

Byron Tucker made a motion to approve 4' pipe used for culvert replacement at Norfolk Senior Housing Corp with the condition of the waiver of the \$60 application fee, seconded by Myron Kwast and approved unanimously.
4. **Approval of Minutes-**

Rich Kessin made a motion to approve minutes of the July 10, 2023 minutes, seconded by Myron Kwast and approved unanimously.
5. **Public Comment**

Hartley Mead mentioned work that had been done repairing Bald Mountain Road by Hock, a construction company working for the Town, and they scooped out the sides of the road for a great distance and left it unattended and today with the rain that came through a large amount of silt went into the brook. Mr. Mead said that they could have done a better job for the town regarding E&S controls, and certainly protecting the brook and asked Michael Halloran to look into it.
6. **New Business**

Rich Kessin made a motion to make D. 23-021 first and then B. 23-019 and lastly C. 23-020, seconded by Jill Chase and approved unanimously.

D. 23-021 Alfred Benesch & Co. Town of Norfolk, redevelopment of Norfolk firehouse work in wetlands and upland review area.

Emily Bousaada from Benesch & Co. spoke and said she is working with Matt Riiska for the redevelopment of the Norfolk firehouse and hoping to get approval to move ahead from Wetlands. Ms. Bousaada explained the site and showed a map of the work to be done. Ms. Bousaada began by going over the current conditions of the site and said that now the runoff goes to the City Meadow and there is no treatment of it and she said the site is already disturbed in the Upland Review area and the Wetlands are disturbed as well including the lawn at the site. Ms. Bousaada then showed the proposed plan and said that they have designed their site to meet all the Connecticut wetlands regulations and she said they have reduced the peak flows for all storms on the site as well as treating all the water that will be discharging to the wetlands south of the site. They will also build an extra garage for vehicular storage. Ms. Bousaada said that in their proposed design they have included underground detention chambers to mitigate the peak flow of the storm water runoff on the site and as well to reduce the imperviousness. They have included pervious pavers which will allow any rainfall to percolate into the watertable as opposed to being captured from pavement and put into the stormwater detention basin. They will also have a boardwalk on the side of the firehouse with a trailhead into City Meadow. Lastly, there is a fueling station located at the bottom right portion of the site. They want to keep the existing firehouse while the other one is being built. Ms. Bousaada said they are meeting all of the State of Connecticut stormwater regulations in regarding stormwater quality, reducing peak flows as well as sediment and erosion control guidelines. Ms. Bousaada then said that she is requesting Wetlands approval for their Inland Wetlands application and then she opened the floor for questions. Byron Tucker asked if she said that she was treating the water and Ms. Bousaada explained that when the storm water enters the catch basin and especially goes through the hydrodynamic separator with chambers that separate the sediment from the water so those would need to be cleaned. There is a maintenance component to the separator and she believes they have an isolator row which should have a manhole access through the pavement and a vacuum machine suck any sediment out would be required. Ms. Bousaada said that is generally how they treat it but there are different ways of doing it, they consider it a treatment train and even the pervious pavers are treating the water because you are letting it soak through the soil and getting rid of any of the pollutants which are located far away from the fueling station to avoid contamination.

Mike Halloran then let the agency know that if the agency decides the application needs a public hearing they should not discuss anymore.

The Agency decided that a public hearing would be required because the proposed work may have a significant impact on the wetlands. Mr. Halloran suggested to Ms.

Bousaada that they have a Wetlands consultant review their plans. Ms. Bousaada then handed out a report that a Wetland soil scientist had done for them. Matt Riiska said that they looked at a lot of different areas but this one still seemed the best.

Mr. Halloran will not be here at the next regularly scheduled Wetlands meeting so it will be moved to Sept 5th, 2023, Tuesday.

A motion to accept the application 23-021 Alfred Benesch & Co. Town of Norfolk, redevelopment of Norfolk firehouse work in wetlands and upland review area, and schedule a public hearing for Tuesday Sept 5th at 7:15 pm was made by Myron Kwast and seconded by Byron Tucker and approved unanimously.

Matt Riiska said existing firehouse will stay where it is and new firehouse will be built close by because cheaper and quicker to build a new structure. When the new one is done the old building will be removed.

B. 23-019 Coolwater LLC 100 Windrow Road installation of plunge pools below town culvert

A discussion was had for this installation, and it was decided that the issue was with the property being developed at 125 Windrow Road. Since the application came in, changes have been made at 125 and this should alleviate the concerns of 100 Windrow Road. There should not be an issue after the house is completed, and they have recently installed several rows of silt fence and haybales.

Jill Chase made a motion to deny the application 23-019 Coolwater LLC 100 Windrow Road installation of plunge pools below the town culvert, according to regulation 160-45, stating that there might be prudent and feasible alternatives for less adverse impacts to the Wetlands, seconded by Myron Kwast and approved unanimously. The Agency also requested that Mr. Halloran send a letter to the owners of 125 Windrow Road.

C. 23-020 J&J Log and Lumber corp. for AEB Realty Loon Meadow Drive parcel 6-14/10 and 9/1 timber harvest CGS 1-1q review.

A motion was made by Rich Kesson to accept application 23-020 J&J Log and Lumber corp. for AEB Realty Loon Meadow Drive parcel 6-14/10 and 9/1 timber harvest CGS 1-1q review, seconded by Myron Kwast and approved unanimously.

7. Old Business-none

8. WEO Report-

A. Gasoline spill-Michael Halloran met with DEEP. Matt Riiska said they are working on the sewer line. There will be a meeting on Tuesday August 15th at 7pm at Botelle school for an update.

B. Michael Halloran received a Wetlands application from Matt Bannerman of 399 Winchester Road for dredging a pond which has already been completed with the Town of Norfolk as contractor. There was pipe replacement that had been

done and it was approved last year but no digging of a private pond. The pond was dug out by the contractor who was doing the work for the town and Michael Halloran issued a citation to the Bannermans for \$500 for not obtaining a permit to dig out a pond. The pile of silt is drying out by the pond. On Friday a silt fence was put up around the silt. The owner of the property understood from the Road Superintendent that permission to dig the pond had already been approved. The Town Road Supervisor said that he did not tell him to dig it out. The Bannermans' said they would not have done the dredging if they had known there was no permitting in place. Will Sweeney was hired by the contractor (the Town) who did the work. Matt Riiska said that when the permit was taken out by the Public Works department they were going to do the culvert replacement and do the drainage which was on the opposite side of the street. Mr. Riiska said that the culvert has been bad for quite sometime, full of silt and the pond has filled with silt over the years because of all the runoff from the road. Mr. Riiska said that when they had the flood it flooded across the road because there was no culvert there and during the course of doing all the repair work that needed to be done after the flood, the town contracted numerous people and Sweeney was then contracted by the town. Mr. Riiska said that they were not going to originally dredge the pond when Troy LeMere got the permit to do the work originally, but in conversation between Troy and Matt Bannerman that they had the equipment there and the silt would get taken out, the silt that had accumulated. That was what was discussed between Troy, Sweeney and Matt Bannerman. Mr. Riiska said that there should have been more clear understanding by Matt from Troy and Sweeney who is responsible and then get the proper paperwork from Wetlands before doing any of the work and that did not happen. Mr. Halloran disputed this because he said all three were present and two have told him the exact same story that they were told that all permitting was in place. Will Sweeney was hired by the town and was going to bill the town for all the work that had been done. Will Sweeney and Matt Bannerman were under the impression that all permitting had been taken care of, they both said the exact same thing. The Wetlands approval in October, 2022 was very explicit in what should or should not be done. Mr. Bannerman said that he would never have done this project if he thought that the permits were not in place because he said that the equipment had been out there for three weeks and everyone driving by could see it all. Mr. Bannerman said that he is willing to pay for a permit. Mr. Halloran said it is up to the Agency to decide if Mr. Bannerman should pay the citation of \$500. Mr. Bannerman said that he talked to Will Sweeney and Mr. Sweeney said that he was hired by Troy to put the culvert on the side of the road, dig out two cross culverts, put a new one in, dig out the end of the pond and dig out the whole pond. Michael Halloran said that Matt Bannerman is the one filling the application so he would be the one responsible for getting rid of the silt from the pond.

Rich Kessin made a motion to drop the \$500 penalty fee and approve the permit to dig, and the homeowner must remove the silt themselves, at their expense, seconded by Byron Tucker and approved unanimously.

9. **Communications and Bills**
Minutes P&Z July 11, 2023 were given to the Agency

10. **Adjournment**-Myron Kwast made a motion to adjourn at 8:40pm, seconded by Rich Kessin and approved unanimously

A handwritten signature in black ink, appearing to read "Marinell Crippen". The signature is written in a cursive style with a long, sweeping line extending upwards from the end of the name.

Respectfully submitted,
Marinell Crippen, Secretary