

LYME CONSERVATION COMMISSION  
INLAND WETLANDS and WATERCOURSE AGENCY

May 17, 2017, 7:00 p.m.

The Lyme Inland Wetlands Agency held a regular meeting on Wednesday May 17, 2017 at 7:00 p.m., Lyme Town Hall, 480 Hamburg Road, Lyme, CT.

**MEMBERS PRESENT** Paul Armond Chairman, Beverly Crowther, Ben Kegley, Tom Reynolds, Pat Crowley, Priscilla Hammond, Bernie Gigliotti ZEO, and Patsy Turner Secretary.

Absent Members: S. Kurlansky (alternate), S. Hessel (alternate), R. Dill

Site walk: P. Armond, P. Crowley, B. Crowther, R. Dill, & B. Kegley.

**REGULAR MEETING**

**Lisa McCarthy, 86 Bill Hill Road, Tax Map 25 Lot 45; an application for application of herbicide to the pond on the property.**

Present at the meeting was David Roach (All Habitats Services, LLC) representing the applicants. Roach: The pond is 3+acres and the application is for the removal of invasive species (Spikerush, Water Primrose, Arrowhead, Common Reed, and Curly-Leaf Pondweed). If the invasives are able to be removed by hand without the use of herbicides (Imazapyr) that will be done, but the permit does include the use of aquatic chemicals. The ground water is being monitored as well as the water quality in the pond. The outlet for the pond is intermittent depending on pond water levels. Imazapyr fully breaks down within 3 days of application. The buffer around the pond will be strengthened; native shrub species will be added.

Crowther: This property has already been before this commission in the past?

Gigliotti: Yes, the pond was viewed when the previous owners had interest in establishing horse paths through the wetlands.

Roach: There is still an active permit for cutting and enhancements.

Kegley: Will the domestic water fowl be kept in the pond?

Roach: There are no plans to keep domestic water fowl in the pond.

Armond: The wetlands buffer deters the geese from entering the pond. There are no problems with the type of herbicides proposed to be applied.

Reynold entertained a motion to approve the application as submitted, Hammond seconded the motion. Armond stated that the motion was made and seconded; called for comments or questions.

Graham, Joseph (108 Bill Hill Road): Can public comment on this application and can the audience have the ability to hear the information in the presentation? It is impossible to follow the discussion.

Armond: It is difficult to hear in the open meeting room; the acoustics are horrible, a solution is being created. This application is not being seen in a public hearing forum. Abutters can make brief comments.

Graham: It was suggested by the ZEO that this meeting be attended.

Armond: A decision may be made at this meeting but there is the opportunity to petition for a public hearing. There is a motion on the floor to approve this application.

Reynolds: What are the concerns of the abutter?

Armond: Called for the abutter to ask questions that may be answered by the representative for the applicant.

The information from the application was reiterated to the audience.

Roach: The entire pond was surveyed, at that time the invasives were discovered. Management options are being set in place if needed. The phragmites will be the main objective to remove from the pond. The pond is spring fed and the outflow is not active at his time. The treatment will occur in the middle of June and the second treatment in August.

Armond: There is a motion on the floor, a vote was called, and the motion was passed unanimously.

**Tom Metcalf, Preliminary discussion of the development of the property of John and Lynne Drahan on Day Hill Road, Tax Map8 Lot 36.**

Present at the meeting was Tom Metcalf representing the applicants.

Metcalf: The commission visited the site.

Armond: What part of the property was inundated in the 1980's flood?

Metcalf: The flood area is unknown. The property is located off of Roaring Brook and Day Hill Road. The property was created as part of a subdivision. Dick Gates has surveyed the property and Rich Snarski has flagged the wetlands. The flood plan areas are considered regulated areas on the property. The FEMA 100 foot flood line is shown on the map; all activities will be outside the flood zone areas. The property has been soil tested. The proposed house would be three bedrooms; 20'X36' with a deck. The house will be located 145 feet and the septic system will be 190 feet from the wetlands. The plans will be finalized after the commission's review & comments and then the plans will be submitted to the town sanitarian. Construction sequence and erosion control details will be added to the plan. The wetlands area is mowed a couple times a year.

Armond: A no mow buffer can be created as part of this application.

Crowther: Conditions of approval need to be passed on to future owners.

Armond: The plan for the property will be made part of the land record for clarification.

**Joseph Fouquette 509-1 Hamburg Road, Tax Map 38 Lot 6; cease and desist order for clearing and filling of wetlands.**

Present at the meeting was Joseph Fouquette.

Fouquette: An old boat was pulled out of the area and the soil was pushed to level the area. The objective was to clean-up the property, more was done than should have been. Rocks were placed around the disturbed area.

Armond: There was not material removed before the soil was pushed around and leveled? The project needs to be returned to the previous state. A professional remediation consultant will be required to restore the wetlands to the original boundary; core samples will be taken to determine how deep the A-horizon soils are located. Mr. Gigliotti can help you find a professional for this project.

**OLD BUSINESS**

**30-1 Brockway Ferry**

Armond: The Ambrose property requires a planting plan to stabilize the soils on the steep slope and the plants will need to be hand planted. There are local professionals that can provide guidance to the type and number of plants required.

Gigliotti: The property is under contract and the new owners will be the people doing the restoration of the slope. The cease and desist order will continue until a planting plan is submitted and approved by this commission. The slope hasn't moved during any of the current rain events.

Armond: What was done to the area with raw wood chips is very damaging to the growth of plants. The wood chips should be raked away. Sweet ferns (shrub) are native to the area and would be a great plant choice. We look forward to seeing a planting plan in June 2017.

**Buffers around wetlands**

The commission continued a discussion about different properties in town and how creating buffers will protect wetlands and the water's edge.

**Draft of I&W Regulations**

Armond: The recommended draft of the regulations from DEEP has had insertion from our old regulations. Replacement paragraphs have been done.

Turner: Gigliotti and I will be working on the application form and fees.

Armond: The edited regulations can be reviewed by commission members and feedback is welcome; continuity is important. If a member wants to insert details, bring the information to the meeting in writing.

Turner: From Section 19 to the end of the document is what Gigliotti and I will work on. Typos from past discussions have been corrected. Notes can be written on your copy of the draft and then everything can be incorporated together.

Crowther: A revised footer should be added to the draft.

Armond: The commission has two chances for editing.

**NEW BUSINESS**

**APPROVAL OF OUTSTANDING MINUTES**

A motion was made by Armond to approve the minutes of the April 2017, Reynolds moved the motion and was seconded by Hammond, and the minutes were accepted with 1 abstention (B. Crowther).

**Adjournment**

The meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Patsy Turner, Secretary