

SALISBURY INLAND WETLANDS AND WATERCOURSES COMMISSION

REGULAR MEETING

FEBRUARY 28, 2022 – 6:30PM (VIA ZOOM)

- 1 1. Call to Order. Present: Larry Burcroff, Sally Spillane, Peter Neely, John Landon, Maria Grace,
2 Cary Ullman, Russ Conklin (Alternate), John Harney (Alternate), Vivian Garfein (Alternate) and
3 Abby Conroy, Land Use Administrator. Absent: Steve Belter.
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- 5 2. Roll Call & Seating of Alternates. All regular members were seated. V. Garfein was appointed
6 voting alternate for S. Belter.
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- 8 3. **Approval of Agenda. So Moved** by J. Landon, seconded by P. Neely and unanimously **Approved**.
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- 10 4. **Approval of the Minutes of February 14, 2022.** L. Burcroff asked for a correction on Line 47, to
11 read “improving the wildlife crossings....” R. Conklin asked for a correction on Line 82 to read
12 “replace the patio areas with decks;” (eliminate ‘may be supported by sonotubes’). A **Motion to**
13 **Approve the Minutes of February 14, 2022, as corrected**, was made by J. Landon, seconded by
14 P. Neely and unanimously **Approved**.
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- 16 5. #2022-IW-048 / Lime Rock Park II, LLC (SLR Consulting) / 497 Lime Rock Road / Paddock B
17 Garages and Infield Concession Building / Map 4 / Lot 16 / DOR: 02/14/2022.
18 Bill Rueckert and Dicky Riegel were representing Lime Rock Park. Todd Ritchie, Engineer, SLR
19 Consulting, briefly reviewed the proposed plans. R. Conklin asked if the buildings would be
20 heated and if there would be a back-up generator; Mr. Riegel answered that the garage building
21 units would have heat pumps, not central heat, and that the concession building would not be
22 heated. L. Burcroff asked about tree takedowns; Mr. Ritchie answered that a few large old pines
23 would be removed at the concession/kitchen building area and several more at the garage slope
24 area. S. Spillane asked for landscaping plans, using native trees and plants; Mr. Rueckert
25 committed to doing their best to accommodate that request. V. Garfein asked about Tom
26 Grimaldi’s response to the plans; Mr. Ritchie commented on those details, including an analysis
27 of the upslope area, the addition of a hydro-separator to the proposed drainage discharge
28 treatment system and use of the existing stormwater detention basin. S. Spillane asked if all of
29 Tom Grimaldi’s questions had been answered; A. Conroy indicated that the revised plans would
30 be sent back to him for final approval. She also pointed out that this application has been
31 simultaneously filed with the Planning & Zoning Commission; PZC will hear it on March 7, 2022.
32 Mr. Rueckert indicated that Tom Grimaldi had suggested 10 recommended conditions for
33 approval, mainly involving process monitoring and inspection. Mr. Ritchie asked if a landscaping
34 plan could be reviewed by A. Conroy; L. Burcroff answered, yes, and to include S. Spillane. A

35 **Motion to Approve Application #2022-IW-048, Lime Rock Park Paddock B Garages and Infield**
36 **Concession Building, with all 10 of Tom Grimaldi's Recommended Conditions of Approval and**
37 **planting plans to be submitted and reviewed,** was made by S. Spillane, seconded by J. Landon
38 and unanimously **Approved.**

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40 6. #2022-IW-049 / Town of Salisbury (Close, Jensen and Miller, PC) / Salmon Kill Road / Bridge
41 Replacement / DOR: 02/14/2022.

42 Danielle Faucher, Close Jensen and Miller PC, gave a brief overview of the project. She indicated
43 that all impacts would be temporary. The construction should start by July and go until
44 December 1, 2022; the road will be closed during construction and traffic will be detoured. A
45 **Motion to Approve Application #2022-IW-049, Salmon Kill Road Bridge Repair,** was made by S.
46 Spillane, seconded by P. Neely and unanimously **Approved.**

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48 7. #2022-IW-050 / Jon M Hoffman, Trustee C/O Howard Karshan (Berkshire Engineering/Riga
49 Construction) / 34 Indian Orchard Road / Pavilion Repairs / Map 9 / Lot 14 / DOR: 02/14/2022.
50 Dennis McMorrow, Berkshire Engineering, reviewed the proposed project and changes made to
51 the original plans. After brief discussion, A **Motion to Approve Application #2022-IW-050, 34**
52 **Indian Mountain Road Pavilion Repairs** was made by J. Landon, seconded by P. Neely and
53 unanimously **Approved.**

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55 8. Public Comment – None

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57 9. Correspondence – A. Conroy reviewed 2 Notices for Permit Applications for Pesticides that had
58 been received. R. Conklin commented on the selection of certain pesticides to be used. J.
59 Landon pointed out that there is an easement on Lorenzo Pond which was not noted on that
60 application. A. Conroy will make Darcy Winther aware of the discrepancy.

61
62 10. Regulation Revision Discussion

63 11. IWWC/PZC Subcommittee Update

64 These 2 items were discussed together. A. Conroy noted that preliminary concepts from the
65 Subcommittee had been sent to Attorney Janet Brooks for review and most of it had been found
66 to be acceptable. A final draft from the Subcommittee will be sent back to her for review before
67 bringing it to the IWWC. A. Conroy and V. Garfein suggested that one meeting on March 14,
68 2022, is needed for a workshop to present the revisions to the IWWC. S. Spillane suggested that
69 at that meeting, members could listen and take notes for discussion at a later meeting. V.
70 Garfein would like to ask the Subcommittee members from the PZC to attend the March 14
71 meeting, as well.

72 a. Land Use Complaint Form – A. Conroy indicated that both Attorneys, C. Andres and J.
73 Brooks, have reviewed the Form and commented on it. The Subcommittee now has Draft 2
74 of the Form; A. Conroy went over the comments and changes that were made to it. She
75 noted that the use of drone footage is a Federal issue and can be viewed as trespassing; it

76 cannot be used as the only form of documenting a violation. R. Conklin asked if the Forms
77 could be numbered; A. Conroy answered yes, she can add a file/case number. The Form, as
78 discussed, will now go to PZC and then come back to this Commission in final format. V.
79 Garfein mentioned that the Subcommittee is working on Declaratory actions, as well. A.
80 Conroy indicated that the choice of applications will be based on questions and answers.
81 She will be building out an index using the online software coming this summer.
82

83 12. Staff Updates:

84 a. Bylaws & Rules for the Transaction of Business. A. Conroy explained a conversation she had
85 with Attorney Janet Brooks, regarding which Commission members can vote at Public
86 Hearings. Attorney Brooks recommended not having this specifically defined in the Bylaws
87 so that the Commission is not bound in certain situations. S. Spillane suggested working the
88 voting out when it happens, not by a Bylaw, and be willing to negotiate. A. Conroy
89 suggested that at a continuation of a Public Hearing, if a Commission member was present
90 at one and not another, they could make a statement that they had viewed the recording
91 and materials and are qualified to vote on the matter. She added that voting priority is
92 given to Regular members first, Alternates second.
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94 13. **Adjournment. So Moved** by S. Spillane, seconded by V. Garfein and unanimously **Approved**.
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