

REGULAR MEETING

Wallingford Inland Wetlands & Watercourses Commission

Wednesday, November 1, 2017 – 7:00 p.m.

Robert F. Parisi Council Chambers, Second Floor, Town Hall

45 South Main Street, Wallingford, CT

MINUTES

PRESENT: Chair James Vitali; Vice-Chair David Parent; Commissioners Deborah Phillips; Mike Caruso; Aili McKeen, Alternate; Erin O'Hare, Environmental Planner;

NOT PRESENT: Nick Kern, Secretary; Daryll Porto and Robert Parisi, Alternate Commissioners.

Chair Vitali called the Meeting to order at 7:04 p.m. and the Pledge of Allegiance was recited.

CONSIDERATION OF MINUTES

1. Regular Meeting, Sept. 6, 2017 – 7:00 p.m.

MS. PARENT: MOTION TO APPROVE THE REGULAR MEETING MINUTES OF SEPT. 6. 2017 AS PRESENTED

MS. PHILLIPS: SECOND

VOTE: CARUSO-ABSTAIN; MCKEEN-YES; PARENT-YES; PHILLIPS-YES; VITALI-YES

EXECUTIVE SESSION

1. Executive Session pursuant to Connecticut General Statutes Sect. 1-225(f) and Sect 1-200 (6)(B) to discuss pending litigation: *Andrews v Inland Wetlands & Watercourses Commission*

MR. PARENT: MOTION TO GO INTO EXECUTIVE SESSION AT 7:04 P.M.

MS. PHILLIPS: SECOND

VOTE: UNANIMOUS

Attending the Executive Session was: Chair James Vitali; Vice-Chair David Parent; Commissioners Aili McKeen; Deborah Phillips; Michael Caruso; Erin O'Hare, Environmental Planner; Corporation Counsel Janis Small.

MOTION TO COME OUT OF EXECUTIVE SESSION AT 7:41P.M.

MR. PARENT: MOVE TO COME OUT OF EXECUTIVE SESSION AT 7:41 P.M.

MS. PHILLIPS: SECOND

VOTE: UNANIMOUS

OLD BUSINESS

1. #A17-9.1/135 Cooke Road – Co-Ag, LLC (stream crossing)

Appearing in front of the Commission was Christopher Juliano, P.E., Licensed Land Surveyor, Juliano Associates, representing the Applicants, Co-Ag, LLC, Lori Cooke-Marra and Robert Marra. Mr. Juliano explained that the Marra's retained this property which was part of a larger piece of Co-Ag Farm, the balance which was sold to the Town in the mid-1990's. Mr. Juliano said the Marras are working with the Natural Resources Conservation Service (NRCS), to improve a grass crossing through wetlands, by converting the crossing to a 10 ft. to 12. ft. wide gravel access way in order to get to the easterly portion of the property from the westerly portion of the property after a rain event.

Mr. Juliano said the property is currently being farmed. He said the application was submitted to the IWWC and then will go to the NRCS who will review the application and update the design to their criteria, and from there it will be submitted to the Army Corps of Engineers. He explained the NRCS is involved in this application, because the Marras are applying for a grant which will subsidize some of the costs for some of the design. He said because of this, NRCS specifications were followed.

In response to Chair Vitali's question, Mr. Juliano said the NRCS indicated to the Marras they would design the crossing. He noted the NRCS may prefer something different on the down slope side of the watercourse. Mr. Juliano went over the location of the wetlands on the site plan. He said the gravel access way will be excavated out with the gravel installed on top. He said water will continue to flow over the access way but the gravel will provide solid footing to pass back and forth over the area.

Chair Vitali said it was an interesting concept having the IWWC approve an application without seeing the design. He said the IWWC is basically approving the permission to go through this area but doesn't have a concept of what will be used. Mr. Juliano said it is unusual but noted he tried to take the NRCS design criteria and apply it then. He noted this project will have no impact to the wildlife and the wetlands and the crossing will have no culverts. He said

construction will involve digging down 12 inches and installing nine inches of Grade B compacted gravel to DOT standard and then installing an additional three inches of processed aggregate on top. He said the grading will also not be changed.

Ms. O'Hare noted her Environmental Planner's Report dated Oct. 27, 2017. She asked why Mr. Juliano didn't give the IWWC the NRCS design. She pointed out the NRCS did give her a page which she included in the IWWC packet and noted the NRCS did go out to the site in mind and have a recommended design. She asked why this design wasn't drawn on the plan. Mr. Juliano said he understood the NRCS wanted local approval of the concept to go forward before they got involved. Ms. O'Hare asked about the NRCS desiring a low ford crossing. Mr. Juliano said the NRCS had mentioned this, but emphasized there is no detail on their specs on what a low ford crossing is and pointed out this is why the NRCS may tweak what is depicted to the IWWC.

Ms. O'Hare said she felt more comfortable with a low flow crossing and that would help the application to get approved. She noted Rob Baltramaitis, Town Engineer, stated he was not comfortable with the gravel crossing, believing it would get washed away. Ms. O'Hare said she and Mr. Baltramaitis would be more comfortable with a concrete matting which could be laid across the river. She said the gravel is essentially being dumped into the river. Mr. Juliano said Mr. Baltramaitis has not provided any feedback to him. Mr. Juliano explained there will be a woven filter fabric placed underneath the gravel which will keep it in place.

Ms. O'Hare asked how long the crossing would be through the wetlands. Mr. Juliano said he provided this information in his Oct. 30 letter and said the length of the accessway through the wetlands would be 157 ft. Ms. O'Hare said this is a long crossing compared to what the IWWC is normally asked to approve. She asked about the construction accessway. Mr. Juliano noted this location is almost 480 ft. away from Cooke Road. He said a gravel roadway or accessway will not be constructed all the way to Cooke Road because this accessway will go through a field to be used for farming. He said any mud on a vehicle tire would come off before entering Cooke Road.

Ms. O'Hare suggested the Applicant revise the wetlands permit if they are going to drive through wetlands next to Cooke Road. Mr. Juliano said the Marras don't access the property in that location. He emphasized that he will ensure the Applicants don't do any activity within 50 ft. of the wetlands. Ms. O'Hare asked if the river would be diverted when either the low ford crossing or the gravel is installed. Mr. Juliano said no, as the project will be done at a low flow time, i.e., August or in the dead of winter. Mr. Juliano said he has not received comments from the South Central Connecticut Regional Water Authority.

Ms. O'Hare noted in her Environmental Planner's Report a suggestion that the IWWC perform a site walk. Chair Vitali asked how the Applicants currently access the second field. Mr. Juliano said the Applicants drive along the grass through the crossing. Chair Vitali pointed out in Ms. O'Hare's submitted aerial photo, that it appears access is obtained from Ms. Marras house. He

noted it appears there is a structure. Ms. O'Hare said this information was actually from the Soil Scientist's report. Mr. Juliano said any type of equipment comes through the crossing but noted equipment is not being driven this way but through Cooke Road.

Chair Vitali said he believed there is an agricultural use to get to the second field. He said he didn't feel this project was a Significant Activity event. He noted an area of wetlands is being taken and being replaced with gravel material, but the wetlands is still around the area and access is being allowed to the field. He said he didn't know what a site walk would reveal. He noted that NRCS is referred to on wetland projects. He noted the NRCS uses downed trees in brooks and streams to slow flow and are well involved in water flow. He said the water will still flow over the top of this gravel.

Ms. O'Hare asked about using 15 inches of gravel for 157 ft. with the idea that the water won't be impounded behind this access road. Mr. Juliano said the access road will be at the current grade. He said the finished surface will be where it is today. Ms. McKeen pointed out the tractor could still be driven through the water. The Marras just need a firm base so they are not traveling through mud and there will be no deep ruts made. Chair Vitali noted this area has a red rock base, and asked Mr. Juliano if any boring had been done. Mr. Juliano said across the street and the 19 lots further north on Cooke Road has had test pits and just hit soil not red rock. Ms. O'Hare suggested the IWWC consider a low ford crossing to accommodate the fish. Mr. Juliano said he was not aware of fish in this stream. Ms. McKeen said there will still be water and the fish can swim over the crossing.

Ms. O'Hare noted the State Reporting Form submitted noted 3,000 sq. ft. of upland area. Mr. Juliano said this is in acres and are reporting more upland disturbance than actual. He said this is a small amount and can be corrected, but didn't see the harm in providing this number which he said was based in Ms. O'Hare's comments. Ms. O'Hare said today, the access way ends where the field meets the woods. She asked if trees need to be taken down where the road is turned to stay on Cooke property. Mr. Juliano said no, the area is completely open.

Chair Vitali asked why this location for the crossing was chosen, and not a narrower wetland area was shown on the aerial photo. Mr. Juliano said this area was chosen because this is where the existing crossing is located. He said the vegetation was the same all the way through. He indicated it would entail more work and trees would have to be cut. Ms. O'Hare asked about scooping out 12 inches of material and where it would be deposited. Mr. Juliano said he addressed this question in his letter and noted the material and deposit it in the easterly field to dry out. He said the material will be put outside the upland review area and noted the Marra's will probably use this organic material for farming.

Chair Vitali entertained a motion on Significant Activity.

MR. PARENT: MOTION THAT APPLICATION #A17-9.1/135 COOKE ROAD –

**CO-AG, LLC – (STREAM CROSSING) BE DEEMED NOT A
SIGNIFICANT ACTIVITY**

MS. PHILLIPS: **SECOND**

VOTE: **MCKEEN-YES; PARENT-YES; PHILLIPS-YES; CARUSO-YES;
VITALI-YES**

Chair Vitali entertained a motion to approve or deny the application

MR. PARENT: **MOTION THAT APPLICATION #A17-9.1/135 COOKE ROAD
CO-AG, LLC – (STREAM CROSSING) – BE APPROVED**

MS. PHILLIPS: **SECOND**

VOTE: **MCKEEN-YES; PARENT-YES; PHILLIPS-YES; CARUSO-YES;
VITALI-YES**

Chair Vitali noted that his vote was based upon the fact that the design will be drawn by NRCS which is an organization that the IWWC uses as an expert in dealing with questions and issues regarding wetlands. He said he believes the NRCS's design will be adequate for this project and minimize impact and he will be voting yes on the application.

NEW BUSINESS

1. **#A13-5.4/320 Barnes Road – Rowland Technologies – Request to release remainder of bond**

Ms. O'Hare said most of the bond was released, noting there is \$5,000 left because she requested more rip-rap on an eroding bank which was installed. She recommended release of the rest of the bond.

Chair Vitali entertained a motion.

MR. PARENT: **MOTION THAT THE REMAINDER OF THE BOND ON APPLICATION
#A13-5.4/320 BARNES ROAD BE RELEASED**

MS. PHILLIPS: **SECOND**

VOTE: **MCKEEN-YES; PARENT-YES; PHILLIPS-YES; CARUSO-YES;
VITALI-YES**

Chair Vitali took the agenda in the following order:

VIOLATION

1. Notice of Violation – 48 Jones Road/ JCD Development, LLC – (unpermitted filling)

Appearing in front of the IWWC was Joseph DiGioia, owner/builder of the new home constructed on 48 Jones Road.

Ms. O'Hare explained she issued a Notice of Violation on Nov. 18, 2017. She said she first saw this property in Sept. 2015 because of zoning application on 46 Jones Road where there is an older home and the backyard was to be split. Ms. O'Hare said she was referred to this by Planning & Zoning and noted there was wetlands. She showed photos of 46 Jones Road and 48 Jones Road. Ms. O'Hare said in 2016, Mr. DiGioia applied for his building permit in which she had to sign off on. Ms. O'Hare told Mr. DiGioia at the time he didn't need a wetlands permit because the proposed house is 100 ft. away from the wetlands. She said she told Mr. DiGioia if he wanted to do some grading nearer the wetlands, he would need a wetlands permit.

Ms. O'Hare said in Sept. 2017, she received a call from someone who told her the wetlands may have been filled. She said she took photos and the as-builts which depict the wetlands and sent both to the IWWC. Ms. O'Hare also distributed two site plans; one before the area was divided and the As-builts the Building Dept. requires before Certificate of Occupancy which show the wetlands. Ms. O'Hare said trees and shrubs were cleared, and noted it appeared the wetlands were filled and raised with materials as well as the upland review area. Mr. DiGioia commented that he hadn't looked at Ms. O'Hare's photos which were then given to him by Ms. O'Hare.

Mr. DiGioia asked what the photos inferred, noting they were not photos of the same areas. Ms. O'Hare said the first two photos are of 46 Jones Road because she was asked to look at 46 Jones Road before it was split in two. Mr. DiGioia asked what he had disturbed. He said he didn't cut down any trees in the upland review area and the photos don't depict this. He said there were several rotted trees which were pulled out, cut up and stacked. He said he also spread a small pile of woodchips along the perimeter of the wetlands, but emphasized that nothing in the wetlands was disturbed and the grade wasn't changed.

Ms. O'Hare showed photos of the treeline which was taken down (in 2015). She said a survey map showed trees and now there is a house. Mr. DiGioia said none of these photos mean anything. He said from looking at the photos from today, the area looks undisturbed. Ms. O'Hare said someone cleared up to the log. Chair Vitali asked if aerial photos of the site could be obtained along with more information of what occurred. Mr. DiGioia asked about a remedy. Chair Vitali said if Mr. DiGioia did go into the upland review area, this area must be reestablished and any deposited materials must be removed.

Chair Vitali asked if there were trees in the upland review area. Mr. DiGioia said the trees were not in the upland review area but in the other areas. He said he had the clearing limits flagged

before the lot was cleared. Chair Vitali said Ms. O'Hare believes the wetlands were filled and the upland reserve area was disturbed. Mr. DiGioia said what is being said is not the case.

Mr. Juliano said his office did the survey work, the plot plan and the As-builts. He said he would go to the site and remedy the situation. He said his company also did the lot split. He said the wetlands are to the west and up slope to where the house is. He said he will walk the lot with Ms. O'Hare. Mr. DiGioia said he had to close on the house that was purchased. Chair Vitali told Mr. DiGioia that if he filled the property, there will be a recording on the Land Records of a violation. Chair Vitali said Mr. DiGioia had an offer from his engineer to resolve the problem. He told Mr. DiGioia that if he didn't want to go that route, he would rely on Ms. O'Hare as an expert from the Town to state the wetlands were filled. He suggested Mr. DiGioia meet with his engineer and Ms. O'Hare as soon as possible to determine what happened. Mr. DiGioia said he would do this and said he didn't believe he was disrespectful to Chair Vitali as indicated.

2. #A16-9.6/103 North Turnpike Road – Joseph Richello – apartment complex – (unpermitted filling)

Appearing in front of the Commission was Christopher Juliano, P.E., Licensed Land Surveyor, Juliano Associates and Joseph Richello, Owner/Applicant.

Mr. Juliano said Ms. O'Hare visited the site in September and spoke with Mr. Richello on Sept. 9 telling him she believed he had filled a 300 sq. ft. section of wetlands near the driveway entrance to the property. Mr. Juliano said on Sept. 11, his office conducted a survey which was part of the IWWC's packet. He said from the survey, it was determined that fill was not placed in the wetlands. Mr. Juliano admitted the wetlands had been disturbed, but explained that after the oil/water separator was installed, the site contractor made a field change and had to come in to the back of the existing catch basin instead of the side and in doing so, an upland area was disturbed. He said the pipe was backfilled and raked the area from the property line back toward the road which was then seeded.

Mr. Juliano said he has discussed this issue with Ms. O'Hare. He said Ms. O'Hare states Mr. Richello filled the area, but he is saying Mr. Richello disturbed the area, pointing out the grades don't depict that material was deposited in the area. He said no one is denying the wetlands area has been disturbed, but noted this area had been previously disturbed when the driveway and gas main were installed. He said he had photos of the area prior and during the oil/water separator which shows the area was grass. He said this area never had wetlands vegetation growing in it. He said the slope up to the driveway has always been grass. Mr. Juliano said trying to restore a small wetland area that has been disturbed for a time might cause more problems than solve. He asked the IWWC for suggestions.

Ms. O'Hare showed her color photo and referred to her Oct. 25, 2017 letter to Mr. Richello and faxed to Mr. Juliano. Ms. O'Hare said the silt fence. She said the silt fence moved approximately 15 ft. to the south which she said surprised her. She said this was because a pipe had to be

installed, but in the process, 300 sq. ft. of wetlands was filled to make the grade go down to the wetlands. She noted half of the filled wetlands are owned by the State and half by Mr. Richello.

Mr. Juliano said the silt fence was moved from the original location to the property line based on a voice mail message Mr. Richello received from Ms. O'Hare in August 2017. He said this voicemail directed Mr. Richello to put erosion controls on the property line, thus the silt fence was moved. Mr. Juliano said the storm drain pipe which was dug went from the oil/water separator to the catch basin and material was dug out and put back in the same hole. He said there was no material deposited into the wetlands. He offered photos of the area prior to the installation of the storm drain pipe and the transcript of the two voice mails. He asked the IWWC what they would like the Applicant to do. Mr. Juliano pointed out a wetlands restoration is already taking place in the rear of the property. He said he didn't believe Mr. Richello did anything wrong.

VIOLATION

- 1. Notice of Violation – 48 Jones Road/** JCD Development, LLC – (unpermitted filling)
- 2. #A16-9.6/103 North Turnpike Road –** Joseph Richello – apartment complex – (unpermitted filling)

Appearing in front of the Commission was Christopher Juliano, P.E., Licensed Land Surveyor, Juliano Associates and Joseph Richello, Owner/Applicant.

Ms. O'Hare explained Ms. O'Hare said she didn't mean for Mr. Richello to rip up the first silt fence, but to install a second silt fence on the property line because Mr. Richello had gone over the property line a few times over the summer. Chair Vitali asked Ms. O'Hare if she actually said second silt fence on the voice mail. Ms. O'Hare said Mr. Richello had graded a portion of Town property and she told him he couldn't go on Town property. She said the other silt fence was installed but material was filled behind it and the first silt fence was taken out.

Chair Vitali noted there was no indication there is talk about a second silt fence. Ms. O'Hare said this silt fence is on the site plan which was approved. She said Mr. Richello put the silt fence in the correct place when approved, but she asked him to put a second silt fence in because Mr. Richello kept driving over the Town line. Chair Vitali said he didn't believe Ms. O'Hare spoke about a second silt fence. Mr. Juliano said he listened to the voice mail which requested Mr. Richello install erosion controls at the property line. He noted if Mr. Richello was driving on town property, he would have gotten stuck because of the wetlands. Mr. Juliano said there are two pins for that line have always been there. He said when his office staked out the line with the white sticks, there was no indication Mr. Richello was ever on Town property.

Chair Vitali said he doesn't like to see any wetlands disturbed. He said this area, along with the Town property, is a highly disturbed area. He asked what the Applicant was proposing for

remediation in the rear of the property. Mr. Juliano said the Applicant was providing approximately 900 sq. ft. of wetlands restoration with replanting. He said this can be increased by the 300 sq. ft. to give something back. Ms. O'Hare said she didn't know where the extra 300 sq. ft. would come from. Chair Vitali said the Applicant could then leave the front alone. He noted the Applicant is offering to do something in the back of the property and this should be accepted. Ms. O'Hare said this was already ordered to be done. Mr. Juliano said that "ordered" was the wrong word, noting this idea was offered by the Applicant as part of the design from the beginning. He said instead of 900 sq. ft. of wetland plantings, there will be 1,200 sq. ft. of wetland plantings. Mr. Juliano said he would work with Ms. O'Hare to find a solution.

Chair Vitali entertained a motion.

MR. PARENT: **MOTION THAT APPLICATION #A16-9.6/103 NORTH TURNPIKE ROAD – JOSEPH RICHELLO – APARTMENT COMPLEX – (UNPERMITTED FILLING) BE RESOLVED BY LEAVING THE DISTURBED AREA THE WAY IT IS AND IN RETURN, THE OWNER WILL CREATE ANOTHER 300 SQ. FT. OF WETLAND.**

MS. PHILLIPS: **SECOND**

VOTE: **MCKEEN-YES; PARENT-YES; PHILLIPS-YES; CARUSO-YES; VITALI-YES**

Mr. Juliano noted that Mr. Richello is at the point where the property is stable and is ready to install the maple and pine trees in the flood storage area. Mr. Juliano said once this occurs, Mr. Richello would like to remove the silt fence around the property except along the driveway entrance and smooth out where the silt fence was and be set for the winter and the placards will be installed.

He said the only work left is for the roadway, the building and the north side of the driveway where the community center will be located. He said everything else is grass and has been stabilized. He noted the last three rainstorms, there have been no issues. Mr. Juliano said the wetland plants would be planted next spring and the area would stay silt-fenced through the winter. Chair Vitali said and the other Commissioners had no problem with this idea and asked Ms. O'Hare who indicated she has not walked the rear of the property recently. It was decided she would do so with Mr. Juliano, so the sit fencing could then be removed.

RECEIPT OF NEW APPLICATIONS

- 1. #A17-10.1/ 39 Twin Pines Drive – Zhi Xing Jiang – (tree removal) – administrative approval request (approved 10/16/17)**

2. **#A17-10.2/291 Hall Avenue** – Community Lake Park – Wallingford Parks & Recreation Department – (tree thinning & vegetative removal) – received by Chair Vitali
3. **#A17-10.3/530 Church Street** – Timberwood Homes, LLC – (clearing on Lots 2, 3 &4) – received by Chair Vitali.

Ms. O'Hare said this involves four lots. She said the Applicant wants to push back 20 ft. to 30 ft. towards the wetlands. She said the Applicant will not be installing the pipe into the ponds footing drain bank as previously proposed.

ELECTION OF OFFICERS – Tabled.

2018 MEETING SCHEDULE – approval

The Commissioners agreed to the proposed meeting schedule with the August meeting date eliminated and the regular July meeting taking place the third Wednesday of the month instead of the first Wednesday of the month.

Chair Vitali spoke about North Farms, LLC, an industrial subdivision on the corner of North Farms Road and Northrup Road. He noted this property has an approval and there is a tenant who wants to construct the building, but the parking area needs to be re-arranged. Chair Vitali said he suggested the Applicant come tonight but instead gave Ms. O'Hare a map and were seeking Administrative Approval. Chair Vitali said the input he was given that there is less impervious surface on the site than first indicated. He said the Applicant is not encroaching into the upland review area and the wetlands. He said Administrative Approval will be offered once Ms. O'Hare ensures there are no encroachments into the upland review area and the wetlands. The Commission agreed to support Chair Vitali.

REPORTS & COMMUNICATIONS

1. **DEEP Municipal Inland Wetland Agency Continuing Education Workshop, "A Soils Overview", DEEP Sessions Woods, Burlington, CT, Oct. 17, 12:30-3:00 p.m.**
2. **CACIWC newsletter, *The Habitat*, fall 2017**
3. **CACIWC 40th Annual Meeting & Environmental Conference, Radisson Hotel, Cromwell, CT, Sat. Nov. 18, 2017, 8:30 a.m. to 3:30 p.m.**
4. **Staff Report – several remediation/violation matters**

The IWWC reviewed a copy of the Staff Report distributed tonight:

7 Old Gate Lane – Chair Vitali said this issue went to court and this is under control. He said Ms. O'Hare was pleased with the results;

8 &10 Atwater Place – Chair Vitali said the Cease & Desist is still in effect. Ms. O'Hare noted the IWWC approved the remediation plan one year ago. She said the Cease & Desist would be lifted

when the remediation plan was complete. She noted the Planning & Zoning Commission wanted more fill removed in the flood plain. She said the Applicant doesn't want to do this twice i.e., do what the IWWC wants and take more fill out for Planning & Zoning.;

1092 Clintonville Road- Ms. O'Hare said the Applicant is not quite finished but makes small improvements every time she visits the site. Ms. O'Hare said she wants a plunge pool installed in the back which goes into the wetlands to handle the roof flows which were not designed to discharge in this area;

103 N. Turnpike Road- discussed above;

76-90 South Turnpike Road – Ms. O'Hare said the Applicant is still working building the two parking areas. She said the flood storage area has been installed but noted the plantings still need to be completed;

605 N. Elm Street – Ms. O'Hare said she had photos and said there were problems. She said the area was stable during the summer. She said the owner didn't want to install the storm basins as required and noted the two big rains caused failure on the site resulting in massive sedimentation onto N. Elm Street and into the pond. Chair Vitali noted the designated overflow to the pond is to the north, but the south breached. Ms. O'Hare said the pond area did not breach but the problem was the Applicant has too much open land and was advised by the Town Engineer to hydroseed and to install a basin with a riser pipe;

29 Toelles Road – Fed-Ex – Ms. O'Hare said everything has been beefed up. She said she was shown photos today which showed the site being stable through the past few rain storms. Ms. O'Hare said the question is whether the site will hold up through the winter;

195 Chimney Hill Road – Ms. O'Hare said there was a failure with last Friday's storm when the silt sack filled up. She said Public Works cleaned up the neighbor's property. She said this is Sunwood Development's 16-lot subdivision;

69 Cheshire Road – DelBuono – Ms. O'Hare said this is proceeding well;

920 S. Colony Road – DeMartino – Ms. O'Hare said the IWWC approved this project last April with the approval that the storm water facility had to be repaired by Nov. 15, 2017. She said this repair has not been started. Ms. O'Hare noted the permit will not be acted upon for the foreseeable future. She asked for direction from the IWWC. Ms. O'Hare said she spoke with David Carson, Project Engineer, about three weeks ago. Ms. O'Hare said the storm water facility functions at the top, but the pipe is broken and every time it rains, an eroded cave is carved out deeper and silty material goes into Wharton Brook. Chair Vitali suggested Ms. O'Hare send a letter to the Applicant asking for this proposal to solve this problem.

ADJOURNMENT

Mr. Parent made a motion to adjourn the Meeting at 9:08 p.m. Ms. Phillips seconded the motion which passed unanimously.

Respectfully submitted,

Cynthia A. Kleist

Recording Secretary