

INLAND WETLANDS AND WATERCOURSES COMMISSION

Town of Trumbull

CONNECTICUT
www.trumbull-ct.gov

TOWN HALL
Trumbull

TELEPHONE
(203) 452-5005



**MINUTES
June 4, 2013**

MEMBERS PRESENT: Richard Girouard, Chairman
Arlyne Fox, Vice Chairman
John Lauria, Secretary
Kevin Chamberlain (arrived at 7:32 p.m.)
Carmine DeFeo
Jeffrey Wright (arrived at 7:50 p.m.)

ALSO PRESENT: William Maurer, LS, Civil Engineer

The Chair convened the meeting at 7:30 p.m. All present joined in the Pledge of Allegiance led by Commissioner Fox.

PUBLIC HEARING

Commissioner Lauria read the Public Hearing Notice as follows:

**TRUMBULL
INLAND WETLANDS
AND
WATERCOURSES COMMISSION
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN THAT the Inland Wetlands and Watercourses Commission of the Town of Trumbull will hold a Public Hearing on Tuesday, June 4, 2013 at 7:30 p.m. in the Trumbull Town Hall Courtroom, 5866 Main Street, Trumbull, Connecticut, on the following application:

Application 13-21, Manuel Fernandes - Permit approval to construct a shed, above-ground pool and freestanding pool deck within a regulated area at 32 Captain's walk.

A copy of the application and maps are on file for public inspection in the Town Engineer's Office, Town Hall, Trumbull, Connecticut.

Dated at Trumbull, Connecticut this 22nd day of May, 2013.

Richard H. Girouard, Sr., Chairman
Inland Wetlands and Watercourses Commission of the Town of Trumbull

The Chair opened the Public Hearing at 7:31 p.m.

Application 13-21, Manuel Fernandes - Permit approval to construct a shed, above-ground pool and freestanding pool deck within a regulated area at 32 Captain's Walk.

Mr. Manuel Fernandes of 32 Captains Walk was present and indicated that he was applying for a permit for an above ground pool, free standing deck and shed. The pile of debris (grass clippings) has been removed. Mr. Fernandes stated that he was not planning on stabilizing the stream bed. Commissioner Fox expressed her concern if the stream is not cleaned that there may be an issue in the future and there should be no unwanted wood added to the area.

There was no one present from the public to speak to this application.

Motion (Fox), seconded by (Chamberlain) to CLOSE the Public Hearing.

VOTE: Motion CARRIED unanimously.

The Public Hearing CLOSED at 7:36 p.m.

REGULAR MEETING

The Chair OPENED NEW BUSINESS at 7:37 p.m.

Application 13-32, Brian McArdle - Permit approval to install 10'x14' storage shed within a regulated area at 19 White Birch Drive.

Mr. Brian McArdle was present and indicated he wanted to install a shed in the back yard. The shed was originally proposed to be 80' from the wetlands and would not be beyond the grass area. Mr. McArdle proposed moving the shed closer to the garage approximately 30' to the watercourse. After rain the stream is approximately 4"-5" deep. There is no riverbank and the stream is dry in the summer. Mr. McArdle submitted an alternate plan as the primary plan.

Motion (Lauria), seconded by (Fox) to RECEIVE.

VOTE: Motion CARRIED unanimously.

Application 13-33, Vincent Lombardo, Jr. - Permit approval to remove sixteen (16) trees within a regulated area at 6 Lynnbrook Road.

Attorney Rosati of 3241 Main Street was present on behalf of the applicant Vincent Lombardo, Jr. Mr. Lombardo has purchased the property and is renovating the property to raise his family. Due to safety reasons the storm damaged and deceased trees need to be removed. There will be no change and/or significant impact to the wetlands nor sedimentation issues. The wetlands will not be diminished in any way.

Mr. William Kenny, Principal of William Kenny Associates, a registered Wetland and Soil Scientist and Landscape Architect was present and indicated the wetlands on the property have been mapped. Mr. Kenny assisted the property owner in determining the proposed planting locations. These plantings will mitigate the trees being removed. (Commissioner Wright arrived at 7:50 p.m.) The majority of the trees proposed to be removed are greater than 50' from the wetlands. In his opinion there will be no adverse effect to the wetlands.

Mr. Maurer read the Conservation Commission letter dated June 3, 2013 into the record (Attached). The trees are numbered on the plan; the trees in red represent the trees proposed to be removed. This is the 50'-100' buffer area. Mr. Rosati stated for the record that Mr. Kerr who lives next door to the applicant is a Conservation Commissioner and noted that he hopes the comments and concerns of the Conservation Commission are not motivated by a conflict of interest. Placing boulders in the middle of a lawn where children play would cause a safety issue and his client would not agree to that. This is a good project that will enhance the wetlands and property. He would not want anything negative to come out of this that might be motivated by a conflict of interest this neighbor has. Mr. Rosati stated the neighbor has expressed his views and has shown that he has a conflict of interest.

Mr. Kenny stated that they are planting 16 plants (Red Oak, White Oak and Sugar Maple) and are proposing to remove 16 trees. They would be pleased to change the trees for the Conservation Commission but added the trees chosen are fine for the area. Mr. Kenny would prefer not to use the Red Maple, since it is a weaker tree. He would be agreeable to using a Swamp White Oak. The 50' area will be maintained, the intention is to create a lawn in the other area. It was confirmed there were no photos in the application representing a perspective of the rear yard. Within the first 50' of the wetlands there is woodland growth, saplings and shrubs. There is one tree that is very close to the wetlands and will take extra precautions when removing the tree. There will be erosion control set up down-slope, (silt fence and hay bales). Atty. Rosati would agree to something that would show the wetland line as long as it does not prohibit access. He believes his applicant is allowed to use the area as long as it allowed by this commission in the regulations. It is not lawn now, but there are leaves and brush covering the area. After the trees come down the leaves will be cleaned up. It will be appear clearer; the applicant has the right to remove loose leaves and brush. There will be no fill and/or top soil brought into the new landscaped area. The trees will be removed from the site. Mr. Lombardo confirmed that chemical fertilizer will not be used only green/organic fertilizer. The applicant indicated he normally does not use fertilizer.

Mr. Maurer stated that there are other proponents of this plan that are outside the 100' regulated area. A storm water management plan will need to be done for the increased impervious area and hopes that system will not be within the 100' regulated area. Mr. Lauria pointed out that there is not a lot of area left outside of the regulated area.

Motion (Chamberlain), seconded by (Wright) to RECEIVE.

VOTE: Motion CARRIED unanimously.

Application 13-34, Jarvis Construction - Permit approval to install a storm water drainage system for an existing gravel drive and parking area within a regulated area at 15 Corporate Drive.

Mr. Mark Jarvis of Jarvis Construction with offices on 2385 Main Street, Stratford, CT representing the owners of the Trumbull Medical Arts at 15 Corporate Drive was present. The applicant is proposing to correct the lower parking lot area at 15 Corporate Drive. This has been in use for approximately 12 years. The lower parking lot is for employees only. It had been brought to their attention this needs to be corrected to be able to properly drain. Computations are included. The engineered plans were done by Chappa and Paolini Engineers, LLC. The water drainage will be reduced and collect all of the run off. The system has been designed for the 2, 10 and 25-year storm event with a maintenance program that will remove all sediment from the

grounds every six months. The plans have been done in conjunction with the Town Engineering Dept.

Mr. Maurer stated the original application did not include the lower parking lot area, the parking area was put in during the 1990's prior to the current owners purchasing of this land. Currently it is gravel parking area with sheet load into the pond with no control over the erosion and run off. The plan greatly improves the water quality going into the pond. There is a maintenance schedule noted on the plan and a perk test has been done. Mr. Maurer asked if the application should be approved they would need to provide documentation from their engineer that the system has been completed per the design before they start using it as a parking lot again. The applicant agreed. Designing to the 2, 10 and 25-year storm is what is required. Mr. Jarvis indicated once the problem was brought to their attention they worked with the Town Engineering Dept. to correct it.

Mr. Jarvis explained there is a collection area that will take all of the sediment before going into the retaining pond. Mr. Maurer explained that they asked for a deeper sump because it is the only water quality control structure. They felt the extra deep sump would help collect the debris and give better quality. The galleys will handle the outflow. There is a manhole northeast of the structure which will outflow through the catch basin. There are two exits. The driveway will pitch to the catch basin. With regard to the Conservation Committee letter and the Scinto property Mr. Maurer explained since then he asked them to install a silt fence and they have done so. Mr. Jarvis stated that wherever they work there will be a silt fence installed. Mr. Maurer confirmed that the deep-sump is hooded; it will give it more volume for the solids to accumulate before going to the pipe. Usually it is a 2' sump this one is a hooded 4' sump. Mr. Jarvis stated the parking lot will be for 8-10 employee cars, it is not going to be used for public parking. They are not increasing the area they want to correct the situation.

Motion (Chamberlain), seconded by (Lauria) to RECEIVE.

VOTE: Motion CARRIED unanimously.

MINUTES: Motion (Chamberlain), seconded by (Lauria) to accept May 7, 2013 meeting minutes as submitted. VOTE: Motion CARRIED unanimously.

WORK SESSION:

The Chair OPENED the Work Session at 8:19 p.m.

Application 13-21, Manuel Fernandes - Permit approval to construct a shed, above-ground pool and freestanding pool deck within a regulated area at 32 Captain's Walk.

Motion (Chamberlain), seconded by (Lauria) to APPROVE Application 13-21, Manuel Fernandes as submitted subject to the General Conditions as established by the Commission.

VOTE: Motion CARRIED unanimously.

Application 13-32, Brian McArdle Permit approval to install 10'x14' storage shed within a regulated area at 19 White Birch Drive.

Commissioner Wright will not be voting due the fact that he had arrived to the meeting after this application had been presented.

Motion (Lauria), seconded by (Chamberlain) to APPROVE Application APPROVE Application 13-32 subject to the General Conditions as established by the Commission and the following specific condition:

- The primary plan has been approved.
- The shed shall be built on the grass area with no portion of it closer than 25' from the watercourse.

VOTE: Motion CARRIED unanimously

Application 13-33, Vincent Lombardo, Jr. - Permit approval to remove sixteen (16) trees within a regulated area at 6 Lynnbrook Road.

By unanimous consent the Inland Wetlands & Watercourses Commission agreed to conduct a FIELD INSPECTION.

Application 13-34, Jarvis Construction - Permit approval to install a storm water drainage system for an existing gravel drive and parking area within a regulated area at 15 Corporate Drive.

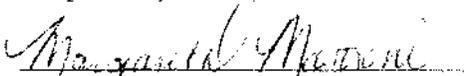
Motion (Fox), seconded by (DeFeo) to APPROVE Application APPROVE Application 13-34 subject to the General Conditions as established by the Commission and the following specific condition:

- No use of the parking area shall be allowed until the site improvements have been completed and a letter has been received from the design engineer certifying that all construction has been built in accordance with the design plans. A Street Opening permit and Driveway permit will also need to be obtained.

SCHEDULE FIELD INSPECTIONS: By unanimous consent the Inland Wetlands & Watercourses Commission scheduled the Field Inspection for Thursday, June 20, 2013 leaving the Town Hall at 3:30 p.m.

By unanimous consent the Inland Wetlands & Watercourses Commission adjourned at 8:28 p.m.

Respectfully Submitted,


Margaret D. Mastroni, Clerk



RECEIVED

**To: Bill Marr, Agent
Trumbull Inland Wetlands and Watercourses Commission**

JUN 03 2013

From: Trumbull Conservation Commission

INLAND-WETLANDS COMMISSION
BY AMM

Date: June 3, 2013

Re: Review of Agenda Items for 6/4/2013 meeting

At our last regularly scheduled meeting we reviewed and discussed the 3 *New Business* permit applications that you will be reviewing tomorrow night. Please distribute our comments to all members of the Wetlands Commission in advance of the meeting.

We have no comments with regards to Applications number 13-32 and 13-34; however you should note with regard to 13-34, that during a wet weather event, a member of our commission did observe a significant amount of sediment from the current construction activities on Corporate Drive running into a nearby catch basin, then being released into the retention pond at the applicants 15 Corporate Drive location. The applicant be notified that their neighbor is likely not in compliance with Connecticut's General Permit for the Discharge of Stormwater and Dewatering Wastewaters Associated with Construction Activities and is damaging the functionality and water quality of their retention pond.

However we had the following comments and recommendations with regards to Application 13-33 that we offer for your consideration in your review of this application;

1. On our commission we have two licensed landscape architects and one licensed arborist. We suggest the replacement of the White Oak and Sugar Maple (which are not wetland tolerant trees) with Sweet Gum or Red Maple which are also native and more suitable for planting in a wetlands buffer.
2. The applicant should not be permitted to extend the lawn limits any closer to the wetland that where it is presently. We suggest that boulders be placed at the outer edge of the existing lawn to demarcate the limits of the lawn line for future reference and to maintain the existing edge of the woode area .