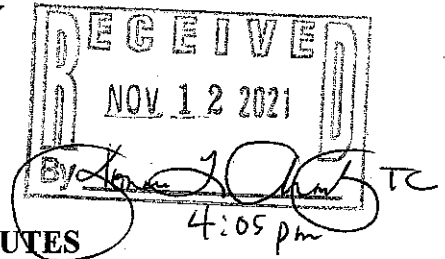


**WATER POLLUTION CONTROL AUTHORITY
TOWN OF SOUTH WINDSOR**



**PUBLIC HEARING & REGULAR MEETING
WATER POLLUTION CONTROL FACILITY
1 VIBERT ROAD, SOUTH WINDSOR CT**

**DRAFT MINUTES
NOVEMBER 3, 2021 AT 7:00 PM
PAGE 1**

PUBLIC HEARING

Chairman Thomas Ruby called the Public Hearing to order at 7:00 p.m.

Members Present: Thomas Ruby, Carol Fletterick, Toby Lewis, Michael Lyon,
Bala Ramasamy, and Stephen Wagner

Alternates Present: Vicki Paliulis (7:05 p.m.)

Staff Present: Ether Diaz, Recording Secretary
Tony Manfre, Superintendent of Pollution Control

Others Present: Joseph Botti

A. Miscellaneous Industrial User General Permit Fees

Included with the Agenda was a copy of the Legal Notice (see Exhibit A) as published in the Journal Inquirer on Thursday, October 12, 2021 and filed in the Town Clerk's Office. Chairman Ruby explained that the public hearing was conducted to establish a \$100 Miscellaneous Industrial Permit application fee and a \$100 annual renewal fee. A notice has been sent to property owners who have filed a Miscellaneous Industrial User General Permit (MIU GP) with the Town of South Windsor Pollution Control Department.

There was no attendance from the public, nor written, e-mail, or telephonic communication received regarding the proposal. Chairman Ruby declared the public hearing closed at 7:06 p.m.

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REGULAR MEETING

Chairman Thomas Ruby called the Regular Meeting to order at 7:08 p.m. The following actions were taken during the November 3, 2021 Regular Meeting.

A. Roll Call

Members Present: Thomas Ruby, Carol Fletterick, Toby Lewis, Michael Lyon,
Bala Ramasamy, and Stephen Wagner

Members Absent:

Alternates Present: Vicki Paliulis

Alternates Absent: Shawn Jacobaccio

Staff Present: Ether Diaz, Recording Secretary
Tony Manfre, Superintendent of Pollution Control

Others Present: Joseph Botti

B. Acceptance of Minutes of Previous Meetings

1. September 27, 2021 Special Meeting

Motion to accept the minutes of the September 27, 2021 Special Meeting as presented.

The motion was made by Toby Lewis and seconded by Ms. Carol Fletterick.
The motion carried unanimously.

2. October 5, 2021, Regular Meeting

Motion to accept the minutes of the October 5, 2021 Regular Meeting as presented.

The motion was made by Mr. Toby Lewis and seconded by Mr. Michael Lyon.
The motion passed with one abstention by Mr. Carol Fletterick.

C. New Business

1. WPCA Rules and Regulations Revision

i. Addition of Miscellaneous Industrial User

Chairman Ruby explained that this is an addition of the revision of the Miscellaneous Industrial User policy to the WPCA Regulations as Section 17 (see

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Exhibit B). The current section 17 "Validity" will be changed to Section 18 (see Exhibit C).

Mr. Stephen Wagner asked for an overview of what the policy is and why is different than what was in place before. Chairman Ruby responded that the WPCA did not had a policy before on this matter. The MIU permits were administered by the State of CT, Department of Energy and Environmental Protection (DEEP) and they have delegated the program administration to the municipalities. Ms. Vicki Paliulis explained the State DEEP was handling the MIU and the SIU. However, they've delegated to the towns to handle the MIU permits.

Mr. Michael Lyon asked if the \$100 fees will increase the burden to the miscellaneous industrial users. Ms. Paliulis responded that currently if they were registered with the State DEEP they had to pay a permit fee. They had not been reporting to the Town.

Mr. Stephen Wagner asked why the WPCA needs to charge any fees at all. Ms. Paliulis responded that the proposed fee is to cover the administrative resources along with inspection and enforcement requirements. Are the MIUs not presently being monitored in any way, asked Mr. Wagner. Mr. Manfre responded that yes they do monitor when there is suspicious activity or when they are receiving at the treatment plant a flow that is abnormal. However that takes a tremendous amount of resources.

Is it really necessary to charge the \$100 when there is an infrastructure in place, asked Mr. Lewis. Mr. Manfre responded that the fee is to cover the administrative resources cost and the inspection and enforcement requirements. Ms. Paliulis explained that the Pollution Control is taking on the burden of what the State had for the MIU. Now the Pollution Control administrative staff needs to police the MIU permit, make sure they obtain the discharge monitoring reports, and follow up inspections if there's suspicious activities of some of the flows. What happens if we don't do the paperwork, asked Mr. Wagner. Ms. Paliulis responded that before if there was any sign of suspicious activity the Town will call the State DEEP and their staff will do the inspection and probably administrate an enforcement action. They are no longer involved in that process, it is now the Town's responsibility to do the inspection and enforcement requirements.

Mr. Bala Ramasami asked if more personnel will be required if there's an increase in MIU permits. Mr. Manfre responded yes, they will certainly need more resources, personnel, should there is an increase in users as there will be an impact of the inspections and enforcement requirements.

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Chairman Ruby explained that the MIU policy was adopted last month by the WPCA. The point on the Agenda is to take the current policy and make it a regulation. The Public Hearing tonight was to present the fees involved in the policy on which there was no public input. The WPCA will vote on the fee in December 2021. Also, the fee will be part of the overall fees schedule which is revisited each year as part of the budget process. He also explained that at this point the town does not have any real experience of implementing the program. The \$100 is to cover the administering cost and get the program up and running. Included with the Agenda was the Definition of MIU to include in the front portion of the Rules and Regulations (see Exhibit D). The current Section 17 "Validity" will be moved to Section 18.

Motion to hold a Public Hearing for the adoption of the Miscellaneous Industrial User Notification policy into the WPCA Rules and Regulations as Section 17, to renumber the existing Section 17 "Validity" as Section 18 on December 7, 2021 at 7:00 pm prior to the start of the Regular Meeting.

The motion was made by Mr. Toby Lewis and seconded by Mr. Bala Ramasamy.
The motion carried unanimously.

2. WPCA Calendar for 2022 (Review and Approve)

With the Agenda, a copy of the WPCA 2022 Meeting Calendar was included for review and approval (see Exhibit E). Chairman Ruby explained that there is no meeting scheduled in July and August. Also in November the meeting date will be on Wednesday due to the elections.

Motion to approve the presented WPCA meeting calendar for 2022.

The motion was made by Mr. Toby Lewis and seconded by Mr. Stephen Wagner.
The motion carried unanimously.

D. Communications and Reports

1. Superintendent Report

Included with the Agenda was a report from Mr. Tony Manfre, Superintendent of Pollution Control (see Exhibit F). Mr. Manfre briefly discussed each item on his report. The Water Pollution Control Facility operating budget is within the projected budget (see Exhibit G). The current residential collection rate for the FY2022 grand list is 79.44% and for the commercial rate is 99.7%. The demand intent to lien notices will be sent this month and alias tax warrants will be issued shortly after. Included with the Superintendent Report was a copy of a report of delinquent accounts that are outstanding by three or more years. Chairman Ruby asked Mr. Manfre to follow up on

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account no. 300601 Wheeler Road whereby there's a tax due, interest due, but there's no indication that there's a lien due. Has the property been liened, asked Chairman Ruby. Also, account no. 81900012 is owned by an Estate, however, two adjustments were applied to the account. The Chairman asked what the reason for the adjustment is. The total sums \$72,207.44 in delinquencies on accounts that are at least three years in delinquency; by statute the lien expires after fifteen years, said Chairman Ruby.

E. Public Participation (Items not on the agenda)

None

F. Bills, Change Orders, Disbursements

None

G. Unfinished Business

None

H. Executive Session

Chairman Ruby called an Executive Session at 7:43 pm. The following members were in attendance: Thomas Ruby, Carol Fletterick, Toby Lewis, Michael Lyon, Vicki Paliulis, Bala Ramasamy, and Stephen Wagner. Mr. Manfre was also present for that session.

Chairman Ruby reconvened the regular meeting at 8:14 p.m.

Motion to empower our Chair Tom Ruby and our Superintendent of Pollution Control, Tony Manfre to discuss with the Attorney possible remedies for possible sewage backup claims.

The motion was made by Mr. Toby Lewis and seconded by Mr. Michael Lyon.
The motion carried unanimously.

I. Adjournment

Motion to adjourn at 8:15 p.m.

The motion was made by Mr. Toby Lewis and seconded by Mr. Bala Ramasamy.
The motion carried unanimously.

Respectfully Submitted,

Ether Diaz, Recording Secretary