

TOWN OF KENT INLAND WETLANDS COMMISSION

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SPECIAL MEETING MINUTES

The Inland Wetlands Commission held a special meeting on Monday, September 27, 2021, at 7:00 p.m. via Zoom.

1. CALL TO ORDER

Ms. Werner called the meeting to order at 7:01 p.m.

2. ROLL CALL AND APPOINTMENT OF ALTERNATES, IF REQUIRED

Commissioners Present: Lynn Werner, Chairman; Ken Deitz, Ken Johnson, Marge Smith

Staff Present: Donna M. Hayes, LUA

3. READING OF MINUTES OF PREVIOUS MEETINGS

3.A. Regular Meeting Minutes, August 23, 2021.

Ms. Smith moved to approve the Regular Meeting Minutes of August 23, 2021, as presented. Mr. Johnson seconded and the motion carried unanimously.

4. NEW BUSINESS

4.A. Application #1268-21, Town of Kent, Bulls Bridge Road (between Old Stone Road and South Kent Road within municipally owned right of way), pavement rehabilitation and full depth reconstruction of roadway.

Mr. Rick Osborne, Supervisor Town of Kent DPW, and Mr. Charles Hornak, Cardinal Engineering, were present to address the Commission. A brief overview of the non-wetland related work was shared with the Commission. An explanation about the wetland related work was discussed. This work will entail the extension of culverts presently in place at the outflow from Hatch Pond. The plan is to extend the 60" existing pipe and reconstruct the head walls as necessary.

Ms. Werner asked if this pipe is currently used by either fish or turtles and if it was generally full most of the time. Mr. Osborne said that it almost always has water in it but it is never full. Ms. Werner asked if the new pipe extension will be sized properly to prevent any overflow onto the roadway. Mr. Osborne commented that he has never seen the area overflow to the roadway unless the pipe was blocked by a beaver dam. Ms. Werner confirmed that it is not a flooding issue. Mr. Hornak said that the existing wall

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These are draft minutes. Corrections may be made by the Commission at the subsequent meeting. Please refer to subsequent meeting minutes for possible corrections and approval of these minutes.

is in disrepair and that a new guiderail will be added to prevent anyone from running off the roadway. Mr. Osborne said that the total pipe replacement will be approximately 8' with a replacement of approximately 3' on one side and 4'11' on the other. In addition, a headwall on the inlet side and a wing wall on the west side will be replaced/constructed. A small area of grading on either side of the pipe will be done to soften the slope making it safer for vehicular traffic.

Ms. Hayes asked about timing. Mr. Hornak said that Mr. Osborne will be taking care of the culvert work as that is not part of the grant to replenish Bulls Bridge Road. The plan is to have him start as soon as possible so that his work will be done prior to the State's planned start date sometime in May or June of 2022. Their project should take approximately two months.

Ms. Smith moved to continue Application #1268-21, Town of Kent, Bulls Bridge Road (between Old Stone Road and South Kent Road within municipally owned right of way), pavement rehabilitation and full depth reconstruction of roadway to the next regular meeting. Mr. Deitz seconded and the motion carried unanimously.

- 4.B.** Application #1269-21, Town of Kent, Fuller Mountain Road R.O.W. (near 120 Fuller Mountain Rd/Macedonia Brook State Park), Map 2 Blocks 7/9 Lot ROW, realignment of existing roadway with full depth reconstruction for approximately 650 LP; extension of existing cross culvert; proposed grading adjacent to roadway to create swales.

Mr. Rick Osborne, Town of Kent DPW Supervisor, was present to explain to the Commission that this was a resubmittal of a permit previously approved but which had expired last year. Ms. Werner asked if this was the cross-culvert project and Mr. Osborne replied that it was not. This project was for the realignment of the roadway and the inclusion of a new pipe which will bring runoff from one side of the road to the other and down to the brook instead of bringing the runoff into the woods. Mr. Osborne asked if it would be possible to expedite the approval since the application had been previously approved.

Mr. Johnson moved to expedite the approval of Application #1269-21, Town of Kent, Fuller Mountain Road R.O.W. (near 120 Fuller Mountain Rd/Macedonia Brook State Park), Map 2 Blocks 7/9 Lot ROW, realignment of existing roadway with full depth reconstruction for approximately 650 LP; extension of existing cross culvert; proposed grading adjacent to roadway to create swales based on the fact that this application had been previously approved but contingent upon not receiving any appeals during the 15 day appeal period. Ms. Smith seconded and the motion carried unanimously.

5. OLD BUSINESS

- 5.A.** Application #1264-21, Arthur McMurray, 126 Kent Road, Map 5 Block 10 Lot 30, clean-up of back yard and re-leveling of area.

Ms. Hayes explained that she had conducted a site visit and Mr. Deitz shared the photographs that were in the public meeting folder. Mr. McMurray gave a brief explanation of the proposed work. Ms. Werner asked if a retaining wall will be built on the southerly side of the property and Mr. McMurray replied that was not his intention and that as soon as the removal of part of the soil was done, he will be seeding the area to stabilize it and prevent any runoff. Mr. Johnson asked about the drain pipe that was visible and Mr. McMurray said that was his roof drain and that its entire length would be buried during the resloping of the area. The water from the roof would be discharged to the wetland area at the back of the property. Ms. Werner asked how far the tree roots were from the area to be disturbed and Mr. McMurray said that they were 6' to 10' from the area he is proposing to work on. Mr. Deitz advised Mr. McMurray that the

roots of the tree come out as far as the canopy and that right now it is the trees that are holding the bank back.

Ms. Werner asked Ms. Hayes to add the location of the silt fencing onto the site plan that was submitted.

Ms. Smith moved to approve Application #1264-21, Arthur McMurray, 126 Kent Road, Map 5 Block 10 Lot 30, clean-up of back yard and re-leveling of area. Ms. Smith seconded and the motion carried unanimously.

- 5.B.** Application #1265-21, Albert Loverro, 310 Kent Cornwall Road, Map 8 Block 22 Lot 16, addition to existing barn/garage, removal of existing farm structures, clearing of invasives from stream edge.

Ms. Hayes reported that she and Mr. Johnson did a site walk that morning. Mr. Deitz shared the photos and Ms. Hayes explained that the existing sheds at the back of the property, running along side of the existing stream, were going to be removed from the property with the exception of a newly built shed. This newly built shed will be placed on the northern side of the existing barn to hold hay and feed for the chickens, ducks and goats. Mr. Loverro explained that a new structure will be constructed on the east side of the existing barn. This new structure will house the animals that are currently located in the existing structures on the southerly side of the property.

Ms. Hayes and Mr. Johnson then spoke about phase II of the cleanup of this property. Currently, an existing drainage trench empties into the stream on the southerly side of the property. This stream feeds a medium sized pond that will be the main focus of phase II. Ms. Hayes reported that Mr. Loverro said he would be contacting an engineer to draw up some plans for this cleanup around the pond and present that to the Commission once the paperwork is filled out. In the meantime, the Commission expressed concern about the runoff from the easterly side of the pond. Mr. Loverro said that he had some native grass seeds along with some native wildflower seeds that he will place in that area in the hopes that they will root and stabilize the area of erosion.

Mr. Johnson moved to approve Application #1265-21, Albert Loverro, 310 Kent Cornwall Road, Map 8 Block 22 Lot 16, addition to existing barn/garage, removal of existing farm structures, clearing of invasives from stream edge. Ms. Smith seconded and the motion carried unanimously.

- 5.C.** Application #1266-21, Brian Neff for John Hoving, 119 Treasure Hill Road, Map 17 Block 32 Lot 21, construction of detached 30' x 30' garage.

Ms. Hayes reported that she did not complete a site walk but knows the property and the area of the proposed detached garage was flat.

With no further questions from the Commission, the following motion was made:

Mr. Johnson moved to approve Application #1266-21, Brian Neff for John Hoving, 119 Treasure Hill Road, Map 17 Block 32 Lot 21, construction of detached 30' x 30' garage. Mr. Deitz seconded and the motion carried unanimously.

6. COMMUNICATIONS TO THE COMMISSION

A. WRITTEN

No action taken.

B. VERBAL

6.B.1. Donna Hayes Vacation and rescheduling of October 25, 2021 meeting.

After discussion it was decided that the October 25th meeting be rescheduled to November 3rd so that Ms. Hayes can complete the agenda when she returns to the office on November 1st. Doing this will ensure that any applications that come in during her absence will be added to the agenda. Ms. Werner asked Ms. Hayes to contact Mr. Yagid and Mr. Palumbo and ask them if they can be available on that night as well.

7. ADJOURNMENT

Ms. Smith moved to adjourn at 8:01 p.m. Mr. Deitz seconded and the motion carried unanimously.

Respectfully submitted,

Donna M. Hayes

Donna M. Hayes
Land Use Administrator