

The Town of Clinton
Water Pollution Board of Appeals
54 East Main Street, Clinton, CT 06413
Tues., Dec. 4, 2018
Land Use Office, 7:00PM
Minutes

1. Call meeting to Order

Chair Willie Fritz called the meeting to order at 7:03PM. Willie Fritz and Tim Guerra present.

2. Approval of Minutes of August 23,2018

Fritz made a **motion** to approve the minutes of Aug. 23, 2018. Guerra Seconded. All in favor. Motion carried.

3. Appeals

None

4. Assessments

A. Labbadia- 14 West Main Street, Clinton

last pumped 7/9/2012, sent 2nd notice 4/24/18

12/4/18 update- Certified letter with notice of WPBA decision sent 8/8/2018. Certified letter was refused. Septic tank was not pumped as of 12/4/2018. Penalty should accrue from 8/23/2018 to 12/4/2018 = 103 days @ \$5/day = assessment of \$515. Guerra made a **motion** to place a penalty assessment of \$515. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

B. Maciuszak- 106 Kelseytown Road, Clinton

last pumped 12/7/12, citation sent 8/6/18

As per results of appeal- has till August 2019 to get tank pumped.

C. Sarba- 95 East Main St., Clinton.

Tank was pumped Oct., 2018

D. Hackbarth- 14 Allen Road, Clinton

last pumped 4/6/2011, citation sent 8/6/18

12/4/18 update- Received 60-day extension from WPBA 8/23/2018. Tank not pumped as of 12/4/2018. Penalty should accrue from 10/21/18 to 12/4/2018 = 44 days @ \$5/day = assessment of \$220.00

Guerra made a **motion** to place a penalty assessment of \$220. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

E. Young- 25 Ninety Road Rd., Clinton

last pumped 7/13/2011, citation sent 8/6/2018

12/4/18 update- Certified letter of WPBA decision was sent 8/6/2018. Certified letter was refused. Not pumped as of 12/4/2018. Penalty should accrue from 8/23/2018 to 12/4/2018, 103 days @ \$5/day = assessment of \$515.

Guerra made a **motion** to place a penalty assessment of \$515. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried

F. Pansa- 15 Stonewall Lane, Clinton
last pumped 11/26/2011
third warning sent 4/30/2018
citation sent 8/6/2018

12/4/18 update- Certified letter of 8/2/2018 was refused. Tank not pumped as of 12/4/2018. Penalty to accrue from 8/6/2018 to 12/4/2018, 124 days @ \$5/day = assessment of \$620. Guerra made a **motion** to place a penalty assessment of \$620. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

G. D'Ambrosio- 14 Cross Avenue, Clinton
last pumped 1/9/2012
third warning sent 2/26/2018
citation sent 8/6/2018- delivered 8/8/2018

12/4/18 update- Accepted certified letter 8/8/2018. Tank not pumped as of 12/4/2018. Penalty to accrue from 8/6/2018 to 12/4/2018, 124 days @ \$5/day = assessment of \$620. Guerra made a **motion** to place a penalty assessment of \$620. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

H. Caruso- 108 Kelseytown Road, Clinton
last pumped 5/6/2011
third warning sent 4/30/2018
citation sent 8/6/2018- delivered 8/8/18

12/4/2018 update- Accepted certified letter 8/8/2018. Tank not pumped as of 12/4/2018. Penalty to accrue from 8/6/2018 to 12/4/2018, 124 days @ \$5/day = assessment of \$620. Guerra made a **motion** to place a penalty assessment of \$620. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

I. Jones- 6 Captain's Walk
last pumped 8/4/2011
third warning sent 4/30/2018
citation sent 8/6/2018

12/4/2018 update- Accepted certified letter 9/4/2018. Tank not pumped as of 12/4/2018. Penalty to accrue from 8/6/2018 to 12/4/2018, 124 days @ \$5/day = assessment of \$620. Guerra made a **motion** to place a penalty assessment of \$620. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

J. Cecunjanin- 58 West Main St.
last pumped 10/3/2011
third warning sent 4/30/2018
citation sent 8/6/2018

12/4/2018 update- Certified letter of 8/6/2018 was refused. Tank not pumped as of 12/4/2018. Penalty to accrue from 8/6/2018 to 12/4/2018, 124 days @ \$5/day = assessment of \$620. Guerra made a **motion** to place a penalty assessment of \$620. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

K. Wehrle- 10 Princess Pine Lane
last pumped 10/31/2011
third warning sent 4/30/2018
citation sent 8/6/2018

12/4/2018 update- Certified letter of 8/6/2018 was refused. Tank not pumped as of 12/4/2018. Penalty to accrue from 8/6/2018 to 12/4/2018, 124 days @ \$5/day = assessment of \$620. Guerra made a **motion** to place a penalty assessment of \$620. on the property for lack of compliance with the Town of Clinton Pump Out Ordinance. Fritz seconded the motion. All in favor. Motion carried.

5. Re-Assessments

None

6. Old Business

Walter discussed pre-existing assessment penalties that have been sent to Superior Court for enforcement. Each submission has been returned by the court for failure to submit properly. The timing of various notifications to the assessed individuals needs to be clarified and refined. The Superior Court clerk advised Walter to ask Town Council to look at the applicable State Statute and devise a system of warnings, citations and assessments along with an appropriate time frame for submissions.

7. New Business

None

8. Chairman's Comments

Fritz advised Walter that Atty. John Wertam was the council that worked on originating the ordinance and that he could be a good resource for clarifying the process.

9. Adjournment

Guerra made a motion to adjourn at 8:03PM. Fritz seconded the motion All in favor. Motion carried.

Respectfully Submitted,

Carol Walter

Recording Clerk