



TOWN OF OXFORD
S.B. Church Memorial Town Hall
486 Oxford Road, Oxford, Connecticut 06478-1298
www.Oxford-CT.gov

Oxford Conservation Commission / Inland Wetlands Agency

**THESE MINUTES ARE
SUBJECT TO APPROVAL.
APPROVED ON: _____**

REGULAR MEETING MINUTES

MONDAY, FEBRUARY 12, 2007

This **Regular Meeting** of the Oxford Conservation Commission/ Inland Wetlands Agency was held in the David T. Schreiber Memorial Meeting Room B of the S.B. Church Memorial Town Hall, Oxford, Connecticut on Monday, February 12, 2007 and was **CALLED TO ORDER** at 7:31 PM by Chairman Michael Herde.

ROLL CALL / ATTENDANCE: Chairman Michael Herde, Secretary/Commissioner Susan Purcella Gibbons, Commissioner Lucas Hellerich, Commissioner Tom Adamski, and Commissioner Bill Richter.

ABSENT (COMMISSION MEMBERS): All Present.

ATTENDANCE (STAFF): Andrew Ferrillo, Jr., Inland Wetlands Enforcement Officer, Anna M. Silva, OCCIWA Secretary, and Dave Nafis, Town Engineer of Nafis & Young.

ABSENT (STAFF): All Present.

AUDIENCE OF CITIZENS (NOT FOR PENDING APPLICATIONS):

Chairman M. Herde asked if there was any one in the audience for Audience of Citizens.

Mark Purrington of 42 Cherokee Drive, Oxford, CT 06478 representing Swan Lake Association introduced himself and stated that he submitted an application to be accepted as complete but would like to get on the agenda tonight. Robert Dawn of 39 Manitoak Drive, Oxford, CT 06478 and Bill Hein, Jr. of 42 Manitoak Drive, Oxford, CT 06478 both present. He stated that the application is to dig two beaches out because the lake is drained down. He stated that he would like to install a catch basin to catch the water and it would be similar to the one on Manitoak Drive. He stated that we are not impacting any water and we would like to start digging the material to bring the water level back up. Chairman M. Herde asked if the lake has been drawn down. M. Purrington stated yes and explained that the catch basins run and drain into Swan Lake. Chairman M. Herde stated that the application is for a maintenance and prevention program. M. Purrington stated yes and the silt on the beach is a problem that occurs every year. A. Ferrillo noted that this application is to be accepted as complete tonight and it was not on the agenda, therefore, the general public did not get an opportunity to speak or recognize the application. M. Purrington stated that the beach areas are packed with road sand and silt from over the years. Chairman M. Herde suggested to M. Purrington to contact Public Works Department for assistance in this application. M. Purrington stated that he would contact them.

Chairman M. Herde asked if there was any one else in the audience for Audience of Citizens. None stated.

AMENDMENTS TO AGENDA:

Chairman M. Herde asked if there were any amendments to the agenda. Staff noted that there are four (4) amendments to the Regular Meeting agenda.

(Continued Amendments)

1. **IW-06-183 (Ref # IW-06-81) Monserrate Llantín 150 Jacks Hill Road** (Reapplication) (3-Lot Subdivision) (3 Residential Dwellings) (4,300 s/f of WL Impact) (22,500 s/f of URA Impact) (Site Plan Modification) (**Additional Wetlands Impact?**)
2. **IW-07-05 Pentino Mancini Holdings 323 Riggs Street** (Lot 4-5) (Aboveground Diesel Fuel Storage Tank).
3. **IW-07-08 C & M Homes, Inc. 97 Moose Hill Road** (Lot 14) (Site Plan Modification).
4. Letter to State of CT and Local Representatives in regards to ATV use in state and town owned property.

MOTION made by Commissioner L. Hellerich and seconded by Commissioner B. Richter to **APPROVE** the four (4) amendments to the Regular Meeting on Monday, February 12, 2007. **Voted 5-0.**

Amendment 1:

IW-07-04 (Ref # IW-06-183) Monserrate Llantín 150 Jacks Hill Road (Reapplication) (3-Lot Subdivision) (3 Residential Dwellings) (4,300 s/f of WL Impact) (22,500 s/f of URA Impact) (Site Plan Modification). Applicant not present. Fred D'Amico, P.E., L.S. of 9 Park Road, Oxford, CT 06478 present to represent the applicant and to submit revised plans dated 12/4/06.

Fred D'Amico introduced himself and stated that Planning & Zoning requested the road consist of eighteen feet (18') wide because it's a safety issue. Commissioner S. P. Gibbons asked if there is additional wetlands impact. F. D'Amico stated yes because out of the existing four wetlands crossing, two crossings are wider. He explained that they will be 1 feet wider on each side for the shoulders (20 feet total at the top).

F. D'Amico stated that Planning & Zoning allowed the private road to be 1,500 feet instead of the requirement in the regulations (1,200 feet) because of the wetlands. A. Ferrillo asked the total of additional wetlands impact. F. D'Amico stated approximately 1,000 square feet. Discussion ensued between the Commission Members on the fees due for the additional wetlands impacts. The Commission Members agreed for the applicant to pay an additional \$300.00 for the wetlands impacts.

Commissioner T. Adamski stated that he is concerned with the total impervious area with the paved road. Commissioner L. Hellerich asked if curbing is proposed. F. D'Amico stated no. The Commission Members requested the plans be revised to reflect a cross section detail to show the water sheet flow of the private road. F. D'Amico stated that he would revise the plans.

Staff noted that this application will remain on the agenda and the Commission will have to accept the application as complete.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MOTION made by Commissioner T. Adamski and seconded by Commissioner S. P. Gibbons to **ACCEPT** application **IW-07-04 (Ref # IW-06-183) Monserrate Llantín 150 Jacks Hill Road** (Reapplication) (3-Lot Subdivision) (3 Residential Dwellings) (5,300 s/f of WL Impact) (22,500 s/f of URA Impact) (Site Plan Modification) as a **COMPLETE** application. **Exp.** 4/18/07.

(Continued Amendment 1)

Referred IW-07-04 to the next Regular Meeting.

Amendment 2:

IW-07-05 Pentino Mancini Holdings 323 Riggs Street (Lot 4-5) (Aboveground Diesel Fuel Storage Tank). Applicant not present. Plans dated 1/24/07 were submitted.

A. Ferrillo stated that this application is for an aboveground diesel fuel storage tank. The Commission Members reviewed the plans submitted. Chairman M. Herde suggested that this application remain on the agenda and the applicant provide details as for the 110 percent containment and 100 percent containment in the parking lot. Commissioner T. Adamski requested a spill control on the plans. The Commission Members agreed.

Staff noted that this application will remain on the agenda and the Commission will have to accept the application as complete.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MOTION made by Commissioner T. Adamski and seconded by Commissioner S. P. Gibbons to **ACCEPT** application **IW-07-05 Pentino Mancini Holdings 323 Riggs Street** (Lot 4-5) (Aboveground Diesel Fuel Storage Tank) as a **COMPLETE** application. **Exp.** 4/18/07.

Referred IW-07-05 to the next Regular Meeting.

Amendment 3:

IW-07-08 C & M Homes, Inc. 97 Moose Hill Road (Lot 14) (Site Plan Modification). Applicant not present. Mark E. Lancor, P.E. of Dymar of 325 Main Street South, Southbury, CT 06488 present to represent the applicant and to submit revised plans dated 1/19/07.

Mark Lanco introduced himself and stated that the changes are in response to requests from Planning & Zoning Commission. He stated that the road has been modified to extend to the property line with a temporary turn-around, eliminating the permanent cul-de-sac. He stated the subsequent changes to the lot lines and layouts are shown on the plans and there are no changes to the on-site upland review areas and wetland impacts. He stated that the Planning & Zoning Commission also requested to have the drainage alternate incorporated into the plans and this altered the off-site upland review area impacts with the need to widen Moose Hill Road for the addition of the catch basins. He stated that although the areas did not change, DYMAR has updated the cut and fill amounts to reflect this addition.

Chairman M. Herde asked if there is feasibility there. M. Lanco stated yes and Planning & Zoning requested the study and Brian Miller, Town Planner completed the study.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MOTION made by Commissioner T. Adamski and seconded by Commissioner S. P. Gibbons to **APPROVE** application **IW-07-08 C & M Homes, Inc. 97 Moose Hill Road** (Lot 14) (Site Plan Modification) based on

(Continued Amendment 3 - MOTION IW-07-08)

the final approved plans dated *October 31, 2005* last revised *January 19, 2007*. The reason for approval is no impact to the wetlands. **Voted 5-0.**

Amendment 4:

Letter to State of CT and local representatives on ATVs.

Commissioner T. Adamski explained that there is a proposed bill before the legislators that calls for stricter registration, requiring all ATVs be registered and another bill would have the state care out ATV designated places for riders. He suggested that we send a letter to the State of CT, local representatives, and CT DEP as Conservation Commission to forward a letter stating that we would support a proposal to minimize and control the ATVs use on public and state lands. The Commission Members agreed.

Commissioner T. Adamski stated that the Town of Oxford has sustained considerable damage from ATV use on open space land and will compose a letter for review at the next Regular Meeting. He stated that there was an article in the Waterbury Republican Newspaper on 2/10/07 and will provide a copy via email.

Commissioner S. P. Gibbons suggested a town wide mailing to educate the public and for public awareness. The Commission Members agreed.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

Referred to the next Regular Meeting.

OLD BUSINESS:

1. IW-07-001 Town of Oxford Commerce Drive Extension (14,440 s/f of WL Impact) (18,400 s/f of URA Impact). **Exp.** 3/14/07. Applicant not present.

Dave Nafis, P.E. stated that he recommends that a crushed stone filter envelope be added to the plans where the existing wetlands are. Commissioner L. Hellerich asked D. Nafis if they would have to excavate or just install the crushed stone filter envelope. D. Nafis stated that they would just have to install it. Staff requested the location. D. Nafis stated STA 525 to STA 725 to consist of six inches (6") crushed stone filter envelope. He initialed the plans. He recommended that be a condition of approval and subject to approval by the town engineer once the revised plans are received in the Inland Wetlands Agency. The Commission Members agreed.

It was noted that the wetland areas were previously disturbed by the utility lines and the additional wetland impacts proposed for the roadway extension would require new wetlands impacts.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MOTION made by Commissioner T. Adamski and seconded by Commissioner S. P. Gibbons to **APPROVE** application **IW-07-001 Town of Oxford Commerce Drive Extension** (14,440 s/f of WL Impact) (18,400 s/f of URA Impact) based on the final approved plans dated *December 7, 2006* with conditions. The conditions are as follows:

1. STA 525 to STA 725 is to consist of a six inch (6") crushed stone filter envelope,
2. revised plans are to be submitted to the Inland Wetlands Agency, and
3. subject to approval of the Town Engineer.

The reason for approval is no feasible and prudent alternative exists. **Voted 5-0.**

NEW BUSINESS

NEW APPLICATIONS REQUIRING OCCIWA APPROVAL (ACCEPTANCE):

1. IW-07-07 Swan Lake Association "Swan Lake Beaches" (Beach Improvements).

Staff noted that this application is complete and a copy was submitted to Nafis & Young, for review.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MOTION made by Commissioner S. P. Gibbons and seconded by Commissioner T. Adamski to **ACCEPT** application **IW-07-07 Swan Lake Association "Swan Lake Beaches"** (Beach Improvements). **Exp.** 4/18/07.

ACCEPTANCE OF MINUTES & CORRECTIONS TO MINUTES (IF ANY):

1. Monday, January 22, 2007 Regular Meeting Minutes.

MOTION made by Commissioner L. Hellerich and seconded by Commissioner B. Richter to **APPROVE** the Monday, January 22, 2007 Regular Meeting Minutes. **Voted 5-0.**

INLAND WETLANDS ENFORCEMENT OFFICER REPORT:

January 2007

Approvals issued No activity in Wetlands.....	3
C.O. Sign Offs.....	8
State Fees.....	\$ 12000
Town Fees.....	\$ 765.00
Total Fees Collected.....	\$ 765.00
Inspections.....	25
Complaints.....	0
Violations	0
Total Hours.....	140.00

Andrew Ferrillo, Jr., I.W. Enforcement Officer

APPLICATIONS NOT REQUIRING OCCIWA APPROVAL:

Number	Date	Name/Property Owner	Purpose	Location	Action
IW-06-62	1/23/2007	Arthur Renfrew	C.O. Sign Off	35 Freeman Road	APP
IW-04-317	1/23/2007	Paul Costa	C.O. Sign Off	101 Seth Den Road	APP
IW-05-247	1/24/2007	Pulte Homes	C.O. Sign Off	630 Troon Court	APP
IW-07-6	1/31/2007	Todd Brewer	Sunroom	26 Wilson Drive	APP
IW-06-212	1/31/2007	Daniel J. Hughes	Deck	4 Lake Drive	APP
IW-06-186	2/1/2007	Roger Elias	C.O. Sign Off	5 Meadow Drive	APP
IW-06-55	2/5/2007	Thomas Vinci	C.O. Sign Off	23 Old Country Road	APP
IW-06-56	2/5/2007	Michael Vinci	C.O. Sign Off	25 Old Country Road	APP
IW-07-6	2/5/2007	Gary Hylinski	Residence	4 Great Oak Road	APP
IW-06-183	2/13/2007	White Rooster Construction	Additional Fee Due	150 Jacks Hill Road	N/A
IW-07-09	1/13/2007	Mary Claire Kacerik	Shed (12' x 16')	2 Chauncey Drive	APP
IW-06-25	2/15/2007	McDillon Const	C.O. Sign Off	12 Mountainview Court (Lot 11)	APP
IW-07-10	2/15/2007	McDillon Const	Residence	9 Mountainview Court (Lot 17)	APP
IW-06-205	2/20/2007	Frank Guglielmo	Site Plan Modification	189 Good Hill Road	APP
IW-07-11	2/20/2007	Raymond Sanford	Site Plan Modification	Unit 520 Traditions Court	APP
IW-07-12	2/20/2007	Raymond Sanford	Site Plan Modification	Unit 500 Putting Green Lane	APP
IW-07-13	2/20/2007	Raymond Sanford	Site Plan Modification	Unit 579 Inverness Court	APP
IW-06-21	2/20/2007	Daniel Brennan	C.O. Sign Off	78 Old Country Road	APP

MATTERS OF VIOLATION:

1. **IW-03-226 Robert & Dawn Magi, 11 Hemlock Trail** (Lot 104) (Violation-activity in a regulated area). (Plans dated 6/1/05 "Existing Conditions" and 6/16/05 "Asbuilt"). Property owner not present.

Referred IW-03-226 to the next Regular Meeting.

2. **IW-05-C/V-007 Warren & Linda Richardson 483 Roosevelt Drive** Notice of Violation/Cease & Desist Order dated 10/17/05. Property owner not present.

Referred IW-05-C/V-007 to the next Regular Meeting.

3. **IW-06-C/V-001 Andrew Turmel 20 North Larkey Road** Notice of Violation/Cease & Restore Order dated 3/21/06. Property owner Andrew Turmel of 20 North Larkey Road, and Fred D'Amico, P.E., L.S. of 9 Park Road, both of Oxford, CT 06478 and present to represent the property owner. F. D'Amico submitted a plan of the property dated 8/14/06. Ben Timme, VP of BDL Environmental Consultants, Inc. of Middlebury, CT 06762 present to represent the property owner and to submit a site report dated 11/17/06.

Ben Timme introduced himself and stated that the site report is associated with the possible release of petroleum products from various point sources at 20 North Larkey Road, Oxford, CT. He stated that the property is situated in a mixed commercial / residential area, with the lot size approximately 3.68 acres and the property slopes down to the Northeast at 1':20'. He stated that the nearest down gradient surface water is an intermittent stream that leads to Jacks Brook and the surface water classification for the Jacks Brook is "B/a".

B. Timme explained that the areas of interest by Commissioner L. Hellerich are identified in the report along with investigations and laboratory results. He stated that Tank Area #1 - 1,000 Gallon gasoline above ground storage tank AST had a gasoline odor emanating from the tank and the vent pipe was not capped. He stated that there was an estimated 1 inch of water in the tank and there was no visual evidence of perforations or distressed

(Continued Violations - IW-06-C/V-001)

vegetation. He stated that one soil sample was obtained from the North and South end of each tank, each from 0.5 feet to 1.5 feet below grade. He stated the samples were analyzed for ETPH and for VOAs and the results of the analysis were below the limits for all targeted compounds and a cover was placed over the vent pipe to prevent rainwater from entering the tank.

B. Timme stated that Tank Area #2 – USTs and ASTs consisted of several former #2 fuel oil underground storage tanks and all the tanks were on the ground surface. He stated that they appeared to have been cut and cleaned. Included were one, 275 gallon; 550 gallon, and a 1,000 gallon former UST. He stated that there was also a 1,000 gallon #2 fuel oil AST in this area. He stated that one soil sample was obtained in each of the East and West area, each sample obtained from 0.5 feet to 1.5 feet below grade and the samples were analyzed for ETPH and the results of the analysis were BQL.

B. Timme stated that Tank Area #2 – Hydraulic Equipment has some equipment with hydraulic lines attached and there was no staining of distressed vegetation in this area. He stated that one soil sample was obtained from the middle of this area and analyzed for ETPH.

Commissioner L. Hellerich asked where all the piles of soils and debris were from. Andrew Turmel introduced himself and stated that the debris is from Prospect Pools. Commissioner L. Hellerich asked if it's documented.

A. Turmel stated no but will provide documentation. Commissioner L. Hellerich also requested documentation of where the soil is from. A. Turmel stated that he would also provide that.

B. Timme stated that Tank Area #1 – 550 Gallon diesel above ground storage tank was placed on the bed of washed stone, which had a thickness of approximately 3.5 feet. He stated that one soil sample was obtained on the North (down gradient) end of the tank from a depth of 3 feet to 4.5 feet below grade and analyzed for ETPH and the results of the analysis were BQL.

B. Timme stated that the Stream Sample was obtained from the stream, in the vicinity of the 550 diesel AST at the request of Commissioner L. Hellerich and the sample analyzed for the presence of 8RCRA Metals, ETPH, and volatile organic compounds. He stated the results of the analysis were BQL for ETPH and all targeted VOCs. He stated that barium, chromium and lead were present at concentrations above quantitation limits, but below the CT DEP remediation standards regulations (RSR) criteria for both groundwater in a "GA" and surface water protection. He stated that for the findings there was no evidence of a release of petroleum product in any of the areas tested. Commissioner L. Hellerich asked if the analysis included comparison to aquatic life criteria. B. Timme stated he did not do that.

B. Timme stated that the plans prepared by Fred D'Amico, P.E., L.S. show an "old oil tank 10,000 gallons" should be revised to state "old water tank – 10,000 gallons". F. D'Amico stated that he would revise the plans to reflect that.

Commissioner L. Hellerich asked A. Turmel where the rusted drums on the property are from. A. Turmel stated that the drums are from Paul Chipman Cedar Ridge Nursery. Commissioner L. Hellerich asked A. Turmel to provide documentation on that. A. Turmel stated that he would provide documentation. B. Timme stated that on 4/3/06 the hydraulic line on a piece of heavy equipment ruptured and approximately 4 gallons was released to the surface and CT DEP was notified. He stated that the contaminated soils were stockpiled on and covered with 6 mil plastic and on 9/7/06 the stockpiled soils were sampled and analyzed for waste characterization prior to disposal. He stated that 10/12/06 6.84 tons of contaminated soils were excavated and transported to Phoenix Soil, LLC of Waterbury, CT which thermally destroys contaminants within the soils and the results of the analysis for ETPH were below the CT DEP remediation standard regulations criteria (500 ppm) for ETPH. He stated that groundwater was not present during excavation.

(Continued Violations - IW-06-C/V-001)

Commissioner L. Hellerich asked what the current state of the property is. A. Ferrillo stated that the property owner was told not to touch anything on site. B. Timme stated that the property owner would like to get ride of the equipment, steel, trucks, and debris on site.

A. Turmel stated that he would like to install a berm along the wetlands or install a silt pond. Commissioner T. Adamski questioned the area for the berm and asked if it was along the edge of the wetlands. A. Turmel stated that it would be above the wetlands. Commissioner B. Richter recommended waiting until the site is cleaned up. The Commission Members agreed. A. Turmel stated the berm will be later in the process.

B. Timme stated that on 11/6/03 #2 fuel oil tank AST was overfilled by Taylor Oil Co. of Portland, CT and approximately 30 gallons was released to the surface and CT DEP was notified. He stated that for remedial activities on 11/7/03 77.79 tons of contaminated soils were excavated and transported to Phoenix Soil, LLC of Waterbury, CT. He stated the results of the analysis for total petroleum hydrocarbons (TPH) of all samples were below the CT DEP remediation standard regulations (RSR) criteria (500ppm) for TPH. He stated that groundwater was not present within the excavation.

Chairman M. Herde asked A. Turmel for a time frame to clean up the site. A. Turmel stated approximately 2 months. Chairman M. Herde requested that the Oxford Conservation Commission / Inland Wetlands Agency is contacted of progress or completion. A. Turmel agreed. Staff asked if the Cease & Restore Order will remain on the agenda. Chairman M. Herde stated yes.

Commissioner T. Adamski asked if a soil scientist report was submitted for the file. F. D'Amico stated that Tom Peitras, SS completed the report but will submit for the record on 2/13/07.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MOTION made by Commissioner L. Hellerich and seconded by Commissioner T. Adamski to **APPROVE** the removal of debris i.e. concrete, asphalt, tarps, scrap materials, and other miscellaneous items including tanks and vehicles, and drums on 20 North Larkey Road, Oxford, CT and to contact the Oxford Conservation Commission / Inland Wetlands Agency upon completion of the removal of the above items within 60 days.
Voted 5-0.

Referred IW-06-C/V-001 to the next Regular Meeting.

4. IW-06-NOV-CD-03 "Calho Construction" Ken Hogan & John Calderwood Davis Road Notice of Violation/Cease & Desist Order 4/10/06. Property Owners not present.

Referred to the next Regular Meeting.

5. IW-06-NOV-CD Robert Bizewski 22 East Street NOV/Cease & Desist Order dated 7/11/06. Property Owners not present.

Referred to the next Regular Meeting.

6. IW-06-NOV-CD Lisa French 112 Maple Tree Hill Road NOV/Cease & Desist Order dated 8/15/06. Property Owners not present.

Referred to the next Regular Meeting.

(Continued Violations)

7. **IW-06-NOV John Bachman 67 Christian Street** NOV dated 8/10/06. Property Owners not present.

Referred to the next Regular Meeting.

8. **IW-06-NOV-CD Glen Persson 124 Hawley Road** NOV/Cease & Desist Order dated 9/26/06.

Referred to the next Regular Meeting.

MATTERS OF LITIGATION:

IW-06-95 Garden Homes Management Corporation Hurley Road (Lots 2, 2B & 2A) (113-Unit Residential Development Mobile Manufactured Housing as revised) (0 s/f of Wetlands Impact as revised) (174,240 s/f of Upland Review Area Impact as revised). (Citation/Appeal dated 1/25/07).

PUBLIC HEARINGS / SPECIAL MEETINGS: None.

REPORTS ON SEMINARS, INSPECTIONS, AND OTHER MEETINGS ATTENDED: None.

CORRESPONDENCE, INVOICES, NEWSPAPER ITEMS, & P & Z MINUTES:

1. The HRP Advisor dated January 2007.

A copy was provided to the Commission Members to review.

2. CT Association of Wetland Scientist Annual Meeting dated 1/17/07.

A copy was provided to the Commission Members to review.

3. Letter from Robert Uskevich for Garden Homes – Representation of Tyler, Cooper services (fees) dated 1/23/07.

A copy was provided to the Commission Members to review.

4. Budget for Fiscal Year 2007-2008.

A copy was provided to the Commission Members to review.

5. National Wetlands Newsletter dated January-February 2007.

A copy was provided to the Commission Members to review.

6. CT Wildlife Issue dated January/February 2007.

A copy was provided to the Commission Members to review.

COMMENTS FROM THE CHAIRMAN & OTHER COMMISSION MEMBERS & STAFF: None.

OTHER:

1. Review of Open Space Map.

Referred to the next Regular Meeting.

2. Nil. J. Guillet dba Forest Construction Mulberry Lane (Lot 5 aka "other land of") (Letter dated 12/8/05 from Land-Tech Consultants, Inc.).

3. **NOV WR SW 06 007 (Issued 4/10/06) CT DEP Meadow Brook Estates, Great Hill Road** (Remove Sediment from Pond & Stream) (Letter dated 9/27/06) (Memo dated 8/4/06).

Referred to next Regular Meeting.

4. Town of Oxford Catch Basins (Silt Removal).

Referred to next Regular Meeting.

5. Storm Drain Marker Program (Phase II).

Referred to next Regular Meeting.

6. S.B. Church Company 49 Great Hill Road (Removal of DAM) (DEP Permit) Letters dated 2/2/07 & 2/6/07.

A copy of the letters was provided to the Commission Members to review. A. Ferrillo stated that S. B. Church Company is preparing an application to the CT DEP to remove the dam and they would like to remove the existing pipes under the current driveway. He stated that S. B. Church Company remove the current crossing below the dam and install a new crossing at the current location at the dam. He stated that the destruction of the dam is under the purview of CT DEP but the removal of the existing crossing and installing a new crossing would require the local inland wetlands permit. He noted that he spoke with Wes Marsh at CT DEP on this matter, who is responsible for the destruction permit of the dam and W. Marsh stated that he agreed that a local inland wetlands permit would be required for any wetlands crossings.

A. Ferrillo also stated that W. Marsh has not reviewed the application to date but will send a copy to Oxford Inland Wetlands.

Chairman M. Herde asked the Commission if they had any other questions, comments, or issues that should be addressed. None stated.

MATTERS OF CONSERVATION: None.

ADJOURNMENT:

MOTION made by Commissioner L. Hellerich and seconded by Commissioner B. Richter to **ADJOURN** the Regular Meeting on Monday, February 12, 2007 at 9:11 PM. **Voted 5-0.**

Respectfully submitted,

Anna M. Silva,
OCCIWA Secretary