

May 13, 2014



S.B. Church Memorial Town Hall
486 Oxford Road, Oxford, Connecticut 06478-1298
www.Oxford-CT.gov

Oxford Conservation Commission Inland Wetlands Agency

REGULAR MEETING MINUTES

Tuesday, May 13, 2014

The **Regular Meeting** of the Oxford Conservation Commission/Inland Wetlands Agency was held in the Main Meeting Room of the S.B. Church Memorial Town Hall on Tuesday, May 13, 2014.

Meeting was called to order at 7:40 P.M. by Chairman Michael Herde

ATTENDANCE ROLL CALL: Chairman Michael Herde

COMMISSIONERS PRESENT: Bill Richter, Tom Adamski, Susan Purcella Gibbons, Ethan Stewart.

Also present: Denise Randall Administrative Secretary and I/W Enforcement Officer Andy Ferrillo Jr.

ABSENT:

None

AUDIENCE OF CITIZENS (NOT FOR PENDING APPLICATIONS)

None

AMENDEMENTS TO AGENDA:

MOTION made **Commissioner S. Purcella Gibbons** to accept 5 amendments to the agenda that include the following: **NEW APPLICATIONS REQUIRING OCCIWA APPROVAL (ACCEPTANCE)**. Seconded by **Commissioner B. Richter**. All in favor **5-0**.

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- 1 (IW 14-44) Fred D'Amico/Barbara Crisp (Dorman Road, lot 1C) Single family residence
- 2 (IW 14-40) Carmine Rinaldi – 35 Fiddlehead Road (Dock abuts Lake Zoar)
3. (IW 14-36) William Harrison – (4 Middlefield Rd, Lot B) Dredge Pond
4. (IW 14-39) X-Real Property, LLC – Lot 15A Hawley Road (Patriot Business Park) 10 acres, industrial – manufacturing, warehouse
5. (IW 14-38) 589 Investments, LLC -119 Hawley Road, Lot 12R, 15, 15A (proposed road with 3 existing bldg lots, industrial bldg and parking

NEW BUSINESS:

Chairman M. Herde stated: We have a possible typo from Monday's May 12, 2014 special meeting and just to clarify the paperwork we should re-do the motion and the agenda for a special meeting should have shown "possible action" notice.

MOTION made by **Commissioner T. Adamski** to re-do the motion for **(IW 14-14)** The Hurley Group, from yesterday to correct the designation of the map, block and lot to show Map 18, Block 32, lot 2 and 6F approved, with conditions for application 119 Hurley Road, 2 lots. Assessors Map 18, Block 32, Lots 2 and 6F. **Two Conditions:** When maintenance and inspections are performed for stormwater control structures in a 1 year period and any invasives will be removed and the enforcement officer should be invited on any inspections and any previous approvals will be null and void as a result of this approval of 2 lots. **Seconded** by **Commissioner T. Adamski**. All in favor **5-0**.

4 Middlefield Road (Dredge pond) Map 35, Block 79, Lot 15B (Lot B)

I.W.E. Officer A. Ferrillo stated: Mr. Harrison of 4 Middlefield Road, who is on the agenda, is present to discuss his application for dredging of his pond located on lot B of 4 Middlefield Road. He also has a map.

Mr. Harrison stated: I would like a permit to dredge out my pond.

I.W.E. Officer A. Ferrillo asked: Is it silted in at the outlet pond at the base. Do you have an outlet pipe that is silted over and out?

Mr. Harrison stated: Yes. Not only at the base it's partially clogged.

I.W.E. Officer A. Ferrillo then showed the Commission the map of the property and where the owners 3 lots are located and where the pond is.

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Chairman M. Herde asked: As far as disposing of material, are we going near any other wetlands that we need a permit for or in any 100 foot upland review area?

I.W.E. Officer A. Ferrillo Jr. replied: In my recollection of that site, there is no wetland until you go all the way down the base.

Mr. Harrison agreed.

Commissioner T. Adamski asked: It is not getting piled on any wetland right?

I.W.E. Officer A. Ferrillo replied: No. There is no wetland behind there.

Commissioner B. Richter asked: When will this be done?

Mr. Harrison replied: Late July, early August.

Chairman M. Herde asked the Commission if everyone agreed with cleaning the pond out.

The Commission agreed.

MOTION made by **Commissioner B. Richter** to approve application (IW 14-36) lot B-4 Middlefield Road, Map 35, Block 79, Lot 15B with temporary impact to the wetlands by cleaning of sediment from the roadside pond approximately 3900 square feet of material and with prior notification to the Wetlands Enforcement Officer prior to start date which will be either late July, early August depending upon low water flow.

Seconded by Commissioner E. Stewart. All in favor 5-0.

OLD BUSINESS:

NEW APPLICATIONS REQUIRING OCCIWA APPROVAL (ACCEPTANCE)

None

CORRESPONDENCE:

From Planning and Zoning:

- Glenn Fritz – (Fritz Snack Bar) Approved application for overhang & Outdoor Seating

- Jeff Haney – 244 & 246 Oxford Road – Change of use permit –“Tenant Fit out plan” for Spirits of 67.

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- Raymond Reynolds- (Owner) 55 Old State Road (Unit #2) Change of Use Permit for "Sylvia Psychic"

OTHER BUSINESS:

Commissioner T. Adam ski stated: I wanted to let everyone know that The Phoenix Environmental laboratories did the testing on the Von Wetter and found no metals, lead copper and zinc and none are in there.

Commissioner B. Richter asked: Can you drink the water?

Chairman M. Herde stated: I have seen this color in upstate New York, the ponds are all blue green up there.

Commissioner T. Adamski stated: This happen right after the hydro seed on the field.

The Commissioner members agreed.

Commissioner S. Purcella Gibbons asked: They are not dumping anything there, are they?

ACCEPTANCE OF APPROVAL MINUTES & CORRECTIONS TO MINUTES (IFANY):

MOTION made by **Commissioner S. Purcella Gibbons** and **seconded** by **Commissioner T. Adamski** to accept the regular meeting minutes from the 4/22/14 with no changes.
All in favor **5-0**.

ENFORCEMENT OFFICER:

Chairman M. Herde asked how the erosion controls were at Meadowbrook for the new construction going in and stated: It seems after every storm, it blows through their erosion controls.

I.W.E. Officer A. Ferrillo stated: I have been checking on the erosion controls at the Meadowbrook construction area and it seems the piles do not seem to be getting smaller. After these last 2 storms the material has never made it to the roads. It is getting close though and up to the top of the silt fence pile. The Zoning Officer and myself have made it clear there will be no C.O.'s or permits issued, winter conditions are over and we need to see the asphalt driveways in.

I.W.E. Officer A. Ferrillo replied: It does get dirty but they have been sweeping it. The association to push the road all the way through so it keeps the heavy vehicles off the association's road.

Chairman M. Herde asked: Are they all cleaned up at the top of the hill?

I.W.E. Officer A. Ferrillo stated: It gets dirty but they have been sweeping it. The trucks drive up to the to where the asphalt ends and then they swing their trucks around and track in the mud.

COMPLAINT/CONCERN:

None

APPLICATIONS NOT REQUIRING OCCIWA APPROVAL:

DATE	NAME	ADDRESS	NON-PERMIT REASON
10/7/2013	Paul Duh Brett	16 Sheldon Drive	roof renovations -partial Basement
10/15/2013	Renee&Jackson Colonial Pet	62 Chestnut Tree Hill Rd.	In-law apartment 1700'
10/17/2013	Cremation 66 Hawley Road, LLC	315 Riggs Street	Pet Crematory
10/21/2013	Lou Coppola	66 Hawley Rd.	Demo Satellite Dish
10/24/2013	Donna Masi	44 Pigsaw Rd.	Remodel Bsmt
10/28/2013	Heather Haney	47 Newgate Rd.	Partial Finished Bsmt
10/28/2013	Ordinem Ecentric Cortores	579 Chestnut Tree Hill Rd. 7 Fox Hollow	Cottage Business -Xmas Stuff
11/4/2013	Champion Windows	42 Bowers Hill Rd.	Brewery
11/4/2013	Margaret Thomas	571 Inverness Ct.	Enclose existing Screen Room
11/5/2013			3-Season Porch
11/18/2013	Mark I. Hinnau	15 Wychwood Lane	Finish Two Attic Spaces and covered porch
11/19/2013	Margaret Thomas	571 Inverness Ct.	Recreation room
12/2/2013	Tyler Tucker	76 Bowers Hill Rd.	Renovations
12/5/2013	Ken Hogan Const. ION	471 Roosevelt Dr.	(Interior)
12/9/2013	Bank	71 Oxford Rd.	Screen Porch/mud room
12/9/2013	John Arnone	42 Highland Rd.	Interior work
12/11/2013	Joe Jackson	108 Country Club	Remodel existing bathroom
12/16/2013	Brennans Shebeen III	441 Oxford Rd.	Kitchen & Bath remodeling
12/18/2013	Margaret Thomas	571 Inverness Ct.	Use Permit Tenant Fit up
1/8/2014	Best Wise Assoc	441 Oxford Rd.	Co for rec room
1/9/2014	George Transport, LLC	766 Oxford Rd.	Professional Office
			Cottage Biz

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1/13/2014 Chris Kelly 347 Niblick Lane
1/16/2014 Enterprise BUI, LLC 7 Fox Hollow

Finish bsmt
Mezzanine

MATTERS OF VIOLATIONS/LITIGATIONS:

1. Notice of Cease & Restore – (88 Perkins Rd) Debris and garbage on property.
2. Notice of violation – (543 Roosevelt Drive), wall constructed in a flood zone without a permit.
3. IW 13-47) Garden Homes, Hurley Road (Permit approved, pending litigation)
4. (IW 13-93) Cocchiola Paving - Riverview Subdivision, (Permit denied, pending litigation) (return of record was completed and presented in court on April 2, 2014)

REPORTS ON SEMINARS, INSPECTIONS, and OTHER MEETINGS SCHEDULED OR ATTENDED NEWSPAPER ITEMS & P & Z MINUTES:

OTHER ITEMS OF CONCERN:

Commissioner S. Purcella Gibbons stated: We think we have all of the pledge forms and we will be picking names out of a hat to distribute prizes to the children who participated in the Town Wide Cleanup soon.

COMMENTS FROM THE CHAIRMAN & OTHER COMMISSION MEMBERS OTHER:

- 1) **Oxford Oak, LLC 360 Oxford Road** (Lot 39) (Stabilization of site).
- 2) Open Space Inventory Map. Completed by New England Geosystems
- 3) **NOV WR SW 06 007 (Issued 4/10/06) CT DEP Meadow Brook Estates, Great Hill Road** (Remove Sediment from Pond & Stream) (Letter dated 9/27/06) (Memo dated 8/4/06). Work completed, staff to monitor site for 1 year.
- 4) Town of Oxford Catch Basins (Silt Removal).
- 5) Storm Drain Marker Program (Phase II).

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MATTERS OF CONSERVATION:

ADJOURNMENT:

MOTION made by **Commissioner S. Purcella Gibbons** to adjourn at 8:32 p.m.
Seconded by **Commissioner B. Richter**. All in Favor **5-0**.

Respectfully Submitted,



Denise Randall
Administrative OCCIWA Secretary

14 MAY 29 PM 3:44
TOWN OF EXFORD, CT
Robert A. West
TOWN CLERK