

**Town of Warren**  
**Inland Wetlands & Conservation Commission**  
**Regular Meeting – Minutes**  
**Thursday, February 28, 2019 – 7:00PM**  
**Warren Town Hall – 50 Cemetery Road**

**Present:**        **Chairman:** Keith Jewell   **Members:** Tom Caldwell, Nora Hulton, John Favreau  
                  **Inland Wetlands Enforcement Officer:** Stacey Sefcik  
                  **Land Use Secretary:** Brenda Zampaglione  
                  **Alternate:** Tom Caldwell for Cindy Shook  
                  **Absent:** Nancy Binns, Darin Willenbrock  
                  **Excused:** Cindy Shook

**1.        CALL TO ORDER AND DESIGNATION OF ALTERNATES.**

- a.** The regular meeting was called to order at 7:05PM by Chairman, Keith Jewell. The proceedings were recorded digitally, and copies are available in the Land Use Office. All Regular members were seated for the meeting.

**2.        SHOW CAUSE HEARINGS CONTINUED**

- a.    Matthew J. Clark and Heather A. DeJulia, 155 Cornwall Road (Assessor's Map 33, Lot 65) – Earthwork and Stockpiling in the Regulated Area without Required Permits**

Matthew Clark was present to represent 155 Cornwall Road. Mr. Clark stated that he had a soil scientist come to the property to delineate the wetlands as the Commissioner's requested. George Malia, Certified Soil Scientist went to the property on February 9, 2019 but was not able to delineate the wetlands due to frost in the ground, he was unable to take samples. Mr. Malia provided a letter regarding his inspection to Mr. Clark. Ms. Sefcik read Mr. Malia's letter into the record for the Commission.

Mr. Clark assured the Commission that the silt fence that was installed has been stabilized with an additional natural berm for more control and that no more work has been done on the site. There has been stabilization in all areas per Mr. Clark. Mr. Clark gave the Commission his application and check. The Commission asked Mr. Clark if he had brought a site map of the property and Mr. Clark had, but wetlands are not delineated on it.

**MOTION:** Mr. Favreau, 2<sup>nd</sup> Ms. Hulton **ACCEPT** the **Application** in the Matter of **155 Cornwall Road (Assessor's Map 33, Lot 65)** - Pending further delineation of the wetlands and receipt of a plan of activity post understanding where the wetland delineation is; **UNANIMOUSLY APPROVED.**

**MOTION:** Ms. Binns, 2<sup>nd</sup> Mr. Favreau **CONTINUE** the **Show Cause Hearing** in the Matter of **155 Cornwall Road (Assessor's Map 33, Lot 65)** until the **March 28, 2019** Regular meeting; **UNANIMOUSLY APPROVED.**

**3.        APPROVAL OF MINUTES**

- a.** January 24, 2019 Regular meeting.

**MOTION:** Mr. Favreau, 2<sup>nd</sup> Ms. Hulton **AMEND** the **January 24, 2019** Regular meeting minutes. The minutes reflected an incorrect fee for the After-the-Fact Application of \$280.00. The minutes were Amended to reflect that the After-the-Fact Application fee is \$230.00; **UNANIMOUSLY APPROVED.**

**MOTION:** Ms. Hulton, 2<sup>nd</sup> Mr. Favreau **APPROVE** the **MINUTES** of the **January 24, 2019** Regular meeting which includes the above **MOTION** for amendment; **UNANIMOUSLY APPROVED.**

#### **4. OLD BUSINESS**

No business

#### **5. NEW BUSINESS – RECEIVE AND DETERMINE SIGNIFICANCE**

- a. **Elwyn Tanner for Bernard E. Tanner Estate, Rabbit Hill Road (Assessor's Map 9, Lot 7) – Request for Declaratory Ruling to Resurface Existing Farm Road and Clean Out Drainage Swale.**

No one was present to represent Rabbit Hill Road (Assessor's Map 9, Lot 7). Per Ms. Sefcik, this is an old farm road that will be resurfaced only. There is a drainage ditch parallel to the farm road, 20 feet of which will be cleaned out. At the end of the ditch by the street, this area will also be cleaned out and lined with stone. There is an existing pipe by the town road which will be left as it is. Rebuilding of the farm road will not widen the road per Ms. Sefcik, it is currently @ 12' wide and 750' long. Topsoil will be removed and replaced with @ 330 yards of gravel. There will be no stockpiling of the topsoil, it will be removed from the farmland. Mr. Tanner provided to Ms. Sefcik, a list of what was to be done, who read the letter into the record for the Commission.

**MOTION:** Mr. Favreau, 2<sup>nd</sup> Ms. Hulton to issue a **DECLARATORY RULING** of **PERMITTED** Use of Right under Section 4.1.a, in the Matter of **Elwyn Tanner for Bernard E. Tanner Estate, Rabbit Hill Road (Assessor's Map 9, Lot 7); UNANIMOUSLY APPROVED.**

**MOTION:** Ms. Hulton, 2<sup>nd</sup> Mr. Caldwell **ADDITION TO THE AGENDA** in the Matter of **Matthew Johnson, Aspetuck Tree and Landscape Company for Abraham & Stephen Sylvia Roche; UNANIMOUSLY APPROVED.**

On February 27, 2019, Ms. Sefcik drove by the property on Rabbit Hill Road and saw equipment so she stopped to speak to the workers. Ms. Sefcik was told that work was being done to remove invasive weeds/plants. Ms. Sefcik noticed that chipping of wood debris was being deposited near a Regulated Wetland Area and stream. Ms. Sefcik asked the workers to stop work pending discussion at this IWCC meeting of the matter. Mr. Johnson of Aspetuck Tree and Landscaping then spoke to Ms. Sefcik on the phone and was invited to explain the work at the next IWCC meeting.

Mr. Johnson was present to represent Abraham and Stephen Sylvia Roche – Rabbit Hill Road (Assessor's Map 9, Lot 21). Mr. Johnson explained the scope of the work being done on this property to the Commission. He explained that there was a very old, in-ground swimming pool that had trees and many invasive plants growing in it that he was asked to clear out in addition to mowing around the pool. The owners of the property then asked Mr. Johnson to remove more invasive plants and trees from the property. The invasive plants were removed as well as some sick Ash trees. More work is proposed on this property. While removal of invasive plants was a good thing, Ms. Sefcik's main concern was the chipping of material into the Regulated Wetlands Area. Mr. Johnson stated they would remove the chipped material from the possible disturbed area of Wetlands area and proposes that future chipping will not be done in the Regulated Area but rather removed from the site. All work to remove chipped material will be done by hand and any additional invasive plant removal will be done from an adjacent farm road.

**MOTION:** Mr. Favreau, 2<sup>nd</sup> Ms. Hulton to issue a **DECLARATORY RULING** of **PERMITTED** Use of Right under Section 4.2.a and 4.2.b, in the Matter of **Matthew Johnson, Aspetuck Tree and Landscape Company for Abraham and Stephen Sylvia Roche, Rabbit Hill Road (Assessor's Map 9, Lot 21) ; UNANIMOUSLY APPROVED.**

#### **6. INLAND WETLANDS ENFORCEMENT OFFICER'S REPORT**

No written report available at this time a report will be emailed to Commissioner's per Ms. Sefcik. Ms. Sefcik notified the Commissioners that the parking at Angevine Farm was resolved. On Hopkins Road, Ms. Sefcik and Mr. Hayden have to do a site visit and will re-visit the area when the

weather improves. Mr. Favreau asked Ms. Sefcik about logging being done next to his property; was there to be a site inspection? Ms. Sefcik will follow-up with a site inspection on this property. Also mentioned was a property on Carter Road and large equipment being seen on a property. Ms. Sefcik will also visit this site and report back to the Commission at the next meeting on March 28, 2019.

**7. CORRESPONDENCE.**

- a. Ms. Sefcik informed the Commission of the upcoming bi-annual Land Use Conference held by the CT Bar Association on March 23, 2019 in Middletown. Commissioners are to contact Secretary Zampaglione if they want to attend.
- b. Also received was the most recent issue of Habitat magazine.

**8. OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION**

- a. Update on Draft 2019 Plan of Conservation and Development

Ms. Sefcik addressed the Commission on the POCD. The finished document will be presented at a Public Hearing on April 9, 2019. Ms. Sefcik will email all the Commissioner's the current POCD draft for perusal.

**9. ADJOURNMENT**

**MOTION:** Mr. Favreau, 2<sup>nd</sup> Ms. Hulton **ADJOURN** the meeting at 7:53PM; **UNANIMOUSLY APPROVED.**

Respectfully submitted,

*Brenda Zampaglione*

Brenda Zampaglione  
Land Use Secretary