



**ENVIRONMENTAL PROTECTION BOARD  
CITY OF STAMFORD  
MINUTES OF THE JULY 23, 2020  
REGULAR MEETING  
CONDUCTED VIA INTERNET AND CONFERENCE CALL**

**BOARD MEMBERS PRESENT:**

Gary H. Stone, Chairman  
Laura Tessier, Member  
David J. Kozlowski, Alternate Member  
Stephen J. Schneider, Alternate Member

**MEMBERS NOT PRESENT:**

Dr. Leigh Shemitz, Member  
Ashley A. Ley, Member  
Thomas C. Romas, Alternate Member

**STAFF PRESENT:**

Richard Talamelli, Executive Director/Environmental Planner  
Lesley Capp, Office Support Specialist

The meeting was called to order by Mr. Stone at 7:30 PM.

Seated for the meeting were Mr. Stone, Ms. Tessier, Mr. Kozlowski and Mr. Schneider.

**MINUTES:**

**Minutes of the EPB Regular Meeting of June 18, 2020:**

The Board considered the minutes of the June 18, 2020 Regular Meeting. Members present and eligible to vote were Mr. Stone, Ms. Tessier and Mr. Kozlowski. No comments or modifications were recommended.

**Motion/Vote:** Upon a motion by Mr. Kozlowski and seconded by Ms. Tessier, the Board voted to Approve the Minutes of the June 18, 2020 Regular Meeting as presented.

## Minutes

### Regular Meeting of July 23, 2020

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**In Favor:** Stone, Tessier and Kozlowski  
**Opposed:** None  
**Abstaining:** None  
**Not Voting:** Schneider

### **APPLICATIONS AND PERMITS:**

#### **Acceptances/Extensions/Withdrawals:**

##### **#2020-02 – 264 Cedar Heights Road – Plot A – Fairfield County Engineering, LLC for D. Russell:**

To construct a residential addition, attached garage, drainage and other related features within close proximity to wetlands and watercourses and within the base floodplain of the Rippowam River. The property lies along the south side of Cedar Heights Road, approximately 475 feet east of Wire Mill Road, and is identified as Plot A, Card S-043, Account 000-9961, Map 76, Block 359, Zone R-20, and +0.522 Acres.

Reference is made to EPB Staff Memo, dated July 13, 2020.

**In Attendance:** None

**Discussion:** Mr. Stone acknowledge the receipt of correspondence from Wayne D'Avanzo, P.E., Fairfield County Engineering, LLC, dated July 13, 2020 Withdrawing EPB Permit Application No. 2020-02 from further consideration.

**Motion/Vote:** None

**#2020-10 – 45 Barn Hill Road – Lot 2B – W. Warner & C. Tso:** To renovate an in-ground pool, patio, add a spa, shed, landscaping, expand driveway, relocate pool equipment and fencing proximate to wetlands and a watercourse on property situated within the drinking water supply watershed of the Mianus River. The property is situated along the south side of Barn Hill Road, approximately 155 feet east of the Barn Hill Road and East Middle Patent Road intersection, and is identified as Lot 2B, Account 000-9678, Card S-002, Map 30, Block 400, Zone RA-3, and is +2.98 Acres.

Reference is made to and EPB Staff Memo, dated July 21, 2020.

**#2020-12 – 162 Thunder Hill Drive – Lot 13 - J. Welch and L. Welch:** To construct a fence in or within close proximity to wetlands, watercourses, and special flood hazard areas in the drinking water supply watershed of the Mianus River. The subject property lies along the north side of Thunder Hill Drive, approximately 2,650 feet west of Riverbank Road, and is identified as Lot 13, Account 001-4841, Card N-009, Block 373, Map 80, Zone RA-1 and +1.02 Acres.

Reference is made to and EPB Staff Memo, dated July 14, 2020.

**In Attendance:** None

**Discussion:** Mr. Stone acknowledge the receipt of correspondence from Wade Warner and Cecelia Toa (July 14 2020) and J. Welch (July 14, 2020) granting the Board extensions of the statutory decision

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deadline. Accordingly, decisions on both applications shall be rendered on or before October 16, 2020.

**#2020-17 – 130 Shelter Rock Road – Lot N27 – F. LaFauci and J. LaFauci:** To install four (4) above ground propane tanks and maintain a terrace proximate to wetlands and a watercourse on property situated within the drinking water supply watershed of the Mianus River (East Branch). The property is situated along the south side of Shelter Rock Road, approximately 430 feet north of the intersection of Shelter Rock and Rising Rock Roads, and is identified as Lot N27, Account 001-2563, Card E-014, Map 48, Block 394, Zone RA-1, and  $\pm$  1.14 Acres.

Reference is made to an EPB Staff Memo, dated July 22, 2020.

**#2020-18 - Merriebrook Lane, Mill Brook Road, and Highline Trail - NA - Mianus Trout Unlimited for the City of Stamford – Mianus River Cold Water Habitat Improvement Project:** To implement certain in-water and terrestrial activities to stabilize banks, trap sediments, and generally improve trout habitat within a reach of the Mianus River. The project affects wetlands, watercourses, upland review areas, and special flood hazard areas. The project area is generally bordered by Mill Brook Road to the north, Highline Trail to the east and Mianus River Park to both the south and west.

Reference is made to and EPB Staff Memo, dated July 22, 2020.

**Discussion:** Mr. Stone acknowledged the receipt of the minimum information necessary to accept EPB Permit Applications No. 2020-17 and 2020-18.

**Motion/Vote:** Upon a motion by Mr. Kozlowski and seconded by Ms. Tessier, the Board voted to **Accept** EPB Permit Applications No. 2020-17 and No. 2020-18.

**In Favor:** Stone, Tessier, Kozlowski and Schneider  
**Opposed:** None  
**Abstaining:** None  
**Not Voting:** None

**Action Items:**

**#2020-14 – 7 Rising Rock Road – Lot N-42 – J. Gershon:** To maintain an underground propane tank and related features proximate to wetlands situated in the drinking water supply watershed of the Mianus River (East Branch). The property is located along the west side of Rising Rock Road, just south of Shelter Rock Road, and is identified as Lot N-42, Account 001-8261, Card W-001, Map 56, Block 394, Zone RA-1, and +43,566 square feet.\_

Reference is made to EPB Staff Agenda Summary Report, revised July 17, 2020.

**In Attendance:** Jeffrey Gershon

**Discussion:** Mr. Talamelli summarized the application for the Board. He reported that the Staff Agenda Summary Report had been prepared by Environmental Analyst, Lindsay Tomaszewski. Mr. Talamelli stated that the applicant seeks the Board's permission to maintain an existing buried propane tank, transmission lines and other related features installed within close proximity to the

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site's wetlands.

The property, which is located along the west side of Rising Rock Road, just south of Shelter Rock Road, currently supports residential development including a wood frame dwelling, drive, walkways, septic system, well and other related features. The site is characterized by the presence of gently to moderately sloping developed lands, wooded uplands, and portions of a small wooded wetland. The wetlands are part of a much larger system that extends thought adjoining residential parcels to the south and west.

The tank was observed during a recent inspection by Staff in advance of a variance request for a generator. It was reported that the tank was installed approximately six (6) years ago by the prior owner. There were no record of permits. Staff indicated that the tank lies in lightly wooded space, approximately thirty-eight (38) feet to the wetland. Grades had been restored, vegetation maintained, and the area shows no evidence of substantial disturbance or erosion. With the exception of the removal of several minor pockets of landscape debris, no plantings or other mitigative measures have been requested by Staff.

In response to a question by Ms. Tessier concerning the depth of burial and the potential impacts the tank may have on groundwater, Mr. Gershon responded that it was his understanding that the tank had been installed at a relatively shallow depth, and during his ownership, there has been no known issues with the tank or adverse impacts to the flow or quality of groundwater.

Mr. Gershon went on to note that he had received a copy of the Staff Agenda Summary Report, and offered no objection to its findings or recommended conditions of approval.

**Motion/Vote:** Upon a motion by Mr. Kozlowski and seconded by Ms. Tessier, the Board voted to **Approve** EPB Permit Application No. 2020-14 with the seven (7) conditions outlined in the EPB Agenda Summary Report, revised July 17, 2020.

In Favor:	Stone, Tessier, Kozlowski and Schneider
Opposed:	None
Abstaining:	None
Not Voting:	None

**Site Plan Reviews:** None

**Subdivision Reviews:** None

**Enforcement – Status Reports & Show Cause Hearings:** None

**Other Business:** None

**ADJOURN:**

**Adjourn the Regular Meeting of July 23, 2020:**

There being no further business, and upon a motion by Ms. Tessier, and seconded by Mr. Schneider,

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the Board voted to **Adjourn** the Regular Meeting of July 23, 2020.

In Favor:	Stone, Tessier, Kozlowski and Schneider
Opposed:	None
Abstaining:	None
Not Voting:	None

Meeting adjourned at 7:37 PM.

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Gary H. Stone, Chairman  
Environmental Protection Board