



## Inland Wetlands and Watercourses Agency

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### REGULAR MEETING Minutes

Inland Wetlands and Watercourses Commission

Thursday, January 12<sup>th</sup>, 2023 at 7:00 PM

This meeting was held remotely, via ZOOM:

**CALL TO ORDER:** 7:00 pm by Chairman Bassermann

**ROLL CALL:** Commissioners Present: P. Bassermann, J. Meinsen, C. Begemann, S. Botta, M. Papantones was seated at 9:00pm Also present: IW Agent Jaymie Frederick, IW Associate Katy Blanchette

#### 1) **MINUTES FOR APPROVAL:**

- a) October 13<sup>th</sup>, 2022 Regular Meeting Minutes-S. Botta makes a motion to approve the minutes of October 13, 2022, C. Begemann seconds Motion carries unanimously.
- b) December 8<sup>th</sup>, 2022 Regular Meeting Minutes-C. Begemann-on page 3, second sentence to the end, should read “a destructive activity and therefore the cleared land was considered to be the existing conditions” for clarity. S Botta makes a motion to approve the amended minutes. C. Begemann seconds, motion carries unanimously.

#### 2) **APPLICATIONS FOR RECIEPT:**

- a) **BRIW#22.12.01 | 45-81 Short Rocks Rd | Erosion Mitigation**-Pine Gutter Brook-Ainsley Highman for Richard Shanahan- Richard walked the brook extensively with contractors. Came up with a plan from Davison Environmental. Would be done in several phases, this application is phase 1. Primarily hand work placing debris jams. Future phases may need state approval while this portion does not. The need for authorization all property owners was discussed.
- b) **IW#23.01.01 | 11 Howd Ave | residential addition**- J. Frederick presented an overview of the application. Commissioners requested additional information regarding drainage, both roof and the indicated drain at the rear of the addition (questioning whether that is there presently or if it will be installed, and where it discharges) and where stockpiling of material will occur.
- c) **IW#23.01.02 | 76 Greenfield Ave | regrading and expansion of driveway (after the fact)**-commission requests dimensions on the sketch.
- d) **IW#23.01.03 | 124 Village Lane | reinforcing existing porch**-there is an existing enclosed porch. Piers supporting it underneath are failing. Supports are on a hillside-may be appropriate for an agent approval. Should be a 1 day project. No vegetation removal, will have staked hay bales for erosion controls. Very minimal material comes out of the ground. S. Botta thinks it is appropriate for an agent approval because of the minimal scope of the project and the fact that this is a repair that needs to be done for safety. Commission came to the consensus that it is appropriate for agent approval.

#### 3) **APPLICATIONS FOR REVIEW:**

- a) **IW#22.11.01 | 6 Partridge Lane | grading/clearing, lawn establishment & recreational features**- need to get an extension from the homeowner if no decision is made tonight. J. Frederick-received communications today on existing conditions. M. Shansky-pre-existing conditions was assembled from aerial photography and other items to form the best representation of what preexisting conditions were. Feels the applicant has given sufficient information but will entertain questions. P. Bassermann- was not able to determine why the batting cage could not be pulled back out of review area. M. Shansky-the batting cage is existing and in order to maintain proper distance from each feature for maneuverability that is where it was determined it needed to be placed, and it is not providing any adverse effects. J. Frederick-if you look at the aerial footage, you can see the batting cage, but in a different location. It has already been relocated to where they want it to go. S. Botta-thinks it's best to have everything thoroughly documented, and requests staff writes up a resolution for review before making a decision. Marjorie Shansky-would appreciate the commission to work on the conditions this evening. Chairman Bassermann-this is also a bit of an unusual application as it started as a violation. The way we have been comfortable with applications of the magnitude is to have things down in writing, make changes, and then have a document that has some merit. We are going to need to put everything in text to review and make an agreement amongst the commission. And commission doesn't feel as though it will have that this evening. M. Shansky requested a special meeting before the February 9 meeting. C. Begemann-usually when scheduling a special meeting, the commission looks at whether there would be a rush for construction or planting, and doesn't feel this meets that criteria- thinks it should be carried to next monthly meeting. S. Botta and J. Meinsen-concurs with C. Begemann. M. Shansky-applicant agrees to grant the extension to February 9<sup>th</sup>. J. Frederick-requests commission guide her as to what language she should use. P. Bassermann-write the document as we would other documents, with conditions of approval, which can be discussed with the commission. S. Botta would like in addition to conditions of approval, some history of the site/project should be included as well as conditions regarding plantings and monitoring. J. Frederick indicated that there is documentation on the site plan regarding the use of pesticides/fertilizers.

4) **ENFORCEMENT:**

- a) **CC# 22.07.01 | 6 Partridge Lane | Clearing and earthwork within a Conservation deed restricted area**
- i) just cause hearing – continued from July 28<sup>th</sup>, 2022 – **TABLED for review of application**
- b) **CC#22.06.01 & 2<sup>nd</sup> NOV | 20 Huntington Drive | removal of trees and placement of debris**
- i) Progress on restoration plan – **TABLED to the February 9<sup>th</sup>, 2023 meeting**
- c) **CC#22.11.01 | 9 & 33 Elm Street | noncompliance with permit IW#20.04.02, including clearing & grading beyond approved limits of disturbance onto 33 Elm Street**
- i) just cause hearing – continued from 12/8/22 – **TABLED to the February 9<sup>th</sup>, 2023 meeting**
- d) **CC#22.12.01 | 21 Brainerd Road | Construction without permits**
- i) just cause hearing – continued from 12/8/22 (tabled without discussion) – Activity is within the 100 ft upland review area. J. Frederick-Sent a cease and correct. Owner was unable to attend December meeting. It has been requested that

they start by retaining a soil scientist to do a wetland delineation for the property. There are some communication barriers as English is not the homeowner's first language. Commission was ok with relaxing the timetable a bit but would like to see the wetland report at the February 9<sup>th</sup> meeting.

e) **CC#22.12.02 | Valley Road | Vegetation removal and ground disturbance within wetland without permits**

i) just cause hearing – continued from 12/8/22 (tabled without discussion)-J. Frederick-received a call about equipment by the watercourse back in December. A cease and correct was sent out, however it was only sent 2 days before the scheduled meeting, so they obviously did not have enough notice to attend. They were doing vegetation removal on site. Recommended they stop work and stabilize the area. Upon meeting out on the site, realized activity was more extensive than initially saw. Invasives were removed as well as downed trees with some debris piles. Per flood plain ordinance the material needs to be removed to prevent issues should flooding occur in the area. Area needs to be vegetated and stabilized for the time being. Told property owner that they will need a planting plan to help with stability and deterring invasives. Linda Packard, property representative-attempted to get the property back to what it was. Things got overgrown. Grass went all the way to the waterline with low lying vegetation along the edge. The reason some of this started is because there was some artificial turf and debris in the vegetated area placed there by the people leasing the property. In an effort to clean everything up, all that material was removed and the overgrowth cut. P Bassermann-thinks it may be best to have a professional come out and give you some guidance on what plants would survive. S. Botta-recommends consulting UCONN regarding the flood plain management and finding out what would best grown in that area. Commission requested a planting plan be submitted by March 2 for the March 9 meeting. Commission determined that the debris pile can be removed at the request of the flood plain manager utilizing erosion controls as needed.

f) **NOV | 76 Greenfield | expansion of driveway within upland review area-J.**  
Frederick-they submitted an application in response to the NOV. **Tabled for review of pending application**

5) **OTHER BUSINESS:**

a) **IW#19.11.01 | 1151 West Main | construction of bank and grocery store and associated improvements (TABLED)**

- i) Monitoring report & permit compliance
- ii) Bond return request

b) **56 Stony Creek Rd-The Nest**-removal of downed tree and possible addition to the barn-tree fell during one of the storms recently. Requesting to remove stump and fill it in and reseed it. High traffic area where the kids play. Site should be stabilized with vegetation. S. Botta would like to see barn project come to the commission with drainage and additional details and then would probably go to agent approvals.

6) **AGENT APPROVALS**

a) **IW#22.10.04 | 60 Riverside Dr | inground pool & deck replacement**

7) **CORRESPONDENCE AND ANNOUNCEMENTS:**

- a) Revised Regulations filed

- b) Roll Call Votes-should they be included in the minutes or separately. Staff will look into how other departments record their votes.

**ADJOURNMENT:** Motion made by S. Botta to adjourn-C. Begemann seconds. Meeting adjourned at 10:13 pm.

Respectfully Submitted,

Katy Blanchette  
IW Associate