

*Conservation/Inland Wetland Commission  
Town of New Fairfield  
4 Brush Hill Road  
New Fairfield, CT 06812*

*Regular Meeting  
March 18, 2008  
New Fairfield Library  
7:15pm*

**Call to Order**

Patricia Del Monaco called the Inland Wetlands meeting to order at 7:20pm.

**Members in Attendance**

Patricia Del Monaco, Tom Quigley, Gerry Schwalbe, Mary Aragonese and Jennifer Licht. EEO Tim Simpkins present. Minutes were taken by Lisa Zustovich.

**Notice Violations**

**126 Route 37, Pool Doctor, Lawrence Penna. Letter was sent to Mr. Penna re: stock piled soil.** A letter was received from Mr. Rob Sibley from Sibley Professional Services regarding the Pool Doctor's Violations to explain remediation work to be done. Mr. Sibley was present representing Mr. Penna. Mr. Sibley stated that his proposal addresses:

- Sediment and erosion controls
- Mitigation and cessation of invasive plants
- Removal of soil and trash from site

Mr. Sibley stated that they are only addressing the violations at this time. He asked the Commission if they could start remediation before the next months meeting. Pat Del Monaco suggested that the Commission accept the proposal to allow remediation to begin but require Mr. Penna to have an application submitted for the next meeting. The Commission informed Mr. Sibley that they need to see details regarding the soil removal and details on the removal of the invasive plants. Mr. Sibley's proposal shows that they plan to remove 100 yards of soil per month- there is approx 800-1000 yards of soil present- the Commission wants to see more than 100 yards per month removed. Tom Quigley stated that there are pipes exiting the building directly into the stream and asked Mr. Sibley to look into where these pipes originate from. He also asked Mr. Sibley to check into the material (chemicals) stored on site. Mr. Sibley stated he would submit an application for next months meeting. **Continued.**

## New Business

**160 Ball Pond Rd, Replace damaged trees, stone wall along Ball Pond Rd, rebuild existing retaining wall, stairs, remove stump and remediation work. Map 34, Block 9, Lot 9+11.1, Miltenberge/Michele Holmes, LLC.** Michele Holmes present and stated that she is waiting for a letter from the D.O.T. for their approval regarding building a wall in front of the house (roadside). Pat Del Monaco stated that work the Commission had asked to be done has not yet been done-removal of sand bags from the pond and moving the sand bags back on the south side of the property-and she was hesitant to hear another applications or allow any further work to be done until the site is cleaned up. Tom Quigley felt the application before the Commission was deficient stating that there was not enough information and that there were no details re: the steps. Pat Del Monaco said they need to see details on the construction of the retaining wall and Gerry Schwalbe stated that they need to see existing grades. The Commission feels this application is incomplete. Tom Quigley made a motion to accept the application for review, second by Jennifer Licht, all opposed. Pat Del Monaco stated that she opposed the application because it was incomplete. Ms. Holmes was notified that when she re-applies, the Commission needs to see the following:

- As built drawings, to scale
- Details on the stairs
- Signature on the letter from the Arborist and the letter from Ms. Holmes
- Letter from the State of Ct approving the positioning of the wall in front of the house
- Sequence of construction
- That they have moved the sand bags on the south side back as previously discussed (in Dec.), by the end of the month
- That they have removed the sand bags from the pond by the end of the month

**Not Accepted due to incomplete application (insufficient information).**

## Old Business

**63 Lake Drive South, Stone Patio, Map 20, Block 8, Lot 3, Jordan.** Attorney for the applicant present. The proposed plan is within 100 feet of Candlewood Lake. A new survey map has been submitted. The proposed patio is approx. 75 feet from the lake. Location to stock pile fill discussed. Silt fencing discussed. Tim Simpkins discussed the location of the leeching fields. Their location needs to be confirmed because there may be a conflict between the leech fields and the proposed retaining wall. Pat Del Monaco suggested that they approve the current plan but if there are any significant changes, the applicant would have to come back before the Commission. Gerry Schwalbe felt that silt fencing should be placed 2-3 feet beyond the limits of construction.

Gerry Schwalbe made a motion to approve the application with the stipulations that a row of silt fencing be installed along the contours approx 2-3 feet beyond the limits of construction and that if there are any major changes to the plan dictated by the location of the leeching fields, the applicant must come back before the Commission. Second by Jennifer Licht, all in favor. **Approved w/stipulations.**

**73 Woodcreek Rd, Improve Wood Rd and construct a SFD, Map 20, Block 12, Lot 24, Matranga.** No owners or representatives present. **Continued**

### Correspondence

- **New Survey for 63 Lake Drive South.** Previously discussed/reviewed.
- **Brief of the Appellants-160 Ball Pond Road.** The Commission will adjourn to Executive Session to discuss.
- **Letter from Carrie Larson re: Telecommunications Facility at Margerie Reservoir.** Received for informational/notification purposes.
- **Letter from Aquatic Control Technology, Inc re: 34 Shortwoods Rd.** Received for informational/notification purposes.
- **Letter from NE Tree, Pond and Turf Services, Inc. re: Williams Pond and 85 Pine Hill Road.** It was discussed that the Commission could send a letter to the DEP stating the Commission's opposition to using chemicals in water bodies.  
We can also send letters to property owners telling them that the Commission would like to help them explore alternatives to using chemicals.
- **Native Wetland Solutions pamphlet.** Commission members have received a copy.

### Administrative

- **April Meeting in the Library-** No discussion
- **July Meeting date-** It was discussed and agreed upon to change the date of the July meeting from July 15<sup>th</sup> to July 22<sup>nd</sup>.
- **Approve Legal Fees-**None
- **Approve February 19, 2008 Meeting Minutes-** Tom Quigley made a motion to approve the February 19, 2008 Inland Wetland Meeting Minutes, second by Gerry Schwalbe, all in favor, **Approved.**
- **Discuss Regulations, Application, etc.-** A workshop was scheduled for April 29<sup>th</sup> to discuss the regulations.
- **Conservation issues for the Town of New Fairfield-**None

**Adjournment** Jennifer Licht made a motion to adjourn the Regular Meeting and enter into Executive Session, second by Gerry Schwalbe, all in favor. **Meeting adjourned at 8:30pm.**