

CITY OF NORWALK
AQUIFER PROTECTION AGENCY - MEETING MINUTES
November 12, 2025

PRESENT: Chapin Bryce, Chair; Diana Lenkowsky; Richard Roina; Louis Schulman; Galen Wells; Tammy Langalis

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 Bryce noted alternates would be seated for all items.

IV. REGISTRATION APPLICATIONS

A. New Applications for Registration

Ms. Cherichetti noted there were no new applications

B. Pending Applications for Registration

Ms. Cherichetti noted the following three applications were discussed at the previous meeting in August. She reiterated that applications are either accepted as complete or rejected as

1. #RA24-104 – 255 Main Avenue – Nina & Marco, Inc. d/b/a Aamco – APA Registration application for active repair/maintenance of vehicles

Ms. Cherichetti noted this application was previously rejected after the Agency determined that the registration warranted a certified Materials Management Plan (cMMP) and a Stormwater Management Plan (SWMP). The facility operator was given an extended deadline of November 18, 2025 to complete and implement the plans. She reported that applicant had made progress on completing the SWMP, but was still working on completing a cMMP. The applicant remained confident that all plans would be submitted and implemented in advance of the deadline.

Harry Rocheville, McChord Engineering, provided a summary of the findings in the SWMP and showed maps and photographs of the site. He stated the cMMP would be complete within the week.

Mr. Bryce confirmed with staff that they would alert the Agency if the applicant failed to meet the deadline. Ms. Cherichetti confirmed and noted she was optimistic the item would be on for successful acceptance during the next meeting of the Agency.

2. #RA25-108 – 18 Pearl Street – L, F and P, Inc. – APA Registration application for active repair/maintenance of vehicles

Ms. Cherichetti explained that this facility was also determined to warrant a SWMP in April and was given the same August 20th deadline; they received a 90-day extension of time during the August 27th meeting which set a new deadline of November 18, 2025.

Ms. Cherichetti noted she has not yet received anything new from the facility operator. He stated she sent a reminder email to the operators on November 5th, but had not heard back.

Ms. Cherichetti stated she had never had an existing facility fail to re-register. In the event no SWMP is submitted, she would confirm next steps prior to the next APA meeting.

Mr. Bryce encouraged staff to send a final reminder email to the facility.

3. #RA25-112– 4 Broad Street – Magg’s Auto Body, LLC – APA Registration for the active repair/maintenance of vehicles

Ms. Cherichetti noted the Agency previously determined a SWMP was required and gave a deadline of September 17th. A SWMP was submitted and implemented prior to the deadline.

Ms. Cherichetti explained that Harry Rocheville of McChord Engineering also prepared this SWMP and was in attendance.

Mr. Rocheville gave a brief overview of the SWMP while displaying photographs of the site and the site plan.

***** MR. SCHULMAN MADE A MOTION TO ACCEPT THE REGISTRATION APPLICATION AS COMPLETE.**

***** MS. LANGALIS SECONDED THE MOTION.**

***** MOTION PASSED UNANIMOUSLY (6-0).**

V. DISCUSSION

a) Discussion regarding APA Citation & Fine Ordinance

Ms. Cherichetti noted the initial draft language for an ordinance was in the emailed packet. She gave a review of the APA Agency’s existing powers for enforcement provided in the APA Regulations and the additional enforcement options presented in the draft ordinance. The Citation & Fine Ordinance would potentially be adopted by the Common Council if supported by the Ordinance Committee of the Council. It would allow for the assessment of a fine following a violation. The assessment of a fine citation requires a hearing process. The hearing process is determined by State Statutes. She noted the City also has a section of City Code that describes the City’s Citation and Fine process.

Mr. Schulman noted there was nothing in the draft language about revocation or suspension of a registration and asked if that is permitted in APA. Ms. Cherichetti confirmed while that is not part of the citation and fine language, the option for revocation/suspension currently exists with the APA Regulations.

Ms. Cherichetti added that she wants to confirm the two proposed tracks of enforcement will be compatible and complementary. She discussed the differences between a Notice of Violation and an Order. She advised on the best timing of the issuance of a citation/fine relative to the issuance of a notice or order.

Mr. Bryce asked for clarification regarding the burden of proof for the daily finding of a violation. He also wanted to know if there was any discretion regarding the amount of the fine, for example is the initial fine \$500 or is it up to \$500.

Mr. Schulman asked if there was an imminent spill or a spill in progress, what action could be taken immediately by them. Ms. Cherichetti noted that the APA and its staff are regulating

facility operations and making sure those operations include best management practices. She noted other city regulators such as fire or health may have more active response authority. She noted CT DEEP responds to active spills and follow up remediation.

Ms. Langalis asked if there were other pending registration applications that are also incomplete or non-compliant. Ms. Cherichetti confirmed there were not.

Mr. Schulman noted a potential typo on page 3 of the draft ordinance.

Ms. Lenkowsky asked if a registrant was a person or an entity. Ms. Cherichetti replied that it could be either. Ms. Lenkowsky inquired about how it would be determined who to send the citation to if the registrant was an entity and if the property owner would get the citation as well.

Mr. Roina stated he had the same question as Mr. Schulman regarding staff authority to take immediate action if there was clear danger. He asked Ms. Cherichetti to discuss this with the Corporation Counsel.

Ms. Wells asked if the sites were inspected. There was a discussion regarding the annual inspections that City APA staff already performs.

Ms. Schulman noted the 'he' in the draft ordinance language should be updated to 'he/she' or something more inclusive.

There was discussion of the 2026 calendar and the scheduling of regular meetings. The consensus was to schedule quarterly meetings for the first Wednesday in the half hour prior to the start of the P&Z Commission meeting, while noting Special Meetings were likely to be scheduled in the event a more time consuming matter, such as a show-cause hearing, needed to be on an agenda.

VII. APPROVAL OF MINUTES

a) August 27, 2025 meeting minutes

***** MS. LANGALIS MADE A MOTION TO ACCEPT THE MEETING MINUTES OF AUGUST 27, 2025.**

***** MR. SCHULMAN SECONDED.**

***** MOTION PASSED UNANIMOUSLY.**

VII. ADJOURNMENT

***** MS. LANGALIS MADE A MOTION TO ADJOURN.**

***** MS. WELLS SECONDED.**

***** MOTION PASSED UNANIMOUSLY.**

The meeting was adjourned at 7:03PM.