



CITY OF DANBURY
 155 Deer Hill Avenue
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Environmental Impact Commission

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MINUTES

May 14, 2008

Common Council Chambers 7:00 pm

Next regularly scheduled meeting date May 28, 2008.

Chairman Bernard Gallo called the meeting to order at 7:05 pm. Present were Gallo, Bruce R. Lees, Jon Fagan, William Mills, Matthew Rose (late). Absent were Jessica Soriano, Craig Westney, Alt. Mark Massoud, Alt. Kurt Webber.
 Staff Present: Daniel Barody, RS, MPH, Patricia Lee, Secretary.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Bruce R. Lees at Chairman Gallo's request.

SHOW CAUSE HEARING FOR CEASE & DESIST ORDERS:

Cease & Desist Order: 35 Miry Brook Road, Batista, 4/3/08, table to 5/28/08 meeting. Gallo mentioned that this is tabled to 5/28/08. Bruce Lees made a motion to **table**. Mills seconded and the motion carried unanimously with 4 Commissioners present.

OLD BUSINESS:

Reynolds Road

Regulated Activity # 639 R

Sterling Construction Management, LLC Assessor's Lot#H08108, RA-40 Zone.

Date of Receipt: 2/27/08.

Stairs to Candlewood Lake.

First 65 Days: 5/2/08. Second 65 Days: 7/6/08. George Kendall. Detailed planting plan & letter from FirstPower requested 3/12/08. Tabled 4/23/08. Extension letter received 5/9/08. The applicant is not here. We still don't have report from CLA or FirstPower, Barody said. Motion to **table** by Mills. Second by Fagan. Motion carried unanimously.

10-14 Gregory Street

Regulated Activity # 794

Stephen Papish

Assessor's Lot # G13037, RA-40 Zone.

Date of Receipt: 4/9/08.

2-lot residential subdivision, Artel Eng.

First 65 Days: 6/13/08. Second 65 Days: 8/17/08. c/o Radial Bearing Corp. Danzer's comments rec'd. 5/13/08. Chairman Gallo introduced this at 7:08 pm. Mark Kornhaas, PE, identified himself and his firm, speaking on behalf of the applicant, he and passed out alternate plans to the Commissioners. At the last meeting, EIC had some concerns about the layout, Kornhaas said, and we incorporated Mr. Danzer's report and those EIC suggestions into our revisions. We moved the house over, and moved the septic system as much as we could towards the road. There is a 10-foot buffer proposed along that stone wall. I hope we've got what you were looking forward. Chairman Gallo said, Dan, have you seen this? Baroody replied no. Chairman Gallo asked are there any questions? Kornhaas said, for instance, we have 31 feet now, up from 19 feet, to the wetlands. Fagan said it also addresses some of Dr. Danzer's comments. Bruce Lees asked if I'm looking at the shrubbery, what are those oblong shapes? Those are the retaining wall, Kornhaas said. Kornhaas explained how they are taking some of the wall out temporarily, and described the border plantings. The Commissioners looked at the new plans. Chairman Gallo asked are there any further questions? Fagan said to allow Baroody some time to review it, I motion to **table** this. Bruce Lees seconded the motion. It carried unanimously at 7:12 pm.

262 Great Plain Road

Regulated Activity # 795

Egret Properties, LLC

Assessor's Lot # J04197, RA-20 Zone.

Date of Receipt: 4/9/08.

New SF residence construction, well, septic.

First 65 Days: 6/13/08. Second 65 Days: 8/17/08. Wana Rest. CCA, LLC. Dwelling is staked 5/7/08 per M. Scully. Site visit 5/12/08 Baroody, Mills. Rod Cameron, PE, set up the easel and displayed his Mitigation Planting Plan, and identified himself and his firm. My understanding is that the site was staked. Have any of you had an opportunity to get out there? Baroody replied Commissioners Mills and I walked the site. It's very steep, and we suggest other Commissioners go out there and take a look. Cameron said we have yet to receive anything from FirstLight or from CLA. Mills asked for a seepage analysis. Chairman Gallo said let the record show that Commissioner Rose is here. Baroody identified himself saying a seepage analysis is conducted by a civil engineer to project the pollutant removal before it reaches the Lake. It's reasonable on a steep site to request that, Baroody said. Fagan said I have copies of the plans received, and he had question on the date of receipt, to which Secretary Lee responded. Fagan and Lees said they intend to visit the site. Baroody asked Cameron have you submitted plans to the power company and the Candlewood Lake Authority? Cameron said yes. Mills made a motion to **table** this. Second by Lees. The motion carried unanimously at 7:17 pm.

89 Triangle Street

Regulated Activity # 796

Alan Lourenco / DRT, Inc.

Assessor's Lot # J14277, IL-40 Zone.

Date of Receipt: 4/9/08.

Site expansion, parking, auto service.

First 65 Days: 6/13/08. Second 65 Days: 8/17/08. B.V. Doto, III, PE. Revisions rec'd. 5/14/08. Chairman Gallo introduced EIC **796**, saying, Dan, you have not received anything since the last meeting, right? Baroody replied that's correct. The

engineer last time was not sure if an environmental assessment had been done yet. Mills made a motion to table. Rose seconded the motion. The motion carried unanimously.

27 Powell Street

Regulated Activity # 797

Carl Finer / Lewis Liu

Assessor's Lot #I05069,I05071,RA-20 Zone.

Date of Receipt: 4/9/08.

SF residence addition above the 440 line.

First 65 Days: 6/13/08. Second 65 Days: 8/17/08. Peter Young. Site visit by Baroody and Mead. Impact report 5/14/08 by D. Baroody. Chairman Gallo introduced this proposal, and Dan Baroody took the microphone and identified himself. I want to submit for the record my screening report. I walked the site with Joe Mead, and Baroody discussed the layout; there's no activity down by the Lake. I also contacted Candlewood Lake Authority and they had no interest in reviewing the plans since it's outside the 440 line. The activity occurs in the upland review area. Baroody discussed his impact report, stating staff is recommending a summary ruling for approval. Chairman Gallo asked with four conditions of approval? Fagan made a motion to **approve** this based on a summary ruling with 4 conditions of approval. Bruce Lees seconded, and the motion carried unanimously at 7:20 pm.

Pembroke Road

Regulated Activity # 770 R

Roger L. Crossland

Assessor's Lot # G07044, RA-40 Zone.

Date of Receipt: 4/23/08.

Proposed day care center, 2.503 acres.

First 65 Days: 6/27/08. Second 65 Days: 8/31/08. CCA, LLC. Cameron has revisions 5/14/08. Again Rod Cameron, PE, of CCA, LLC, came forward and distributed revised plans to Commissioners and Secretary Lee. Cameron identified himself again and his firm. At the last meeting the Commission asked that we provide additional information. One of the three pieces of that was a stormwater collection analysis, and I did that myself. Cameron described what he found, the large pipe, the creek that runs along the north side, and that same system takes stormwater from on top of the hill here, so it takes it down and across Pembroke Road to that manhole that exists there, to that large pipe. Everything goes northwest. There are no pipes entering the site from the north. They enter from the East, and Cameron described the pipe system, the catch basins, and the basin at the bottom of the hill and how they are connected. So that's the total drainage system that comes into the site. Secondly, we did drainage calculations; that's part of your package. You asked that we get rid of the 24 inch pipe below the roadway, and Cameron described the changed culvert, 2 feet high and 4 feet wide; more than sufficient. We propose a riprap channel that will allow for easy access for wildlife. The overall stormwater system that we have developed reduces the amount of runoff predevelopment to a half a cubic foot per second. Those were what you asked us to address, Cameron said. Chairman Gallo asked you just brought these plans in today? Cameron said I was in Washington, DC, all last week. Chairman Gallo said you should bring plans in the Friday before the EIC meeting. Cameron next summarized how the impact has been reduced; the majority of the stormwater is going north/ northwest. Fagan had a question for Rod Cameron about the inverts on that catch basin: are they cleaned out? Cameron replied yes, I checked the

manholes; there is some silt in there. Fagan asked do you have the inverters? Cameron said no. Fagan asked then how do you know that that is the way it flows? Cameron answered because I've been doing this since I was fourteen. I would be happy to meet you out on the site. Fagan reiterated I would also like to have the inverters? Anytime prior to next Friday, during the day, Fagan said. Baroody had a question on which basin's inverters? Fagan asked which basins? Cameron explained because of the scale of the site you don't see all of this system on the plan. Fagan explained why the Commission needs to see this runoff situation. Cameron said but it isn't. Bruce Lees asked can we get an aerial view of the site? You can get it off the internet now, MapQuest; it's very easy to get aerial views now. Cameron replied the fact is that the mapping that we have here is good enough to depict any stormwater going offsite from our system, but I would be happy to do that. Bruce Lees made a motion to **table** this. Second by Fagan. The motion carried unanimously at 7:31 pm.

Gallo read the following:

APPLICATIONS FOR ADMINISTRATIVE APPROVAL: None. __

ADMINISTRATIVE STAFF ACTIONS: None.

ACCEPTANCE OF MINUTES: Motion to accept the minutes from the 4/23/08 meeting as presented by Bruce Lees. Second by Fagan. The motion carried unanimously at 7:32 pm.

CORRESPONDENCE: None.

EIC ADMINISTRATION & FUTURE AGENDA ITEMS:

Baroody report regarding activity at 3rd and 12th holes at Richter Park: In response to a question by Craig Westney at the last meeting, Baroody said, who observed work going on at the golf course; I contacted the greens keeper and we went over what work they had done as part of their on-going project to replace the sand traps. It was stable when I was there. On the 3rd hole, the open ground was raked and seeded. They did the same thing there; they agreed to put in the erosion controls rather than leave it raw. So I'm reporting that everything is stable out there, however they did not get permission to work in the Regulated Area. Gallo and Baroody concurred: he's a new guy. Now he knows to come see us first.

Bill Mills said I'd like to address an application that I guess was disapproved: Mr. Tinker on Payne Road, as we had issued a second letter to others. Obviously before I send a C & D, I have to go out there, Baroody said. Gallo said I'd like to go with you. We'll do an on-site.

ADJOURNMENT: Motion to adjourn by Bruce Lees. Second by Matt Rose. Motion carried unanimously at 7:36 pm.

Peter Young approached Baroody after the meeting, as did Ken Gucker and Ben Doto, PE.