



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

*Environmental Impact Commission*

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**ACTIONS TAKEN**

**April 26, 2006**

**Common Council Chambers**

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

Members Present: Chairman Shailesh Nagarsheth, Bruce R. Lees, Matthew N. Rose, William J. Mills, Jon K. Fagan

Members Absent: Kevin B. Russell (see Correspondence), Craig D. Westney, & Alt. Kurt Webber

Staff Present: Daniel Barody, RS, MPH, Secretary Patricia Lee

**PUBLIC HEARING:** None..

**NEW BUSINESS:**

Commission voted unanimously to move this application to top of agenda:

**Kenosia Avenue Extension**

**Regulated Activity # 667**

**West Side Fire Station, Engine 26**

Assessor's Lot # G18001, IL-40 Zone.

Date of Receipt: 4/26/06. City of Danbury. William J. Buckley, Jr., City Engineer and Director of Public Works, & Phil Curran, Deputy Fire Chief. Motion to **table** by Lees. Second by Fagan. Motion carried unanimously.

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

Artel Engineering Group submitted EIC 700 and EIC 701 Applications for Regulated Activity for two **Franklin Street** issues:

**EIC 700** & 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. As of 1/25/06, owner noncompliant on 5 out of 6 orders. Revised Order to Correct mailed 2/10/06. Motion to **table** by Lees. Second by Fagan. Motion carried unanimously.

**EIC 701** & Notice of Violation, 2/15/06, **38 Franklin Street**, to Wellington C. Martins (H13037). Artel Engineering Group hired 2/28/06 to work at 36 & 38 Franklin simultaneously. Motion to **table** by Lees. Second by Fagan. Motion carried unanimously.

**OLD BUSINESS:**

**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. Soil scientist's report rec'd. 3/22/06. Revised septic plan rec'd. 4/17/06. Screening Report by D. Baroody 4/26/06. Motion to **approve** with conditions by Lees. Second by Rose. 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. Revisions rec'd. 4/25/06. Screening report by D. Baroody 4/26/06. Motion to **approve** with conditions by Lees. Second by Mills. Motion carried unanimously.

**Casper Street**

**Regulated Activity # 658**

**Pharmaceutical Discovery Corp.**

Assessor's Lot #J14207, IL-40 Zone.

Date of Receipt: 3/22/06.

Building addition, parking, culvert.

Mannkind Biopharmaceutical. 3/30 and 3/31/06 site visits. Screening report by D. Baroody 4/26/06. Motion to **approve** with conditions by Fagan. Second by Mills. Motion carried unanimously.

**174 Stadley Rough Road**

**Regulated Activity # 660**

**Charlotte Tomczuk**

Assessor's Lot # J03065, RA-80 Zone.

Date of Receipt: 3/22/06.

Subdivide lot in two for SF residence.

M. Mazzucco, PE, tabled to 4/26/06. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

**NEW BUSINESS:**

**Seneca Trail**

**Regulated Activity # 661**

**Pamela Equities Corp.**

Assessor's Lot # I03009, RA-80 Zone.

Date of Receipt: 4/26/06.

Single-family home, well, septic, driveway.

Comments rec'd. from B. Wood at CLA on 4/26/06. CCA, LLC. Table to 5/10/06 for revisions per S. Sullivan. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

**8 Beverly Drive**

**Regulated Activity # 664**

**Kenneth J. Loya**

Assessor's Lot # I09128, RA-20 Zone.

Date of Receipt: 4/26/06.

Single-family residential Addition.

R. Gallagher, Jr., PE. Motion to **table** by Mills. Second by Fagan. Motion carried unanimously.

**6 Linda Drive**

**Regulated Activity # 666**

**James Blansfield**

Assessor's Lot # D10003, RA-40 Zone.

Date of Receipt: 4/26/06.

Additions to single-family residence.

Blansfield Builders, Inc. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

**44-46 Old Boston Post Road**

**Regulated Activity # 668**

**Avi Mistril**

Assessor's Lots # H22042, RA-20 Zone.

Date of Receipt: 4/26/06.

Single-family residence & septic.

Lake Waubeeka. Motion to **table** by Lees. Second by Fagan. Motion carried unanimously.

**CORRESPONDENCE:**

Chairman Nagarsheth reviewed the following:

Resignation letter received from Commissioner **Kevin B. Russell** 4/26/06.

State DEP approval of Permit No. IW-2004-111, DOT Project No. 34-288, 3/17/06, reconstruction of portion of Route #6, Mill Ridge Road.

Aquatic Pesticide Permit Application at Lake Lillinonah from Aquatic Control

Technology, Inc., for milfoil, microscopic algae in July, August, September, 2006.

CACIWAC Newsletter "The Habitat", Winter 2006 edition.

1<sup>st</sup> Annual Connecticut Wildlife Conservation Conference, Tuesday, 5/2/06, UCONN Storrs campus, Nathan Hale Inn & Conference Center ([www.wildlife.uconn.edu](http://www.wildlife.uconn.edu)).

4/24/06 Correspondence from Corporation Counsel to Richard & Deborah Mikelic re: modified Stipulated Judgment and payment schedule.

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

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. LeRoy sent cert. letter 1/18/06: site engineering data, calculations and analysis required by 3/8/06. Corporation Counsel agreed to amended compliance schedule 4/17/06.

Follow-up to Klaff's, **EIC 426R**, 11-17 Newtown Road, Joseph Passero/DWB Holding, LLC, (K13108, K13155), correspondence from D. Barody, D. Grogins & C. Welti received 3/15/06. 3/22/06 Denied as incomplete.

### **ADMINISTRATIVE STAFF ACTIONS:**

Regulated Activity #**647**, The Reserve, Woodland Road (B16002), water main & access road, Administrative Approval by S. LeRoy 3/27/06, PND Zone.

Regulated Activity # **659**, The Reserve, Woodland Road, BLT Reserve, LLC (B16002), driveway and detention pond, Administrative Approval by S. LeRoy 4/6/06, PND Zone.

### **ADJOURNMENT:**

Motion to adjourn by Mills. Second by Rose. Motion carried unanimously at 9:31 pm.