

## May through September IWA Wetlands Meeting Recap – 89 Flanders Road

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**At its May 26<sup>th</sup>, 2021 regular meeting**, the Coventry Inland Wetlands Agency (Agency) was presented with the violations of 89 Flanders Road. The violation letter was sent on May 12<sup>th</sup>, 2021 and ordered a cease and desist on further activities in the Upland Review Area. While the matter is still on going, at its May 26<sup>th</sup>, 2021 meeting, the Agency required the owner of 89 Flanders Road to:

- Provide temporary erosion and sedimentation controls to Wetlands Staff within two weeks for review and the plan must be implemented by the June 2021 meeting of the IWA.
- Then, implement the following suggested by Wetlands Staff (in memo to Mr. Beebe dated May 10, 2021) to resolve this violation
  - A. Contract and contract with a Connecticut Licensed Land Surveyor to field survey the limit of disturbance on the site in total.
  - B. Contact and contract with a Connecticut Professional Soil Scientist to review and evaluate the extent of impact the activities in question to the wetlands and upland review area relative to the existing mapping.
  - C. Development of a “Restoration Plan” by Agents reviewed and approved by the Agency.
  - D. Implement the approved “Restoration Plan” upon the successful completion of A, B, & C.

**On Wednesday June 9<sup>th</sup>, 2021** Wetlands Staff received an email from Mr. Beebe containing 5 attachments relative to sediment and erosion controls. Staff reviewed these attachments which included installing a silt fence that was reinforced with hay bales along the wetland perimeter. The disturbed areas were also covered in hay and seeded.

**On Thursday June 17<sup>th</sup>, 2021** Wetlands Staff and the Town ZEO meet with Josh Beebe, Lisa Beebe, and a contractor from Earthworks. The temporary sediment and erosion controls had been installed and were okay'ed on this site visit. Pictures were taken to present to the Agency at the next IWA meeting.

**At its June 23<sup>rd</sup>, 2021 regular meeting**, the Inland Wetlands Agency reviewed the violation and what has been completed in terms of sediment and erosion control. Josh Beebe was present to speak to the matter at hand. The following was discussed/decided:

- Josh Beebe contacted Wes Wentworth, and land surveyor and registered soil scientist, who will survey the property in late summer
- It was determined that the stockpile of trees located to the west of the wetland close to the southern property line, would need to be removed in order for the soil scientist to get an accurate wetland delineation.
- Beebe will contact Wetlands Staff when he begins to remove the trees and he will remove them systematically out of the wetlands to prevent disturbance
- Staff will continue to monitor the removal of the trees until Wentworth gets out there
- Mathieu stated that she would like an update on the progress at the July and August meetings
- The trees should be completely removed by early September
- At the September meeting the Agency should have the wetland boundary mapped

The July 28<sup>th</sup>, 2021 IWA Meeting was cancelled. But an update with site photos from a 8/20/2021 site visit and an update email from Beebe was sent to the IWA Members.

7/28/2021 4:23 PM

Hi everyone,

Just a reminder that the meeting tonight (7/28) is cancelled.

An update on 89 Flanders: Attached to this email are site pictures that Todd and I took on July 20th. The site is stable and the tree stockpile still remains. As indicated by the email, the hay bales floated away during the severe flooding – we informed that applicant that he does not need to replace them because they are prohibiting growth in that area of the silt fence. We will continue to monitor the site and check in with the applicant on the status of Wes Wentworth's plan and the tree removal.

Please let me know if you have any questions! Thanks!

Best,

Mindy Gosselin

Town of Coventry Wetlands Agent & Erosion Control Officer

P: 860-531-2886 | E: [Mgosselin@coventryct.org](mailto:Mgosselin@coventryct.org)

This email included an attachment of the following email:

From: JOSHUA BEEBE <[joshb@kahntractor.com](mailto:joshb@kahntractor.com)>  
Sent: Wednesday, July 14, 2021 2:43 PM  
To: Melinda Gosselin <[mgosselin@coventryct.org](mailto:mgosselin@coventryct.org)>  
Subject: [EXTERNAL] Re: Wetlands Site Visit

hello Mindy

this Friday will probably be the best thing because the store is closed on Monday and Tuesday. i haven't done anything since you guys were last out. we did get flooded but we re-staked up the silt fence and nothing washed out witch is good. Ill let you know tomorrow what time exactly sometime can meet you there

**At its August 25<sup>th</sup>, 2021 regular meeting**, the Inland Wetlands Agency reviewed the violation and its progress (the following is from the 2021-0825 minutes):

On August 20, 2021 Gosselin went back to the site for an update review documented with pictures. The grass is noticeably more established. There are still some bare spots but overall the area has been stabilized. The tree stockpile is still there. No systematic removal of the trees has begun yet. Mr. Beebe had indicated he wanted to start that work around the Labor Day weekend.

When Gosselin recently communication with Beebe via email he indicated he was not sure of the timeline for this work. No date for soil scientist Wentworth has been set for him to survey the property to delineate the soils. Gosselin is keeping communications opens with Beebe so the remediation work steps given by IWA and Staff does get done.

Penney added if there is no activity with the tree stockpile by the September meeting Staff may have to shoot another arrow to keep him moving. Beebe is still on his timeline right now but if he begins being elusive as to timing we may have to get more aggressive with the violation. There is an ordinance in place for fines to be placed if necessary.

**At its September 22<sup>nd</sup>, 2021 regular meeting**, the Inland Wetlands Agency reviewed the violation and its progress (the following is from the conclusion of the item from the 2021-0922 minutes):

Penney went on to explain that if those deadlines are not met, the Agency will proceed with a formal letter of violation and a show cause hearing.

The Agency came to a consensus that Mr. Beebe must remediate the outstanding violation with the following actions, otherwise formal violation measures and enforcement will begin:

- Contact and contract with a Professional Soil Scientist to delineate the wetlands and review and evaluate the extent of activities in question in relation to the wetlands by October 20<sup>th</sup> , 2021.
- Start the removal of the tree stockpile by October 20<sup>th</sup>, 2021.
- Attend the Coventry IWA Regular Meeting with his Professional Soil Scientist to discuss wetland impacts and a restoration plan.

**On Friday September 24<sup>th</sup>, 2021**, the 2021-0924 Wetlands Status Letter was mailed and emailed to Joshua Beebe.



# Town of Coventry

Land Use Office - Wetlands

1712 Main Street • Coventry, CT 06238

Planning • Zoning • Wetlands • Economic Development • Conservation

Phone: 860 742-4062 Fax: 860 742-4059 Web: coventryct.org



September 24<sup>th</sup>, 2021

Mr. Joshua Beebe  
89 Flanders Road  
Coventry, CT 06238

Re: Wetlands Violation – 9/24/21 Status Letter  
89 Flanders Road

Dear Mr. Beebe,

At its September 22<sup>nd</sup>, 2021 regular meeting, the Coventry Inland Wetlands Agency (Agency) discussed your progress to remediate the wetland violation at 89 Flanders Road issued on 5/12/2021. The Agency noted the timeline of removing the trees and hiring a professional soil scientist to delineate the wetland by the September meeting was not met. Due to the lack of progress, length of time already given to remediate the situation, and severity of the violation, the Agency decided the following to commence the remedy of this violation:

- Contact and contract with a Connecticut Professional Soil Scientist to delineate the wetlands and review and evaluate the extent of impact the activities in question had and will have on the wetlands by October 20<sup>th</sup>, 2021.
- Start the removal the trees by October 20<sup>th</sup>, 2021.
- Attendance at the Coventry Inland Wetlands Agency Regular Meeting on October 27<sup>th</sup>, 2021 with your Professional Soil Scientist so there can be discussion on wetland impacts and a restoration plan.

If these requests are not met by the specified date, the Agency has decided to start with the formal Notice of Violation outlined in Section 14 of the Wetlands Regulations and will pursue all actions under that section.

This matter will be on the October 27<sup>th</sup>, 2021 Regular Meeting Agenda. It would be helpful to have any responses to these comments and the requested additional application materials submitted by October 20<sup>th</sup>, 2021 as stated above. You can reach us at the contact information below.

Sincerely,

Todd M. Penney, P/E.  
Town Engineer / Inland Wetlands Agent  
P: 860-742-4078 E: tpenney@coventryct.org

Mindy Gosselin  
Inland Wetlands Agent  
P: 860-531-2886 E: mgosselin@coventryct.org



## Town of Coventry

Office of the Town Engineer

Todd M. Penney, P.E. - Town Engineer / Wetlands Agent

1712 Main Street • Coventry, CT 06238

Phone: 860 742-4078

Fax: 860 742-5467

Email: [tpenney@coventryct.org](mailto:tpenney@coventryct.org)

May 10<sup>th</sup>, 2021

Mr. Joshua Beebe  
89 Flanders Road  
Coventry, CT 06238

Re: Wetlands Violation  
89 Flanders Road

Dear Mr. Beebe,

It is my determination there has been a violation of the Coventry Inland Wetlands and Watercourses Regulations as a result of the activities conducted on the above referenced property. I make this determination based on my visit, with you, to the site and a review of the site conditions plan I emailed to you on April 30<sup>th</sup>, 2021, which included our previous email conversations. You must cease and desist any further activities within the Upland Review Area of your parcel.

The activities in the wetlands and its 75' Upland Review Area are as follows:

1. Clearing and grubbing of existing vegetation
2. Excavating, grading, and deposition of material.

I prescribe the following draft action plan to resolve this violation:

- A. Contact and contract with a Connecticut Licensed Land Surveyor to field survey the limit of disturbance on the site in total.
- B. Contact and contract with a Connecticut Professional Soil Scientist to review and evaluate the extent of impact the activities in question to the wetlands and upland review area relative to the existing mapping.
- C. Development of a "Restoration Plan" by Agents reviewed and approved by Coventry Inland Wetlands Agency (IWA).
- D. Implement the approved "Restoration Plan" upon the successful completion of A, B, & C.

You will be required to attend the IWA's next regularly scheduled meeting on Wednesday, May 26, 2021 at 7:00 p.m. via zoom. You should be prepared to discuss your activities and willingness to remedy the violation. I would recommend your contracted representatives be at the meeting. Failure to attend (or have representation) at the meeting may require the IWA to initiate a more formal proceeding as allowed by the Regulations and State Statutes.

If you or your Agents have any questions, please contact me and/or Mindy Gosselin at 860-742-4078 or 860-742-4062, respectively, with any questions

Sincerely,

Todd M. Penney, P.E.  
Town Engineer / Inland Wetlands Agent

Mindy Gosselin  
Inland Wetlands Agent