# STATE OF CONNECTICUT – COUNTY OF TOLLAND INCORPORATED 1786



# TOWN OF ELLINGTON

55 MAIN STREET – PO BOX 187 ELLINGTON, CONNECTICUT 06029-0187 www.ellington-ct.gov

TEL. (860) 870-3120 TOWN PLANNER'S OFFICE FAX (860) 870-3122

# PLANNING AND ZONING COMMISSION REGULAR MEETING AGENDA MONDAY, APRIL 25, 2022, 7:00 PM

IN-PERSON ATTENDANCE: TOWN HALL ANNEX, 57 MAIN STREET, ELLINGTON, CT REMOTE ATTENDANCE: VIA ZOOM MEETING, INSTRUCTIONS PROVIDED BELOW

- I. CALL TO ORDER:
- **II. PUBLIC COMMENTS** (On non-agenda items):
- **III. PUBLIC HEARING(S):** (Hearing(s) may be opened unless otherwise noted)
  - Z202203 Juliano Family One, LLC, owner/Brian Juliano, applicant, request to modify Special Permit and Site Plan Approval to move retention pond approved in phase I, expand pavement for parking and outdoor storage, and associated site improvements at 100 Windermere Avenue, APN 018-021-0000, in the IP (Industrial Park) Zone. (Hearing to be tabled to May 23, 2022.)
  - 2. Z202204 420 Somers Road, LLC, owner/applicant, request for Special Permit for retail sale of baked goods at 420 Somers Road, APN 121-031-0000, in an I (Industrial) Zone.
- IV. OLD BUSINESS: None
- V. **NEW BUSINESS**: (Items for receipt & scheduling of public hearing)
  - 1. Z202205 Apostolic Christian Church of Ellington, owner/applicant, request for Special Permit pursuant to 3.1.4 Community/Institutional Uses and Site Plan Modification to construct a fellowship hall, patio/gathering areas, drives, parking, utilities and associated improvements at 34 Middle Butcher Road, APN 028-023-0000, in a R (Residential) Zone.
  - 2. Z202206 Jeff McKnight, owner/ Ryan Orszulak (Double M Yard Supply), applicant, request for Special Permit pursuant to 7.5 Earth Excavation to import, stockpile and export farm soils for home farming and gardening use and Site Plan Approval for associated improvements at 103 Sadds Mill Road, APN 088-021-0000, in a RAR (Rural Agricultural Residential) Zone.

#### **VI. ADMINISTRATIVE BUSINESS:**

- 1. Approval of the March 28, 2022 Regular Meeting Minutes.
- 2. Correspondence/Discussion:
  - a. Discussion: Section 6.3.7.B Detached Signs Permitted in C, PC, I, and IP zones for Electronic Fuel Price Signs.
  - b. Discussion: Section 6.3 Directional Signs.
  - c. Alternate Appointment to CRCOG Regional Planning Commission for a two year term.

#### VII. ADJOURNMENT:

Next Regular Meeting is scheduled for May 23, 2022.

Instructions to attend remotely via Zoom Meeting listed below. The agenda is posted on the Town of Ellington webpage (<a href="www.ellington-ct.gov">www.ellington-ct.gov</a>) under Agenda & Minutes, Planning & Zoning Commission.

Join Zoom Meeting via link:

https://us06web.zoom.us/j/87293234544

Meeting ID: 872 9323 4544 Passcode: 932779 Join Zoom Meeting by phone: 1-646-558-8656 US (New York) Meeting ID: 872 9323 4544 Passcode: 932779

COMMISSIONERS: TO ASSIST IN ESTABLISHING QUORUMS REQUIRED TO CONDUCT MEETINGS, PLEASE CONTACT THE PLANNING DEPARTMENT IF YOU ARE UNABLE TO ATTEND A SCHEDULED MEETING.

#### **Barbra Galovich**



From:

Bryan Cormier <bryan.cormier@julianospools.com>

Sent:

Wednesday, April 13, 2022 8:23 AM

To:

Barbra Galovich

Cc:

Lisa Houlihan; John Colonese; Brian Juliano

Subject:

Planning and Zoning Application

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Barbra,

Can you please have our Planning and Zoning application for Phase II of expansion of 100 Windermere Ave tabled until the May 25<sup>th</sup> meeting. Thank you.

Bryan Cormier Vice President

Juliano's Pools 321 Talcottville Rd Vernon, CT 06066 Phone: 860-870-1085 Fax: 860-872-6639

Pool Builder License #SPB.0000072 Plumbing License #PLM.0288395-SP1 Town of Ellington
Planning & Zoning Commission Application

Site Plan Approval   Special Permit   Modification   CGS 8-24   Date Received   SIRI Dubble   Date Received   Date Received	Site Plan Approval Special Permit	Date Received  3/39/3033  ation will be sent to the applicant therwise requested.  (if different than owner)  W TO MAIL NOTICE BY USPS D YOU? Yes \( \sum_{No} \)
If different than the owner, unless otherwise requested.    Downer's Information	If different than the owner, unless otherwise requested.  Owner's Information  Name:    Comparison   Comparis	therwise requested.  (if different than owner)  N TO MAIL NOTICE BY USPS  O YOU? □Yes □No
Assessor's Parcel Number (APN):	Assessor's Parcel Number (APN):	Date:
Is parcel within 500' to any municipal boundary? Yes No  Are there any wetlands/watercourses within 100' of construction activity or within 250' of wetlands/watercourse when located in the Shenipsit Lake Drainage Basin? Yes No  If yes, pursuant to state law application must be made to in Inland Wetlands Agency prior to or simultaneously with application to the Planning and Zoning Commission.  Is the project in a public water supply watershed area? Yes No  If yes, applicant shall notify Connecticut Water Company and Commissioner of Public Health about the proposed project by certified mail return receipt within 7 days of application (§8-3i(b)). Copy of application plans, and supporting documents must accompany notice. Proof of notice and copies of return receipts must be provided to the Planning Department.  Description of Request (If more space is needed, please attach additional sheets)  RECEIVED  MAR 29 2022	Is parcel within 500' to any municipal boundary? Yes No  Are there any wetlands/watercourses within 100' of construction activity or within 2s when located in the Shenipsit Lake Drainage Basin? Yes No if yes, pursuant to sta Inland Wetlands Agency prior to or simultaneously with application to the Planning and Zoning Commission.  Is the project in a public water supply watershed area? Yes No if yes, applicant shall and Commissioner of Public Health about the proposed project by certified mail return receipt within 7 days of applans, and supporting documents must accompany notice. Proof of notice and copies of return receipts must be p	(If none, insert "N/A")
See attached MAR 29 2022	Description of Request, (If more space is needed, please attach additional sheets)	e law application must be made to to the law application must be made to the law application of application (§8-3i(b). Copy of application
TOWN OF ELLINGION PLANNING DEPARTMENT	see attached	
		MAR 29 2022

### **Barbra Galovich**

Subject:

FW: Project Narrative for 420 Somers Rd

From: Josh Virkler [mailto:josh.luannsbakery@gmail.com]

Sent: Tuesday, March 29, 2022 3:14 PM

To: Barbra Galovich < bgalovich@ELLINGTON-CT.GOV >

Subject: Project Narrative for 420 Somers Rd

## The narrative for the project:

We are looking to sell our Gluten Free Items in a retail setting in the Front Building of our property at <u>420</u> Somers Rd. The products are made in the Rear Building. The initial plan would be to use approximately 500-700 sq ft for this, but the potential to use up tp 2,100 sq ft for this purpose. Currently this space is an office use. To use it for this would require no remodeling at this time. The anticipated hours of operation will be Saturdays from 8:00 am -12:00 pm. There will be no additional signage at this time on site.parking, the property has 74 spaces. To break down the use of the spaces including this change of use:

## Front Building:

1st floor 2,000 sf retail - 10 spaces 2nd floor 2,000 sf offices - 10 spaces

Rear Building:

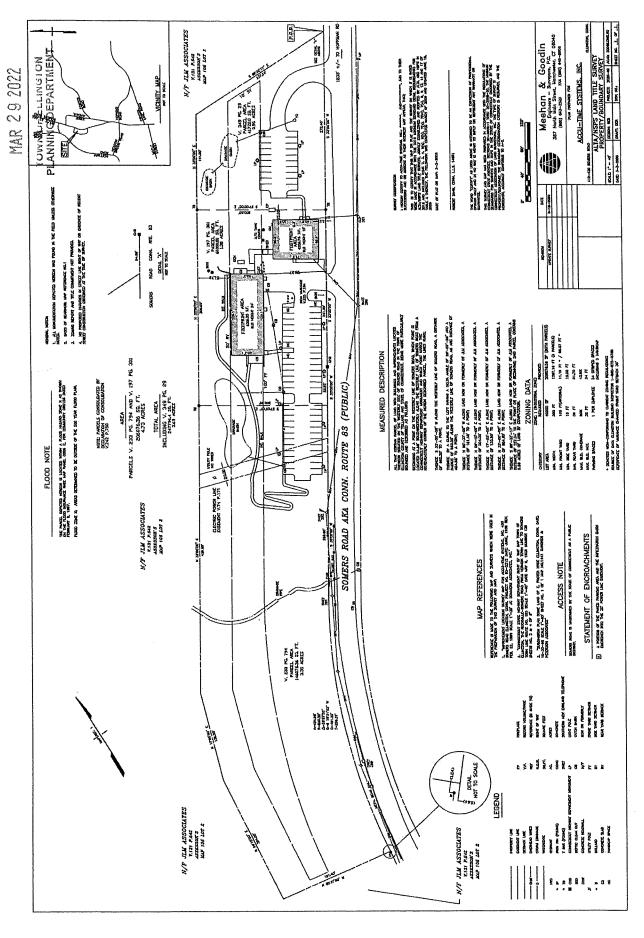
1st Shift Employees - 20 spaces max Tenants - 3 spaces

This totals 43 spaces needed and is a very generous number. It is still well below the 74 available.

Please let me know if you have any questions!

Thanks!

Josh



# **ELLINGTON PLANNING DEPARTMENT**

STAFF REVIEW SHEET

# PLANNING & ZONING COMMISSION

Z202204 – 420 Somers Road LLC owner/applicant, request for a Special Permit to allow retail sales of baked goods at 420 Somers Road, APN 121-031-0000 in an Industrial (I) zone.

**PUBLIC HEARING DATE:** 

April 25, 2022

STAFF REVIEW RETURN DATE: April 19, 2022

DEPARTMENT	COMMENTS AND/OR REQUIREMENTS
Town Engineer	Utilizing the front building for bakery sales may cause the well to come under the jurisdiction of the CT Department of Public Health-we will confer with them to determine if that is the case.
Building Official	If this structure has also been connected to public sewer, there are no concerns with sewage.
	Provided the baked goods are:
North Central District Health Dept	-shelf stable, i.e., no refrigeration needed
	-pre-packaged as they will be sold, i.e., no portion changes,
Fire Marshal	The Health District would not license this site, as it is direct retail sale, however, the applicant should reach out to Department of Consumer Protection for any requirements they may have.
Public Works Director/WPCA	If the bakery goods will be displayed in a manner where someone could select how many of an item they want to purchase and then have the items packaged at the point of service, a license with the
Assessor	Health District would be required.
Traffic Authority	

# **ELLINGTON PLANNING DEPARTMENT** STAFF REVIEW SHEET

# PLANNING & ZONING COMMISSION

Z202204 - 420 Somers Road LLC owner/applicant, request for a Special Permit to allow retail sales of baked goods at 420 Somers Road, APN 121-031-0000 in an Industrial (I) zone.

**PUBLIC HEARING DATE:** STAFF REVIEW RETURN DATE: April 19, 2022

April 25, 2022

DEPARTMENT	COMMENTS AND/OR REQUIREMENTS
Town Engineer	
Building Official	
North Central District Health Dept	
Fire Marshal	Changing from Business Use to Mercantile Use will require a fire marshal review for code compliance.
Public Works Director/WPCA	
Assessor	
Traffic Authority	



#### STATE OF CONNECTICUT - COUNTY OF TOLLAND **INCORPORATED 1786**

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# PLANNING AND ZONING COMMISSION **REGULAR MEETING MINUTES** MONDAY, MARCH 28, 2022, 7:00 PM

IN PERSON ATTENDANCE: TOWN HALL ANNEX, 57 MAIN STREET, ELLINGTON, CT REMOTE ATTENDANCE: ZOOM VIDEO CONFERENCING (ATTENDEES BELOW WERE IN PERSON UNLESS OTHERWISE NOTED)

CHAIRMAN ARLO HOFFMAN, VICE CHAIRMAN SEAN KELLY, MEMBERS PRESENT:

SECRETARY ROBERT SANDBERG, JR., REGULAR MEMBERS F. MICHAEL FRANCIS AND MICHAEL SWANSON, ALTERNATES KEN

RADZIWON AND RACHEL DEARBORN

REGULAR MEMBERS WILLIAM HOGAN AND JON MOSER **MEMBERS ABSENT:** 

LISA HOULIHAN, TOWN PLANNER AND BARBRA GALOVICH, STAFF PRESENT:

RECORDING CLERK

CALL TO ORDER: Chairman Hoffman called the meeting to order at 7:00 pm.

II. PUBLIC COMMENTS (On non-agenda items):

Ryan Orszulak, 34 Bridge Street, owner of Orszulak, LLC and Double M Yard Supply located in front of the new Earthlight building on West Road, needs to relocate by the end of June and is looking to move his topsoil and compost sales business to 103 Sadds Mill Road. The hours of operation currently are Saturdays 8 am - 3 pm and by appointment on Sundays. He currently has a Zoning Board of Appeals (ZBA) application, which will be heard next Monday, for a lot line adjustment with 144 Muddy Brook Road. Both lots are non-conforming in size now and the adjustment will make 103 Sadds Mill Road conforming. Mr. Orszulak explained if he purchases the property he will demolish the dilapidated house and clean up the land. Mr. Orszulak said the parcel is zoned residential and noted two other large gravel operations in the area. He asked the commission if they would consider an application. for a special permit to import and sell soils on the site. Ms. Houlihan explained importation is covered under the earth excavation regulation and may be allowed in any zone but requires special permit approval. The regulations require stockpiles to be a minimum of 100 feet from any property line and Mr. Orszulak will need to seek variance from the ZBA prior to applying for special permit. The commission was in favor of Mr. Orszulak moving forward with submitting an application.

III. PUBLIC HEARING(S): None

IV. OLD BUSINESS: None

V. NEW BUSINESS:

1. S202004 - Hastillo Properties, LLC, owner/ TYMAC Holdings, LLC, applicant, request to convert conditional approval granted January 25, 2021, to final approval for re-subdivision of 61.56 acres for eleven (11) lots on west side of Tripp Road, APN 023-001-0000, in a RAR (Rural Agricultural Residential) Zone.

Ms. Houlihan reviewed correspondence from Dana Steele, Town Engineer, confirming that he and Timothy Webb, Public Work's Director, approved the removal of the hooded outlet at catch basin 8. The commission reviewed Mr. Steele's memo dated March 15, 2022, and the bond estimate dated March 14, 2022.

MOVED (SANDBERG) SECONDED (FRANCIS) AND PASSED UNANIMOUSLY TO CONVERT CONDITIONAL APPROVAL TO FINAL APPROVAL AND APPROVE A PERFORMANCE BOND IN THE AMOUNT OF \$198,091.00 IN ACCORDANCE WITH A MEMO FROM THE TOWN ENGINEER DATED MARCH 15, 2022, AND BOND ESTIMATE FORM DATED MARCH 14, 2022, FOR S202004 Hastillo Properties, LLC, owner/ TYMAC Holdings, LLC, applicant, for resubdivision of 61.56 acres for eleven (11) lots on west side of Tripp Road, in a RAR (Rural Agricultural Residential) Zone.

2. Z202203 - Juliano Family One, LLC, owner/Brian Juliano, applicant, request for modification to Special Permit and Site Plan Approval to move retention pond approved in phase I, expand pavement for parking and outdoor storage, and other associated site improvements at 100 Windermere Avenue, APN 018-021-0000, in the IP-Zone.

BY CONSENSUS, RECEIVED AND SCHEDULED A PUBLIC HEARING FOR APRIL 25, 2022, 7:00 PM, TOWN HALL ANNEX, 57 MAIN STREET, ELLINGTON, CT, AND ZOOM VIDEO CONFERENCING FOR Z202203 - Juliano Family One, LLC, owner/Brian Juliano, applicant, request for modification to Special Permit and Site Plan Approval to move retention pond approved in phase I, expand pavement for parking and outdoor storage, and other associated site improvements at 100 Windermere Avenue, APN 018-021-0000, in the IP-Zone.

#### **VI. ADMINISTRATIVE BUSINESS:**

BY CONSENSUS, ADDED TO THE AGENDA THE FOLLOWING DISCUSSION ITEMS UNDER ADMINISTRATIVE BUSINESS, (c) LIGHTING AT 100 WINDERMERE AVENUE, JULIANO'S POOLS AND (d) DESIGN OF CLEARANCE BARS AND FREE STANDING MENU BOARD SIGN FOR BIG Y CAR WASH.

1. Approval of Planning and Zoning Commission March 28, 2022 Regular Meeting Minutes.

MOVED (KELLY) SECONDED (FRANCIS) AND PASSED UNANIMOUSLY TO APPROVE THE FEBRUARY 28, 2022 REGULAR MEETING MINUTES AS WRITTEN.

Correspondence/Discussion:

a. Discussion: Potential Zoning Text Amendment to Section 6.3.7.B – Detached Signs Permitted in C, PC, I, and IP zones for Electronic Fuel Price Signs.

Hussnain Gondal, Gondal Corporation, 469 Rubber Ave., Naugatuck, CT was present for the Road Runner located at 83 West Road. He owns the Road Runner and recently spoke with John Colonese, Assistant Town Planner, Zoning Enforcement Officer, about applying to replace the internally illuminated sign with a new LED gas price sign. Mr. Colonese informed Mr. Gondal about the existing moratorium. Mr. Gondal explained the current sign is 13' in height and creates safety issues for employees manually changing prices. Mr. Gondal mentioned it is difficult to find replacement numbers for manual gas price signs. Mr. Gondal displayed a photo of the LED gas price sign he would propose. The new sign would only be 8' in height and would be trimmed in stone. He is hopeful the commission will lift the moratorium.

The commission round tabled Section 6.3.7.B. They discussed language to control size and brightness or not allowing them. They spoke favorably about the LED sign at Big Y Express and to change regulations using the Big Y sign as an example. It was decided to continue discussion to next month.

b. Discussion: Section 6.3.7 Detached Signs Permitted in C, PC, I and IP Zones and Section 6.3.3(3) Directional Signs.

Chairman Hoffman stated this discussion item was added to the agenda last month, but not discussed. Blaine Kinney, Back Road's Barbecue, located at 292 Sandy Beach Road, approached the commission about amending the current directional sign regulation to allow directional signs to have logos and be larger than what current regulations allow. Mr. Kinney purchased enter and exit signs that have his company's logo on them and are larger than permitted. Chairman Hoffman asked the commission if they are inclined to change the regulations.

The commission round tabled and concluded they would consider language allowing direction signs to reflect business logos but not business names. They agreed logos should be smaller in size than the word "Enter" or "Exit", but declined to increase the size for directional signs.

c. Lighting at 100 Windermere Avenue, Juliano's Pools.

Ms. Houlihan explained recent concerns raised by commissioners about excessive exterior lighting at 100 Windermere Avenue. Mr. Colonese met on site with representatives for Juliano's Pools and discovered the type, number, and height of exterior lights installed did not comply with recent phase 1 approvals. Bryan Cormier, of Juliano's Pools, explained the light fixtures differed because the ones approved, Stonco LPW32, were on backorder. Mr. Cormier confirmed in an email dated March 25, 2022, that exterior light fixtures along Lower Butcher Road and Windermere Avenue will be switched out to match the type the commission approved. Juliano's recently submitted application for phase 2 improvements which will be heard by the commission next month. Phase 2 proposals will include a new photometric plan.

d. Design of clearance bars and free standing menu board for Big Y Car Wash.

Ms. Houlihan stated Big Y Express is looking to install a height clearance bar for each carwash isle and a free standing menu board to the west of the carwash. Neither site element was presented for approval during site plan review. The commission discussed the proposed color and height of the clearance bars. They suggested the bars be black to match the installed vacuums, but to keep the caution portion yellow. Commissioner Swanson suggested applying a stone base for the freestanding sign to match the building design.

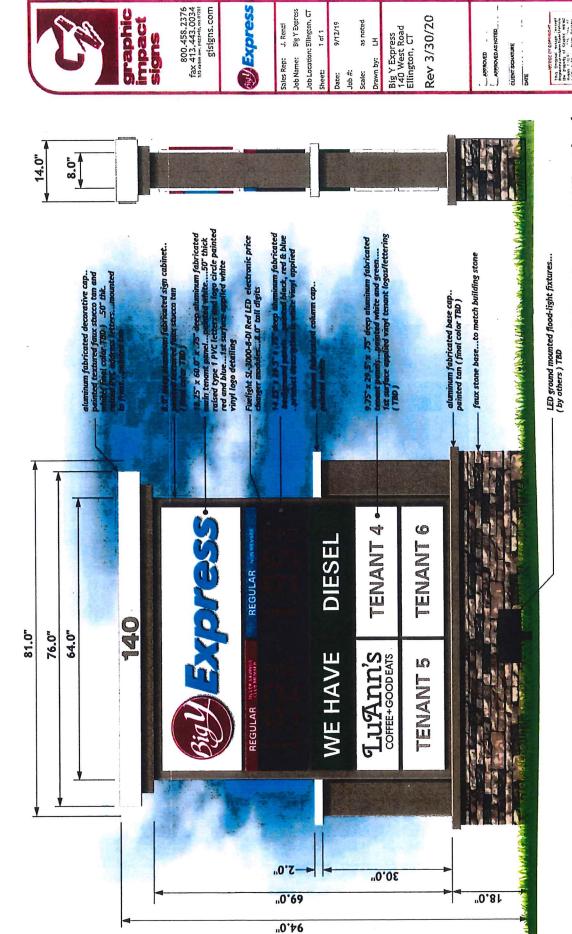
#### VII. ADJOURNMENT:

MOVED (FRANCIS) SECONDED (SWANSON) AND PASSED UNANIMOUSLY TO ADJOURN THE PLANNING & ZONING COMMISSION REGULAR MEETING AT 8:12 PM.

Respectfully	submitted,
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Barbra Galovich, Recording Clerk

VI Administrative Business # La



A...(1)...Double Sided Externally Illuminated Tenant Monument Sign...NTS...31 sq. ft. area @15' setback Note: design, sizes, etc. have been previously approved by planning/zoning board of Ellington

# Town of Ellington Planning Department

55 Main Street, PO Box 187, Ellington, CT, 06029/Phone: 860-870-3120 /Email: lhoulihan@ellington-ct.gov

DATE: April 20, 2022

TO: Planning and Zoning Commission

FROM: Lisa M. Houlihan, AICP, Town Planner

RE: Discussion: Potential Text Amendment-Section 6.3 Detached Directional Signs

# ADDITIONS are bolded and underlined, Deletions are strikethrough, Otherwise as adopted

# 6.3.7 Detached Signs Permitted in C, PC, I, and IP Zones

- A. General Requirements
  - 1. Detached signs, excluding directional signs, shall be limited to one sign per commercial or industrial lot, shopping center, business/office park or farm. [Amended: 12-15-2010]
  - 2. Detached signs, including directional signs, may be permitted only within the front yard. Signs must be set back at least 15 feet from all lot lines.
  - 3. Height and area requirements of such signs, excluding directional signs, shall be in accordance with the following:
    - a. If located within 65 feet of the front lot line and less than eight feet in height such signs shall not exceed 32 square feet.
    - b. If located within 65 feet of the front line and from eight feet to ten feet in height, such signs shall not exceed 20 square feet; and
    - c. If located more than 65 feet from the front lot line yard signs shall not exceed 10 feet in height and shall not exceed 50 square feet.
    - d. In no case shall any sign exceed 10 feet in height.
  - 4. All detached signs, excluding directional signs, shall be placed within a landscaped area. The extent and type of landscaping and location of the sign shall be shown on a site plan submitted to the Commission for approval or a site plan submitted to the Zoning Enforcement Officer to replace an existing sign. All signs shall be installed on a wood, stone or other base structure and the size of the landscaped area shall extend at least two feet beyond the overall dimensions of the sign.
  - 5. Detached directional signs may be permitted in accordance with the following:
    - a. Direction signs shall not exceed three square feet in area or be greater than four feet in height measured from natural grade.
    - b. Directional signs shall not contain a business name but may include a logo, symbol, design or graphic used to identify a business providing the size of the logo, symbol, design, or graphic is not greater than one half of the overall area of the sign.
    - c. Directional signs shall only denote entry and exits points.

#### **Barbra Galovich**

From:

CRCOG <chenchey@crcog.org>

Sent:

Friday, April 08, 2022 1:20 PM

To:

Barbra Galovich

Subject:

Appointments to CRCOG Regional Planning Commission

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



TO:

**Municipal Planners and Planning Directors** 

FROM:

Christopher Henchey, Transportation Planner

SUBJECT:

Appointments to CRCOG Regional Planning Commission

DATE:

April 8, 2022

We request that your Planning Commission or Planning and Zoning Commission appoint a representative and alternate to serve on the RPC from the date of appointment through December 31, 2023. If your commission members are appointed by the Board of Selectmen or Town/City Council, the RPC appointments must also be approved by these bodies. Please complete the appointment form found <a href="mailto:here">here</a>, and send to Laura Quintiliani at Iquintiliani@crcog.org, or via U.S. mail.

Your participation on the Regional Planning Commission ensures that the concerns of your municipality are reflected in regional plans and policies developed by the commission. Two of the main responsibilities of the RPC are to keep up-to-date a Plan of Conservation and Development for the Capitol Region, and to comment on zoning and subdivision proposals occurring along town lines.

Please make sure that the person appointed to the RPC is willing to attend our meetings on a regular basis, and if possible, please appoint an alternate who is willing to attend in the member's absence. The 2022 RPC Meeting Schedule is below. Meetings will be held quarterly generally on the third Thursday of meeting months, as noted on the schedule. Meetings are held virtually until further notice.

RPC meetings are used to keep planning and zoning officials informed of CRCOG projects and programs related to regional and local planning. In addition, workshop sessions on current planning and zoning topics are periodically held, and members are given time to share information on municipal planning issues.

Meeting dates pg 2

We look forward to working with your town's RPC representative in the coming year. If you have any questions, please feel free to contact me at 860-724-4219 or <a href="mailto:chenchev@crcog.org">chenchev@crcog.org</a>.

cc. Regional Planning Commission members and alternates.

# REGIONAL PLANNING COMMISSION 2022 MEETING SCHEDULE

7:00 PM on Zoom until further notice

March 24, 2022 June 23, 2022 (fourth Thursday) September 22, 2022 (fourth Thursday) November 17, 2022

CRCOG | 241 Main Street, Hartford, CT 06106

<u>Unsubscribe bgalovich@ellington-ct.gov</u>

<u>Update Profile | Constant Contact Data Notice</u>

Sent by chenchey@crcog.org powered by

