

**ENVIRONMENTAL PROTECTION BOARD
CITY OF STAMFORD
February 15, 2007**

Present: Louis Levine, Chairman; Barbara Hicks, Member; Leigh Shemitz, Member.

Also present: David M. Emerson, Director; Richard Talamelli, Environmental Planner.

The regular meeting convened at 7:30 P.M. and adjourned at 9:00 P. M.
and was tape recorded.

MINUTES:

No Minutes were considered.

APPLICATIONS & PERMITS:

#2655 – Thornwood Road – Lot 62, R. Haggerty.

The applicant is proposing to construct a swimming pool and associated terrace, fencing, and equipment installation within and proximate to wetland areas and designated flood hazard areas on property within the drinking water supply watershed of the Rippowam River at 109 Thornwood Road.

In attendance was: Leonard C. D'Andrea, P.E., Rocco V. D'Andrea, Inc. (owner/applicant).

Mr. D'Andrea summarized the proposed activities for the Board. He noted that a revised landscaping plan had been prepared and submitted for review.

Motion By: Ms. Shemitz made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated February 7, 2007.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

#2656 – East Middle Patent Road – Lot 1, Buena Vista, LLC.

The applicant is proposing to maintain an access roadway and associated drainage within and proximate to wetlands and watercourses on property within the drinking water supply watershed of the Bargh Reservoir and Mianus River at 375 East Middle Patent Road.

In attendance was: Robert Jontos, Land-Tech Consultants, Inc. (representing applicant).

Mr. Jontos summarized the proposed project for the Board, and described the restoration plans for the site.

Motion By: Ms. Shemitz made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated January 17, 2007.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

#2701 – Highview Avenue – Lot 42, Murace Management.

The applicant is proposing to construct a new office/warehouse building with associated driveway, parking area, drainage, and associated facilities within designated flood-hazard areas and proximate to a watercourse on property within the non-drinking water supply watershed of the Springdale Brook at 22 Highview Avenue.

In attendance was: Leonard C. D’Andrea, P.E., Rocco V. D’Andrea, Inc. (project engineer).

Mr. D’Andrea summarized the proposed project for the Board.

Motion By: Ms. Hicks made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated February 8, 2007.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

#2702 – Laurel Ledge Road – Lot 2, D. Walsh.

The proposed construction of an addition to the existing residence within and proximate to wetlands and watercourses on property within the drinking water supply watershed of the East Branch Mianus River at 43 Laurel Ledge Road.

In attendance was: Susan E. Kisken, P.E., Redniss & Mead, Inc. (project engineer).

Ms. Kisken summarized the proposed project for the Board.

Motion By: Ms. Shemitz made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated February 13, 2007.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

#2704 – Vine Place – Lot 16, P. Mihaleas.

The proposed construction of an addition to the existing residence and deck proximate to wetland areas on property within the non-drinking water supply watershed of the Ayers Brook at 64 Vine Place.

In attendance was: Mark Senerchia, M.A.S. Construction (general contractor).

Mr. Emerson summarized the proposed project for the Board.

Motion By: Ms. Hicks made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated February 9, 2007.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

#2705 – June Road – Lot D1, L. Kelley.

The proposed construction of an addition to the existing residence and deck proximate to wetland and designated Conservation areas on property within the drinking water supply watershed of the Mianus River at 279 June Road.

In attendance was: Sam Fitzgerald, AIA, BD Design Group (representing applicant).

Mr. Fitzgerald summarized the proposed project for the Board.

Motion By: Ms. Hicks made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated February 7, 2007.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

The Board acknowledged receipt of the following new applications filed in a timely manner with all of the required minimum information.

#2706 – 99 Cascade Road – Lot 2, R. & B. Smith

The applicant is proposing to construct an in ground swimming pool, patio and spa proximate to a watercourse on property within the drinking water supply watershed of the Rippowam River at 99 Cascade Road.

#2707 – Barn Hill Road – Lot 3, P. Marcus.

The proposed re-construction/extension of a stone wall proximate to wetland areas and within designated Conservation area on property within the drinking water supply watershed of the Bargh Reservoir and Mianus River at 125 Barn Hill Road.

#2708 – Brookhollow Lane – Lot 24, C. Glass.

The applicant is proposing to renovate an existing residence and to construct a new driveway, drainage, septic system, pool, and appurtenances proximate to wetlands and watercourses on property within the drinking water supply watershed of the Mianus River at 74 Brookhollow lane.

Motion By: Ms. Shemitz made the motion to accept the applications based upon the determination that all required minimum information had been received.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

#2707 – Barn Hill Road – Lot 3, P. Marcus.

The proposed re-construction/extension of a stone wall proximate to wetland areas and within designated Conservation area on property within the drinking water supply watershed of the Bargh Reservoir and Mianus River at 125 Barn Hill Road.

In attendance was: Paul Marcus (owner/applicant).

#2707 – Barn Hill Road – Lot 3, P. Marcus (Con't.).

Mr. Marcus summarized the proposed project for the Board.

Motion By: Ms. Hicks made the motion to adopt the findings and recommendations of staff and to approve the application with the conditions listed in the Agenda Summary Report dated February 14, 2007.

The Board members voted on the motion as follows: APPROVAL – YES –Unanimous.

ENFORCEMENT – SHOW CAUSE HEARING:

850 Newfield Avenue – Lot 1, N. Marshall.

The alteration of vegetation, deposition of dirt, debris and woodchips, and other disturbance of the land within and proximate to wetlands, watercourses on property within the non-drinking water supply watershed of the Toilsome Brook at 850 Newfield Avenue.

In attendance was: No one was in attendance concerning this matter.

Mr. Emerson summarized the facts and circumstances for the Board. He reported that the property owner has been consistently unresponsive to communications seeking resolution of the matter.

Motion By: Ms. Shemitz made the motion to maintain the Cease and Desist order in effect and modified to require corrective measures as described in the staff report dated February 14, 2007 to be completed on or before March 10, 2007. A notice of violation is to be filed on the Stamford Land Records, and the matter is to be referred to Corporation Counsel for legal action if the established deadline of March 10, 2007 is not met.

The Board members voted on the motion as follows: APPROVAL – YES –Unanimous.

OTHER BUSINESS:

#2023 – Erskine Road – Lot 3, Erskine Partners, LLC.

The permittee has approval for the construction of a new single-family dwelling and associated facilities within and proximate to wetlands, watercourses, and designated Conservation areas on property within the drinking water supply watershed of the Mianus River at 351 Erskine Road. Requested is a modification of the permit to allow a deck encroachment in setback and Conservation areas.

In attendance was: Jane Freeman, Esq., Cacace Tusch & Santagata (representing permittee).

Ms. Freeman summarized the proposed project for the Board.

Motion By: Ms. Shemitz made the motion to approve the modification request based upon a finding of no significant impact on regulated areas or site resources.

The Board members voted on the motion as follows: APPROVAL – YES –Unanimous.

#9906 – Bird Song Lane – Lot A, J. C. Head, III.

The permittee has requested a one-year extension with a new expiration date of April 20, 2008.

In attendance were: No one was in attendance concerning this matter.

Mr. Emerson reported no change in the status of the project or site conditions.

Motion By: Ms. Hicks made the motion to approve the extension of the permit as requested.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

PROPOSED OPERATING BUDGET FOR 2007 – 2008.

Mr. Emerson reported that the proposed operating budget request for the next fiscal year was to maintain the *status quo* for staffing and program expenses.

Motion By: Ms. Hicks made the motion to endorse the proposed budget request for fiscal year 2007-2008 as submitted.

The Board members voted on the motion as follows:
APPROVAL – YES –Unanimous.

There being no further business, the Board adjourned at 9:00 P.M.

Louis P. Levine, Chairman

Minutes prepared from meeting notes recorded by David M. Emerson.