

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

**Regular Meeting
#17-6**

August 8, 2017

Chairwoman Carol Reimers called the meeting to order at 7:00 p.m.

Members present: C. Reimers, G. Johnson, T. Doyle, E. Pizzuto, C. Plum, D. Adametz
Enforcement Officer C. Jefferson was also present.

Members absent: M. Richards

Visitors: Chip Morgan, P.E. Howard Pfrommer, Edward Cassella, Esq.

Minutes: The minutes of the July 11th Regular Meeting were approved by a consensus of the members.

Enforcement Officer's Report and Requests for Review

1. An inspection was made of the Berkun property on Roast Meat Hill Road. The pile of material is gone and there is vegetation growing.
2. The July building permit list was distributed.
3. The plants are in at 523 Roast Meat Hill Road.

OLD BUSINESS

A. Revised Notice of Violation - C. Morgan - 116 Roast Meat Hill Road - replacement pipe

Town Engineer Howard Pfrommer attended the meeting and reviewed the report that was done in April of this year on the drainage in the area of 116 Roast Meat Hill Road. Aerial maps showing the area in 2008 and 2017 were shown and discussed. Mr. Pfrommer said there are two issues in play - one is the issue of the culvert under the driveway of 116 Roast Meat Hill Road and the Notice of Violation that the homeowner received; the other is the Town road drainage problem. He noted that the culvert that was recently replaced has an invert that is now higher than it was and the water flowing toward it is not able to flow as it should into the culvert and therefore is overflowing onto Roast Meat Hill Road. The invert of the culvert has to be lowered. Mr. Pfrommer said the culvert should be installed properly so the Notice of Violation can be dismissed as the first order of business. Then the Town can work on the road drainage, and hopefully get an easement from one of the nearby property owners, so it can be completed successfully.

There was also a discussion of the water that is being diverted from the wetlands because of the problem with the culvert. The commission is charged with protecting the wetlands, which was one of the issues that led to the Notice of Violation. One member pointed out the fact that a pipe was installed under the driveway many years ago so therefore there has been an issue with water flow for some time.

Edward Cassella, Esq., attorney for Chip Morgan, questioned the Notice of Violation and the ability of the commission to prove the diversion of water on the property. He also questioned why there is a problem now, after all these years, that warrants a Notice of Violation. Attorney Cassella said his interest is making sure that a quick fix to the problem now doesn't come back to lead to another Notice of Violation for Mr. Morgan. There was a discussion about the fact that the Town is willing to fix the pipe and Mr. Morgan

would then not be responsible for it if there is another problem in the future; it would be the Town's responsibility to fix the pipe. Attorney Cassella said they will have to talk with First Selectwoman Cathy Iino and Mr. Pfrommer and therefore could not agree to that solution at this time. There was a motion by T. Doyle to keep the current Notice of Violation in place, and it was seconded by E. Pizzuto. After discussion, the motion and the second were withdrawn. The Notice of Violation remains in place until the commission is satisfied by the action of the homeowner to correct the problem. The commission will wait to hear from Mr. Morgan and his attorney.

B. Notice of Violation - S. Collins - 30 Granite Hill Road - filling within regulated area

Edward Arthurs attended the June meeting in response to a Notice of Violation that was sent about construction materials that had been pushed into the wetland area on the property. No action was taken as of the July IWWC meeting to correct the situation. A second letter, dated 7/20/17 was sent. Cathie Jefferson reported that the material has still not been removed from the wetlands.

C. Eric Auer memorial

Chris Plum reported that he will contact commission members when the layout of the memorial plaque for Eric Auer is ready. The plaque will probably not be ready for installatin until October. It will be placed by the maple tree that was recently planted at the recreational fields on Parker Hill Road. Commission members will dedicate the tree and plaque in the fall.

NEW BUSINESS

A. Communications

1. July 2017 Building Permit Log
2. IWWC budget printout for FY 2017-2018 as of August 1st.
3. Copy of letter, dated 7/20/17, sent to Sharon Collins, re: 30 Granite Hill Road filling regulated area
4. Letter from Edward M. Cassella, Esq., dated 8/1/17, re: C. Morgan, 116 Roast Meat Hill Road
5. Letter from First Selectwoman Cathy Iino, dated 8/8/17, re: driveway at 116 Roast Meat Hill Road

B. September IWWC meeting

Due to the anticipated absence of some of the commission members and commission staff for the September 12th meeting, the decision on whether the September meeting will be held on that date will be made in early September. Chairwoman C. Reimers will notify members of the decision.

The meeting adjourned at 8:03 p.m.

Respectfully submitted,

Mary Anne Lisk
Clerk