

**Town of Goshen
Inland and Wetlands Commission
Regular Meeting
Thursday, April 7, 2022 7:15PM**

Present: Chairman Tom Stansfield, Lorraine Lucas, Rick Wadhams, Phillip Koenig, Allen Kinsella, and Brandy Summerlin.

Excused: Ray Turri

Others: Martin Connor, Dennis McMorrow, Hillary Kenyon and Garret Harlow.

Call Meeting to Order: Mr. Stansfield called the meeting to order at 7:18PM. The proceedings were recorded digitally on Zoom and available on the Town of Goshen website.

1. Reading of the Minutes: The minutes of the regular meeting of March 3, 2022 were reviewed by the Commissioners.

MOTION by Mr. Wadhams and seconded by Mr. Koenig, it was VOTED to accept the minutes from the March 3, 2022 regular meeting. Motion carries.

2. OLD BUSINESS:

A. Churchill Building Company, 91 Hillhouse Road - To construct a tennis court with drainage in the upland review area. Mr. McMorrow gave a brief overview of the project and stated that nothing was requested from the board last month and he added that they will be installing under drains and vertical ADS pipe lawn drains. Hay bales and orange construction fences will be used during the project.

MOTION by Mr. Wadhams and seconded by Mr. Koenig, it was VOTED to approve the application Churchill Building Company, 91 Hillhouse Road - To construct a tennis court with drainage in the upland review area based on site plan 3355/3617 dated 3/2/22. Motion carries with Mr. Kinsella abstained.

B. Chase Jespersen, 42 East Street South - Regulated Inland Wetlands Activities - land clearing - no permits. This was an after the fact application but he also wanted to include a small pond for animals. A short discussion was had regarding the after the fact application. Mr. McMorrow gave an overview of the site plan 3171 dated 3/30/22 and gave the board a copy of a report on the location of inland wetland and watercourse on the property. Mr. McMorrow said that a long reach excavator is to be used for all removal of materials.

MOTION by Mr. Stansfield and seconded by Mr. Wadhams, it was VOTED to accept the application of Chase Jespersen, 42 East Street South - Inland Wetlands activities land clearing and construction of a farm pond based on site plan 3171 dated 3/30/22. Motion carries.

MOTION by Mr. Stansfield and seconded by Mr. Koenig, it was VOTED to add applications for 38 Torrington Road and 54 Bently Circle to the agenda. Motion carries.

3. NEW BUSINESS:

A. Garret Harlow, Town of Goshen - Install S&E controls as required throughout the length of the project (hay bales, silt fence expected control). Excavate trench for installation of Hydrant Pipe, backfill with removed materials, seed and mulch disturbed area with conservation mix. Excavate material for access drive base material and pavement section, install base and pave. Seed any disturbed areas to lawn and mulch. Mr. Connor indicated that he had spoken with Chief Barry Hall and there is a need for a Dry Hydrant and under regulation 4.2E the commission has the right to declare a permitted use as of right for a dry hydrant. Mr. Harlow gave a description of the project that would require using a 8 inch PVC pipe, 15 foot trench, not planning to excavate into the pond, no dredging, and not anticipating a sump.

MOTION by Mr. Stansfield and seconded by Mr. Koenig, it was VOTED to grant a permit to The Town of Goshen and declare a permitted right of use per section 4.2E of the Goshen Inland Wetlands Regulations to install a Dry Hydrant at 38 Torrington Road. Motion carries.

B. Jenni Bourque, 54 Bently Circle - Construct open timber frame structure with privacy walls in upland review area. Mr. McMorro presented the site map 3618 dated 3/21/22 and gave a description of the project. This structure can only be put in the front left corner of the property and will be a 15x22 garage, roof structure made from Timber and 9 trees will be removed from the regulated area. A discussion was held.

MOTION by Ms. Lucas and seconded by Ms. Summerlin, it was VOTED to accept the application Jenni Bourque, 54 Bently Circle - Construct of a carport with map 3618 dated 3/21/22. Motion carries.

MOTION by Mr. Stansfield and seconded by Mr. Koenig, it was VOTED to add Dog Pond Association to the agenda. Motion carries.

C. Dog Pond Association - Ms. Kenyon spoke on weed harvesting. There is a large section of weeds that are blocking the kayak path and they would like to open that up. She has indicated that she has done this before and the plan is to remove all weeds harvested to an off site location via the boat launch and they will not be working in a fish habitat. Mr. Stansfield asked if DEEP will be notified. Ms. Kenyon answered that it is up to the contractor and she has only seen that done on much larger projects. Mr. Connor stated that in the past they have not required permits on weed harvesting just that they are to dispose of all weeds off site and not in a wetland area. Mr. Stansfield read regulation 4.2. More discussion was had.

MOTION/FINDING by Mr. Stansfield and seconded by Mr. Wadhams, that the application for the rise zone harvest at Dog Pong found to be a permitted use of right in a non-regulated use per section 4.2 of the Goshen Inland Wetlands regulations. No further discussion was had.

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4. INLAND WETLANDS ENFORCEMENT OFFICER REPORT: Mr. Connor did a brief review of the ZEO report and reported that he met with Mr. Bodwell and the contractor at Woodridge Lake and things are going well with that project.

MOTION by Mr. Wadams and seconded by Mr. Koenig, it was VOTED to accept the Enforcement Officer Report. Motion carries.

5. CORRESPONDENCE: State sent notification that they will be doing work at Hart Pond. No action required for IWC.

6. ADJOURNMENT: MOTION by Mr. Wadhams to adjourn the meeting at 8:10PM. Motion carries.

Respectfully Submitted,



Lori Clinton
Commission Clerk

Received April 11th, 2022 10:32AM

Attest Daniel A. Gove ASST.
Goshen Town Clerk

George T. Malia, Jr., Certified Soil Scientist
636 Beach Street, Goshen, Connecticut 06756
(860) 491-3361

Date: March 31, 2022

To: Dennis McMorrow
Berkshire Engineering and Surveying, LLC
143 Bantam Lake Road
Bantam, CT 06750

Re: Inspection of property located at 42 East Street South for inland wetlands and watercourses

Dear Mr. McMorrow,

The purpose of this letter is to report my findings regarding the location of inland wetlands and watercourses on the subject property. The authorization for my inspection and the preparation of this report was by a verbal request by you.

Description of the Subject Property

Address: 42 East Street South

Town: Goshen

County: Litchfield

State: Connecticut

Other: The subject of this report is included in the area shown on a map entitled: 'Site Plan Proposed Pond Prepared for Chase Jesperson 42 East Street South, Goshen, Connecticut' prepared by Berkshire Engineering and Surveying, LLC

The subject of my inspection is located between the westerly side of East Street South and the northerly side of Pie Hill Road. It is improved with a single family residence, a machinery barn and shed.

Prior Site Inspection

I have inspected the subject property and flagged its wetland boundaries on September 20th and October 8, 2018. Two areas of inland wetlands were located. The boundaries of these wetlands are shown as lines 'A' and 'B' on the map referenced at the beginning of this report.

Current Site Inspection

I inspected the subject property on March 18, 2022. The purpose of this inspection was to extend the previously flagged 'A' wetland line to the subject's property's westerly property boundary.

None of the wetland boundary flagging from my 2018 inspection remained on the property. I estimated the approximate location of the 'A' line and flagged its extension to the property boundary. This line extension is the 'X' line shown on the map referenced above.

There is a gap in the boundary line flagging between the 'A' lines flag A1 and the 'X' line flag X1. The wetland boundary between points A1 and X1 is along the toe of slope of a hill.

Methodology and Scope of Inspection

I have made personal inspections of the property that is subject of this report. I have made observations of topographical and plant features. I have made observations of the subsurface soil characteristics with the use of a hand held soil auger.

I have referred to the following publications for the methods used in examining the subject for inland wetland soils and watercourses: Soil Survey Manual, United States Department of Agriculture, 1993; Soil Genesis and Classification, Iowa State University, 1980; Freshwater Wetlands, A Guide to Common Indicator Plants of the Northeast, University of Massachusetts, 1981; 'Field Indicators for Identifying Hydric Soils in New England' Version 4.0, May 2017, New England Hydric Soil Technical Committee; 'National List of Plant Species that Occur in Wetlands: Northeast (Region 1)', U.S. Department of the Interior and 'Munsell Soil Color Charts'.

Findings and Notes on Wetland Boundary Delineation

My inspections of the subject located inland wetlands in the westerly section of the property described in the survey referenced at the beginning of this report. The inland wetlands present are a mix of poorly drained and very poorly drained soils. The very poorly drained soils have thin layer (< 3 inches) of muck (highly decomposed organic material) at the soil surface.

The wetland soils are soils of the Leicester (poorly drained), Ridgebury (poorly drained) and Whitman (very poorly drained) soil series. The Ridgebury and Whitman soils have a fragipan (dense subsurface soil horizon with a high bulk density and low porosity).

The upland (non-wetland) soils on the subject are a mix of moderately well, well drained and somewhat excessively drained soils. The upland soils in the westerly section of the property have a fine sandy loam texture with a fragipan. These are soils of the Woodbridge (moderately well drained) and the Paxton (well drained) soil series.

The upland soils in the easterly section of the property are well drained and somewhat excessively drained. These have a fine sandy loam texture. They are very stony to rocky in places with exposed ledge. These are soils of the Charlton, Chatfield and Hollis soil series.

Assumptions and Limiting Conditions of This Report

I do not presently have, nor do I have any anticipated interest in the property that is the subject of this report. My compensation is not contingent upon any predetermined finding regarding wetlands or watercourses on the subject. It is an assumption of this report that the area inspected by me is that area described on the map provided by the user of this report. This report makes no certifications to ownership or issues that relate to property boundaries.

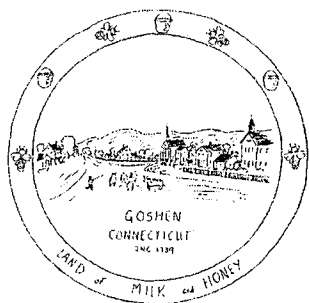
The wetland boundaries described in this report are not the official inland wetland boundaries until accepted by the appropriate regulatory agency.

Thank you for using my services. Please call me if you have any questions or if you require any additional information.

Sincerely,



George T. Malia, Jr.
Certified Soil Scientist



TOWN OF GOSHEN

42A NORTH STREET GOSHEN, CT 06756-0187
PHONE 860 491-2308 x 232 FAX 860 491-6028

Martin J Connor, AICP, Town Planner/Zoning and Inland Wetlands Enforcement Officer

TO: Goshen Inland Wetlands Commission
FROM: Martin J. Connor, AICP, Town Planner, ZEO/IW Enforcement Officer
SUBJECT: IW Activities Report
DATE: April 6, 2022

Churchill Building Company for Marfield 246 LLC, 91 Hillhouse Rd., tennis court: Met with Builder and discussed application with project engineer. Tennis Court to be built within the regulated area. Site visit made to the property. Recommend that the Commission approve the application. Not a significant activity.

Chase Jespersen, 42 East Street South, regulated Inland Wetlands activities –land clearing - no permits: While doing inspections in the area I observed what appears to be a regulated activity – clear cutting trees within 100 feet of a wetlands on the property above without the necessary approvals from the Goshen Inland Wetlands Commission. He also constructed an animal structure without the necessary zoning and wetlands approvals. Wrote enforcement letter and met with the property owner. His engineer is putting together a plan and he will appear at the March IWC Meeting. Spoke with engineer and soil scientist still needs to extend the Wetlands limits and Surveyor to locate Inland Wetlands and animal shelter on the A-2 survey. Mapping should be done for the April Meeting. Requested applicant complete an after-the-fact application and appear before Commission at the March meeting. Owner and his Engineer appeared but site plan wasn't completed in time for acceptance at the March Meeting. As discussed at March meeting the applicant added a proposed farm pond to after-the-fact application submitted. I recommend that the Commission accept the application.

Town of Goshen, 38 Torrington Road, install dry hydrant: (Application needs to be voted onto the agenda.) Met with Public Works Director and discussed dry hydrant installation for use of the Goshen Fire Department at the Town Garage. Recommend that the Commission declare this a permitted use per Section 4.2 E of the Regulations.

Jenn L Bourque, 54 Bentley Circle, construct open timber frame structure with privacy walls: (Application needs to be voted onto the agenda.) Met with project engineer and discussed project. Reviewed application and plans. Made a site visit. Recommend that the Commission accept the application. Not a significant activity.

Keith Bodwell, P.E., for Woodridge Lake Property Owners Association, 260 East Hyerdale Drive, Removal of existing basketball court, playground, walkways and maintenance Shed and Installation of new basketball court, playground

Maintenance Shed, and pervious paver walkway within the 100-foot upland review area: Had an on-site preconstruction meeting with the engineer and contractor. I recommended adding filtrex sox to protect the watercourse with hay bales rather than silt fence due to rocky area. Made site visit to check on E&S controls.

George Johannesen, P.E., for Barry & Barbara Rosen, 155 East Hyerdale Drive, Excavation/Grading; Pool Construction; Drainage within 100' wetland boundary: Discussed approval with Project Engineer. Approved Zoning Permit for the project.

Paul and Lisa Tarsa, Ashley Drive Map 06 Lot 257 - Building a residence within the regulated area. Permit issued. Discussed approval with the applicant. Zoning Permit has not been issued.

Mark Abbott for Jason Tames, 168 West Hyerdale Drive, drainage improvements & stone patio: Made site visit to check on E&S Controls. Met with contractor and approved minor revision to IW Approval to substitute a wood deck & screen porch for the stone patio. Zoning Permit issued.

John Mayes, 73 Cornwall Drive, footing drain: Site visit to check on E&S Controls.

Edmond Meto, East Hyerdale Drive, WL Lot 329, Assessor's Map 6 Lot 215 00, construct dwelling, driveway, well and utilities within the regulated area: Met with property owner and discussed approval. Approved minor change in house placement based on house design. House moved further away from wetlands.

Michael & Susan Leitman, 12 Wynwood Court - Assessor's MLB 06-086-00 – Demolition and additions to existing dwelling, revise driveway location, grading and drainage, new paver walk and patio, and repair/re-mortar existing lake wall. Site visit to check on E&S Controls.

Michael Lehrhaupt, 361 West Hyerdale Drive, WL Lot 3 – Assessor's Map 06/033/00: Construct single family dwelling, rear patio, and swimming pool: Discussed permit issued with Project Engineer & builder. Zoning Permit issued work hasn't started.

Melis Veldhuizen, Ives Road, Accessor's Map 05 109 00, Construct single family dwelling driveway, septic, well, pool and barn: Site visit to check on E&S controls.

Matthew Grosclaude, 25 Tyler Ridge Dr., construct dwelling and barn: Site visits to check E&S.

Rachel & Anthony Barkow, Lot 121, 143 West Hyerdale Drive, Assessor's Map 06-369-00, Construct dwelling, driveway, sewer connection, well and walking path to lake with footbridge over the wetlands: Site visits to check E&S.

Rino Molon, 264 Sharon Turnpike, construct septic system & dwelling: Site visits to check E&S.

Joan Boswell Kirwin, 94 E. Hyerdale Dr., Demolish existing dwelling, construct new dwelling with deck and patio and water quality rain garden in the upland regulated area: Site visits to check E&S.

William White, 36 Sandy Beach Rd., reconstruct dwelling, new septic system & Well: Discussed approval with owner, engineer and contractor. ZBA granted Special Permit 5/20/21 and Zoning Permit issued. Demolition finished. Zoning Permit issued.

Spenser Albano, 401 Old Middle Street, 2 lot Subdivision - construct dwelling & septic system on new lot: Site visits to check E&S.

Christopher Root, 113 Lyman Lane, construct dwelling, grading and roof drains within regulated area: Site visit to check on E&S controls.

Brian and Marie Vallee, Blackland Road, Assessor's Map 05-001-Construct house and septic system: Made site inspections to check on E&S controls.