

**APPROVED 3-25-15**  
**TOWN OF NORTH HAVEN, CONNECTICUT**  
**MINUTES**  
Inland Wetlands Commission

Minutes of the Inland Wetlands Commission meeting held on Wednesday, February 25, 2015 at the Mildred A. Wakeley Community and Recreation Center, 7 Linsley Street, in Room #2 at 7:30 PM.

**MEMBERS PRESENT:**

Mark R. Trojanowski, Chairman  
Peter Tenedine, Vice Chairman  
Pat Libero  
Cheryl A. Juniewicz  
Joseph L. Tenedine  
Frank H. Bumsted, Alternate  
Steven Miller, Alternate

**ABSENT MEMBERS:**

Steven J. Nugent, Secretary  
Anna Garsten  
Pamela Sletten, Alternate

**OTHERS:**

Alan Fredricksen, Land Use Administrator  
Jennifer Coppola, Town Counsel  
Laura Magaraci, Zoning Enforcement Officer  
Genevieve Bertolini, Stenographer  
Sandra Lion, Clerk

**AGENDA:**

Mr. Trojanowski, Chairman, called the meeting of the Inland Wetlands Commission to order at 7:07 PM and introduced the Commission and town staff. Then Mr. Trojanowski asked if there were any changes to the agenda. Mr. Fredricksen stated that there were none.

**PUBLIC HEARINGS:** None

**INFORMAL:** None

**OTHER:** None

**DELIBERATIONS:** None

## **ENFORCEMENT ACTION:**

480 Valley Service Road

Mr. Trojanowski gave an overview of events from last month's meeting. Then, Mr. David Lord, Soil Scientist and Environmental Consultant of Soil Resource Consultants, updated the Commission regarding current developments and the implementation of emergency measures. He stated that due to the snow cover emergency measures could not be implemented at this time. Mr. Trojanowski asked Mr. Lord if the neighbors are in agreement with the emergency measures proposed. Mr. Lord stated that Mr. Neubig has selected M & J Contractors for the installation of emergency sedimentation and erosion control measures and the work will be scheduled as soon as some of the snow melts. Mr. Trojanowski stated that he is concerned with having a quick thaw that could possibly cause an increase in discharge resulting in further damage. Mr. Lord stated that he will be watching the weather and will not wait until it gets to that point. Mr. Trojanowski stated that he is concerned with timely measures for implementing the remediation. Mr. Lord then explained to the Commission that the snow on the site has to be less than 3' high in order to install silt socks to protect the edge of disturbed and non-disturbed areas.

Mr. Bodwell, Town Engineer, stated that he will monitor the site and that it may be a few weeks before work can begin. Mr. Bodwell asked for permission to be on Mr. Neubig's site and to work with M & J Contractors in order to assure that the work will be done in a timely manner. Mr. Lord said that he would speak with Mr. Neubig and Attorney Loughlin regarding this matter.

Ms. Betsy Fiske owner of 400 Valley Service Road, granted town staff, Mr. Lord and M & J Contractors permission to access her property in order to conduct emergency erosion and control measures. Then, Mr. Trojanowski asked Mr. Lord if he had spoken with the DEEP regarding the violation Mr. Neubig has with them and how it will be dealt with. Mr. Lord stated that this violation is between the DEEP and Mr. Neubig. Mr. Lord also stated that he has no knowledge of the type of material on the site. Mr. Trojanowski asked Mr. Lord if he had conveyed the DEEP violation to Mr. Neubig's Attorney. Mr. Lord stated that he left a message with Mr. Loughlin's office and will call tomorrow to make sure he has a better understanding of the violation.

Then, Mr. Trojanowski asked about wetlands being created and how it will impact the remediation plan. Mr. Lord stated that he has not determined if wetlands were created. Mr. Trojanowski asked Mr. Lord if Mr. Neubig understands the seriousness of this matter. Mr. Lord stated that he does. Mr. P. Tenedine explained to Mr. Lord that the snow can be removed and emergency sedimentation and control measures should start no later than Monday, March 2, 2015 with check dams and plunge pools. Mr. Lord agreed that two check dams can be installed at this time.

Mr. P. Tenedine stated that he would like to be able to compare an older survey to a current survey to see what was done on the site earlier compared to conditions that exist today. Mr. Lord stated that Mr. Conklin is not accessible and; therefore, is not able to locate Mr. Neubig's survey at this time. Mr. Lord stated that he had spoken with Stevens & Associates and asked them to provide a survey if he is unable to obtain a survey from Conklin. Then, Mr. Lord explained that flagging can be reinstated as soon as the weather conditions allow for this type of work. Mr. Fredricksen explained that town staff is monitoring this site and within three to four weeks the restoration plan should be able to begin.

Mr. Fredricksen and Mr. Trojanowski asked town counsel to work with Mr. Neubig regarding the DEEP violation. They also asked town counsel to ask Mr. Neubig if he has had any communication with neighboring property owners regarding remediation, especially the property to the north. Mr. Trojanowski is also concerned with M & J Contractor's readiness to proceed with a sense of urgency. He stated that he was not impressed with Mr. Neubig not being present at this meeting and of the slow process for remediation; all of which, in his opinion, are very unprofessional.

**EXTENSIONS:** None

**PERMITTED USES AS OF RIGHT:** None

**BOND RELEASES & REDUCTIONS:**

#I13-11, 3012 Ridge Road

Mr. Bumsted moved to release the bond for application #I13-11, 3012 Ridge Road, in the amount of \$2,500.00; Mr. J. Tenedine seconded the motion. The Commission voted as follows:

Trojanowski – aye P. Tenedine – aye Libero – aye Juniewicz – aye J. Tenedine – aye  
Bumsted – aye Miller – aye

**CORRESPONDENCE:** - Northeast Utilities Letter  
-The Habitat, Winter 2015  
- Pharmacia & Upjohn - 4<sup>th</sup> Quarter 2014 Progress Report

Mr. Fredricksen reviewed the correspondence with the Commission.

**MINUTES:**

January 28, 2015

Mr. J. Tenedine moved to approve the January 28, 2015 meeting; Mr. Libero seconded the motion. The Commission voted as follows:

Trojanowski – aye P. Tenedine – aye Libero – aye Juniewicz – aye J. Tenedine – aye  
Bumsted – aye Miller – aye

**ADJOURN:**

Mr. P. Tenedine moved to adjourn the meeting; Mr. Libero seconded the motion. The meeting was adjourned at 8:29 PM.