

**DERBY INLAND WETLANDS AGENCY  
DERBY, CONNECTICUT 06418**

**Frederick J. Columbo, Jr. Chairman  
68 Seymour Avenue  
Derby, Connecticut 06418**

**Philip Marcucio  
Paul Dinice, Jr.  
Paul Padilla  
David Barboza II  
Roger Birtwell**

December 10, 2008  
(Meeting Taped)

Minutes of Derby Inland Wetlands Agency meeting of Wednesday, December 10, 2008 at Aldermanic Chambers, New City Hall, 1 Elizabeth Street, Derby. This meeting was called to order at 7:10 p.m. by Chairman Fred Columbo.

By roll call members present were Chairman Fred Columbo, Philip Marcucio, Paul Padilla, and Roger Birtwell.

Additions, Deletions, Corrections to the Agenda:

There were no additions, deletions or corrections to the agenda.

Approval of Minutes

Mr. Birtwell moved to approve the minutes of the November 12, 2008 meeting. The motion was seconded by Mr. Padilla and carried unanimously with Mr. Padilla and Mr. Marcucio abstaining. A motion to approve the minutes of the October 20, 2008 meeting was made by Mr. Birtwell, seconded by Mr. Columbo and carried unanimously with Mr. Padilla and Mr. Marcucio abstaining.

Public Portion:

There was no one from the public wishing to speak.

7. Catholic Cemeteries Association of the Arch Diocese of Hartford, Rev. David M. Walker, Director - applicant. APPLICATION #08111201-seeking permission to conduct a regulated activity: proposing to replace a collapsed culvert with a concrete arch culvert on property at 219 New Haven Avenue, Route #34, Lot #113 and Tax Map #5-4.

Joe Lenehan was present for the applicant. He stated that the cemetery is expanding to the Orange side and the culvert collapsed. Their proposal is to replace it with a pre-cast arch. He stated that remediation work will be done with regard to the wetlands and sedimentation. They will be removing all sediment. The original culvert was 145' long and it will now be 75'. He stated that they are preparing a fully detailed construction phasing

plan which will be submitted with all revisions. They have met with the Orange Inland Wetlands and are trying to do both applications concurrently. He stated that they have submitted a revised application because the property line was not properly identified in the first one.

Mr. Lenahan stated that they met with Greco & Haines and the other abutting property owner and received signed consent letters from them. The revised application identifies all the property owners. He submitted the revised application, consent letters and list of abutters on the Derby side. They will be submitting a revised plan with complete sequence plan.

Mr. Columbo felt that because of the impact of this project a public hearing should be held. Mr. Marcucio moved that a public hearing be scheduled for January 14, 2009. The motion was seconded by Mr. Birtwell and carried unanimously.

9a. Engineering Fees: Milone & MacBroom, Inc. for the City of Derby: Statement of November 14, 2008.

A motion to pay bills from Milone & MacBroom, Inc. was made by Mr. Marcucio, seconded by Mr. Birtwell and carried unanimously.

9b. Post/tags for non-encroachment lines.

Mr. Columbo stated that Paul Dinice has been working on this and is not present this evening so that item will be tabled to the January meeting.

9c. Fran Finnucan Belleview Drive

Mr. Columbo stated that Mike Joyce has been in contact with Ron Culmo, Public Work Director and they have met a number of times to discuss this matter. A cost analysis is being prepared of the work that needs to be done and once that is completed Mr. Culmo feels that it will be done in phases because of the cost. Mr. Columbo stated that Mr. Finnucan has been informed of this. The item will be on the agenda for the January meeting.

8. Dana Talbot - applicant. APPLICATION #08121001 - seeking permission to conduct a regulated activity: proposing to plant grass and clean area on property at 76A Academy Hill Road.

The members reviewed the plans and maps. Mr. Columbo stated that the wetland were flagged. The Building Department received a call that there was heavy equipment being used to clean the property. Mr. Kopjanski went to the property and the work was

stopped. Mr. and Mrs. Talbot filed this application on the recommendation from Mr. Columbo. They had gone to the Board of Aldermen and explained their situation and the City PWD went

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in and clear cut the area.

Mr. Columbo felt that they could work to the edge of their property and they want to plant grass there. Mr. Marcucio stated that he had no problem with them planting grass but felt that non-encroachment markers should be put in and they only work to the end of their property.

Mr. Marcucio moved that the application be approved as a declaratory ruling and the applicant be allowed to clear up to the edge of their property; and install two encroachment marker posts 4' above ground at the corners of their property 1' in from the property line and the medallions installed when available. They can maintain their property but cannot maintain the City of Derby property. The fee for this application is \$25.00. The motion was seconded by Mr. Padilla and carried unanimously.

A motion to adjourn was made by Mr. Padilla, seconded by Mr. Marcucio and carried unanimously. The meeting was adjourned at 8:20 p.m.

Mrs. Talbot appeared at the meeting and was informed of the action taken by the Agency. She asked about the City property and Mr. Columbo informed her that she cannot maintain that property and if she wanted something done with that area she should go back to the City and inform them about it.

ATTEST:

Maryanne DeTullio

*These minutes are subject to the Agency's approval at their next scheduled meeting.*