

**ENVIRONMENTAL PROTECTION BOARD
CITY OF STAMFORD
MINUTES OF THE FEBRUARY 20, 2014
REGULAR MEETING**

Members Present:

Gary Stone, Chairman
Louis Levine, Member
Peter Conetta, Member
Stephen Wayne, Alternate Member
Nathanial Bowler, Alternate Member

Members Not Present:

Bradford Spaulding, Alternate Member

Staff Present:

Richard H. Talamelli, Environmental Planner
Pam Fausty, Environmental Analyst

The Regular Meeting, which was called to order by Chairman Stone at 7:30 PM, was held in the Planning Board Conference Area, 7th Floor, Stamford, Government Center, 888 Washington Boulevard, Stamford, Connecticut, 06904-2152. The meeting was recorded.

MINUTES

Minutes of the January 9, 2014 Special Meeting of the Environmental Protection Board:

Given the absence of members eligible to vote on this matter, Chairman Stone established that action would be deferred to the next regularly scheduled meeting.

Minutes of the January 16, 2014 Regular Meeting of the Environmental Protection Board:

The Board considered the minutes of the EPB's January 16, 2014 Regular Meeting. No changes or alterations were discussed or recommended. Accordingly, upon a motion by Board Member Levine, the Board voted to **APPROVE** the Minutes of the January 16, 2014 Regular Meeting as presented.

In Favor: Stone, Levine, Conetta, Wayne and Bowler
Opposed: None
Abstaining: None
Not Voting: None

APPLICATIONS AND PERMITS

#1330 – 30 Windmill Circle – Lot A-24 – X. Kastrati: To construct an in-ground pool, walls, drainage, and other related facilities proximate to wetlands, watercourses and special flood hazard

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areas situated in the drinking water supply watershed of the Mianus River (East Branch). The subject property lies along the south side of Wind Mill Circle, approximately 150 feet west of Saw Mill Road and is identified as Lot A-24, List 001-6339, Card W-002, Block 394, and ± 1.18 Acres. Reference is made to an EPB Staff Memo, dated February 19, 2014.

In Attendance: None

Discussion: Chairman Stone acknowledged the receipt of written correspondence from the owner's agent (J. Pugliesi, E.J. Frattaroli, Inc., 2/14/14) granting the Board an extension of the statutory deadline for decision on EPB Permit Application No. 1330 for a period of sixty-five (65) days to allow for the development and submission of the information necessary to properly evaluate the application.

Motion/Vote: None

#1331 – 591 Westover Road – Lot 1 – D. Rogers for D. Fins: To construct a replacement septic system and other related facilities proximate to wetlands, watercourses and open space areas situated in the drinking water supply watershed of the Mianus River (West Branch). The subject property lies along the east side of Westover Road, approximately 280 feet north of West Glen Drive, and is identified as Lot 1, List 003-8024, Card E-047B, Block 368, Zone RA-1, and ± 1.049 Acres. Reference is made to an EPB Staff Memo, dated February 14, 2014.

In Attendance: None

Discussion: Chairman Stone acknowledged the receipt of written correspondence from the owner's agent (D. Rogers, Kaiser-Battistone, 2/12/14) withdrawing EPB Permit Application No. 1331 from further consideration.

Motion/Vote: None

#1332 – 821 Stillwater Road – Parcel D-1 – G. Iovieno: To maintain an existing storm drain, rip rap and other related features situated within close proximity to a watercourse and within the base floodplain of the Rippowam River. The subject property lies along the east side of Stillwater Road, approximately 1685 feet north of Cold Spring Road, and is identified as Parcel D-1, List 001-4440, Card E-016, Zone R-20, Block 247 and ± 0.7565 Acres. Reference is made to an EPB Staff Agenda Summary Report, dated February 12, 2014.

In Attendance: Leonard D'Andrea, P.E., Rocco V. D'Andrea, Inc.

Discussion: Staff Member Talamelli described the application for the Board. He noted that the subject property lies along the east side of Stillwater Road, approximately 1685 feet north of Cold Spring Road. The parcel currently supports a single family dwelling, drive, walkways, water, sanitary sewer, easements, and other related facilities, and is characterized by gently to moderately sloping uplands, and areas affected by the 100-year storm. A ± 150 foot reach of the Rippowam River lies to the east of the site.

The applicant seeks to maintain a storm drain and rip rap installed on and immediately adjacent to the subject property. The work occurred in the Summer of 2012. The catch basin, six (6) inch PVC

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pipe, and rip rap replaced, in kind, existing drainage facilities reported to have diminished function. Given the scope of the project and nature of the resources found on and proximate to the parcel, the applicant was required to demonstrate that resource impacts were limited, that water quality was preserved/enhanced, and that a rise in flood heights or loss of flood storage would not be realized. Mr. Talamelli noted that the project engineer submitted plans/reports confirming the absence of impact on the existing grade, overall site imperviousness, and site resources. The engineer further supplied statements confirming that the project would not cause a rise in flood heights, loss of storage, or impacts to drainage or the adjoining properties. An Engineering Bureau endorsement for the project was secured. Mr. Talamelli went on to note that the driveway catch basin had been installed without a proper sump. Accordingly, the applicant has committed to the reconstruction of this basin to meet the City's standard for sump depth (2 feet) and outlet control to assist in the collection of sands, silt, sediment and other materials prior to discharge. Areas affected by the project appear stable. To mitigate for the encroachments, the applicant provided a basic habitat enhancement plan that provides for the removal of invasive vines, and installation of several conservation plantings in the vicinity of the outlet.

There were no questions or comments by the Board regarding this application. When questioned by Chairman Stone, the owner's representative, Leonard D'Andrea, P.E., acknowledged the receipt of the Staff Agenda Summary Report, and confirmed no objection to its conclusions or recommendations.

Motion/Vote: Upon a motion by Board Member Levine, the Board voted to **APPROVE** EPB Permit Application No. 1332 with the conditions outlined in the EPB Staff Agenda Summary Report, dated February 12, 2014.

In Favor: Stone, Levine, Conetta, Wayne, and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

#1333 – 579 Erskine Road – Lots C, D, E and F – Star Meadow Ranch, LLC: To maintain fill in and proximate to wetlands and watercourses, and to create an off-setting greater area of wetlands on property situated within the drinking water supply watershed of the Mianus River/Bargh Reservoir. The property lies along the west side of Erskine Road, just north of its intersection with Bentwood Drive, and is identified as Lots C, D, E and F, List 002-3572, Card N-045, Block 400, Zone RA-3, and ±101.013 Acres. Reference is made to an EPB Staff Memo, dated February 18, 2014.

In Attendance: Leonard D'Andrea, P.E., Rocco V. D'Andrea, Inc.

Discussion: Chairman Stone acknowledged the receipt of written correspondence from the owner's agent (L. D'Andrea, 2/14/14) granting the Board an extension of the statutory deadline for decision on EPB Permit Application No. 1334 for a period of sixty-five (65) days to allow for the development of the information necessary to properly evaluate the application.

Motion/Vote: None

#1334 – 64 Merriebrook Lane – Lot 1-A – Redniss and Mead, Inc. for G. Ohman and A. Reed: To construct a residential addition and related facilities proximate to wetlands, watercourses, known

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flood hazard areas and a designated conservation easement situated in the drinking water supply watershed of the Mianus River. The property lies along the south side of Merriebrook Lane, approximately 600 feet west of General Waterbury Lane, and is identified as Lot 1-A, List 004-2985, Card S-005, Zone RA-1, Block 373, ± 2.6654 Acres. Reference is made to an EPB Staff Agenda Summary Report, dated February 13, 2014.

In Attendance: Teodoro Milone, P.E., Redniss and Mead

Discussion: Staff Member Fausty described the application for the Board. The subject property is developed with a residential dwelling and appurtenances, and is serviced by both a septic system and well. The parcel is characterized by gently to moderately sloping uplands, a narrow wetland fringe, flood prone areas, a ± 435 foot reach of the Mianus River, and designated conservation easement areas.

The applicant proposes to construct a residential addition in previously developed space, outside of the wetlands, watercourses, flood prone areas and conservation easement. Approximately 1923 square feet of the upland review area is expected to be affected by the development. To offset potential development impacts, the project engineer has provided a detailed sediment and erosion control plan, confirmed the absence of drainage impact, and submitted a landscape/enhancement plan that provides for the installation of numerous shrubs and naturalizing groundcovers to further stabilize the soil, filter runoff and enhance the overall conservation values of both the regulated areas and parcel.

Teodoro Milone, P.E., Redniss and Mead, acknowledged the receipt of the Staff Agenda Summary Report, and confirmed no objection to its conclusions or recommendations.

Motion/Vote: Upon a motion by Board Member Wayne, the Board voted to **APPROVE** EPB Permit Application No. 1334 with the conditions outlined in the EPB Staff Agenda Summary Report, dated February 13, 2014.

In Favor: Stone, Levine, Conetta, Wayne, and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

#1401 – 133 Thornwood Road – Lot 60 – E. and E. Klosz: Installation of an emergency generator and propane tanks in and/or proximate to wetlands, watercourses and known flood hazard areas situated in the drinking water supply watershed of the Rippowam River. The property lies along the east side of Thornwood Road, approximately 625 feet south of Bittersweet Lane, and is designated as Lot 60, List 000-9721, Card E-012, Block 190, Zone RA-1 and ± 1.255 Acres. Reference is made to an EPB Agenda Summary Report, dated February 12, 2014.

In Attendance: None

Discussion: Staff Member Talamelli described the application for the Board. The parcel currently supports a single family dwelling, drive, walkways, well, septic, and other related facilities, and is characterized by its gently to moderately sloping uplands, special flood hazard areas, and a

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wetland/watercourse corridor which is generally confined to the eastern portions of the site.

The applicant proposes to construct an emergency generator, two (2) above ground propane tanks, transmission lines and other related facilities. Given the scope of the project and nature of the resources found on and proximate to this parcel, the applicant is required to consider designs that avoid or minimize impacts upon areas of resource, limit impacts on water quality, avoid flood rise and flood storage loss, and to conform to the strict structural floodproofing standards outlined in the "Flood Prone Area Regulations." Mr. Talamelli noted that the proposed generator shall lie along the eastern plane of the residence in developed space affected only by the special flood hazard area. The tanks shall be situated to the east in the higher upland portions of the site. In order to provide the necessary transmission lines, a wetland/watercourse crossing is proposed. Mr. Talamelli reported that the project engineer has supplied plans, reports and other documents confirming that there will be no significant changes in grade, overall site imperviousness, tree cover, or existing drainage patterns/conditions. The entire parcel is not situated within the conveyance portion of the river given the variations of topography between the river channel and the parcel. Accordingly, the engineer has confirmed that the project will not result in a rise in flood heights. To offset an expected loss of flood storage, primarily the result of the elevated generator pad construction, the applicant has determined to supply compensatory flood storage. An excavation will be conducted at the rear of the property to provide approximately twelve (12) cubic feet of additional storage. The generator has been situated on an elevated pad, the top of which lies at 244.0 feet NAVD-88 or one (1) foot above the projected 100-year storm elevation. Both the generator pad and transmission line have been detailed on the plans and have been certified by the engineer as capable of withstanding the flood depths, pressures, velocities and uplift forces associated with the base flood. The tanks have been situated on a concrete pad, the top of which lies at 250.0 feet NAVD-88 or approximately three (3) feet above the projected 500-year storm elevation. Mr. Talamelli reminded the Board that vessels proposed to support "dangerous materials" such as oil or propane, are subject to the greater elevation/floodproofing standards associated with the 500-year storm. Finally, to limit resource/offsite water quality impacts, during and post construction, an erosion control plan has been provided.

There were no questions or comments by the Board regarding this application.

Motion/Vote: Upon a motion by Board Member Levine, the Board voted to **APPROVE** EPB Permit Application No. 1401 with the conditions outlined in the EPB Staff Agenda Summary Report, dated February 12, 2014.

In Favor: Stone, Levine, Conetta, Wayne, and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

#1404 – 612 Scofieldtown Road – Scofieldtown Park/Yard - Landfill Capping Project – Lot 15 – City of Stamford/Engineering Bureau: To remove existing vegetation in advance of a proposed landfill capping project. Activities are proposed in and/or proximate to wetlands and watercourses situated in the non-drinking water supply watershed of Poorhouse Brook. The site lies along the west side of Scofieldtown Road, just north of Rock Rimmon Road, and is identified as Lot 15, List 002-5936, Card W-35, Zone RA-2, Block 390, and \pm 18.1 Acres. Reference is made to an EPB Staff Memo, dated February 13, 2014 and revised to February 19, 2014.

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#1405 – 612 Scofieldtown Road – Scofieldtown Park/Yard - Landfill Capping Project – Lot 15 –

City of Stamford/Engineering Bureau: To fill, grade, construct drainage, and implement other related improvements in and/or proximate to wetlands and watercourses situated in the non-drinking water supply watershed of Poorhouse Brook. Work shall be conducted in accordance with the provisions of the “Landfill Closure Plan for Scofieldtown Park, Stamford, Connecticut “ (TRC, March 2011) and the requirements of a consent Order SRD-205 (CT DEP, September 2010). The site lies along the west side of Scofieldtown Road, just north of Rock Rimmon Road, and is identified as Lot 15, List 002-5936, Card W-35, Zone RA-2, Block 390, and ±18.1 Acres. Reference is made to an EPB Staff Memo, dated February 19, 2014.

In Attendance: None

Discussion: Chairman Stone acknowledged the receipt of the minimum information necessary to initiate the permit application review process for EPB Permit Applications No. 1404 and 1405.

Motion/Vote: Upon a motion by Board Member Conetta, the Board voted to **ACCEPT** EPB Permit Applications No. 1404 and 1405.

In Favor: Stone, Levine, Conetta, Wayne and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

SITE PLAN REVIEWS:

SUBDIVISION REVIEWS:

ENFORCEMENT – STATUS REPORTS AND SHOW CAUSE HEARINGS:

OTHER BUSINESS:

#1032 - Interlaken Road - Lot 2 - E. Rozsa: To construct a new single family dwelling, drive, drainage, septic, well, and other related facilities proximate to wetlands, watercourses, a pond, and designated open space preserve/conservation easement areas situated in the non-drinking water supply watershed of the Rippowam River. The site lies along the south side of Interlaken Road, approximately 500 feet south and west of Lakeside Drive, and is identified as Lot 2 List 004-1851, Card S-018, Block 383, Zone RA-1, and ±1.613 Acres. Reference is made to an EPB Staff Memo, dated February 12, 2014.

In Attendance: None.

Discussion: Chairman Stone acknowledged the receipt of a letter from Ellen M. Rozsa (February 3, 2014) requesting a transfer of EPB Permit No. 1032 from Ellen M. Rozsa of 37 East

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Avenue, Stamford, Connecticut to Thomas Kalamaras of 426 Danbury Road, Suite 2, Wilton Connecticut 06897. Chairman Stone further acknowledged the receipt of a letter from Thomas Kalamaras ((Undated) both confirming acceptance of the terms of the permit and requesting the extension of permit for a period of one (1) year. In response to questioning by the Chair, Staff Member Talamelli noted that that there were no reported violations on the property, that the permit was legally issued, and that conditions have not changed as to warrant a reevaluation of the project. Accordingly, Staff recommended that the Board approve both the proposed transfer of permit and extension request for a period of one (1) year until January 25, 2015.

Motion/Vote: As to the proposed transfer of permit - upon a motion by Board Member Levine, the Board voted to **APPROVE** the transfer of EPB Permit No. 1032 from E. Rozsa to T. Kalamaras.

In Favor: Stone, Levine, Conetta, Wayne, and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

As to the proposed permit extension request - upon a motion by Board Member Levine, the Board voted to **APPROVE** the extension of EPB Permit No. 1032 for a period of one (1) year until January 25, 2015.

In Favor: Stone, Levine, Conetta, Wayne, and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

ADJOURN:

Adjourn the Regular Meeting of February 20, 2014.

There being no more business, the Board, upon a motion by Board Member Levine, voted to **ADJOURN** the Regular Meeting of February 20, 2014.

In Favor: Stone, Levine, Conetta, Wayne, and Bowler.
Opposed: None
Abstaining: None
Not Voting: None

Meeting adjourned at 7:47 PM.

Gary Stone, Chairman
Environmental Protection Board

Minutes: Prepared from meeting notes taken by Richard H. Talamelli, Environmental Planner