



## Inland Wetlands and Watercourses Agency

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### SPECIAL MEETING MINUTES

Inland Wetlands and Watercourses Commission

This meeting was held remotely, via Zoom on Tuesday, December 22<sup>nd</sup>, 2020 at 7:00 PM.

#### CALL TO ORDER:

**Chairman Bassermann** called the meeting to order at 7:01pm.

#### ROLL CALL:

**Commissioners Present:** Chairman Peter Bassermann, Richard Greenalch, Clarice Begemann, Eric Rose, and Steven Sullivan

**Commissioners Absent:** Sandra Kraus

**Staff Present:** Jaymie Frederick – IW Agent and Abby York – IW Associate

#### 1. ENFORCEMENT:

- a. CC#11.08.01 | 54 & 60 North Main Street | storage of fill piles within 100 feet of an Inland Wetland and Watercourse
  - **Chairman Bassermann** introduced the enforcement order and reminded all participants that because this is a special meeting, no other items can be discussed.
  - **IW Agent Frederick** then shared the document titled “Staff notes – review of CC file and IWC minutes” with Commissioners, the timeline for the order. **Frederick** noted the correspondence from the IW Agent from 2010-2013. **Chairman Bassermann** requested that **IW Agent Frederick** share a GIS map of the property next.
  - **IW Agent Frederick** shared photos that were submitted by **John Brasile** (owner), which showed some of the work occurring during the debris removal.
  - **Chairman Bassermann** questioned what was seen in the photos. **John Brasile** stated the work that was done in order to clean up the site, noting that some tires are still on the site and someone will pick them up. **Brasile** said that he filled one dumpster, but said there are still the bricks remaining that he couldn’t see under the snow, but will return for after the snow melts. Commissioners asked **Brasile** some questions.
  - **IW Agent Frederick** shared the GIS map with the Commissioners in order to orient them to some of the photos that were shared. **Frederick** continued to share pictures on the screen, noting some areas where some things were left behind. **Comm. Rose** pointed out a drainage pipe that can be seen going under the retaining wall in one photo.
  - **IW Agent Frederick** then shared photos from an inspection and photos submitted by the owner earlier in December before the snowfall.
  - **Chairman Bassermann** asked **IW Agent Frederick** about a letter from a previous IW Agent dated February 1<sup>st</sup>, 2012 that mentioned native vegetation plantings. **Frederick** noted that there was no follow-up to this statement and it was not part of CC#11.08.01. It was recommended that the Commission decide if they will require plantings. **Chairman Bassermann** then asked about a change in grading, as referenced in the same letter. **Frederick** noted that the order didn’t mention the grading and that based off the site inspections and location of the wetland flags, everything is stable right now.

- **Comm. Begemann** said that if there is nothing in the town records about the planting or the grading, it's hard for the Commission to make a determination about whether to enforce it now. **IW Agent Frederick** noted that based off her interpretation, the focus of the order was on removing the stockpiles and the trash.
- **Chairman Bassermann** said that it seems as though with the exception of the asphalt remaining, it seems as though everything has been removed.
- **Comm. Rose** noted that if we cannot have a clear view of what's in the area and needs to be cleaned, we cannot lift this cease and correct order. **Rose** recommended that the Commission wait to inspect the property until the snow melts, then the Commission will know for sure the terms of the order have been satisfied.
- **Chairman Bassermann** asked **Comm. Rose** what his recommendation is in terms of the timeframe for lifting the Cease and Correct order. **Rose** emphasized that the process should not be rushed, in order to ensure the Commission is confident in their decision.
- **IW Agent Frederick** noted her schedule for her next few weeks for a potential follow-up inspection.
- **Chairman Bassermann** asked how the Commission feels in terms of the state of the site and lifting the Cease and Correct order. Commissioners shared their thoughts.

**Chairman Bassermann made a motion that the Cease and Correct CC#11.08.01 54 & 60 North Main Street be lifted immediately.**

**Commissioner Greenalch seconded the motion.**

**The motion carried. (Y-N-A : 5-1-0, Comm. Rose voted no)**

**ADJOURNMENT:**

**Commissioner Rose made a motion to adjourn.**

**Commissioner Greenalch seconded.**

**The meeting was adjourned at 7:52pm.**

**NO OTHER BUSINESS WAS CONDUCTED.**

**Respectfully submitted,**

**Abby York  
Inland Wetland Associate**