



**CITY OF DANBURY**  
155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

ENVIRONMENTAL IMPACT COMMISSION  
(203) 797-4525  
(203) 797-4586 (FAX)

**DRAFT MINUTES**

**October 24, 2012**

**City Council Chambers 7:00 PM**

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BY: *UK*

Next regularly scheduled meeting date **November 14, 2012.**

Chairman Gallo called the meeting to order at 7:08 pm.

Present were Chairman Bernard Gallo, Craig D. Westney, Mark Massoud, Michael Esposito, Alt. Josh Reilly, Alt. Derek B. Roy. Absent were William Mills, Matt Rose.

Staff present were Daniel Baroody, RS, MPH, Secretary Patricia Lee.

**PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Massoud. For the record, Gallo announced Attorney Peter Buzaid is with us here tonight.

**PUBLIC HEARING:** NA

**SHOW CAUSE HEARING FOR CEASE & DESIST ORDERS:** NA

**OLD BUSINESS:**

**25 Miry Brook Road**

**Regulated Activity # 937**

**Voellman Nurseries, Carl Sayers**

Lot # F19011, IL-40 Zone.

Date of Receipt: 7/25/12.

Grading, Sediment, Erosion Control Plan.

First 65 Days: 9/28/12.

Artel Engineering Group, LLC

Second 65 Days: 12/2/12.

Proposed wetland restoration. Copies to S. Danzer, P. Buzaid 7/31/12 and 8/7/12. Danzer report rec'd. 9/11/12. Extension letter rec'd. 10/17/12. Plans, reports from 1989 rec'd. 10/10/12. Draft resolution by D. Baroody 10/24/12. Dainius Virbickas, PE, took the mic and summarized what his client has decided

to do. Gallo and Virbickas confirmed that Sayers will not make any further changes to the plan. Virbickas explained. Did he read Danzer's report? Virbickas said I believe Sayers did read Danzer's report. Are there any questions for Dainius Virbickas, Gallo asked. Dan Baroody took the mic at 7:10 pm, saying Staff would like to advise the Commission to move to a motion for the resolution for denial. Esposito made a motion to deny the application. Reilly seconded the motion. Motion carried unanimously at 7:12 pm. Derek Roy showed up. A copy of the resolution of **denial** was given to Virbickas at his request.

**Michelle McDonough**

**Regulated Activity # 938**

**50 Forty Acre Mountain Road**

Lot # K03006, RA-20 Zone.

Date of Receipt: 8/8/12

Residential additions, garage, deck, well.

First 65 Days: 10/12/12.

Artel Engineering Group, LLC.

Second 65 Days: 12/16/12. CLA comments rec'd. 8/20/12. Staking done. Site visit 8/21/12. House plans rec'd. 8/23/12. Artel tabled 9/12/12 & 10/10/12. Extension letter rec'd. 10/17/12. Revisions, response rec'd. 9/25/12. Motion to **table** by Esposito. Second by Josh Reilly. Motion carried unanimously at 7:13 pm.

**193-207 Great Plain Road**

**Regulated Activity # 723 RRR**

**Savannah Hills Subdivision**

J. Cordeiro, RA-80 Zone.

Date of Receipt: 8/22/12.

Michael J. Mazzucco, PE

First 65 Days: 10/26/12.

Second 65 Days: 12/30/12. Extension letter rec'd. 10/11/12. Mazzucco requests table 10/24/12. Gallo said Mazzucco requested we table this also. Roy made a motion to **table**. Reilly seconded the motion. Motion carried unanimously.

**63 Ta'Agan Point Road**

**Regulated Activity # 941**

**Wayne Firmender**

Lot # I06019, RA-20 Zone.

Date of Receipt: 10/10/12

R.J. Gallagher, PE.

First 65 Days: 12/14/12.

Upgrade dwelling, septic, drive, lakefront.

Second 65 Days: 2/17/13. Site walk to be scheduled. We've been asked to **table** this one, Gallo said. Reilly made a motion to table # 941. Esposito seconded the motion. Motion carried unanimously.

**5 Thorpe Street**

**Regulated Activity # 939**

**Anthony Coviello III**

Assessor's Lot #H12243, CG-20 Zone.

Date of Receipt: 10/10/12.

CCA, LLC

First 65 Days: 12/14/12.

Site, drainage improvements.

Second 65 Days: 2/17/13 (Formerly, Novella's Scrap Yard). Staff report by D. Baroody. Dan Baroody took the mic saying staff recommends a summary ruling to approve the application. The Brook will be avoided with proper something and maintenance, incl. Mr. Lee's no dumping signage condition, Baroody said. Esposito made a motion to **approve** with conditions by summary ruling. Massoud seconded the motion. Motion carried unanimously. Motion carries, Gallo declared.

**Powell Street, Lot #105**

**Regulated Activity # 940**

**Stephen D. Surace**

Assessor's Lot # I05154, RA-20 Zone.

Date of Receipt: 10/10/12.

M. Mazzucco, PE

First 65 Days: 12/14/12.

Single-family dwelling, septic, driveway.

Second 65 Days: 2/17/13. Mazzucco requests table 10/24/12. Gallo said Mazzucco asked that we table this one. Westney arrived. Reilly made a motion to **table**. Esposito seconded the motion. Motion carried unanimously at 7:16 pm. Westney is here, Gallo announced.

**NEW BUSINESS:** NA

**APPLICATIONS FOR ADMINISTRATIVE APPROVAL:** NA

**ADMINISTRATIVE STAFF ACTIONS:** NA

**VIOLATIONS:**

**ACCEPTANCE OF MINUTES:** 10/10/12 Meeting. Motion to accept these minutes as presented by Esposito. Second by Roy. Motion carried unanimously

**CORRESPONDENCE:** CT DEEP Application for Temporary Authorization to Discharge To Groundwater to Remediate Pollution, NR Petro Fuels, 12 Lake Ave. Extension (formerly, Amoco), with onsite monitoring well network, from Antea USA, Inc.

**EIC ADMINISTRATION & FUTURE AGENDA ITEMS:**

Bernadine A. Henry, 39 North Nabby Road (L06004), Cease & Desist Order sent 7/9/12, filling conducted without EIC permit, to appear with restoration plan and EIC application at 9/12/12 meeting for discussion; did not comply. Neighbors' opposition letters rec'd. 9/10/12, 10/10/12, and 10/22/12. Soil analysis & authorization letter rec'd. 10/10/12. Site visit 10/17/12 cancelled. Marcus requests table 10/24/12. They have not come in for a permit yet so we table that one, Gallo said.

**ADJOURNMENT:** Motion to adjourn by Esposito. Second by Roy. Motion carried unanimously at 7:18 pm.

The next regular meeting of the DEIC is scheduled for November 14, 2012.