

April 22, 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, April 22, 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, April 22, 2014.

Meeting was called to order at 7:35 P.M. by Chairman Michael Herde

ATTENDANCE ROLL CALL: Chairman Michael Herde

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

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

ABSENT:

Commissioner Ethan Stewart

AUDIENCE OF CITIZENS (NOT FOR PENDING APPLICATIONS)

None

AMENDEMENTS TO AGENDA:

MOTION made Commissioner S. Purcella Gibbons to accept 1 amendment to the agenda. **Seconded** by Commissioner B. Richter. All in favor **4-0**.

- 1) Commissioner Adamski to discuss trail paving with process.

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Commissioner Adamski stated: There is a section of Rock house Hill Trail that is driven on to get tools and youth conservation kids that is a steep up hill and then goes to a steep down hill and so it is used all the time. We need to place down process then pitch it because right now it is getting broken up.

Chairman M. Herde asked: Ok. Are you talking about putting a bituminous paving on it too, or just doing process?

Commissioner T. Adamski replied: No. Just doing process but pitching it properly.

Chairman M. Herde asked: It's a steeper area are you considering inch or quarter process?

Commissioner T. Adamski replied: Oh yes. That's what we planned on using. We are also going to use water bars so that it's double ensured.

Chairman M. Herde stated: Ok, good. One of the types of water bars that I've seen used are either a 4X6 or 6X6, set that into the trail and use old pieces of fire hose as an up hill flat, and when the water comes running down, it becomes enough of a current it stands the flat bar. You can drive right over it, and run over it and it lays down when it's not being used and its stands itself up when there is a real current.

Commissioner T. Adamski stated: What a good idea. This will make the runners happier.

Chairman M. Herde stated: You might be able to get some used fire house. Set up 4X6 and put a couple of iron pins in it and drill it and put some rebar in it and hold it down and then you just face it with fire hose and fill.

Commissioner T. Adamski stated: Ok. We were going to use the trail maintenance fund and we had a bid from Mark Oczkowski on it. It's a 90 foot section and 110 foot section for which I was quoted \$2800.

Chairman M. Herde asked: How much money is in the trail maintenance fund?

I.W.E. Officer A. Ferrillo stated: We have plenty in there right now.

Commissioner S. Purcella Gibbons asked: Is this Conservation funds?

I.W.E. Officer A. Ferrillo replied: No. It's separate, this is a trail maintenance line item.

Commissioner S. Purcella Gibbons replied: Oh. Ok.

Chairman M. Herde stated we need a vote to authorize funds.

MOTION made by **Commissioner S. Purcella Gibbons** to authorize a maximum of \$3,000 for trail paving with process on Rockhouse Hill Trail. **Seconded** by **Commissioner B. Richter**. All in favor **4-0**.

NEW BUSINESS:

OLD BUSINESS:

(IW 14-14) The Hurley Group (lots 5R & 8R Morse Road, 2 buildings)

I.W.E. Officer A. Ferrillo stated: Brian Baker (Civil 1 engineer) is present, along with Mr. Tom Picagali (General Mgr of Hurley Group) with his response to the Nafis and Young report for IW 14-4. I have spoken to Mr. Logan last week and he promised me he would have his report ready for the next meeting which is May 13, 2014.

Mr. Brian Baker stated: Unfortunately we have a problem here of how long this is taken and the bottom line is the grading easement that Hurley Group has expires on June 30th.

Chairman M. Herde asked: They put a date on this?

Mr. Picagali replied: Originally they had a date of May 15 and I screamed because I told them, there is still ice around in Oxford at this time and I got them to extend it to June 30th but it's got to be completed by that point for work on Airport properties.

Chairman M. Herde asked: How much grading is there do to over the line?

Mr. Baker replied: There is quite a bit. A lot of material is coming out of there and you're talking that versus a \$100,000 retaining wall.

Chairman M. Herde asked: How much more time would Mr. Logan need?

I.W.E. Officer A. Ferrillo replied: If Mr. Logan's report is suitable, which I have no reason to think it wouldn't be. I told him, you have already done the research on this one that was Marcus Dairy lot so he can concentrate on any new impacts there might be and I don't think anything has changed in what's living in that wetland.

Chairman M. Herde asked: Ok. When is Mr. Logan supposed to come here?

I.W.E. Officer A. Ferrillo stated: On May 13, next meeting and if everything is in place, the Commission can vote on it.

Mr. Baker stated: Our problem is going to be that Planning and Zoning meeting is the same night.

I.W.E. Officer A. Ferrillo asked: Can't you have them switch their meeting? We have rather strenuous issues involved in this too as well as Mr. Logan so we don't want to make any miss steps here. There is no way we can circumvent that report, not possible for any reason.

Chairman M. Herde agreed: No, we definitely have to wait for the report.

Mr. Baker asked: Is there anyway to set a special meeting and push him on the report?

I.W.E. Officer A. Ferrillo replied: I did push him on this, but knowing you had till June 30, I figured it was adequate time. If we approved it then and Zoning approved that same week you would be good to go. If you can't do it in 6 weeks to get that grading easement done, then I don't know and we really can't push him anymore.

Mr. Baker stated: The Planning and Zoning meeting is before your meeting that night.

I.W.E. Officer A. Ferrillo stated: Yes. I know. I think the easiest solution would be getting them to change their meeting.

Chairman M. Herde asked: Is there maybe an opportunity for a Special Meeting on Monday, the night before? Even during regular office hours, if we just had a quorum?

I.W.E. A. Ferrillo replied: Sure, maybe on Monday night.

Chairman M. Herde stated: Maybe we can call Mr. Logan and ask him to come in Monday instead of Tuesday.

Mr. Baker suggested: I would like time to respond, maybe the Thursday or Friday before, which would be May 9th and then I can work on it over the weekend.

I.W.E. Officer A. Ferrillo stated: Mr. Logan just picked up the maps last week and I'm not sure how much of a change those revised maps are for him. I can ask him if he can have it ready for Monday night and to explain if there are any issues and answer any questions you might have too.

Mr. Baker: Yes. That would be good. I have been in front of many Commissions previously and all of them make it very clear that each project is different.

Chairman M. Herde agreed: Yes. Each project stands on its own.

Mr. Baker: Thanked the Commission and exited the meeting.

Keystone Aviation –BL Companies –Present approved plan, construction to start in spring (already approved plan)

I.W.E. Officer A. Ferrillo: On Keystone Aviation, we contacted the Engineer (Kim Lesay) and left a message regarding our need for revised plans for our engineer to review. The plans happened to be delivered by Fed Ex at which we will deliver the set to the Town Engineer ASAP. They also only gave to us 1 set of plans so we have to give them a call to get us another set of plans.

NEW APPLICATIONS REQUIRING OCCIWA APPROVAL (ACCEPTANCE)

None

CORRESPONDENCE:

None

OTHER BUSINESS:

Agenda Item regarding Garden Homes Executive Session for (IW 12-74) & (IW 13-47)

MOTION made by **Commissioner S. Purcella Gibbons** at 8:51 pm to go into Executive Session for pending litigation on Garden Homes with full staff and Land Use Attorney Peter Olson. **Seconded** by **Commissioner T. Adamski**.

All in favor **4-0**.

MOTION made by **Commissioner B. Richter** at 9:34 PM to come out of Executive Session. **Seconded** by **Commissioner T. Adamski**.

All in favor **4-0**.

ACCEPTANCE OF APPROVAL MINUTES & CORRECTIONS TO MINUTES (IF ANY):

MOTION made by **Commissioner S. Purcella Gibbons** and **seconded** by **Commissioner T. Adamski** to accept the regular meeting minutes from the 3/25/14 with the following changes: Page 2 – third sentence the word “too” should read “to”. 8 Mile Brook should be capitalized. Page 4 should the word “thru” should read “through”. Page 5, fifth sentence, the word “Was” should read “Were”. Page 9, the word “last” should read “lasts”.

MOTION made by **Commissioner S. Purcella Gibbons** and **seconded** by **Commissioner B. Richter** to accept the regular meeting minutes from 4/8/14 with the following changes: Page 5 should read “restore order” instead of “direct order”. Page 11, the 4th paragraph should read “it’s” instead of “its” and the word “through” instead of “thru”.

ENFORCEMENT OFFICER:

I.W.E. Officer A. Ferrillo stated: Commissioner Adamski and myself went out and looked at 2 detention ponds. One of which is at the high school level spreader that needs work. There must be a misunderstanding about what needed to be done because the quote was for about \$9,000. What we want to do is just the forebay.

Chairman M. Herde stated: Ok, so just re-calculated it.

I.W.E. Officer A. Ferrillo replied: Ok. The other one is one up on Griswold Road and has not been touched in 20 years. It's easy to get at as it is right next to the road. The other one, if we have money left over, that should be done is the one at the Senior Center. This pond is starting to get clogged in the exit and entrance way.

Chairman M. Herde asked: Our we keeping any type of a list on these ponds as to when they were done?

I.W.E. Officer A. Ferrillo replied: Yes. We should look at the ponds about every 5 to 8 years. We are not sure where all of the ponds are located at this time. The biggest problem are trees growing on the sidewalls of the pond.

Commissioner T. Adamski asked: Did you ever find out about what's going on with the fertilizer that was observed going onto the roadway which will end up in the catch basins and then into the wetlands?

I.W.E. Officer A. Ferrillo replied: I will.

Commissioner T. Adamski stated: We can't do anything now anyway because it is after the fact, maybe next time.

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,	315 Riggs Street	Pet Crematory
10/21/2013	LLC	66 Hawley Rd.	Demo Satellite Dish
10/24/2013	Lou Coppola	44 Pisgah Rd.	Remodel Bsmt

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10/28/2013	Donna Masi	47 Newgate Rd.	Partial Finished Bsmt
10/28/2013	Heather Haney	579 Chestnut Tree Hill Rd.	Cottage Business -Xmas Stuff
11/4/2013	Ordinem Ecentric Cortores	7 Fox Hollow	Brewery
11/4/2013	Champion Windows	42 Bowers Hill Rd.	Enclose existing Screen Room
11/5/2013	Margaret Thomas	571 Inverness Ct.	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 (Interior)
12/5/2013	Ken Hogan Const. ION	471 Roosevelt Dr.	Screen Porch/mud room
12/9/2013	Bank	71 Oxford Rd.	Interior work
12/9/2013	John Arnone	42 Highland Rd.	Remodel existing bathroom
12/11/2013	Joe Jackson	108 Country Club	Kitchen & Bath remodeling
12/16/2013	Brennans Shebeen		
12/16/2013	Ill	441 Oxford Rd.	Use Permit Tenant Fit up
12/18/2013	Margaret Thomas	571 Inverness Ct.	Co for rec room
1/8/2014	Best Wise Assoc	441 Oxford Rd.	Professional Office
	George Transport,		
1/9/2014	LLC	766 Oxford Rd.	Cottage Biz
1/13/2014	Chris Kelly	347 Niblick Lane	Finish bsmt
1/16/2014	Enterprise BUI, LLC	7 Fox Hollow	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:

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Commissioner S. Purcella Gibbons asked: Were we able to get the pledge form onto the Town website?

Secretary Denise Randall replied: Yes. It is available on the home page for print out.

Commissioner S. Purcella Gibbons stated: That's great. I will send out another reminder about when the clean up ends.

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).

MATTERS OF CONSERVATION:

ADJOURNMENT:

MOTION made by **Commissioner S. Purcella Gibbons** to adjourn at 10:00 p.m.
Seconded by **Commissioner B. Richter**. All in Favor **4-0**.

Respectfully Submitted,



Denise Randall
Administrative OCCIWA Secretary

14 APR 29 PM 3:54
TOWN OF OXFORD, CT
Margaret A. West
TOWN CLERK