

**EAST LYME WATER & SEWER COMMISSION
PUBLIC HEARING I
Tuesday, APRIL 27th, 2010
MINUTES**

The East Lyme Water & Sewer Commission held a Public Hearing on April 27, 2010 at Town Hall, 108 Pennsylvania Avenue, Niantic, Connecticut to hear comments regarding Sewer Benefit Assessments for four properties as identified and listed in the Notice. (Resolution and List of properties attached at end of Minutes).

PRESENT: Paul Formica, Chairman, Steve DiGiovanna, Roger Spencer, Dave Zoller, Dave Murphy, Joe Mingo, Carol Russell, Dave Bond, John Jasper

ALSO PRESENT: Attorney Edward O'Connell, Town Counsel
Brad Kargl, Municipal Utility Engineer
Michael Giannattasio, Director of Public Works

ABSENT: No One

Pledge of Allegiance

Chairman Formica led the assembly in the Pledge of Allegiance and introduced everyone to John Jasper who has been appointed to the Commission by the Board of Selectmen to replace Ms. Cahill who had retired.

Public Hearing I

◆ **Supplemental Sewer Assessments (for: 3 Burnap Rd., 73 Spring Glen, 33 Marshfield and AHPA 250-IV, Inc. at 267 Roxbury Rd.)**

Chairman Formica opened the Public Hearing and called it to order at 7:05 PM. He noted that the notice had been published in the local newspaper. (Copy of Publisher's Certificate attached at end of Minutes) He also noted that they had received notice from two (2) people who constructed new homes and ran laterals and were now seeking some compensation.

Mr. Mingo asked if they were going to consider that as a separate issue from this as it should be separate from the assessment.

Mr. Kargl said that they would look at it as two separate issues.

Attorney O'Connell explained that these supplemental assessments of benefits were levied under the Resolution adopted by the East Lyme Water & Sewer Commission on August 27, 1991 as amended on March 24, 1992.

Mr. Formica asked if there were any members of the public who wished to comment –

Paul Smith, 3 Burnap Road passed out a copy of the bill that he had paid for sewer work from the property line at the street to the main line along with a rough drawing. He said that they are requesting reimbursement of the \$2,550.00 cost.

Mr. Mingo asked how many feet from the sewer main to the property line.

Mr. Smith said that it is a front lot right on the road.

Mr. Kargl noted that the sketch is not to scale.

Mr. Giannattasio said that it is not more than 14'.

Mr. Mingo asked what it would have cost if he had put a septic system in.

Mr. DiGiovanna said that this was subdivided after the fact and that it was not a vacant lot that they had missed.

Attorney O'Connell explained that the original 1991 assessment was some \$3800+ and that whenever any structure is expanded, added etc. the supplemental assessment has to be handled in the same manner as the basic Resolution states. He suggested that they not fiddle with the Resolution assessment of \$7,838.99 and instead address it as a separate matter.

Mr. Mingo asked what the original cost was for a sewer lateral.

Attorney O'Connell said that they would then have to figure in the inflation factors. He added that the AHEPA falls under the commercial formula of 1991.

Mr. Kargl noted that Mr. Spinelli had sent a letter as he could not attend and that he has not heard from anyone else.

Mr. Formica asked if there were any other comments –
Hearing none –

****MOTION (1)**

Mr. Mingo moved that the Public Hearing be closed.

Mr. DiGiovanna seconded the motion.

Vote: 9 – 0 – 0. Motion passed.

Mr. Formica closed this Public Hearing at 7:24 PM.

Respectfully submitted,

Karen Zmitruk,
Recording Secretary