

**TOWN OF FAIRFIELD
SHELLFISH COMMISSION
MEETING MINUTES – June 13, 2012**

The Shellfish Commission of the Town of Fairfield held a meeting on June 13, 2012 at 7:30 PM in the Second Floor Conference Room of the Fairfield Sullivan Independence Hall, 725 Old Post Road, Fairfield, Connecticut

MEMBERS PRESENT: Sanford J. Wakeman, Chairman; Gregory D. Lanute, Vice Chairman; David Thornton, Secretary; Robert Bilek; Sally Harold; Paul Nelson; Cathy Raynor-Catropa

MEMBERS ABSENT:

ALSO PRESENT: Thomas J. Steinke, Conservation Director

CALL TO ORDER: Sanford J. Wakeman, Chairman, called the meeting to order at 7:30 PM

I. BILLS AND COMMUNICATIONS

A. Meeting Minutes of May 9, 2012

David Thornton *moved*, Paul Nelson *seconded* to accept the minutes of May 9, 2012.
Motion passed unanimously.

B. Committee Reports

1. *Clam Relay/Planting:* Bilek, Thornton – No report presented this evening
2. *Water and Habitat Quality:* Wakeman, Harold, Raynor-Catropa – Sanford J. Wakeman reported the shellfish beds are currently closed.
3. *Permits and Access:* Thornton – No report presented this evening
4. *Commercial Shellfish Regulations:* Wakeman, Harold – No report presented this evening
5. *Oyster Bed Development:* Lanute, Thornton, Harold – No report presented this evening

II. OLD BUSINESS

A. CT DEEP-OLISP, Notice of Tentative Determination - Notice of Intent to Waive Public Hearing, Application #200400010-TS, Town of Fairfield Harbor Management Commission, proposal to remove derelict structures, repair existing pier, install new community sailing dock consisting of ramp, float and piles, repair and expand existing boat ramp, install float atop existing boat ramp, and conduct new dredging for recreational boating. Proposed activities to be conducted in Lower Wharf and Ye Yacht Yard

Thomas J. Steinke reported that the Commission's request to the First Selectman is still under review.

B. CT DEEP-OLISP, Notice of Tentative Determination – Approve structures, dredging and fill application #201200559-TS, of Mark Finneran, to remove miscellaneous debris, retain and replace existing bulkhead and install dock at 2150 Fairfield Beach Road, Fairfield

Thomas J. Steinke reported that the application had been reviewed by DEEP and the permit granted. He briefly described the project and noted that the Conservation Commission endorsed the same with conditions, even though the Shellfish Commission was unable to submit comments before the deadline, a requested extension of which was not granted by DEEP.

III. NEW BUSINESS

A. APPROVED/ISSUED CT DEEP-OLISP COP Application #201203387-TS, of Royce Friedman, to modify an existing timber bulkhead at 1859 Fairfield Beach Road, Fairfield

Thomas J. Steinke noted that the application had been approved by DEEP.

B. CT DEEP-OLISP Application of Fairfield Pine Creek, LLC (Peter Dinardo Enterprises), to reconstruct bulkhead at 1896 Fairfield Beach Road, Fairfield (Attorney Thomas Welch appeared for the applicant)

Thomas J. Steinke described the bulkhead replacement application and noted that he does not see any problems with respect to shellfish. He recommends endorsement of the application.

The Commissioners and Attorney Welch discussed the existing floating dock and its size and the uncertain status of the proposed bulkhead construction depicted on the plans for the adjacent lot to the east.

Thomas J. Steinke noted the concerns that plans submitted show activity on an adjacent lot, which is not part of the instant application. He suggested the Commission should further review the project and that the applicant have an engineering representative at the next meeting in July.

The application was tabled until the next meeting.

IV. INFORMATIONAL

None

V. OTHER

Paul Nelson expressed concerns about the Exide Battery remediation project and requested that it be included on the agenda for each meeting.

Thomas J. Steinke reported that revised plans came in from the site's owners and that the CT DEEP is expected to schedule a public meeting in the future. The Harbor Management Commission has scheduled a presentation by Exide at its 6/19/12 meeting.

Thomas J. Steinke further presented a video from the EPA on remediation of industrial waste in contaminated sediments. The video described various ways on how contaminants can enter bodies of water. When disturbed, contaminated sediment can resuspend into the water. Some of the solutions to dealing with contaminated sediment are monitored natural attenuation, capping, which can include more or less sophisticated processes, mechanical, hydraulic and hybrid dredging, and dry excavation. Advantages and disadvantages to each were presented.

Thomas J. Steinke described some of his concerns with respect to Exide's dredging plan and possible negative environmental effects.

VI. PUBLIC COMMENT

None

VII. ADJOURNMENT

There being no further business to come before the Commission, Sally Harold *moved*, Gregory D. Lanute *seconded* to adjourn at approximately 9:10 PM. *Motion passed unanimously.*

Respectfully submitted,
Anthony Monelli