

The Town of Clinton
Water Pollution Board of Appeals (WPBA)
54 East Main Street, Clinton, CT 06413
Weds., Feb. 1, 2017
Rose Room, 7:00PM
Minutes

1. Call Meeting to Order

Lynn Pinder (Chair) called the meeting to order at 7:04 PM
Present: Lynn Pinder, Willie Fritz
Absent: Omar Francis, Laura Peterson (Alternate)
Appealing: Marcelle Schraer

2. Approval of Minutes of Sept. 26, 2016

Pinder made a motion to table the minutes of Sept. 26, 2016
Fritz seconded the motion
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

3. Explanation of Process

Pinder explained process of ordinance enforcement to new Board member Willie Fritz.

4. Appeals

a. Schraer- 84 Old Post Road, Clinton (last pump out 3/25/2011)

Mrs. Schraer presented an appeal to the Board requesting an extension of time for compliance due to personal issues and the fact that there are just two people that both work full time living in the house. She sited that the septic system has a 1250 gallon septic tank. The Board discussed options available for her to explore in order to get the situation remedied and the tank pumped out. Fritz made a **motion** to grant an extension until the next meeting of the WPBA. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

b. Kabe- 109 East Main Street, Clinton (no recorded service history)

The Kabe's mailed their appeal along with a time line of everything they have done and contractors they have hired to assist them in locating the septic system associated with this property. The Kabe's have previously spoken of requesting help from the town since they believe the system may actually lie on town property. Fritz suggested that the Kabe's be granted an extension until March 15, 2017 to go before the town to either request an easement from the town or negotiate purchase of the property from the town.

5. Assessments

a. 22 Beach Road last pump out: 11/18/2004

Residential Funding Corp. (Foreclosure)

Certified citation and Application to Appeal (ATA) sent: 8/8/2016

Mail returned- UTF Taxes current and paid by RFC No appeal

8/8/16- 2/1/2017 (177 days x \$5/day) = \$885.

Fritz made a **motion** to assess a penalty of \$885. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

b. 2 Cove Trail last pump out: 3/12/2010

Mark & Ann Kelly

Certified citation and ATA sent: 8/9/2016

Mail returned- UTF Taxes current and paid by M & A Kelly No appeal

8/9/2016 – 2/1/2017 (176 days @ \$5/day) = \$880.

Fritz made a **motion** to assess a penalty of \$880. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

c. 10 Ninety Rod Road last pump out: 12/31/2009

Pennymac Corp. (Foreclosure)

Certified citation and ATA sent: 8/8/2016

Mail signed/accepted: 8/10/16 Taxes current and paid by Pennymac No appeal

8/8/16- 2/1/2017 (177 days x \$5/day) = \$885.

Fritz made a **motion** to assess a penalty of \$885. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

d. 32 River Road last pump out: 12/16/2005

Thomas Sherman

house was sold and closed on 9/21/16- new owners Patricia & Peter Bourdon

Certified citation and ATA sent: 8/9/2016

Mail returned- UTF Taxes last paid 2014 No appeal

No communication with new owners

8/8/16- 2/1/2017 (177 days x \$5/day) = \$885.

Fritz made a **motion** to assess a penalty of \$885. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

e. 123 West Main Street last pump out: 11/13/2009

William Newhouse

Certified citation and ATA sent: 8/9/2016

Mail returned- UTF Taxes current and paid by W Newhouse No appeal

8/9/2016 – 2/1/2017 (176 days @ \$5/day) = \$880.

Fritz made a **motion** to assess a penalty of \$880. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

f. 114 Shore Road (NEW) last pump out: 5/5/2010

Suraya Wayland

Certified citation and ATA sent: 8/23/16

Mail signed and accepted: 8/26/16 Taxes current and paid by: Suraya Wayland

No appeal

8/23/2016 – 2/1/2017 (162 days @ \$5/day) = \$810.

Fritz made a **motion** to assess a penalty of \$810. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

g. 16 Baxter Road last pump out: 7/15/2009

Christine Fowler

Certified citation and ATA sent: 2/23/16

Mail returned- Unclaimed 3/15/16 Taxes current and paid by C Fowler No appeal

2/23/2016 – 2/1/2017 (344 days @ \$5/day) = \$1720.

Fritz made a **motion** to assess a penalty of \$1720. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

h. 6 Airline Road (NEW) last pump out: 7/29/2010
Peter & Ann Sullivan
Certified citation and ATA sent: Nov. 22, 2016
Mail signed and accepted: 11/25/2016 Taxes current and paid by P. Sullivan No appeal
Assessment period: 11/22/2016 – 2/1/2017 (71 days @ \$5/day) = \$355.
Fritz made a **motion** to assess a penalty of \$355. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

6. Re-Assessments

a. 50 Airline Road (re-assess) last pump out: none recorded
Frank & Virginia Miller Listed as current owners
Judgment: 2/13/15 for \$300.00
Taxes current and paid by F Miller
12/15/15 assessment of \$1210 for 6/30/14->12/15/15
3/15/16 assessment of \$1665 6/30/14-> 3/15/16
3/23/16 certified letter ret'd unclaimed
Penalties as of 2/1/2017 = \$3280.
Fritz made a **motion** to assess a penalty of \$3280. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

b. 64 Fairy Dell Road (re-assess) last pump out: none recorded
Wendy Andrade Listed as current owner
Taxes current and paid by W Andrade
Judgment: 2/25/15 for \$600.00
7/22/15 assessment of \$750 for 7/14->7/22/15
12/15/15 assessment of \$1510 for 7/14-> 12/15/15
3/15/16 assessment of \$1965 for 7/14->3/15/16
3/24/16 certified letter accepted
Penalties as of 2/1/2017 = \$3575.
Fritz made a **motion** to assess a penalty of \$3575. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

c. 16 Pleasant Valley Road (re-assess) last pump out: none recorded
Stanley Grabowski Listed as current owner
Taxes current and paid by S Grabowski
Judgement: 11/3/15 for \$1020.00
12/15/15 assessment of \$1,980 for 11/24/14->12/15/15
3/15/16 assessment of \$2,435 for 11/24/14->3/15/16
3/24/16 certified letter accepted
Penalties as of 2/1/2017 = \$4045.
Fritz made a **motion** to assess a penalty of \$4045. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

d. 21 Whitewood Road (re-assess) last pump out: 6/24/2004
John Cameron Listed as current owner
Taxes current and paid by J Cameron
Judgement: 11/3/15 for \$1025.00

12/15/15 assessment of \$1,935 for 11/24/14->12/15/15
3/15/16 assessment of \$2390 for 11/24/14->3/15/16
3/24/16 certified letter returned- UTF
Penalties as of 2/1/2017 = \$4000.
Fritz made a **motion** to assess a penalty of \$4000. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

e. 25 Wildwood Park Road (re-assess) last pump out: 6/12/2008
US BANK TRUSTEE Listed as current owner
Taxes not paid since 2013
12/15/15 assessment of \$530 for 8/31/15->12/15/15
3/15/16 assessment of \$985 for 8/31/15->3/15/16
3/31/16 certified letter accepted
Penalties as of 2/1/2017 = \$2595.
Fritz made a **motion** to assess a penalty of \$2595. Pinder seconded.
Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

7. Old Business

a. 26 Pepperbush Drive

Since penalty was assessed house has gone into foreclosure status and therefore the Board decided to drop pursuing the penalties that had been previously assessed. The septic tank was pumped 8/8/2016.

b. 124 Shore Road

124 Shore Rd is a property that has been granted several extensions in the past. The house was demolished and is in the process of being rebuilt. The WPBA will await more information before deciding on a course of action.

c. Penalty/assessment discussion

Pinder and Fritz discussed the process by which penalties are assessed and feel as though no changes need to be taken at this time.

8. New Business

a. Adoption of 2017 Meeting Calendar

Fritz made a **motion** to accept the proposed meeting calendar for 2017. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

b. 10 William Street, Clinton

Previous owner rec'd Town mailings – now into Bank ownership therefore process against previous owner will be voided

9. Chairman's Comments

None at this time

10. Adjournment

Fritz made a **motion** to adjourn the meeting at 7:37PM. Pinder seconded.

Approved: Pinder, Fritz Opposed: None Abstained: None Motion Carried: 2-0-0

Respectfully submitted

Carol Walter
Recording Clerk