



CITY OF DANBURY
 155 Deer Hill Avenue
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Environmental Impact Commission

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MINUTES

March 24, 2004

Next regularly scheduled meeting date 4/14/04

Meeting was called to order at 6:16 pm.

Members Present: Chairman Benjamin Chianese, Kevin B. Russell, William J. Mills, Bruce Lees, Keith Prazeres

Members Absent: Craig Westney, Thomas Pinkham, Jr.

Staff Present: Jack Kozuchowski, Scott LeRoy, Patricia Lee and Corporation Counsel Robert J. Yamin

The Board Members self-identified themselves from right to left, at Mr. Chianese's request. Bruce Lees motioned to accept tonight's agenda, Bill Mills seconded the motion and it carried unanimously.

WORKSHOP:

99 Federal Road

Regulated Activity # 533

Stew Leonard's

Assessors Lot # L08031

Date of Receipt: 10/22/03 Extension ltr. rec'd. 1/16/04. *Public Hearing held 12/10/03, 1/14/04, 1/28/04, 2/11/04, 2/25/04, 3/10/04.* First 35 Days of Public Hearing: 1/14/04. Extension 65 Days: 3/19/04. Decision must be rendered within 35 days after close of Public Hearing, i.e., 4/14/04. Board Members discussed application for one and a half hours. Benjamin Chianese introduced the Public Workshop at 7:20 pm, stating that the public may not speak tonight, but they may attend. Scott LeRoy, Jack Kozuchowski and Attorney Robert Yamin identified themselves. Chairman Chianese said the purpose of the workshop is to review EIC533 in detail, but no new information may be submitted. He said that secretary Pat Lee has listed all exhibits, and a copy of this list has been given to each Board Member, who must base their decision on the information given. And a lot of information was given, Ben said, "Take your time". It is okay to disagree with each other. "We have 35 days to make a decision" after the close of the Public Hearing, that is, April 14, 2004. Kevin B. Russell said he has a question on an item in Correspondence, the letters from Attorney Ward Mazzucco to Corporation Counsel. Ben explained that Corporation Counsel suggested that Steven Danzer, Ph.D. not attend this

workshop, and refer all of your questions to Jack Kozuchowski, who has Steve Danzer's report. (Tape #1 flipped to side B at 6:25 pm). Chairman Chianese wondered if this Stew Leonard's application was, in fact, a new application; "I have not gotten a clear indication" of what the true differences are. The only difference is the addition of the educational element, trails and boat launches. The reason to deny it back then is in the record. Ben said that this "does mirror" that previous application which was denied. The applicant created the parking problem, and "I believe there are alternatives". Kevin B. Russell asked why does Ben think that the applicant created the parking problems? Mr. Lees said the number of spaces requested is 207 in EIC533, and the three alternatives have three different numbers of spaces proposed. William Mills said that Mr. Rotondo had distributed booklets on the grass and gravel pavers, which he gave to Pat Lee. Mr. Mills had asked Rotondo to check with our Fire Marshal, and he got the impression that he did not go to the Fire Marshal. They increased the size of the trails for recreational usage. Mr. Mills said that Mr. Popp had said that the trail will go around the standing water in the wetlands. I asked for a railing, Mr. Mills said. These trails will cause a reduction in wildlife, so they will have a detrimental effect on these wetlands. I assume, Bill Mills said, that the butterfly and sunflower gardens will be dressed with woodchips; when the river floods, there goes the "dressing". We are supposed to try to preserve the wetlands, Mr. Mills asked Jack Kozuchowski; this isn't preserving the wetlands: "If I was a bird, I wouldn't be setting a nest in there". "Our obligation is to preserve wetlands", Mills said. Mr. Kozuchowski said, "Are you asking me a question?" William J. Mills said that it's a statement; it's a belief. Keith Prazeres said that all "the bells and whistles" in their charts show that they are going the extra mile. All they really want is parking. "We can 86 all this other stuff", Prazeres said. Mr. Chianese read from the new "What's Legally Required" about enhancing by mitigation the environmental. Kevin B. Russell said it will enhance the appearance. Gardens, for the functions and values of wetlands, will not be a detriment to the soils, but they will not increase their value. Mr. Lees, Chianese, Russell discussed the alternative of the parking deck, and they all agreed it was an alternative. Mr. Lees said the "area floods constantly", six or seven times a year. Bruce Lees said the risk factor is the first time one car is left back there and it floods. Bruce said he could never understand their economics: they don't need the parking lot for Zoning, even if they are putting up two extra buildings. "It's something we have control of". He said it's "putting the ecological bullet in the gun....I think there are other alternatives". Mr. Lees asked, "Who's going to maintain it? Who's going to keep it?" Chairman Chianese asked what is access; what determines access? Attorney Robert Yamin said that the Board can include in their Conditions of Approval to limit it to employees. Mr. Chianese said we can define the dates that they can use it. Scott LeRoy asked is it feasible to do that? Kevin B. Russell said it is impractical and impossible to monitor use and dates of parking. Bruce Lees said to let him finish "my rant", please. "We're the guardians of the wetlands". It's a temporary parking lot. How can we monitor that? We can't. It's too big of a risk in this ecologically sensitive area. All will wash away in a flood. Other alternatives exist: the deck, off-site parking. There is no safe way of actually doing the proposal. Mr. Mills said, "That's it". At 6:58 pm, Mr. Lees continued discussing the insects, spiders, mice, the public outcry. This has been probably one of the longest Public Hearings that I've ever been a part of, Mr. Lees said. It is changing it; I don't want to see it happen. Chairman Chianese asked about the

long-term impact. Bruce Lees said, "Absolutely", I don't want to take that risk. Keith Prazeres said that if the grass pavers are there or not, it's going to flood. Mr. Lees added that cars will be leaking products into the river. Mr. Russell said it appears, then, to never be a situation where parking could go back there. You're saying, in fact, Kevin said, that it is not practical to ever put a parking lot back there. Mr. Lees answered, "Correct". Kevin B. Russell said he was concerned that previous applications have been approved back there; you're taking a 180-degree turn. Mr. Lees said, different Commissioners sat on those decisions; "we do have the right to say 'no'". Mr. Chianese asked, long-term. Mr. Russell said it could be long or short term. Bruce Lees said, why even build it, if we know there's a chance of that. He and Mr. Chianese enumerated the alternatives, the deck, the same parking lot they have now, off-site parking. (Tape #1B changed to Tape #2A.) Bill Mills discussed excavation, 7 inches of gravel for an 8 to 12 inch base, removing the wetland soil: "wetlands are wetlands". Applications in the past did not refer to these as wetlands, Mr. Mills said. Mr. Russell said, it's legally defined as "wetland soils". Jack Kozuchowski interjected that it's a regulated wetland in the State of Connecticut, but it has no water regime in it, and it won't, as a clarification for Keith Prazeres. Bill Mills said that the parking deck would be the best solution. Business is growing. If approved, it would be short term, especially if they build the two new buildings, Mills said. Other alternatives are there. The Public Hearing photographs showed the storage in existing parking spaces now. The parking deck would be to their advantage, Mills said. Kevin B. Russell said, "I tend to agree with some of what you said". I remain troubled about the disparity in arguments against the parking deck. Without additional parking, they say they've met their capacity for growth. Kevin said, I have a hard time understanding that, especially if they propose to build two additional buildings. It certainly won't meet the needs of future development, Mr. Russell said; "It doesn't make sense". Mr. Rotondo, Kevin said, focused on why the parking deck is not feasible. I can understand that, the inconvenience, the carts, elevators, an improved grease trap facility, and the cost; but that's not our primary concern. Kevin B. Russell rounded the cost to approximately \$5 million dollars. "I'm not convinced at all by that argument." It is feasible technically; they can build the thing, Mr. Russell said. It is financially and environmentally feasible. Mr. Russell said it is imprudent to put cars back there; it will adversely affect the quality of wildlife, the values and functions of wetlands, the regulated soils, and there's the risk of spillage into the Still River. It will be "close to impossible to police the usage". Mr. Russell said it is "not policeable". The parking deck appears quite feasible financially. Benjamin Chianese read from "What's said. "There are prudent and feasible alternatives". They are all available to be used. We must consider the environmental short term and long-term effects to the wetlands, Ben said. Scott LeRoy said the EIC must consider the "character and degree of injury" to the wetland soils, as we learned last night (NCD Seminar in Litchfield), the water quality, the injury to the soils, long term and short term, all of that. Bruce Lees said the field flooded the day after our meeting, he remembered, and he wished he'd had his camera. Kevin B. Russell said to Mr. Mills, that the personal decision-making, with regards to safety, or the issue of one driveway or two; that is not a deal-breaker, not decision-metric. Ben Chianese said that this river is finally coming back, "We're talking long-term". Keith Prazeres questioned the alternatives; did we see another alternative, did we really look at those alternatives? Mr. Mill said he'd looked at all three alternative plans. Mr. Russell

said the alternatives did not fully address some of the concerns, especially flooding. Mr. Lees said he proposes that we draw up terms of rejection. Kevin B. Russell said, regarding the City of Danbury 2/5/98 decision, to clarify it for himself, as the applicant referred to it frequently (copy enclosed), Section 9.2.b., states basically that Option 1, using the existing grassed area is not prudent. Option 2, an elevated parking deck is not prudent. Option 3, a paved parking lot is not prudent. Option 4, permeable paving blocks are not prudent, and Option 5, off-site parking is not feasible, Mr. Russell recalled. Scott LeRoy said, you are not bound by any previous decisions. Mr. Russell said, I'm fine with that for the reasons that I've talked about. The Board Members discussed making a motion and a second. Mr. Chianese said he'll entertain a motion. Keith Prazeres expressed his concern for a benefit loss if we deny the application, i.e., the new habitats. "If we close the door right now, we limit ourselves" for trying to get something back, Keith said. Mr. Chianese, Russell and Prazeres discussed the impacts and if they outweigh the benefits. There are positive aspects that are outweighed by the negative, long-term impacts. Mr. Prazeres said, I want Conditions for Approval, also, for Alternative 3 with 137 parking spots; "It tears me apart". Prazeres said he wants to say 'yes' and he wants to say 'no'; "I don't want to piss anyone off". Kevin Russell said, "Welcome to the Commission." Mr. Mills, Russell and Chianese discussed Stew Leonard's, stating that they will come back later with another application. Keith Prazeres said, I'd like a condition of a Conservation Easement for the entire property, plus the drainage off Federal Road, times for lot usage, fees if the City of Danbury staff has to go out and monitor or do maintenance in the future. Chairman Chianese said we'll have Jack Kozuchowski do Conditions of Approval and Conditions of Denial, and discuss them at the next meeting. Ms. Lee reminded him that they have to vote at the next meeting. Scott LeRoy said, "It'll be tight." Bruce Lees made a motion to ask Jack Kozuchowski to **draw up Conditions** for Approval for Alternative 3, and Conditions for Denial, before the next meeting. The motion was seconded by Keith Prazeres. The motion carried unanimously at 7:45 pm. There were none opposed.

Mr. Lees motioned to break till 8 pm. Mr. Mills seconded the motion, and it carried unanimously. (Tape #2A flipped to side B).

PUBLIC HEARING: None.

OLD BUSINESS:

The meeting reconvened at 8 pm. Mr. Chianese said there is an Addendum to tonight's agenda. Mr. Lees motioned to add EIC 545 and EIC 546 to this agenda. Mr. Russell seconded it, and the motion carried unanimously.

40 – 42 Kenosia Avenue

Regulated Activity # 538

Kenosia Plaza, LLC

Assessors Lot # E17085, E17086

Date of Receipt: 1/14/04. *Medical & Business Office. Extension ltr. rec'd. 2/25/04.*

First 65 Days: 3/12/04. Second 65 Days: 5/16/04. Chairman Chianese introduced this

application at 8:03 pm. Scott LeRoy took the microphone and identified himself. He said the engineer is not here tonight. The proposal is in the final phases of redesign. They are pulling things back. Keith Prazeres asked Scott if the applicant was working with him, and Scott LeRoy answered 'yes', they will have revisions for the next meeting. The motion to **table** was made by Bruce Lees, and seconded by William Mills. The motion carried with 4 Aye votes, and one abstention (Ben Chianese).

Eagle Road Center, LLC

Regulated Activity # 504R

Eagle Road Shopping Center

Assessors Lot # L09028, L10018, L10019, L10020, L10021,

L10022, L10024, L10025. Date of Receipt: 2/11/04. *Best Buy, Loews, Lowe's - Revisions.*

First 65 Days: 4/16/04. Second 65 Days: 6/20/04. Scott LeRoy said that to date, the engineer was not finished with the revisions. A motion to **table** was made by Keith Prazeres, and seconded by Bruce Lees. The motion carried unanimously at 8:07 pm. (Extension letter rec'd 3/29/04, and revisions rec'd 4/1/04.)

17 Aspen Way

Regulated Activity # 540

Brookbury Estates Lot 35

Assessors Lot # L 04006

Date of Receipt: 2/25/04. *Cosmo Mazza. Septic design rec'd. 3/17/04.* First 65 Days: 4/30/04. Second 65 Days: 7/4/04. After Chairman Chianese introduced the application, Engineer Steve Sullivan, of CCA, LLC in Brookfield, CT took the mic, and displayed the plans on the easel. He responded to Steven Danzer, Ph.D.'s recommendations in his letter dated 3/8/04: (1) he will fill the channel with more live plant material, (2) all of the four depressed areas will be planted with additional shrubs, and the channel lining will be redesigned as suggested by Dr. Danzer, (3) a hooded outlet will be installed. Mr. LeRoy looked at the plans, and to the left of the house, noted that the footing drains and down spouts go in the opposite direction. Scott LeRoy said we want these to go in the same direction as the channel. How is the water going to flow down? Mr. Sullivan responded that, basically, there will be a sheet flow out, down to the stone wall, and it will filter through that. Mr. LeRoy said, I'm worried about this; before it is built and a homeowner moves in, build a channel. Mr. Sullivan said, "Okay", with the same lining. Mr. LeRoy said, he's incorporated everything we talked about, the revisions, the extended channel, the roof drains. A motion to **table** was made by Keith Prazeres, and seconded by Bruce Lees. The motion carried unanimously at 8:14 pm. (Revised plans rec'd 3/31/04.)

33-41 Starr Road

Regulated Activity # 542

Sandpit Road LLC

Assessors Lot # K10012 & K 10013

Date of Receipt: 2/25/04. *Industrial Condominium Units. Revisions rec'd. 3/18/04.* First 65 Days: 4/30/04. Second 65 Days: 7/4/04. Dainius Virbickas, P.E. took the podium at 8:15 pm, and spoke on behalf of Sandpit Road, LLC. He put map #5 on the easel. Mr. Virbickas sad that modifications had been made to the plans as requested a

couple of meetings ago. Dainius Virbickas had met with Mr. LeRoy to go over the revisions. Modifications include (1) a concrete landing shifted to the east side of the building; (2) a six-foot tall chain link fence, increased to eight-foot tall per Scott LeRoy, backed with a six-foot tall row of Arborvitae; (3) clean and stabilize existing drainage and discharge points with 18 inch pipes, and plant wetland plants in the vicinity of the discharge points; (4) remove debris from the wetlands. Mr. Virbickas said there is garbage, tires, and A/C unit, a couch, “terrible things that need to be removed”. The wetland has a lot of silt from runoff. There are wild onions, daffodils, soda bottles, beer cans, “not what I thought I’d find”; a “simple cleanup” is needed, Mr. Virbickas said. Bruce Lees asked about the wetlands signs, three minimum, that he had suggested posting at the last meeting. and add something into the tenants’ leases or contracts about the “environmentally sensitive area”, “these are wetlands”. Mr. Virbickas took notes on the language requested by Mr. Lees. Mr. LeRoy suggested a sign on each door, that is, six signs. Mr. Chianese asked what is the long-term plan for maintaining the wetlands? Walk it once a year? Mr. Mills suggested a Conservation Easement. Mr. Virbickas said, we can put that into the maintenance schedule, walk it once a year. I can ask my client to get a Conservation Easement. Mr. Virbickas said there are billboards on our property, and some power lines; “I don’t know how they get in there”, but they must maintain those. It is all overgrown. Scott LeRoy said that their attorney would have to put those specifics, how to maintain these, into the Conservation Easement. Mr. Lees made a motion to **table**. This was seconded by Bill Mills. Keith Prazeres suggested making a list of what you need to do, and Dainius Virbickas enumerated the modifications just discussed. Scott asked, once more, the fence will be a plain chain link fence, and Dainius answered “yes”. Mr. Lees said, with Arborvitae behind the fence; keep it open. The motion carried unanimously.

336 Main Street

Regulated Activity # 543

AutoZone, Inc.

Assessors Lot # I13032

Date of Receipt: 3/10/04. *New retail building & parking.* First 65 Days: 3/14/04. Second 65 Days: 7/18/04. At 8:30 pm, Scott LeRoy discussed some “shortcomings” he’d seen on the maps. The applicant is not here tonight, and “I haven’t reviewed it that deeply yet”, Scott said. The proposal was discussed by Mr. Chianese, Mr. Lees, and Mr. Mills. Mr. Lees asked if the Vortechnic unit was “on-line”. Bill Mills said he wants to ask about the wind wall. The pipe size is 18”. One of the alternatives, Mills said, was to put the parking in back, move the building back, and put the parking in front. They want to put the dirt stockpile in back, as well as the garbage area, Mills said. He asked which Vortechnic unit they are using, and how do they expect to meet the 80% removal target? Mills said he’s sure these questions can be answered. Mr. Prazeres, LeRoy and Mills reviewed the applicant’s figures. Scott LeRoy said two dumpsters are proposed, but to be placed where? Bruce Lees asked where is the oil to be kept? Maybe on the Kennedy Avenue side? Will the stockade fence have the heavy mesh shade? Mr. LeRoy told the Board Members to take their time and look at this. Mr. Lees asked Scott if there were competitors that sold Vortechnic units. Scott explained that “there are tons”, and the E.P.A. tells us who they accept. E.P.A. will not say whose works best. But independent

people install them and monitor them over the years. I tell the applicant to submit the data. Vortech, to date, provide the best data, and I don't get that many questions, Mr. LeRoy said. The on-site contractor cannot choose the unit. Vortech requires that *they* design the unit needed for each site. (Inserted Tape 3A). Scott LeRoy suggested it be tabled for further review. A motion to **table** was made by Bruce Lees, and seconded by Kevin B. Russell. Being no further discussion, the motion carried unanimously.

NEW BUSINESS:

50 – 58 Payne Road

Regulated Activity # 544

Ray Boa & Arlindo Augusto, LLC

Assessors Lot # M12009

Date of Receipt: 3/24/04. *Facility for A & J Construction*. First 65 Days: 5/28/04. Second 65 Days: 8/1/04. Steve Sullivan, on behalf of Mike Lillis, Engineer, of CCA, LLC, asked this be tabled. The motion to **table** was made by Kevin B. Russell, and seconded by Bill Mills. The motion carried unanimously.

Aunt Hack Road

Regulated Activity # 545

Neil Perone

Assessor's Lot # C09009

Date of Receipt: 3/24/04. *Single-family dwelling, well, septic*. First 65 Days: 5/28/04. Second 65 Days: 8/1/04. Scott LeRoy first brought up the letter from neighbor Virginia Kesler Carlson from 126 Aunt Hack Road, in opposition to any additional easements through her lot (copy enclosed). Ms. Carlson is in the audience this evening. Scott noted that the green DEP sheet in this application states a tenth of an acre of wetlands are altered, and no mitigation is being proposed. The maps are not clear, he said. Mr. LeRoy said, "I've had some issues with his other approvals", such as slow response times, silt fence issues. Scott said he really would like all applicants to file a good application; "As proposed, it's a significant activity". He asked the Board if they want it to go to Public Hearing. Mr. Chianese and Mr. Prazeres asked what would a Public Hearing achieve? Mr. Mills showed Mr. LeRoy where the amount is noted. Ben Chianese suggested he look at it more clearly, and talk to the applicant before the next meeting. Kevin B. Russell said he does not want to hold one out, and we should think about this when we review our regulations. Keith Prazeres asked when he can ask the neighbor about that letter. Scott replied, only at a Public Hearing; but I could find that out for you from her. It's probably a land-locked parcel, Scott said. A motion to **table** was made by Keith Prazeres, and seconded by Bill Mills. The motion carried unanimously at 8:57 pm. (Note: Application EIC 545 **withdrawn** on 4/1/04.)

9 Segar Street

Regulated Activity # 546

O & G Industries, Inc.

Assessor's Lot # G16008

Date of Receipt: 3/24/04. *Relocate fuel tank*. First 65 Days: 5/28/04. Second 65 Days: 8/1/04. Scott LeRoy read the application notes into the record at 8:59 pm. Kevin B. Russell stated that the concrete slab is approximately 10' x 40' x 1'. Mr. Mills said shouldn't this be a new application, and Mr. LeRoy answered that it is a new application. Mr. Mills asked aren't they complying with the April 1st deadline? Mr. Russell said it appears to be in compliance with what we discussed last time. Bill Mills noted that he's asking for Administrative Approval. Mr. Chianese said this is the new location where he wants to put the tank. Mr. LeRoy said this is the permitting procedure. Mr. Chianese asked if they have to wait for Jack Kozuchowski. Scott LeRoy said he thought Jack was going on vacation next week. Bruce Lees said we can still follow it along if it goes through Administrative Approval. Mr. LeRoy said, if you want to be more involved in the process, you must motion to deny the Administrative Approval. Chairman Chianese said we want to remain involved. Mr. LeRoy and Secretary Lee explained to Mr. Prazeres that this application stemmed from a violation and a Cease & Desist order, and not from a previous Administrative Approval. Kevin Russell said we all agreed it made sense to "move the thing once", and they seem to be in keeping with what we discussed. Mr. Mills and Mr. Russell discussed the history of the tank and what took place at the last meeting. Kevin said they asked us to give them until April 1st. Mr. Mills reiterated that the tank has to be moved by 4/1/04, "this is it". Kevin said "this is all perfectly fine" to me. Keith said "point taken". Mr. Mills said again, it has to be moved by April 1st. Ben said the Cease & Desist order has not been removed yet. Kevin pointed out that, if we get more involved, they have to go beyond the 4/1/04 deadline. Scott said the area that they've found is outside of the established floodway boundary of the Still River. Mr. Lees made a motion to **move this to Administrative Approval**. Mr. Russell seconded the motion, and it carried unanimously.

APPLICATIONS FOR ADMINISTRATIVE APPROVAL:

Oil Mill Road – Lot 12

Regulated Activity # 389 R

Burton's Bridge Condominiums

Assessors Lot # H15066

Date of Receipt of **Revision**: 1/14/04. Administrative Approval Requested. First 65 Days: 3/12/04. Second 65 Days: 5/16/04. Extension letter rec'd. 3/12/04. Scott LeRoy said he is waiting for the applicant to get back to him. **No action taken.**

77 – 83 Mill Plain Road

Regulated Activity # 537

Shurgard Storage Centers, Inc.

Assessors Lot # D14032

Date of Receipt: 12/10/04. *Ext. letter rec'd. 2/5/04. Mitigation Planting Plan rec'd. 2/20/04.* First 65 Days 2/12/04, Second 65 Days 4/17/03. Scott LeRoy said he is waiting for the

applicant to get back to him. **No action taken.**

78 Federal Road

Regulated Activity # 530R

Nextel Communications / Best Inn

Assessors Lot # L09025

Date of Receipt: 2/25/04. *Revision - Concrete pad & door shifted.* First 65 Days: 4/30/04.
Second 65 Days: 7/4/04. **Approved 3/24/04 Administratively** by Scott LeRoy, today.

11 Laurel Street

Regulated Activity # 541

Robert T. Riley

Assessors Lot # G 14277

Date of Receipt: 2/25/04. First 65 Days: 4/30/04. Second 65 Days: 7/4/04. **Approved Administratively with Conditions 3/24/04** by Scott LeRoy, today.

CORRESPONDENCE:

CT DEP notice of 4/7/04 Public Hearing re: University Blvd. extension to Magnet School, **EIC 482.**

Letters from Attorney Ward Mazzucco to Corporation Counsel objecting to Steven Danzer, Ph.D., invitation to EIC533 Workshop, discussed within Workshop on **EIC 533** previously.

Letter dated 3/3/04 re: objection to additional easement to Lot #C09057, Aunt Hack Road, Ms. Mary Corey, from Virginia Kesler Carlson of 126 Aunt Hack Road (Lot #C09009), discussed with application **EIC 545.**

Two aquatic pesticides permit applications, for comments, for:

Aquatic Control Technology, Inc., for Ridgebury Office Center, 44 Old Ridgebury Road.

Lycott Environmental, Inc., for Swan Lake, Jensen's Trailer Park. Ben Chianese

read these into the record as the letters were distributed to the Board Members.

EIC ADMINISTRATION, OPERATIONS & FUTURE AGENDA ITEMS:

Reminder to contact State senators & representatives: CACIWC requests support for SB 445, An Act Concerning the Jurisdiction of Municipal Inland Wetlands Commissions, to amend Connecticut's Inland Wetlands & Watercourses Act to restore and clarify the authority of IWW agencies and its definitions. Keith Prazeres asked if any of the Commission members had responded to this yet, and the answer was "no".

Schedule workshop meeting for **regulations update**. Note, per Ed Siergiej, Candlewood Lake Authority (CLA) meets on the 2nd Wednesday of each month, so if EIC wants Larry Marsicano/ CLA to attend our workshop, schedule it on a **4th Wednesday** of the month.

CLA has already compared the 5 participating towns' regulations. Scott LeRoy said he did not wish to discuss this tonight. **No action taken.**

Comments on Land Use Regs. Seminar 3/23/04 in Litchfield, "**What's Legally Required**", last night, from attendees. "Excellent" and worthwhile Kevin B. Russell said. Bill Mills said it was interesting. Mr. Chianese recommended that Keith and Bruce attend this seminar, if it comes around again.

Chairman Chianese asked if anyone wanted to discuss our workshop tonight. Mr. LeRoy said, "you did well", pulling out the criteria and focus of what you need. Kevin Russell said he had two observations: we need clear objectives, and we must bring those issues we need to talk about to the surface, and then decide what to focus on. Chairman Chianese said we will continue that format in the future. Jack Kozuchowski will provide conditions for approval and conditions for denial for EIC 533, Scott said.

ADJOURNMENT:

Motion to adjourn at 9:25 pm by Keith Prazeres. Second by Bill Mills. Motion carried unanimously. The next regular EIC meeting will be held on **4/14/04** at **7 pm** in the Common Council Chambers.

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