

# CITY OF TORRINGTON



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**To:** Inland Wetlands Commission  
**From:** Nate Nardi-Cyrus, Assistant City Planner/Wetlands Enforcement Officer  
**Subject:** Jurisdictional Determination, Tighe & Bond, East Albert Street Bridge. Water Main Replacement.  
**Date:** September 13, 2022

The proposed activities include the installation of temporary timber matting and associated erosion control measures within inland wetlands adjacent to the Naugatuck River. Matting will provide access to equipment needed to replace a water main on the underside of the bridge.

The City of Torrington Inland Wetlands Commission (the "Commission"), based on the written testimony from the applicant and City staff regarding the above referenced application, must make a motion on whether to accept this activity as an as-of-right Jurisdictional Determination.

The record contains the following documents (in chronological order):

- Letter from Tighe & Bond, explaining the proposed project and reason for exemption from IWC regulatory jurisdiction, dated September 2, 2022
- East Albert Street Bridge Crossing Design Documents produced by Tighe & Bond, dated August 2022

*According to CGS Chapter 283 Sec 16-235 "...no authority granted to any city or borough or a town planning, zoning, inland wetland, historic district, building, gas, water or electrical board, commission or committee created under authority of the general statutes or by virtue of any special act, shall be construed to apply to so much of the operations, plant, building, structures or equipment of any public service company as is under the jurisdiction of the Public Utilities Regulatory Authority, or the Connecticut Siting Council, but zoning commissions and inland wetland agencies may, within their respective municipalities, regulate and restrict the proposed location of any steam plant, gas plant, gas tank or holder, water tank, electric substation, antenna, tower or earth station receiver of any public service company not subject to the jurisdiction of the Connecticut Siting Council."*

Based on the above language, I recommend that the Commission make a motion to accept the activities proposed by Tighe & Bond, on behalf of the Torrington Water Company, as an as-of-right jurisdictional determination.