



CITY OF DANBURY
155 Deer Hill Avenue
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Environmental Impact Commission

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MINUTES

August 24, 2005

Next regularly scheduled meeting date 9/14/05.

Meeting was called to order at 7:37 pm.

Members Present: Chairman Benjamin Chianese, Kevin B. Russell, William J. Mills, Bruce Lees, Craig Westney, Thomas Pinkham, Jr., Kurt A. Webber

Members Absent: Matthew N. Rose

Staff Present: Scott LeRoy, Director of Health, Secretary Patricia Lee

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

STAFF REPORTS & COMMUNICATIONS:

Review **EIC 620**, Cotswold, Environmental Assessment Report dated 8/3/05. Scott T. LeRoy, MPH, MS, took the microphone at 7:40 pm and identified himself. He said I want to go over the reports prepared by Jack S. Kozuchowsky and myself, plus the issues and the violations. You have the impact report for EIC 620 Environmental Assessment Review in your hands or you have read it by now. For projects that could have a significant impact on the environment, we ask for more information. They need to provide square footage and delineate all the areas. These plans are very busy. They need to calculate the impervious coverage, drainage patterns, outlets, a summary of all the changes when changes to the plan occur, all the mitigation measures for each plan, and make all buildings & roadways out in the field. We have had "a lot of problems with retaining wall these days". The applicant should design the retaining walls and know where they are going. You may want to motion to add all the previous application information (EIC 587) to this application. We must look more closely at large projects. I've called it a "catastrophe" plan, and it needs to change with each season. The applicants have been in touch with me regarding endangered species. I'm asking for a soil scientist to approve their delineation. They should show all soil types on all the land. A functions & values analysis is standard. A pollutant removal analysis is needed, and a feasible and prudent alternative analysis. LeRoy discussed some alternatives, different placement of the buildings, slab analysis; he discussed the typographical error, and it would not be out of reason to ask for a smaller number of units. There's "something in error" every time I turn around, in the application. LeRoy asked if there were any questions at 7:49 pm. Ben Chianese said we assigned this to Steven Danzer, Ph.D. LeRoy said yes, he went out there this week, and he'll have an in-depth review probably by the next meeting. Chianese asked can Steve Danzer come to the

meeting. LeRoy said I can ask him, but he lives far away. Mills had some questions on project alternatives.

43 Beaver Brook Road, William S. Coffey, Jr., **EIC 585**, planting underway. Will be in compliance by 9/14/05 meeting, as directed. LeRoy said I met Bill Coffey, Sr., and Jr., and we talk at least two times a week. Vegetation is being planted. It's "going forward nicely. He's on top of it". Chianese said it's to be in compliance by the next meeting.

46 Payne Road, Jerome J. Bigelow (M13005), requested soil test reports from M. Klein 8/23/05. Directed to be in compliance by 9/14/05. Scott LeRoy said I know he was out there digging holes. "I know he's working on that". Chianese said he's to be in compliance by the next meeting, and LeRoy agreed.

22 Kenosia Avenue, Construction Associates, Inc., **EIC 623**, review J. Kozuchowsky's Determination of Project Impact dated 8/10/05. LeRoy said I think their engineer is here tonight (B. Doto). There is no wetland loss. LeRoy paraphrased Jack Kozuchowsky's report. He said Jack recommends a summary ruling with "tweaked" conditions of approval. Read them over with the applicant and the engineer. It looks good to me, LeRoy concluded.

47-49 Lake Ave. Extension, CVS, **EIC 528R**, revised plan has been reviewed. If plan is acceptable to EIC, recommend moving to Admin. Approval. LeRoy said if you look at it and it meets your approval, throw it to Administrative Approval.

Forty Acre Mountain Road, Candlewood Park, Inc., **EIC 627**, sewer & water lines. S. LeRoy has walked the proposed project; recommend moving to Admin. Approval. LeRoy said I walked this site, behind Sterling Woods. There's a paper road that runs through the wetland. The Dept. of Environmental Protection is requiring the push to tie the sewers in. There have been septic system break-outs and nitrates found. "I'm very familiar with it". LeRoy said I recommend you throw it to Administrative Approval.

NOTICE(S) OF VIOLATION / CEASE & DESIST:

Notice of Violation, 8/22/05, to Gregory Street, EIC **380**, Jose Lima (G13215). Scott LeRoy asked, is Mr. Lima or his representative here? (Not present). LeRoy said you can go over the Notice of Violation. LeRoy said we received an anonymous complaint last week regarding permits for a garage, retaining walls, etc. Joe Mead went out there on 8/18/05, and LeRoy read Mead's e-mail to the panel. The rear of the property is bounded by a stream. There are no erosion controls and no stabilization measures. He's landscaping the whole rear area. We'll be in further discussion with him, LeRoy said. Chianese asked can we turn the Notice of Violation into a Cease & Desist Order? LeRoy replied we asked him to stop; I don't like using the Cease & Desist procedure. It requires another meeting and more work by the DEIC. Pinkham said I'd like him to appear; we don't know the differences between what was approved and what he's done. LeRoy, Chianese, Mills and Pinkham discussed time frames, and the time needed for the DEIC to review the old application EIC 380. Chianese said it was approved in January '01; if we give him till 9/14/05, he doesn't have to do anything. LeRoy said if he doesn't want to do anything, it will take nine months in the courts. Mills said, Mr. Chairman, I'd like time to review the violation. I motion to have Mr. Lima appear before us on 9/14/05 to explain the violations and what he'll do to correct them. Pinkham seconded the motion. Being no further

discussion, the motion carried unanimously at 8:05 pm. Chianese said a letter will be sent to Mr. Limo.

Notice of Violation, 7/19/05, to South Street/ Mannion Lane, EIC **481**, Timber Oaks, Bethel Danbury Two, LLC, John Horton (fka, Lexington Crossing, Baker Residential). Voted on 8/10/05 to release Notice of Violation when revised site plan is received. Plan is in progress 8/23/05. LeRoy said Joe Mead is working with South Street and the neighbors. Chianese said they have until 9/14/05 also. You can e-mail Pat with any questions you may have. LeRoy said they can always write it down and sent it to the Permit Center.

PUBLIC HEARING:

Padanaram Road

Regulated Activity # 620

Cotswold of Danbury, LLC

Assessor's Lot # F07052, RA-20 Zone.

Date of Receipt: 6/22/05.

57 cluster residential units.

First 65 Days: 9/2/05. Second 65 Days: 11/6/05. Additional documents rec'd. 7/12/05 & 8/3/05. Staking is complete. Plans to S. Danzer 8/8/05. B. Chianese did site walk 8/18/05. Public Hearing opens tonight. Chianese read the Legal Notice announcing the Public Hearing into the record at 8:06 pm. He said two display easels will be used so the DEIC and the public can view them. Tonight we'll give the public one to one and a quarter hours to speak. Please limit your comments to 15 minutes. Chianese explained what issues are not the purview of the EIC. Pinkham made a motion to add the old Cotswold (EIC 587) application to this record. Mills seconded the motion, and it carried unanimously at 8:10 pm. Chianese said the applicant may now do their presentation. Attorney Paul Jaber of 148 Deer Hill Avenue took the mic and identified himself, and listed the other applicants present tonight. This is for 57 proposed single-family detached units. We were before you in November '04, Jaber continued, which we withdrew. Late in 1973-1974, 113 lots were approved, and Jaber gave some history of how the City obtained the property through tax foreclosures. Jaber explained the typographical error, listing 6 instead of 60 units, and obviously this application is for 57 units. Jaber turned it over to Joe Canas. Joseph Canas, P.E., Project Engineer at Tighe & Bond in Shelton, CT, took the mic and described some of the changes since the previous application. The number of units is not 57. The biggest change was based on the EIC's previous comments, to move the lower units away from the river corridor. He displayed the plans for the audience. The other changes are an enlarged wet meadow, we've changed the routing of the drainage pipe, the swales at the top of retaining walls and the accessway for the sanitary sewer. There's .922 acre of wetland disturbance. We will maintain the existing roadway bed to minimize disturbance, and there will be no net increase in peak runoff at the southern end of the site, Canas said. On the northern end of the site, displaying the map, Canas said the plan is much the same as the original. Canas discussed plan alternatives. Matthew Popp next came forward and identified himself, from Environmental Land Solutions, LLC, in Norwalk. Since the last go-around, I've been to the site two to three times, Popp said. I did a summary of the existing conditions, the disturbance 20 to 30 years ago, and he described the main differences at the southern part of the site. There is also a wildlife corridor on the western part of the site. I walked it yesterday with Steven Danzer, and he's going out there again. I want to submit one thing, Popp said, an example of a Versalok™ (Exhibit #1) terraced retaining wall. Popp gave the booklet to Chianese.

Jaber, returning to the mic, said, just to conclude, some eastern portion of the site will be donated to the Swampfield Land Trust, Inc., and a Conservation Easement will be put on a portion west of that. Chianese asked Popp, when did you do the wildlife site review? Popp replied in June '05, Nov. '04, April '05 and twice this month. There was no species seen in the last two site visits, Popp said. Chianese asked do you have a contingency plan for erosion control. Popp said that will be coming. Chianese had a question on more disturbance on the northern or southern side of the plan for the alternative. Canas answered that the northern end had the greater disturbance. Scott LeRoy has concern about retaining wall placement, Chianese said. Stake those walls. Chianese said there was a discrepancy when walked the site about certain areas, so we'll need a revised map. Canas said yes, we'll revise the maps. Mills had a question for Joe Canas about pouring a slab, and the amount of displacement, and the requirement of the Fire Marshal for the access road. Mills and Chianese said to get the Fire Marshal's report by the next meeting. Donal Walsh spoke up, explaining that all will be provided by the next meeting, the manhole, the fire equipment requirements, and the access road for "quick and direct access". Lees said get a letter from the Fire Marshal that the access road must exist, and Walsh agreed. Chianese had a question on the Versalok™ wall height. Canas said they can go higher than six feet, and that information will be included. Chianese asked if there was any members of the audience who wish to speak for or in opposition to this application at 8:35 pm. He reminded the public to sign in and identify themselves.

Gary Ackerly of 65B Padanaram Road signed in and submitted photographs to Chairman Chianese (Exhibit #2). Ackerly said I don't know about animals. I live at 65B Padanaram, across from the First & Last Café. Ackerly described the sightings of the Connecticut Brown Bears that are there. The sightings, he said, "To me, it's pretty important". Just past Bill's Auto Body, they cross the road. They get down here from New Milford. I was told they are CT Brown Bears, in answer to Lees' question.

Jean Campbell of 94 Hillandale Road signed in and said she's lived here since 1975. I'm upset, Campbell said, that we cannot talk about the environment & the traffic. I am opposed to this plan. What is the difference in feet from Unit 57 to my house, she asked. Joe Canas replied about 46 feet. "I don't like that", Campbell declared. What kind of disturbance is going to affect the reservoir? We at Hillandale had to pay for expensive sewers. We're trying to preserve that reservoir. Whose sewer system will they tie in to? Chianese said we'll ask that they address that. Campbell asked the price for these houses. Donal Walsh answered between \$400,000 and \$500,000. Campbell said, "Oh. Nice neighborhood." Campbell said, "Please allow there to be some open space in Danbury." She concluded to applause at 8:43 pm.

Marc Howard of 5 Mountain Laurel Lane next identified himself. Howard said I have a letter from Theresa Radachowsky, who is unable to be here tonight. He read her letter of opposition, dated 8/9/05, which discussed the topography, storms, & past floods, into the record (Exhibit #3). Chianese pointed out where Radachowsky's house is on the map. Howard continued, I also have a petition with some signatures, and I will get more. He read the petition (Exhibit # 4) into the record.

Joel Limoncelli from 25 East Gate Road signed in, saying the objection I have is one of the erosion problem. The blasting will be minimal, we've heard in the commentary, Limoncelli said. The grade is so steep, the elevation change is so great, that blasting will have a dramatic effect on the integrity of the septic systems of all of those homes on the western side of the property. It's "something that needs to be addressed". Limoncelli said, put into place an escrow account to address the adverse consequences to the septic systems, "after these people are long gone". The escrow account can serve as some "financial reserve" for the residents.

Chianese asked him are you currently having erosion problems. Limoncelli said it's been stabilized since the last attempt to put in housing. They couldn't keep those driveways in place, I understand, due to all of that underground water. Our wells are in front of our properties; the septic are in back. Chianese asked Limoncelli will you grant them access to your property if studies need to be done? Limoncelli said okay, and concluded, "I'd like the City to take this property by eminent domain and make a nature preserve out of it".

Suzanne Silverman from 29 East Gate Road signed in next. He's quite right, she said. We've had problems with erosion when the rain comes down here. How many trees are going to be cut down with that kind of density of housing, Silverman asked. Is it going to be cleared? Is it going to be all culverts and retaining walls? Less housing would certainly be better, Silverman said, in answer to Chianese's question.

Mary Sullivan from 71 Hillandale Road took the mic. As everyone knows, Sullivan said, we're in a dry spell. Have you seen this property in heavy rains? Why is this company so generous in giving this land to the Swampfield Land Trust? We have bad drainage problems. They're down to 57 houses from 60. There is ice in the wintertime and floods in the rainy time. Silverman asked, "Have you seen this property in heavy rains?"

Tom Pura from 43 East Gate Road signed in, saying he's lived here for 28 years, and he showed where on the map. Under the new plan, I'm near that cul-de-sac, Pura said. "I am against the project". The water runoff is a major, major issue. I thank all of the people for showing up during this vacation season. "We've already seen what Stetson Place looks like", Pura said. I've got photos (Exhibit # 5) as examples of what happens when the land gets disturbed, which were distributed. Pura gave out additional photos to view, but the DEIC cannot keep these. East Gate does not have sewers. The pitch on that, Pura exclaimed, was incredible. I was shocked to hear how close the project is to my property. Maybe an escrow account should be established. We have a petition signed by over 200 people, which we will submit. I ask you to reject this project. Chianese said we'll copy those photographs (Exhibit # 6) and give them back to you. Pura said I'd like to read the letter from Ray McGarrigal from 41 East Gate Road, which he did (Exhibit # 7), encouraging the Commission to "err on the side of caution". Pura asked if there are any questions.

Russell had a question on the date of the first set of photographs (Exhibit # 5). Next, Romolo DeGrazia from 101 Padanaram Road came forward with a letter (Exhibit # 8) which he submitted into the record and read. I've been to previous meetings. DeGrazia referred to the first speaker (Ackerly) who saw the bears. We've had honey bees for years. Our hives have been broken into in the late nineties by bears. I've seen the bears running up my driveway. That's a "factual claim", DeGrazia said. We would like to see traditional homes on half-acre lots, like the surrounding neighbors. DeGrazia described a heavy rain event that impacted a neighbor and his pipes. I have photos, DeGrazia said. The Dairy Town's front door had water 6 inches below the door handle. Definitely, DeGrazia said, less houses on half-acre lots. He clarified where he saw the bears for Mr. Chianese. Chianese asked if there were any members of the audience who wish to speak for or in opposition to this request, again.

Tom O'Brien from 37 East Gate Road came forward and asked the applicant to point out where the retaining walls will be. Joe Canas did so at the easel. O'Brien asked about blasting, and Canas showed where. Chianese asked will there definitely be blasting. Canas said it's not definite. Tom O'Brien described the concrete storm drains that go under their properties. There is an exception amount of drainage, he said. I'm opposed to his for a lot of the same reasons as the others tonight, plus in particular, the nesting turkeys, the bears, deer, a resident coyote, and the wildlife. Also, you're going to have to clear trees. Trees and vegetation hold the ground. He

thanked the Commission at 9:25 pm.

Chianese said those people who must speak this evening, come up. This will be continued until the next EIC meeting for those members of the Public who can wait. Ken Gucker of 89 Padanaram Road came forward. He said I have the other petition with over 200 signatures on it (Exhibit # 9), which he submitted. I'm Terry Radachowsky's neighbor, Gucker said. One thing, besides what's already been stated, that really bothers me is that at each meeting the applicant promises to bring in needed information. "There's not going to be a tree left", Gucker said. I'd say more like 3000 trees, not 300, will have to be removed. I own two acres. The 113 houses approval expired. "That's gone. Over!" Believe me, if they could build 113 houses there, they would, Gucker said. The land for donation to the Swampfield Land Trust is all swamp; they can't use it anyway. "There's going to be blasting. There's going to be a lot of blasting". Every door in my house has shifted to the left, and it's the same with my neighbors. The California mud slides are attributed to lack of trees. Gucker discussed the amount of water. I'll bring more photographs to the next meeting that were taken right before they withdrew last time. You dig down to put drainage in, you're below the stream, Gucker said. "There's a ton of water there". He discussed tree absorption of water. New trees will not hold, Gucker said; they'll come cascading down. This project is not well for this property. I've been to every meeting. I'm down at City Hall all the time. A wildlife corridor will not work because the wildlife is getting trapped. They cannot migrate. Walk it in the fall, Gucker concluded.

Chianese said this will be the last speaker this evening.

Paul Schaffer from 31 East Gate Road signed in. Schaffer said, as my neighbors said, "I echo there words completely". I'm opposed to this proposal. I have two requests for the developers: (1) show where on the map so the audience can see the area in discussion, and (2) show the tree removal by section next time, Schaffer concluded.

Alice Lachian from 43A Hillandale Road signed in. Lachian said I'm not here for my property's impact. "I'm definitely opposed to the project". Each road is significantly higher than the previous road. Hillandale is a circle. She discussed the steep elevations. Part of our yard, Lachian said, washes out each year, and we're not really too close to this. If I don't like the water coming, I can move. But the animals, the fox, the deer, can't. I know the money is important. But other things are important too. Applause followed.

Chianese said a lot more information will be coming in before the next meeting. Pay attention to those alternatives for feedback. Paul Jaber said he had one comment regarding the lady who asked the distance (Jean Campbell); really the elevation distance between these houses and East Gate is 340 feet. Lees made a motion to continue the Public Hearing. Mills seconded the motion, and it carried unanimously at 9:45 pm.

Lees motioned for a 5 minute recess; Pinkham seconded the motion, and it carried unanimously.

OLD BUSINESS:

Chairman Chianese reconvened the meeting at 9:58 pm.

Old Forty Acre Mountain Road-Parcel B Regulated Activity # 614

Curt Verdi – Verdi Construction

Assessor's Lot # K04199 (portion)

Date of Receipt: 4/7/05.

3 Lots, homes, wells, septics. RA-80 Zone.

First 65 Days: 7/1/05. Second 65 Days: 9/4/05. Alternate plan rec'd. 6/3/05. Extension ltr. rec'd. 6/28/05. M. Mazzucco out of town for tonight's meeting, so Mills voted to table this item. Pinkham seconded the motion and it carried unanimously at 10 pm.

22 Kenosia Avenue

Regulated Activity # 623

Construction Associates, Inc.

Assessor's Lot # E17095. IL-40 Zone.

Date of Receipt: 7/13/05.

11 Warehouse/office units in 3 buildings.

First 65 Days: 9/16/05. Second 65 Days: 11/20/05. Planting plan rec'd. 8/9/05. Screening report by J. Kozuchowsky 8/10/05. Chianese introduced this application at 10:01 pm. Scott T. LeRoy has reviewed Jack S. Kozuchowsky's report. We have the engineer here tonight. Everyone, review Kozuchowsky's report, Chianese requested. Tom Pinkham said I am recusing myself from this application due to his company's representative, and Pinkham stepped down. Lees said I'm reading condition number 4, regarding adding the word "permanent" to wetland markers. Ben Doto, P.E., identified himself and took the microphone. The site doesn't contain wetlands itself, Doto said. The building itself functions as a buffer to the wetland. Jack asked to put the signs here; the signs can say whatever you want, Doto said. Lees said add "permanent". Mills said I have a problem with condition number 6. Add that a maintenance report by submitted as 6.c., annually to the City Health Department. Doto said condition number 3 already says an "80% survival rate", so that is not needed in 7.b. Chianese asked about condition number 9, the storage of hazardous materials is prohibited outside of the building. Westney asked what was Jack's intent? Secretary Lee said even White-Out is "hazardous". Doto said, as Pat said, anything can be hazardous. Secretary Lee suggested adding, subject to Jack's clarification, to condition number 9. Lees made a motion to accept this as complete. Westney seconded the motion, and it carried unanimously. Doto mentioned that Jack had changed the language in his report regarding "contain regulated areas". Lees made a motion to approve EIC 623 with eleven conditions of approval as per Jack S. Kozuchowsky's report, as modified tonight with clarification of condition 9. Webber seconded the motion and it carried unanimously at 10:12 pm (with Pinkham recused).

Prudential Realty- Richard S. Jowdy Regulated Activity # 624

Chambers Road

Assessor's Lot # D07068, RA-40 Zone.

Date of Receipt: 7/13/05.

Subdivide to two residential lots.

First 65 Days: 9/16/05. Second 65 Days: 11/20/05. J. Kozuchowsky's comments rec'd. 8/10/05. Pinkham took his seat on the panel. Mills made a motion to table this application. Westney seconded the motion, and it carried unanimously at 10:15 pm.

47-49 Lake Avenue Extension Regulated Activity # 528R

CVS / Christopher Williams, AIA Lots #F15001,F15040,F15002,F15003.

Date of Receipt: 8/10/05.

Revised site plan.

First 65 Days: 10/14/05. Second 65 Days: 12/18/05. Applicant to increase planting bond. Revised landscape plan rec'd. 8/17/05. Patrick Doherty, P.E., of Vanasse Hangen Brustlin, Inc., in Middletown, CT, took the mic and identified himself. He described the proposed Landscape Plan, revised 8/12/05 (Sheet Number C-6). Mills had a couple of questions on the plantings, and said, "It's shaping up nice". Chris Williams, A.I.A., addressed Mills' questions. Dean Gustafson, soil scientist with Vanasse Hangen Brustlin, identified himself and described the native mix of grasses that establish themselves relatively quickly, stabilizing the soil and providing some wildlife benefit. Chianese said Scott LeRoy recommended we move this to Administrative Approval. Pinkham made a motion to move this EIC 528R to Administrative Approval. Mills seconded the motion. Being no further discussion, the motion carried unanimously at 10:21 pm. Bill Mills thanked the Vanasse Hangen Brustlin people, saying it's a "pleasure dealing with people like you".

NEW BUSINESS:

Rockwood Lane

Regulated Activity # 626

Paul Defabritis

Assessor's Lot # B09002, RA-80 Zone.

Date of Receipt: 8/24/05.

SF home, well, septic, driveway.

First 65 Days: 10/28/05. Second 65 Days: 1/1/06. Plans to S.Danzer 8/17/05. Pinkham motion to table this new business item. Lees seconded the motion and it carried unanimously.

Forty Acre Mountain Road

Regulated Activity # 627

Candlewood Park, Inc.

Assessor's Lot # K05120, RA-80 Zone.

Date of Receipt: 8/24/05.

Install City sewer & water in McKay Road.

First 65 Days: 10/28/05. Second 65 Days: 1/1/06. Chianese introduced this application, saying Scott LeRoy recommended we give to Administrative Approval. Pinkham motioned to move this item to Administrative Approval. Russell seconded the motion, and it carried unanimously at 10:22 pm.

Saw Mill Road/ The Reserve

Regulated Activity # 628

Ann's Place, Phase 7, phase A

Assessor's Lot # A16002, C16012, PND Zone.

Date of Receipt: 8/24/05.

14,000 sq.ft. office building.

First 65 Days: 10/28/05. Second 65 Days: 1/1/06. Joe Canas, P.E., of Tighe & Bond, described the plan using the Drainage Plan, dated 7/29/05, on the easel. Chianese had a question the building size and the amount of parking. Canas said the building will be two floors, and used for meetings, support groups, and he'll look into the parking issue. Pinkham questions the parking requirement for a medical building

versus the parking for an office building versus tiered parking. Chianese said we'll ask for an alternate plan with reduced impervious surface. Canas addressed the Commissioners various questions, saying we'll look into a different parking plan, a cut and fill map, reduction in impervious surface, the property square footage, raising the building up and putting parking underneath, and I will ask the owner if a Conservation Easement is possible and where. We will flag the wetlands, mark the construction limit line, the sidewalks in front, take a look at the tree count and cutting, stake it, the City sewer and water, and the landscape plan. Secretary Lee asked the Commissioners to look at the Table of Contents in the Tighe & Bond three-ring binders. Mills said to FAX all to Secretary Lee so she can distribute it to the DEIC before the next meeting. Canas answered further questions from Mills and Chianese. Pinkham made a motion to table this. Mills seconded the motion, and it carried unanimously at 10:35 pm.

ADMINISTRATIVE STAFF APPROVALS: Chairman Chianese said the Commissioners should see Scott LeRoy if there are any questions on the following two Administrative Approvals:

5 Cedar Drive

Regulated Activity # 622

Patricia K. Bragdon

Assessor's Lot # J04110

Date of Receipt: 6/22/05.

Sea wall.

Notice of Violation sent 5/23/05. Candlewood Lake. Regulated Activity application rec'd. 6/20/05. Moved to Admin. Approval 6/22/05. Comments from CLA rec'd. 7/1/05. Administrative Approval done 8/19/05 by S. LeRoy.

391-393 Main Street

Regulated Activity # 402 R-I

Glitz Carwash

Assessor's Lot #H13316, CG-20 Zone

Date of Receipt: 7/22/05.

Approved with conditions 6/27/01

EIC **402R** denied for statutory time limit. Site is clean 7/21/05, per Artel. Administrative Approval done 8/22/05 by S. LeRoy.

CORRESPONDENCE:

Letter 8/11/05 from Peak Engineers, LLC, re: Regulated Activity at 80 Laurel Lane, Redding. This was handed out to the Commissioners

EIC ADMINISTRATION, OPERATIONS & FUTURE AGENDA ITEMS:

Public Hearing to open **9/14/05** re: Richard & Deborah Mikelic vs. Environmental Impact Commission and Inland Wetlands Commission (**EIC 573**), regarding 9/22/04 denial and Notice of Violation. Revised drainage improvement plan rec'd. 8/9/05.

Executive Session held 8/10/05: site drawing accepted with stipulations. Chianese recommended starting the next meeting at **7 pm** on 9/14/05. Pinkham motioned to start the 9/14/05 DEIC meeting at 7 pm. Mills seconded the motion. After a brief discussion, the motion carried unanimously at 10:40 pm.

Has date been set for shoreline tour with L. Marsicano, Executive Director, Candlewood Lake Authority? Chianese asked are Saturdays better? Secretary Lee suggested letting Mr. Marsicano set the date.

Chianese announced that the Inland Wetlands and Watercourses Amended Regulations are being typed up now, he's been told.

ADJOURNMENT:

Pinkham motions to adjourn. Mills seconded the motion, and it carried unanimously at 10:40 pm.

The next regular EIC meeting will be held on **September 14, 2005**.