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10 Mill Plain Road Danbury, CT 06811

Phone 203-792-3900

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July 13, 2011

Mayor Mark Boughton
City Council President Joe Cavo
City of Danbury
Deer Hill Avenue
Danbury, CT 06810

Re: Reconsideration of Request to Purchase City Owned Land on Lake Ave. Ext.

Dear Sirs:

On May 22, 2009, I submitted a request to the Common Council to purchase a piece of City-owned land that runs across the front of my property on 56 Lake Avenue Ext. (identified as Parcel X on the attached copy). This request was referred to an ad hoc committee and the Planning Commission at the June 2, 2009 Council meeting.

The ad hoc committee met on July 7, 2009 and reviewed the June 24, 2009 report received from the Planning Commission (copies attached). This report gave a negative recommendation for this request "because it would not be in the best interest of the City or any of the neighboring properties". The recommendation was based on the Deputy Planning Director's report (also attached) which suggested several concerns with this proposal. The ad hoc committee then approved a motion to recommend the Council deny this request without prejudice based on the Planning Department's concerns. The request was formally denied by the Common Council at their August 4, 2009.

Since that time, I believe I have addressed many of the concerns expressed in the Planning Department's report. Based upon this, I hereby respectfully request that the City Council put this item on their next agenda for reconsideration.

Sincerely,

A handwritten signature in black ink, appearing to be "Michael O' Mahony", is written over the signature line.

Michael O' Mahony
President

Attachments

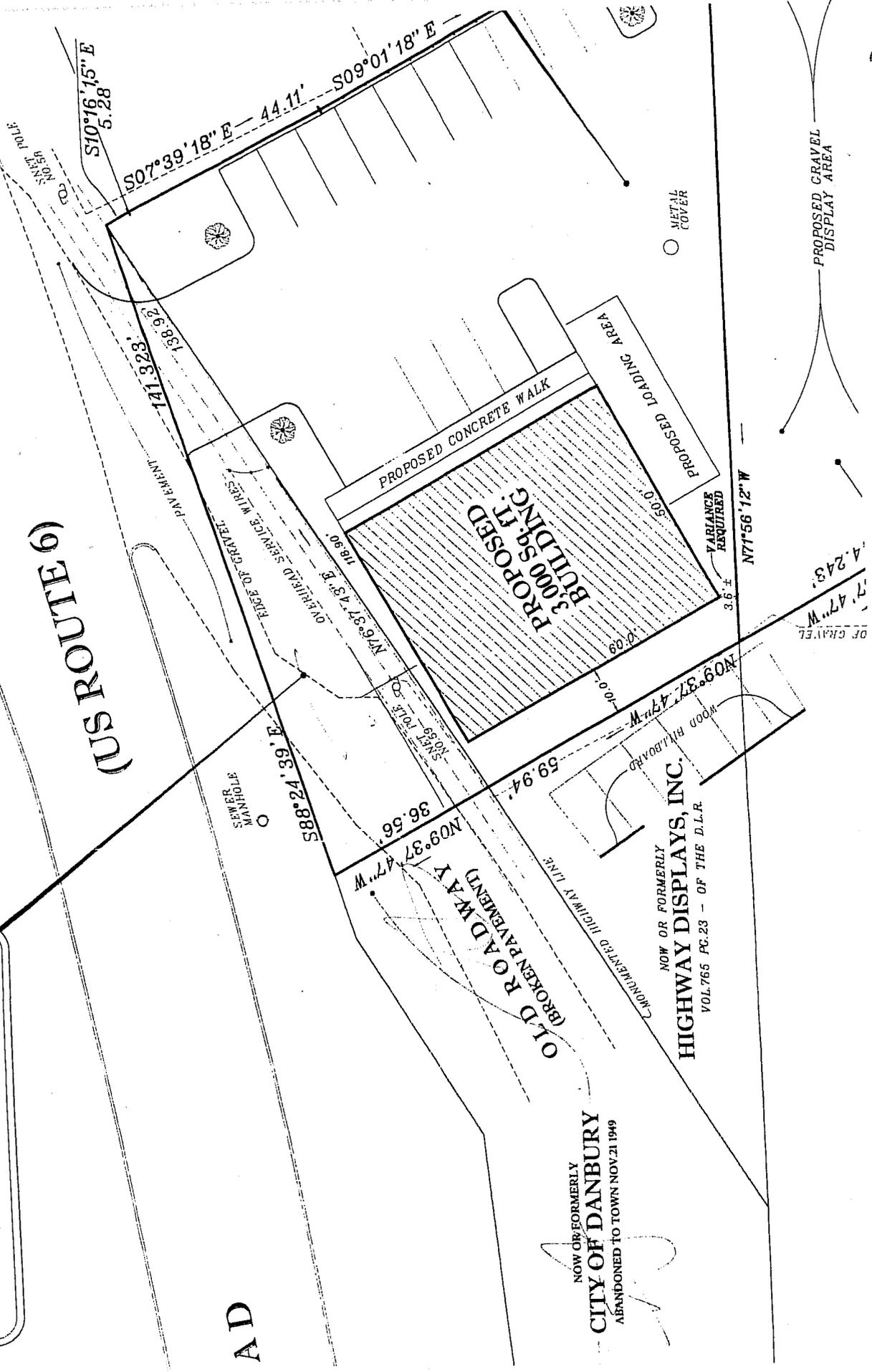
AA

LAKE

(US ROUTE 6)

AREA PROPOSED TO BE
 PURCHASED FROM THE CITY
 OF DANBURY.
 AREA = 2,533 SQ.FT. (0.0582 ACRE)

AD



NOW OR FORMERLY
CITY OF DANBURY
 ABANDONED TO TOWN NOV. 21 1949

NOW OR FORMERLY
HIGHWAY DISPLAYS, INC.
 VOL. 765 PC. 23 - OF THE D.L.R.

7.47" W
 4.243'

PROPOSED GRAVEL
 DISPLAY AREA

AD HOC REPORT
Request to Purchase Roadway

9.2 (HK)

Chairman Jack Knapp called the meeting to order at 6:30 P.M on July 7, 2009. In attendance were committee members: Councilwoman Mary Teicholz, Councilman Paul Rotello; Laszlo Pinter, Deputy Corporation Counsel; Farid Khouri, City Engineer. Petitioner Michael O'Mahony III, 10 Oil Mill Road 06811 and Michael O'Mahony, Jr. were also present along with ex-officio members Councilman Seabury and Councilman Cavo.

Chairman Knapp stated that the charge of the committee was to consider the request to purchase a parcel of land at 56 Lake Avenue Extension. Chairman Knapp read the Planning report containing eight (8) areas of concern and negative recommendation.

Atty. Pinter advised that should the request be denied without prejudice, the petitioner could return at a later date with a revised request.

Mr. O'Mahony made inquiries regarding the process to resubmit the request.

Mr. Khouri suggested that the petitioner meet with the Planning, Zoning and Traffic Engineering Departments to discuss the options outlined in the recommendations of the Planning Department. Mr. Khouri indicated that the parcel reverted to the City from the State in 1949 and Danbury owns, at least, the roadway rights.

Councilwoman Teicholz advised the petitioner that a public hearing would also need to take place should the request be resubmitted.

Councilman Rotello discussed road widening concerns.

Mr. O'Mahony Jr. expressed his appreciation to the Committee for their information and clarifications.

Councilwoman Teicholz moved to recommend to the Council as a whole to deny the request with out prejudice, based largely on the recommendations of the Planning Department, to purchase the roadway on Lake Avenue Extension, seconded by Councilman Rotello. ***Motion passed by unanimous vote.***

Councilwoman Teicholz moved to adjourn at 6:40P.M., seconded by Councilman Rotello. ***Motion passed by unanimous vote.***

Respectfully submitted,

Jack Knapp, Chairman

Mary Teicholz

Paul Rotello

4 - COMMUNICATION - Donation to the Homeless Shelter

Receive the communication and accept the donation of \$25.00 from Costco Wholesale for the Homeless Shelter, place into line item Health Donations account 6000.02 and send the appropriate letter of thanks.

5 - COMMUNICATION - Donations to the Elderly Services

Receive the communication and accept the donations totaling \$605.00 to the Department of Elderly Services line item 5002.6000 and send the appropriate letters of thanks.

6 - COMMUNICATION - Water and Sewer Fund Re-appropriations

Receive the communication and approve the re-appropriation of \$105,151.46 to the Water Fund accounts and \$347,745.88 to the Sewer Fund accounts.

7 - COMMUNICATION - Ambulance Fund Re-appropriations

Receive the communication and approve the re-appropriation of \$18,644.00 to the Ambulance Fund account.

8 - COMMUNICATION - Drainage Easement - Danbury Cemetery Association Property

Receive the communication and authorize the Corporation Counsel's office to take the steps necessary to acquire the new drainage easement through Danbury Cemetery Association property on Tamarack Avenue.

9 - RESOLUTION - Bryne JAG Program - Police Department

Receive the communication and adopt the Resolution to authorize Mayor Mark D. Boughton or Police Chief Alan Baker to apply for and accept funding, not to exceed \$33, 137.00, from the US Department of Justice, Office of Justice Program under Edward Byrne Memorial JAG Formula Program.

12 - RESOLUTION - 2009 Recreational Trails Grant

Receive the communication and adopt the Resolution to authorize Mayor Mark D. Boughton or Scott LeRoy to apply for and accept funding from the State of Connecticut Department of Environmental Protection for its 2009 Recreational Trails Grant Program.

13 - RESOLUTION - Department of Management and Homeland Security Grant

Receive the communication and adopt the Resolution to authorize Mayor Mark D. Boughton or Paul Estefan to execute a Memorandum of Agreement Regarding the Use of Federal Grant Funding and Custodial Ownership of Regional Assets in DEMHS Region 5.

14 - REPORT - Request for Lease Rate Reduction and Reimbursement -EAS

Receive the Report and take no action.

15 - REPORT - Request for Sewer Extension - Ann's Place

Receive the communication and approve the request for a sewer extension for Ann's Place, Sawmill Rd., subject to compliance with the standard City Engineering Dept. and Dept. of Public Utility conditions associated with sewer main construction and the submission of plans and documents satisfactory to Corporation Counsel.

16 - AD HOC REPORT - Request to Purchase Roadway

Receive the report and approve the recommendations of the committee.

Councilwoman Teicholz moved to adopt the Consent Calendar as presented, seconded by Councilman Perkins. ***Motion passed by unanimous vote.***