



**CITY OF DANBURY**  
155 Deer Hill Avenue  
Danbury, CT 06810

*Environmental Impact Commission*

*www.ci.danbury.ct.us*

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**ACTIONS TAKEN**

**March 8, 2006**

**Common Council Chambers**

*Meeting called to order at 7:03 pm.*

*Members Present:* Acting Chairman Bruce R. Lees, Matthew N. Rose, William J. Mills, Jon Fagan, Kurt A. Webber (For Nagarsheth)

*Members Absent:* Craig D. Westney, Kevin B. Russell, Shailesh Nagarsheth

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

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

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. Artel Engineering Group hired 2/28/06 and

Notice of Violation, 2/15/06, **38 Franklin Street**, to Wellington C. Martins (H13037). Martins contacting Artel Engineering 2/22/06. Artel Engineering Group hired 2/28/06.

Site restoration for **36 & 38 Franklin Street** will be done as one project, per M. Kornhaas. Revised schedule of events / deadlines granted by EIC. Such motions carried unanimously.

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**. Motion to refer item to Corporation Counsel for action by Mills. Second by Webber. Motion carried unanimously by four, with one abstention (Fagan).

**OLD BUSINESS:**

**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.

Revised septic plan rec'd. 1/23/06. Extension ltr. rec'd. 1/26/06. Motion to **table** per Virbickas request by Mills. Second by Fagan. 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. Ext. letter rec'd. 3/6/06. Motion to **table** to 3/22/06 for soil scientist's report, by Mills. Second by Fagan. 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.

First 65 Days: 3/31/06. Second 65 Days: 6/4/06. CLA recommendations rec'd. 2/7/06.

B. Wood & D. Baroody did site visit 2/16/06 and 2/21/06. B-100 report req'd. Pembroke Pumping hired for septic evaluation. Motion to **table** to 3/22/06 by Mills. Second by Fagan. 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. Single-family residence expansion, garage.

CCA, LLC. Impact Report done 3/8/06 by D. Baroody. Motion to **approve** with conditions by Fagan. Second by Mills. Motion carried unanimously.

**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. 2/23/05 Recommendations rec'd. from CLA. Applicant to meet with S.LeRoy. Motion to **table to** 3/22/06 by Mills. Second by Fagan. 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.

Motion to **table** by Mills. Second by Fagan.  
late to do Castellano's presentation.

Ralph J. Gallagher, Jr. arrived too

**NEW BUSINESS:** None.

**CORRESPONDENCE:**

Acting Chairman Lees read the following into the record:

Aquatic Pesticide State Permit application for Shelter Rock Pond, 22 Shelter Rock Lane.

Ives Trail & Greenway 2006 Trail Projects, March 18 through May 20, 2006, needs volunteers so that new Ives Trail can be ready to open 6/3/06, National Trails Day.

Notice from Scott Romano of **Redding**, CT, of regulated activity (detached garage) within 500 ft. of Danbury City line.

Notice from R.J.Gallagher Jr. & Associates of regulated activity (SF dwelling) at 3 Sylvan Road, **New Fairfield**, CT. Mills had questions on adjoining municipalities activities impact on City of Danbury wetlands & watercourses.

**EIC ADMINISTRATION, OPERATIONS & FUTURE AGENDA ITEMS:**

Executive Session for **EIC 573** regarding Stipulated Judgment 2004 (Mikelic) at the next regular meeting of the DEIC scheduled for **3/22/06** at **7** pm.

**ADMINISTRATIVE STAFF ACTIONS:**

Lions Way, Rogers Park, Regulated Activity # **655**, City of Danbury, (J16049), RA-20 Zone, Rogers Park Sprayscape, Approved Administratively 3/2/06 by Daniel L. Baroody, RS, MPH.

**ADJOURNMENT:**

Mills reminded Commissioners of Spring project to update EIC fee schedule.

Motion to adjourn by Mills. Second by Rose. Motion carried unanimously at 7:55 pm.

The next regular EIC meeting will be held on March 22, 2006 at 7 pm.