

*Town of Killingworth
Inland Wetlands and Watercourses Commission
Killingworth, Connecticut 06419*

Regular Meeting
#12-1

January 10, 2012

Chairman G. Rockwell called the meeting to order at 7:00 p.m.

Members present: G. Rockwell, T. Doyle, E. Auer, R. Huebner, G. Johnson
Enforcement Officer C. Jefferson was also present.

Members absent: none

Visitors: Mark Kelly, Esq., Mr. and Mrs. Jesus Villegas, Regina Zywica.

Minutes: The minutes of the December 13, 2011 Regular Meeting were approved by a consensus of the members.

Enforcement Officer's Report: Cathie Jefferson reported on the following:

1. A final draft of the Town Wetlands Map was reviewed by the members.
2. She spoke with Engineer Roger Nemergut about the Saw Mill Hollow project. A letter from the Inland Water Resources Division to Mr. Nemergut says that activities on the property are a violation of their statutes. Apparently they are concerned about the impact of the patio and the floating dock. Mr. Nemergut will be doing an analysis of the hydraulics. He hopes to have information to present to this commission at the February 14th meeting.
3. The December building permit list was distributed to commission members.

OLD BUSINESS

A. J. & M. Lawler permit review – 392 Roast Meat Hill Road

No additional information has been submitted at this time. No regulated activities are proposed.

NEW BUSINESS

A. J. Villegas permit application for pasture area – 167 River Road

Enforcement Officer Jefferson sent a letter to Mr. Villegas stating that she had received a complaint about activity in or near the wetlands on his property. Mr. Villegas submitted a request for a permit for creating pasture land. Attorney Mark Kelly presented the information on their proposal to clear brush and trees and clear the stream of debris. Attorney Kelly quoted the statute that says "farming is allowed as-of-right". He and his client would like the commission to determine if the activity is an "as-of-right" activity, and if it is not, they would like input from the members about the permit process. A site walk has been scheduled for Saturday, January 14th at 1:30 p.m.

B. Communications

1. Application to Conduct a Regulated Activity – J. Villegas
2. Copy of a letter sent to Jesus Villegas, 12/16/11, re: activity in wetlands complaint
3. Two photos showing property at 167 River Road
4. Property Survey Plan – property of Jesus Villegas & Fresolina Villegas – 167 River Road
5. Copy of a letter sent to Henry Zywica, 12/16/11, re: activity in wetlands – gazebo, complaint
6. Application to Conduct a Regulated Activity – Henry & Regina Zywica
7. Thirteen pages of photos of gazebo at 14 Hemlock Drive
8. December 2011 building permit list
9. Minutes of Killingworth Planning & Zoning Commission Special Meeting on 12/20/11
10. Minutes of Regular Meeting of Killingworth Planning & Zoning Commission meeting on 12/20/11
11. IWWC Budget printout of 2011/2012 budget as of Jan. 2/ 2012
12. Request for Proposals, Re-insulation of Municipal Building, 323 Route 81
13. Copy of memo from R.E. Leighton, Code Official, to Board of Selectmen, 12/10/11, re: Water Analysis Report at Parmelee Farm
14. Copy of memo from R.E. Leighton Code Official, to Killingworth P & Z Commission, 12/10/11, re: horse stable conversion at 61 Spencer Hill Road
15. Copy of letter from R.E. Leighton, Acting Agent for the Health Director, 12/10/11, re: Water Analysis Report at 207 River Road
16. Copy of letter from R.E. Leighton, Building Official, 12/16/11, re: recent inspection at 16 Hunters Ridge Rd.
17. Copy of letter from R.E. Leighton, Code Official, 12/16/11, re: required pumpout report at 153 Iron Works Road

C. H. & R. Zywica permit application for a gazebo a – 14 Hemlock Drive (added to the agenda by a vote of commission members)

This application was submitted to Enforcement Officer C. Jefferson today after the Zywicis received a letter from Enforcement Officer C. Jefferson stating that she had received a complaint about an activity near the wetlands at 14 Hemlock Drive. *T. Doyle moved, seconded by G. Rockwell, to add this item to the agenda. The motion carried unanimously.* Mrs. Zywica reviewed their proposal to construct a gazebo near the pond on their property. No excavation is proposed. Some footings have been poured to anchor the gazebo into them. Members will not have an official inspection of the site but they will check on it by driving by. Discussion will continue at the next meeting.

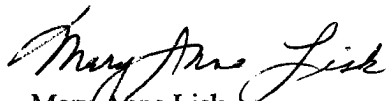
D. Other

1. Two new members were welcomed to the commission. Raina Huebner and Glenn Johnson have been sworn in and are now official members. There are still two vacancies on the commission.
2. Chairman Rockwell discussed the adoption of the recently re-done town wetlands map. A public hearing will be held in the near future to discuss the approval of the map. Some minor revisions of the current IWWC regulations will be discussed at the same public hearing.
3. Member T. Doyle discussed a possible pond or rain garden proposal on the Parmelee Farm property. The Parmelee Farm Committee will present information to this commission if/when a decision has been made.

Adjournment

The meeting adjourned at 8:05 p.m. to Saturday, January 14, 2012 at 167 River Road.

Respectfully submitted,


Mary Anne Lisk,
Clerk

January 17, 2012 9³⁰ A
Gunda M. Dudek