



CITY OF DANBURY
 155 Deer Hill Avenue
 Danbury, CT 06810

Environmental Impact Commission
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MINUTES

January 23, 2008
Common Council Chambers

Next regularly scheduled meeting date 2/13/08.

Members Present: Chairman Bernard Gallo, William J. Mills, Bruce R. Lees (late),
 Alt. Mark Massoud, Jon Fagan

Members Absent: Matthew Rose, Jessica Soriano, Craig Westney, Alt. Kurt
 Webber

Staff Present: Daniel Barody, RS, MPH, Senior Inspector, Environmental
 Impact Commission, Patricia Lee, Secretary

Chairman Gallo called the meeting to order at 7:03 pm. The Commission Members
 self-identified themselves from right to left.

PLEDGE OF ALLEGIANCE was led by Bill Mills at Gallo's request.

OLD BUSINESS:

5 Old Post Road, Parcel B

Regulated Activity # 783

Keith Monroe

Assessor's Lot # I20022, RA-80 Zone.

Date of Receipt: 11/14/07. Temporary crossing for septic & main construction.

First 65 Days: 1/18/08. Second 65 Days: 3/23/08. 2.465± acres. A-2 Survey
 requested. Extension letter rec'd. 1/22/08; & request to **table** to 2/13/08. Chairman
 Gallo announced request to table. Mills motion to T 2/13. Fagan seconded the
 motion.. The motion carried unanimously .

46 Beaver Brook Road

Regulated Activity # 785

Pandolfi Brothers, LLC

Assessor's Lot # K12176, IG-80 Zone.

Date of Receipt: 11/28/07. Contractor's building, parking, ±2 acres.

First 65 Days: 2/1/08. Second 65 Days: 4/6/08. B. Doto, III, PE, requests to

132 Federal Road

Regulated Activity # 787

132 Federal Road, LLC (Wallin) Assessor's Lot # L07043, CG-20/RA-80 Zone.

Date of Receipt: 12/12/07. New commercial building, parking.

First 65 Days: 2/15/08. Second 65 Days: 4/20/08. M. Mazzucco, PE. Town of Brookfield notified 1/3/08. Baroody & Mazzucco met 1/22/08. Mazzucco requests to **table** to 2/13/08. Chairman Gallo introduced this, and Dan Baroody stayed at the mic. Baroody said I had asked him to show the rock relative to blasting, and they are willing to install that oil / water separator.

Mills said we should do a site walk.
Baroody answered it's your pleasure.
Lees arrived at 7:16 pm.
Fagan made a motion to **table** this.
Mills seconded the motion.
The motion carried unanimously.

NEW BUSINESS: None.

APPLICATIONS FOR ADMINISTRATIVE APPROVAL: None.

ADMINISTRATIVE STAFF ACTIONS: NA

ACCEPTANCE OF MINUTES for the 1/9/08 Meeting. Motion to approve these minutes by Fagan. Second by Mills. The motion carried unanimously.

Note: A correction was made to page 3 of the 12/12/07 minutes following a call from Bill Montgomery of the Danbury Land Trust.

CORRESPONDENCE:

Notice of Toll Brothers, Inc., filing wetlands application for proposed 62-unit town home community on Reservoir Street in Bethel within 500 feet of Danbury line.

Mills asked what are we going to do about the Toll Brothers. Maybe Dan can fill us in.

Baroody, at the mic, said this is a notice from the Town of Bethel. They are required to notify this Commission since they are close to the Town line. We can get a copy of the plans from Bethel. Secretary Lee said point of order, and explained what had appeared in the paper, and that maybe we could go to Bethel and look at the plans, but it's unlikely they will send us plans without us paying for them.

Aquatic Pesticide Permit Application from Aquatic Control Technology, Inc., to treat two retention ponds at Boehringer Ingelheim, Briar Ridge Road, in Danbury.

EIC ADMINISTRATION & FUTURE AGENDA ITEMS:

Public Hearing, EIC # **786**, to open 2/13/08.

Discussion of possible violation, 25 Miry Brook Road, Sayers, Lot # F19011, conducting regulated activity without a permit (IL-40 Zone). Gallo read the letter

from Lt. Fred Pollard, Engine Co. 26, into the record, describing what was discovered on 1/13/08 by the Danbury Fire Department. I think what Dan is asking us, is do we want to send a Notice of Violation, and I don't think we have any choice, Gallo said.

Baroody identified himself at the microphone. I recommend that we send a Notice of Violation. I did go out there and looked at it myself, and I spoke to Carl Sayers, Sr., and he said that he would stop, Baroody said. Then activity resumed. I recommend we first have a "show cause" hearing and invite him to come and explain what he's doing. Massoud had a question for Baroody, adding it sounds like he admitted it.

Baroody said yes, we got this report; we were closed Monday. It is what appears to be wetlands. He's in the regulated area anyhow.

Gallo said, well, have him come in. Baroody said the first thing to do is get a soil scientist out there.

Mills made a motion to send a Notice of Violation to Carl Sayers.

Lees seconded the motion.

Chairman Gallo reiterated the motion and that Sayers should appear before the DEIC on February 13, 2008.

The motion carried unanimously at 7:24 pm.

Mills had a question on a Notice of Violation sent to Bernardino, and to Guzman.

Baroody said Bernardino complied. Guzman submitted an application for Administrative Approval (EIC 781).

Lees said, Mr. Chairman, note that I showed up late.

Mills said just one more thing. Commissioner Fagan said it's a full moon.

Mills said I would like to get that thing going, for the fee update subcommittee.

Gallo agreed to call Jessica Soriano. It's so slow now, Mills said; it would be a good time to work on it.

ADJOURNMENT: Motion to adjourn by Mills. Second by Lees. The motion carried unanimously at 7:26 pm.

The next regular EIC meeting will be held on February 13, 2008.

Respectfully submitted,

Patricia M. Lee, Secretary