

## FOR DONATIONS

Send checks to:

Congamond Lakes Environmental Protection org

Christine Pepka

451 Lake Road

West Suffield, CT 06093

Our website has links for donations:

[www.clepo.org](http://www.clepo.org)

# Congamond Lakes Environmental Protection Organization

## Meeting Agenda 6/29/2014

### Introduction and Overview

- Town of Suffield Zoning and Planning Commission decision of 6/19/2014
- Creation of Congamond Lakes Environmental Protection Organization

### Identified Issues and Concerns

- Environmental and Health
  - Aquifer Vulnerability
  - On Site Machine Maintenance
  - Silica Dust
  - Diesel Fumes
  - Impacts to local plants and wildlife
  - Potential impacts to the water supply and lake in the event of an accident
- Traffic and Safety
  - 30 - 70 Truckloads Per Day
  - Impacts on Town Roads
  - Trucks sharing narrow, winding roads with heavy pedestrian and bicycle traffic
  - Numerous school-age children
- Quality of Life
  - Noise Pollution
  - 7 AM starting time during week and 8 AM on Saturday
  - Increased Traffic

### Where We Are Now

- Research and Findings
- Organization Status
- Social Media Presence and Website
- Attorney

### Political Overview

### Next Steps

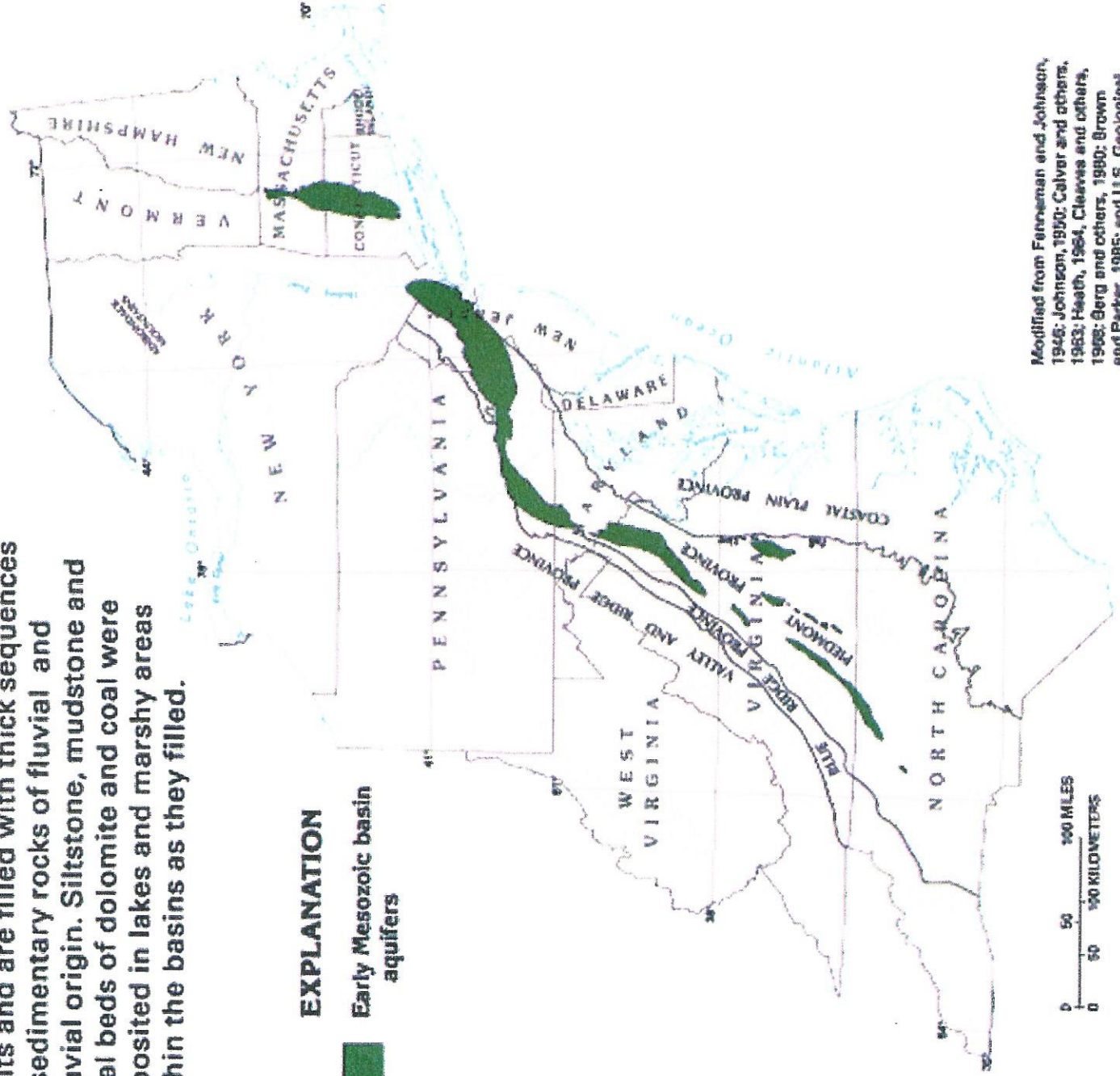
- Filing Deadline and Requirements
- Spread the Word
- Raise Funds

### Open Discussion

The Early Mesozoic basins are bounded by faults and are filled with thick sequences of sedimentary rocks of fluvial and alluvial origin. Siltstone, mudstone and local beds of dolomite and coal were deposited in lakes and marshy areas within the basins as they filled.

### EXPLANATION

 Early Mesozoic basin aquifers



Modified from Fenneman and Johnson, 1946; Johnson, 1950; Calver and others, 1963; Heath, 1964; Cleaves and others, 1968; Berg and others, 1980; Brown and Parker, 1985; and U.S. Geological Survey, 1985



## Diane W. Whitney

Member

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90 State House Square  
Hartford, CT 06103-3702

860.424.4330  
860.424.4370  
dwhitney@pullcom.com

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Diane W. Whitney, chair of the firm's Environmental Law Department, practices in the areas of environmental, toxic torts and land use law.

Diane represents businesses, individuals and municipalities in all areas of environmental and land use planning and permitting. Her litigation experience includes trial and appellate work in environmental matters, toxic torts and land use, and representation before administrative agencies including siting of utilities and Superfund matters. She is involved in the defense of toxic tort claims throughout the country. Diane frequently counsels clients regarding the purchase, sale, remediation and development of brownfields properties. She is a contributing author to *Connecticut Civil Complaints for Business Litigation, Vol. 1*, published in 2010, and *Connecticut Civil Discovery Forms*, published in 2011.

### Practice Areas

Environmental Law and Litigation; Land Use

### Representative Experience

- Toxic torts defense for an international manufacturer in matters in six different states
- Common counsel for five Vermont businesses in the defense of a Superfund action
- Special environmental counsel for regional wastewater treatment facility
- Successful litigation to recover from a prior owner the costs of remediating contaminated property for a major supermarket company
- Environmental and land use representation for major new urbanist development on brownfield site



Continued

- Successful representation of group opposed to inappropriate industrial development in special zoning district
- Litigation concerning the interpretation of the Connecticut Transfer Act
- Tower siting, land use issues and related litigation for a major telecommunications company
- Defense of a municipality in stigma and personal injury cases arising from proximity to a landfill
- Defense of toxic tort matters involving solvents, mine waste, silica, lead and heavy metals
- Defense of a utility regarding the management of mercury issues
- Defense of a Connecticut manufacturer in a case alleging TCE contamination
- Land use approvals and appeals for developers and recreational facilities
- Successful defense of addiction services facility originally denied zoning approval

## **Bar and Court Admissions**

Connecticut

Mashantucket Pequot Tribal Court

U.S. Court of Appeals for the First Circuit

U.S. Court of Appeals for the Second Circuit

U.S. Court of Appeals for the Sixth Circuit

U.S. District Court, Eastern District of Michigan

U.S. District Court, District of Connecticut

U.S. District Court, District of Vermont

U.S. Supreme Court

## **Education**

University of Connecticut, J.D., with honors, 1985

Colgate University, M.A.T.

William Smith College, B.A.

## **Publications**

"Marijuana Dispensaries Should Be Put On Main Street," *Connecticut Law Tribune*, May 9, 2014

Continued

"Zoning for a Health Care Facility: A Few Things to Think About," *Connecticut Law Tribune*, April 11, 2014

"Vapor Intrusion "Guidance" – What Now?," October 11, 2013

"Modern Communities Designed To Recreate Feel Of Traditional Villages," *Connecticut Law Tribune*, April 8, 2013

"A Statute That Stymies Development," *Connecticut Law Tribune*, March 21, 2011

"Danger Du Jour: PCBs in Caulk," *Connecticut Law Tribune*, October 4, 2010

"EPA Proposes Tighter Standards on Lead Paint," *Fairfield County Business Journal*, November 2, 2009

"With Polluted Property, There are Few Clean Answers," *The Connecticut Law Tribune*, September 28, 2009

"The Emeritus Project: How to Sort of Retire While Still Practicing Interesting and Important Law," *Connecticut Lawyer*, June 2, 2009

"A Financial Boost for Environmental Stewards," *Connecticut Law Tribune*, April 13, 2009

### **Alerts and Newsletters**

ALERT: EPA Proposes to Delete Reference to Superseded 2005 ASTM Standard from "All Appropriate Inquiry" Rule

CT Law of the Land: East Windsor v. Dearborn Memorandum of Decision

CT Law of the Land Week of May 19

CT Law of the Land: Week of April 29

CT Law of the Land: Week of April 16

ALERT: EPA Rule Adopts Revised ASTM Phase I Environmental Site Assessment Standard as Alternative Means to Conduct All Appropriate Inquiry

### **Professional Affiliations**

American Bar Association - Litigation Section; Environment, Energy and Resources Section; Tort Trial and Insurance Practice Section

Connecticut Bar Association - Litigation Section; Environmental Section; Planning and Zoning Section

Hartford County Bar Association

American Planning Association / Connecticut Planning Association



Continued

Connecticut Association of Wetland Scientists

Connecticut Bar Foundation - James W. Cooper Fellow

International Council of Shopping Centers - Connecticut Government Relations Committee

National Association of Women Lawyers

Society of Women Environmental Professionals

Real Estate Finance Association

### **Community Involvement**

Connecticut Women's Hall of Fame - board of trustees

Greater Hartford Legal Aid - board of directors, president 2009-2012

1892 Club - board of directors

Connecticut Law Tribune - editorial board member

University of Connecticut Law School Foundation, Inc. - board member, 2001-2010; president, 2007-2008

Hartford Symphony Orchestra - board of directors

The Hartford Club - board of governors

### **Honors and Awards**

Rated AV Preeminent by Martindale-Hubbell

Charles J. Parker Legal Services Award - Connecticut Bar Association, 2014

Listed in *The Best Lawyers in America* in the areas of commercial litigation and environmental law, 2013, 2014

Listed in *Chambers USA, America's Leading Lawyers to Businesses*, 2007, 2008, 2009, 2010, 2011, 2012 and 2013 in the area of environmental law

Selected to the *Connecticut Super Lawyers* list from 2006 to 2013 in the area of environmental law; recognized as one of the *Top 25 women attorneys in the State of Connecticut by Super Lawyers*, 2010, 2011, 2012, 2013

Listed in *Who's Who Legal* in the area of environment, 2012

\*For more about the standards for inclusion in Best Lawyers in America, please see [www.bestlawyers.com/news/news.aspx?event\\_id=47](http://www.bestlawyers.com/news/news.aspx?event_id=47).

\*For more about the standards for inclusion in Chambers USA, please see <http://www.chambersandpartners.com/>

\*\*For more about the standards for inclusion in Connecticut Super Lawyers, please see [www.superlawyers.com/connecticut/selection\\_details.html](http://www.superlawyers.com/connecticut/selection_details.html).