

**WATER POLLUTION CONTROL AUTHORITY
TOWN HALL MEETING ROOM B
WEDNESDAY, October 16, 2009**

PRESENT: William Brennan, Eric Fanwick, Andy Kingman, James Newton,
Richard Tomasetti

ABSENT: Al Stauderman

OTHERS: Tom Thurkettle, Bill Brink, of Stearns & Wheler, Max Fanwick

Call to Order

Chairman Brennan called the meeting to order at 4:01 pm.

Approval of Meeting Minutes

A MOTION was made by Mr. Fanwick, seconded and carried unanimously to approve the minutes of the 9/09/09 meeting.

Discussion of Letter from Harold Alvord in Response to Bill Brink's Letter

Chairman Brennan said that there were a number of questions raised in Mr. Brink's letter to Norwalk that went unanswered. The letter refers to Wilton as a "wholesale customer" which Chairman Brennan said he felt was inaccurate because Wilton is paying a pro rata share of debt service and supporting any expansion or development of Norwalk's waste water treatment facility, so Wilton is more of a "partner" than a "customer".

Mr. Brink added that his letter to Norwalk addressed a number of things that went way beyond the existing Agreement which Mr. Alvord's letter did not speak to.

Mr. Newton asked Mr. Brink if the demands being made by Norwalk were reasonable requests based on what other sharing communities do. Mr. Brink said that most communities with interlocal agreements have total responsibility for their systems and the only limits are flow and concentration. Other than that they are allowed to operate as they see fit. In his opinion, Norwalk's demands have gone beyond most interlocal agreements.

Mr. Thurkettle said that the EPA required that Norwalk allow Wilton to connect to their system back in 1973-1974. Wilton paid for 3 miles of sewer lines down Route 7 when they connected to Norwalk and has 9 ½ miles of sewer connecting into their system now which makes them more than a "customer".

Chairman Brennan suggested that he send a letter to Norwalk, as Chairman of the Wilton WPCA, containing some history and background, (which Mr. Thurkettle would provide), and explain that Wilton considers itself to be a partner not a customer of Norwalk's in this Agreement. Additionally, he would ask that they respond to the questions that were raised in Mr. Brink's letter that went unanswered and request clarification on two of the main issues which are limitation on flow and fees. The members of the Committee concurred with these next steps.

Discussion of memo from Ken Bernhard regarding legal issues of the Agreement

Chairman Brennan said that he had reviewed the memo from Ken Bernhard regarding the Agreement and he felt that Mr. Bernhard raised some good points. With the exception of a couple of legal matters most of the points that he made were around clarification of issues, adding that in the final legal document these issues will have to be clarified.

Discuss Miller/Driscoll School Project

Chairman Brennan referred to a letter from Dr. Gary Richards regarding the possibility of a sewer project involving the Miller/Driscoll School Complex with a proposed timeline. He added that Town Counselor, Ken Bernhard would be attending the next WPCA meeting to answer questions and offer legal advice on how this might involve the Sisters of Notre Dame. He said that Ken has been researching the situation and would update the Committee on his findings at the next meeting.

Other Business

Chairman Brennan reminded the Committee that the next WPCA meeting would be held on Tuesday, November 10, 2009 at 4 PM instead of Wednesday, November 18th.

Having no further business, the meeting was adjourned at 5:00 p.m.

Mariana Corrado
Recording Secretary