

APPROVED 11/17/10
TOWN OF NORTH HAVEN, CONNECTICUT
MINUTES

Inland Wetlands Commission

Minutes of the Inland Wetlands Commission meeting held on Wednesday, October 27, 2010, at the Mildred A. Wakeley Recreation Center, 7 Linsley Street, in Room #2 at 7:00 PM.

MEMBERS PRESENT:

Mark R. Trojanowski, Chairman
Steven J. Nugent, Vice Chairman
William Leiserson
Leroy C. Gould
Peter Tenedine
Pat Libero
Frank H. Bumsted, Alternate
Pamela Sletten, Alternate
Steven Miller, Alternate, sitting for Matthew M. Jermine

ABSENT MEMBERS:

Matthew M. Jermine

OTHERS:

Alan Fredricksen, Land Use Administrator
Jonathan Bodwell, Town Engineer
Jeffrey Donofrio, Town Attorney
Lisa Raccio, Stenographer
Sandi Lion, Clerk

AGENDA:

Mr. Trojanowski, Chairman, called the meeting of the Inland Wetlands Commission to order at 7:10 PM and introduced the Commission and town staff. He then explained the procedure for Public Hearings and asked if there were any changes to the agenda. Mr. Fredricksen, Land Use Administrator, stated that there were none.

PUBLIC HEARINGS:

Mr. Gould read the call for the Public Hearings.

Mr. Jermine had recused himself from these applications and Mr. Miller sat in his place.

1. #I10-06 Continuation of the application of the State of Connecticut, Dept. of Environmental Protection Applicant, North Haven Tire Disposal, Inc., Owner, relative to 441 State Street, (Map 27, Lot 1), seeking to Amend Wetland Boundary Map. Plan Entitled: Amendment To Wetlands Boundary Map, Across Land of North Haven Tire Disposal, Inc., State Street, North Haven, Connecticut. Prepared by Loureiro Engineering Associates, Inc. Dated 8/18/2010. Scale 1" = 60'. IG-80 Zoning District.
2. #I10-07 Continuation of the application of the State of Connecticut, Dept. of Environmental Protection Applicant, North Haven Tire Disposal, Inc., Owner, relative to 441 State Street, (Map 27, Lot 1), seeking a Permit To Conduct Regulated Activity and Site Plan Referral. Plan Entitled: Boundary & Topographic Survey, Prepared for Tire Pond Closure Project – CT DEP State Street, Hamden/North Haven, Connecticut. Prepared by Loureiro Engineering Associates, Inc. Dated 8/18/2010. Scale 1" = 60'. IG-80 Zoning District.

Ms. Diane Duva, Assistant Director, of the Waste Engineering and Enforcement Division of the Department of Environmental Protection, Mr. David Fiereck, P.E. and of Loureiro Engineering continued the Public Hearing for 441 State Street. Ms. Duva provided additional information to the Commission for their review. The applicant is seeking to amend the Wetland Boundary Map, Conduct Regulated Activity and to obtain a Site Plan Referral to permit the closure of this landfill by placing approximately 700,000 cubic yards of fill on this site. The elevation would be approximately 40' and the height of the mound, approximately 26'.

The Wetland Boundary Amendment defines the current location of wetlands on the site, showing a small area in the northwest detention basin and showing the elimination of the "pond", which has now been filled. The Regulated Activity is to remove the silt deposits in the northwest detention basin. The Commission and Mr. Fredricksen, Land Use Administrator, asked questions and Ms. Duva, Mr. Fiereck and Mr. Cutler responded.

Mr. Miller moved to break before public comment; Mr. Leiserson seconded the motion. All were in favor.

BREAK: 9:00: - 9:07 PM

Mr. Trojanowski asked for Public comment.

Public comment:

1. Bob Mazurek, 154 Cloudland Road, read a report from an independent environmental engineer. He asked about tires burning beneath the tire pond and is concerned with the Quinnipiac River becoming contaminated.
2. Marie Kennedy, 60 Millbrook Road, asked how many feet above sea level is the tire pond and how many feet is the pond located from the Quinnipiac River. She also asked about siphoning and testing the soil for chemicals.

3. Joan Mazurek, 154 Cloudland Road, submitted photos of homes in Hamden's Newhall section of town and letters that she had submitted to the First Selectman. She is concerned with contaminants that are currently in the pond and other contaminants that are being deposited on the site. She asked about previous breaches and if there is a contingency plan for future breaches. She also asked about monitoring the Quinnipiac River for contamination, if the DEP has test reports available on the soil that is being deposited, and what trucking company is being hired to haul the fill to the site. Mrs. Mazurek then read a letter from Sherman Katz of 40 Sherwood Drive, regarding his concerns with contamination.

Ms. Duva responded to public comment.

There being no further public comment, the Public Hearing was closed.

DELIBERATIONS:

1. #I10-06 Application of the State of Connecticut, Dept. of Environmental Protection Applicant, North Haven Tire Disposal, Inc., Owner, relative to 441 State Street, (Map 27, Lot 1), seeking to Amend Wetland Boundary Map.

Mr. Tenedine moved to approve the application; Mr. Leiserson seconded the motion. The Commission voted as follows:

Trojanowski – aye Nugent – aye Gould - aye Leiserson – aye Tenedine - aye Libero – aye Miller – aye

This application was approved with appropriate conditions.

2. #I10-07 Application of the State of Connecticut, Dept. of Environmental Protection Applicant, North Haven Tire Disposal, Inc., Owner, relative to 441 State Street, (Map 27, Lot 1), seeking a Permit To Conduct Regulated Activity and Site Plan Referral.

Mr. Tenedine moved to approve the application and to send a positive Site Plan Referral to the Planning & Zoning Commission; Mr. Libero seconded the motion. The Commission voted as follows:

Trojanowski – aye Nugent – aye Gould – aye Leiserson – aye Tenedine - aye Libero – aye Miller – aye

The application was approved with appropriate conditions.

The Commission included the following referral comments to the Planning & Zoning Commission:

1. The site should be monitored in perpetuity.
2. Land Use Commissions should continue to be informed of all activities at the site.
3. The DEP's responses to the Inland Wetlands Commission's questions are to be conveyed to the Planning & Zoning Commission for their use/benefit.

MINUTES:

September 22, 2010

Mr. Leiserson moved to approve the minutes of the September 22, 2010 meeting; Mr. Gould seconded the motion. The Commission voted as follows:

Trojanowski – aye Nugent – aye Gould – aye Leiserson – aye Tenedine - aye Libero – aye Miller – aye

ENFORCEMENT ACTIONS: None

EXTENSIONS: None

PERMITTED USES AS OF RIGHT: None

BOND RELEASES & REDUCTIONS: None

CORRESPONDENCE: -Inland Wetlands Training Program, Segment 3
-D.E.P. – Commissioner’s Training Videos
-The Habitat, Fall 2010
-The Landscape Architect, Fall 2010

Mr. Fredricksen, Land Use Administrator, reviewed the correspondence with the Commission.

ADJOURN:

Mr. Tenedine moved to adjourn the meeting; Mr. Leiserson seconded the motion. The meeting was adjourned at 9:25 PM.