



Town of Woodbury

Inland Wetlands and Watercourses Agency

281 Main Street South
Woodbury, CT 06798

203.263.3467 ▪ www.woodburyct.org

MINUTES – JULY 25, 2022

REGULAR MEETING

7:30 PM – Senior/Community Center, 265 Main St. South, Woodbury, CT 06798

MEMBERS PRESENT

Earl Gillette
Marty Newell
Mary Tyrrell
Kyle Turoczi
Ernest Werner

MEMBERS ABSENT

Wes Clow
Michael McAloon
Don Richards

NOTED OTHERS PRESENT - Town Planner Agresta and William Hildreth

OPENING OF MEETING

- **Call to Order**
Chairman Tyrrell convened the regular meeting at 7:35 pm.
- **Seating of Members / Alternates**
Seated for the meeting were regular members Newell, Tyrrell, Turoczi, Werner and Alternate Gillette.
- **Conflict of Interest Reminder (CGS §8-11 & Woodbury Town Charter Section 901)**
Chairman Tyrrell reminded the Commission of Conflict of Interest; no member expressed a conflict with any matter on the agenda.

PUBLIC HEARINGS – None

NEW APPLICATIONS – None

PENDING APPLICATIONS / DELIBERATIONS

22-IW-0015 – 1068 Main Street North / Map 10, Lot 42 / OS-60 / William C. Hildreth

Discharge annually in late May approximately 8,000 gallons of 8-month standing pool water into Nonnewaug River; and annually withdrawal of approximately 8,000 gallons of water from Nonnewaug River to partially fill pool/spa.

Mr. Hildreth was present for the application. It was noted that information had been received from the Pomperaug River Watershed Coalition (PRWC). It was decided previously that this was not a jurisdictional approval and needed an application approval. Mr. Hildreth noted the history of the pool

Copies of documents and meeting audio are available at the Land Use Office

dating back to 1964 in the town records. He purchased the property in 2014 and has been doing this same process since. The water that is released into the Nonnewaug in May of each year has been sitting since September of the previous year. In 2015 the PRWC had issued recommendations for handling pool water. Regular monitoring of the river has shown no issues. He is just asking to do what has been done in the past by himself and previous owners. It was asked if he tests the water prior to discharging it into the river, Mr. Hildreth responded no, however the water has been standing for nine months with a cover. It was indicated by the Chairman that chlorine is dissipated as a gas. The cover was described as being breathable mesh that keeps twigs and debris out, but rain and ice melt go through. They empty the water out to a certain level to reach a valve and then take water from the river to fill the pool back up. It was noted this is a gunite pool. It was suggested that the water could be pumped into a silt bag as opposed to being discharged directly into the river and that the water could be tested prior to doing so. State regulations regarding surface water discharge were reviewed by the Town Planner with the Agency. Mr. Hildreth stated that the water is going onto the rip rap, which is the embankment before it goes into the river. A silt bag is designed for this purpose, and they could require it be used pumping the water into that before it gets to the river to collect any debris. Taking water out of the river is also regulated. Chairman Tyrrell reading a statute 22a-40, regarding withdrawals of water for fire emergency purposes. Mr. Hildreth stated they do this in May when the river is flowing high. It is not done when it is dry. 8,000 gallons are going in and 8,000 gallons are going out on the same day. It was questioned if the Agency was okay with this amount of water coming out every year. This should be monitored by the PRWC to make sure the flow is good when this activity takes place, and a chemical analysis should be done and recorded with the office. The consensus of the Agency was that with conditions, they would be comfortable approving this application. A draft motion was requested for the next meeting to include conditions that a chemical analysis including PH be done beforehand and filed with the office before the discharge, the PRWC be notified so it is done at a safe flow time to draw down the river at that time, a silt bag be utilized at the end of the pump piping and it be discharged to the area of rip rap on a level surface (going from grass to rip rap). No additional information was requested from the applicant.

ENFORCEMENT & WETLANDS UPDATE

21-ENF-0010 – 466 Flanders Road / Map 94, Lot 16-A / OS-100 / Christopher Teixeira
NV Unauthorized Installation of Driveway & Parking Area (filling, grading, tree cutting & log storage piles) within a regulated area. Continued enforcement review of two wetland crossings.
No new update. It has been taking a long time for a follow up from the property owner, due to scheduling issues with an engineer. The Chairman will try to contact the owner.

22-ENF-0011 – 168 Quassuk Road / Map 92, Lot 52-2 / OS-100 / Jose and Katrina Rotunda
Unauthorized site activities including filling, alteration, damming/brook obstruction within a regulated area

The Land Use Enforcement Officer was requested to follow up on the status of the remediation work.

An update about an approved permit for 877 Washington Road was requested, however, there has been no response to emails to the property owners. It was noted that the permit for the addition has not moved forward. The Chairman will review the file for details of the approval.

MINUTES - Meeting Minutes – 07/11/22

To approve/accept the minutes of the July 11, 2022 meeting as submitted.

Made by Turoczi, Seconded by Gillette

Vote: 3-0-2 – **Approved** – Motion Passed

Ayes Gillette, Turoczi, Tyrrell

Nays None

Abstain Newell, Werner (due to absence from the meeting)

CORRESPONDENCE**Request for Bond Release for 39 Quanopaug Trail.**

A post installation monitoring report was received and noted for the record as well as photos of the site. Photos of a June site walk were reviewed with the Agency. Almost all the work had been done according to the plan the only part that was lacking was a field/flat area (shown in photos). It is an upland review area. This area was not taking at the time of the site visit which staff was hoping would come in within a week or two. The focus of the discussion was the status of that area, why it was not growing and if that should be considered prior to releasing the bond. This seed mix can apparently remain dormant for a year. The applicant has been pressing for the bond release. A consideration could be to release a majority of the bond, as much of the plantings were installed, were in good condition and there is good weed control. Will Agresta noted the way the approval was written the bond could be released upon the completion of the planting plan. There is a three-year monitoring plan, but that is not tied to the bond. Members questioned the requirements of the bond thinking it was to ensure the plants are installed and thriving, the Planner noting it is for stabilization. The Agency cannot bond for improvements. Amount of the bond was questioned. It was briefly discussed why the area was not growing. A photo of the site received that day was viewed. Cost to seed and mulch the area were considered. Another alternative suggested by the applicant was to use a regular seed mix, it was decided the conservation mix should remain. The Planner did not think the area was unstable as it is a secluded flat area. It was discussed that good progress has been made and that cutting the bond in half may encourage its establishment.

MOTION:

To decrease the bond amount held for Soli Foger's project to half of its current amount which is \$7,500 (to \$3,750).

Made by Member Newell, Seconded by Member Turoczi

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

Ayes Gillette, Newell, Turoczi, Tyrrell

Nays None

Abstain Werner

PRIVILEGE OF THE FLOOR

Member Turoczi noted that at the request of Tom Zissu, he went out to view a property on Paper Mill Road. The owner had concerns about the the types of tree species to plant.

It was reminded that a log pile remaining at 575 Washington Road was going to be removed professionally.

Will Agresta noted he inspected the park at Minortown Road as there are pipes that seem to be sticking out of the ground. It is unknown what they are and what they are for.

ADJOURNMENT

To adjourn the meeting at 8:36 p.m.

Made by Member Newell, with no objections.

RECEIVED & FILED
IN WOODBURY, CT
This 28th day of July 2022
at 10:55 o'clock A M
Maria M. Mancini
Town Clerk