

**ENVIRONMENTAL PROTECTION BOARD
CITY OF STAMFORD
January 21, 2010**

Present: Gary Stone, Chairman; Louis Levine, Member; William Morris, Member; Barbara Hicks, Member; and Peter Conetta, Alternate Member (arrived at 7:35 P.M.).

Also present: David M. Emerson, Director.

The regular meeting convened at 7:30 P.M. and adjourned at 8:45 P. M. and was tape recorded.

MINUTES:

Ms. Hicks made the motion to approve the minutes of the December 17, 2009 meeting as presented.

The Board members voted on the motion as follows:

APPROVAL – YES – Ms. Hicks, Mr. Levine, Mr. Stone. ABSTAIN – Mr. Morris.
Mr. Conetta not present.

Mr. Conetta joined the meeting at 7:37 P.M.

APPLICATIONS & PERMITS:

#2918 – Long Ridge Road – Lot 9, V. Singh.

The applicant is proposing to maintain existing conditions including a chimney, propane tank, stone walkways, a stone patio, a floating dock support, a concrete slab for sprinkler pump, low stone retaining walls, low stone walls along pond edge, and an additional section of stone walkway and a stone pillar to be constructed, all proximate to a pond, on property located within the drinking water supply watershed of the Mianus River East Branch at 2055 Long Ridge Road.

In attendance was: John E. Pugliesi, P.E., Edward J. Frattaroli, Inc. (project engineer).

Mr. Pugliesi summarized the proposed activities for the Board. He described his analysis, and stated that no surface water or other drainage would flow onto or impact any neighboring property. He noted that drainage was into the pond and contained within the property owned by his client.

Motion By: Mr. Levine made the motion to adopt the findings and recommendations of staff and approve the application with the conditions listed in the Agenda Summary report dated January 12, 2010.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Stone, Mr. Levine, Ms. Hicks, Mr. Morris, Mr. Conetta.

#2923 – High Ridge Road – Lot 4, F. Compolataro.

The applicant is proposing to construct and maintain a subdivision access way with associated drainage, utilities, and site grading within designated flood hazard areas and proximate to wetlands and watercourses and designated Conservation areas on property within the non-drinking water supply watershed of the Rippowam River along the east side of High Ridge Road approximately 250 feet south of its intersection with Meredith Lane.

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

Extension granted – 65 days – per letter dated January 6, 2010.

#2925 – Wyndover Lane – Lot 6, A. Meconiates.

The applicant is proposing maintain filling, grading, landscaping, fencing, and wall construction proximate to wetlands and watercourses on property within the non-drinking water supply watershed of the Rippowam River at 71 Wyndover Lane.

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

Mr. D’Andrea summarized the application for the Board.

Motion By: Mr. Morris made the motion to adopt the findings and recommendations of staff and approve the application with the conditions listed in the Agenda Summary report dated January 14, 2010.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, and Mr. Conetta.

#2926 – Cider Mill Road – Lot A11, M. Koval.

The applicant is proposing the installation of a replacement septic system and associated grading within and proximate to designated flood hazard areas and proximate to wetlands and watercourses on property within the drinking water supply watershed of the East Branch Mianus River at 48 Cider Mill Road.

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

Extension granted – 65 days – per letter dated January 18, 2010.

#2927 – Fairfield Avenue – Lots 24, 25 & 9, Innis Arden.

The applicant is seeking permission to construct a new turf-care maintenance facility building and an environmental-management center building with associated parking, driveways, storm-water management facilities, utilities, and landscaping within and proximate to wetlands and watercourses on property within the non-drinking water supply watershed of the Tomac Creek/Southwestern Basin (Long Island Sound) 120 Tomac Avenue.

In attendance were: Leonard C. D’Andrea, P.E., Rocco V. D’Andrea, Inc. (project engineer); Daniel J. Farrell, General Manager, Innis Arden Golf Club (owner/applicant).

Mr. D’Andrea summarized the application for the Board.

Motion By: Mr. Morris made the motion to adopt the findings and recommendations of staff and approve the application with the conditions listed in the Agenda Summary report dated January 8, 2010.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, and Mr. Conetta.

#2925 – Wyndover Lane – Lot 6, A. Meconiates.

The applicant is proposing maintain filling, grading, landscaping, fencing, and wall construction proximate to wetlands and watercourses on property within the non-drinking water supply watershed of the Rippowam River at 71 Wyndover Lane.

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

Mr. McMahon summarized the application for the Board.

Motion By: Ms. Hicks made the motion to adopt the findings and recommendations of staff and approve the application with the conditions listed in the Agenda Summary report dated January 11, 2010.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, and Mr. Conetta.

#2929 – Westhill Road – Lot 1, M. Negri.

The applicant is proposing to maintain portions of a fence within and proximate to wetland areas on property located within the drinking water supply watershed of the Mianus River at 398 Westhill Road.

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

Mr. D’Andrea summarized the application for the Board.

Motion By: Mr. Levine made the motion to adopt the findings and recommendations of staff and approve the application with the conditions listed in the Agenda Summary report dated January 7, 2010.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, and Mr. Conetta.

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

#1001 – Arnold Drive – Lot 18, R. Bhatnagar.

The applicant is proposing to dredge a pond, construct a low retaining wall, and grade a portion of lawn utilizing the pond spoils as fill proximate to wetlands and a watercourse, on property located within the non-drinking water supply watershed of the Ayers Brook at 1 Arnold Drive.

#1002 – Den Road – Lot 15, C. Apablaza.

The applicant is proposing to maintain a shed proximate to off-site wetlands and watercourse on property within the drinking water supply watershed of the Mianus River at 272 Den Road.

Motion By: Mr. Conetta 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 – Mr. Levine, Ms. Hicks, Mr. Stone, Mr. Morris, Mr. Conetta.

#1002 – Den Road – Lot 15, C. Apablaza.

The applicant is proposing to maintain a shed proximate to off-site wetlands and watercourse on property within the drinking water supply watershed of the Mianus River at 272 Den Road.

In attendance were: Mr. and Ms. Apablaza (owners/applicants); and Mr. and Ms. Kineckley (neighbors).

Ms. Apablaza summarized the circumstances for the Board, and described the uses of the shed.

Mr. Kineckley voiced his objections to the appearance of the shed, and to the potential danger posed by its contents leaking into the nearby wetlands and watercourses.

It was noted that available general topographic information indicated that surface water drainage did not appear to be substantially from the area of the shed installation directly into the off site wetlands and watercourses. Mr. Kineckley asserted that the shed was on higher ground relative to the stream and pond. Mr. Conetta observed that the quantity and types of materials stored were unlikely to be a problem even if the drainage path was more direct than it appeared to be on maps and in the photo of the site.

Motion By: Mr. Morris made the motion to adopt the findings and recommendations of staff and approve the application with the conditions listed in the Agenda Summary report dated January 15, 2010.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, and Mr. Conetta.

ENFORCEMENT:

39 Trailing Rock Lane – Lot 2A, Miron Bajus (owner).

Observed activities include grading, filling, and other activities requiring a permit from the City of Stamford Environmental Protection Board and permits from other agencies undertaken within the property by Pasiak Trucking and Construction without the required authorizations. .

In attendance was: Miron Bajus (owner/respondent).

Mr. Emerson summarized the facts and circumstances for the Board, and noted that the property owner promptly stopped work within regulated areas when notified by staff and has cooperated in the efforts to stabilize the site and engage the services of qualified professionals.

Mr. Bajus asked about the need for the services of a civil engineer, and indicated that he hoped to have an application ready to file by February.

Motion By: Ms. Hicks made the motion to adopt the findings and recommendations of staff and to maintain the Cease and Desist Order in effect with further action deferred pending submittal in a timely manner of an updated survey and an application for permit.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, Mr. Conetta.

OTHER BUSINESS:

#2537 – Courtland Avenue – Lot 34, M. Czamanski.

The applicant is seeking permission to construct residential units and associated parking and drainage improvements within and proximate to wetland areas on property within the non-drinking water supply watershed of the Southwest Shoreline (Long Island Sound) at 410 Courtland Avenue.

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

Mr. Emerson reported that there were no indentified impediments to the extension of the permit.

Motion By: Ms. Conetta made the motion to grant the requested permit extension with the new expiration date to be January 27, 2011.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Levine, Mr. Stone; Ms. Hicks, Mr. Morris, and Mr. Conetta.

Proposed Operating Budget – Fiscal Year 2010-2011.

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

Mr. Emerson summarized the proposed operating budget as submitted to the Mayor for the Board. He noted that the request was for maintaining the status quo.

Motion By: Ms. Hicks made the motion to endorse the budget request as submitted.

The Board members voted on the motion as follows:

APPROVAL – YES – Mr. Stone, Mr. Levine, Ms. Hicks, Mr. Morris, Mr. Conetta.

There being no further business, the Board adjourned at 8:45 P.M.

Gary Stone, Chairman