

*Minutes are considered "Draft" until approved by the Commission. Please contact the Planning and Zoning Office for a copy of final minutes.*

TOWN OF FARMINGTON  
INLAND WETLANDS COMMISSION

September 2, 2015

Present were Chairman Hinze, Commissioners Forster, Hannon, Isner, Quigley, Radacsi and Alternate Commissioner Wolf and Town Planner and Clerk. The meeting was called to order at 7:00 p.m.

Alternate Commissioner Wolf was appointed to vote on behalf of Commissioner Amato.

**NEW BUSINESS**

Upon a motion made and seconded (Isner/Hannon) it was unanimously

VOTED: To change the order of the agenda to move Old Mill Commons LLC to the top of the agenda.

**Old Mill Commons LLC – 19 Perry Street**

Attorney Christian Hoheb represents the applicant. The application is on the agenda so the Commission can officially receive the application and make the determination if it should be scheduled for a public hearing or as new business. Due to the proximity of the proposed development to the Farmington River and Union School regarding the proposed remediation and grading/drainage related to the development of the site a public hearing would be appropriate for this application.

Upon a motion made and seconded (Quigley/Radacsi) it was unanimously

VOTED: To recommend the application received from Old Mill Commons LLC be scheduled for a public hearing on September 23, 2015.

**Metacomet Trail**

Jurisdictional ruling for trail hardening in wetlands and upland review area. Chairman Hinze reviewed the proposal and discussion from the last meeting on the matter. Peter Dorpalen, Connecticut Forest & Parks, flagged the areas of the trail of the areas proposed to be hardened. Commissioner Radacsi had an opportunity to walk the trail and commented there are areas of the trail that can be treacherous due to trenches, jagged rocks, etc. and some improvements can be made for safety. After a brief discussion the membership agreed this activity, with staff oversight, can be undertaken as non-regulated under Section 4.B.2 of the regulation. Commissioner Hannon asked for clarification that pressure treated wood will not be used. Chairman Hinze reviewed the proposed material to be used.

### 27 Sunset Drive – Show-Cause Hearing

Gary Mastronunzio explained to the Commission that in the late spring he hired a landscaper to remove a couple of trees, poison ivy, brush and weeds from behind the stone wall at his rear property line. He asked the landscaper to cut/clear five feet behind the stonewall and they went fifteen feet instead. Mr. Mastronunzio explained the reason this was done was because of bear and other wildlife that frequent his yard. He cleared the area for safety. The reason Mr. Mastronunzio believes there are so many bear is because his neighbor ground feeds the wildlife. Photographs were passed around to the Commissioners for their review. He apologized and stated he understands he should not clear Town Open Space. Chairman Hinze commented for the record that a Cease & Desist Order has been issued and asked for clarification from the Town Planner on the Inland Wetland versus Conservation Commission review of the matter. Town Planner Warner explained the Mastronunzio's cut trees and cleared within the upland review area and that if it were their land it may have been considered routine maintenance but the property behind the stonewall is Town Open Space. Chapter 148 of the Town Code procedure includes referral to the Conservation Commission for possible remediation of the disturbed area. Town Planner Warner stated the area that was cleared is filling in with natural vegetation. Chairman Hinze asked Mr. Mastronunzio if the ground feeding is being done on Town property. He replied yes. Town Planner Warner stated the neighbor can be told not to feed bears/wildlife on Town property.

### **OTHER BUSINESS**

No other business.

### **PLANNER'S REPORT**

Town Planner Warner said interviews have taken place for the Assistant Planner position and that final interview(s) are scheduled for the end of this week.

### **MINUTES**

#### July 22, 2015 Minutes

Upon a motion made and seconded (Isner/Quigley) it was unanimously

VOTED: To approve the minutes of the July 22, 2015 meeting.

The meeting adjourned at 7:24 p.m.

SJM