

Meeting Minutes
 Central WUCC Meeting #3
 Middletown Police Department – 222 Main Street, Middletown, CT
 August 17, 2016 1:30 p.m.

The Central Water Utility Coordinating Committee (WUCC) met on August 17, 2016 at 1:30 p.m. at the Middletown Police Department at 222 Main Street, Middletown, Connecticut. Notice of the meeting was posted on the DPH website <http://www.ct.gov/dph>.

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

WUCC Member Representative	Affiliation
Kevin Schwabe	Avon Water Company
Jack Healy	Berlin Water
Ray Jaremy	Berlin Water
Mary Ellen Kowalewski	Capitol Region Council of Governments
Lynn Pike Disanto	Capitol Region Council of Governments
Cindy Gaudino	Connecticut Water Company
Bill Jarzavec	Cromwell Fire District
Bill Milardo	Town of Durham
Jim Ventres	Town of East Haddam
Tim Smith	East Hampton WPCA
Brendan Avery	Hazardville Water Company
Donna Landerman	Juniper Club Water Company
Patrick Kearney	Town of Manchester
Peter Hughes	Town of Marlborough
Dennis Waz	Meriden Public Utilities
David Banker	Metropolitan District Commission
John Mirtle	Metropolitan District Commission
Guy Russo	Town of Middletown
Raymond Esponda	Town of New Britain
David Kuzminski	Town of Portland
Rose Gavrilovic	Regional Water Authority
Rebecca Andrevcci	South Central Regional Council of Governments
Vin Tuesi	Tolland Water
Gene Koss	Tolland Water
Jason Coite	UConn
Katie Milardo	UConn
Neil Amwake	Wallingford Water Division
Richard Meskill	Wallingford Water Division

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

Non-WUCC Member Representative	Affiliation
Melissa Czarnowski	CT Department of Energy and Environmental Protection
Corrine Fitting	CT Department of Energy and Environmental Protection
Mike Sullivan	CT Department of Energy and Environmental Protection
Mike Hage	CT Department of Public Health
Kate Keenan	CT Department of Public Health
Rich Iozzo	CT Department of Public Health
Lisa Fasulo	Essex Health Department
Eileen Fielding	Farmington River Watershed Association
Jeanine Gouin	Milone & MacBroom, Inc.
Gail Lucchina	Public Utilities Regulatory Authority
Nick Neeley	Public Utilities Regulatory Authority
Judy Allen	Save Our Water - CT
Patricia & Bill O'Conner	Save Our Water - CT
Mary Mushinsky	River Advocates of SEC
Margaret Miner	Rivers Alliance
Charles Rothenberger	Rome Smith and Lutz
Valerie Rossetti	Save Our Water - CT
Peter Galant	Tighe and Bond
Amy Bentley	Twin Maples Health

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

1. Welcome & Roll Call

The meeting was called to order at 1:30 PM by Co-chair Bart Halloran. Co-chair David Radka was not present. A roll call was conducted in which everyone stated their name and affiliation.

2. Approval of July Meeting Minutes

The minutes from the previous meeting were approved by unanimous decision.

3. Review of Formal Correspondence

- The Central WUCC received formal correspondence via email from Margaret Minor of the Rivers Alliance of CT on July 23, 2016 primarily expressing concerns about the ESA process.

- The Central WUCC sent a letter on August 5, 2016 to the COG representatives requesting preliminary Water Supply Assessment data.
- The Central WUCC sent a letter on August 10, 2016 to WUCC members requesting review of the preliminary Water Supply Assessment to confirm information about their systems in correct.

There was no other correspondence.

4. Public Comment

Judy Allen of Save Our Water–CT requested that the WUCC consider natural flows and watersheds of the rivers in Connecticut.

Margaret Miner of the Rivers Alliance of Connecticut requested that the data presented by the WUCC be listed along with the date that it was captured. She asked if the public would be able to view the changes made in the Water Supply Assessment during the preliminary review by WUCC members. She also expressed concerns over the need for the WUCC to review requests for well permits from small private businesses within the WUCC's territory. She asked if this was a new or standard procedure.

5. Water Supply Assessment Review and Discussion

Jeanine Gouin from Milone & MacBroom, Inc. presented a summary of the major components of the Water Supply Assessment. The PowerPoint presentation can be viewed at the DPH website <http://www.ct.gov/dph>.

A discussion of the Water Supply Assessment followed:

A suggestion was made to list out the regular WUCC members on the sign in sheet, so that members could just check off their name. Bart Halloran confirmed this will be done for future meetings.

Patrick Kearney of the Town of Manchester Water Department suggested that there are areas of the state that do not need ESAs.

A webinar will be held by DPH on August 25 to discuss the general process of the Water Supply Assessment and planning.

Members were directed to relay comments to Brendan Avery, the Central Region's Recording Secretary.

There was no further discussion of the Water Supply Assessment.

6. Introduction to ESAs and Discussion

Jeanine Gouin from Milone & MacBroom, Inc. introduced the process of claiming Exclusive Service Areas. ESAs are areas where public water is supplied by one system. The presentation went on to define some of the necessary requirements for the ESA process. The PowerPoint presentation is available on the DPH website <http://www.ct.gov/dph>.

A Discussion of ESAs followed:

Guy Russo of Middletown Water Department suggested that the ESA process need not be confrontational and that conversations can begin now to understand what is reasonable and who has the ability to serve as well as account for changes that have occurred since the previous WUCC meetings in the late 1980s. Bart Halloran agreed that such discussions are allowed and encouraged at this point the process.

Peter Hughes of the Town of Marlborough asked if a list of rights and responsibilities could be distributed to WUCC members. A discussion ensued about the process and enforceability of the regulations and statutes and what happens when an ESA provider fails to provide water. Jeanine Gouin offered to write a white paper that more fully explains the current ESA statutes and provides information on historic case histories. This can also be shared with the non-WUCC member municipalities via the COGs.

Raymond Esponda of New Britain Water Department asked if the statutes had any language requiring an ESA holder to serve water within their entire ESA. Margaret Minor asked how enforceable are ESAs? These questions will be addressed in the Milone & MacBroom white paper.

7. Other Business

In the Western WUCC, a steakhouse went through the entire Certificate of Public Convenience and Necessity process to get their well approved and the current hold-up is DPH's need for WUCC review in order to issue a permit. Bart Halloran assured the group that this was a unique situation and that there is currently no similar situation in the Central WUCC.

A discussion ensued as to the intent and requirement of the statute on this point, and two pieces of correspondence were distributed to the meeting attendees relative to potential new systems in East Hampton and Haddam. In particular, there was not clarity on when WUCC action is required and at what point in the Certificate process it is appropriate for the developer to approach the WUCC (or the WUCC to approach the developer).

Patrick Kearney (Manchester Water Department) stated it is not clear to developers that they need WUCC approval before they can put a well in. He suggested the WUCC makes it more clear by explicitly stating the need for approval by the WUCC to future developers.

Following additional discussion, it was suggested that Milone & MacBroom provide written guidance to the WUCC on this topic through issuance of an additional white paper that could be shared with Certificate applicants/developers, local health districts, and municipalities.

Following a discussion on future meeting location, the WUCC agreed to continue to meet at the Middletown Police Department.

There are meeting dates that do not fall the third Wednesday in those months due to regulatory submission requirements. These occur on October 25, 2016 and December 12, 2016. An updated schedule will be posted on the DPH website <http://www.ct.gov/dph>.

There was no further business. Bart Halloran adjourned the meeting at 2:57 PM.

The next Central Region WUCC Meeting is scheduled for Wednesday September 21, 2016 to be held at the Middletown Police Station at 222 Main Street, Middletown, Connecticut.

Respectfully Submitted,

Brendan Avery, Recording Secretary – Central WUCC