



TOWN OF ROXBURY CONNECTICUT

Inland Wetlands Commission

29 North Street • P.O. Box 203 • Roxbury, CT 06783-0203

ROXBURY INLAND WETLANDS COMMISSION REGULAR MEETING APRIL 26, 2016

MINUTES

CALL TO ORDER

Chairman Dirienzo called the meeting to order at 7:30 PM.

Members Present: Russell Dirienzo, John Smoliga, Andy Engel, and Rob Horrigan

Alternates Present: Andrew Wood, Daniella Pappas, and Rose Krantz

Others Present: Bill Horrigan, Paul Szymanski, Brian Neff and Brian & Cathy McCulloch

SEATING OF MEMBERS

Chairman Dirienzo seated members Smoliga, Engel, Horrigan and Dirienzo. Alternate Wood was seated for Fitch.

APPROVAL OF MINUTES

Regular Meeting - March 22, 2016

MOTION: To approve the minutes of the 03/22/16 Regular meeting. By Engel, seconded by Smoliga and carried unanimously 5-0.

COMMUNICATION WITH THE PUBLIC

N/A

OLD BUSINESS

Rob Horrigan recused himself and Alternate Krantz was seated

Horrigan/63 Hemlock Road – Single-family dwelling – amend house location

Bill Horrigan came forward with a fully engineered plan dated April 5, 2016 entitled Proposed Sanitary System Plan. Paul Szymanski reviewed the plan showing both sheet flow off the driveway and roof runoff going to a rain garden. A restacked stonewall will act as a permanent barrier to the wetlands and also as a level spreader. The overall impervious surface area has been reduced as compared to the previously approved plan.

Andy Engel and Rose Krantz reported on their site walk and found that this was an overall improved plan.

Motion to approve as regulated the application of Horrigan/63 Hemlock Road – Single-family dwelling – amend house location. By Engel, seconded by Wood and carried unanimously 5-0.

Rob Horrigan was reseated and Krantz stepped down.

Motion to add the application of McCulloch/33 Rocky Mountain Road - maintenance activity to the agenda. By Dirienzo, seconded by Engel and carried unanimously 5-0.

John Smoliga stepped down and Alternate Krantz was seated.

McCulloch/33 Rocky Mountain Road - maintenance activity

Russ Dirienzo reported that he viewed the site and the intermittent stream that runs across the property that the McCulloch's would like to improve by removing the invasives and digging a channel to prevent the water from pooling. Mr. McCulloch reported that the work will be done by machine. It was discussed that there shall be no removal of trees in wetland area. The members reviewed sketched map of the property.

Andy Engel and Rob Horrigan agreed view the site.

Member Smoliga was reseated and Alternate Krantz stepped down.

Nogid/53 Southbury Rd – Extension requested to comply with conditions of Cease and Desist Order

Russ Dirienzo reported that the Town Attorney found that the bond proposed was unacceptable. However, this Commission's approval was not contingent upon the approval of the bond by the Town Attorney. Attorney McTaggart worked with the Attorney Kelly to agree on a \$10,000 cash bond with a balance of \$30,000 as a surety bond. The Town Attorney was away and unavailable to review the final bond; therefore, Mr. Dirienzo gave permission to start work. Brian Neff agreed to oversee project.

Ginns/55 Old Tophet Road – Rebuild Guest House

Brian Neff came forward with a plan entitled Soil Erosion Sediment Control Plan dated March 15, 2016. Rob Horrigan and Andy Engel viewed site. Mr. Neff confirmed that the underground utilities will not run through the wetlands area. The retaining wall will be relocated to the east and a new foundation will be poured.

Mr. Horrigan noted his concerns with a lot of excavation. Mr. Neff advised that there will not be a massive amount of regrading. They will work with the contours that are there. Mr. Engel noted that it is important that erosion control measures are in place. Brian Neff agreed to notify the Wetlands Enforcement Officer 5 days prior to the start of work to inspect that erosion control is in place.

Motion to approve as a regulated activity the application of Ginns/55 Old Tophet Road – Rebuild Guest House. By Horrigan, seconded by Engel and carried unanimously 5-0.

NEW BUSINESS

Rob Horrigan stepped down and Alternate Krantz was seated.

Grassy Hill Properties, LLC – 31 Grassy Hill Road – Barns and Greenhouses

Brian Neff came forward and reviewed the Soil Erosion & Sediment Control Plan dated 4/19/16. The applicant would like to build a barn with driveway and put greenhouses on site. Mr. Neff noted that this should be nonregulated; however, the plan is to clear 1.1 acres of trees to put driveway and barn. He reviewed the storm water control plan and noted that all the activity is outside of the 100 foot wetland buffer. Brian Neff will be the supervising engineer for this project.

Motion to approve as a nonregulated the application of Grassy Hill Properties, LLC – 31 Grassy Hill Road – Barns and Greenhouses. By Dirienzo, seconded by Engel and carried unanimously.

Steiner/Everything Botanical, LLC / 67 Tophet Road – Clearing of brush and small trees; establishment of new lawn
Tabled

WEO REPORT

Pending Review/Follow Up

Feder – 35 Minor Bridge Road – Fence in regulated area – revised map - clarification

It was noted that this matter is complete and should be removed from the agenda.

McCourt – 262 Painter Hill Road – Dam – Follow-up inspection

It was noted that this matter is complete and should be removed from the agenda.

Nogid – 53 Southbury Road – Cease and Desist in effect - see Old Business- remove

Chairman Dirienzo reported that legally when the Commission accepts the fine it means the C&D is lifted. In the future the Commission will not accept any fines until it is confirmed that all conditions have been met. Currently it has been confirmed that all the conditions have been met. The bond was the last condition to be satisfied.

McCulloch/33 Rocky Mountain Road - see New Business

Chairman Dirienzo advised that organic tick spraying in the wetlands requires a permit. An additive in these sprays kills the entire bottom of the ecosystem. The Commission requested that the Land Use Office send a letter to all of the chemical lawn companies regarding the requirement of a permit for spraying of pesticides and herbicides. Additionally, Mr. Dirienzo agreed to write an article for the Town newsletter educating the public regarding the use of these products.

ADJOURNMENT

MOTION: To adjourn the meeting at 8:15 PM, by Smoliga, seconded by Horrigan and carried unanimously 5-0.

Respectfully submitted,

Jai Kern

Tai Kern, Secretary

Minutes are filed subject to approval by the Roxbury Inland Wetlands Commission

cc: B. Henry, R. Dirienzo, P. Hurlbut, J. Conway, G. McTaggart and G. Steinman.