

TO: Honorable Mayor James E. Dyer - City of Danbury, Connecticut  
SUBJECT: Minutes of the Special Meeting of the Common Council held on September 26, 1984.

The Meeting was called to order at 7:30 O'Clock P.M. by the Honorable Mayor, James E. Dyer who led the assembly in the Pledge of Allegiance to the Flag.

The Prayer was offered by Councilman Bernard Gallo.

Roll Call was taken by the City Clerk, Elizabeth Crudginton, with the following Members being recorded as:

PRESENT: Council Members - Johnson, Sollose, Torcaso, Esposito, Flanagan, Zotos, Chianese, McManus, DaSilva, Gallo, Cassano, Charles, Boynton, Butera, Durkin, Eriquez, Farah.

ABSENT: - Council Members - Foti, Godfrey, Skoff, Torian.

17 Members Present - 4 Members Absent.

It was reported that Councilman Godfrey was in Class, Councilman Torian had dental surgery and Councilwoman Skoff had a previous commitment.

NOTICE OF SPECIAL MEETING - to be held on the 26th day of September, 1984 at 7:30 O'Clock P.M. in the Council Chambers at City Hall, for the purpose of acting upon the following:

- 01 - REPORT - Sewer & Water Extension Committee Re: Danbury-Ridgefield Inter Local Agreement.
- 02 - REPORT - Public Works Committee Re: Danbury-Ridgefield Inter Local Agreement.

RETURN OF SERVICE - Notices delivered and served by Police Officers of The Danbury Police Department.

A motion was made by Councilman DaSilva and seconded by Councilman Boynton for the Call and Return of Service to be accepted. Motion carried unanimously.

- 01 - REPORT - Sewer Agreement between Danbury and Ridgefield.

Councilman Gallo submitted a report stating that the Sewer & Water Extension Committee of the Common Council met on September 10th and September 19th, 1984 and reviewed the above petition with the City Engineer, the Superintendent of Public Utilities and also reviewed a rather vague denial by the Planning Commission.

At the meeting of September 10, 1984, Councilman Flanagan moved to approve the project, seconded by Councilman Zotos. Motion failed.

On September 19, 1984, Councilwoman Torcaso moved to deny without prejudice seconded by Councilman Flanagan. Motion carried.

Council Members Flanagan, Torcaso, Zotos and Foti voted in favor of the motion. Councilman Gallo voted in the negative. Councilmen Torian and Durkin were absent from the committee meeting.

- 02 - REPORT - Danbury/Ridgefield Inter Local Agreement.
  - Request to re-open sewer agreement for Danbury/Ridgefield.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request from Planning Director Len Sedney to re-open a sewer agreement with the Town of Ridgefield to allow an additional 20,000 gallons of sewage into the Danbury Sewage system.

Although the Planning Commission recommended denial of this petition, Planning Director Sedney stated that this denial is inconsistent with approvals previously recommended by the Commission. In his letter of September 19, 1984, he indicated that the request from Ridgefield for an additional 20,000 gallons of capacity is insignificant considering the total capacity of the sewer shed.

Superintendent of Public Utilities, William Buckley, stated in his letter of September 13, 1984 that plans and specifications for the pump station which will serve the previously approved Novo Lab site can be modified to accommodate this and other discharges in the area. He explained the State Department of Environmental Protection must issue a permit to the Town of Ridgefield for any volume of sewage discharged greater than 5,000 gallons per day. This, along with the City of Danbury's Code of Ordinances should serve to control the quality of any proposed discharge.

Mr. Buckley further explained that he did not foresee any major problem caused by the proposed discharge within the Danbury sewer collection system or treatment facility. City Engineer J. Schweitzer, also stated that there would be no adverse effect upon Danbury's capacity or availability to other Danbury users because of a planned off-peak pumping schedule.

Additionally, due to the unique circumstances concerning the proposed Novo Lab development, cooperation between the City of Danbury and the Town of Ridgefield is necessary to insure that the development of the Novo Lab facility is brought to fruition. This will bring substantial tax revenues, estimated to be approximately \$400,000 per year, and 150 jobs to the area. This step provides jobs, tax base expansion and economic development to our City.

Mr. Eriquez moved to recommend that the request for an additional 20,000 gallons per day of sewage be added to the interlocal agreement between the City of Danbury and the Town of Ridgefield. This approval would carry the condition that future development of the proposed site be limited to the present C.D.D. zone and zone limitations of the Town of Ridgefield. Mr. Farah seconded the motion. The motion passed at the committee meeting six to one. Mrs. Torcaso voted in the negative.

The committee believes that this amended agreement will be of benefit to both communities involved. We feel the insurance of the development of the Novo Lab Site, facilitated by this agreement, will be of special benefit to the City of Danbury. Therefore we respectfully recommend approval of this Report.

Mayor Dyer stated that he had spoken to L. Leonard from Ridgefield who would have her planner contact our planner. Mayor Dyer also stated that Ridgefield is much more timid about development than Danbury and that it would be for Corporate use only.

Councilman Boynton asked for clarification of the Planning recommendation. L. Sedney, City Planner replied that the Planning Commission's intent was to deny this request.

A motion was made by Councilman Boynton and seconded by Councilman Charles to reject the Report of the Sewer & Water Extension Committee.

Councilman Flanagan remarked that Novo Lab was not mentioned during discussions at the committee meetings.

Councilwoman Torcaso remarked that in reference to the Town of Ridgefield's letter, there are a lot of things different than was discussed at the committee meetings.

Councilman DaSilva remarked that we know now, we have information now and should act on this information at hand, with 20,000 gallons of sewage.

Mrs. McManus stated that we are assured it will be corporate use only.

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Councilman Flanagan said he was aware of the 20,000 gallons, but it was not good planning to run utilities to vacant property. The committee would like a site plan.

Assistant Corporation Counsel E. Gottschalk stated that some reference is made in the agreement to the property to be served.

L. Sedney, City Planner stated that the additional six acres to be used as a buffer.

Mrs. Torcaso asked if Zoning - Special Exception would violate the agreement.

Mr. Sedney stated that Zone change from CDD zone requires a Special Exception. The request for 20,000 gallons applies to the 79 acres only.

A motion was then made by Councilman Boynton and seconded by Councilman Charles for the Public Works Report for approval, be accepted.

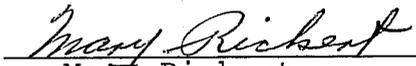
Motion carried by a vote of 15 Ayes and 2 Nays. Council Members Torcaso and Flanagan voted Nay.

The Danbury/Ridgefield Inter Local Sewer Agreement was approved.

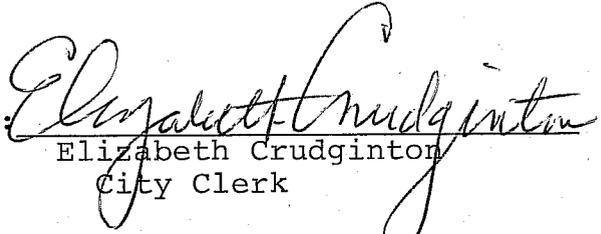
During the Public Speaking Session, a representative from Novo Laboratories thanked the Common Council for their approval of the agreement.

There being no further business to come before the Common Council, a motion was made by Councilman Charles and seconded by Councilman Flanagan for the meeting to be adjourned at 7:45 O'Clock P.M.

Respectfully submitted

  
Mary Rickert  
Assistant City Clerk

Attest:

  
Elizabeth Crudginton  
City Clerk