

TOWN OF WOODBURY
Inland Wetlands and Watercourses Agency

281 Main Street South
Woodbury, CT 06798

203.263.3467 ▪ www.woodburyct.org

REGULAR MEETING MINUTES

October 25, 2021 – 7:30 p.m.

Senior/Community Center, 265 Main St. South

MEMBERS PRESENT:

Marty Newell
Kyle Turoczi
Mary Tyrrell

ALTERNATES PRESENT:

Earl Gillette
Evan Hard
Don Richards

MEMBERS ABSENT:

Wes Clow
Ernest Werner

Also Present: Will Agresta, Jenifer Miller, Mike Lodice, Michelle Ecsedy, Linda Brinley, Richard McClintock, Zachary Marchetti, Brian Baker, Edwin Goldfine, Todd Woodward, Tom Woodward and Kathy Doyle

OPENING OF MEETING

The meeting convened at 7:30 p.m. Seated for the meeting were Members Newell, Tyrrell, Turoczi and Alternates Gillette and Richards. Members were reminded of the conflict-of-interest statutes and the Town Charter.

Chairman Tyrrell changed the order of the agenda to accommodate those present.

PENDING APPLICATIONS

21-IW-2126 / Town of Woodbury (owner/applicant), SLR International Corporation (agent) / Preservation of Bridges 05062, 05066 & 05067 Consisting of Minor Roadway Reconstruction, Structural Maintenance & Preservation Work to Address Deficiencies Identified by the Bridge Inspection Report / Three Bridges (1) Jack's Bridge over Weekepeemee River, 64 Westwood Rd (Map 038/Lot 054), (2) Minortown Road Extension over Nonnewaug River, 21 Minortown Road Extension (Map 025/Lot 029), (3) Pomperaug Road over Pomperaug River, 47 & 29 Pomperaug Road (Map 034/Lots 005 & 005A)

Tabled until later in the meeting.

21-IW-2127 / Town of Woodbury (owner/applicant), SLR International Corporation (agent) / Preservation of Bridge 05061 Consisting of Minor Roadway Reconstruction, Structural Maintenance and Preservation Work to Address Deficiencies Identified by the Bridge Inspection Report / Judson Avenue, Riverview Lane, and 64 Westwood Road (Maps 036, 038 / Lots 48A, 055G, 054)

Tabled until later in the meeting.

21-IW-2129 / Town of Woodbury / Lighthouse Road / Reconstruction of Roadway Including Drainage Improvements

Tabled until later in the meeting.

21-IW-2133 / Town of Woodbury / Hollow Park / Request for Jurisdictional Ruling to Remove Beach Sand and Replace with Soil and Planted Grass / Map 103 / Lot 013

Jenifer Miller was present for the discussion. Ms. Miller submitted information for the record detailing the area of sand to soil and the proposed vegetative buffer. Members discussed whether this should require a regular full application. Chairman Tyrrell felt that they are working completely in a flood plain and anything that happens to this water happens to the river. She felt they needed more information and that it was more than a maintenance issue. Alternate Hard agreed they needed a full application to know exactly what was being done. Ms. Miller replied that she submitted documentation on what they were using and how they were going to move forward with the project at the previous meeting. Alternate Richards felt that this should be a full application given the size and scope of the operation. Ms. Miller stated that the request for jurisdictional ruling was to expedite the process in hopes of getting this done in the fall when they could plant the grass, but that window of opportunity has now passed. It was agreed at the last meeting that it is too late in the season to move forward. Will Agresta noted that if the activity is in the flood plain, they would require to know the existing grade because you cannot increase the grade. They need to have an engineered plan to show what the grade is so that it can be put back. Chairman Tyrrell shared photos she had of the Hollow Park Pond with the Agency. It was noted that the Flood Plain Regulations can be found in the Zoning Regulations.

MOTION:

To deny the request for Jurisdictional Ruling to remove beach sand and replace with soil and planted grass in the application 21-IW-2133.

Made by Alternate Richards, Seconded by Member Newell

Vote: 5-0-0 - Approved – Motion Passed

Ayes Gillette, Newell, Richards, Turoczi, Tyrrell

Nays None

Abstain None

21-IW-2128 / Foger / 39 Quanopaug Trail / Remediate Loss of Vegetation During Clearing of Decayed Dead & Fallen Trees / Map 025 / Lots 014-1 & 014A-2

This application was tabled as the applicant could not be present at the meeting.

21-IW-2132 / Brinley / 75 Minortown Road / Request for Jurisdictional Ruling to Repair & Restore Drivable Path, Original Landscape and Clean Up Rocks in Lawn After Storm Damage / Map 023 / Lot 022-2

Linda Brinley was present for the discussion. When the Agency reviewed the site they saw erosion down the side bank, this was not a stream or intermittent watercourse it was a result of the water that came out of the pond, across the driveway and exited through this area. Chairman Tyrrell noted that she had a discussion with the contractor, Pete Carroll from Rocky Ridge. Mr. Carroll told the Chairman that their plans were to take the stones from the grassy area and remove them off the site. They will then bring in modified rip rap to fill the ditch area and then put 3inch minus on top of that and compact it. Instead of turning it back to grass immediately, it will remain a drivable path which will be stable. In the spring, they could come back to add soil and grass. Anything else done on site would be in the pond area, which would be grading to level it off. The clean outs the Agency saw were confirmed to be the septic system. Mr. Carroll would recommend that there should be some sort of maintenance plan for the pond. If the pond was kept clean and level, the water would have a place to go during a storm. The amount of fill between the modified rip rap and the 3-inch minus would be 75 yards total to fill the area and compact it appropriately. This would be considered a restoration and a cleanup from a storm. The area won't be as wide as a driveway, it will be used for her tractor. The lower area where they are cleaning the stone from the grass will be seeded with winter rye to help with stabilization. Work will start in about two weeks.

Fill should be removed from the pond area about every two years. Chairman Tyrrell stated she has seen some work that this contractor has done using the 3-inch minus top dressing and it maintained through all the storms this year and did not migrate. Member Turoczi noted that with the modified rip rap and the compacting it should bind and become stable. Member Gillette requested that the applicant notify the Agency when the work is complete.

MOTION:

To approve the request for a jurisdictional ruling to repair and restore the drivable path, original landscape and clean up rocks in the lawn area after storm damage for application 21-IW-2132 / Brinley.

Made by Member Newell, Seconded by Alternate Gillette

Vote: 5-0-0 – Approved – Motion Passed

Ayes Gillette, Newell, Richards, Turoczi, Tyrrell

Nays None

Abstain None

21-IW-2134 / McClintock / 234 Washington Road / Replace Deteriorated Barn with New Wood & Shallow Frost Protected Foundation / Map 039 / Lot 004

Richard McClintock and Zach Marchetti were present for the discussion. Photos were submitted of the barn. Mr. Marchetti noted that the silt plate of the barn is completely gone, the attic and roof have failed, the siding has failed, it is dilapidated. If a flood event happens prior to the barn being rehabilitated, there will be debris down river. The barn is a hazard. Chairman Tyrrell noted the questions the Agency had. The barn is less than 600 sq. ft. and can be supplied by a 16" deep foundation per code. Mr. McClintock wants it protected with hardy board or a rigid insulation to stop frost from heaving the structure. Anything excavated will be replaced "in kind." No changes will be made to the footprint of the building and no changes to the elevation surrounding or inside the building. The foundation is stacked stone with mortar to bind everything together. The engineer believes the foundation will function fine. The Agency thought that the foundation would be above the finished grade, Mr. Marchetti stating that the foundation is above the finished grade right now. Mr. Marchetti reviewed the plans and photos with the Agency. The silt plate will be anchored every two feet with a j hook 16". Existing wood will be removed, 3/8 crushed stone will come up to where the wood floor is now. Mr. McClintock stated the water from the last storm did not reach the barn, it did come up to the backyard, showing the Agency the area. The 1976 FEMA study was referenced, they are probably expecting a flood elevation of 277-280, the barn is at about 280.5. Original grade was noted for the Agency and photos were reviewed. The Chairman's concern is to be sure they are not adding fill to the flood plain or decrease the storage capacity of the flood plain. Mr. Marchetti explained that adding the 3/8 crushed stone will not increase the available fill to allow water to pass through. They are not adding impervious surface. Just the foundation wall will be impervious. Water will flow straight through the center of the barn. Will Agresta questioned putting stone down and whether that was displacing storage. They would need to maintain the same or lower elevation. Mr. Agresta suggested that they look at the Flood Plain Regulations found in the Zoning Regulations. The engineer is representing that the elevation will remain the same. It was questioned where the hardy board would be placed. It is being used to prevent frost from getting under the foundation. It was discussed that they would amend the drawing to place the board vertically as opposed to being placed horizontally. It was confirmed there will be gutters, no infiltrator will be used just dissipate with stone. The plan changes should be submitted to the Land Use Office as soon as possible and a draft motion was requested. It was suggested that they review the Zoning Code.

NEW APPLICATIONS

21-IW-2135 / Marcus Ventures Inc. / 466 Main Street North / Construction of a 31,670 SF Self Storage Facility with Associated Driveway & Drainage / Map 023 / Lot 031B-3

Brian Baker of Civill and Edwin Goldfine of Marcus Ventures were present for the application. Brian Baker presented the application noting this was an approved subdivision lot in the Nonnewaug Industrial Park. It is the property between PC Auto and the new apartments. The property is 3.28 acres. A driveway is already cut in. A storm drainage design with piping is already in place handling all the driveways and buildings to a detention pond. A 6,000 sq. ft. building was shown on plans for feasibility purposes which also had a septic system that was partially in the regulated area. An updated survey has been completed showing the existing conditions. Grade goes from NE to SW. All infrastructure was in place. Driveway and drainage easements were all part of the subdivision. They are proposing a 31,670 sq ft self-storage building. This plan requires less parking area, a 30' paved area was shown for vehicular access. There is regulated activity that will occur in the back corner about 227 feet from the back property line and the river, as well as a turnaround area indicated on the plans. It was noted that about 4,000 sq. ft. of activity will occur in the regulated area. Grading and drainage does not flow to the wetlands or flood plain. Storm drainage is already stubbed out, there is a detention basin on site. They are providing their own detention on site due to the size of the building, a larger footprint of impervious surface. There are a series of catch basins and underground infiltrators proposed. Due to the larger impervious footprint, they are going to detain it and treat it and discharge it into the existing system. A positive is a larger portion is roof runoff which is cleaner water. There is a smaller parking area. No septic system is required and was not proposed. It was questioned if a septic area is being reserved on the property and it was suggested that they should add that to the plans. A waiver of the septic requirement was obtained. The plans will be altered to show septic and reserve viability. There is some regulated activity but there is no impact to the wetlands or regulated area. Everything is being detained onsite and goes to the existing system. The reports show they are decreasing the flows where they are tying in. There are 64 units of Cold Tech. If the proposed system wasn't there the existing pipes would be undersized for the project. The 30' paved parking area was questioned. It was stated that there will be a small volume of vehicles that will be there at any one time. There will be 227 units, 27 will be external. It is a one-story building. Parking concerns and the need for water for fire suppression were noted. The size of the building was confirmed to be 31,670 sq. ft. The measurement in the back of the building was 316 ft. Fire access questions were addressed, there are firewalls. Alternate Richards noted that the underground system allows a greater area to perc, not necessarily storage. It was asked how this would hold up in storm events. Mr. Baker stated it has been designed for a 100-year storm and it is designed to store water and explained how the system worked. The capacity of the system in gallons was requested, Mr. Baker responded that it is more than adequate, but he will get the information on total volume in gallons.

A site walk was scheduled for Sunday, November 7, 2021, at 9:00 a.m. The corners of the building, parking lot, septic and well, etc. should be staked out.

21-IW-2136 / Woodward / 60 Saw Pit Hill Road / Build New Post & Beam Barn to Replace Existing Barn / Map030 / Lot 012

Todd Woodward, representative for the owner was present for the discussion. A plan of the property was reviewed by the Agency. Mr. Woodward explained that the owners are looking to replace a pre-1930's barn that was damaged by a tree. Measurements were taken on site and drawn to scale on the plans. There is a pond on the property. He concludes using the pond line that the entire project is within the regulated area. The grade is flat. It should be considered as a new structure. A new frost wall foundation with a slab is proposed. An established path between the old barn and the house will be used to access the area. Use of the barn will be for storage. The scope of work will be to minimize the footprint of activity to about 15'. They will work to minimize impact. Crushed stone will be used to handle roof runoff. The site is not sloping, there will be 200 linear feet of silt fencing dug in, details provided in the application.

Photos of the site were reviewed. The Agency requested that the barn corners be staked out and scheduled a site walk for Sunday, November 7, 2021 (*the time of which was re-scheduled later in the meeting to follow a different site walk scheduled for 10:00 a.m.*).

At this time the Agency returned to the tabled agenda items.

21-IW-2126 / Town of Woodbury (owner/applicant), SLR International Corporation (agent) / Preservation of Bridges 05062, 05066 & 05067 Consisting of Minor Roadway Reconstruction, Structural Maintenance & Preservation Work to Address Deficiencies Identified by the Bridge Inspection Report / Three Bridges (1) Jack's Bridge over Weekepeemee River, 64 Westwood Rd (Map 038/Lot 054), (2) Minortown Road Extension over Nonnewaug River, 21 Minortown Road Extension (Map 025/Lot 029), (3) Pomperaug Road over Pomperaug River, 47 & 29 Pomperaug Road (Map 034/Lots 005 & 005A)

The Agency had no further questions or concerns regarding this bridge project.

21-IW-2127 / Town of Woodbury (owner/applicant), SLR International Corporation (agent) / Preservation of Bridge 05061 Consisting of Minor Roadway Reconstruction, Structural Maintenance and Preservation Work to Address Deficiencies Identified by the Bridge Inspection Report / Judson Avenue, Riverview Lane, and 64 Westwood Road (Maps 036, 038 / Lots 48A, 055G, 054)

The Agency briefly discussed this bridge project. The Chairman read the minutes of the previous meeting for those that were not present at that meeting. Member Turoczi stated that he knows these to be highly erodible soils, however, if the engineer is stamping their approval, he accepts what they have stated. Consensus of the members was to add the additional berm near the outlet as had been discussed at the October 12th meeting by the engineer.

21-IW-2129 / Town of Woodbury / Lighthouse Road / Reconstruction of Roadway Including Drainage Improvements

Members briefly discussed what had been presented at the last meeting, again noting that an engineer has reviewed it.

DELIBERATIONS

Selected Items from this Agenda – as determined by the Agency

21-IW-2126 / Town of Woodbury (owner/applicant), SLR International Corporation (agent) / Preservation of Bridges 05062, 05066 & 05067 Consisting of Minor Roadway Reconstruction, Structural Maintenance & Preservation Work to Address Deficiencies Identified by the Bridge Inspection Report / Three Bridges (1) Jack's Bridge over Weekepeemee River, 64 Westwood Rd (Map 038/Lot 054), (2) Minortown Road Extension over Nonnewaug River, 21 Minortown Road Extension (Map 025/Lot 029), (3) Pomperaug Road over Pomperaug River, 47 & 29 Pomperaug Road (Map 034/Lots 005 & 005A)

The draft motion was reviewed by the Agency.

MOTION:

To approve (*as drafted Resolution for Wetlands Permit 21-IW-2126 for approval of regulated activities related to the preservation of three existing public road bridges within regulated 100-foot upland review areas, subject to conditions and revised final plans endorsement, as set forth in the draft Approval Resolution dated October 25, 2021. Applicant/Property Owner: Town of Woodbury*).

Made by Member Newell, Seconded by Member Turoczi
Vote: 5-0-0 – Approved – Motion Passed
Ayes Gillette, Newell, Richards, Turoczi, Tyrrell

21-IW-2127 / Town of Woodbury (owner/applicant), SLR International Corporation (agent) / Preservation of Bridge 05061 Consisting of Minor Roadway Reconstruction, Structural Maintenance and Preservation Work to Address Deficiencies Identified by the Bridge Inspection Report / Judson Avenue, Riverview Lane, and 64 Westwood Road (Maps 036, 038 / Lots 48A, 055G, 054)

The draft motion was reviewed by the Agency. An addition of an extra berm to the plans was added to the conditions.

MOTION:

To approve *(as drafted and amended Resolution for Wetlands Permit 21-IW-2127 for approval of regulated activities related to the preservation of an existing public road (Judson Road) bridge, within regulated wetlands/watercourses and 100-foot upland review areas, subject to conditions and revised final plans endorsement, as set forth in the draft Approval Resolution dated October 25, 2021. Applicant/Property Owner: Town of Woodbury).*

Made by Member Newell, Seconded by Member Turoczi
Vote: 5-0-0 – Approved - Motion Passed
Ayes Gillette, Newell, Richards, Turoczi, Tyrrell
Nays None
Abstain None

21-IW-2129 / Town of Woodbury / Lighthouse Road / Reconstruction of Roadway Including Drainage Improvements

The draft motion was reviewed by the Agency.

MOTION:

To approve *(as drafted Resolution for Wetlands Permit 21-IW-2129 for approval of regulated activities related to the reconstruction of an existing public road (Lighthouse Road), partially within regulated wetlands/watercourses and 100-foot upland review areas along a portion of the road alignment, subject to conditions and revised final plans endorsement, as set forth in the draft Approval Resolution dated October 25, 2021. Applicant/Property Owner: Town of Woodbury).*

Made by Alternate Richards, Seconded by Alternate Gillette
Vote: 5-0-0 – Approved – Motion Passed
Ayes Gillette, Newell, Richards, Turoczi, Tyrrell
Nays None
Abstain None

ENFORCEMENT & WETLANDS UPDATE

21-ENF-0001 / McGovern / 93 Weekepeemee Road / NPV Clearing, Excavating & Grading within a Regulated Area / Map 040 / Lot 048

It was reminded that the Attorney letter had been sent, there has been no response. The Agency discussed how to move forward and the process for a Show Cause Hearing. Will Agresta will check with the Town Attorney to see how to move forward. Members discussed that this has been going on for a long period of time with no response.

21-ENF-0007 / Foger / 39 Quanopaug Trail / NPV Clearing, Filling and Grading within a Regulated Area / Map 025 / Lot 014-1

The site walk for this item was cancelled as neither the applicant or a representative was able to make it. A representative needs to be at the walk. It was noted that an application has been submitted, however, questions from the Agency have not been answered. A site walk was scheduled to be held on Sunday, November 7, 2021, at 10:00 a.m.

Alternate Hard noted that she has noticed that the piles of wood 575 Washington Road have moved closer to the Wetlands. It was discussed that there was a timeline associated with this approval and that there should be some follow up.

Monitoring of Tuttle Road – Chairman Tyrrell noted that the area the Town worked on has been seeded, mulched and is growing grass.

OTHER BUSINESS – Alternate Richards noted that the Marcus Ventures application should have an engineering review. Alternate Gillette questioned if there was response regarding the Berecz issue (281 Weekepeemee Road). Will Agresta stated he had reached out but has not had a response. It was noted that the overhang has been built already. Alternate Gillette also asked about a drain past PC Auto, 20 feet in on the right. It seems to be clogged up.

CORRESPONDENCE – None

PRIVILEGE OF THE FLOOR – Member Newell noted that she is again seeing an incredible amount of water rushing down her property. She has noted this previously and feels that there is a property damming up the water and seems to be releasing it knowing that there is flooding expected in the upcoming days. Members tried searching the GIS for a possible source.

CONSIDERATION OF MINUTES

MOTION:

To approve the minutes (*of the 10/12/21 Regular Meeting*).

Made by Alternate Gillette, Seconded by Member Newell

Vote: 4-0-1 – Approved – Motion Passed

Ayes	Gillette, Newell, Richards, Tyrrell
Nays	None
Abstain	Turoczi

MOTION:

To approve the minutes (*of the 10/10/21 Special Meeting 9:00*)

Made by Member Newell, Seconded by Alternate Gillette

Vote: 4-0-1 – Approved – Motion Passed

Ayes	Gillette, Newell, Richards, Tyrrell
Nays	None
Abstain	Turoczi

Member Turoczi was unseated and Alternate Hard was seated.

MOTION:

To approve the minutes (*of the 10/10/21 Special Meeting 9:30*)

Made by Member Newell, Seconded by Alternate Hard

Vote: 5-0-0 – Approved – Motion Passed

Ayes Gillette, Hard, Newell, Richards, Tyrrell

Nays None

Abstain None

ADJOURNMENT

MOTION:

To adjourn the meeting at 9:45 p.m.

Made by Member Newell

FILED SUBJECT TO APPROVAL

Respectfully Submitted,

Anne Firlings

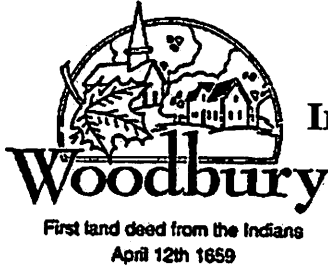
Anne Firlings, Clerk

Inland Wetlands & Watercourses Agency

RECEIVED & FILED
IN WOODBURY, CT

This 27th day of Oct 2021
at 3:50 o'clock P M

Glenn L. Cash
Town Clerk



TOWN OF WOODBURY
Inland Wetlands and Watercourses Agency

281 Main Street South
Woodbury, CT 06798
203.263-3467 • www.woodburyct.org

WETLAND / WATERCOURSE PERMIT APPROVAL

Date of Approval	October 25, 2021
Permit Expiration*	October 25, 2026

*If regulated activities and conditions of approval are not completed accordingly

Applicant: Town of Woodbury
Owner: Town of Woodbury
Application: 21-IW-2126
Project: Bridge rehabilitation working consisting of minor roadway reconstruction, structural maintenance and preservation work to address deficiencies to three existing Town of Woodbury public road bridges.
Address: Bridge 05062 – Jacks Bridge Road over Weekepeemee River
Bridge 05066 – Minortown Road Extension over Nonnewaug River
Bridge 05067 – Pomperaug Road over Pomperaug River
Map/Lot: Existing Road Rights-of-Ways

WHEREAS, the Woodbury Inland Wetlands and Watercourses Agency (“Agency”) has received application 21-IW-2126 as submitted by Town of Woodbury (Applicant/Owner) in accordance with the Inland Wetlands and Watercourses Regulations of the Town of Woodbury (“Regulations”) seeking a Wetlands/Watercourses Permit (“Permit”) for approval of regulated activities related to the preservation of three existing public road bridges, within regulated 100-foot upland review areas; and

WHEREAS, application materials received include the following:

- Application for Inland Wetlands Agency Permit;
- Project Narrative, SLR, 08/09/21;
- Soil Report Preservation of Bridge 05062, SLR, 08/19/21;
- Soil Report Preservation of Bridge 05066, SLR, 08/19/21;
- Soil Report Preservation of Bridge 05067, SLR, 08/19/21;
- Site Plans – Preservation of Bridges Nos. 05061, 05062, 05066 & 05067 (Sheets 01 – 57), SLR, 07/16/21;

NOW THEREFORE BE IT RESOLVED, upon careful consideration of the information received, the Agency, in accordance with Section 11.3 of the Regulations, hereby finds the following:

- The majority of activity will be limited to the superstructures of the bridges;
- The proposed regulated activities involve disturbances within a regulated 100-foot upland review area only (no direct disturbance to wetlands or watercourses);
- The proposed regulated activities are anticipated to have minimal environmental impact on wetlands and watercourses, and their resource functions;
- No significant adverse off-site impacts are anticipated;
- Potential disturbance impacts can be mitigated by the conditions listed below and the proper use of soil erosion and sedimentation controls during construction;
- The Agency classifies the application as Summary (not involving a “significant impact” thus a public hearing is not required); and

BE IT FURTHER RESOLVED, the Agency, in accordance with Section 10 of the Regulations, following deliberations, hereby approves Application 21-IW-2126 as described above, subject to the modifications and conditions set forth below; and

BE IT FURTHER RESOLVED, the Agency hereby authorizes the publishing and filing of a Notice of Decision consistent with the requirements set forth in Section 11.4 of the Regulations, as well as required reporting to the Connecticut Department of Energy and Environmental Protection (“CT DEEP”) per CGS §22a-39-14; and

BE IT FURTHER RESOLVED, the Agency hereby authorizes, as appropriate, the filing of a copy of this approval with the Zoning Commission as required pursuant to Section 11.5 of the Regulations; and

BE IT FURTHER RESOLVED, this approval is specific to that detailed herein and the final plans as endorsed “approved” by the Agency Chair, subject to the following modifications and conditions:

A. Prior to Commencement of any Work or Site Disturbance

1. Two (2) printed signed and certified copies of **Final Plans** revised as follows shall be presented to the Land Use Office for endorsement by the Agency Chair:
 - a. Add the following note to the Cover Sheet:
***21-IW-2126 – Approval Date: October 25, 2021 – Expiration Date: October 25, 2026
If regulated activities and conditions of approval are not completed accordingly.***
2. Required approvals for the following shall be separately obtained and a copy thereof presented to the Agency office for inclusion in the permit record file:
 - **Woodbury Zoning Commission Flood Plain Permit**
 - **State and Federal Permits**
 - **Woodbury Zoning and/or Building Permits**

B. Conditions During Construction

1. Prior to commencement of construction, the limits of disturbance shall be clearly marked in the field and the Land Use Office shall be provided a minimum of 48-hours of notice. No construction shall commence until erosion and sedimentation control devices have been properly installed and inspected by the Land Use Office. The applicant shall maintain and supplement the controls as needed, and the Land Use Office may require additional controls as may be deemed necessary or warranted.
2. There shall be no burying of any tree stumps or tree materials including but not limited to branches, wood chips and the like. The stumps of all significant trees shall be left in place for stabilization of the affected area(s).
3. Construction equipment shall not be washed out in a regulated area. Washout material shall be contained in a washout pit or equal containment system and hardened material removed from the site for disposal at an acceptable location elsewhere.
4. The site shall be kept clean of all loose debris, litter and similar materials to prevent such from entering wetlands or watercourses.
5. All paths used for site access shall be reestablished to original condition.
6. Stockpiles of earth materials shall be stored outside the upland 100-foot regulated area.
7. Removal of silt fences shall take place only after the silt build-up along the fence line has been removed. This material shall be removed from the site or placed as acceptable fill in areas that will not allow the material to migrate.
8. Storage of any fuel/lubricants, and the refueling/lubrication of any equipment are forbidden within any portion of the regulated 100-foot upland review area. The Land Use Office and CT DEEP shall be notified immediately of any spillage, discharge or loss of oil/petroleum/chemical liquids or solids which have occurred or will likely occur as a result of the activity.
9. Disturbed soils shall be stabilized in a timely fashion to minimize erosion. Specifically, if grading operations at the site will be suspended for a period of thirty (30) days or more, the applicant shall seed or employ other appropriate control measures to stabilize the affected area within seven (7) days. Also, upon completion of any grading activity, the applicant shall seed/stabilize affected areas within seven (7) days.
10. All disturbed areas and earth material stockpiles within regulated areas shall be stabilized by October 15th of any year.

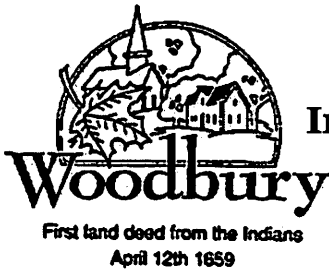
C. Post Construction Compliance and Permit Closure

1. **As-Built Plan** – Upon completion of the approved regulated activities, an As-Built Plan detailing and certifying the completed improvements shall be provided by the applicant in a form, content and number as required by the Land Use Office to determine permit compliance and satisfactory completion consistent with this approval and the endorsed final plans.
2. **Final Inspection** – The applicant shall request the Land Use Office conduct a final inspection for determination of permit completion, subject to verification of the following:
 - All improvements shall be completed consistent with the approved final plans and any landscaping shall be stable and healthy.
 - The site shall be clean of construction related equipment, materials and debris.
 - All disturbed areas shall be stabilized and exhibit healthy vegetative cover.
 - All erosion controls shall have been appropriately removed and disposed of following Land Use Office confirmation that the site is stabilized.
3. **Approval Compliance / Changes** – Failure to maintain compliance with this permit and the approved final plans shall constitute a violation of the terms of this permit and the Woodbury Inland Wetlands and Watercourses Regulations. Any substantive additions or changes to the approved regulated activities shall require prior review and separate approval and permit.
4. **Expiration** – This permit approval shall expire and be null and void without further written notice per the date set forth above unless all regulated activities, including site stabilization and landscaping, are completed consistent with the approved final plans. The Agency may grant one (1) or more extensions of time to complete same, not to exceed an additional five (5) years total. Any request for extension shall be in writing to the Agency in a timely manner prior to the expiration date for which an extension is requested and shall state the reasons and circumstances for the requested extension. In considering any such request, the Agency may require a public hearing and shall review the continued adequacy of any held bond.

MOTION

Motion by Newell, seconded by Turoczi

Ayes	5
Nays	0
Abstain	0



TOWN OF WOODBURY
Inland Wetlands and Watercourses Agency

281 Main Street South
Woodbury, CT 06798
203.263.3467 ▪ www.woodburyct.org

WETLAND / WATERCOURSE PERMIT APPROVAL

Date of Approval	October 25, 2021
Permit Expiration*	October 25, 2026

*If regulated activities and conditions of approval are not completed accordingly

Applicant: Town of Woodbury
Owner: Town of Woodbury
Application: 21-IW-2127
Project: Bridge rehabilitation work consisting of minor roadway reconstruction, structural maintenance and preservation work to address deficiencies to existing Town of Woodbury public road (Judson Avenue) bridge.
Address: Bridge 05061 – Judson Avenue Bridge Road over Pomperaug River
Map/Lot: Existing Road Right-of-Way

WHEREAS, the Woodbury Inland Wetlands and Watercourses Agency (“Agency”) has received application 21-IW-2127 as submitted by Town of Woodbury (Applicant/Owner) in accordance with the Inland Wetlands and Watercourses Regulations of the Town of Woodbury (“Regulations”) seeking a Wetlands/Watercourses Permit (“Permit”) for approval of regulated activities related to the preservation of an existing public road (Judson Road) bridge, within regulated wetlands/watercourses and 100-foot upland review areas; and

WHEREAS, application materials received include the following:

- Application for Inland Wetlands Agency Permit;
- Soil Report – Preservation of Bridge 05061, SLR, 08/19/21;
- Site Plans – Preservation of Bridges Nos. 05061, 05062, 05066 & 05067 (Sheets 01 – 57), SLR, 07/16/21;

NOW THEREFORE BE IT RESOLVED, upon careful consideration of the information received, the Agency, in accordance with Section 11.3 of the Regulations, hereby finds the following:

- The majority of activity will be limited to the superstructure of the bridge;
- The proposed regulated activities involve temporary and minor direct disturbances to wetlands and watercourses resources;

- The proposed regulated activities involving upland review areas will also be temporary and minor in scope;
- The proposed regulated activities are anticipated to have minimal environmental impact on wetlands and watercourses, and their resource functions;
- No significant adverse off-site impacts are anticipated;
- Potential disturbance impacts can be mitigated by the conditions listed below and the proper use of soil erosion and sedimentation controls during construction;
- The Agency classifies the application as Summary (not involving a “significant impact” thus a public hearing is not required); and

BE IT FURTHER RESOLVED, the Agency, in accordance with Section 10 of the Regulations, following deliberations, hereby approves Application 21-IW-2127 as described above, subject to the modifications and conditions set forth below; and

BE IT FURTHER RESOLVED, the Agency hereby authorizes the publishing and filing of a Notice of Decision consistent with the requirements set forth in Section 11.4 of the Regulations, as well as required reporting to the Connecticut Department of Energy and Environmental Protection (“CT DEEP”) per CGS §22a-39-14; and

BE IT FURTHER RESOLVED, the Agency hereby authorizes, as appropriate, the filing of a copy of this approval with the Zoning Commission as required pursuant to Section 11.5 of the Regulations; and

BE IT FURTHER RESOLVED, this approval is specific to that detailed herein and the final plans as endorsed “approved” by the Agency Chair, subject to the following modifications and conditions:

A. Prior to Commencement of any Work or Site Disturbance

1. Two (2) printed signed and certified copies of Final Plans revised as follows shall be presented to the Land Use Office for endorsement by the Agency Chair:
 - a. Add the following note to the Cover Sheet:
***21-IW-2127 – Approval Date: October 25, 2021 – Expiration Date: October 25, 2026
 If regulated activities and conditions of approval are not completed accordingly.***
2. Required approvals for the following shall be separately obtained and a copy thereof presented to the Agency office for inclusion in the permit record file:
 - **Woodbury Zoning Commission Flood Plain Permit**
 - **State and Federal Permits**
 - **Woodbury Zoning and/or Building Permits**

Conditions During Construction

1. Prior to commencement of construction, the limits of disturbance shall be clearly marked in the field and the Land Use Office shall be provided a minimum of 48-hours of notice. No construction shall commence until erosion and sedimentation control devices have been properly installed and inspected by the Land Use Office. The applicant shall maintain and supplement the controls as needed, and the Land Use Office may require additional controls as may be deemed necessary or warranted.
2. There shall be no burying of any tree stumps or tree materials including but not limited to branches, wood chips and the like. The stumps of all significant trees shall be left in place for stabilization of the affected area(s).
3. Construction equipment shall not be washed out in a regulated area. Washout material shall be contained in a washout pit or equal containment system and hardened material removed from the site for disposal at an acceptable location elsewhere.
4. The site shall be kept clean of all loose debris, litter and similar materials to prevent such from entering wetlands or watercourses.
5. All paths used for site access shall be reestablished to original condition.
6. Stockpiles of earth materials shall be stored outside the upland 100-foot regulated area.
7. Removal of silt fences shall take place only after the silt build-up along the fence line has been removed. This material shall be removed from the site or placed as acceptable fill in areas that will not allow the material to migrate.
8. Storage of any fuel/lubricants, and the refueling/lubrication of any equipment are forbidden within any portion of the regulated 100-foot upland review area. The Land Use Office and CT DEEP shall be notified immediately of any spillage, discharge or loss of oil/petroleum/chemical liquids or solids which have occurred or will likely occur as a result of the activity.
9. Disturbed soils shall be stabilized in a timely fashion to minimize erosion. Specifically, if grading operations at the site will be suspended for a period of thirty (30) days or more, the applicant shall seed or employ other appropriate control measures to stabilize the affected area within seven (7) days. Also, upon completion of any grading activity, the applicant shall seed/stabilize affected areas within seven (7) days.
10. All disturbed areas and earth material stockpiles within regulated areas shall be stabilized by October 15th of any year.
11. Additional berm as discussed at the October 12, 2021, meeting shall be installed during construction.

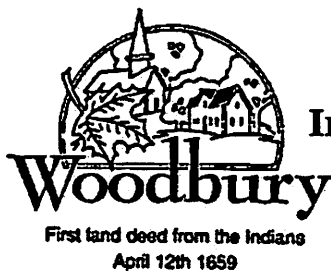
B. Post Construction Compliance and Permit Closure

1. **As-Built Plan** – Upon completion of the approved regulated activities, an As-Built Plan detailing and certifying the completed improvements shall be provided by the applicant in a form, content and number as required by the Land Use Office to determine permit compliance and satisfactory completion consistent with this approval and the endorsed final plans.
2. **Final Inspection** – The applicant shall request the Land Use Office conduct a final inspection for determination of permit completion, subject to verification of the following:
 - All improvements shall be completed consistent with the approved final plans and any landscaping shall be stable and healthy.
 - The site shall be clean of construction related equipment, materials and debris.
 - All disturbed areas shall be stabilized and exhibit healthy vegetative cover.
 - All erosion controls shall have been appropriately removed and disposed of following Land Use Office confirmation that the site is stabilized.
3. **Approval Compliance / Changes** – Failure to maintain compliance with this permit and the approved final plans shall constitute a violation of the terms of this permit and the Woodbury Inland Wetlands and Watercourses Regulations. Any substantive additions or changes to the approved regulated activities shall require prior review and separate approval and permit.
4. **Expiration** – This permit approval shall expire and be null and void without further written notice per the date set forth above unless all regulated activities, including site stabilization and landscaping, are completed consistent with the approved final plans. The Agency may grant one (1) or more extensions of time to complete same, not to exceed an additional five (5) years total. Any request for extension shall be in writing to the Agency in a timely manner prior to the expiration date for which an extension is requested and shall state the reasons and circumstances for the requested extension. In considering any such request, the Agency may require a public hearing and shall review the continued adequacy of any held bond.

MOTION

Motion by Newell, seconded by Turoczi

Ayes	5
Nays	0
Abstain	0



TOWN OF WOODBURY
Inland Wetlands and Watercourses Agency

281 Main Street South
 Woodbury, CT 06798
 203.263.3467 ▪ www.woodburyct.org

WETLAND / WATERCOURSE PERMIT APPROVAL

Date of Approval	October 25, 2021
Permit Expiration*	October 25, 2026

*If regulated activities and conditions of approval are not completed accordingly

Applicant: **Town of Woodbury**
 Owner: **Town of Woodbury**
 Application: **21-IW-2129**
 Project: **Existing public road (Lighthouse Road from Westside Road to Saw Pit Hill Road) reconstruction and drainage improvements (existing road footprint to remain and existing drainage outfalls to be reused – no new drainage outfalls).**
 Address: **Lighthouse Road from Westside Road to Saw Pit Hill Road**
 Map/Lot: **Existing Lighthouse Road Right-of-Way (Station 0+00 to 42+76 – 4,276 linear feet)**

WHEREAS, the Woodbury Inland Wetlands and Watercourses Agency (“Agency”) has received application 21-IW-2129 as submitted by Town of Woodbury (Applicant/Owner) in accordance with the Inland Wetlands and Watercourses Regulations of the Town of Woodbury (“Regulations”) seeking a Wetlands/Watercourses Permit (“Permit”) for approval of regulated activities related to the reconstruction of an existing public road (Lighthouse Road), partially within regulated wetlands/watercourses and 100-foot upland review areas along a portion of the road alignment; and

WHEREAS, application materials received include the following:

- Application for Inland Wetlands Agency Permit;
- Excavation / Fill Volumes (affecting upland, upland review area and wetlands);
- Wetlands/Watercourses and Soil Report, Cardinal Engineering;
- Site Plans (Sheets 1 – 15), Cardinal Engineering, 09/07/21;

NOW THEREFORE BE IT RESOLVED, upon careful consideration of the information received, the Agency, in accordance with Section 11.3 of the Regulations, hereby finds the following:

- The road is existing and its footprint will not be enlarged. Existing drainage outfalls will be reused (no new drainage outfalls). Metal guardrails will replace existing cable posts rails. Impacts to wetlands will be confined to a single area along the existing roadbed alignment.

- Reconstruction includes only minor changes to existing road grade to provide a smooth design profile. Road surface will be milled in place and reused along with existing subbase.
- Catch basins will be added to improve drainage collection and treatment;
- Road reconstruction will span three (3) years with approximately 1,500 linear feet per year;
- Two layers of silt fence on either side of the road will be installed and maintained, as well as other erosion and sedimentation controls;
- Proposed regulated activities involve temporary and minor direct disturbances to wetlands and watercourses resources and upland review areas;
- The proposed regulated activities are anticipated to have minimal environmental impact on wetlands and watercourses, and their resource functions;
- No significant adverse off-site impacts are anticipated;
- Potential disturbance impacts can be mitigated by the conditions listed below and the proper use of soil erosion and sedimentation controls during construction;
- The Agency classifies the application as Summary (not involving a “significant impact” thus a public hearing is not required); and

BE IT FURTHER RESOLVED, the Agency, in accordance with Section 10 of the Regulations, following deliberations, hereby approves Application 21-IW-2129 as described above, subject to the modifications and conditions set forth below; and

BE IT FURTHER RESOLVED, the Agency hereby authorizes the publishing and filing of a Notice of Decision consistent with the requirements set forth in Section 11.4 of the Regulations, as well as required reporting to the Connecticut Department of Energy and Environmental Protection (“CT DEEP”) per CGS §22a-39-14; and

BE IT FURTHER RESOLVED, the Agency hereby authorizes, as appropriate, the filing of a copy of this approval with the Zoning Commission as required pursuant to Section 11.5 of the Regulations; and

BE IT FURTHER RESOLVED, this approval is specific to that detailed herein and the final plans as endorsed “approved” by the Agency Chair, subject to the following modifications and conditions:

A. Prior to Commencement of any Work or Site Disturbance

1. Two (2) printed signed and certified copies of Final Plans revised as follows shall be presented to the Land Use Office for endorsement by the Agency Chair:
 - a. Add the following note to the Cover Sheet:
***21-IW-2129 – Approval Date: October 25, 2021 – Expiration Date: October 25, 2026
 If regulated activities and conditions of approval are not completed accordingly.***

B. Conditions During Construction

1. Prior to commencement of construction, the limits of disturbance shall be clearly marked in the field and the Land Use Office shall be provided a minimum of 48-hours of notice. No construction shall commence until erosion and sedimentation control devices have been properly installed and inspected by the Land Use Office. The applicant shall maintain and supplement the controls as needed, and the Land Use Office may require additional controls as may be deemed necessary or warranted.
2. There shall be no burying of any tree stumps or tree materials including but not limited to branches, wood chips and the like. The stumps of all significant trees shall be left in place for stabilization of the affected area(s).
3. Construction equipment shall not be washed out in a regulated area. Washout material shall be contained in a washout pit or equal containment system and hardened material removed from the site for disposal at an acceptable location elsewhere.
4. The site shall be kept clean of all loose debris, litter and similar materials to prevent such from entering wetlands or watercourses.
5. All paths used for site access shall be reestablished to original condition.
6. Stockpiles of earth materials shall be stored outside the upland 100-foot regulated area.
7. Removal of silt fences shall take place only after the silt build-up along the fence line has been removed. This material shall be removed from the site or placed as acceptable fill in areas that will not allow the material to migrate.
8. Storage of any fuel/lubricants, and the refueling/lubrication of any equipment are forbidden within any portion of the regulated 100-foot upland review area. The Land Use Office and CT DEEP shall be notified immediately of any spillage, discharge or loss of oil/petroleum/chemical liquids or solids which have occurred or will likely occur as a result of the activity.
9. Disturbed soils shall be stabilized in a timely fashion to minimize erosion. Specifically, if grading operations at the site will be suspended for a period of thirty (30) days or more, the applicant shall seed or employ other appropriate control measures to stabilize the affected area within seven (7) days. Also, upon completion of any grading activity, the applicant shall seed/stabilize affected areas within seven (7) days.
10. All disturbed areas and earth material stockpiles within regulated areas shall be stabilized by October 15th of any year.

C. Post Construction Compliance and Permit Closure

1. **As-Built Plan** – Upon completion of the approved regulated activities, an As-Built Plan detailing and certifying the completed improvements shall be provided by the applicant in a form, content and number as required by the Land Use Office to determine permit compliance and satisfactory completion consistent with this approval and the endorsed final plans.
2. **Final Inspection** – The applicant shall request the Land Use Office conduct a final inspection for determination of permit completion, subject to verification of the following:
 - All improvements shall be completed consistent with the approved final plans and any landscaping shall be stable and healthy.
 - The site shall be clean of construction related equipment, materials and debris.
 - All disturbed areas shall be stabilized and exhibit healthy vegetative cover.
 - All erosion controls shall have been appropriately removed and disposed of following Land Use Office confirmation that the site is stabilized.
3. **Approval Compliance / Changes** – Failure to maintain compliance with this permit and the approved final plans shall constitute a violation of the terms of this permit and the Woodbury Inland Wetlands and Watercourses Regulations. Any substantive additions or changes to the approved regulated activities shall require prior review and separate approval and permit.
4. **Expiration** – This permit approval shall expire and be null and void without further written notice per the date set forth above unless all regulated activities, including site stabilization and landscaping, are completed consistent with the approved final plans. The Agency may grant one (1) or more extensions of time to complete same, not to exceed an additional five (5) years total. Any request for extension shall be in writing to the Agency in a timely manner prior to the expiration date for which an extension is requested and shall state the reasons and circumstances for the requested extension. In considering any such request, the Agency may require a public hearing and shall review the continued adequacy of any held bond.

MOTION

Motion by Richards, seconded by Gillette

Ayes	5
Nays	0
Abstain	0