

Minutes Approved on _____
With Corrections _____
Clerk Initial _____ Date _____

**TOWN OF HEBRON
CONSERVATION COMMISSION
THURSDAY, NOVEMBER 18, 2010
PUBLIC HEARING/REGULAR MEETING
TOWN OFFICE BUILDING MEETING ROOM**

RECEIVED

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[Signature]
HEBRON TOWN CLERK

Petition 2010-16, Grayville Estates of Hebron, LLC, 143 Merrow Rd., Tolland, CT – 18 -lot subdivision on 87 acres – south of Grayville Road and west of Old Colchester Road **(Received 8-12-10; 65 days –10-15-10. Public Hearing 10-14-10; 35 days – 11-17-10 – Extension to 11-18-10)**

Members Present: J. Mullaney, T. Gauthier, M. Harder, T. Loto

Members Absent: L. Maynard, T. Nofer, R. Warner

Staff Present: J. Soderberg, Wetlands Agent

Recognition of Guests: attendance sheet attached.

J. Mullaney called the Public Hearing to order at 7:43 pm

Attorney Antoinette Webster stated that soil scientist, John Ianni, the land surveyor Joel Fuller and G. Colantonio, the engineer for the Applicant were all present at this hearing. John Ianni read the wetlands report he provided, dated November 2, 2010. He explained how the water will flow into the wetlands on the property and described about each wetland.

Wetland #1 is contained almost entirely in open space.

Wetland #2 is an isolated pocket with some ponding, but no significant depth and is also contained in open space.

Wetland #3 is in the center of the property and is narrow. He named the species of trees found on the wetland and said it has some functionality, similar to wetland #1.

Wetland #4 has no defined watercourse for the ground water and the crossing is narrow, said he's not concerned about the crossing due to flat grading. He states the pipe is appropriate for the wetland and there is no fish passage and no surface flow. John suggests planting 20 winterberry shrubs near the top and 6 shrubs at the tip. He said it has low functionality.

Wetland #5 has different vegetation; Japanese barberry, which is invasive. He suggests a one time removal of the autumn olive, mowing the area every 2 years and stump treatment. J. Mullaney asked if there would be concern for erosion and M. Harder asked about the configuration of the pipe crossing. Gus Colantonio said the pipes are set up that

way because of winter months. A. Webster pointed out larger detail of the pipes crossing the wetlands on the maps of the property. She said the Hebron town engineer had concern about drainage and after discussions with the Hebron staff, a decision was made to add an 18" pipe on the north side of Grayville Road. It will catch some of the flow from downstream. Drainage calculations will be submitted to the town the week of November 22, 2010. Also, the hydrodynamic separator was added to this drainage pipe, which will collect drainage from the road through a series of catch basins.

T. Loto asked about the conservation easement. They didn't revise the plan, J. Soderberg said they should get a recommendation from Planning & Zoning Commission.

Public Comment:

J. Soderberg read the letter from EMCO Testing dated November 15, 2010.

Robert Butt, 89 Grayville Road has additional concerns, he thinks the water will still head towards his property. G. Colantonio said that most of the water will go into the proposed 18" pipe, it will intercept it, so the water in the wetland won't rise as much. R. Butt claims the land is slanted, so the water will run onto his property. G. Colantonio said the first pipe catches most of the water and the second pipe catches more.

Ernie Cohen, owner of EMCO Testing said the Butts hired him to look into the water problem. He's concerned about the gravel, that the water will go into the ground water and suggests additional piping. G. Colantonio explains the above mentioned again. J. Ianni said there is a big improvement with the new pipe. There was a discussion between the Mr. & Mrs. Butt and G. Colantonio.

F. Colantonio, the Applicant's engineer said that testing of the water levels in the areas of the leaching fields was done throughout the year. He said water always runs perpendicular to the contours. E. Cohen is also concerned about herbicides and suggested putting stand pipes in to determine which way the water flows.

J. Mullaney closed the Public Hearing at 9:10pm.

REGULAR MEETING

Members Present: J. Mullaney, T. Gauthier, M. Harder, T. Loto

Members Absent: L. Maynard, R. Warner, T. Nofer

Staff Present: J. Soderberg

J. Mullaney called the regular meeting to order at 9:20pm

Approval of Minutes:

Public Hearing October 14, 2010 : The following changes were noted: In the 4th paragraph, the 7th line should read: *The Commission needs a description of wetland and discussion of impact of crossing.* In the same paragraph, the 3rd line from the bottom: *J. Mullaney said a wetland report would be helpful, needs to get more detail of water quality. The goal of the Conservation Commission is to have as much vegetation as possible between proposed development and wetlands.* The last line should read: *The Commission asked for conservation easement behind the stone wall on lot #4.* Under **Public Comment**, the last line on page 2 should read: *The town staff preferred an open drainage design over using detention basins.* On page 3, the 3rd paragraph should read: *T. Loto said the items to be addressed are: obtaining a soil scientist's report on the functions of wetlands, and impacts of regulated activities, potential for mitigation for wetland crossing (culverts) and consideration for putting the area behind the stone wall on lot #4 in a conservation easement. The Commission also asked the applicants to meet with the town staff to discuss the concerns from neighbors regarding storm water flow off of the site. In addition, that they address the town engineer's concerns.*

T. Gauthier motioned to approve the October 14, 2010 Public Hearing minutes as amended, T. Loto seconded, all were in favor.

Regular Meeting – October 14, 2010:

Under Approval of minutes for September 16, 2010, it was noted to add that *J. Mullaney voted in favor of the application (Petition 2010-05).*

In the 1st paragraph of page 4, the last line should read: *J. Mullaney accepted the application, and indicated that we would investigate whether these activities were "as of right" because the Connecticut Water Company would be constructing the driveway.*

Under Petition 2010-06 – applicant not present, tabled until next meeting.

On page 5, the second line should read: *J. Mullaney received an email from L. Maynard stating she won't be able to attend meetings due to personal issues.*

T. Loto motioned to approve the October 14, 2010 Regular Meeting minutes as amended, seconded by M. Harder, all were in favor.

Additions to Agenda: None

Recognition of Guests: attendance sheet attached.

New Applications: None

Pending Applications:

Petition 2010-16, Grayville Estates of Hebron, LLC, 143 Merrow Rd., Tolland, CT – 18-lot subdivision on 87 acres – south of Grayville Road and west of Old Colchester Road **(Received 8-12-10; 65 days –10-15-10. Public Hearing 10-14-10; 35 days – 11-17-10- Extention to 11-18-10)**

J. Soderberg said we have the reports from the town, soil scientist, land surveyor and engineer.

T. Gauthier made a motion to approve application with the following stipulations, it is subject to review and approval of changes to storm water calculations by town engineer, M. Harder seconded, all in favor.

The Commission made the following recommendation to the Planning and Zoning Commission – That the stone wall and area behind the stone wall on lot 4 be added to the Conservation easements, and that the footing drains be allowed to discharge in this area.

J. Mullaney indicated that there were no feasible and prudent alternatives to the direct wetlands activities (pipe and road crossing wetlands) in the application.

Petition 2010-06, Scott Fellows, 100 Lebanon Road (Rte. 207, Amston, for Diversion of water across property into the D.O.T. drainage system **(Received 9-16-10; 65 days – 11-19-10)**

J. Soderberg contacted DOT, they were unable to provide Mr. Fellows with any design for his water problem. DOT will monitor the situation through the winter and remedy any problems. *T. Gauthier motioned to deny the application without prejudice, T. Loto seconded, all in favor.*

Petition 2010-21, Hebron Country Manor, LLC, from David Minicucci, Route 6, #372, Andover, CT to construct a driveway from Wall St. (Rte. 316) for future development. This driveway to accommodate utilities, sewer, water, electric and telephone. **(Received 10-14-10; 65 days- 12-17-10)**

This is not an “as of right” application. Bob Messier said the engineer for Country Manor submitted an updated drawing, showing that they created swales and rain gardens that would accommodate future development and would be gated.

T. Loto motioned to approve the application subject to review of the town engineer and any changes to be incorporated into the plan, T. Gauthier seconded, all in favor.

Wetland Agent Approvals:

Petition 10-23, Gene A. Chasser/Cheryl Chatfield, 36 Ames Road, Amston – Construct a lakeshore retaining wall

J. Soderberg went out to property, approved.

Petition 10-24, David & Monica Burr, 32 London Road, Hebron – Plan for correcting Violation 10-18V This was approved, violation stays open.

Violations:

Violation 08-18V – Patti Matthews, 108 Jan Drive, Hebron – Excavation of soils within a wetland

The town attorney, Donald Holtman sent a letter to Patti Matthews. J. Ianni also sent her recommendations for correcting violations.

Violation 10-03V, Camp Connecticut, 551 Old Colchester Rd. –clear cut, drainage ditches, and excavation of soils within a regulated area

This violation to be continued.

Violation 2010-18V, David & Monica Burr, 32 London Rd., Hebron – Filling of wetlands within a Conservation Easement

Still open

Pre-applications: None

Other Pertinent Business:

Discontinuance and Abandonment of Certain Roads - short discussion

2010 Municipal Inland Wetland Commissioners Training Program: Segment 3

J. Soderberg has a disc on the training if anyone is interested.

Correspondence:

Summons from Superior Court, Rockville, CT re: Appeal of Petition 10-05, James Grossman – 32 lot subdivision off Hillcrest Drive, Amston

Connecticut Association of Conservation and Inland Wetlands Commissions Quarterly Newsletter re: impact on wildlife in the decision process. The article focused on making wetland decisions based on impacts to wildlife.

The Habitat

Adjournment:

M. Harder made a motion to adjourn, T. Loto seconded, all in favor. The meeting adjourned at 10:18pm. The next meeting is scheduled for December 9, 2010 – There will be election of officers and the Commission will look over Bylaws.

Respectfully submitted,


Patricia Burrington

Board Clerk

CONSERVATION COMMISSION

Guest List

Meeting of Nov 19, 2010

The Hebron Conservation Commission respectfully requests all guests in attendance at this meeting please **PRINT** their name and address below for the record of this meeting. Thank you.

<u>Name</u>	<u>Address</u>
John P. Wells L.S.	P.O. Box 231, Yantic CT 06389
Ernie (Ernie) Cohen	126 Hunters Rd #11 Norwich, CT 06360
Alan D. Williams	143 Macrow Rd. Tolland CT 06084
Antanette M. Webster	106 Wildwood Rd. Tolland CT 06084
Gus Colantonio	16 Morrison Ave. Wall. 06109
Joel Fuller	191 Jones Hollow Rd. MAR., CT.
FULVIO COLANTONIO	3 DICKINSON RD., MARLBOROUGH
Karen Butt	89 Grayville Rd. Amston, CT.
Robert Butt	89 Grayville Rd. Amston CT
Loretta Banzavich	386 Old Colchester Rd, Amston
Bob Messier	288 Main St. Mar. Ct
John Janni	P.O. Box 337 Skrys, CT