

**MIDDLEFIELD INLAND WETLANDS
 and
 WATERCOURSES AGENCY
 405 Main Street
 Middlefield, Connecticut 06455**

Minutes of the February 20, 2019 Regular Meeting

Rebecca Adams, Chairman, called the meeting to order at 7:00 pm.

Attendance:

Members		Alternates	
X	Adams, Rebecca	A	Zieminski, Charles
A	Angiletta, Irene		
X	Brown, James		
X	Li, Linda		
X	Manning, John	Other	
X	Poturnicki, Rob	X	Bernotas, Randy
X	Veeley, Robert	A	Curtis, Brian

A=Absent

X=Present

Amendments to the Agenda

None.

Public Comment

None.

Approval of Minutes

The meeting minutes were unanimously approved, as presented.

Public Comment

None.

Rebecca Adams made a motion, seconded by John Manning, to recess the meeting to public hearing. Motion carried unanimously.

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Public Hearing

The proposal is a significant activity to modify the IWWC permit issued on April 20, 2016, for demolition and construction of a residence limited to the same footprint as the original structure and with the same outside dimensions, to add structures, already constructed but not included in the current permit, to mitigate the additional discharge and runoff into Lake Beseck due to the increase of impervious surface at 255 Baileyville Road. Applicant: Michael Carusone.

Rebecca Adams opened the continuation of the public hearing and explained that she has reviewed all of the information that has come in.

Attorney Frank Cathcart had copies of letters that went out to the abutting neighbors and a picture showing that a sign had been posted on a tree at the property. Attorney Frank Cathcart reviewed that he had gone through the presentation at the last meeting and nobody seemed to have any questions.

Attorney Cathcart did follow up with Brian Curtis and explained that the applicant will start the work as soon as they receive approval.

Rebecca Adams asked if any Commission members had any questions. Hearing none, she asked for a motion to close the public hearing.

Rob Poturnicki made a motion, seconded by John Manning, to close the public hearing. Motion carried unanimously.

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Potential action after public hearing on the application of Michael Carusone to modify the IWWC permit issued on April 20, 2016, for demolition and construction of a residence limited to the same footprint as the original structure and with the same outside dimensions, to add structures, already constructed but not included in the current permit, to mitigate the additional discharge and runoff into Lake Beseck due to the increase of impervious surface at 255 Baileyville Road. Applicant: Michael Carusone.

Rebecca Adams reviewed that this is basically to keep all current conditions of the existing permit in place and to add the drainage system to mitigate the effect of the impervious surface. This is due to the applicant having built additional structures that were not on the same footprint as the original residence. She reviewed that Brian Curtis has made a lot of changes to the suggestions made and is now satisfied that this will do the job. Mr. Curtis will follow up and if the system doesn't do what it is supposed to, the applicant will have to come back before the Commission.

Rob Poturnicki asked if a bond could be requested and Rebecca Adams felt that there would be very strict oversight on this and he would be in violation of the permit if the system was not installed. It was pointed out that Mr. Carusone had been in violation of his permit before. Ms. Adams explained that the Commission would take him to court if the system was not installed.

Rebecca Adams reviewed that the applicant has, in fact, received his Certificate of Occupancy even though he was in violation of the Inland Wetlands permit.

Rebecca Adams reviewed the regulations and it was decided that a bond could, in fact, be set as the application was not yet approved.

Rob Poturnicki made a motion, seconded by Jim Brown, to set a bond.

There was discussion about setting the bond for \$5,000 to be able to get the work done if the applicant does not follow through. The Commission members were surprised that Attorney Cathcart left the meeting before the application was voted on.

It was generally agreed that the motion should include an amount and a time period for the work to be done. Rebecca Adams suggested a one-year time period and it was agreed that if the work is not done within a year, the bond will be forfeited. Linda Li asked if the town will recoup the expenses from Brian Curtis' work and Ms. Adams explained that she had declared this to be a complex application from the beginning, so expenses will be recouped.

Rob Poturnicki then withdrew his original motion.

Rob Poturnicki then made a motion, seconded by John Manning, to set a bond for work to be performed at 255 Baileyville Road at \$5,000. Work to be completed within the time frame of one calendar year from the date of approval. This modifies the original permit that was issued on April 20, 2016. Motion carried unanimously.

Rebecca Adams reviewed that Randy Bernotas will not be serving as the Inland Wetlands Enforcement Officer on this particular job and that Brian Curtis will follow up on the project.

Enforcement Officer's Report

Randy Bernotas reported that the office has been very slow. Work has been started at 113 Peters Lane where they are clearing trees.

He also mentioned that he had stopped the work at 237 Baileyville Road where they were building walls, but the driveway was raised up about a foot alongside his neighbor's property and Mr. Bernotas explained that something will need to be done there so that water does not run off into the neighbor's yard.

Mr. Bernotas also stated that he will be going to the DEEP on Tuesday for electronic reporting on sewage spills.

Approval of Minutes

Rob Poturnicki made a motion, seconded by Bob Veeley, to approve the minutes of the January 16, 2019 meeting, as presented. Motion carried, with Jim Brown abstaining.

Matters or business raised at previous meetings or on previous agendas

None.

Members' suggestions for matters for addition to the current agenda or for discussion and inclusion on future agenda

Rebecca Adams reported that Irene Angiletta is doing very well and may be released fairly soon.

Randy Bernotas stated that the Independent Day School wants to build a yurt to use as a classroom and he felt that it may be close to being within 100 feet of the wetland. He will go take a look at the location.

Adjournment

Rebecca Adams made a motion, seconded by Jim Brown, to adjourn the meeting. Motion was carried unanimously. The meeting was adjourned at 7:31 pm.

Respectfully submitted,

Debi Waz

Debi Waz
Alwaz First