

Town of Lebanon
WATER POLLUTION CONTROL AUTHORITY
Special Meeting

Lebanon Town Hall
Lower Level Conference Room
Thursday, July 9, 2009 -- 7:30 PM

MINUTES

Members Present: Chairman Jason Hofmann, Vice Chairman Yaw Nsiah, Al Wilder, Brandon Handfield, David Benjamin, Paul Oliver, David Martin

Others Present: George Hicks, DEP, First Selectman Joyce Okonuk

- 1.0 The meeting was called to order at 7:32 by Chairman J. Hofmann.
- 2.0 Approval of minutes ~ June 11, 2009, Special Meeting
D. Martin motioned, P. Oliver seconded and members voted unanimously to approve the minutes as presented.
- 3.0 There was no public comment this evening.
- 4.0 Mr. George Hicks, DEP, was welcomed. Mr. Hicks explained that the notice of violation originated from a very old order issued to the Town in 1986, which was to evaluate the existing and future wastewater disposal needs of Amston Lake to determine if the septic systems were adequate for treatment. The Town eventually moved forward and hired Wright-Pierce to do the study (2007). In September, 2008, First Selectman Okonuk sent a letter to DEP stating the Board of Selectmen approved the study, recommendations, and preliminary implementation schedule, all required in the order. Based on the schedule, the notice of violation was written in 2009, indicating a number of things had not been done and that the Town was already behind on the implementation schedule supplied to DEP. Mr. Hicks stated that this is the basis on which DEP starts to look at enforcement issues. The notice of violation includes what needs to be done to get back on track and requires an update on what the Town has accomplished and a revised implementation schedule and this has not yet been received by DEP. Additional attempts to get clarification and details from the Town were unsuccessful and proposed deadlines have passed. A revised implementation schedule is required to get back into compliance. The discussion with Mr. Hicks also included the following:

- A storm water study could be looked at, but is considered a separate issue that DEP would not consider funding.
- Mandatory pumping and inspections would not be a solution.
- During the design and construction of the system, there is a long period of time where zoning and WPCA regulations can be developed that meet the Town's needs and this can be done simultaneously. Land use attorneys are available for this purpose.
- No action by the Town will mean involvement of the Attorney General's Office, a stipulated court judgment and monetary penalties either per day or up front for missing deadlines.
- WPCA needs to determine the limits of the project, if it can be scaled back, and how it will be paid for.
- 45 days would be acceptable to DEP in order to submit a revised schedule (break out time line, detailed sub-implementation schedule, whether hiring an engineer, etc.).
- Mr. Hicks will send Chairman Hofmann a list of procedure. Will also email the Clean Water Planning Grant application which should be filed soon.
- Availability of funding/reimbursement money.

6.0 & 7.0 Motion was made by B. Handfield to table these items until the next scheduled meeting, seconded by A. Wilder. Vote: Approved unanimously.

8.0 Topics for next agenda

8.1 It was suggested a field trip be taken to Spafford and Deepwood Drive cul-de-sac to help understand the scope of the project. Motion made by Y. Nsiah, seconded by D. Martin to call a special meeting July 23, 2009, at 6:00 p.m. at Deepwood Drive cul-de-sac. Vote: Approved unanimously.

8.2 Discuss and act on Wright-Pierce report

8.3 Discuss Clean Water Fund applications

8.4 Discuss implementation schedule

8.5 Discuss goals and objectives of WPCA

8.6 Discuss viable funding options

9.0 B. Handfield motioned, D. Martin seconded, approved unanimously to adjourn at 9:45p.m

Respectfully Submitted,

Holli E. Pianka, Clerk

July 15, 2009

Minutes unapproved as of transcription date.