



CITY OF DANBURY
155 Deer Hill Avenue
Danbury, CT 06810

Environmental Impact Commission

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ACTIONS TAKEN

February 22, 2006

Common Council Chambers

Meeting called to order at 7:05 pm by Chairman Nagarsheth.

Members Present: Chairman Shailesh Nagarsheth, William J. Mills, Bruce R. Lees, Jon Fagan, Kurt Webber (for Westney)

Members Absent: Craig D. Westney, Kevin Russell, Matthew N. Rose

Staff Present: Daniel L. Baroody, RS, MPH, Senior Environmental Inspector, Patricia Lee, Secretary

PUBLIC HEARING: None.

STAFF REPORTS & COMMUNICATIONS: None.

NOTICE(S) OF VIOLATION, CEASE & DESIST ACTIONS:

The following four issues were described by Senior Environmental Inspector, Daniel L. Baroody, RS, MPH:

Notice of Violation, 12/21/05, to Nicholas Tsakonitis, **36 Franklin Street** (H13036) for gross violation with placement of fill in wetlands and a watercourse below property. Violator ordered to cease, and appeared at 1/11/06 meeting. As of 1/25/06, owner noncompliant on 5 out of 6 orders. Jim Schullery, Building Department, issued Unsafe Structure Order. Revised Order to Correct mailed 2/10/06.

Follow-up to Notice of Violation and denial, 12/10/04, to William S. Coffey, Jr., **43 Beaver Brook Road**, EIC 585. 6/8/05 Scientists proposed mitigation, planting plan. 8/29/05 Engineer Ramunni's report rec'd. COD Engineering Dept. cannot comment on slope stabilization. LeRoy sent cert. letter 1/18/06: site engineering data, calculations and analysis required by **3/8/06**. Coffey working on it 2/21/06 (phone).

Notice of Violation, 2/15/06, **38 Franklin Street**, to Wellington C. Martins (H13037).

Possible violation letter, 2/15/06, **40 Franklin Street**, to Mazwell Phan (H13038?).

OLD BUSINESS:

South King Street, Lot #2

Regulated Activity # 636

Eric Schweitzer

Assessor's Lot # D07034, RA-40 Zone.

Date of Receipt: 10/26/05.

SF residence, well, septic, driveway.

Danzer report rec'd. 11/7/05. Postponed 11/30/05 & 12/14/05 to work on mitigation plan. 2/17/06 **WITHDRAWN**.

51A East Lake Road

Regulated Activity # 643

Richard Radachowski

Assessor's Lot # E06061, RA-80 Zone.

Date of Receipt: 11/30/05.

Single-family home, well, septic, driveway.

Alternatives rec'd. 12/14/05 from Artel. Revised septic plan rec'd. 1/23/06. Extension ltr. rec'd. 1/26/06. Soil retesting required due to proximity to Public Water Supply Watershed. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

Winnebago Trail, Lots 1A – 5A

Regulated Activity # 650

Pamela Equities Corp.

Assessor's Lot # H03069, RA-80 Zone.

Date of Receipt: 1/11/06.

Single-family home with related site work.

Recommendations from CLA, Brian Wood, rec'd. 1/10/06. Requested revisions by J. Kozuchowski rec'd. 2/15/06. Screening report done 2/22/06 by J. Kozuchowski. Motion to **approve** with 7 conditions by Lees. Second by Mills. Motion carried unanimously.

Winnebago Trail

Regulated Activity # 651

Pamela Equities Corp.

Assessor's Lot # I03003, RA-80 Zone.

Date of Receipt: 1/11/06.

Single-family home with related site work.

CCA, LLC. Northeast Generation Svcs. approved, based on 1/11/06 CLA recommendations. J. Kozuchowski requested more info. 2/8/06. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

38 Sunset Cove

Regulated Activity # 652

Richard & Susan Wotton

Assessor's Lot # K02044, RA-20 Zone.

Date of Receipt: 1/25/06.

Addition to residence.

CLA recommendations rec'd. 2/7/06. B. Wood & D. Baroody did site visit 2/16/06 and 2/21/06. Septic System B-100 report req'd. Motion to table by Lees. Second by Mills. Motion carried unanimously.

5 Golden Hill Road

Regulated Activity # 653

Michael Glick

Assessor's Lot # H12091, RA-20 Zone.

Date of Receipt: 1/25/06.

N.O.V. 11/16/05 for filling.

Eric Gleissner, Landscape Architect. **Notice of Violation 11/16/05** for filling, fill material, without DEIC permit. LeRoy, Kozuchowski, Mead & Gleissner met on 12/14/05. Soil study rec'd. 12/13/05. Eric Gleissner delivered plans 1/12/06. Impact report done by D. Baroody 2/22/06. Fencing to be installed by Gleissner. Motion to **approve** with 3 conditions by Lees. Second by Mills. Motion carried unanimously.

5 Boulder Ridge West

Regulated Activity # 654

Joseph M. Nunes, Jr.

Assessor's Lot # I05048, RA-20 Zone.

Date of Receipt: 2/8/06.
garage.

Single-family residence expansion,

CCA, LLC. Site visit by D. Baroody 2/21/06. 2/22/06 Request to **TABLE** to 3/8/06. Motion to **table** by Mills. Second by Fagan. Motion carried unanimously.

NEW BUSINESS:

102 Forty Acre Mountain Road

Regulated Activity # 656

Ted Potkay

Assessor's Lot # K02013, RA-20

Zone.

Date of Receipt: 2/22/06. Single-family residence replacement, septic, drive, well. R.J. Gallagher, Jr. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

24 Hillandale Road

Regulated Activity # 657

Dennis & Lisann Castellano

Assessor's Lot # F08086, RA-40 Zone.

Date of Receipt: 2/22/06. Single-family residence, septic, drive, well. Lees requested R.J. Gallagher attend 3/8/06 meeting. Motion to **table** by Lees. Second by Webber. Motion carried unanimously.

CORRESPONDENCE:

State DEP announces approval of State DOT application to reconstruct Route #6, Kenosia Avenue / Mill Ridge Road area, DOT Project # 34-288.

U.S. Dept. of Housing & Urban Development announces modernization work at 385 Main Street, Laurel Gardens, and 36 West Wooster Street, Wooster Manor, both partially within a floodplain.

Land Trust of Danbury: Annual Meeting and ST Commissioner Gina McCarthy presentation, "No Child Left Inside", rescheduled to **3/12/06**, Sunday, 3 pm.

Two Aquatic Pesticide State Permit applications: Ridgebury Office Center and Boehringer Ponds, from Aquatic Control Technology, Inc. in Sutton, MA.

EIC ADMINISTRATION, OPERATIONS & FUTURE AGENDA ITEMS:

There will be an Executive Session for **EIC 573** regarding Stipulated Judgement 2004 (Mikelic) at the regular meeting of the DEIC scheduled for **3/8/06 or 3/22/06**, time to be determined.

Daniel L. Baroody has requested storm drain signage information and prices from several companies.

ADMINISTRATIVE STAFF ACTIONS: None.

ADJOURNMENT:

Motion to adjourn by Mills. Second by Fagan. Motion carried unanimously at 8:04 pm.