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TOWN OF CROMWELL
INLAND WETLANDS AND WATERCOURSES AGENCY
41 WEST STREET, CROMWELL, CT 06416

REGULAR MEETING
7:00 WEDNESDAY, APRIL 3, 2019
ROOM 224
CROMWELL TOWN HALL, 41 WEST STREET

AGENDA

1. Call to Order
2. Roll Call
3. Seating of Alternates:
4. Approval of Agenda:
5. Approval of Minutes:
 - a. December 5, 2018
6. Development Compliance Officer Report:
 - a. Status of On-going Project and Existing Cease and Desist Orders
7. Town Planner Report:
8. Public Comments:
9. New Business:
 - a. Application #19-01: Request to conduct regulated activities (relocation of the transfer station) within the Upland Review Area at 100 County Line Drive. The Town of Cromwell is the Applicant and the Owner.
10. Commissioners' Comments and Reports:
11. Adjourn

**TOWN OF CROMWELL
INLAND WETLANDS AND WATERCOURSES AGENCY
REGULAR MEETING
7:00 P.M. WEDNESDAY, DECEMBER 5, 2018
ROOM 224 CROMWELL TOWN HALL 41 WEST STREET
MINUTES AND RECORD OF VOTES**

Present: Chairman Joseph Corlis, William Yeske, John Whitney, Wynn Muller, Amanda Drew

Absent: G. Alden Nettleton

Also Present: Director of Planning and Development Stuart Popper, Development Compliance Officer Bruce Driska, Town Engineer Jon Harriman, Town Council Liaison Richard Newton

1. Call To Order

The meeting was called to order by Chairman Corlis at 7:01 p.m.

2. Roll Call

The presence of the above members was noted.

3. Seating of Alternates: NONE

4. Approval of Agenda:

Mr. Popper added under New Business a discussion of maintenance of the detention pond at the corner of Senator Drive and Congress Drive.

A motion to approve the amended agenda was made by John Whitney; Seconded by Amanda Drew. *All in favor; motion passed.*

5. Approval of Minutes:

a. October 3, 2018: A motion to approve the minutes as presented was made by Wynn Muller; Seconded by John Whitney. *All in favor; motion passed.* Amanda Drew abstained.

6. Development Compliance Officer Report:

a. Status of On-going Projects and Existing Cease and Desist Orders

Mr. Driska asked if there were any questions or comments on his report. He said that he was performing daily checks at the County Line Drive site and there were no issues. He said he was also periodically checking the TPC site as well and the Erosion and Sedimentation Controls were working well.

7. Town Planner Report:

Mr. Popper mentioned the major projects in town that were under construction, including the ShopRite, the TPC Clubhouse, the 120 County Line Drive site, and the Dollar General on Main Street.

He said that several projects would begin construction over the next few months, including the hotel next to Liberty Bank, Starbucks, and Covenant Village. He mentioned several new restaurants in the Franco's Shopping Center and near Nardellis.

8. Public Comments: There were no public comments at this time.

9. New Business:

a. Approval of 2019 Meeting Calendar:

Wynn Muller made a motion to approve the 2019 Meeting Calendar; Seconded by Bill Yeske.
All in favor; motion passed.

b. Discussion of Maintenance of Detention Pond at corner of Senator Drive and Congress Drive.

Jon Harriman, Town Engineer, addressed the Commission. He said that this was a detention basin and a created wetlands. There was no maintenance plan in place as it was considered a wetlands mitigation area. The basin was starting to fill in with mature vegetation and leaf litter, reducing capacity. This had caused an issue with a nearby resident's basement. He said that he had not confirmed it, but that there was possibly a footing drain to the house tied into this drainage system. He was asking for permission to begin the cleanup of the basin.

Amanda Drew asked what maintenance requirement was on the permit. Mr. Popper said that there are conditions placed upon approvals given now, but that prior to his and Mr. Harriman's arrival, there were no maintenance requirements. He said that Mr. Harriman and the Public Works Director would begin inventorying the drainage basins to determine what maintenance was needed.

Mr. Driska said that there were 6 to 8 inch caliper trees in the basin in addition to the overgrowth.

The affected resident, Karen Sullivan, 20 Senator Drive, read her November 30, 2018 letter to Mr. Popper regarding the issue with her basement.

Mr. Popper said that the issue of maintenance was before the Agency to advise them. He said that Mr. Harriman and the Public Works Director would be looking at all the basins and putting together a maintenance punchline and schedule. Mr. Harriman described the detention pond design, saying that it is fairly dry most of the time.

Wynn Muller said that he thought the Agency had previously approved staff to deal with maintenance on their own. Mr. Popper said that he wanted to advise the Agency because of the size and scope of the project, but that he would research that authorization.

John Whitney made a motion to authorize the town to perform the maintenance on the detention basin; Seconded by Wynn Muller. *All in favor; motion passed.*

10. New Business: Accept and Schedule New Application:

- a. Application #18-23: Request to conduct activities within the Inland Wetlands and the Upland Review Area (to construct new town garage facilities) at 100 County Line Drive (Town Transfer Station). The Town of Cromwell is the Applicant and the Owner.

Jon Harriman, Town Engineer, presented the application. He said that Milone & MacBroom had previously applied to fill this particular wetlands, but had withdrawn their application. Mr. Harriman said that he revised their proposal to install a pipe into the watercourse and to build a roadway. This would allow the town to access the “dog leg” or southern portion of the parcel for use as a materials storage area. The proposal was to install a 60-foot 18-inch pipe and to fill across the valley. He proposed installing a hay bale check dam and silt fence.

He said that the activity is the filling of the intermittent watercourse, with 450 square feet of direct impact and 54,000 square feet of Upland Review Area impact. He said that the watercourse previously received drainage from about 12 acres of land, but was now only picking up runoff from the parking lot and some seepage.

Mr. Popper read the definition of significant activity to the Agency.

Mr. Harriman said that the naturally occurring flow was no longer occurring as the large detention basins in the area were pulling water. He said that the intermittent watercourse was being preserved through the installation of the pipe. John Whitney agreed that the activities would be an improvement.

John Whitney made a motion to find no significant activity; Seconded by Bill Yeske.

Wynn Muller asked Mr. Popper to re-read a portion of the definition of significant and Mr. Popper read the beginning portion. Wynn Muller said that he did not think the activity would have a material impact.

Amanda Drew said she was concerned that water is still flowing. Mr. Harriman said that whatever flows there are will remain there after the pipe is installed. *All in favor; motion passed.*

John Whitney made a motion to approve the application, Seconded by Bill Yeske. *All in favor; motion passed.*

11. Commissioners' Comments and Reports: Chairman Corlis informed the Agency of the matter of an emergency tree cutting that occurred as part of a pipe installation project between Cromwell Hills Phase 1 and Willowbrook Plaza. The Cromwell Hills board wanted the buffer to be replaced between the properties. Amanda Drew noted that there were markers in the area, which meant that the town was aware of the issue and asked why it was considered an

emergency, rather than being presented to the Agency, since it had taken place over several weeks.

Mr. Harriman said that situation had deteriorated with a sinkhole forming at Willowbrook Plaza. He said that it took several weeks to secure funding and that the state agreed to pay for 90% of the project. He said that the pipe had rotted out and caved in. He said that the town has an easement and trees grew along the pipe. He said that the town doesn't allow plantings along its easements as roots in seeking water get into the joints of the pipe and cause clogs. He said that he appreciates the condo board's desire for a buffer, but would need it to be 30 to 40 feet tall to actually provide privacy. He said that he thinks that the trees grew on their own and were not intentionally planted.

Amanda Drew asked why Mr. Harriman hadn't approached the Agency and he said that this wasn't a new activity but part of the Willowbrook project.

Bill Yeske said that he did not think that the town needed to come before the Agency on this. Amanda Drew disagreed, saying the town could have approached the Agency, even just in an advisory capacity, to keep the Agency informed.

Chairman Corlis asked if the town could have installed two pipes down Willowbrook Plaza to the creek, and Mr. Harriman said that would not have been fiscally prudent and that it was much easier to use the easement it already had.

12. Adjourn: Chairman Corlis made a motion to adjourn at 7:47 p.m.; Seconded by Amanda Drew. *All in favor; motion passed.* Meeting adjourned.

Respectfully Submitted,



Julie C. Petrella
Recording Clerk

Application # 19-01

TOWN OF CROMWELL
INLAND WETLANDS AND WATERCOURSES AGENCY

APPLICATION TO CONDUCT REGULATED ACTIVITY

Street	Map/Block/Lot: <u>00114100</u>
Address: <u>100 canty line Dr.</u>	Volume/Page: <u>1616-218</u>
Applicant: <u>Town of Cromwell</u>	Owner: <u>Town of Cromwell</u>
Address: <u>41 West St. Cromwell, CT</u>	Address: <u>same</u>
Phone: <u>860-632-3492</u>	I hereby consent to the Applicant acting as my agent for the purpose of this application. I hereby permit the members and agents of the Agency to inspect the subject land both before and after a final decision has been issued.
Parcel ID #: <u>00114100</u>	

Reason for the Proposed Wetland or Upland Review Area Disturbance (not a description of the project, but an explanation of why this disturbance is necessary to complete the project):

The Transfer Station needs to be relocated at the existing site and as a result areas of the Upland Review Area will be disturbed.

Area of Wetland Impacted by this Project
(in square feet or acres):


Area of Upland Review Area Impacted by this Project
(in square feet or acres):

Application # _____

Description of Alternative Methods Considered, and Justification for Method Chosen:

Certification of Notice to Neighboring Municipalities	
Is any portion of the wetland or watercourse impacted by this application within 500' of Rocky Hill, Berlin, or Middletown?	Yes / No Not Applicable
Has a copy of this application been sent to the Rocky Hill, Berlin, or Middletown municipal Inland Wetlands and Watercourses Agency?	Yes / No Not Applicable
Has a copy of the plans been sent to the Rocky Hill, Berlin, or Middletown municipal Inland Wetlands and Watercourses Agency?	Yes / No Not Applicable

I, the undersigned, hereby certify that the information presented as part of this application is to the best of my knowledge, true and accurate and that should such information be proved to be inaccurate or misleading, any permit issued on the basis of this information may be revoked.



Applicant's Signature

3/27/19
Date of Submission

Jon Harriman
Printed Name

The Cromwell Inland Wetlands and Watercourses Agency has detailed environmental information on many of the wetland areas in town. The applicant is strongly encouraged to request a copy of this information.