

Town of Lebanon
INLAND WETLANDS COMMISSION
Regular Meeting
Lebanon Town Hall, Lower Level Conference Room

Monday, July 9, 2012 – 7:00 PM

MINUTES

Members Present: Sec. Robert Slate, John Drum, James Hallene, Dean Gustafson,
Jim Bender, Carl Bender, Dennis Latchum
Members Absent: James McCaw, David Martin
Others Present: Philip Chester, Town Planner, Brandon Handfield, Town Engineer and
Holli Pianka, Secretary

- I. The meeting was called to order at 7:00 p.m. by Sec. Slate.
Item added under New Business, (c) Prides Corner Farms.

II. Acceptance of Minutes:

- a. Dean Gustafson made a motion to approve the June 4, 2012, Regular Meeting Minutes, seconded by John Drum. Members voted unanimously to approve the minutes with the following corrections:
Page 2 and 3, Jim Hallene recused himself for applications #IW-12-1281 and #IW-AR-12-1327 and correct “Mr. Ienni” to “Mr. Ianni”.
- b. Jim Bender made a motion to approve the June 18, 2012 Site Walk-Special Meeting Minutes as presented, seconded by John Drum. Approved unanimously with C. Bender, D. Gustafson, J. Hallene abstaining.

III. New Business:

- a. **#IW-12-1388:** Town of Lebanon, replacement of Taylor Bridge Road Bridge.
Mr. Handfield stated the bridge is at risk of being closed due to the rotting and sinking of its two metal corrugated pipes and State DOT may lower the bridge’s safety rating. He reviewed the plan and the job is currently out to bid with construction proposed to start in August and completed within 90 days. This item will be placed on next month’s agenda.
- b. **#IW-12-1389:** Town of Lebanon, replacement of Tobacco Street Culvert.
Mr. Handfield stated one 9-foot span box culvert will replace two 3-foot deteriorated pipes with a construction period of up to 60 days. This item will be placed on next month’s agenda.
- c. Discussion regarding DEEP memo (6/12/2012) and Prides Corner Farms.
C. Bender and J. Hallene recused themselves from the discussion.
In response to resident complaints and concern of town officials, Prides Corner Farms previously met with Mr. Chester and First Selectman Okonuk to discuss DEEP memo regarding inspection deficiencies in water diversion and associated water handling practices for ponds and sediment and the remediation steps needed to bring all operations into compliance as permitted.

Christian Joseph from Prides stated that he was present with Joe Wetteman, State Sanitary Engineer, for the inspections at Prides and wants to assure the commission that all necessary corrective actions will be taken in the next few months in order to meet compliance. Mr. Joseph stated the following actions include:

1. Growing areas outside the storm water collection and reuse system will be reevaluated to address erosion and sediment controls to minimize water quality impacts.
2. An engineered plan will be developed to redirect runoff from the Williams Nursery plant dump.
3. A water handling plan will be developed to control discharges from the irrigation reuse system.
4. Regular maintenance and inspections of erosion and control measures.
5. Regular maintenance and monitoring of the Williams and Perennial potting dumps to contain nutrient and sediments.
6. Proper management of the mixing and stockpiling of fertilizer and potting mix and runoff from this area. Annual maintenance of the detention pond to eliminate any direct discharge into Hoxie Brook.

Mr. Joseph stated that additional remediation steps include monthly water quality sample testing, starting in August, for Pease Brook and Hoxie Road Brook and will be immediately renting an excavator to clean all silt catches.

Mr. Chester requested that Mr. Joseph send him a copy of Prides response letter to the State DEEP. Mr. Joseph said yes.

IV. Old Business

At this time, the commission took up Item (d) and (e). Jim Hallene recused himself from applications #IW-12-1281 and #IW-AR-12-1327.

- d. **#IW-12-1281:** 1102 Trumbull Highway, Assessors Map 247, Lot 8, James Grover, owner. Clearing and creation of pond.

A site walk took place on June 18, 2012 at the existing pond area. Joseph Boucher, Land Surveyor, Towne Engineering, Inc. and John Ianni were present. A plan revision was submitted after the site walk, including silt catches, water return, location of swales added, changed. Mr. Grover stated that a swale and rip rap had been installed along the gas line to keep runoff from the growing area contained and eliminate running into the nearby brook. Swales were installed to channel all runoff back in to the pond. Prides Corner is adding pumping to their diversion permit for this pond. The Town Engineer will determine if the pond is in the 100 year floodplain. Mr. Chester stated that the plan is not an accurate as-built because there are items shown on the plan that have been removed and other items missing such as the stream that flows along the gas line. Carl Bender was not able to attend the site walk meeting but did visit the site at a later date. He stated that there was a heavy rain prior to his arrival and there was a ditch present with water flowing

into a stream which flowed into the pond. He stated the plan should show the ditch and water flow. Mr. Grover has done grading and created a berm, but the direction of water flow is not shown. Mr. Chester stated that the plan does not include work that needs to be done to protect the brook and work that has been already been completed. The commission requires that Mr. Grover submit an accurate revised as-built plan for the August 6, 2012 meeting. Mr. Boucher requested an extension to the September meeting in order to complete the as-built plan.

- e. **#IW-AR-12-1327:** 1102 Trumbull Highway, Assessors Map 247, Lot 8, James Grover, owner. Clearing and creation of pond.

A site walk took place on June 18, 2012.

Mr. Boucher requests a determination on whether this is an as-of-right agricultural permit or not. Dean Gustafson felt that Mr. Grover is converting a wetland into cropland and would not be in favor of this application as submitted under as-of-right. The grade of the hillside was estimated at 12% by Mr. Boucher.

With no further discussion, John Drum made a motion to approve the application, seconded by Jim Bender.

Vote: In favor (1) J. Drum.

**Opposed (5) Slate, Gustafson, J. Bender, C. Bender, Latchum,
Motion failed. Application denied.**

Mr. Grover then submitted a regular wetland application which the commission accepted. This item will be placed on the August 6, 2012 meeting agenda. The commission requires Mr. Grover to submit a full function value assessment of the wetlands and assessment project end calculations and recommends the project be phased.

- a. **#IW-12-1300:** Amston Lake Southwest Cove, 18 Sunset Drive, Assessors Map 105, Lot 177. Paula Clements, owner, Amston Lake District, applicant. Maintenance dredging permit to remove 3,000 cubic yards.

Dean Gustafson made a motion, seconded by Jim Hallene, to approve the application with the following condition: Amend plan to show the temporary stockpile relocated out of the stream discharge point. Motion unanimously approved.

- b. **#IW-12-1237:** 6 Deepwood Drive, Assessors Map 103, Lot 95. Joyce Clark, owner, Brett Hallow, BSA Landscaping, applicant. Yard drain and pipe.

Dean Gustafson made a motion, seconded by Jim Bender, to approve the application with the following condition: Approval subject to a benchmark being established and approved by the Inland Wetlands Agent prior to construction. Motion unanimously approved.

- c. **#IW-AR-12-1253:** 894 Exeter Road, Assessors Map 245, Lot 18. Lincoln Chesmer, owner. Clearing for cropland and improvements to wetland crossings.

**Dennis Latchum made a motion to approve, seconded by Carl Bender,
Vote: For approval (0), Disapproved (6), Abstained: John Drum.
Motion failed. Application Denied.**

V. Executive Session: None.

VI. Town Planner's Report:

#IW-BUF-12-1335: 124 Deepwood Drive, Assessors Map 103/Lot 73. Renee Weaver, owner, Brett Harlow, applicant. Landscaping yard. **APPROVED.**

Mr. Chester discussed various wetland issues and potential enforcement actions.

VII. Correspondence:

CT ERT Survey received.

VIII. John Drum made a motion to adjourn, seconded by Dennis Latchum and approved unanimously. Meeting adjourned at 8:34 p.m.

Respectfully Submitted,
Holli E. Pianka, Land Use Secretary
July 16, 2012

(Minutes are unapproved as of transcription date.)