



# WESTPORT, CONNECTICUT

## FLOOD & EROSION CONTROL BOARD

TOWN HALL, 110 MYRTLE AVENUE  
WESTPORT, CONNECTICUT 06880  
(203) 341 1120 www.westportct.gov

### MINUTES

Flood & Erosion Control Board Meeting of July 5, 2023

Present for the Board: Paul Lobdell (Chair)  
Ronald Clarke  
Robert Aldrich

Present for Department of Public Works: Edward Gill, Engineer II

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Paul Lobdell, Chair, opened the meeting at 7:30 pm.

### **PUBLIC HEARING**

1. **Parker Harding Plaza / WPL-11724-23;** *Application of Keith S. Wilberg, Town Engineer, on behalf of the Town of Westport, to revise the existing roadway and parking lot, build sidewalks, a riverfront boardwalk, and park areas, and to relocate trash and recycling dumpsters. The proposed activity is within the WPL area of the Saugatuck River.*

This application was withdrawn by the applicant, who noted that the application would be considering recent input and may come back in the future.

2. **9 Green Acre Lane / WPL-11754-23;** *Application of Bryan Nesteriak on behalf of Jessica & Jonathan Manela, to construct an addition to an existing single-family dwelling, driveway, and retaining wall. The proposed activity is partially within the WPL area of an unnamed tributary to Pussy Willow Brook.*

The application was presented by Bryan Nesteriak of B&B Engineering on behalf of the owners, Jessica and Jonathan Manela.

Per the Chair's request, Edward Gill summarized the Engineering Department's review. He said that he had reviewed multiple versions of this project for permits in the past, each of which had complied with Town standards and had not required F&ECB approval. He said that the only work within the WPL area was a small portion of the excavation for one of the proposed subsurface drainage systems. Mr. Gill noted that the drainage calculations would need to be reviewed to maintain compliance with Town standards prior to the issuance of a Zoning Permit. He said that he was in favor of approval.

There were questions from the Board regarding the septic system and the regulated area.

The Chair asked if there were any questions from the Public. There were none.

The Board went into work session. It was agreed that the following Standard Conditions of Approval were deemed necessary: 1, 2, 3, 8, 9, 10, 11, and 12.

DECISION: Proposed Project Approved, 3(Y)-0(N).

3. **25 Ford Road / WPL-11764-23**; *Application of David Fiereck on behalf of the owner, 25 Ford Road LLC, to conduct environmental remediation consisting of shallow excavation, installation of a flexible membrane liner, backfill, and restoration to existing grades. The work is partially within the WPL area of the Saugatuck River and the West Branch of the Saugatuck River.*

The application was presented by Tristan Wallace of Loureiro Engineering Associates, Inc., on behalf of the owner, 25 Ford Road LLC.

There were questions from the Board regarding the nature of the parking lot construction, the amount of soil being removed, the testing that was conducted, the contaminants found, where the removed soil would be taken, and why contaminant migration was not a concern.

Mr. Wallace noted that he is not a Licensed Environmental Professional (LEP), so he is not fully familiar with the environmental aspects of the project. He said that testing was conducted on the site to determine what contaminants were present and where, and that the plans were prepared to meet the necessary remediation standards from the DEEP.

There were additional questions from the Board about why testing was not done, why remediation was necessary, and why contaminant migration was not a concern.

Mr. Gill said that all of the questions being asked were of an environmental nature, which would be regulated under the DEEP and the Conservation Commission, and the F&ECB purview is limited to the aspects of the project related to flooding.

There were additional questions from the Board regarding the potential for damage to the liner and exposure of contaminants due to flooding, as well as the age of the study of the site.

Mr. Gill said that the proposed activity had no impact on flooding, and that the final proposed conditions would be functionally identical to the existing conditions with regards to flooding.

Members of the Board stated their concern about the age of the study, and the fact that it had taken so long for this project to move forward.

The Chair asked if there were any questions from the Public. There were none.

The Board went into work session. It was agreed that their approval should be subject to the Board sending a letter to the Conservation Commission to express their concerns regarding the application.

DECISION: Proposed Project Approved, 3(Y)-0(N).

The meeting was adjourned at 8:40 pm.

Respectfully submitted,

**Paul H. Lobdell, Chair**

Flood & Erosion Control Board

PHL/eamg

Cc: First Selectwoman, Town Attorney, Public Works Director, Planning & Zoning Director, Conservation Director, Chair of RTM Environmental Committee, Chair of RTM Public Works Committee, Applicants, [minutes@westportct.gov](mailto:minutes@westportct.gov)

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