

**CITY COUNCIL- AD HOC COMMITTEE REPORT
NEWTOWN ROAD—PROPOSED LAND SWAP
3RD FLOOR CAUCUS ROOM, CITY HALL
22-AUGUST-2012, 6:15 PM**

Chairman Warren Levy called the Committee meeting to order at 6:18 pm.

COMMITTEE MEMBERS PRESENT: Chairman Warren Levy and Peter Nero.

COMMITTEE MEMBERS ABSENT: Stephen Darcy was absent due to work obligations.

ALSO PRESENT: Robert Yamin, Corporation Counsel; Laszlo Pinter, Deputy Corporation Counsel; Farid Khouri, City Engineer; David Hawley, 55 Newtown Road LLC; Gary Hawley, 55 Newtown Road; and Attorney Paul Jaber, representing 55 Newtown Road LLC.

After stating the purpose of the Committee and making introductions, Chairman Levy summarized a letter from Antonio Iadarola, Public Works Director, who could not attend as he was on vacation. Details included the benefits that the proposed land swaps would give the City and the Public Works Department. Chairman Levy then asked Mr. Khouri to give further details. Mr. Khouri showed the committee a map with the proposed parcels of land under consideration and discussed would parcel swap. He continued by discussion of the improvements to the Public Works drive way, re-grading and drainage. A short discussion ensued. Mr. Levy stated that the proposal had received a positive recommendation from the planning commission. Also 55 Newtown Road LLC. had paid for the appraisal of the property.

Mr. Jaber stated that he was very pleased that this was finally progressing as it has been a long process. He stated that the proposal was beneficial to all. A brief discussion regarding right of way took place.

Mr. Nero asked for clarification regarding the parcels and the process.

Mr. Nero moved to recommend to the City Council to approve the land swap of the portion of Tax Assessor Lot L12023 for a portion of City of Danbury owned land, Tax Assessor Lot L12014, and the access rights to pass and re-pass over 150 foot driveway to 55 Newtown Road. LLC as shown on map by Benjamin V. Doto, III, P.E., LLC #CD04 revision 8/14/2012 subject to review and approval of all plans and documents by the City of Danbury, Corporation Counsel Office and Public Works Department with the following conditions,

- 1. 55 Newtown Road LLC, will pay the City of Danbury \$37,000,**
- 2. 55 Newtown Road LLC, will donate parcel Y to the City of Danbury,**
- 3. 55 Newtown Road LLC, will install at their expense 150 feet of driveway which will include installation of drainage, signage, and two gates as noted in map CD04,**
- 4. 55 Newtown Road LLC, will also perform at no expense to the City of Danbury associated grading on the City of Danbury property which will create a flat area**

that Public Works could use and to improve the blending grades between both properties.

- 5. The city of Danbury reserves the right to determine if, and what, the value of the fill that would be removed has and the developer agrees to pay the negotiated value of that fill to the City of Danbury

and recommend the City Council post to a Public Hearing. The motion was seconded by Chairman Levy. Vote, all in favor, motion unanimously approved.

As there was no further business before the committee, Mr. Nero made a motion which was seconded by Chairman Levy to adjourn the meeting. Vote, all in favor, motion unanimously approved. The meeting adjourned at 6:34 pm

Respectfully Submitted,

Warren Levy, Committee Chairman

Peter Nero

Stephen Darcy