

APPENDIX

A. STANDARDS OF CONFORMITY

1. All septic systems, leaching fields and construction shall be at a minimum of 50' from the wetland area boundary.

a. Documentation of Valley Health approval is necessary for all septic systems.

2. All disturbances (grading, tree removal and clear – cutting, filling, etc.) shall be a minimum of 25' outside of the wetland area boundary.

3. All septic systems, leaching fields and construction shall be a minimum of 50' from any watercourse including, but not limited to, streams, ponds, marshes, waterways and swamps, natural or artificial, perennial or intermittent, except for the following watercourses. The setback distance is as follows:

Housatonic River 100'	Walnut Brook 75'
Far Mill River 100'	Hazelton Brook 75'
Means Brook 100'	Pole Brook 75'
Round Hill Brook 75'	Curtis Brook 75'
White Hills Community Brook 75'	Hawley Brook 75'
Upper White Hills Brook 75'	Burying Ground Brook 75'
Nicholdale Brook 75'	Ivy Brook 75'
Indian Hole Brook 75'	Wells Hollow Brook 75'
Nelson Brook 75'	Butternut Hollow Brook 75'
Sharps Brook 75'	Black Brook 75'
Harvey Pete Brook 75'	Pumpkin Ground Brook 75'
Boehm Brook 75'	Booth Hill Brook 75'
Walnut Tree Brook 75'	

4. All disturbance, (grading, tree removal and clear-cutting, filling, etc.) shall be a minimum of 50' from any watercourse including but not limited to streams, ponds, marshes, waterways and swamps, natural or artificial, perennial or intermittent.

5. Provisions shall be made to protect the regulated area from erosion and sedimentation in accordance with the Connecticut Guidelines for Soil Erosion and Sediment Control.

If a proposed project is unable to comply with the above standards, an application for permit is required to be processed. Authorization from the Commission will be necessary prior to issuance of a certificate of compliance.

B. STEPS TO SECURE CERTIFICATE OF COMPLIANCE

1. Presence of regulated area is confirmed or refuted by the Commission's agent through suitable documentation.
2. Occurrence of regulated activity is determined by the Commission's agent.
3. Conformance with standards is determined by the Commission's agent. (i.e.: setbacks and erosion and sediment control.)
4. A certificate will be issued where:
 - a. No regulated areas are on site and no regulated activities will occur to regulated areas offsite:
 - b. Regulated areas are on site but conformance with standards are met, (including no regulated activities, setbacks are met and erosion and sedimentation control is satisfactorily provided):
 - c. Regulated areas are on site and regulated activities will occur and a permit to conduct the activities is in hand;
 - d. No regulated areas are on site, but project creates regulated activities offsite and a permit to conduct the activities is in hand.

C. DETERMINATION OF REGULATED AREA

1. The Commission's agent shall interpret project file maps which indicate accurate location of regulated areas (wetlands and watercourses) in accordance with the requirements of the regulations subject to final interpretation by the Commission in case of a dispute.
2. Property owner presents certified report from soil scientist which confirms or refutes the presence of wetlands (poorly drained or alluvial soils) on site in accordance with the requirements of the regulations.
3. The Commission's agent shall determine the presence of any watercourses which fall within the terms of regulations subject to final determination by the Commission in case of a dispute

D. DETERMINATION OF REGULATED ACTIVITIES

1. The Commission's agent shall determine the occurrence of regulated activities in accordance with the regulations subject to final determination by the Commission in case of a dispute.

E. DETERMINATION OF CONFORMITY

1. The Commission's agent shall determine whether a proposed activity conforms to the agency's standards and qualifies for issuance of a certificate of compliance subject to final authorization by the Commission.