

HELLER, HELLER & McCOY
Attorneys at Law
736 Norwich-New London Turnpike
Uncasville, Connecticut 06382

Staff Exhibit 5(c)/
Applicant Exhibit 27

Sidney F. Heller (1903-1986)
Harry B. Heller
William E. McCoy

Telephone: (860)-848-1248
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Mary Gagne O'Donal

March 17, 2020

Town of Montville Inland Wetlands and Watercourses Commission
Attn: Mrs. Colleen Bezanson, Assistant Planner
310 Norwich-New London Turnpike
Uncasville, CT 06382

RE: Application of Deer Run Stable, LLC for the re-development of properties at 1499 & 1505 Hartford-New London Turnpike (Route 85), Montville, Connecticut for a gasoline/convenience store facility

Dear Colleen:

The Applicant, Deer Run Stable, LLC and the property owners, Deer Run Stable, LLC and Asif Choudhry hereby grant the Town of Montville Inland Wetlands and Watercourses Commission a thirty-five (35) day extension of the statutory time period within which the Commission is required to open the public hearing scheduled on the above referenced application for March 19, 2020. This extension is granted pursuant to the provisions of Connecticut General Statutes §22a-42a(c)(1) and Connecticut General Statutes §8-7d.

Should you have any questions or need anything further, please feel free to call me.

Very truly yours,


Harry B. Heller

HBH/rmb
Enclosures

CC: Deer Run Stable, LLC
Mr. Stuart Fairbank
Mr. Demian Sorrentino



47 Eugene O'Neill Drive
New London, CT 06320
860-442-2200
www.theday.com

Staff Exhibit 6/
Applicant Exhibit 23

Classified Advertising Proof

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MONTVILLE ZONING & PLANNING
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Uncasville, CT 06382
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858966

**LEGAL NOTICE
TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
NOTICE OF PUBLIC HEARING**

The Montville Inland Wetlands Commission will hold a Regular Meeting/Public Hearing on March 19, 2020 in the Council Chambers, Montville Town Hall, 310 Norwich New London Turnpike, Uncasville, CT on the following application:

219 IWC 6 - Deer Run Stables, LLC; An Application for Gas Station and Convenience Store on property located at 1499 and 1505 Route 85, Oakdale, CT. As shown on Assessor's Map 5 Lots 23-A and 24-A.

The Inland Wetlands Commission Regular Meeting/Public Hearing will begin at 7:00 p.m. At this Regular Meeting/Public Hearing, interested persons may appear and be heard; written communications will be received. Copy of the map and application are on file in the Planning office, Montville Town Hall, for public inspection.

Dated at Montville, CT this 4th day of March, 2020

Total Order Price: \$407.10

Please call your ad representative by 3PM today with any ad changes.

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TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382
PHONE (860) 848-6779 - FAX (860) 848-2354

Staff Exhibit 7/
Applicant Exhibit 24

February 27, 2020

Attorney Harry B. Heller
736 Route 32
Uncasville, CT 06382

RE: 1499 and 1505 Route 85 (Map 005, Lots 023-00A and 024-00A)
Application for Gas Station and Convenience Store

Dear Atty Heller:

Your application, pending before the Inland Wetlands Commission, is scheduled for a Public Hearing to be held at the Town Council Chambers, Montville Town Hall, on March 19, 2020 at 7:00 p.m.

Letters of proposed Hearing must be sent via Certificate of Mailing to Commission of Public Health and New London Water Authority. Copies of the Certificates of Mailing shall be provided to the Planning & Zoning office.

It will be necessary for you or your agent to come and be heard at this hearing. Should you have any questions, or need any further assistance, please feel free to contact me.

Respectfully,



Colleen Bezanson
Assistant Planner

cc. Asif Choudhry

Certified Mail: #7018 1830 0001 2918 5136

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 Norwich-New London Turnpike, Uncasville, CT 06382
Telephone: (860) 848-6779 – Fax: (860) 848-2354

MEETING CANCELLATION **NOTICE**

The Montville Inland Wetlands Meeting scheduled for **Thursday, March 19, 2020 at 7:00 pm in the Council Chambers at Montville Town Hall **has been canceled.****

STATE OF CONNECTICUT
BY HIS EXCELLENCY
NED LAMONT
EXECUTIVE ORDER NO. 7B

**PROTECTION OF PUBLIC HEALTH AND SAFETY DURING COVID-19 PANDEMIC
AND RESPONSE – FURTHER SUSPENSION OR MODIFICATION OF STATUTES**

WHEREAS, on March 10, 2020, I issued declarations of public health and civil preparedness emergencies, proclaiming a state of emergency throughout the State of Connecticut as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed spread in Connecticut; and

WHEREAS, my Executive Order No. 7, dated March 12, 2020, prohibited gatherings of 250 people or more for social and recreational activities, including but not limited to, community, civic, leisure, and sporting events; parades; concerts; festivals; movie screenings; plays or performances; conventions; and similar activities, and suspended various statutes and regulations to protect public health and safety; and

WHEREAS, my Executive Order No.7A, dated March 13, 2020, authorized the Commissioner of Public Health to restrict entrance into nursing homes and similar facilities to protect people who are most vulnerable to COVID-19; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a pandemic; and

WHEREAS, the risk of severe illness and death from COVID-19 appears to be higher for individuals who are 60 years of age or older and for those who have chronic health conditions; and

WHEREAS, there is an increased risk of rapid spread of COVID-19 among persons living in congregate settings, such as long-term care facilities, and most residents of long-term care facilities are at increased risk for severe COVID-19; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention and the Connecticut Department of Public Health recommend implementation of community mitigation strategies to increase containment of the virus and to slow transmission of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, attendance at public meetings and proceedings is likely to increase the risk of transmission of COVID-19; and

WHEREAS, increased demand on the healthcare system resulting from the COVID-19 pandemic has created an imminent shortage of personal protective equipment (PPE); and

WHEREAS, the imminent shortage of personal protective equipment (PPE) will significantly impact pharmacies compounding sterile pharmaceuticals in the State of Connecticut due to their inability to comply with statutorily mandated garbing requirements;

WHEREAS, the Department of Consumer Protection has issued liquor permits to persons and organizations sponsoring public outings, picnics, social or charitable events that would draw crowds of people, but fees for such permits are currently non-refundable;

WHEREAS, the need to enact social distancing, limit large crowds, and other measures, combined with the closure of schools and workplaces to limit the transmission of COVID-19, has vastly expanded the need for childcare for families throughout the State; and

WHEREAS, Section 19a-420 (1) of the Connecticut General Statutes provides in relevant part that youth camps operate based on a summer instructional program schedule; and

WHEREAS, due to unprecedented circumstances and because of the existence of this public health emergency and the anticipated need for additional childcare for families faced with multiple school closures, it is deemed necessary to allow camps to open and provide care for a period longer than the summer season; and

WHEREAS, Section 10-16p (6) of the Connecticut General Statutes requires School Readiness programs to remain open for 50 weeks of the year; and

WHEREAS, due to the unprecedented circumstances and because of the existence of this public health emergency and the temporary closure of School Readiness programs due to COVID-19 risks, where such School Readiness programs deem it necessary to protect the safety and public health, multiple School Readiness programs may not be able to fulfill this requirement; and

WHEREAS, the Executive Director of the Office of Health Strategy directs and oversees the Health Systems Planning Unit established under section 19a-612 and all of its duties and responsibilities as set forth in Sections 19-610 through 19-689 of the Connecticut General Statutes; and

WHEREAS, the Health Systems Planning Unit oversees the Certificate of Need program, hospital financial reporting and other functions; and

WHEREAS, healthcare providers in the state of Connecticut may need the flexibility to establish temporary health care facilities to test, diagnose and treat patients exhibiting symptoms of COVID-19 in response to the anticipated surge in COVID-19 cases; and

WHEREAS, the current licensed bed capacity within the state of Connecticut may be insufficient to accommodate and facilitate the safe and effective treatment of individuals diagnosed with COVID-19; and

WHEREAS, the utilization of certain imaging equipment is required to diagnose, treat, and monitor the progression of COVID-19; and

WHEREAS, Section 19a-638(a) of the Connecticut General Statutes requires a certificate of need for the establishment of a new health care facility; the establishment of a freestanding emergency department; the acquisition of computed tomography scanners; and an increase in licensed bed capacity of a health care facility in the state of Connecticut; and

WHEREAS, Section 19a-639a through 19a-639f of the Connecticut General Statutes sets forth notice requirements and timelines related to the certificate of need analytic process, and sets forth a process to request public hearings;

NOW, THEREFORE, I, NED LAMONT, Governor of the State of Connecticut, by virtue of the authority vested in me by the Constitution and the laws of the State of Connecticut, do hereby **ORDER AND DIRECT**:

1. **Suspension of In-Person Open Meeting Requirements.** Sections 1-206, 1-225, and 1-226 of the Connecticut General Statutes, and any open meeting provision of any municipal charter, ordinance, or regulation that conflicts with this order, are suspended to the extent necessary to permit any public agency to meet and take such actions authorized by the law without permitting or requiring in-person, public access to such meetings, and to hold such meetings or proceedings remotely by conference call, videoconference or other technology, provided that: 1) the public has the ability to view or listen to each meeting or proceeding in real time, by telephone, video, or other technology; 2) any such meeting or proceeding is recorded or transcribed, and such recording or transcript shall be posted on the agency's website within seven (7) days of the meeting or proceeding, and made available within a reasonable time in the agency's office; 3) the required notice and agenda for each meeting or proceeding is posted on the agency's website and shall include information about how the meeting will be conducted and how the public can access it; 4) any materials relevant to matters on the agenda, including but not limited to materials related to specific applications, if applicable, shall be submitted to the agency a minimum of twenty four (24) hours prior and posted to the agency's website for public inspection prior to, during, and after the meeting, and any exhibits to be submitted by members of the public shall, to the extent feasible, also be submitted to the agency a minimum of twenty-four (24) hours prior to the meeting and posted to the agency's website for public inspection prior to, during, and after the meeting; and 5) all speakers taking part in any such meeting or proceeding shall clearly state their name and title, if applicable, before speaking on each occasion that they speak.
2. **Waiver of Manufacturer Registration Requirement for Hand Sanitizer:** The requirement for a manufacturer registration under 21a-70(b) of the Connecticut General

Statutes, and any associated implementing regulations or policies, is suspended to authorize the Commissioner of Consumer Protection to allow pharmacists licensed pursuant to chapter 400j to compound and sell finished hand sanitizer products over the counter to customers requesting this product, provided that the Commissioner shall issue an implementing order to prescribe the rules for such activity, and such activity shall be allowed only upon issuance of such order.

3. **Suspension of Garbing Requirements For Non-Hazardous Compounding of Sterile Pharmaceuticals.** The requirement in Section 20-633b of the Connecticut General Statutes that pharmacies compounding sterile pharmaceuticals, in community pharmacies and institutional pharmacies, meet the garbing requirements set forth in United States Pharmacopeia (USP) Chapter 797 is suspended for the purpose of allowing such pharmacies to continue compounding non-hazardous sterile pharmaceuticals. This suspension shall apply only to the garbing requirements for non-hazardous compounding of sterile pharmaceuticals and shall apply only for the duration of this imminent shortage of personal protective equipment (PPE), as determined by the Commissioner of Consumer Protection. Pharmacies compounding sterile pharmaceuticals shall follow all other relevant state and federal laws and shall comply with all other requirements set forth in United States Pharmacopeia (USP) Chapter 797. Additionally, all deviations from current Standard Operating Procedures (SOPs) for garbing shall be memorialized and dated. The Commissioner of Consumer Protection may issue any implementing orders that she deems necessary.
4. **Refunds of Certain Liquor License Application Fees Permissible.** Section 30-39(b)(2) of the Connecticut General Statutes, is modified to authorize the Commissioner of Consumer Protection to cancel and refund the application fee for a liquor permit to any person or organization who cancels public outings, picnics, social or charitable events, and no longer requires the liquor permit granted for use at the event. The Commissioner may issue any such implementing orders as she deems necessary.
5. **Waiver of Face-to-Face Interview Requirements for Temporary Family Assistance.** Section 17b-688c of the Connecticut General Statutes is suspended to authorize the Commissioner of Social Services to 1) waive prohibitions on temporary family assistance to applicants prior to an applicant's attendance at an employment services interview or participation in development of an employment services plan, 2) to consider the effects of or a pandemic or the response to it as good cause when assessing compliance with any provision of Section 17b-688c, and 3) issue any implementing orders that she deems necessary.
6. **Flexibility to Maintain Adequate Childcare Resources.** The provisions of Sections 10-16p (6), 10-530, 19a-420 through 19a-429, 19a-77, 19a-79 through 19a-87f and 10-530 of the Connecticut General Statutes and any associated regulations, rules, and policies regarding youth camps, family childcare homes, childcare centers, and group childcare homes, are modified to authorize the Commissioner of Early Childhood to temporarily waive any requirements, including licensing requirements, contained therein as she deems

necessary to maintain a sufficient capacity of childcare services or otherwise respond to the need for childcare during this public health and civil preparedness emergency. The Commissioner may issue any implementing orders that she deems necessary.

- 7. Flexibility to Provide For Adequate Healthcare Resources and Facilities.** Sections 19a-610 through 19a-689 of the Connecticut General Statutes and any related regulations, rules, or policies are modified to authorize the Executive Director of the Office of Health Strategy to waive provisions of such sections as she deems necessary to ensure that adequate healthcare resources and facilities are available to respond to the COVID-19 pandemic, and to issue any implementing orders that she deems necessary.

Unless specified herein, each provision of this order shall take effect immediately and shall remain in effect for the duration of the public health and civil preparedness emergency, unless earlier modified or terminated by me.

Dated at Hartford, Connecticut, this 14th day of March, 2020.



Ned Lamont
Governor

By His Excellency's Command



Denise W. Merrill
Secretary of the State



BY HIS EXCELLENCY

NED LAMONT

EXECUTIVE ORDER NO. 7I

**PROTECTION OF PUBLIC HEALTH AND SAFETY DURING COVID-19 PANDEMIC
AND RESPONSE – MUNICIPAL OPERATIONS AND AVAILABILITY OF
ASSISTANCE AND HEALTHCARE**

WHEREAS, on March 10, 2020, I issued declarations of public health and civil preparedness emergencies, proclaiming a state of emergency throughout the State of Connecticut as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed spread in Connecticut; and

WHEREAS, my Executive Order No. 7, dated March 12, 2020, among other things, prohibited gatherings of 250 people or more for social and recreational activities, including but not limited to, community, civic, leisure, and sporting events; parades; concerts; festivals; movie screenings; plays or performances; conventions; and similar activities, and suspended various statutes and regulations to protect public health and safety; and

WHEREAS, my Executive Order No. 7A, dated March 13, 2020, authorized the Commissioner of Public Health to restrict entrance into nursing homes and similar facilities to protect people who are most vulnerable to COVID-19; and

WHEREAS, my Executive Order No. 7B, dated March 14, 2020, among other things, modified in-person open meetings requirements, waived certain rules to mitigate the critical shortage of hand sanitizer and personal protective equipment (PPE), maintain and increase the availability of childcare, and provide for increased healthcare resources and facilities; and

WHEREAS, my Executive Order No. 7C, dated March 15, 2020, among other things, cancelled classes in public schools for at least two weeks, provided for closure and remote conduct of business at Department of Motor Vehicle branches, extended deadlines for municipal budget preparations, and suspended or modified laws and regulations governing health care data and visitation at certain health care and congregate care settings; and

WHEREAS, my Executive Order No. 7D, dated March 16, 2020, restricted social and recreational gatherings of all types to fewer than 50 people, closed bars and restaurants to all service except food and non-alcoholic beverage takeout and delivery, closed gyms, fitness centers and movie theaters, and prohibited on-site operations at off-track betting facilities; and

WHEREAS, my Executive Order No. 7E, dated March 17, 2020, among other things, waived the requirement for an 180-day school year, suspended fingerprinting availability to that for critical requirements, extended the duration of various licenses and permits under the authority of the Commissioner of Emergency Services and public protection, and suspended certain requirements for recoupment of overpayment and hearings conducted by the Department of Social Services; and

WHEREAS, my Executive Order No. 7F, dated March 18, 2020, ordered the closure of Large Shopping Malls, the closure of places of public amusement except public parks and open recreation areas, expanded Medicaid telehealth coverage, waived in-person service, hearing, and screening requirements for certain Probate Court proceedings in vulnerable group care settings, and clarified my order cancelling school classes; and

WHEREAS, my Executive Order No. 7G, dated March 19, 2020, ordered the postponement of the presidential primary, suspended non-critical court operations, expanded the availability of telehealth services, and enacted additional public health measures; and

WHEREAS, my Executive Order No. 7H, dated March 20, 2020, limited the workplace operations of non-essential businesses, and on-profit, created a process to designate those that are essential, and provided for consistency across the state in governmental response to the COVID-19 pandemic; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a pandemic; and

WHEREAS, the risk of severe illness and death from COVID-19 appears to be higher for individuals who are 60 years of age or older and for those who have chronic health conditions; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention and the Connecticut Department of Public Health recommend implementation of community mitigation strategies to increase containment of the virus and to slow transmission of the virus, including cancellation of gatherings of fifty people or more and social distancing in smaller gatherings; and

WHEREAS, if COVID-10 is transmitted to an elderly person, there is a high risk of serious illness or mortality; and

WHEREAS, to ensure that the pandemic or other emergency does not interfere with the continuity of essential safety net programs, and because the Department of Social Services must be able to ensure ongoing delivery of basic assistance; and

WHEREAS, the state wishes to ensure that children, seniors, persons with disabilities and other low-income individuals can access their prescription medications covered by Medicaid and Medicare and are able to do so without interruption or delay; and

WHEREAS, the HUSKY B program is Connecticut's Children's Health Insurance Program that provides health care coverage to approximately 20,000 low- and moderate-income children and the state wishes to ensure that the pandemic does not interfere with these children's access to medical care, including physician visits and medications; and

WHEREAS, Sections 10-234aa through 10-234dd of the Connecticut General Statutes impose certain requirements that vendors providing certain data and technology services agree in writing to privacy protections for student data; and

WHEREAS, the cancellation of classes has created an urgent need to continue opportunities for students throughout the state, including through the use of technology, but the urgency of such need precludes the ability to draft, review, and approve certain written contracts; and

WHEREAS, the Commissioner of Education has alternative means to assure that student data is afforded privacy protections, including federal student privacy laws, without the use of a written contract; and

WHEREAS, Sections 17a-10a and 17a-16 of the Connecticut General Statutes require the Commissioner of the Department of Children and Families to provide visitation with children in facilities that treat children or youth with psychiatric disabilities and with children in such facilities to protect the health and safety of the children and staff; and

WHEREAS, Sections 17a-76 and 17a-77 of the Connecticut General Statutes require the filing of an application for commitment of a mentally ill child with the Probate Court and a hearing on the application to be held within ten days of the application being filed; and

WHEREAS, Section 20-616 (b) of the Connecticut General Statutes permits a pharmacist to exercise his or her professional judgment in refilling a prescription that is not for a controlled drug, for an up to seventy-two hour supply, without the authorization of the prescribing practitioner, provided (1) the pharmacist is unable to contact such practitioner after reasonable effort, (2) failure to refill the prescription might result in an interruption of a therapeutic regimen or create patient suffering, and (3) the pharmacist informs the patient or representative of the patient at the time of dispensing that the refill is being provided without such authorization and informs the practitioner at the earliest reasonable time that authorization of the practitioner is required for future refills; and

WHEREAS, prescribing practitioners may have limited availability due to COVID-19 to provide a written, oral or electronically transmitted order for the refill of a non-controlled substance within seventy-two hours following a refill issued by pharmacist pursuant to 20-616(b); and

WHEREAS, the Connecticut Business Corporation Act, Sections 33-600 through 33-998, inclusive, of the Connecticut General Statutes (the "Act"), requires corporations incorporated under the laws of the State of Connecticut to hold annual shareholders' meetings at a "place" stated in or fixed in accordance with the bylaws of such corporation or at the corporation's principal office, and precludes the ability to hold such meetings solely by means of remote participation without a place; and

WHEREAS, for the protection of the public health, Connecticut corporations should be granted the option to hold shareholders' meetings solely by remote participation, without requiring any representatives of the corporation or any shareholders to gather in a place; and

WHEREAS, many other states, including the State of Delaware, permit annual shareholders' meetings to be held solely by remote participation without a place; and

WHEREAS, it is in the best interest of the State of Connecticut and the shareholders of Connecticut corporations to have the option to participate in the annual meeting of shareholders solely by remote participation without a place; and

WHEREAS, Sections 10-261a(c), 10-261b, 12-19a, 12-20b, 12-63c, 12-110, 12-111, 12-117, and 12-120, of the Connecticut General Statutes and Section 12-2b-11 of the Regulations of Connecticut State Agencies require municipalities to complete specific duties, including but not limited to Net Grand Lists, Assessor Reports, Board of Assessment Appeals applications and decisions, Grand Lists of Taxable and Tax-Exempt Property, Sales Data Reports, and State Owned, College and Hospital Claim Payment in Lieu of Taxes (PILOT) reimbursement claims that require in-person meetings, application filings, and the filing of reports based on completion of these duties, as well as auditing and review by OPM thereafter, which are likely to be delayed due to closures and staffing shortages arising from the public health and civil preparedness emergency declared to respond to COVID-19; and

WHEREAS, Sections 12-110, 12-111, 12-117 and 12-170aa of the Connecticut General Statutes require the in-person filing of applications that create increased risk of transmission of COVID-19; and

WHEREAS, Section 85 of Public Act 20-1 imposes new reporting requirements, including specific property data for tax exemptions under Subsections 60, 70, 72 and 76 of Section 12-81 by May 1, 2020; and

WHEREAS, Sections 14, 97a, 98, 103, 124, 126, 246, 368k, 440, 444, 446i of the Connecticut General Statutes require persons to participate in the process of various municipal decisions that require in-person, face-to-face interactions, meetings, filings, or service of process between various persons, and such activities are likely to be delayed or compromised due to closures and related staffing or quorum shortages arising from the public health and civil preparedness emergency declared to respond to COVID-19; and

WHEREAS, the in-person contact required for the aforementioned activities create an increased risk of transmission of COVID-19; and

WHEREAS, it is in the public interest to continue municipal functions and decision-making, including budgetary and land use decisions, to the extent feasible without in-person, face-to-face interactions; and

WHEREAS, upon a proclamation that a civil preparedness emergency exists, section 28-9(b) of the Connecticut General Statutes authorizes the modification or suspension in whole or in part by

executive order of any statute or regulation or requirement or part thereof that conflicts with the efficient and expeditious execution of civil preparedness functions or the protection of public health;

NOW, THEREFORE, I, NED LAMONT, Governor of the State of Connecticut, by virtue of the authority vested in me by the Constitution and the laws of the State of Connecticut, do hereby **ORDER AND DIRECT**:

1. **Suspension of requirements that public assistance eligibility reinvestigations be conducted at least every 12 or 24 months.** Section 17b-104 and any implementing regulations, rules, or policies are modified to provide the Commissioner of Social Services, to the extent permitted by federal law, the discretionary authority to suspend or extend the time frames for establishing eligibility reinvestigations for public assistance programs, and issue any required implementing orders she deems necessary.
2. **Suspension of copayments for full benefit dually eligible Medicare Part D beneficiaries.** Section 17b-265d(c) is modified to eliminate the requirement that full benefit dually eligible beneficiaries are responsible for copayments of up to \$17.00 per month (aggregate for all prescriptions) for their medications covered by Medicare Part D, and authorize the Department of Social Services to cover the copayment amounts in full, after any other insurer has paid, during the public health emergency. The Commissioner of Social Services may issue any implementing order or modification to the requirements of Section 17b-265d(c) that she deems necessary consistent with this order.
3. **Suspension of copayments for HUSKY B clients.** Section 17b-295(a) is suspended to eliminate HUSKY B copayments and authorize the Department of Social Services to reimburse providers for the full reimbursement amount for services subject to the copayment, including the copayment amount. This suspension applies to copayments only and does not apply to other forms of HUSKY B cost sharing; HUSKY B families will continue to be responsible for monthly premiums and co-insurance and allowances for dental services. The Commissioner of Social Services may issue any implementing order or modification to the requirements of Section 17b-295(a) that she deems necessary consistent with this order.
4. **Suspension of limitations on refills of non-maintenance medications for HUSKY beneficiaries.** Section 17-134d of the Connecticut General Statutes and any implementing regulations, rules or policies are modified to authorize the Commissioner of Social Services to reimburse providers for supplies of both maintenance and non-maintenance medications for a period of up to ninety (90) days, regardless of the quantity of the supply, and to issue any necessary implementing order. This modification does not apply to controlled substances.

5. **Flexibility related to the Student Data Privacy Act.** For the duration of the period of school closure or class cancellation pursuant to any Executive Order or order of the Commissioner of Education, unless modified, extended, or terminated by me, or, if applicable, the Commissioner, the provisions of Sections 10-234aa through 10-234dd, inclusive, and any associated regulations, rules, and policies regarding contracts between boards of education and contractors regarding contracting, sharing, or providing access to student information, are modified to authorize the Commissioner of Education to temporarily waive any requirements contained therein as he deems necessary in order to provide quality online educational opportunities to students during the period in which schools classes are canceled due to the COVID-19 pandemic.

6. **Limits on Visitation with Children Placed in the Care and Custody of the Department of Children and Families.** Notwithstanding Section 17a-10a of the Connecticut General Statutes or any other statute, regulation, local rule or ordinance or provision of law, the Commissioner of the Department of Children and Families is authorized to issue any and all orders restricting visitation with children placed in the care and custody of the commissioner pursuant to an order of temporary custody or an order of commitment, that the Commissioner deems necessary to protect the health and welfare of such children and staff.

7. **Limits on Visitors to Facilities That Treat Children or Youth with Psychiatric Disabilities.** Notwithstanding Section 17a-16 of the Connecticut General Statutes or any other statute, regulation, local rule or ordinance or provision of law, the Commissioner of the Department of Children and Families and the head of a facility or institution under the Commissioner's jurisdiction are authorized to issue any and all orders restricting entrance into facilities, as defined in Section 17a-32 of the Connecticut General Statutes, including the Albert J. Solnit Children's Center - South Campus, and the Albert J. Solnit Children's Center - North Campus, that the Commissioner deems necessary to protect the health and welfare of patients, residents and staff.

8. **Waiver of In-person Service, Screening and Hearing Requirements for Facilities that Have Limited Visitor Access to Protect Public Health.** Notwithstanding sections 17a-76 and 17a-77 of the Connecticut General Statutes, (1) any requirement for personal service is waived as it relates to any child or youth currently located in a facility operated by the Department of Children and Families that has restricted visitor access under an emergency order issued by a state agency pursuant to an Executive Order, and service may be made by serving an administrator or the administrator's designee provided that the administrator or administrator's designee shall sign a certification, provided by the process server, that the named child or youth is currently

located in the facility and that the administrator or administrator's designee will personally serve the named party; and (2) any requirement for an in-person meeting, hearing, or screening is waived and meetings, hearings, or screenings may take place by any other method that allows for the participation of the interested parties. For the purposes of this order, "administrator" shall mean the facility director or such other person with administrative oversight of the facility who is on site at the time of service.

9. **Pharmacist Discretion in Refilling Certain Prescriptions for Longer Periods.** Section 20-616(b) of the Connecticut General Statutes are modified to permit a pharmacist to exercise his or her professional judgment in refilling a prescription that is not for a controlled drug, as defined in section 21a-240, for a quantity of drug not to exceed a thirty-day supply based on the same criteria set forth in such section for a refill that was not to exceed a seventy-two hour supply.
10. **Commissioner Authority to Modify Pharmacy Operation Regulations.** Section 20-576-59 of the Regulations of Connecticut State Agencies is modified to permit the Commissioner of the Department of Consumer Protection, rather than the Commission of Pharmacy, to grant a waiver or modification of any regulation pertaining to the operation of a pharmacy utilizing the same criteria that would otherwise be considered by the Commission of Pharmacy.
11. **Suspension of In-Person Shareholder Meeting Requirements.** Section 33-703 of the Connecticut General Statutes is modified to provide a new clause (c), to read in its entirety as follows: “(c) The board of directors may determine that any meeting of shareholders shall not be held at any place and shall instead be held solely by means of remote communication, but only if the corporation implements the measures specified in subsection (b) of this Section 33-703. The board of directors shall make the list of shareholders entitled to vote available for inspection by any shareholder beginning two business days after notice of the meeting is given for which the list was prepared and continuing through the meeting on a reasonably accessible electronic network, provided that the information required to access such list is provided with the notice of the meeting. The corporation may take reasonable steps to ensure that such information is available only to shareholders of the corporation. Any statute, regulation or requirement, or part thereof, or any bylaw of the corporation, inconsistent with this clause (c) shall be inoperative for the effective period of this Section 33-703(c), and any such meeting shall be deemed validly held if notice of the meeting is given during the effective period of this Section 33-703(c).”

12. Extension of Budget Adoption Deadlines - Additional Municipal Bodies.

For purposes of the provisions set forth under Executive Order 7C, paragraph 5, regarding “Extension of Municipal Budget Adoption Deadlines,” as well as for the provisions set forth in this order, the term “municipal” or “municipality” shall include all municipalities and quasi-municipal corporations, whether created by statute, ordinance, charter, legislative or special act, including but not limited to any town, city or borough, whether consolidated or unconsolidated, any village, school, sewer, fire, lighting, special services or special taxing districts, beach or improvement association, any regional water or resource recovery authority or any other political subdivision of the state or of any municipality having the power to make appropriations or to levy assessments or taxes.

13. Suspension of In-Person Budget Adoption Requirements for Municipalities.

Notwithstanding any contrary provision of the Connecticut General Statutes, including Title 7, or any special act, municipal charter or ordinance that conflicts with this order, the legislative body of a municipality or, in a municipality where the legislative body is a town meeting, the board of selectmen, shall authorize the budget-making authority within said municipality to adopt a budget for the July 1, 2020 – June 30, 2021 fiscal year and to set a mill rate sufficient, in addition to the other estimated yearly income of such town and in addition to such revenue surplus, if any, as may be appropriated, not only to pay the expenses of the municipality for said fiscal year, but also to absorb the revenue deficit of such town, if any, at the beginning of said fiscal year without holding votes required by charter or without complying with any in-person budget adoption requirements, including but not limited to, annual town meetings requiring votes, referendum, and special town meetings. In so acting, the budget-making authority of the municipality shall comply with public meeting requirements consistent with requirements set forth in Executive Order 7B and shall thereby take all reasonable steps to publicize the draft municipal budget for said fiscal year and to receive public comment thereon, including but not limited to publishing draft budgets on the website and providing an email address or other means for the public to submit timely comments on the proposed budget.

14. Suspension of In-Person Budget Adoption Requirements for Regional Boards of Education.

Notwithstanding any contrary provision of the Connecticut General Statutes, including Title 10, or any special act, regional plan, municipal charter or ordinance that conflicts with this order, any regional board of education shall adopt a budget for the July 1, 2020 – June 30, 2021 fiscal year which otherwise complies with the requirements of Section 10-51 of the Connecticut General Statutes without complying with any in-person budget adoption requirements, including but not limited, annual district budget

meetings requiring votes, referendum, and special district meetings. In so acting, the regional board of education shall comply with public meeting requirements consistent with requirements set forth in Executive Order 7B and take all reasonable steps to publicize the proposed budget for said fiscal year and to receive public comment thereon, including but not limited to publishing draft budgets on the website and providing an email address or other means for the public to submit timely comments on the proposed budget.

15. **Extension of Municipal Deadlines and Waiver of Penalties Related to Municipal Planning, Assessment and Taxation.** The deadlines set forth under Sections 10-261a(c), 12-63c, 12-110, 12-111, 12-117, and 12-120, of the Connecticut General Statutes and Section 12-2b-11 of the Regulations of Connecticut State Agencies, for Net Grand Lists, Assessor Reports, Board of Assessment Appeals applications and decisions, Grand List of Taxable and Tax-Exempt Property, Sales Data Reports, and State Owned, College and Hospital Claim Payment in Lieu of Taxes (PILOT) reimbursement claims are extended without penalty. Additionally, the penalty provisions set forth under Sections 10-261b, 12-19a, and 12-20b of the Connecticut General Statutes are suspended.
16. **Suspension of In-Person Filing Requirements Related to Municipal Planning, Assessment and Taxation.** The requirement under Sections 12-110, 12-111, 12-117 and 12-170aa of the Connecticut General Statutes for a taxpayer to appear in person are suspended to the extent necessary to permit any public agency to meet and take such actions authorized by law without permitting or requiring in-person participation in such meetings or filings, and to hold such meetings or obtain necessary information remotely by conference call, videoconference, electronic communication, or other technology, consistent with requirements set forth in Executive Order 7B.
17. **Suspension of Deadlines and Modification of Public Hearing and Appeals Requirements for Assessment and Taxation.** The appeals deadlines set forth under Section 12-19b and 12-20b for the valuation, revaluation, and appeals related to land and buildings for grants and property of private colleges and general hospitals for purposes of state grants in lieu of taxes are suspended.
18. **Extension of New Reporting Requirements on Property.** The reporting requirements set forth under Section 85 of Public Act 20-1 requiring additional specific property data for tax exemptions under Subsections 60, 70, 72 and 76 of Section 12-81 are suspended.
19. **Suspension, Modification and Clarification of Certain Municipal Procedural Requirements and Time Limitations Regarding Notice,**

Commencement and Holding of Public Hearings, Decisions, and Appeals.

In connection with Executive Order 7B (1), dated March 14, 2020, and in order to further prevent the potential health threat and spread of COVID-19 to any person who might otherwise participate in the process of submitting, reviewing, hearing, discussing, deciding, or appealing any municipal decision or action regarding any petition, application or other proposal, or in the adoption or amendment of any municipal plan, regulations or ordinances, under specific Sections of Connecticut General Statutes Chapters 14, 97a, 98, 103, 124, 126, 246, 368k, 440, 444, 446i, and the repealed Section 14-55, if and to the extent such repealed section is revived by current judicial action, and any related special act(s), and municipal charter, ordinance, resolution, or regulation (all such state and municipal laws and regulations being, collectively, the “Covered Laws”); any provision of such Covered Laws that establish procedural requirements for municipal decisions and that conflict with this order, is suspended and modified, as enumerated below, and as hereafter provided:

- a. Any time deadlines contained in the Covered Laws that may pass or expire during the public health and civil preparedness emergency declared by me on March 10, 2020 (“state of emergency”) are extended by an additional 90 days for any and all of the following circumstances: the commencement or completion of any public hearing; the rendering of any decision required to be made within a particular period; and the submission or reporting by any municipality to any agency or quasi-public agency of the State; provided, however, that such preceding 90-day extension shall not apply to any time extensions that are already expressly allowed by the Covered Laws, meaning that, for example, a decision for which the statute already allows up to a total of 65 days of extension (such as site plan decisions) may be further extended by no more than an additional 90 days, for a total of 155 extension days (in this example); and further provided that each individual petition, application, or other proposal, or adoption or amendment of any municipal plan, regulations, or ordinance shall only obtain one 90-day extension period in total, which may be allocated, in part, by an applicant or municipality or agency, for each deadline period, and not multiple 90-day extensions for each time deadline related thereto.
- b. If the 90-day demolition delay required by Section 7-147j would commence or expire during the state of emergency, such period of delay shall be extended for 90 days.

- c. Any Covered Law requiring a municipality or agency to publish any notice or notices in a newspaper of general or substantial circulation is suspended and modified to allow a single notice to be published electronically on a municipality's or agency's website, provided the earlier deadline required for posting notice by the Covered Law is maintained for the electronic posting, and such posting shall remain visible on the municipality's or agency's website until completion of the action, meeting, or proceeding for which such notice is provided, and for any notice of decision, for the duration of the applicable appeal period provided by the Covered Laws.
- d. Any Covered Law requiring any notice to be filed in the office of any municipal clerk, including any town, city, borough, or district clerk, is suspended and modified to allow said notice to be posted electronically on a municipality's website, provided the deadline required for posting remains unchanged, and such posting shall remain visible on the municipality's or agency's web site until the completion of the action, meeting, or proceeding for which such notice is provided, and for any notice of decision, for the duration of the applicable appeal period provided by the Covered Laws.
- e. Any Covered Law requiring a physical sign to be posted in relation to any zoning, inland wetlands, planning, or historic district petition, application or proposal, may be satisfied by the electronic posting on a municipality's website described in paragraph (c) above.
- f. Any Covered Law requiring direct or personal notice by mail from a municipality, agency or applicant to any other person, agency, municipal clerk (including any town, city, borough, or district clerk), municipality, utility company or water company regarding the filing or pendency of any petition, application, or other proposal is suspended and modified to allow said notice requirement to be satisfied by electronic mail notification, if electronic mailing addresses are known or reasonably available for the party to be noticed, provided the same deadline for publication of the electronic notice is met; provided that if electronic mailing addresses are not known or reasonably available, said notice requirement is satisfied by: (i) the posting of a physical, weatherproof sign of at least two feet by three feet in area, in a prominent location on the parcel of land which is

the subject of any petition, application, or proposal, specifying the existence of such petition, application, or proposal, and information regarding the date, time, and location of any hearings (including remote access details) related thereto, provided that such sign shall be posted for the duration of the period for which notice is otherwise required by the Covered Laws; or (ii) the mailing of letters (via regular U.S. mail) to addressees provided by a municipality or agency, or agent thereof, where the noticing party has relied in good faith on the accuracy and completion of said list of addressees.

- g. Any Covered Law prescribing the procedure for any petition, including petition of a decision, to an agency or legislative body, is suspended and modified to allow such petition to be signed electronically (including by pdf or other imaging technology or compilation of emails or other electronic communication) and to allow applicable notice requirements to be fully satisfied by electronic mail notice of such petition on the designated entity. The time period to commence and submit said petition shall remain unchanged.
- h. Any Covered Law prescribing the procedure for commencement of an appeal of a decision to the Superior Court and associated service of process is suspended and modified to permit any such appeal to be commenced by a proper officer by electronic mail notice on the designated municipal clerk (including any town, city, borough, or district clerk). The time period to commence said appeal shall remain unchanged. Municipalities shall clearly post the email address to be used for the electronic service on their website. Notwithstanding C.G.S. Section 6-32, the damages clauses which may result from a state marshal's failure to duly comply with any service requirements of section 6-32(a), to the extent such requirements conflict with this Section 19 of this order, are suspended.
- i. Any Covered Law prescribing the procedure for commencement of an appeal of a decision by a zoning enforcement officer or an agent for an inland wetland agency is suspended and modified to permit any such appeal to be commenced by regular mail or by electronic mail notice to the zoning commission, zoning enforcement officer, zoning board of appeals or inland wetlands agency, as appropriate. The time period to commence said appeal shall remain unchanged.

- j. The suspensions and modifications specified in this, Section 19 of this order, are hereby permitted, provided, however, that: (1) the municipality, within a reasonable time after the reopening of the relevant office, include printed or electronic confirmations of all modifications, extensions, notices, and decisions in the permanent office records, (2) any document required by the Covered Laws to be recorded or filed in the town, borough, district or city clerk records be recorded or filed, as applicable, within a reasonable time thereafter; and (3) any municipality may, by declaration of head of an agency accepting or administering applications, waive any rules, regulations, or policies related to any requirement that applications to such municipal agency be submitted in paper copy or in duplicate.

Unless otherwise specified herein, this order shall take effect immediately and shall remain in effect for the duration of the public health and civil preparedness emergency, unless earlier modified or terminated by me.

Dated at Hartford, Connecticut, this 21st day of March, 2020.



Ned Lamont
Governor

By His Excellency's Command



Denise W. Merrill
Secretary of the State





1499 & 1505 Rte. 85, M5L23-A & 24-A Zone C-1

Montville, CT



1 inch = 150 Feet



December 5, 2019



	Parcel Lines - Ortho
	Streams
	Lot and Ac - anno
	Water

Data shown on this map is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this map.

Applicant: Deer Run Stable, LLC
Owner: Asif Choudhry (1499 Rte. 85), Deer Run Stable, LLC (1505 Rte. 85)
Address: 1499 & 1505 Route 85
Meeting Date: December 19, 2019
Date Received by Commission: December 19, 2019

Applicant Request:

- The applicant is requesting a permit to conduct the following activities in the 50 ft. regulated upland review area (URA) in conjunction with the development of a gasoline station and a convenience store:
 1. Construct a concrete retaining wall.
 2. Maintenance of the improved commercial site to include a dumpster pad, a 10X12 ft. shed, four fueling pumps (no storage), paved areas, storm water treatment structures and other site improvements.
 3. Discharge of storm water after it goes through oil water separators, into a rip rap plunge pool.

Activity Description:

Wetland Disturbance Area	0.00 sq. ft.
Upland Review Disturbance Area	16,974 sq. ft.
Watercourse/ Waterbody Disturbance Area	0.00 sq. ft.

Staff Comments:

- The site is located at 1499 & 1505 Hartford – New London Turnpike, Map 5, Lot 23-00A and 24-00A, the properties will be combined to form one +/- 2.48 acre lot in the C-1 Zone with +/- 411 ft. frontage on Hartford – New London Turnpike (Rte. 85).
- Each property is currently developed with a single-family residence which are not currently permitted in the C-1 Zone, making them legal pre-existing, non-conforming. No sewer or water lines are available so the properties are currently serviced by onsite septic systems and wells.
- Applicant is requesting a permit to conduct the above mentioned activities in the 50 ft. upland review area, for the re-development of the combined properties into a gasoline station and convenience store. The new use is allowed in the C-1 Zone by Special Permit.
- +/- 16,974 sq. ft. or +/- 1.7 acres of the 50 ft. upland review area will be disturbed. No work in wetlands or watercourses will be required.

- Richard Snarski, Certified Soil Scientist, delineated the properties on February 15, 2018 and September 27, 2018.
- Mr. Demian A. Sorrentino, Certified Soil Scientist was not asked to re-delineate the properties but to inspect Mr. Snarki's previous delineations and provide a narrative. He did so on August 30, 2019 and concluded after locating the previous flags, that they appeared to accurately represent the limits of Connecticut regulated wetlands and watercourses. (See Attached)
- The property lies within the public watershed area for the City of New London, Department of Public Utilities. A letter has been sent to the State of Connecticut, Commissioner of Public Health, as of December 19, 2019 no comments have been received.
- The Uncas Health Department is still awaiting information from the applicant.
- The Building Department and the Fire Marshal had no comments.
- The Town Engineer's comments were sent to the project Engineer to address and revise plan accordingly. (See attached)
- The Commission will need to make a determination as to whether or not this project will have a significant impact on area. (See Attached)

Photos:

#1 – View of surrounding area approaching 1499 Rte. 85 heading north on Rte. 85

#2 - View of both 1499 Rte. 85 (light green house) and 1505 Rte. 85 (light red house) heading north on Rte. 85.

#3 – 1499 Rte. 85

#4 – 1499 Rte. 85

#5 – 1505 Rte. 85

CONSIDERATIONS FOR ACTION:

1. The Commission shall make a finding as to whether or not the proposed activity/activities meets the criteria of being a “significant activity” as outlined in Section 2 (Definitions – Significant Impact Activity) the Montville IWWC Regulations.

Where uses/proposals meet the criteria of a significant impact as outlined above a public hearing must be scheduled by the IWC, therefore the following motions are being offered:

MOTION #1 (Finding that there is not a significant impact)

I move that the Commission find that the proposed activity as presented by the Applicant (Deer Run Stable, LLC) in its application, plans and the presentation made to the Commission at its December 19, 2019 regular meeting, did not meet the criteria of a significant impact activity as outlined in Section 2 (Definitions – Significant Impact Activity) of the Town of Montville’s Inland Wetlands & Watercourses Regulations, and therefore a Public Hearing will not be scheduled by the Inland Wetland Commission.

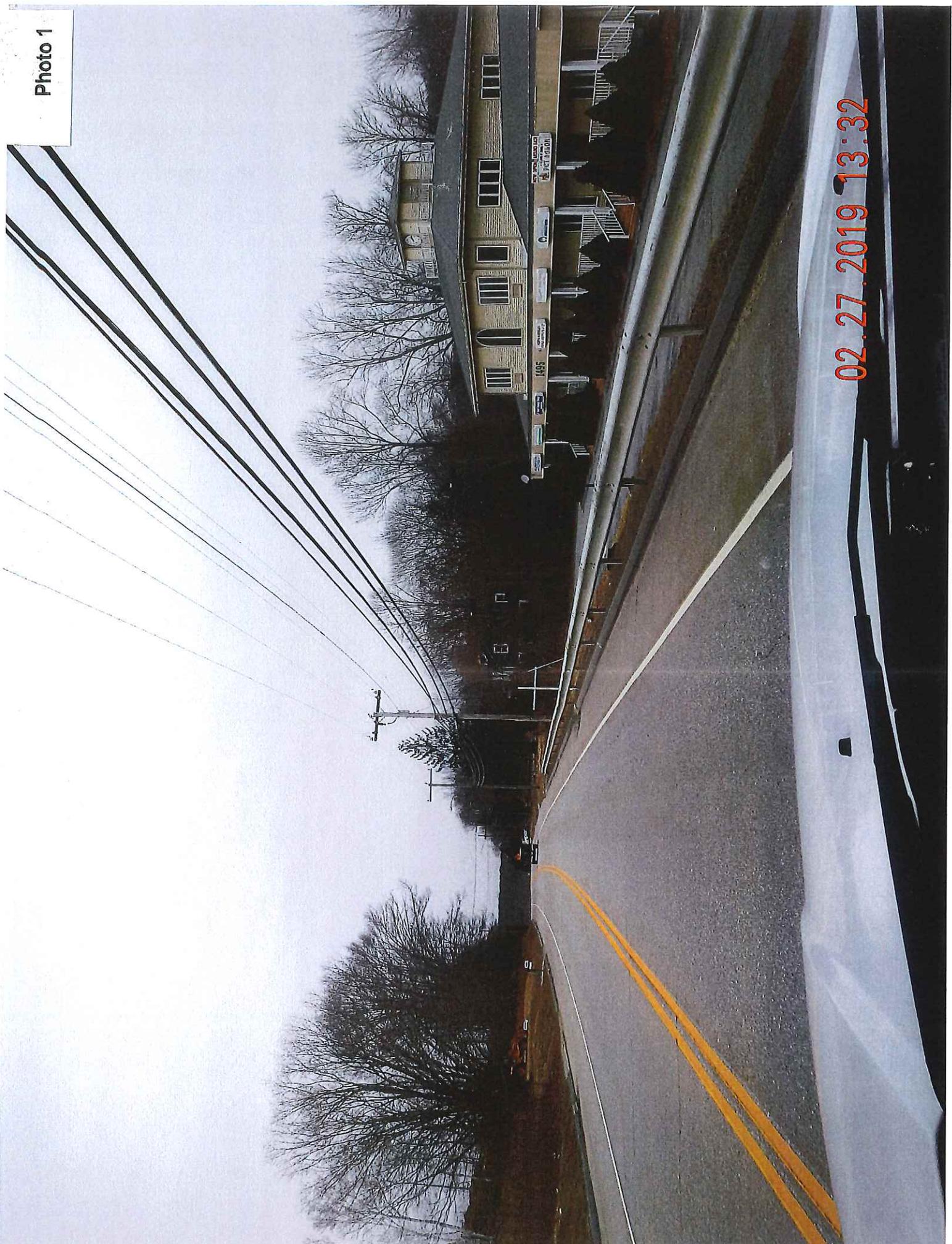
OR

MOTION #2 (Finding that there is a significant impact)

I move that the Commission find that the proposed activity as presented by the Applicant (Deer Run Stable, LLC) in its application, plans and the presentation made to the Commission at its December 19, 2019 regular meeting did meet the criteria of a significant impact activity as outlined in Section 2 (Definitions – Significant Impact Activity) of the Town of Montville’s Inland Wetlands & Watercourses Regulations, therefore a Public Hearing date will be scheduled by the Inland Wetland Commission. (Discussion as to the Date of Hearing)

- dd. **"Significant Impact"** means any activity, including, but not limited to, the following activities which may have a major effect:
1. Any activity involving deposition or removal of material which will or may have a substantial effect on the wetland or watercourse or on wetlands or watercourses outside the area for which the activity is proposed.
 2. Any activity which substantially changes the natural channel or may inhibit the natural dynamics of a watercourse system.
 3. Any activity which substantially diminishes the natural capacity of an inland wetland or watercourse to aquatic, plant or animal life and habitats, prevent flooding, supply water, assimilate waste, facilitate drainage, provide recreation or open space or other functions..
 4. Any activity which is likely to cause or has the potential to cause a substantial turbidity, siltation or sedimentation in a wetland or watercourse.
 5. Any activity which causes substantial diminution of flow of a natural watercourse or groundwater levels of the wetland or watercourse.
 6. Any activity which is likely to cause or has the potential to cause pollution of a wetland or watercourse.
 7. Any activity which destroys unique wetland or watercourse areas or such areas having demonstrable scientific or education value.
- ee. **"Soil Scientist"** means an individual duly qualified in accordance with standards set by the Office of Personnel Management.
- ff. **"Swamps"** means watercourses that are distinguished by the dominance of wetland trees and shrubs.
- gg. **"Submerged Lands"** means those lands which are inundated by water on a seasonal or more frequent basis.
- hh. **"Town"** means the Town of Montville, New London County in the State of Connecticut.
- ii. **"Upland Review Area"** Shall be any area within (50) feet measured horizontally from the boundary of any wetland or watercourse.
- jj. **"Waste"** means sewage or any substance, liquid, gaseous, solid or radioactive, which may pollute or tend to pollute any of the wetlands and watercourses of the Town.

Photo 1



02.27.2019 13:32

Photo 2



02.27.2019 13:32

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prohibited.

Photo 3



Photo 4



02.27.2019 13:32



02.27.2019 13:32

CLA Engineers, Inc.

Civil • Structural • Survey

317 MAIN STREET • NORWICH, CT 06360 • (860) 886-1936 • (860) 886-9165 FAX

December 11, 2019

Ms. Marcia Vlaun
Town Planner
310 Norwich-New London Tpk.
Uncasville, CT 06382

RE: Deer Run Stable
Rt. 85 Gas Station
CLA-6314V

Dear Marcia:

We have reviewed the site development plans and supporting material submitted for the proposed gas station at 1505 Rt. 85. We note the following:

1. A distinction must be made between the proposed stockade fence and the split rail fence to remain or be demolished.
2. The entry(s) to the store must be shown on the plans.
3. The location of the drive-thru window and the ordering board must be shown on the plans.
4. A stop sign must be provided at the drive-thru location as it enters the parking area.
5. The width of the sidewalk must be shown, it appears to be too narrow at the propane rental location.
6. Spot elevations must be shown at the handicap spaces to define compliance with grading.
7. The proposed high points in the grading must be shown at several locations.
8. The proposed dumpster area and the detail for it must be coordinated. The base of the pad must be defined.

9. The plan shows two oil water separators which appear different and must be defined and coordinated with the detail(s).
10. The sizing of the plunge pool must be added to the calculations. It appears that it should be pulled back away from the wetlands and the outlet culvert slope flattened.
11. The concrete retaining wall installation must be coordinated with the detail. The detail appears to have the batter side of the wall to be exposed. The wall detail must be more clearly defined to show the proposed condition such as the attachment of the guildrailing, depth of footings, width of top surface, fencing, etc.
12. The proposed landscaping must be shown and detailed.
13. Widths and radii of propose drives and paved areas must be shown.
14. Fencing, culvert, flared end unit, plunge pool, catch basin and manhole details must be added to the plans.
15. Provide a detail for the concrete fuel pad showing grooves to catch minor spills.
16. The grading at the dumpster, shed, and adjacent parking spaces area must be checked. As shown, it is too steep behind the curbing.
17. Test hole 11 data must be shown on the plans.
18. Provide test hole and permeability data for the native soils at the location of the infiltration system.
19. Mapping showing the pre & post drainage areas must be provided.
20. The Vortechs detail must be added to plans and the sizing of that unit demonstrated in the calculations. A second oil/water separator?
21. The design of the drainage system must be shown in the calculations.
22. The volume calculation for the storage system must be defined.
23. The upland review area is shown as 100 feet in lieu of 50 feet.
24. Provide Water Quality Volume calculations per the CTDEEP 2004 Stormwater Manual.

25. Will the oil water separator fed by the fueling pad have a valve to capture and isolate a larger fuel spill?
26. Copies of site inspection reports prepared by the developer's contractor during construction should be provided to the Town.
27. The perimeter erosion and sedimentation control barrier should consist of woodchips and silt fence.

Very truly yours,



Thomas L. Cummings, P.E.
Principal



Robert Russo
Soil Scientist

TLC:bab

John U. Faulise, Jr., L.S.
Jacob S. Faulise, E.I.T.

David C. McKay, P.E.
Demian A. Sorrentino, AICP, C.S.S.



Boundaries LLC
179 Pachaug River Drive
P.O. Box 184
Griswold, CT 06351
T 860.376.2006 | F 860.376.5899

www.boundariesllc.net

November 19, 2019

Town of Montville
Inland Wetlands & Watercourses Commission
Attn: Mr. Douglas K. Brush, Chair
310 Norwich-New London Tpk.
Uncasville, CT 06382

RE: Inland Wetlands & Watercourses Narrative

Location: 1499 & 1505 Hartford-New London Tpk. (CT Route #85), Oakdale, CT

Owner/Applicant: Deer Run Stable, LLC

Delineating Soil Scientist: Richard Snarski (New England Environmental Services)

Proposal: Gasoline Station & Convenience Store

Dear Commissioners,

On or about August 15, 2019 the undersigned was contacted by Legal Counsel representing Deer Run Stable, LLC to provide a written narrative to accompany an Application to Conduct Regulated Activities to be submitted to the Montville Inland Wetlands & Watercourses Commission. The subject properties, identified as 1499 and 1505 Hartford-New London Turnpike, had been previously delineated by Richard Snarski, Soil Scientist and Professional Wetland Scientist, on February 15, 2018 and September 27, 2018. The undersigned was not asked to re-delineate the wetlands and watercourses, but only to inspect the prior delineation and prepare the narrative provided hereunder.

The undersigned performed an inspection of the subject properties on Friday, August 30, 2019 and located Mr. Snarski's delineation flags, which appear to accurately represent the limits of Connecticut regulated wetlands and watercourses. Those flags that remained were supplemented with additional bright pink plastic flagging with the words "WETLAND DELINEATION" printed upon it, and those that were not remaining were rehung in their approximated original location(s) with new flagging with "WF6±" and "WF7±" written thereon. This new flagging is not intended to redefine Mr. Snarski's delineation, but rather to aid Town staff, consulting professionals and IW&WC members in wayfinding and identifying the delineated edge of the regulated resources as marked by Mr. Snarski.

Mr. Snarski's delineation is depicted on a survey plan entitled "Improvement Location Survey, Prepared for Deer Run Stable, LLC, 1499 & 1505 Hartford New London Turnpike, Oakdale/Montville, Connecticut,



Date: January 10, 2019, Scale: 1"=20', Sheet 1 of 10" Prepared by Angus McDonald, Gary Sharpe & Associates, Inc.

Soil Types Present

According to the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) Web Soil Survey for the State of Connecticut, the soils located upon the subject property, and within the project area, are as follows:

- 29A Agawam Fine Sandy Loam, 0-3% slopes
- 38E Hinckley Loamy Sand, 15-45% slopes
- 15* Scarboro Muck, 0-3% slopes

* Denotes Connecticut Inland Wetland Soil Type

A copy of the Web Soil Survey Report is attached to this correspondence.

Natural Diversity Database Preliminary Screening

The subject properties are not located within a potential Natural Diversity Database Area as identified on the Connecticut Department of Energy & Environmental Protection, Natural Diversity Database Area Map for Montville, Connecticut, dated June 2019.

Delineation Methodology and Delineated Inland Wetlands & Watercourses

Inland wetlands and watercourses on the subject property were delineated by Richard Snarski in accordance with the State of Connecticut statutory definitions as described in Section 22a-38(15-16) of the Connecticut General Statutes, a/k/a the Inland Wetlands & Watercourses Act, which are as follows:

(15) "Wetlands" means land, including submerged land, not regulated pursuant to sections 22a-28 to 22a-35, inclusive, which consists of any of the soil types designated as poorly drained, very poorly drained, alluvial, and floodplain by the National Cooperative Soils Survey, as may be amended from time to time, of the Natural Resources Conservation Service of the United States Department of Agriculture.

(16) "Watercourses" means rivers, streams, brooks, waterways, lakes, ponds, marshes, swamps, bogs and all other bodies of water, natural or artificial, vernal or intermittent, public or private, which are contained within, flow through or border upon this state or any portion thereof, not regulated pursuant to sections 22a-28 to 22a-35, inclusive. Intermittent watercourses shall be delineated by a defined permanent channel and bank and the occurrence of two or more of the following characteristics: (A) Evidence of scour or deposits of recent alluvium or detritus, (B) the presence of standing or flowing water for a duration longer than a particular storm incident, and (C) the presence of hydrophytic vegetation.

Descriptions of delineated resources are provided here:

**WF#1 – WF#8 on 1499 Hartford-New London Tpk., and
WF#1 – WF#6 on 1505 Hartford-New London Tpk.**

These flag series represent the southwesterly limit of a large forested wetland complex meeting definitive criteria for classification as a regulated inland wetland. This wetland is hydrologically connected to the southerly and westerly sides of Davis Pond, which is located approximately 600' northeasterly of 1499 Hartford-New London Turnpike. Surface water flows southwesterly from Davis Pond through this forested wetland complex and onto property N/F of Miner-Deer Run, LLC. The delineation line extends further upgradient than the edge of standing water, likely due to groundwater discharge that occurs at or near the surface where the topographic relief breaks from a steep to shallow slope. A considerable amount of refuse is present along the edge of this resource including barrels, household waste, furniture and construction debris. Applicable Functions/Values of this resource are: Groundwater Recharge/Discharge; Floodflow Alteration; Fish and Shellfish Habitat; Wildlife Habitat; Visual Quality/Aesthetics. Primary Functions/Values of this resource are: Groundwater Recharge/Discharge; Wildlife Habitat.

WF#10 – WF#13 on 1505 Hartford-New London Tpk.,

This flag series delineates the southerly line of a pond that meets definitive criteria for classification as a perennial watercourse, and likely has a small area of regulated inland wetland soils immediately adjacent to it. This pond was likely created by impoundment due to the construction of Deer Run, a private road that borders 1505 Hartford-New London Turnpike to the west. Surface water flows into this pond via a culvert under a woods road on property N/F of Miner-Deer Run, LLC, and out through another culvert under Deer Run to the west. Water quality appears good with aquatic vegetation present and no apparent algal blooms. A considerable amount of refuse is present along the edge of this resource also, including construction debris, household waste, and a discarded boat. Applicable Functions/Values of this resource are: Groundwater Recharge/Discharge; Floodflow Alteration; Fish and Shellfish Habitat; Wildlife Habitat; Visual Quality/Aesthetics. Primary Functions/Values of this resource are: Floodflow Alteration; Fish and Shellfish Habitat.

Proposed Regulated Activity

The proposal to be reviewed by the Montville Inland Wetlands & Watercourses Commission consists of a new gasoline station and convenience store to be constructed upon the combined area of 1499 and 1505 Hartford New London Turnpike, as depicted on a survey plan entitled "Site Development Plan Prepared for Deer Run Stable, LLC, 1499 & 1505 Hartford new London Turnpike, Oakdale/Montville, Connecticut, Date: July 10, 2019, Scale: 1"=20', Sheet 3 of 10" Prepared by Angus McDonald, Gary Sharpe & Associates, Inc.

Approximately 1/4 of the total development area lies within the Montville IW&WC's established 50' Upland Review Area (URA). The proposed improvements, including buildings, filling pumps and overhead canopies, parking, circulation drives and refuse disposal areas, cover the majority of the



available upland area of the properties, as is commonplace for this type of commercial development situated on a State Highway.

Stormwater from the convenience store building, paved parking and circulation drives will be collected via a series of catch basins, piped through a Vortechs 4000 hydrodynamic separator and into an underground stormwater infiltration system designed by the project engineer. Stormwater generated from the gasoline and diesel filling canopies will be first treated by an oil-water separator prior to combining with the rest of the site stormwater and flowing into the aforementioned hydrodynamic separator and underground stormwater infiltration system. The underground stormwater infiltration system then discharges to the north, daylighting at a rip rap plunge pool adjacent to the inland wetlands in the vicinity of WF#5 (on 1505 Hartford-New London Turnpike).

The limits of proposed improvements are primarily coincident with a concrete retaining wall that will cause the developed portion of the site to be elevated above the adjacent wetlands. Where the concrete retaining wall will not be constructed, filling is proposed to provide a 2H:1V earthen slope on the downgradient side of the proposed underground stormwater infiltration system, which slope is to be reinforced with a slope stabilization fabric prior to final seeding.

In order to prohibit fugitive sediment from entering the adjacent wetland system(s), the entirety of the construction site is to be ringed with a filter fabric silt fence (sediment barrier), and once installed, all new catch basins will be equipped with silt sacks and ringed with a staked hay bale barrier until the bituminous concrete pavement is installed.

The development proposed by the applicant appears to be well conceived and the design engineer has prepared the Site Development Plan to adequately protect the adjacent regulated resources. Provided that the project is constructed in accordance with the approved plans and that erosion and sediment controls are properly installed and maintained throughout the project, there should be no negative impact(s) to the adjacent inland wetland resources.

If you have any questions or concerns regarding this correspondence or any of the information contained herein, please contact the undersigned at your convenience.

Sincerely,



Demian A. Sorrentino, AICP, C.S.S.
Certified Planner & Soil Scientist
Boundaries LLC

Attach (1) - Web Soil Survey Report



December 11, 2019

Ms. Marcia Vlaun
Town Planner
310 Norwich-New London Tpk.
Uncasville, CT 06382

RE: Deer Run Stable
Rt. 85 Gas Station
CLA-6314V

Dear Marcia:

We have reviewed the site development plans and supporting material submitted for the proposed gas station at 1505 Rt. 85. We note the following:

1. A distinction must be made between the proposed stockade fence and the split rail fence to remain or be demolished.
2. The entry(s) to the store must be shown on the plans.
3. The location of the drive-thru window and the ordering board must be shown on the plans.
4. A stop sign must be provided at the drive-thru location as it enters the parking area.
5. The width of the sidewalk must be shown, it appears to be too narrow at the propane rental location.
6. Spot elevations must be shown at the handicap spaces to define compliance with grading.
7. The proposed high points in the grading must be shown at several locations.
8. The proposed dumpster area and the detail for it must be coordinated. The base of the pad must be defined.

9. The plan shows two oil water separators which appear different and must be defined and coordinated with the detail(s).
10. The sizing of the plunge pool must be added to the calculations. It appears that it should be pulled back away from the wetlands and the outlet culvert slope flattened.
11. The concrete retaining wall installation must be coordinated with the detail. The detail appears to have the batter side of the wall to be exposed. The wall detail must be more clearly defined to show the proposed condition such as the attachment of the guildrailing, depth of footings, width of top surface, fencing, etc.
12. The proposed landscaping must be shown and detailed.
13. Widths and radii of propose drives and paved areas must be shown.
14. Fencing, culvert, flared end unit, plunge pool, catch basin and manhole details must be added to the plans.
15. Provide a detail for the concrete fuel pad showing grooves to catch minor spills.
16. The grading at the dumpster, shed, and adjacent parking spaces area must be checked. As shown, it is too steep behind the curbing.
17. Test hole 11 data must be shown on the plans.
18. Provide test hole and permeability data for the native soils at the location of the infiltration system.
19. Mapping showing the pre & post drainage areas must be provided.
20. The Vortechs detail must be added to plans and the sizing of that unit demonstrated in the calculations. A second oil/water separator?
21. The design of the drainage system must be shown in the calculations.
22. The volume calculation for the storage system must be defined.
23. The upland review area is shown as 100 feet in lieu of 50 feet.
24. Provide Water Quality Volume calculations per the CTDEEP 2004 Stormwater Manual.

25. Will the oil water separator fed by the fueling pad have a valve to capture and isolate a larger fuel spill?
26. Copies of site inspection reports prepared by the developer's contractor during construction should be provided to the Town.
27. The perimeter erosion and sedimentation control barrier should consist of woodchips and silt fence.

Very truly yours,



Thomas L. Cummings, P.E.
Principal



Robert Russo
Soil Scientist

TLC:bab

RE: Deer Run Stable, 1499 Route 85, Montville

Applicant Exhibit 17

From: Mark Smith (msmith@cmgenv.com)

To: hellermccoy@sbcglobal.net

Cc: asifman500@gmail.com; md.mckinney@sse-inc.net; almgps-sjf@snet.net; SHasso@cmgenv.com

Date: Wednesday, December 18, 2019, 09:21 AM EST

Harry,

Attached are the plans for the underground storage tank and piping installation.

Basically it calls out all the environmental protection and compliance items, but I would not expect a Commission member to be able to sort through it. It puts it all in writing, and Martin or I could present it to show what features are built into the system:

- Double-wall tanks with brine filled reservoir with electronic monitor to detect any leak in primary of secondary tanks.
- Tanks are fiberglass and cannot corrode
- Piping is double-wall (see attached), non-corrodible, no buried joints or fittings, installed in a protective sleeve
- Containment sumps at all dispensers, hydrostatically tested
- Containment sumps on tanks at pumps, hydrostatically tested
- Electronic leak sensors in all sumps
- Line leak detectors on all pumps
- Positive shut-off overfill prevention valve on all fills (95%)
- Redundant high level alarm on all tanks (90%)
- Double-wall spill containment manholes on all fills
- Double-poppet shear valves on all product lines under dispensers to prevent spills in a crash
- Double-poppet break-a-way fittings on hoses to prevent spills in event of drive off
- Bollards to protect dispensers from impact
- Positive limiting barrier grooves around mat perimeters to keep petroleum from leaving fueling areas in event of release
- Formal training program for attendants required by DEEP
- Tank level probes will be programmed with Continuous Statistical Leak Detection (CSLD) as redundant leak detection to the interstitial monitors

We can discuss.

Mark G. Smith, PE
Principal Civil Engineer

CMG Environmental, Inc.

67 Hall Road Sturbridge, MA 01566

747 Farmington Avenue, Suite 4, New Britain, CT 06053

860-222-4208

MSmith@CMGEnv.com

From: HELLER HELLER MCCOY [mailto:hellermccoy@sbcglobal.net]

Sent: Friday, December 06, 2019 2:40 PM

To: almgps-sjf@snet.net; Mark Smith <MSmith@cmgenv.com>

Cc: 'Asif Choudhry' <asifman500@gmail.com>

Subject: Re: Deer Run Stable, 1499 Route 85, Montville

Reviewing Agency: Uncas Health District

Review Date: February 11, 2020

Reviewed By: Michael J. Kirby, R.S., Chief Environmental Sanitarian

Project Name: 219 IWC 6 (Deer Run Stable, LLC)

Project Location: 1495 & 1505 Route 85 (Map 5 Lots 23-A & 24-A)

Comments:

- 1] The District cannot issue any approvals until the well site is approved by CT Department of Public Health's Drinking Water Section as the well will be a public water supply.
- 2] Additional test holes will be required.
- 3] The bottom of the GST appears to be only 14" above the bottom of the deepest test hole. The bottom of the GST must be a minimum of 48" above the bottom of the test hole.
- 4] A Grease Interceptor Tank with a minimum volume of 1068 gallons is required.
- 5] Provide existing spot elevations in the area of the system.
- 6] Septic tank and grease interceptor tank details, including the outlet filter must be included in the plan.
- 7] Building sewer and distribution pipe specifications must be included.
- 8] H-20 loading specifications for the GST must be provided.
- 9] Prior to the start of construction a benchmark is to be set in the area of the septic system.
- 10] Prior to the start of construction, the building, well and system are to be staked by a licensed surveyor.

Electronic Signature: *Michael J. Kirby, R.S.*

February 17, 2020

Ms. Marcia Vlaun
Town Planner
310 Norwich-New London Tpk.
Uncasville, CT 06382

RE: Deer Run Stable
Rt. 85 Gas Station
CLA-6314V

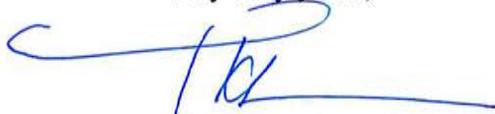
Dear Marcia:

We have reviewed the revised site development plans (dated 1-23-20) and supporting material received Feb. 4, 2020 for the proposed gas station at 1505 Rt. 85. We note the following:

1. A detail for the concrete fuel pad showing grooves to catch minor spills must be provided on the plans.
2. A detail of the woodchips and silt fence E&S barrier must be provided on the plans.
3. The proposed stop sign at the drive-thru location must be placed at the end of the island.
4. The location of the propane rental is too close to moving traffic, the island must extend to the building.
5. The drainage mapping sheets associated with the drainage calculations must be included with the calculations. There is no apparent need to add them to the plan set.
6. The shading showing the E&S control features must be shown on that plan (8 of 14) only, test hole location 3-2020 is not evident and other items are obscured on the several plans.
7. The sizing of the plunge pool must be added to the calculations. The scour hole detail must match the plunge pool shown on the plans.
8. The proposed landscaping must be shown and detailed for the proposed islands. The treatment for the islands must be detailed.
9. The double catch basin detail must be added to the plans.

10. The grading for the parking area in front of the building (proposed 208 contour) must be checked. The area is too flat and ponding is likely.
11. Additional signage and painted markings must be added to the plans to define vehicle movement including drive-thru and bypass lanes.
12. The wheel stops are shown too close to the sidewalks, the overhang of the vehicles must be considered.
13. The construction entrance detail must match that shown on the site plan.
14. A note must be added to the exterior lighting regarding glare and light spillage not leaving the site.
15. The notes relating to the pavement section must be updated to Form 817.
16. The wall section must refer to a CT Professional Engineer shall design and inspect the construction of the wall.
17. The railing proposed for the top of the wall must be at least 42 inches high with narrow openings.
18. The guide railing along the infiltration area, as shown, will be 18" below the pavement, a shelf must be provided for installation of the railing.
19. The transition between the railing on the wall and along the pavement must be detailed.
20. The snow storage area(s) must be described on the plans.
21. The Detention Pond Overflow Temporary Sedimentation Trap detailed on Sheet 10 of 14 is not evident on the E&S Control Plan.
22. An E&S Control Bond Estimate must be submitted for review.

Very truly yours,



Thomas L. Cummings, P.E.
Principal



Robert Russo
Soil Scientist

HELLER, HELLER & McCOY
Attorneys at Law
736 Norwich-New London Turnpike
Uncasville, Connecticut 06382

Sidney F. Heller (1903-1986)
Harry B. Heller
William E. McCoy

Telephone: (860)-848-1248
Facsimile: (860)-848-4003

Mary Gagne O'Donal

March 2, 2020

VIA CERTIFIED MAIL

City of New London Department of Public
Utilities
120 Broad Street
New London, CT 06320

Re: Deer Run Stable, LLC – Application to the Town of Montville Inland Wetlands and Watercourses Commission for a permit to conduct regulated activities in upland review areas in conjunction with the development of a proposed gasoline/convenience store facility
Montville Assessor's Designation: Map 005, Lots 023-00A and 024-00A
Address: 1499 and 1505 Hartford-New London Turnpike (Route 85), Montville, Connecticut

Gentleperson:

Enclosed herewith please find a copy of a notice of a public hearing to be conducted by the Montville Inland Wetlands and Watercourses Commission with respect to the above referenced application, which public hearing will be held on March 19, 2020 at 7:00 p.m. in the council chambers in the Montville Town Hall, 310 Norwich-New London Turnpike, Uncasville, Connecticut.

You were previously provided with notice of pendency of an application for the development of this property pursuant to correspondence dated November 20, 2019.

Very truly yours,

Harry B. Heller

HBH/rmb
enclosure

cc: Brian Estep, Esquire

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See Reverse for Instructions

HELLER, HELLER & McCOY
Attorneys at Law
736 Norwich-New London Turnpike
Uncasville, Connecticut 06382

Sidney F. Heller (1903-1986)
Harry B. Heller
William E. McCoy

Telephone: (860)-848-1248
Facsimile: (860)-848-4003

Mary Gagne O'Donal

March 2, 2020

VIA CERTIFIED MAIL

State of Connecticut
Commissioner of Public Health
410 Capitol Avenue
Hartford, CT 06134

Re: Deer Run Stable, LLC – Application to the Town of Montville Inland Wetlands and Watercourses Commission for a permit to conduct regulated activities in upland review areas in conjunction with the development of a proposed gasoline/convenience store facility
Montville Assessor's Designation: Map 005, Lots 023-00A and 024-00A
Address: 1499 and 1505 Hartford-New London Turnpike (Route 85), Montville, Connecticut

Gentleperson:

Enclosed herewith please find a copy of a notice of a public hearing to be conducted by the Montville Inland Wetlands and Watercourses Commission with respect to the above referenced application, which public hearing will be held on March 19, 2020 at 7:00 p.m. in the council chambers in the Montville Town Hall, 310 Norwich-New London Turnpike, Uncasville, Connecticut.

You were previously provided with notice of a public hearing on this matter to be held on November 20, 2019. That public hearing was not held due to a lack of Commission quorum.

Very truly yours,

Harry B. Heller

HBH/rmb
enclosure

7016 1370 0001 0869 5651

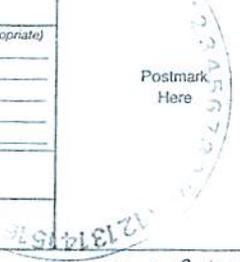
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HELLER, HELLER & McCOY
Attorneys at Law
736 Norwich-New London Turnpike
Uncasville, Connecticut 06382

Sidney F. Heller (1903-1986)
Harry B. Heller (hellermccoy@sbcglobal.net)
William E. McCoy (hhm-bill@sbcglobal.net)

Mary Gagne O'Donal (hhm-mary@sbcglobal.net)

Telephone: (860) 848-1248
Facsimile: (860) 848-4003

June 2, 2020

VIA CERTIFIED MAIL

State of Connecticut
Commissioner of Public Health
410 Capitol Avenue
Hartford, CT 06134

Re: Deer Run Stable, LLC – Application to the Town of Montville Inland Wetlands and Watercourses Commission for a permit to conduct regulated activities in upland review areas in conjunction with the development of a proposed gasoline/convenience store facility
Montville Assessor's Designation: Map 005, Lots 023-00A and 024-00A
Address: 1499 and 1505 Hartford-New London Turnpike (Route 85), Montville, Connecticut

Gentleperson:

Enclosed herewith please find a copy of a notice of a public hearing to be conducted by the Montville Inland Wetlands and Watercourses Commission with respect to the above referenced application, which public hearing will be held on June 18, 2020 at 7:00 p.m. At this time, it is not determined which medium will be utilized to conduct the public hearing; although, we anticipate that the public hearing will be held by virtual means. You should contact the Montville Land Use Department, Attention: Mrs. Colleen Bezanson, 310 Norwich-New London Turnpike, Uncasville, Connecticut 06382, (860) 848-8549, cbezanson@montville-ct.org in order to ascertain the medium through which the public hearing will be conducted.

You were previously provided with notice of a public hearing to be held on this application on March 19, 2020. However, due to the COVID-19 pandemic and the Governor's executive orders then in place, the public hearing was cancelled.

Very truly yours,

Harry B. Heller

HBH/rmb

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HELLER, HELLER & McCOY
Attorneys at Law
736 Norwich-New London Turnpike
Uncasville, Connecticut 06382

Sidney F. Heller (1903-1986)
Harry B. Heller (hellermccoy@sbcglobal.net)
William E. McCoy (hhm-bill@sbcglobal.net)

Mary Gagne O'Donal (hhm-mary@sbcglobal.net)

Telephone: (860) 848-1248
Facsimile: (860) 848-4003

June 2, 2020

VIA CERTIFIED MAIL

City of New London Department of Public Utilities
120 Broad Street
New London, CT 06320

Re: Deer Run Stable, LLC – Application to the Town of Montville Inland Wetlands and Watercourses Commission for a permit to conduct regulated activities in upland review areas in conjunction with the development of a proposed gasoline/convenience store facility
Montville Assessor's Designation: Map 005, Lots 023-00A and 024-00A
Address: 1499 and 1505 Hartford-New London Turnpike (Route 85), Montville, Connecticut

Gentleperson:

Enclosed herewith please find a copy of a notice of a public hearing to be conducted by the Montville Inland Wetlands and Watercourses Commission with respect to the above referenced application, which public hearing will be held on June 18, 2020 at 7:00 p.m. At this time, it is not determined which medium will be utilized to conduct the public hearing; although, we anticipate that the public hearing will be held by virtual means. You should contact the Montville Land Use Department, Attention: Mrs. Colleen Bezanson, 310 Norwich-New London Turnpike, Uncasville, Connecticut 06382, (860) 848-8549, cbezanson@montville-ct.org in order to ascertain the medium through which the public hearing will be conducted.

You were previously provided with notice of a public hearing to be held on this application on March 19, 2020. However, due to the COVID-19 pandemic and the Governor's executive orders then in place, the public hearing was cancelled.

Very truly yours,

Harry B. Heller

HBH/rmb

Cc: Brian Estep, Esquire

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TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

REGULAR MEETING AGENDA
Thursday, December 19, 2019 – 7:00 P.M.

1. **Call to order.**
2. **Roll call.**
3. **Minutes:** Approval of minutes for the November 21, 2019 Regular Meeting
4. **Public Hearing:** None
5. **Show Cause Hearings:**
 - a. **Continued For - Mr. Richard A. Ryan – 442 Fire Street, M14L3-A:** Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area.
 - b. **Continued For - Holly Lombardi Land Holdings, LLC/John Lombardi – 18 Sachatello Industrial Dr., M5L27-10:** Final report of the completed work in regards to the approved restoration plan as per the cease and desist order.
6. **Remarks from the public *not* relating to items on the agenda:**
7. **Old Business:** None
8. **New Business:**
 - a. **219IWC6 – 1499 & 1505 Hartford Pike (Rte. 85), (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
9. **Correspondence:** None
10. **Other Business:** None
11. **Executive Session:** None
12. **Adjournment.**

Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m. Any unfinished business will be continued to the next meeting.

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

REGULAR MEETING AGENDA
Thursday, January 16, 2020 – 7:00 P.M.

1. **Call to order.**
2. **Roll call.**
3. **Minutes:** Approval of minutes for the December 19, 2019 Regular Meeting
4. **Public Hearing:** None
5. **Show Cause Hearings:**
 - a. **Continued For - Mr. Richard A. Ryan – 442 Fire Street, M14L3-A:** Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area.
6. **Remarks from the public *not* relating to items on the agenda:**
7. **Old Business:**
 - a. **219IWC6 – 1499 & 1505 Hartford Pike (Rte. 85), (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
8. **New Business:** None
9. **Correspondence:** Notice of Application for a Water Diversion Permit - CT DEEP - for two new interconnections between Norwich Public Utilities and two other entities.
10. **Other Business:** None
11. **Executive Session:** None
12. **Adjournment.**

Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m. Any unfinished business will be continued to the next meeting.

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

REGULAR MEETING AGENDA
Thursday, February 20, 2020 – 7:00 P.M.

- 1. Call to order.**
- 2. Roll call.**
- 3. Minutes:** Approval of minutes for the January 16, 2020 Regular Meeting
- 4. Public Hearing:**
- 5. Show Cause Hearings:**
 - a. **Mr. Richard A. Ryan – 442 Fire Street, M14L3-A:** Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area. Continued until April 16, 2020 regular meeting.
- 6. Remarks from the public *not* relating to items on the agenda:**
- 7. Old Business:**
 - a. **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
- 8. New Business:**
 - a. **220IWC1 – Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc Owner: Zachary Cash** An application for timber harvest with wetland crossings
 - b. **220IWC2 – 234 Simpson Lane (Map 38 Lot 49) Applicant JWR Associates Owner Jeannette C. Pieniadz** An application for a 9 Lot Subdivision with regulated activities
- 9. Correspondence:**
- 10. Other Business:**
- 11. Executive Session:**
- 12. Adjournment.**

Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m. Any unfinished business will be continued to the next meeting.

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

REGULAR/PUBLIC HEARING MEETING AGENDA

Thursday, March 19, 2020 – 7:00 P.M.

- 1. Call to order.**
- 2. Roll call.**
- 3. Minutes:** Approval of minutes for the February 20, 2020 Regular Meeting
- 4. Public Hearing:**
 - a. **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
 - b. Discussion and Decision: **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
- 5. Show Cause Hearings:**
 - a. **Mr. Richard A. Ryan – 442 Fire Street, M14L3-A:** Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area. Continued until April 16, 2020 regular meeting.
- 6. Remarks from the public *not* relating to items on the agenda:**
- 7. Old Business:**
 - a. **220IWC1 – Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc Owner: Zachary Cash** An application for timber harvest with wetland crossings
 - b. **220IWC2 – 234 Simpson Lane (Map 38 Lot 49) Applicant JWR Associates Owner Jeannette C. Pieniadz** An application for a 9 Lot Subdivision with regulated activities.
- 8. New Business:**
 - a. **189 Doyle Rd (Map 57 Lot 30-5)Owner/Applicant: Preston Handler** Deterination if a permit is required for removal/pruning of small trees & brush along shoreline
- 9. Correspondence:**
 - a. **Eversource:**Vegetation Maintenance within the ROW's (1.85 miles)
 - b. **Algonquin Gas:** System anomaly maintenance in ROW for 6 inch E-1 pipeline
- 10. Other Business:**
- 11. Executive Session:**
- 12. Adjournment.**

**Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m.
Any unfinished business will be continued to the next meeting.**

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 Norwich-New London Turnpike, Uncasville, CT 06382
Telephone: (860) 848-6779 – Fax: (860) 848-2354

MEETING CANCELLATION **NOTICE**

The Montville Inland Wetlands Meeting scheduled for **Thursday, April 16, 2020 at 7:00 pm in the Council Chambers at Montville Town Hall **has been canceled.****

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

SPECIAL MEETING AGENDA
Thursday, April 23, 2020 – 4:30 P.M.

The Town of Montville will be utilizing a virtual GoToWebinar service for this meeting.

Please register to attend the meeting at:

<https://attendeegotowebinar.com/register/8187545628375149069>

*After registering, you will receive a confirmation email
containing information about joining the webinar.*

or by **telephone** or **VoIP: 1 (213) 929-4212** at the time of the meeting

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Webinar ID: **304-544-851**

On March 14, 2020 Governor Ned Lamont issued an Executive Order 7B suspending in-person open meeting requirements, and to hold such meetings or proceedings remotely by conference call, videoconference or other technology.

Link: <https://portal.ct.gov/-/media/Office-of-the-Governor/Executive-Orders/Lamont-Executive-Orders/Executive-Order-No-7B.pdf>

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1. **Call to order.**
2. **Roll call.**
3. **Minutes:** Approval of minutes for the January 16, 2020 Regular Meeting
4. **Remarks from the public *not* relating to items on the agenda:**
5. **Old Business:**
 - a. **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store. New Public Hearing date to be set for May meeting
 - b. **220IWC1 – Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc. Owner: Zachary Cash** An application for timber harvest with wetland crossings
 - c. **220IWC2 – 234 Simpson Lane (Map 38 Lot 49) Applicant: JWR Associates Owner: Jeannette C. Pieniadz** An application for a 9 Lot Subdivision with regulated activities
6. **New Business:**
 - a. **220IWC3 – 189 Doyle Rd (Map 57 Lot 30-5) Owner/Applicant Preston Handler** Determination if permit required for the removal of small trees and pruning of large trees along waterbody embankment to allow for view of the lake.
 - b. **220IWC4 – 312 & 314 Butlertown Road (Map 1 Lots 16, 17) Owner: Steven Logan Applicant: B&W Paving & Landscaping, LLC** An application for work within regulated areas in conjunction with the development of a material storage area.
7. **Correspondence:**
 - a. Eversource trimming in Right of Way
 - b. Algonquin Gas Transmission, LLC pipe inspection
8. **Other Business:**
9. **Adjournment.**

**Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m.
Any unfinished business will be continued to the next meeting.**

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

MEETING AGENDA Amended
Thursday, May 21, 2020 – 7:00 P.M.

The Town of Montville will be utilizing a virtual GoToWebinar service for this meeting.

Please register to attend the meeting at:

<https://attendeegotowebinar.com/register/8187545628375149069>

*After registering, you will receive a confirmation email
containing information about joining the webinar.*

or by **telephone** or **VoIP: 1 (213) 929-4212** at the time of the meeting

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Link: <https://portal.ct.gov/-/media/Office-of-the-Governor/Executive-Orders/Lamont-Executive-Orders/Executive-Order-No-7B.pdf>

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1. **Call to order.**
2. **Roll call.**
3. **Minutes:**
 - a. Approval of minutes for the January 16, 2020 Regular Meeting
 - b. Approval of minutes for the February 20, 2020 Regular Meeting
 - c. Approval of minutes for the April 23, 2020 Special Meeting
4. **Remarks from the public *not* relating to items on the agenda:**
5. **Old Business:**
 - a. **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC**, An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store. New Public Hearing date to be set for June meeting

 - b. **220IWC4 – 312 & 314 Butlertown Road (Map 1 Lots 16, 17) Owner: Steven Logan Applicant: B&W Paving & Landscaping, LLC** An application for work within regulated areas in conjunction with the development of a material storage area.
6. **New Business:**
7. **Correspondence:**
8. **Other Business:**
9. **Adjournment.**

**Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m.
Any unfinished business will be continued to the next meeting.**

TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
310 NORWICH-NEW LONDON TURNPIKE
LOCATION: MONTVILLE TOWN HALL, *Council Chambers*
UNCASVILLE, CONNECTICUT 06382
TELEPHONE: (860) 848-6779 – FAX: (860) 848-2354
Email: planningdept@montville-ct.org

MEETING AGENDA
Thursday, June 18, 2020 – 7:00 P.M.

The Town of Montville will be utilizing a virtual GoToWebinar service for this meeting.

Please register to attend the meeting at:

<https://attendeegotowebinar.com/register/8187545628375149069>

*After registering, you will receive a confirmation email
containing information about joining the webinar.*

or by **telephone** or **VoIP: 1 (213) 929-4212** at the time of the meeting

Access Code: **710-085-565**

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or via the **GoToWebinar App** on your **smartphone** or **tablet**:

Webinar ID: **304-544-851**

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Link: <https://portal.ct.gov/-/media/Office-of-the-Governor/Executive-Orders/Lamont-Executive-Orders/Executive-Order-No-7B.pdf>

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Live audio comments may be made via GoToWebinar by registering at the web address or calling from your telephone or computer mic & speakers (VoIP) noted above.

Comments will only be accepted at times designated for public comment by the Chair of the meeting. The Inland Wetlands Commission Rules of Procedure, decorum, timeliness and suitability shall be followed and enforced in the same manner as if the meeting were held in person.

- 1. Call to order:**
- 2. Roll call:**
- 3. Minutes:** Approval of minutes for the May 21, 2020 Regular Meeting
- 4. Remarks from the public *not* relating to items on the agenda.**
- 5. New Business:**
 - a. **220IWC5 – Route 163, (Map 52, Lots 6 & 8) Applicant: Chris Casadei c/o Hull Forest Products, Inc. Owner: Leonard Lathrop,** An application for Timber Harvest
- 6. Public Hearing:**
 - a. **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
 - b. Discussion and Decision: **219IWC6 – 1499 & 1505 Rte. 85, (Map 5, Lot 23A & 24A) – Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC,** An application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.
- 7. Show Cause Hearing:**
- 8. Old Business:**
- 9. Correspondence:**
- 10. Other Business:**
- 11. Executive Session:**
- 12. Adjournment:**

**Note: No new business will be discussed after 11:00 p.m. and all commission business will cease at 11:30 p.m.
Any unfinished business will be continued to the next meeting.**

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
REGULAR MEETING MINUTES
THURSDAY, DECEMBER 19, 2019 – 7:00 P.M.
LOCATION: MONTVILLE TOWN HALL, Council Chamber
310 NORWICH-NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382**

1. CALL TO ORDER

Chairman Brush called the meeting to order at 7:19.

2. ROLL CALL

Present: Chairman-Doug Brush, Commissioners, Sandra Berardy, Jessica LeClair
Matthew Emilyta,

Absent: Vice-Chairman Charles O'Bday III Commissioner, Anthony Tufares, Alt.
Vacancy, Alt. Vacancy

Attending: Nancy Woodlock WEO.

3. MINUTES: Approval of Minutes from the November 21, 2019 Regular Meeting

MOTION: (Berardy/Emilyta) to approve the November 21, 2019 Regular Meeting Minutes as presented. Vote: Approved. In favor-Brush, Berardy, Emilyta. Opposed-none. Abstaining-LeClair

4. PUBLIC HEARING: None

5. SHOW CAUSE HEARING:

A. Continued for Mr. Richard A. Ryan-442 Fire Street, M14L3-A: Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area.

R. Ryan has not had an opportunity to conduct the required restoration due to weather. He will continue to work in January, weather permitting. N. Woodlock stated that R. Ryan does not need to file an application for a permit because the restoration plan is actually the permit.

MOTION: (Berardy/LeClair) to continue the show cause hearing until the January meeting. Vote: Approved Unanimously

B. Holly Lombardi Land Holdings, LLC/John Lombardi-18 Sachatello Industrial Dr. M5L27-10: Final report of the completed work in regards to the approved restoration plan as per the cease and desist order.

D. Brush stated he walked the site and thought they did a very good job on restoration. He stated the plantings are coming in nicely and the trees planted will take a few years to grow. The day he went for the site walk it was raining and everything was well contained with small exceptions.

MOTION: (Brush/Berardy) close the hearing on 18 Sachatello Industrial Dr. M5L27-10 as the work was done per the restoration plan Vote: Approved Unanimously.

6. REMARKS FROM THE PUBLIC (not relating to items on the agenda)-none

7. OLD BUSINESS: none

8. NEW BUSINESS:

A. 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.

Harry Heller, 736 Rt. 163 presented for the applicant. He introduced Stuart Fairbanks, (Angus, McDonald) Civil engineer, Demian Sorrentino, (Boundaries LLC) Soil Scientist, Mark Smith, Design Engineer and Martin McKinney, (Service Station Equipment). H. Heller stated they are proposing regulated activities in the upland review area. He described the property as across from Nascar on Route 85. The proposed plan is currently two separate lots which will be combined for the project. He stated the two houses that are now there are non-conforming and the proposed project will eliminate the non-conformity. H. Heller stated there are wetlands on the 1499 Route 85 property at the northeast corner.

The project is proposing two access points from Route 85. There will be a well and septic on the property. The septic system will be on the southwesterly portion of the property, as far away from the wetlands as possible. The fuel storage tanks will be located approximately 120' from the wetlands boundaries.

H. Heller has received comments from the Uncas Health District which they have addressed. The Town of Montville's engineer has provided several comments which the applicant has not had a chance to address.

There is a comprehensive plan for storm water runoff which will include oil separators which will accommodate any runoff from the pads of the two fueling sites. The rest of the runoff will be picked up by an enclosed curbed area around the project and directed to catch basins. The site will have a retaining wall stretching from the southeasterly side, along the northeasterly side and terminate to the toe of the improved slope which will grade down to the rip rap splash pad. The wall varies between two feet to about eleven feet high.

The site will be stripped and the topsoil will be stored in a top soil stockpile. After the installation of the tracking pads and the E & S controls the retaining walls will be installed which will segregate the construction from the environment. Construction will follow with the installation of the improvements of the storm water controls and the fuel storage tanks. H. Heller noted that the project is located in the New London Watershed area.

Mark Smith stated that due to the location of the project in the New London Watershed area they are taking extra precautions with the underground fuel tanks. He stated the tanks are double walled fiberglass with electronic detections for any leakage. The tanks will hold 8000 gallons and have overflow protection set to 95% of capacity. There will also be an audio visual alarm that will go off at 90%. M. Smith stated the piping from the tanks is also double walled. M. Smith stated that there will also be positive limiting barriers that are groves which go around the outside of the pads to keep any spilled fuel in the island/pad area.

Stuart Fairbanks, described the retaining wall as excavation to stable soil, concrete footings and rebar installed and concrete poured. The wall will be backfilled and controlled by an erosion control blanket until fully stabilized.

H. Heller stated he did not believe there was a significant impact which would require a public hearing but that it was up to the commission to decide if it rises to a significant impact.

D. Brush was concerned the proposed work in the upland review area does not leave any room for water to infiltrate before it gets to the wetlands. The applicant has used up most of the 50' of the upland review area adjacent to the wetlands.

H. Heller stated that the water runoff system is designed to treat the water before it enters the wetlands. He stated nothing is flowing off the site without being treated.

Demian Sorrentino, stated the storm water runoff system is designed to replicated what exists currently. He stated the water will infiltrate to the same places as it currently does. He does not believe the plan deprives the ground of water recharge.

Revised plans will be submitted to address comments by the town's engineer.

The applicant has not heard from the City of New London on the proposed project.

MOTION: (Berardy/Emilyta) to table until the January 2020 meeting 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store. Vote: Approved Unanimously

9. CORRESPONDANCE: none

10. OTHER BUSINESS: none

11. EXECUTIVE SESSION-none

12. ADJOURNMENT:

MOTION: (Berardy/LeClair) to adjourn at 8:12. Vote: Approved Unanimously

Respectfully Submitted

Sue Spang
Recording Secretary

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
REGULAR MEETING MINUTES
THURSDAY, JANUARY 16, 2020 – 7:00 P.M.
LOCATION: MONTVILLE TOWN HALL, Council Chamber
310 NORWICH-NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382**

1. CALL TO ORDER

Chairman Brush called the meeting to order at 7:00.

2. ROLL CALL

Present: Chairman-Doug Brush, Vice-Chairman Charles O’Bday III Commissioner, Anthony Tufares, Sandra Berardy, Matthew Emilyta,

Absent: Commissioner Jessica LeClair, Alt. Vacancy, Alt. Vacancy

Attending: Nancy Woodlock WEO.

3. MINUTES: Approval of Minutes from the December 19, 2019 Regular Meeting

MOTION: (Berardy/Emilyta) to approve the December 19, 2019 Regular Meeting Minutes as presented. Vote: Approved. In Favor-Brush, O’Bday, Berardy, Emilyta. Opposed-none. Abstaining-Tufares

4. PUBLIC HEARING: None

5. SHOW CAUSE HEARING:

A. Continued for Mr. Richard A. Ryan-442 Fire Street, M14L3-A: Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area.

N. Woodlock stated she went to the site and confirmed that two trees have been taken down. She stated that due to the weather it would be better to wait until Spring to do the plantings.

R. Ryan informed the commission that he has removed the two trees and has removed all the fill which was added to the wetlands. He stated that in the Spring he will install the required plantings and do the stone work.

MOTION: (Emilyta/Tufares) to continue the show cause hearing until the April 2020 regular meeting meeting. Vote: Approved Unanimously

6. REMARKS FROM THE PUBLIC (not relating to items on the agenda)-none

7. OLD BUSINESS:

**A. 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A)
Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.**

The applicant submitted a letter dated January 14, 2020 granting a 45-day extension of time in order to revise the plans based on recent testing and to give the commission time to decide if a public hearing will be required.

Chairman Brush voiced concerns about the proposed gas station being so close to a public drinking supply and that this concern could prompt a public hearing. The members discussed the time frame and procedure for conducting a public hearing. The commission will decide at the next meeting whether a public hearing will be held.

MOTION: (Berardy/O’Bday) to table until the February 2020 meeting 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store. Vote: Approved Unanimously

8. NEW BUSINESS:

9. CORRESPONDANCE: Notice of Application for a Water Diversion permit-CT DEEP- for two new interconnections between Norwich Public Utilities and two other entities.

10. OTHER BUSINESS: none

11. EXECUTIVE SESSION-none

12. ADJOURNMENT:

MOTION: (O’Bday/Berardy) to adjourn at 7:24. Vote: Approved Unanimously

Respectfully Submitted

Sue Spang
Recording Secretary

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 20, 2020 – 7:00 P.M.
LOCATION: MONTVILLE TOWN HALL, Council Chamber
310 NORWICH-NEW LONDON TURNPIKE
UNCASVILLE, CONNECTICUT 06382**

1. CALL TO ORDER

Chairman Brush called the meeting to order at 7:02.

2. ROLL CALL

Present: Chairman-Doug Brush, Vice-Chairman Charles O’Bday III Commissioner, Jessica LeClair (7:04), Anthony Tufares, Matthew Emilyta,

Absent: Commissioner Sandra Berardy, Alt. Vacancy, Alt. Vacancy

Attending:

3. MINUTES: Approval of Minutes from the January 16, 2020 Regular Meeting

MOTION: (Emilyta/O’Bday) to approve the January 16, 2020 Regular Meeting Minutes as presented. Vote: Approved Unanimously

4. PUBLIC HEARING: None

5. SHOW CAUSE HEARING:

A. Continued for Mr. Richard A. Ryan-442 Fire Street, M14L3-A: Cease and Desist Order for the possible clearing/filling of a buffer and inland wetland area.

No action taken.

6. REMARKS FROM THE PUBLIC (not relating to items on the agenda)-none

7. OLD BUSINESS:

A. 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.

Attorney H. Heller, 736 Route 32, Uncasville, representing the applicant presented revised plans for the project. He stated all petroleum activities are out of the upland review area. He reiterated that the storm water systems have redundancy build in. Both fuel pads have groves in the surface incase of an accidental spill. All storm water flows into two separators; a 1000-gallon and then a 4000-gallon separator which then infiltrates to the ground. He stated this system will handle approximately 90% of all storm water.

The treated storm water flows west, not towards Davis Pond but to Deer Run Rd, then under Route 85 and to the Latimer Brook system.

The commission discussed the need for a public hearing due to public interest/in the interest of the public.

Attorney Brian Estep, New London Water Authority stated it was important for the application to have a public hearing. His agency will have comments and the project has not heard from the Department of Health.

MOTION: (Brush/O’Bday) to schedule a public hearing for 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store on March 19, 2020. Vote: Approved Unanimously.

8. NEW BUSINESS:

- A. 220IWC1-Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc. Owner: Zachary Cash, an application for timber harvest with wetland crossings.**

The applicant was not present.

MOTION: (O’Bday/LeClair) to table 220IWC1-Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc Owner: Zachary Cash, an application for timber harvest with wetland crossings until the March 19, 2020 meeting. Vote: Approved Unanimously.

- B. 220IWC2-234 Simpson Lane (Map 38 Lot 49) Applicant JWR Associates, Owner Jeanette C. Pieniadz-an application for a 9 lot subdivision with regulated activities.**

William Pieniadz stated there was one driveway crossing in the wetlands. The remainder of the project is outside any regulated areas.

Attorney H. Heller, 736 Route 32, Uncasville, stated the amount of disturbance is 1200 sq. ft.

MOTION: (Tufares/O’Bday) to continue application 220IWC2-234 Simpson Lane (Map 38 Lot 49) Applicant JWR Associates, Owner Jeanette C. Pieniadz-an application for a 9 lot subdivision with regulated activities until the March 19, 2020 meeting. Vote: Approved Unanimously.

9. CORRESPONDANCE: Notice from the Land Use Academy

10. OTHER BUSINESS: none

11. EXECUTIVE SESSION:none

12. ADJOURNMENT:

MOTION: (O’Bday/Tufares) to adjourn at 7:42. Vote: Approved Unanimously

Respectfully Submitted
Sue Spang
Recording Secretary

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
SPECIAL MEETING MINUTES
THURSDAY, APRIL 23, 2020 – 4:30 P.M.
LOCATION: Remotely utilizing GoToWebinar**

Due to the Corona 19 pandemic and per State of Connecticut, Governor Lamont Executive order 7B, the Town of Montville will be following the suspension of in-person open meeting requirements. The Montville Inlands Wetlands Commission conducted the April 23, 2020 meeting remotely utilizing GoToWebinar. The public and applicants could make comments at the appropriate time by registering with GoToWebinar.

A. CALL TO ORDER

Chairman Brush called the meeting to order at 4:30. Chairman Brush read the rules for the web based meeting.

B. ROLL CALL

Present: Chairman-Doug Brush, Vice-Chairman Charles O’Bday III Commissioner, Jessica LeClair, Anthony Tufares, (leaves meeting at 4:35), Matthew Emilyta,

Absent: Commissioner Sandra Berardy, Alt. Vacancy, Alt. Vacancy

Attending:

C. MINUTES: Approval of Minutes from the January 16, 2020 Regular Meeting

MOTION: (Brush/Emilyta) to table the January 16, 2020 Regular Meeting Minutes.

Vote: Approved Unanimously. (This item was discussed at the end of the meeting)

4. REMARKS FROM THE PUBLIC (not relating to items on the agenda)-none

7. OLD BUSINESS:

A. 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A)

Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.

D. Brush stated a Public Hearing would have to be rescheduled due to the present Covid 19 pandemic. He suggested rescheduling for the May meeting.

Attorney H. Heller, 736 Route 32, Uncasville, stated the applicant would be willing to wait until the May meeting to reschedule the public hearing. He stated there is a lot of public interest and exhibits which would be difficult to present remotely.

J. LeClair would like Public Hearing procedures sent to the members.

MOTION: (Brush/LeClair) to table the public hearing for 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a

gasoline station/convenience store until the May 21, 2020. Vote: Approved Unanimously.

B. 220IWC1-Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc. Owner: Zachary Cash, an application for timber harvest with wetland crossings.

Chris Casadei, Hull Forest Products stated there were 4 crossings on the project. All crossings including Fox Brook will have bridges and corduroy mats. He stated there will be a small amount of timber crossing Fox Brook. C. Casadei expects the harvest to start at the end of May or beginning of June. In response to the commissions request he will notify staff when he is ready to install the bridge(s).

MOTION: (Brush/LeClair) approve application 220IWC1-Chesterfield Road (Map 29 Lot 66) Applicant: Chris Casadei c/o Hull Forest Products, Inc. Owner: Zachary Cash, an application for timber harvest with wetland crossings with the standard conditions. Vote: Approved Unanimously.

C. 220IWC2-234 Simpson Lane (Map 38 Lot 49) Applicant JWR Associates, Owner Jeanette C. Pieniadz-an application for a 9 lot subdivision with regulated activities.

Chairman Brush stated he did a drive by of the proposed subdivision and stated the project is on an empty field.

Attorney H. Heller, 736 Route 32, Uncasville, stated the field is relatively flat and the only work proposed in a regulated area was a driveway with culvert. The area of disturbance is approximately 1200 sq. ft. The property is mostly low, successional growth. The applicant is proposing a culvert under the driveway due to an intermittent stream.

Bob Russo, CLA Engineers stated he reviewed the application and made comments which the applicant has addressed. Other than the driveway on the one lot there are no other activities in regulated areas.

MOTION: (Brush/O'Bday) to approve 220IWC2-234 Simpson Lane (Map 38 Lot 49) Applicant JWR Associates, Owner Jeanette C. Pieniadz-an application for a 9 lot subdivision with regulated activities with the standard conditions.

Chairman Brush stated the approval was for the application as well as a sub-division approval.

Vote: Approved Unanimously.

8. NEW BUSINESS:

A. 220IWC3-189 Doyle Rd (Map 57 Lot 30-5) Owner/Applicant Preston Handler. Determination if permit required for the removal of small trees and pruning of large trees along water body embankment to allow for view of the lake.

Richard Cullen, Tomorrows Trees stated the purpose of the activity is to open up the scope and view of the lake. He will be taking approximately 3-4 small swamp maples with diameters 10 inches or less. He will be pruning 3 larger trees. The work will all be done by hand and no disturbance of the underbrush or lake shore. The commission requested he not disturb the underbrush by clearing.

B. MOTION: (Brush/O’Bday) the commission determines the work described in application: 220IWC3-189 Doyle Rd (Map 57 Lot 30-5) Owner/Applicant Preston Handler and according to the presentation is considered maintenance, therefore does not require a permit. Vote: Approved Unanimously.

C. 220IWC4-312 & 314 Butlertown Rd. (Map 1 Lots 16, 17) Owner: Steven Logan, Applicant: B&W Paving & Landscaping, LLC. An application for work within regulated areas in conjunction with the development of a material storage area.

Ellen Bartlett, Greenscape Design, 317 Main St. Norwich, stated that the proposed work is 2 rear lots created by a previous subdivision. The property is across from Lombardi business park. The lower lot (212 Butlertown Rd.) was approved for storage of construction materials. B&W Paving has the option to buy 214 Butlertown Rd and would like to expand the construction storage area to 214 Butlertown Rd. They are proposing installing 2 sedimentation basins and swales to control the water. Through the middle of the site is an intermittent stream. On the other side of the stream is 3 acres of upland review areas. They are proposing a crossing at the narrowest part of the stream, approximately 400 ft of wetlands will be filled for the crossing.

The proposed swale is a diversion swale to direct water away from the stockpiles. The commission discussed a site visit but due to the current situation, Chairman Brush stated he would be willing to visit the site and take photographs.

MOTION: (Brush/O’Bday) to table application 220IWC4-312 & 314 Butlertown Rd. (Map 1 Lots 16, 17) Owner: Steven Logan, Applicant: B&W Paving & Landscaping, LLC. An application for work within regulated areas in conjunction with the development of a material storage area until the May meeting. Vote: Approved Unanimously.

9. CORRESPONDANCE:

- A. Eversource trimming in Right of Way
- B. Algonquin Gas Transmission, LLC pipe inspection

10. OTHER BUSINESS: none

11. ADJOURNMENT:

MOTION: (Brush/Emilyta) to adjourn at 5:19. Vote: Approved Unanimously

Respectfully Submitted
Sue Spang
Recording Secretary

**TOWN OF MONTVILLE
INLAND WETLANDS COMMISSION
REGULAR MEETING MINUTES
THURSDAY, MAY 21, 2020 – 7:00 P.M.
LOCATION: Remotely utilizing GoToWebinar**

Due to the Corona 19 pandemic and per State of Connecticut, Governor Lamont Executive order 7B, the Town of Montville will be following the suspension of in-person open meeting requirements. The Montville Inlands Wetlands Commission conducted the April 23, 2020 meeting remotely utilizing GoToWebinar. The public and applicants could make comments at the appropriate time by registering with GoToWebinar.

1. CALL TO ORDER

Chairman Brush called the meeting to order at 7:06. Chairman Brush read the rules for the web based meeting.

2. ROLL CALL

Present: Chairman-Doug Brush, Vice-Chairman Charles O’Bday III Commissioner, Jessica LeClair, Sandra Berardy

Absent: Commissioners Anthony Tufares, Matthew Emilyyta, Alt. Vacancy, Alt. Vacancy

Attending: Bob Russo

3. MINUTES: Approval of Minutes from the January 16, 2020 Regular Meeting, February 20, 2020 Regular Meeting and the April 23,2020 Special Meeting.

A. Approval of Minutes from January 16, 2020 Regular Meeting

(The the January Meeting Minutes were approved at the February meeting.)

B. Approval of Minutes from February 20,2020 Regular Meeting.

MOTION: (O’Bday/LeClair) to approve the February 20, 2020 Regular Meeting Minutes as presented. Vote: Approved Unanimously.

C. Approval of Minutes from April 23, 2020 Special Meeting.

MOTION: (O’Bday/LeClair) to approve the April 23, 2020 Special Meeting Minutes as presented. Vote: Approved Unanimously.

4. REMARKS FROM THE PUBLIC (not relating to items on the agenda)-none

5. OLD BUSINESS:

- A. 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A)
Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store.**

D. Brush stated that a Public Hearing on the application would have to be scheduled but the Governor was still limiting the amount of people attending public gatherings.

H. Heller for the applicant, stated he would rather do the public hearing in person and was concerned about people's due process to participate. He stated it was not a simple application and most likely would be a lot of exhibits and public interest.

C. O'Bday stated he does not have confidence that many people would attend and suggested it be postponed until July.

H. Heller stated there needed to be some way to provide visual access to remote participants and the current system only provides audio. The members suggested using ZOOM because it has better visual opportunities and meeting controls. D. Brush will talk to the town about providing ZOOM capabilities for the meetings.

MOTION: (Brush/LeClair) to set a public hearing for 219IWC6-1499 & 1505 Hartford Pike (Rte.85), (Map 5, Lot 23A & 24A) Applicant: Deer Run Stable LLC, Owner: Asif Choudhry & Deer Run Stable LLC, an application for work within a regulated area in conjunction with the development of a gasoline station/convenience store for June 18, 2020. Vote: Approved Unanimously.

- B. 220IWC4-312 & 314 Butlertown Rd. (Map 1 Lots 16, 17) Owner: Steven Logan, Applicant: B&W Paving & Landscaping, LLC. An application for work within regulated areas in conjunction with the development of a material storage area.**

D. Brush conducted a site walk and took numerous pictures which he sent out to the commission members. He described the lot and stated he did not see any negatives concerning the wetlands. D. Brush noted there were buildings on the sides of the access road which were not shown on the site plan.

MOTION: (Berardy/O'Bday) to approve 220IWC4-312 & 314 Butlertown Rd. (Map 1 Lots 16, 17) Owner: Steven Logan, Applicant: B&W Paving & Landscaping, LLC. An application for work within regulated areas in conjunction with the development of a material storage area with the standard conditions. Vote: Approved Unanimously.

8. NEW BUSINESS: None

9. CORRESPONDANCE: None

10. OTHER BUSINESS: None

11. ADJOURNMENT:

MOTION: (O'Bday/LeClair) to adjourn at 7:37. Vote: Approved Unanimously

Respectfully Submitted
Sue Spang
Recording Secretary

John U. Faulise, Jr., L.S.
Gerald J. Stefon, L.S.

Demian A. Sorrentino, AICP, C.S.S.

David C. McKay, P.E.
Jacob S. Faulise, E.I.T.

Applicant Exhibit 37



Boundaries LLC
179 Pachaug River Drive
P.O. Box 184
Griswold, CT 06351
T 860.376.2006 | F 860.376.5899

www.boundariesllc.net

November 19, 2019
Revised June 15, 2020

Town of Montville
Inland Wetlands & Watercourses Commission
Attn: Mr. Douglas K. Brush, Chair
310 Norwich-New London Tpk.
Uncasville, CT 06382

RE: Inland Wetlands & Watercourses Narrative

Location: 1499 & 1505 Hartford-New London Tpk. (CT Route #85), Oakdale, CT

Owner/Applicant: Deer Run Stable, LLC

Delineating Soil Scientist: Richard Snarski (New England Environmental Services)

Proposal: Gasoline Station & Convenience Store

Dear Commissioners,

On or about August 15, 2019 the undersigned was contacted by Legal Counsel representing Deer Run Stable, LLC to provide a written narrative to accompany an Application to Conduct Regulated Activities to be submitted to the Montville Inland Wetlands & Watercourses Commission. The subject properties, identified as 1499 and 1505 Hartford-New London Turnpike, had been previously delineated by Richard Snarski, Soil Scientist and Professional Wetland Scientist, on February 15, 2018 and September 27, 2018. The undersigned was not asked to re-delineate the wetlands and watercourses, but only to inspect the prior delineation and prepare the narrative provided hereunder.

The undersigned performed an inspection of the subject properties on Friday, August 30, 2019 and located Mr. Snarski's delineation flags, which appear to accurately represent the limits of Connecticut regulated wetlands and watercourses. Those flags that remained were supplemented with additional bright pink plastic flagging with the words "WETLAND DELINEATION" printed upon it, and those that were not remaining were rehung in their approximated original location(s) with new flagging with "WF6±" and "WF7±" written thereon. This new flagging is not intended to redefine Mr. Snarski's delineation, but rather to aid Town staff, consulting professionals and IW&WC members in wayfinding and identifying the delineated edge of the regulated resources as marked by Mr. Snarski.

Mr. Snarski's delineation is depicted on a survey plan entitled "Improvement Location Survey, Prepared for Deer Run Stable, LLC, 1499 & 1505 Hartford New London Turnpike, Oakdale/Montville, Connecticut,



Date: January 10, 2019, Scale: 1"=20', Sheet 1 of 10" Prepared by Angus McDonald, Gary Sharpe & Associates, Inc., having been last revised 2/27/20.

Soil Types Present

According to the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) Web Soil Survey for the State of Connecticut, the soils located upon the subject property, and within the project area, are as follows:

29A	Agawam Fine Sandy Loam, 0-3% slopes
38E	Hinckley Loamy Sand, 15-45% slopes
15*	Scarboro Muck, 0-3% slopes

* Denotes Connecticut Inland Wetland Soil Type

A copy of the Web Soil Survey Report is attached to this correspondence.

Natural Diversity Database Preliminary Screening

The subject properties are not located within a potential Natural Diversity Database Area as identified on the Connecticut Department of Energy & Environmental Protection, Natural Diversity Database Area Map for Montville, Connecticut, dated June 2019.

Delineation Methodology and Delineated Inland Wetlands & Watercourses

Inland wetlands and watercourses on the subject property were delineated by Richard Snarski in accordance with the State of Connecticut statutory definitions as described in Section 22a-38(15-16) of the Connecticut General Statutes, a/k/a the Inland Wetlands & Watercourses Act, which are as follows:

(15) "Wetlands" means land, including submerged land, not regulated pursuant to sections 22a-28 to 22a-35, inclusive, which consists of any of the soil types designated as poorly drained, very poorly drained, alluvial, and floodplain by the National Cooperative Soils Survey, as may be amended from time to time, of the Natural Resources Conservation Service of the United States Department of Agriculture.

(16) "Watercourses" means rivers, streams, brooks, waterways, lakes, ponds, marshes, swamps, bogs and all other bodies of water, natural or artificial, vernal or intermittent, public or private, which are contained within, flow through or border upon this state or any portion thereof, not regulated pursuant to sections 22a-28 to 22a-35, inclusive. Intermittent watercourses shall be delineated by a defined permanent channel and bank and the occurrence of two or more of the following characteristics: (A) Evidence of scour or deposits of recent alluvium or detritus, (B) the presence of standing or flowing water for a duration longer than a particular storm incident, and (C) the presence of hydrophytic vegetation.



Descriptions of delineated resources are provided here:

**WF#1 – WF#8 on 1499 Hartford-New London Tpk., and
WF#1 – WF#6 on 1505 Hartford-New London Tpk.**

These flag series represent the southwesterly limit of a large forested wetland complex meeting definitive criteria for classification as a regulated inland wetland. This wetland is hydrologically connected to the southerly and westerly sides of Davis Pond, which is located approximately 600' northeasterly of 1499 Hartford-New London Turnpike. Surface water flows southwesterly from Davis Pond through this forested wetland complex and onto property N/F of Miner-Deer Run, LLC. The delineation line extends further upgradient than the edge of standing water, likely due to groundwater discharge that occurs at or near the surface where the topographic relief breaks from a steep to shallow slope. A considerable amount of refuse is present along the edge of this resource including barrels, household waste, furniture and construction debris. Applicable Functions/Values of this resource are: Groundwater Recharge/Discharge; Floodflow Alteration; Fish and Shellfish Habitat; Wildlife Habitat; Visual Quality/Aesthetics. Primary Functions/Values of this resource are: Groundwater Recharge/Discharge; Wildlife Habitat.

WF#10 – WF#13 on 1505 Hartford-New London Tpk.,

This flag series delineates the southerly line of a pond that meets definitive criteria for classification as a perennial watercourse, and likely has a small area of regulated inland wetland soils immediately adjacent to it. This pond was likely created by impoundment due to the construction of Deer Run, a private road that borders 1505 Hartford-New London Turnpike to the west. Surface water flows into this pond via a culvert under a woods road on property N/F of Miner-Deer Run, LLC, and out through another culvert under Deer Run to the west. Water quality appears good with aquatic vegetation present and no apparent algal blooms. A considerable amount of refuse is present along the edge of this resource also, including construction debris, household waste, and a discarded boat. Applicable Functions/Values of this resource are: Groundwater Recharge/Discharge; Floodflow Alteration; Fish and Shellfish Habitat; Wildlife Habitat; Visual Quality/Aesthetics. Primary Functions/Values of this resource are: Floodflow Alteration; Fish and Shellfish Habitat.

Proposed Regulated Activity

The proposal to be reviewed by the Montville Inland Wetlands & Watercourses Commission consists of a new gasoline station and convenience store to be constructed upon the combined area of 1499 and 1505 Hartford New London Turnpike, as depicted on a survey plan entitled "Site Development Plan Prepared for Deer Run Stable, LLC, 1499 & 1505 Hartford new London Turnpike, Oakdale/Montville, Connecticut, Date: July 10, 2019, Scale: 1"=20', Sheet 3 of 10" Prepared by Angus McDonald, Gary Sharpe & Associates, Inc., having been last revised 3/11/20.

Approximately 1/4 of the total potential development area of the property lies within the Montville IW&WC's established 50' Upland Review Area (URA). The proposed improvements, including buildings, filling pumps and overhead canopies, parking, circulation drives and refuse disposal areas, cover the majority of the available upland area of the properties, as is commonplace for this type of commercial development situated on a State Highway.



Stormwater from the convenience store building, paved parking and circulation drives will be collected via a series of catch basins, piped through a Vortechs 4000 hydrodynamic separator and into an underground stormwater infiltration system designed by the project engineer. Stormwater generated from the gasoline and diesel filling canopies will be first treated by a Vortechs 1000 oil-water separator prior to combining with the rest of the site stormwater and flowing into the Vortechs 4000 hydrodynamic separator and underground stormwater infiltration system. The underground stormwater infiltration system then discharges to the north, daylighting at a rip rap plunge pool adjacent to the inland wetlands in the vicinity of WF#5 (on 1505 Hartford-New London Turnpike).

In the central portion of the site, the limits of proposed improvements are coincident with a concrete retaining wall that will cause the developed portion of the site to be elevated above the adjacent wetlands. Northwesterly of the terminal end of the retaining wall, filling is proposed to provide a 2H:1V earthen slope on the downgradient side of the proposed underground stormwater infiltration system, which slope is to be reinforced with a slope stabilization fabric prior to final seeding. Southerly of the opposite terminal end of the retaining wall, minor regrading is required around the proposed water supply well, and filling is required to create a level area for the refuse collection enclosure, 2 parking spaces and a storage shed. This filling will result in the creation of a 2H:1V earthen slope that is approximately 17' distant from WF#7 (on 1499 Hartford-New London Turnpike) at its closest point.

The fuel storage tank that is closest to the delineated wetland edge is approximately 110' from WF#5 (on 1499 Hartford-New London Turnpike), and the fuel distribution position that is closest to the delineated wetland edge is approximately 85' from WF#4 (on 1499 Hartford-New London Turnpike). A continuous bituminous concrete lip curb along the entire perimeter of the paved parking area will ensure that all stormwater is captured by the closed subsurface collection and treatment system and cannot escape untreated into the adjacent wetland.

In order to prohibit fugitive sediment from entering the adjacent wetland system(s), the entirety of the construction site is to be bounded with a filter fabric silt fence (sediment barrier) backed by woodchips, and once installed, all new catch basins will be equipped with silt sacks and ringed with a staked hay bale barrier until the bituminous concrete pavement is installed.

The development proposed by the applicant appears to be well conceived and the design engineer has prepared the Site Development Plan to adequately protect the adjacent regulated resources. Provided that the project is constructed in accordance with the approved plans and that erosion and sediment controls are properly installed and maintained throughout the project, there should be no negative impact(s) to the adjacent inland wetland resources.

If you have any questions or concerns regarding this correspondence or any of the information contained herein, please contact the undersigned at your convenience.

Sincerely,

A handwritten signature in black ink that reads "Demian A. Sorrentino". The signature is written in a cursive style with a large, prominent initial "D".

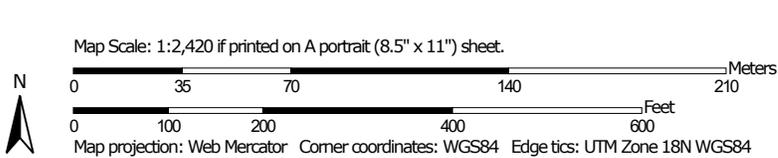
Demian A. Sorrentino, AICP, C.S.S.
Certified Planner & Soil Scientist
Boundaries LLC

Attach (1) - Web Soil Survey Report

Soil Map—State of Connecticut



Soil Map may not be valid at this scale.



MAP LEGEND

- Area of Interest (AOI)
- Soil Map Unit Polygons
- Soil Map Unit Lines
- Soil Map Unit Points
- Special Point Features**
 - Blowout
 - Borrow Pit
 - Clay Spot
 - Closed Depression
 - Gravel Pit
 - Gravelly Spot
 - Landfill
 - Lava Flow
 - Marsh or swamp
 - Mine or Quarry
 - Miscellaneous Water
 - Perennial Water
 - Rock Outcrop
 - Saline Spot
 - Sandy Spot
 - Severely Eroded Spot
 - Sinkhole
 - Slide or Slip
 - Sodic Spot
- Water Features**
 - Streams and Canals
- Transportation**
 - Rails
 - Interstate Highways
 - US Routes
 - Major Roads
 - Local Roads
- Background**
 - Aerial Photography
- Spoil Area
- Stony Spot
- Very Stony Spot
- Wet Spot
- Other
- Special Line Features

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:12,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
 Web Soil Survey URL:
 Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: State of Connecticut
 Survey Area Data: Version 18, Dec 6, 2018

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Mar 20, 2019—Mar 27, 2019

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
15	Scarboro muck, 0 to 3 percent slopes	7.0	27.3%
29A	Agawam fine sandy loam, 0 to 3 percent slopes	3.9	15.1%
34A	Merrimac fine sandy loam, 0 to 3 percent slopes	2.7	10.6%
38E	Hinckley loamy sand, 15 to 45 percent slopes	3.8	14.6%
61B	Canton and Charlton fine sandy loams, 0 to 8 percent slopes, very stony	1.1	4.4%
61C	Canton and Charlton fine sandy loams, 8 to 15 percent slopes, very stony	0.0	0.1%
84B	Paxton and Montauk fine sandy loams, 3 to 8 percent slopes	1.9	7.6%
84C	Paxton and Montauk fine sandy loams, 8 to 15 percent slopes	2.1	8.2%
85B	Paxton and Montauk fine sandy loams, 3 to 8 percent slopes, very stony	0.0	0.2%
305	Udorthents-Pits complex, gravelly	3.1	12.1%
Totals for Area of Interest		25.8	100.0%