



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

*Environmental Impact Commission*  
*www.ci.danbury.ct.us*  
*203-797-4525*  
*203-797-4586 fax*

**ACTIONS TAKEN/ DRAFT MINUTES**

**July 8, 2009**

**Common Council Chambers 7:00 PM**

Meeting was called to order by Chairman Bernard Gallo at 7:06 pm.

**MEMBERS PRESENT:** Chairman Gallo, Bruce R. Lees, Jon K. Fagan, Alt. Derek B. Roy, William J. Mills. Absent were Craig Westney, Matthew Rose, Mark Massoud. Staff present were Daniel Barody, RS, MPH, and Secretary Patricia Lee.

The Pledge of Allegiance was led by Derek Roy at Chairman Gallo's request.

**OLD BUSINESS:**

**40A Payne Road**

**Regulated Activity # 767 R**

**MRF, LLC / David Tinker**

Assessor's Lot # M13001, IG-80 Zone.

Date of Receipt: 5/27/09.

Sand, gravel plant w/ wetland crossing.

C & D Order issued 3/2/09 by Zoning. Applicant not present 7/8/09. Mills initiated discussion regarding EIC # **767R**, previous Zoning Cease and Desist order, EIC Notice of Violation, application and ongoing activities; second site walk scheduled with Steve Danzer, Ph.D., for 7/13/09 at 2 pm. Motion to **table** by Lees. Second by Mills. Motion carried unanimously.

**41 East Pembroke Road**

**Regulated Activity # 817 R**

**Pavilion Holdings, LLC**

Assessor's Lot # H09134, RA-40 Zone.

Date of Receipt: 6/10/09.

Asmar Ahmed – proposed church parking.

CCA, LLC. Russell Posthauer, Jr., PE. Screen report 7/6/09 by D. Barody. Motion to **table** until gravel pervious surface plan by Lees. Second by Fagan. Motion carried unanimously.

**7 Backus Avenue**

**Regulated Activity # 841**

**ECO (Waterless) Car Wash**

Assessor's Lot # F17002, CG-20 Zone.

Date of Receipt: 6/10/09.

Sergey Larkin/ Within mall parking garage.

Benjamin V. Doto, III, PE. Letters rec'd. 6/25/09 re: sweeping & 7/8/09 regarding concerns, from Doto. Partners Sergey Larkin and Maria Treyarova were present. Motion to **approve** with 5 conditions of approval by Fagan. Second by Roy. Motion carried unanimously.

**63 Spruce Mountain Road**

**Regulated Activity # 842**

**Mario Luis**

Assessor's Lot # G21006, RA-80 Zone.

Date of Receipt: 6/18/09.

single-family dwelling, well, septic.

Artel Engineering Group, LLC. Topo/A-2 Survey rec'd. 6/22/09. Request to table from engineer 7/8/09 pending staking / site walk. Motion to **table** by Roy. Second by Fagan. Motion carried unanimously.

**NEW BUSINESS:**

**4 Lower Lake Road**

**Regulated Activity # 843**

**Viktor & Irina Mackevics**

Assessor's Lot # F09063, RA-40 Zone.

Date of Receipt: 7/8/09.

Restoration of disturbed areas, pond.

Brian Nesteriak, PE, B & B Engineering. Tom Pietras, soil scientist. Motion to **table** pending wetland map, planting plan and A-2 survey by Roy. Second by Fagan. Motion carried unanimously.

**APPLICATIONS FOR ADMINISTRATIVE APPROVAL:** NA

**ADMINISTRATIVE STAFF ACTIONS:**

Chairman Gallo read the following into the record:

120-130 Osborne Street, Victorian Associates, LLC, Regulated Activity # **305 R**, 2.77 ac., 39 units, (J12091,J12092,J12093), RMF-4 Zone, Administrative Approval by D. Baroody 7/7/09. No wetlands on the property clarified for Commissioner Mills.

**CORRESPONDENCE:** CACIWAC "The Habitat", Spring 2009 Newsletter

**OTHER COMMENTS:** Mills initiated Commission discussion regarding EIC # **767R**, previous Zoning Cease and Desist order, EIC Notice of Violation, application and ongoing activities; second site walk scheduled with Steve Danzer, Ph.D., for 7/13/09 at 2 pm, with Daniel Baroody, RS, MPH. Commissioners invited.

**ACCEPTANCE OF MINUTES:** Motion to accept the minutes of the 6/18/09 meeting as complete by Lees. Second by Fagan. Motion carried unanimously.

**ADJOURNMENT:** Motion to adjourn by Lees. Second by Fagan. Motion carried unanimously at 7:45 pm.

The next regular meeting of the Environmental Impact Commission is scheduled for August 12, 2009.