

BOLTON INLAND WETLANDS COMMISSION
REGULAR MEETING
7:00 P.M., TUESDAY, OCTOBER 22, 2024
VIRTUAL MEETING VIA ZOOM

Inland Wetlands Commission Members Present Via Zoom: Chair Ross Lally, Vice Chair James Loersch, Member Michael McDonnell, Alternate Member Diana DeNunzio. Absent Member David Lynn

Staff Present Via Zoom: Wetlands Agent Alyssa Barroso

Staff Present Via Zoom: Board Clerk Mary Johnston

Others Present Via Zoom: Frederick Davis, Samuel Green, Sue Oliver

1. Approval of Agenda

M. McDonnell MOVED to approve the Agenda. D. DeNunzio SECONDED. MOTION CARRIED UNANIMOUSLY 4:0:0.

2. Public Comment

None.

3. Approval of September 24, 2024, Meeting Minutes

D. DeNunzio MOVED to approve the September 24, 2024, Minutes. J. Loersch SECONDED. M. McDonnell ABSTAINED. MOTION CARRIED 3:0:1.

4. Old Business

4i. #IW-24-7: Frederick Davis – 1079 Boston Tpke – Replacing 24” Corrugated Metal Pipe with a 30” Pipe and Extending It 32 Feet (for a total of 53 feet).

A. Barroso reported there are no updates, and everything has been stabilized. F. Davis explained where he has stabilized the property and would like to add more fill in the area to cover the pipe upfront. F. Davis would like to add more stone as well. R. Lally asked the Commission if this was a substantive change from what was presented. J. Loersch asked A. Barroso if she was good with the work. A. Barroso replied she is good with the work and does not feel this is a substantial deviation because this has always been the applicant’s plan from the beginning. M. McDonnell asked if the additional fill would require extending the pipe. F. Davis replied the pipe will not need to be lengthened. The Commission felt this is not a substantial change to the application.

J. Loersch MOVED to approve #IW-24-7: Frederick Davis – 1079 Boston Tpke – Replacing 24” Corrugated Metal Pipe with a 30” Pipe and Extending It 32 Feet (for a total of 53 feet). D. DeNunzio SECONDED. M. McDonnell ABSTAINED. MOTION CARRIED 3:0:1.

5. New Business

5i. Jurisdictional Ruling: Samuel Green – 220 Hebron Road – Installation of Fence Within 100Ft of Pond.

A. Barroso reported there might be some tension between neighbors that might require a fence. A. Barroso stated there is a large pond on the property and there is not much of a flood plain on the property. The property is a large grass field. R. Lally asked what type of fence would be used. S. Green replied it would be a wood fence installed in the lawn. R. Lally felt this falls under the use of enjoyment of the property in the existing Wetlands Regulations, Section 4.1d. R. Lally asked S. Green to be compliant with the Planning and Zoning Regulations.

M. McDonnell MOVED to approve the Jurisdictional Ruling: Samuel Green – 220 Hebron Road – Installation of Fence Within 100ft of Pond. J. Loersch SECONDED. MOTION CARRIED UNANIMOUSLY 4:0:0.

5ii. Sue Oliver – 1 Gaylord Road – Construction of Detached Garage Within 100ft of Stream.

J. Loersch abstained from this agenda item due to history with the property.

A. Barroso explained this application and the detached garage will be 14 x 24 in dimensions. A. Barroso reported on where water could come through the property and the garage will be located 60 feet from the watercourse. A. Barroso discussed the application from the map that was shared during the meeting. A. Barroso mentioned it will be a 5-inch excavation with gravel installed. R. Lally asked if this building will be carted in or stick built. S. Oliver replied it will be carted into the property with appropriate blocks installed that will support the building. M. McDonnell asked that the installer note what the plan is for the excavated soil.

D. DeNunzio MOVED to delegate to the Wetlands Agent to manage the application in the field. M. McDonnell SECONDED. J. Loersch ABSTAINED. MOTION CARRIED 3:0:1.

6. Wetlands Agent Report

A. Barroso gave an update on ongoing projects.

1048 Brandy Street

A. Barroso reported this swimming pool installation project broke ground recently. A. Barroso stated they installed the silt fence, and it looks good so far. A. Barroso will meet with the property owner later this week.

180 Bolton Center

A. Barroso reported the septic system is being dug next week at the unfinished house. A. Barroso stated the site will be fully strawed and silt fence installed. A. Barroso explained there are many trees/roots on the property so she felt silt fences would not work so she suggested the installation of straw waddles and chopped straw. A. Barroso will inspect the property after the septic system installation is completed.

65 Shoddy Mill

A. Barroso gave a background report on this property where a resident that filled acres of wetlands that turned into a remediation project. A. Barroso stated she threatened a cease and correct order which got their attention. R. Lally agreed this action was used to get the

property owners attention to correct the situation. R. Lally gave a brief history of this property. A. Barroso explained this property is owned by a trust since the owner is incarcerated. A. Barroso stated she visited the site today with the trust owner and excavation company. A. Barroso pointed out Soil Scientist Richard Snarskey had flagged where he believed the original wetland line was, but nothing had been done. A. Barroso discussed what she had found when she visited the site and was happy to find the wetlands are returning. After a lengthy discussion on remediating, the proposal the Commission is being asked to consider is it best to leave it as is as the wetland seems to be coming back on its own. R. Lally stated maintenance of evasive species would need to be completed. M. McDonnell asked if the remediation plan include stabilization of the excavation plan. A. Barroso replied the fill that was installed is being put back on the slope. M. McDonnell stated they should follow some classifications for compaction efforts. A. Barroso added the slope will be 3 to 1 but might need more authority on the slope. R. Lally suggested the excavation company provide engineering plans with the appropriate specifications to the Town of Bolton. All parties need to be in agreement with the plan. The Commission agreed there should be a plan reviewed by all parties involved. R. Lally summarized the consensus of the Commission was not to disturb beyond what is necessary based on the information tonight and that the slope needs to be remediated but need plans and engineering review. This is not negotiable.

271 Hop River Rd.

A. Barroso reported she visited the site and said the visit went well. A. Barroso said they walked from the gas station to the Hop River Trail and the crossing at the stream could be a problem. A. Barroso pointed out the trail is quite steep and felt switchbacks might need to be constructed. A. Barroso stated it will be a great trail with the connection to the Hop River Trail. J. Loersch asked they are going to submit a plan for approval. A. Barroso replied the plan has been approved. R. Lally asked if the trail was within the wetlands. R. Lally asked A. Barroso to look at the plan and if there was something in the plan that includes the wetlands they will need to come before the Commission. A. Barroso will review to see what was approved for the trail. Discussion was held on conflict of interest between Planning and Zoning and the Inland Wetlands Commission.

7. Other

7a. Review Proposed Updates to Wetlands Regulations

R. Lally reported the Commission held a special meeting and reviewed the regulations line by line. R. Lally stated the Commission had some questions that will be reviewed. A. Barroso stated she will review the updates as well. M. McDonnell stated he is working on the changes that were discussed at the special meeting. R. Lally will send out possible dates for a special meeting.

7b. Approval of 2025 Meeting Schedule

J. Loersch MOVED to approve the 2025 Meeting Schedule as presented. M. McDonnell SECONDED. MOTION CARRIED UNANIMOUSLY 4:0:0.

8. Adjournment: M. McDonnell MOVED to adjourn the meeting at 8:27 p.m. D. DeNunzio SECONDED. MOTION CARRIED UNANIMOUSLY 4:0:0.

Respectfully submitted by Mary J. Johnston

Mary J. Johnston

Please see Minutes of subsequent meetings for corrections to these Minutes and any corrections hereto.