

**Meeting Minutes**  
**Western WUCC Convening Meeting**  
**Brookfield Municipal Center – 100 Pocono Road, Brookfield, CT**  
**January 10, 2017 10:00 AM**

The Western Water Utility Coordinating Committee (WUCC) held a meeting on January 10, 2017 at 10:00 a.m. at the Brookfield Municipal Center at 100 Pocono Road in Brookfield, Connecticut. Prior written notice of this meeting was given via emails from the Department of Public Health (DPH) to eligible WUCC members, chief administrative officials, local health directors, town clerks, the Secretary of State, state agencies (OPM, PURA, DEEP, CT Office of Consumer Counsel, CT DOT, CT DECD, the Commissioner of Agriculture), and other interested persons. Notice of the meeting was also posted on the DPH website <http://www.ct.gov/dph>.

The following WUCC member representatives were in attendance (listed in alphabetical order of affiliation):

<b>WUCC Member Representative</b>	<b>Affiliation</b>
Ken Skov	Aquarion Water Company
Dan Lawrence (Co-Chair)	Aquarion Water Company
Brittany Swanson	Town of Bethel, Water Department
Russ Posthauer (Co-Chair)	Candlewood Springs Property Owners Assoc.
David Connors	Connecticut Water Company
Mike Elliot	First District Water
Franco Chieffalo	First District Water
David Banker	Metropolitan District Commission
Aaron Budris	Naugatuck Valley COG
Tom Quigley	New Fairfield WPCA
Joanna Wozniak-Brown	Northwest Hills COG
Scott Halstead	Town of Oxford
Rose Gavrilovic	South Central CT Regional Water Authority
Steve Cerruto	Torrington Water Company
William Kenny	Western CT Council of Governments
Richard Nalette	Winchester WPCA
Jim Rollins	Winsted Water Works
Laurie Bosco	Town of Wolcott
Philip Olmstead	Town of Wolcott

The following non-WUCC member representatives were in attendance (listed in alphabetical order of affiliation):

<b>Non-WUCC Member Representative</b>	<b>Affiliation</b>
Bill Buckley	BLT Norwalk, public attendee
Corinne Fitting	CT Department of Energy & Environmental Protection
Melissa Czarnowski	CT Department of Energy & Environmental Protection
Eric McPhee	CT Department of Public Health
Justin Milardo	CT Department of Public Health
Rich Iozzo	CT Department of Public Health

Bruce Adams	Town of Kent
Dennis Tobin	Litchfield Land Use
David Murphy	Milone & MacBroom, Inc.
Hugh Rogers	Rivers Alliance

A copy of the meeting agenda is attached. The following actions took place:

**1. Welcome & Roll Call**

The Chairs opened the meeting at 10:00 AM. The chairs requested a roll call of attendees.

**2. Review of December Meeting Minutes**

Mr. Lawrence asked if there were any comments or changes from the floor. No comments were made. Mr. Elliot moved to approve the minutes. Mr. Connors seconded. Members voted unanimously to approve, two members abstained from the vote.

**3. Review of Formal Correspondence**

Mr. Banker discussed the following correspondence which the WUCC received, sent or was copied on:

- 12-15-2016 – Letter from Western WUCC to DPH to accompany and record the submission of the Western WUCC’s Final Water Supply Assessment to DPH.
- 01-05-2017 – Letter from DEEP to WUCCs requesting the postponement of DEEP related presentations regarding conflicted ESA declaration areas.

A copy of the above correspondence is attached.

There were also various correspondences regarding ESA declaration areas from utilities and municipalities; however these updates would be discussed in a later agenda item, and are not included with these meeting minutes.

**4. Public Comment**

The Chairs opened the public comment period.

- Mr. Buckley approached the WUCC to discuss an issue with a development in Norwalk. Mr. Buckley described an ongoing development in Norwalk in which the developer would be required to either extend a 12-inch water main over 5,000 feet to provide water to the site, or construct a storage tank within the existing high service area to provide water service from the First Taxing District. Mr. Buckley had approached Aquarion to see if they could provide service and Aquarion had directed him to the WUCC.

- After a brief discussion, the Chairs tabled the conversation to discuss further with any interested parties after the meeting concluded. If WUCC action would be needed, then it would be noticed on the next WUCC meeting agenda.
- Mr. Rogers asked when the WUCC would consider environmental issues in the planning process?
- Mr. Murphy stated that the environmental issues would be considered in the development of the Integrated Report. A discussion of the items considered was included in the WUCC's letter to Rivers Alliance dated 10/4/2016 in response to the letter received from the Rivers Alliance.
- Mr. McPhee announced that DPH Drinking Water Section had published an updated High Quality Water Source List which is open for comment. He asked the water utilities to review the list and updates and provide comments.

#### **5. Review/Approval of ESA Process Document & Rubric**

- Mr. Murphy reviewed the draft ESA procedures and the process for assignment and modification. The procedures, once approved, could be included as an amendment in the Work Plan.
- Mr. Lawrence asked the WUCC if members were prepared to vote on the procedures, or if the vote should be delayed to the next meeting. Mr. Murphy stated that ESA areas would not be assigned today, so the adoption of the procedures could be delayed to the next meeting. There was consensus among members to delay the adoption of the procedures to the next meeting.
- Mr. Banker stated that he would email the draft procedures to the WUCC meeting attendees for review and discussion at the next WUCC meeting.
- Mr. Murphy reviewed the draft ESA Review Rubric which could be used by members to take notes during presentations by declarants. Mr. Murphy reviewed the suggestion to remove the total score from the rubric and asked for any further comments.
- Ms. Wozniak-Brown suggested the removal of the numerical scores in favor of a qualitative review process.
- There was consensus among WUCC members to approve/use the rubric as amended for ESA presentations

#### **6. ESA Conflict Presentations**

- Mr. Murphy reviewed the status of ESA conflicts in the Western WUCC, confirming that there would be no presentations at this WUCC meeting and stating that DEEP would be working on a resolution to its declarations. Corinne Fitting provided a brief update.
- Ms. Wozniak-Brown commented that DEEP had resolved the ESA conflict with Canaan, and she would forward the email confirmation.
- Mr. Posthauer asked if there is a formalized letter or other means of recording the resolution of ESA conflicts.
- Mr. Murphy stated that the communications regarding ESA resolutions would be included as an appendix to the ESA document
- Mr. Murphy presented Aquarion's resolution to ESA conflicts in Kent and Salisbury, which is parcel based on proximity to water mains.

- Mr. Lawrence stated that the approach presented a resolution which allowed some growth within the service area.
- Mr. Murphy presented the conflicted declarants in New Hartford and asked the WUCC for an update.
  - Mr. Skov stated that Aquarion has withdrawn its declaration.
  - Mr. Cerruto stated Torrington will withdraw its declaration, but keep its existing ESA in the Southwest corner of the town.
  - Mr. Murphy stated that New Hartford will receive the ESA with the exception of areas already assigned an ESA, with the exception of DEEP land (depending on that outcome).
- Mr. Posthauer stated that the WUCC should obtain a clear map and statement from the involved parties to formalize the resolution.
- Mr. Murphy reviewed the conflicted declarants in Litchfield and asked the WUCC for an update.
  - Mr. Skov stated that there is an ongoing discussion with the First Selectman and in coordination with Torrington Water Company.
  - Mr. Cerruto stated that they are in agreement with a proposed boundary.
  - Mr. Lawrence added that Litchfield intends to provide the WUCC with a joint letter with signature from all three parties.
- The WUCC discussed other potential conflict resolutions:
  - Mr. Skov stated Aquarion also has a preliminary agreement with Middlebury regarding an ESA boundary.
  - Mr. Skov stated that Aquarion will continue to provide water to its existing customers/lots in Norwalk, but it would not claim an additional ESA. Any expansion of service in the future would be on a lot by lot basis with SNEW and First Taxing District.
  - Mr. Murphy stated that the ESA declaration conflict between Norwalk First Taxing District and SNEW will need to be resolved by the next WUCC meeting, or Norwalk will be on the agenda for that meeting.
  - Ms. Wozniak-Brown asked about the town of Sharon's request/conflict?
  - Mr. Lawrence stated that Aquarion will be meeting with Sharon tomorrow to work on a resolution.
- Mr. Murphy reminded the WUCC that any remaining unresolved conflicts would be presented to the WUCC at the next meeting and appear on the next agenda.
- Mr. Lawrence asked if it would be best to have the final declarants sign off on a map for the ESA document.
- Mr. Murphy stated that all communications regarding the ESA declarations and resolutions would be included as an appendix in the ESA document. The ESA will include a narrative description of the sequence of events and outcomes for each town.
- Mr. Lawrence stated that the WUCC has been flexible thus far, but due to deadlines, needs to know if there are any further claimants expected.
- Ms. Wozniak-Brown stated that many towns struggled with the deadlines, and she believes the submissions and lists are up to date.

## 7. Other Business

- Mr. Murphy stated that CIRCA would like to make a brief 5-10 minute presentation at a future WUCC meeting regarding their work for the state on climate change and strengthening water systems. Elements/concepts of their plan could feed into the WUCC and State Water plans.
- Mr. McPhee added that MMI is included in the scope of work and contract with CIRCA.
- Mr. Olmstead stated that the WUCC had previously discussed/considered reasons for areas remaining unassigned in ESA's and asked if "Town requested" would be a new category for unassigned.
- Mr. Lawrence stated that the reason should be noted in the ESA document.
- Mr. McPhee noted that it could be added to the text in the ESA map of the town.
- Mr. Lawrence added that the WUCC had previously discussed adding clarifying language to the maps regarding TNC, NTNC and small systems.

As there was no more business, Mr. Posthauer made a motion to adjourn. Ms. Wozniak-Brown seconded the motion. The motion passed unanimously and the meeting closed at 11:15 AM.

The next scheduled Western WUCC Meeting is scheduled for Tuesday February 14<sup>th</sup>, 2016 to be held at the Brookfield Municipal Center at 100 Pocono Road in Brookfield, Connecticut.

Respectfully Submitted,

David Banker, Recording Secretary – Western WUCC