



CITY OF DANBURY
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ENVIRONMENTAL IMPACT COMMISSION
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MINUTES

November 9, 2005

DEIC

Common Council Chambers

Next regularly scheduled meeting date 11/30/05 at 7 pm.

The meeting opened at 7:38 pm, with Chairman Benjamin Chianese presiding. He asked the Board Members to identify themselves for the record, which they did.

Members Present: Benjamin Chianese, Bruce R. Lees (7:15 pm), William J. Mills, Craig Westney, Kurt A. Webber (Alt.)

Members Absent: Kevin Russell, Thomas Pinkham, Jr., Matthew N. Rose

Staff Present: Jack Kozuchowski (7:30 pm), Coordinator of Environmental and Occupational Health Services, and Patricia Lee, Secretary.

ACCEPTANCE OF MINUTES: October 26, 2005. Motion to approve by Mills. Second by Westney. Motion carried unanimously.

STAFF REPORTS & COMMUNICATIONS:

Jack S. Kozuchowski, CHMM, Coordinator of Environmental and Occupational Health Services:

Impact Report on **EIC 626**, Rockwood Lane, Paul Defabritis (M. Mazzucco), 11/9/05.

Kozuchowski said both he and Steven Danzer, Ph.D., did reports, and he discussed the upland review area, the riverine wetland, primarily a stream. He raised several questions: (A) methods of ledge removal, and (B) stabilization of the area. Mazzucco's alternative was not feasible. Kozuchowski **recommended a summary ruling with eight conditions** of approval, referencing the 11/4/05 revised plan. Kozuchowski read the conditions, including the Conservation Easement. Chairman Chianese asked if there were any questions, and there were none.

Impact Report on **EIC 637**, 1 Grandview Drive, James Dobosh (R. Gallagher), 11/9/05.

Kozuchowski described his recommendations and conditions of approval. However, he said, today we received a letter from Mr. and Mrs. Farkas, presenting 6 issues. Kozuchowski recommended just **tabling** this until the next meeting. There were no questions.

Request for extension on easement condition by **EIC 504**, Eagle Road Shopping Center.

Kozuchowski explained that this project already has EIC approval, but the applicant needs a time extension on one of the conditions of approval. This becomes complicated for two

reasons: (1) There are now two owners since it was subdivided, so there are two easements; (2) We've received a major donation for completion of our Greenway trail, on the west side of the River now. "It's going to take us a while", a few months. I recommend postponement to (A) no later than April, 2006; and (B) a letter of credit to insure all final approvals are obtained, and to be held until the easement is completed. Mills asked do they agree with the second condition. Chianese asked is the amount enough. Kozuchowski said it is "plenty". Kozuchowski discussed the walking path and the second sewer easement. Chianese said he'd entertain a motion to move this to Administrative Approval. Mills motioned to **move this to Administrative Approval**. Lees seconded the motion, and it carried unanimously at 7:54 pm.

Impact Report from S. Danzer for **EIC 636**, South King Street, Eric Schweitzer.

Kozuchowski said there is wetland loss on this proposal. I would recommend you table this to allow us a chance to do a report. A plenary ruling may be required, but I want to allow the applicant to give us an alternate plan. Chianese asked is the applicant here, and Mr. Schweitzer responded yes. Lees made a motion to move this up on the agenda to before the Notices of Violation and Cease & Desist Orders. Mills seconded the motion, and it carried unanimously at 7:57 pm. Eric Schweitzer came forward and identified himself, with his engineering Ralph J. Gallagher, Jr. We will present our proposal, but we just received Steve Danzer's report and we need time to review it. Lees made a motion to **table** this. Mills seconded the motion, and it carried unanimously at 7:54 pm.

NOTICE(S) OF VIOLATION, CEASE & DESIST ACTIONS:

Notice of Violation, 8/22/05, to 7 Gregory Street (G13215), Parcel B, EIC **380**. Voted on 9/14/05 to return site to original condition by 12/14/05. 9/30/05 Site Improvement Plan received from P. Fagan, surveyor. Chairman Chianese introduced this item at 8 pm. Jose Lima and Henry T. Moeller came forward. Chianese said I've had some communications from Bill Mills; I will turn the discussion over to him. Mills said my original question was had a permit been secured for the garage. It was approved. But you have not contacted City Hall to come out and check it, Mills said. Jose Lima identified himself and said I had come in for the framing inspection. I was missing some bolts. The bolts have not been put in yet. Chianese added that some Commissioners have a concern about an illegal apartment over the garage. Secretary Lee said if there's an apartment over the garage, it's a Zoning violation, so notify the Zoning Department. Henry T. Moeller, soil scientist, took the mic and described what is in place and what's being proposed, extending the stone wall. The purpose of the stone wall is to terrace the site to prevent erosion and runoff. Then, trees will be planted between the wall and wetlands, hemlocks, white pines, arborvitae, for shade and stabilization. Mills said we've discussed this matter, and we voted on September 14th to have the site returned to its original condition by December 14, 2005. Moeller continued discussing the impact of the remaining wall and what modifications are proposed. Mills raised his voice, saying the conditions of approval were not met. All we're asking is compliance with the conditions of approval; now you're asking for modifications. Moeller, Chianese, and Lima discussed what has been done, the sand removal, rules not being followed, the Commission taking a stand. Lima said "whatever it's going to take", he will do. Commissioners and Lee discussed the 9/14/05 vote and what the Commission asked Lima to remove. Chianese said we'll table it until Secretary Lee gets the minutes from the 9/14/05 meeting, instead of bickering. We'll table it until after our break. Mills motioned to table. Lees seconded this, and it carried unanimously at 8:13 pm.

Later, at 9:40 pm, Chianese resumed this discussion. Chianese read from Lee's notes from the 9/14/05 meeting, requesting putting the property back to its original condition, except the removal of "hard structures" at the 7 Gregory Street violation site. Mills said I was referring to the garage as a "hard structure"; my intention pertained to that. We said "take the wall down" by 12/14/05. Lees said, thinking back, we did not have the map showing the walls that were built; the hard structures were the hard walls. We've now found that the walls extend into the wetlands. We received Paul Fagan's map, Lees said, on 9/30/05,

showing the wall does go into the wetlands. The original application conditions of approval request the applicant mark the wall with permanent monuments, which Lima did not do. And he didn't do condition #3, the soil scientist. Lees continued, from what point to we take it here. I recommend removing the walls; I agree with Mr. Mills. Only the garage will stay, Lees concluded. Chianese said, to clarify the minutes from the 9/14/05 meeting, the **conditions of approval shall be met, except for removal of the garage, until an application is submitted by the 12/14 deadline for the garage**. Mills said that makes a new motion. Lees seconded the motion. Westney said I'm struggling with what this change will do; I don't know what the grades are. Making Mr. Lima remove that wall might cause more disturbance than leaving it, Westney said. Chianese said this Commission had the conditions of approval "ignored"; he bypassed the whole process. I think this disturbance will be temporary; we've got to make a stand, Chianese said. Westney replied, I agree will should take a stand, but we need a plan on how to remove that wall before us and what mitigation for the area will be. Chianese said okay, we'll request a plan by 11/30/05, with the possibility of off-site mitigation. The Commissioners discussed the motions. Westney amended the motion by Mills to **add the language**, that by the 11/30 meeting, a **plan** for the wall removal and mitigation be submitted; then the EIC can determine if the wall has to come down. Lees asked Mills to just accept it. Mill accepted the amended motion. The motion carried unanimously at 9:57 pm.

Follow-up to Notice of Violation and denial, 12/10/04, to William S. Coffey, Jr., 43 Beaver Brook Road, EIC **585**. 6/8/05 Scientists proposed mitigation, planting plan. 8/29/05 Engineer Ramunni's report rec'd. Engineering Dept. has not yet reviewed the slope stabilization.

VOTE REGARDING SPECIAL MEETINGS:

The Health Department recommends that the DEIC, on **November 17**, 2005, in the Conference Room 3C at **7 pm**, for EIC #**620** to have a final **Public Hearing** for Cotswold of Danbury, LLC, Padanaram Road. This meeting is only for this application and will allow for a review of the Health Department Report and final comments from the applicant and the public. Chianese said in the recent elections, myself, Matt Rose and Tom Pinkham will be resigning. New EIC members will have to listen to all the tapes. November 17th will be solely for the Cotswold Public Hearing, and we'll close the Public Hearing, since we'll have Scott LeRoy's final report. Mills motioned to have a Public Hearing for Cotswold only, starting at 7 pm, on 11/17/05. Lees seconded the motion. A quorum (five) members can attend. The motion carried unanimously at 8:18 pm.

The Health Department recommends that the DEIC, on **November 30**, 2005, in Common Council Chambers at **7 pm**, for EIC #**620**, have a **Special Meeting** for Cotswold of Danbury, LLC, Padanaram Road. This meeting is only for the decision-making process on this application. Chairman Chianese suggested the 11/30/05 meeting be for a **full agenda**, plus the decision-making on **EIC 620** that evening. Lees so motioned, starting at 7 pm on 11/30/05. Mills seconded the motion, and it carried unanimously at 8:20 pm.

PUBLIC HEARINGS:

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.

Continue Public Hearing opened 8/24/05, continued 9/14, 9/28 & 10/26/05, 11/9/05, with 12/2/05 deadline. Report from Danzer rec'd. 9/12/05. Extension letter rec'd. 9/16/05. Requested information rec'd. 9/30, 10/6, 10/13, 10/14, 10/17/05. Tighe & Bond responses

rec'd. 10/26/05. Response to Danzer Addendum re: retaining walls rec'd. 11/8/05. Chairman Chianese reviewed the application, and Attorney Paul N. Jaber took the mic, giving his firm and address. Jaber said we have a meeting scheduled tomorrow with the Northwest Conservation District, Sean Hayden, a leading Connecticut soil scientist, and Steve Danzer, Ph.D. Hayden and Danzer have differing opinions. Dr. Abrams will be there too. They are your two soil scientists. Then we can modify our proposal, after hearing their views, Jaber concluded. Joseph Canas, Project Engineer with Tighe & Bond, identified himself and his address at the podium. Canas discussed the letter from Steve Danzer's addendum, using the plan on the easel, Alternate Plan #3, Grading Plan. Two to one slopes are a standard slope, providing they are planted to stabilize. We'll use erosion control blankets. Canas then responded to the retaining wall concerns that previously came up, using the shaded Disturbance Comparison plan on the easel. Canas referred to the Dept. of Environmental Protection bulletins, saying we are looking tonight for guidance from the DEIC. There are now three retaining wall plan alternatives. Canas discussed Alternate #2, Grading Plan with the walls up and down removed "to the maximum extent we could". He discussed Alternate #3, Grading Plan. Alternate #2 has more wetland disturbance, in answer to Chianese's question. Canas discussed the segmental block system for retaining walls with reinforcement fabric, the different heights, and the Anchor Diamond Pro Block. Each is about 6 ft. to 6½ ft. high, and we do have tiered sections, with a total of about 13 ft. high tiered. Chianese asked, so these walls will be similar to Stetson Place, to CVS on Mill Plain Road? Canas said he's not familiar with the CVS project, but he showed photographs on the easel. Chianese had questions on the total wetland disturbances with Alternates #1, #2, and #3. Chianese asked which one would you choose, in your professional judgment and why? Canas replied I'd go with the current proposal. But option #3 minimizes the use of retaining walls, if the EIC wants to reduce the use of walls. The current proposal has the lowest wetland disturbance. Donal Walsh spoke from the audience, don't guess on the acreage; come back at the next meeting. Canas said okay. Kurt A. Webber asked Canas about the Montville, CT, retaining wall failure, the contaminated wells, the water collecting behind the retaining walls. Canas said we'd still have to deal with water behind the slope: "We have a plan to bring it around, absolutely." Walsh interjected each wall has a drainage pipe. Canas said so that relieves that water pressure. Chianese said I'd prefer Alternative #2 with no retaining walls. Webber said he favored #2 as well. Lees said I'd favor a plan with the least disturbance, "minimum disturbance". Mills said, "I don't like any of them"; each one is lacking. Westney said, "I'm challenged to accept any of them"; I'm with Mr. Mills. Canas thanked the Commissioners for their input. Canas continued discussion of the stormwater management system and its features, exceeding City of Danbury standards, with input from Lees and Chianese about getting comments from Health & Engineering Departments. Jaber interjected that Engineering will only accept information if the DEIC asks for it. Walsh said I've been working on slopes like these for over thirty years. There are engineering answers to ecological questions; I want to make sure it is done right. I've had no failures, Walsh continued, in any walls in thirty years. That catastrophe plan is brand new; there are no statutory guidelines on that plan. "We'll do it right", Walsh said. Chianese said there were lots of mistakes made at Stetson Place. Pat, do a letter to the City engineers, and include Joe Canas' three retaining walls alternatives before us, Chianese said. Lees reminded Chianese of the time, 8:50 pm. Chianese read the legal notice into the record and opened the Public Hearing to citizens. The time is ten to nine. Is there anyone who wished to speak for or against this application, and would new speakers come forward first, Chianese asked.

Thomas Pura of 43 East Gate Road took the mic and said Steve Danzer's report dated 10/6/05 is a very important report. Only two issues out of the many Danzer brought up have been addressed tonight. Pura described Danzer's comments as "stunning" and read from his report. Danzer uses the word "if" throughout his addendum report. If units 4, 5, 9 through 12, 16, 17, 20, 21, 36, and 37 were removed, for example, Pura said. Danzer is asking to downsize the project. Pura discussed the proponent and City roles. The net is that Cotswold has not addressed a lot of issues, Pura said. "Your own expert", Pura exclaimed, said "this project's broken". I ask you to reject it, Pura concluded.

Karen Hunt of 3 Mountain Laurel Lane next signed in, saying I hope that this is rejected. We families enjoy nature, wildlife, the wetlands; "this is all being destroyed". The land "keeps getting plowed", schools are overcrowded, and traffic is ridiculous. My eleven-year-old daughter and I are opposed. We hope this is rejected, Hunt said.

Karolyn Forlenzo from 87 Padanaram Road came forward at 9 pm and identified herself. I've been here before, she said. Air pollution is my chief concern, along with tree destruction since trees dissipate pollution. Forlenzo cited the tree removal on Route #7, Stetson Place, the Lake Avenue CVS, and Union Carbide. In Vermont, at Okemo's expansion, they had to look at the bear population. Forlenzo said the applicant should look at Connecticut legislation regarding bear migration paths.

Joel Lemoncelli from 25 East Gate Road signed in, saying he has a couple of comments on Joe Canas' presentation. With those slopes, septic systems will be jeopardized on East Gate Road. Although one follows DEP guidelines on retaining walls and wall heights, there are still lots of questions on what's behind the walls. The upslope side levels will be steep. Lemoncelli is concerned about this being a viable and appropriate proposal.

Teresa Radachowsky came forward, signed in, and said she has spoken before. I walked and hiked this property over the last 20 years with my kids. My husband hikes the ridge to Dairy Town, and has seen the massive erosion caused by the destruction of low-growing shrubs and plants by the applicant. Stability was lost, Radachowsky said. While a "small" disturbance has created a change, a large disturbance "will take that hill down". This is highly sloped with dangerous grades, and I agree with Mr. Danzer. "It's perfect"; let's leave it alone. It's protecting our water, Radachowsky concluded.

Geri Hutchings of 7 Mountain Laurel Lane signed in and said I'm very opposed to this project. Very little of what is left in Danbury is beautiful. What one sees along Route #37 is heartbreaking; "How poorly it's been done". Hutchings said he's going to fight for the "gorgeous" area proposed for Cotswold development.

Ray McGarrigle from 41 East Gate Road signed in and handed a photograph (Exhibit # 1) packet to Commissioner Lees. He said clearly I'm against this application.

Chianese asked three times if there were no other speakers for or against this request.

Donal Walsh of Development Strategies Company, LLC, signed in and said we only focused on two items tonight. (Tape #1 flipped to side B). Dr. Abrams, wildlife biologist, will be there tomorrow (with Danzer and Hayden). Chianese discussed his concerns brought up in tonight's testimony from neighbors, i.e., cut shrubbery causing erosion. Donal Walsh discussed dirt bikes on the site, flags being ripped out, getting the geotechnic machine in for soil testing, and Henry Moeller in 2003. Walsh said it has been changed there now seven times. One of your staff has given requirements, but "it changes with each letter". Joe, "you still haven't gotten that". It's a little difficult keeping up with it all, Walsh continued. "Again, we're not the owners", regarding the erosion that Mr. Radachowsky saw. Walsh discussed Sean Hayden and the economic report on retaining walls. If I would ask what I would build, Walsh said, I'd probably recommend a "combination".

Mills made a motion to **continue this to November 17, 2005**, at 7 pm. Lees seconded the motion. Chianese said the Public Hearing will close on 11/17/05; Pat, ask the Engineering Department for their comments before 11/17/05. Walsh said I will notify the State. The motion carried unanimously at 9:22 pm. Commissioners voted unanimously to take a ten minute break.

OLD 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. S. Danzer report received 10/11/05. Extension ltr. received 10/26/05. Revisions rec'd. 11/4/05. Impact report by J. Kozuchowski done 11/9/05. Chianese introduced this issue, saying we have Jack Kozuchowski's report. Lees made a motion to accept this as complete. Mills seconded the motion, and it carried unanimously. Lees made a motion for a **summary approval** per J. Kozuchowski's report dated 11/9/05 with five conditions of approval. Mills seconded the motion, and it carried unanimously at 9:59 pm.

62 Chestnut Street, Inc.

Regulated Activity # 529 R

62 Chestnut Street

Assessor's Lot # J13298, RMF-4 Zone.

Date of Receipt: 9/28/05.

Engineering requests drainage revisions.

First 65 Days: 12/2/05. Second 65 Days: 2/5/06. Artel Engineering Group, LLC. Dainius Virbickas, P.E., identified himself and his firm and took the microphone. The Engineering Department does not want trees or shrubs obstructing the storm line or water line, in order for repairs to be made when needed. Mills asked do you plant grass. Virbickas answered yes, but the big question is why we need to do any mitigation at all. Three experts say it's not a wetland. Why does staff feel there's a need for off-site mitigation? Virbickas continued, Jodie Chase, Ecologist went through it on a point-by-point basis, as Scott or Jack would. Chianese asked Bill Buckley suggested that change. Virbickas said correct. We obtained approval from the DEIC before. The change suggestion came from Planning and Engineering, which Virbickas explained, "to not have that open ditch". I guess it's a two-fold review on the application. There are no wetlands on the site before or now, in answer to Mills' question. Virbickas said I should explain a little more, please. He described the water path, down from the hospital, east to west, discharging into the open ditch behind Austin Street and Chestnut Street Extension and Shalvoy's Lane. "They want a hard connection", Virbickas explained. Easements from the abutting property owners have been received. Chianese and Virbickas discussed the time frame for the work. Mills said get Jack Kozuchowski's report. Lees made a motion to **table** this. Mills seconded the motion, and it carried unanimously at 10:10 pm.

46 Payne Road

Regulated Activity # 631

Estate of Jerome Bigelow

Assessor's Lot # M13005, IG-80 Zone.

Date of Receipt: 9/28/05.

Jeffrey Bigelow & Milton Feldman.

First 65 Days: 12/2/05. Second 65 Days: 2/5/06. Wetlands enhancement project. Revised mitigation plans rec'd. 10/21/05. Mazzucco & Olson request **table to 12/14/05**. Scott LeRoy still needs Mike Mazzucco's narrative report. Lees made a motion to **table** to 11/30/05. Mills seconded the motion, and it carried unanimously.

Seneca Trail / Candlewood Pines

Regulated Activity # 632

Pamela Equities Corp.

Assessor's Lot # H03069, RA-80 Zone.

Date of Receipt: 10/26/05.

Lots 15A- 21A.

First 65 Days: 12/30/05. Second 65 Days: 3/5/06. 11/9/05 S. Sullivan of CCA, LLC, requests to **table** to 12/14/05 meeting. Mills made a motion to table. Lees seconded the motion, and it carried unanimously.

18 Waterview Drive

Regulated Activity # 633

Steven Weiss

Assessor's Lot # I07019, I07020

Date of Receipt: 10/26/05.

Residence reconstruction with new septic, RA-20 Zone.

First 65 Days: 12/30/05. Second 65 Days: 3/5/06. James Blansfield requests **table** this application to the next meeting. Site will be **staked** by 11/18/05. Mills made a motion to table to 11/30/05. Webber seconded the motion, and it carried unanimously at 10:12 pm.

25 Rowan Street

Regulated Activity # 597 R

Echavarria, LLC / Hat City Homes

Assessor's Lot # I12068, I12069, RMF-4

Date of Receipt: 10/26/05.

Revision to 6 units, Affordable Housing.

First 65 Days: 12/30/05. Second 65 Days: 3/5/06. Artel Engineering Group, LLC. Chairman Chianese recused himself from the panel for this application. Lees took the gavel. Dainius Virbickas, P.E., identified himself and his firm, and described the three-family home proposal using "expensive" materials. The client rethought the project due to the expense, and not wishes to rehabilitate the existing two-family, and build one new building on the site, with required parking. We recognize our new proposal must have the same or less impact than the original, EIC 597, Virbickas continued. So we left the building in the same place with the same plantings. Mills had a question on the open trench. Virbickas said this has "even slightly less" impervious surface. Lees questioned the distance of the proposed new building to the Padanaram Brook. Virbickas said there is no change, except the decks are "more squat". Mills had a question about contaminated soils, as was discussed in the first application, from the old rubber stamp & furniture stripping businesses. Virbickas replied, as part of the demolition process, they will take a look at the soil status. Mills and Westney asked for a soil survey. Lees said get a soil report hopefully by 11/30/05, or as soon as possible. Virbickas asked could that be a condition of approval? Mills said no. Lees said we're asking for it in advance. Mills made a motion to **table**. Westney seconded the motion, and it carried unanimously at 10:21 pm.

23 Backus Avenue

Regulated Activity # 635

U.S. Postal Service, Danbury

Assessor's Lot # E18010, IL-40 Zone.

Date of Receipt: 10/26/05.

Add 79 parking spaces -Post Office.

First 65 Days: 12/30/05. Second 65 Days: 3/5/06. Codespoti & Assoc., PC. Secretary Lee got the easel. Otto R. Theall, soil scientist, took the mic and introduced himself and John Goncalves, USPS Customer Service Superintendent with the Danbury Post Office. This extra parking is required, Goncalves explained, due to the continuing growth of the City of Danbury. The Post Office accommodates 13,000 new postal customers every day, and that is growing. We have 1200 postal boxes. Goncalves described customers' various activities. We need more parking; there is increased activity at three peak times daily, plus safety issues. Otto Theall again took the mic, for the applicant, and showed where the 24 requested parking spaces are proposed on the easel, making a total of 79 additional spaces on the site. Lees said I see you have a biofilter. Chianese discussed the current parking conditions, and requested an existing conditions map. Goncalves said we have a Homeland Security issue here: there can be no mingling of customer and employee parking, and that

security measure will be tightened. Lees discussed a possible alternative parking area, but it's closer to the wetlands. Goncalves and Mills discussed moving the fence; Goncalves said I cannot give you an answer, but that is not an option. Goncalves said we have 30 new employees and 20 new postal vehicles. Chianese and Theall discussed the wetland line and the previous conditions of approval for parking. It was probably built twenty years ago, all agreed. Lees said they built the mall 20 years ago. Westney said we need to find the original file and conditions of approval; I question the calculations on the biofilter, its effectiveness, and the impervious surface. Often, a swirl concentrator or Vortechnic can be added. This is a very high quality wetland for the City of Danbury, Westney concluded. Chianese said call Jack Kozuchowski, meet with him and get a checklist, as he will eventually do the impact report. Theall explained curbing a portion of the lot to direct water towards the biofilter. Mills commented on the additional 24 spaces. Chianese commented on getting Kozuchowski's input. Mills motioned to **table**. Lees seconded the motion, and it carried unanimously at 10:45 pm.

South King Street, Lot #2

Regulated Activity # 636

Eric Schweitzer

Assessor's Lot # D07034, RA-40 Zone.

Date of Receipt: 10/26/05.

SF residence, well, septic, driveway.

First 65 Days: 12/30/05. Second 65 Days: 3/5/06. Danzer report rec'd. 11/7/05. Eric Schweitzer introduced himself and his engineer, Ralph J. Gallagher, Jr. We have a presentation, but we just received the report from Steve Danzer, and we need time to review it. Lees made a motion to **table**. Mills seconded the motion, and it carried unanimously.

Grandview Drive, Parcel #2

Regulated Activity # 637

James Dobush

Assessor's Lot # E10096, RA-40 Zone.

Date of Receipt: 10/26/05.

SF residence, well, septic, driveway.

First 65 Days: 12/30/05. Second 65 Days: 3/5/06. Copy to S. Danzer 11/2/05. Recommendations by J. Kozuchowski received today. Chianese said to note that the time is 10:44 pm. We had Administrative Approval until ten minutes before the meeting. James Dobush took the mic and said I read the letter (from the neighbor) and I'd like to address their concerns. Zoning approved this 4/15/03. I don't believe there will be any drainage impact to their property, Dobush said. There is an old paper road on the map, and they may have that lane confused with the driveway. Our new house will be about 400 feet from his house. There will be no sprinkler system. A future pool is notated on the plan just for the septic planning. Chianese asked if this will be his personal residence and about a deck. Dobush said there will be a small cantilevered deck, an overhang thing off the second floor, four feet out; no farther out than that bump-out. Dobush pulled out the map and said look at page 2. Chianese asked is the house staked, and Dobush said it is not. Chianese said I recommend you have an engineer; it's always "easier & quicker". Have you submitted any alternatives? Dobush said there's not really room to turn the house due to the septic; this has been redesigned twice already. Mr. Mills spoke privately with Westney and Chianese. All discussed the proximity of the wetlands. Lees made a motion to **table** to 11/30/05. Westney seconded the motion, and it carried unanimously at 10:55 pm.

NEW BUSINESS:

None.

APPLICATIONS FOR ADMINISTRATIVE APPROVAL:

None.

ADMINISTRATIVE STAFF ACTIONS:

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. J. Kozuchowsky's comments rec'd. 8/10/05. Extension letter rec'd. 9/15/05. M. Mazzucco submitted new plans 9/27/05. 9/28/05 Moved to Admin. Approval by EIC, completed by J. Kozuchowski 11/9/05.

137 Chambers Road

Regulated Activity # 629

Prudential Realty (R.S. Jowdy) Assessor's Lot # D07067, RA-40 Zone.

Date of Receipt: 9/28/05. Enclose porch/patio & new open deck. First 65 Days: 12/2/05. M. Mazzucco. 9/28/05 Moved to Admin. Approval by EIC, completed by J. Kozuchowski 11/9/05.

White Oak Drive (Behind 8)

Regulated Activity # 640

White Oak Estates Assoc. Inc. Assessor's Lots # M09006-1 – M09006-41

Date of Receipt: 11/9/05. Detention pond clean-up. First 65 Days: 1/13/06. Gil Carmichael/Scalzo Property Mgmt. Administrative Approval completed by J. Kozuchowski 11/9/05.

ADJOURNMENT: Chianese said the By-laws state we must have a nominating committee to elect new EIC officers, so let's motion to suspend that By-law. Lees so motioned; Mills seconded it, and it carried unanimously. We'll have nominations and elections on 11/30/05, Chianese said. Chianese said the judge dismissed the Stew Leonard's appeal for the rear parking; and remember all comments need to be made through the Chair. Mills said the Notice of Violation is still on **EIC 585** at 43 Beaver Brook Road; get the Engineering Department to do a letter so this is not held up any longer. Lees made a motion to **adjourn**. Mills seconded the motion, and it carried unanimously at 11:01 pm.

There will be no EIC meeting 11/23/05. The next meeting for **EIC 620** will be 11/30/05 at 7 pm.

Respectfully submitted,

Patricia M. Lee, Secretary