

CITY OF NORWALK
AQUIFER PROTECTION AGENCY - MEETING MINUTES
June 11, 2025

PRESENT: Galen Wells, Chair; Louis Schulman; Chapin Bryce; Jacquen Jordan-Byron; Darius Williams; Diana Lenkowsky; Ana Tabachneck

STAFF: Alexis Cherichetti

I. CALL TO ORDER

The meeting was called to order at 6:00 p.m. It should be noted that this meeting was held on Zoom.com with participants calling in separately.

II. ROLL CALL

Ms. Cherichetti called the roll.

III. SEATING OF ALTERNATES

Chairman Wells noted Ms. Lenkowsky and Ms. Tabachneck would be seated for all items.

IV. REGISTRATION APPLICATIONS

A. Pending Applications for Registration

Ms. Cherichetti noted there were three items on the agenda. All were pending registrations that staff determined are not complete. She reiterated that applications are either accepted as complete or rejected as incomplete. The Agency determination of incompleteness and rejection stops the application from being automatically accepted after a certain time period.

1. #RA25-112 – 4 Broad Street – Magg’s Autobody LLC – APA Registration application for active vehicle repair facility

Ms. Cherichetti described the property and the existing stormwater management system. She displayed a survey of the property and noted the interior drains shown on the plan have since been capped but the exterior catch basin and drywell remain. Aerial photographs of the facility were also reviewed.

In keeping with the current focus to confirm stormwater systems meet all Aquifer best management practices (BMPs), she stated that this facility had specific physical conditions that would make it a candidate for a stormwater management plan (SWMP) requirement.

Mr. Shulman asked about what procedures could the Agency employ if they determine an application is incomplete, give a new deadline to complete and the facility fails to complete the application by the new deadline. Ms. Cherichetti noted it was up to the Agency to determine the amount of leniency they were willing to provide, but if there was clear non-compliance by the operator/applicant, they could initiate enforcement action.

There was a brief discussion regarding enforcement and fines for non-compliance.

Ms. Wells asked if staff provided information and guidance to applicants regarding what a SWMP should cover. Ms. Cherichetti noted that they were now providing a clearer directive for what a SWMP typically covers.

Mr. Shulman lamented the lack of participation at the meeting by the applicants. Ms. Cherichetti noted that previously APA meetings were pressed into just 15 minutes, leaving no time for applicant input. She noted that applicants did not receive Zoom invites. She also

noted the applications are either accepted or not – they are not up for approval like a P&Z application would be.

***** MR. SCHULMAN MADE A MOTION TO REQUIRE A STORMWATER MANAGEMENT PLAN, REJECT THE CURRENT APPLICATION AS INCOMPLETE UNTIL SUCH SWMP IS COMPLETED AND PROVIDED A DEADLINE OF SEPTEMBER 17, 2025 FOR THE REGISTRANT TO PROVIDE A COMPLETE REGISTRATION.**

***** MR. BRYCE SECONDED THE MOTION.**

***** MOTION PASSED UNANIMOUSLY.**

2. #RA25-115 – 283 Main Avenue – Global Montello Group Corp d/b/a Global Station #175 – APA Registration application for active underground storage/transmission of petroleum and retail oil or petroleum dispensing.

Ms. Cherichetti stated this facility has already employed a professional environmental consultant to assist them with their application. The application remains incomplete in regards to its maintenance of its stormwater management system and updated the written Materials Management Plan (MMP) to more accurately reflect existing conditions and to provide clearer guidance for operation, maintenance and disposal of stormwater and waste.

She displayed the approved site plan from 2003 that showed the installed stormwater management system which includes conveyance to a swirl separator and underground retention galleries in the rear of the property. She noted the site plan in the MMP lacked this information. She stated the applicant is proposing to install oil-absorbent filter inserts within the three catch basins, which would provide a more robust treatment train for the runoff on the site. She noted other items that just need to be updated within the MMP to reflect actual current conditions at the facility.

Ms. Jordan-Byron asked if fines could be imposed if the facility does not complete everything by the new deadline. Ms. Cherichetti noted there was no indication the facility was not actively working to complete the application. Ms. Jordan-Byron and Ms. Tabachneck expressed dismay that the application was not yet complete and asked about the available enforcement steps. Ms. Cherichetti described the current enforcement process that would be initiated if it was needed.

There was agreement among Agency members that staff's letter to respondents should also include a paragraph that stresses that not meeting the deadline for completeness would lead to initiation of formal enforcement action.

***** MR. SCHULMAN MADE A MOTION TO REJECT THE CURRENT APPLICATION AS INCOMPLETE UNTIL THE INFORMATION DESCRIBED BY MS. CHERICHETTI IS COMPLETED AND PROVIDED A DEADLINE OF AUGUST 27, 2025 FOR THE REGISTRANT TO PROVIDE A COMPLETE REGISTRATION.**

***** Ms. TABACHNECK SECONDED THE MOTION.**

***** MOTION PASSED UNANIMOUSLY.**

3. #RA25-117 – 27 Broad Street – Wesco, Inc. – APA Registration application for the active repair/maintenance of vehicles or internal combustion engines of vehicles and active underground storage/transmission of petroleum and retail oil or petroleum dispensing for the purpose of retail, wholesale or fleet use

Ms. Cherichetti reviewed the location of this facility. She listed the minor items that need to be corrected, added or constructed prior to being considered complete.

Ms. Cherichetti added the staff recommendation to reject and give a deadline is not an indication of facility inaction or non-compliance, but it prevents any unintended acceptance if the decision timeframe is exceeded.

***** MR. SCHULMAN MADE A MOTION TO REJECT THE CURRENT APPLICATION AS INCOMPLETE UNTIL THE INFORMATION DESCRIBED BY MS. CHERICHETTI IS COMPLETED AND PROVIDED A DEADLINE OF AUGUST 27, 2025 FOR THE REGISTRANT TO PROVIDE A COMPLETE REGISTRATION.**

***** MR. WILLIAMS SECONDED THE MOTION.**

***** MOTION PASSED UNANIMOUSLY.**

V. DISCUSSION

a) Discussion regarding APA Citation & Fine Ordinance

Ms. Cherichetti stated she had minimal progress to report, but would be reaching out to the Ordinance staff to get draft language in writing prior to the next APA meeting.

VII. APPROVAL OF MINUTES

a) April 16, 2025 meeting minutes

***** MR. SCHULMAN MADE A MOTION TO ACCEPT THE MEETING MINUTES OF APRIL 16, 2025.**

***** MR. WILLIAMS SECONDED.**

***** MOTION PASSED UNANIMOUSLY WITH TWO ABSTENTIONS (BRYCE, TABACHNECK).**

There was discussion regarding the scheduling of APA meetings, with the consensus that a meeting date separate from scheduled P&Z Commission meetings preferred. Meeting the second Wednesday of the month, as needed, was determined to be generally a good date to meet.

VII. ADJOURNMENT

***** MR. WILLIAMS MADE A MOTION TO ADJOURN.**

***** MR. BRYCE SECONDED.**

***** MOTION PASSED UNANIMOUSLY.**

The meeting was adjourned at 6:40PM.