

**TOWN OF GOSHEN  
INLAND WETLANDS COMMISSION  
REGULAR MEETING MINUTES  
THURSDAY, SEPTEMBER 3, 2015 – 7:15PM**

**PRESENT:** Chairman Tom Stansfield, Carey Budnick, Allen Kinsella, Lorraine Lucas, Andy Savarese.

**EXCUSED:** Ray Turri and Rick Wadhams; Martin Connor, AICP, Town Planner/Inland Wetlands Enforcement Officer.

**1. CALL TO ORDER:**

Chairman Thomas Stansfield called the meeting to order at 7:15PM. The proceedings were recorded digitally, and copies are available in the Land Use Office in Town Hall.

**8. OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION:**

**A. Recognition of Commissioner Andy Savarese for 20 Years of Service.**

At this time, First Selectman Bob Valentine addressed the Commission to announce that the Town of Goshen Board of Selectmen had unanimously voted to issue a Certificate of Official Appreciation to Andy Savarese in recognition of his twenty years of service on the Inland Wetlands Commission. Mr. Valentine expressed the Board of Selectmen's appreciation for Mr. Savarese's service on the Commission, but also for the many other contributions he has made to the Town during his residency. Mr. Savarese received a standing ovation from the Commission and all members of the public present.

**2. PUBLIC HEARINGS:**

No business was discussed.

**3. READING OF THE MINUTES:**

**A. August 6, 2015 regular meeting.**

**MOTION** Mr. Kinsella, second Ms. Lucas, to approve the minutes of the August 6, 2015 regular meeting as written; unanimously approved.

**4. OLD BUSINESS:**

**A. Raymond Van Duyne, Lot #235 Canterbury Court (Assessor's Map #06-006-145-00) – Construct Single Family Dwelling, Well, Driveway, & Sewer Line in the Regulated Area.**

Raymond Van Duyne addressed the Commission regarding this matter, and he apologized for his oversight in not attending the previous month's meeting. The Commission reviewed the Mr. Connor's report on this application and reviewed all materials in the file from the original approval.

**MOTION** Mr. Stansfield, second Mr. Kinsella, to approve the application in the matter of **Raymond Van Duyne, Lot #235 Canterbury Court (Assessor's Map #06-006-145-00) – Construct Single Family Dwelling, Well, Driveway, & Sewer Line in the Regulated Area** with all conditions associated with prior approvals on December 7, 2004 and May 6, 2010 to remain in effect as a part of this approval; unanimously approved.

**B. Colby Engineering & Consulting for John Saba, East Street North (Assessor's Map #04-014-004) – Install Driveway and Utilities in the Regulated Area.**

Bill Colby, PE, addressed the Commission regarding this matter. Mr. Colby submitted revised plans which included a profile of the proposed driveway per the Commission's request at the previous meeting. He also submitted the soil scientist's report for the property.

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Mr. Colby stated that this was an existing lot of record and the applicant wished to construct a single family dwelling. He explained that they had originally evaluated the front of the lot in an effort to avoid a wetlands crossing; however, there was insufficient area to fit both the house and the septic system. He explained that the front of the lot was too flat for the septic system, and the entire house would be located in the regulated area.

In order to accomplish the wetlands crossing, approximately 4,243 square feet of wetlands would be filled. A small boulder retaining wall would be built in the crossing area; this helped keep the amount of wetlands disturbance under 5000 square feet. Silt fencing would be installed on the downhill side of the crossing, and the driveway would be tipped away from the wetlands. Utility lines would be installed along the driveway. An 18-inch culvert pipe would be installed under the crossing. Mr. Colby explained that the property upstream of this had a 12-inch culvert pipe at their stream crossing; he believed an 18-inch pipe on this property would be sufficient.

Ms. Lucas explained that she had visited the site, but due to the extremely dense vegetation, she was not able to get as far in as the proposed crossing area. Members inquired about the type of wetlands present onsite, and both Mr. Colby and Ms. Lucas stated that there were very thick woods present. Mr. Savarese questioned whether Ms. Lucas believed this represented a significant activity, and Ms. Lucas responded negatively. Mr. Colby stated that, because the front of the lot was so flat, he believed that the activity proposed in its current location could meet the requirement that there are no other more feasible and prudent alternatives.

The Commission then reviewed the soil scientist's report. Mr. Stansfield questioned how the base of the driveway would be constructed. Mr. Colby said that organic material would be removed and stabilization fabric might also be installed if determined necessary. Mr. Stansfield verified that the crossing would be done at a dry time of year, and Mr. Colby agreed that the work would require dry conditions.

**MOTION** Mr. Kinsella, second Mr. Savarese, to approve the application in the matter of **Colby Engineering & Consulting for John Saba, East Street North (Assessor's Map #04-014-004) – Install Driveway and Utilities in the Regulated Area** as per maps and plans entitled "Septic System Feasibility/Site Development Plan, Property of John Saba, East Street North, Goshen, CT" prepared by Colby Engineering & Consulting, LLC dated June 30, 2015 and revised through September 3, 2015.

**MOTION** Mr. Stansfield, second Mr. Kinsella, to amend the motion on the floor to include the following conditions:

1. Construction is to take place during a dry time of the year in order to minimize downstream impact.
2. Any additional sedimentation and erosion control measures deemed necessary by the Inland Wetlands Enforcement Officer in the field based on site conditions are to be implemented.

Mr. Savarese concurred with the amendments. The motion to amend the motion on the floor was unanimously approved.

The Commission then voted on the amended motion to approve. The amended motion to approve was unanimously approved.

### **C. LDM Squared, LLC for John Jacobs & Vivien Diller, 41 West Hyerdale Drive – Shoreline Stabilization and Improve Walkway in the Regulated Area.**

Richard McCarty addressed the Commission regarding this matter. The Commission reviewed all previously submitted materials. Mr. Stansfield verified that the work would be performed during drawdown, and no machinery was to be used in the water.

**MOTION** Mr. Kinsella, second Mr. Budnick, to approve the application in the matter of **LDM Squared, LLC for John Jacobs & Vivien Diller, 41 West Hyerdale Drive – Shoreline Stabilization and Improve Walkway in the Regulated Area**; unanimously approved.

**D. Margaret Burnett for Richard & Nurit Amdur, 137 Hageman Shean Road – Pond and Dam Maintenance.**

Ken Hrica, PE, addressed the Commission regarding this matter. The Commission reviewed materials submitted at the previous meeting. Mr. Stansfield questioned how the area would be dewatered. Mr. Hrica explained that the pond would not be completely dewatered. The water level would be dropped one foot; however, they would monitor flow in order to ensure that it went no lower than one foot. He explained that the property owner had carp in the pond, so a sufficient water level had to be maintained.

**MOTION** Mr. Kinsella, second Mr. Stansfield, to approve the application in the matter of **Margaret Burnett for Richard & Nurit Amdur, 137 Hageman Shean Road – Pond and Dam Maintenance**; unanimously approved.

**5. NEW BUSINESS:**

**A. David Wilson, PE, for John & Petrina Ososki, 46 Cottage Grove Road – AFTER-THE-FACT Construction of Hot Tub and Patio in the Regulated Area.**

David Wilson, PE, addressed the Commission regarding this matter. Mr. Wilson explained that the property owner had installed a hot tub in another location on the property. In 2007, they had obtained a permit to raise the house to install a new foundation and to install a new septic system; at that time, the hot tub was moved away from the house and installed in its current location on a patio within the shoreline setback area. No Zoning or Inland Wetlands approvals had been obtained for the relocation of the hot tub or construction of the patio. Mr. Wilson submitted aerial photographs from 2008 showing the current location of the hot tub. He also submitted additional close-up photographs of the hot tub and the patio on which it is located, an updated site plan depicting the current location of the hot tub and patio, and Torrington Area Health District approval.

Mr. Wilson explained that the patio consisted of pavers on a stone dust base. He said that he had spoken with Mr. Connor about possibly replacing the patio with permeable pavers. Mr. Wilson noted that the patio pitches slightly toward the lake, and the edge of the patio functions as a level spreader. He said that he had observed no evidence of erosion in this area and no evidence of concentrated flow. Mr. Wilson stated that, since what is there now appears to be functioning well, he believed replacing the patio had more potential to damage the lake than keeping the existing patio in place.

Mr. Stansfield asked how large the hot tub was, and Mr. Wilson stated it was 7 feet by 7 feet and held approximately 800 gallons of water. He explained that the hot tub was self-contained with no backwash. It was emptied in the winter, and per DEEP guidelines, chlorine is allowed to dissipate prior to draining the hot tub. After a brief discussion, several commission members expressed the belief that there was no need for pervious pavers given the fact that there was no evidence of runoff.

**MOTION** Mr. Stansfield, second Ms. Lucas, to accept the application in the matter of **David Wilson, PE, for John & Petrina Ososki, 46 Cottage Grove Road – AFTER-THE-FACT Construction of Hot Tub and Patio in the Regulated Area**; unanimously approved.

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**6. INLAND WETLANDS ENFORCEMENT OFFICER'S REPORT:**

The Commission reviewed Mr. Connor's enforcement report for the period from August 7<sup>th</sup> through September 3<sup>rd</sup>. The Commission Clerk read into the record an email from Garret Harlow, Town Highway Supervisor, regarding their soil storage area at the back of the firehouse. Mr. Harlow explained that silt fencing had been installed around the back of the area as requested in order to protect the wetlands. He also stated that he would be preparing an application to bring before the Commission regarding more permanent sedimentation and erosion control measures for the area.

**MOTION** Mr. Kinsella, second Mr. Savarese, to accept the Enforcement Report for the period from August 7, 2015 to September 3, 2015; unanimously approved.

**7. CORRESPONDENCE:**

No business was discussed.

**8. OTHER BUSINESS PROPER TO COME BEFORE THE COMMISSION:**

No other business was discussed.

**9. ADJOURN:**

**MOTION** Mr. Savarese, second Mr. Stansfield, to adjourn at 7:51PM; unanimously approved.

Respectfully submitted,

**Stacey M. Sefcik**  
**Recording Secretary**