

Old Colony Beach Club Association Water Pollution Control Authority

OLD COLONY BEACH CLUB ASSOCIATION WPCA
OCTOBER 7, 2024

CALL TO ORDER: The meeting was called to order at 6:34 by Frank Noe, Chairman. This was a ZOOM meeting.

PRESENT: Frank Noe, Bob Asal, Don Brodeur, Frank Nicotera, Nancy Zimmerman.

WPCA Alternates present: Donna Maselli, Marc Peterson

ABSENT: Joe Cancelliere, Steve Humes.

GUEST: Harvey Schiller, Dimitri Tolchinski

APPROVAL OF THE 8/5/24 minutes: A motion was made by Frank Nicotera & 2nd by Bob Asal to approve the 8/5/24 minutes. No discussion, none opposed, motion passed.

TREASURER'S REPORT: please see attached report from Don Brodeur, Treasurer. The \$500.00 paid to Scott Boulanger was for mowing the lawn at the pump station on Portland Avenue. A motion was made by Donna Maselli & 2nd by Frank Nicotera to approve the treasurer's report. No discussion, none opposed, motion passed

ATTACHED LETTER FROM DEEP: A letter was sent to the Town of Old Lyme, Old Lyme Shores, Miami Beach & Old Colony Beach regarding the sewers and financial assistance. Frank Nicotera asked Frank Noe if this is money that was already approved or is it additional money? This is the forgivable loan that was approved, but it has not been signed or executed, but it is for the project. (see attached letter.)

UPDATES ON NEW LONDON IMA: We are waiting for the town of Old Lyme to sign the IMA so that we can move forward with this project.

OLD LYME JOINING CSA, (Cost Sharing Agreement). We are waiting for the town of Old Lyme to sign this agreement. We are waiting for a check for \$39,000.00 from the town which is for our expenses that we have incurred over the past several years.

TWO BRIDGE PROJECTS: Fuss & O'Neill has been working with the DOT and B&L construction, who is the engineering firm for the DOT. They are projecting at this time that they will go out to bid in March, 2025. The states contractor will be putting in our Force Main pipe on that part of the road. This will be a cost to us, but they don't want 2 contractors on the same site. They want us to give them a time table, since their part will be about a 2-3 year project.

Old Colony Beach Club Association Water Pollution Control Authority

OTHER BEACHES BOND REFERENDUM: Miami Beach passed it last week & Old Lyme Shores will go out to referendum on October 26, 2024.

PROJECTION WHEN PROJECT GOES OUT TO BID:

A few months ago a presentation was put on by the town's WPCA and the engineer from the DEEP was there and also the director of the DEEP. The people that were there were from Sound View and the first selectman, Martha Shoemaker. Holding us up from going out to bid is that the New London agreement has been taking too long to renegotiate the IMA (Intermunicipal Agreement), and DEEP will not let us go out to bid until the IMA has been fully executed. The 3 beaches, the WPCA chairman and the Board of Governor's chairman have all signed it, we are waiting for the town of Old Lyme to sign it and they have sent it to their attorney. The first select meeting is tonight and we hope that they will sign the New London IMA, and if they sign the IMA then we can move forward with Fuss & O'Neill to go out to bid. At this meeting a question was raised that about Sound View getting sewers if they aren't under a consent order and DEEP said they weren't under a consent order yet since they have been cooperating. Bob Asal asked if Fuss & O'Neill is ready with their documentations and Frank Noe said that all the documents are ready to go. Frank Nicotera said that we have been waiting for Miami Beach & Old Lyme Shores to sign on. Frank Noe said that Miami Beach just passed their referendum last week and Old Lyme Shores is not going out to referendum until October 26, 2024. Frank Nicotera asked that if all 4 beaches have not signed on, can we go out to bid and Frank Noe said yes, that we can.

OTHER BUSINESS: NONE

PUBLIC COMMENT: Dimitri Tolchinski commented that the Town's EDU's should be put on the Town's WPCA agenda.

NEXT MEETING: The next meeting will be November 4, 2024 @ 6:30 pm. This will be a ZOOM meeting.

ADJOURNMENT: A motion was made by Bob Asal & 2nd by Donna Maselli to adjourn. The meeting adjourned at 7:30 pm.

Respectfully submitted,

Nancy Zimmerman, Secretary

Old Colony Beach Club Association Water Pollution Control Authority

Old Colony Beach Club Association - WPCA Treasurer's Report as of October 7, 2024

OCBCA WPCA Operating Acct

Checking Account Balance As of August 5, 2024	\$	<u>11,727.14</u>
Deposits		
NO ACTIVITY	\$	-
Total Deposits	\$	<u>-</u>
Disbursements		
08/14/24 - U.S. Postal Service		72.00
Total Disbursements	\$	<u>72.00</u>
Checking Account Balance As of October 7, 2024	\$	<u>11,655.14</u>

Tri Beach Infrastructure Share Acct

Checking Account Balance as of August 5, 2024	\$	<u>52,095.21</u>
Deposits		
Total Deposits	\$	<u>-</u>
Disbursements		
8/6/24 - Fuss & O'Neil		26,916.18
8/13/24 - Tax Collector, Old Lyme	\$	258.64
10/1/24 - Scott Boulanger		500.00
Total Disbursements	\$	<u>27,674.82</u>
Checking Account Balance as of October 7, 2024	\$	<u>24,420.39</u>

Old Colony Beach Club Association Water Pollution Control Authority



October 2, 2024

Town of Old Lyme
Water Pollution Control Authority

Miami Beach Association
Water Pollution Control Authority

Old Lyme Shores Beach Association
Water Pollution Control Authority

Old Colony Beach Club Association
Water Pollution Control Authority

Re: Town of Old Lyme Wastewater Management Project

Dear Water Pollution Control Authority representatives,

We write to express our concern about the failure of the Water Pollution Control Authorities of the Miami Beach Association, Old Lyme Shores Beach Association and Old Colony Beach Club Association ("Associations") to complete the joint sanitary sewer system project. As you know, General Statutes § 22a-428 and the 2018 consent order between the Commissioner of Energy and Environmental Protection and the Associations require you to abate the documented community pollution problem caused by wastewater disposal by the beach associations. We are concerned that this project is not yet complete and that there have been considerable delays in meeting your obligations.

The State of Connecticut, including the Department of Energy and Environmental Protection ("the Department") and the Office of the Attorney General, take very seriously our commitment to water quality in Long Island Sound and public health. To that end, you are required by law to comply with 2018 consent order and state law. To complete this project, you may be eligible for significant but time-limited financial support, including a newly available forgivable loan. We strongly encourage you to take advantage of this support.

It is critical that the above captioned project move forward to protect the health of residents, and water quality in Long Island Sound. We are writing to express our concern that if you do not take the necessary steps to move this project forward it is in jeopardy of losing important funding support and could face enforcement for not meeting its obligations to abate this pollution.

For over 10 years, the Department has been working with the Associations to ensure the protection of public health and the environment by ordering and facilitating the construction of a joint sanitary sewerage system to address the community pollution problem.

However, this additional state financial assistance is time limited and cannot be sequestered forever. In order to access this funding, the project communities must move forward in a timely fashion

Old Colony Beach Club Association Water Pollution Control Authority

with the construction of the sanitary sewerage system. We appreciate the associations' efforts under their respective consent orders and state officials stand ready to help the associations and the Town of Old Lyme move this project to conclusion. Nevertheless, any additional delay in the construction of this project jeopardizes the subsidy and leaves the community pollution problem unabated.

As soon as possible, it is necessary that you provide us the details of a plan to meet your obligations under the consent orders and the relevant pollution abatement statutes and regulations.

We look forward to working in partnership to ensure that this project moves forward and is completed for the benefit of the community.

Sincerely,



Katherine S. Dykes
Commissioner, Connecticut Department of
Energy and Environmental Protection



William Tong
Connecticut Attorney General

cc (via email): Martha Shoemaker, First Selectwoman, Town of Old Lyme