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**INLAND AND WETLANDS COMMISSION  
SHOW CAUSE HEARING  
A Better Way Wholesale Auto, LLC, Joseph Gorbecki  
381 Rubber Avenue  
July 6, 2011**

Commission Chair Mary Davis called this meeting to order at 5:43 P.M. with the following in attendance noting that there was a quorum:

**MEMBERS:**

Mary Davis, Chair  
Joseph Bakstis, Vice Chair, absent  
Sally MacKenzie, Secretary,  
Lars Johnson, alternate, absent  
Alex Olbrys  
Marcia Puc

**OTHER:**

Keith Rosenfeld, Town Planner, WEO

The Show Cause Hearing was for the IW violation of washing vehicles on site, occurring at 381 Rubber Ave, A Better Way Wholesale Auto, LLC, Joseph Gorbecki, owner. At last month's meeting, the business was given temporary permission to only rinse vehicles at 381 Rubber Ave, until they found out whether the DEP would allow him to rinse his vehicles. Mary asked Keith if he contacted the DEP. He had, but had not gotten a response. Mary said she contacted the DEP and got a response. The DEP sent Chris Gerke to A Better Way Wholesale Auto to do an inspection. Mary read the report, which stated that the DEP issued a notice of violation to the previous owner, Mr. Lee, on 3/9/2007 for washing vehicles at the 381 Rubber Avenue location. The notice of violation was closed when Mr. Lee registered for the Vehicle Maintenance Wastewater General Permit on 9/5/2007 for his 423 Rubber Avenue location. He indicated that he would wash vehicles only at the 423 Rubber Avenue location, inside, and wastewater would be treated with the installed oil/water separator with discharge to a sanitary sewer. A Better Way Wholesale Autos has registered for the Vehicle Maintenance Wastewater General Permit. The permit is active until 1/23/2021, at the 423 Rubber Avenue location, not the 381 Rubber Avenue location. A Better Way Wholesale Autos has never had and presently does not have a permit to wash vehicles at the 381 Rubber Avenue location. The DEP did a department inspection on June 30, 2011. Chris Gerke, from the DEP, inspected A Better Way Wholesale Autos at both locations and the Naugatuck Car Wash at 727 Rubber Avenue. No notice of violation was issued to A Better Way. They were washing vehicles at the 381 Rubber Avenue location for a period of time until approximately 3 weeks ago. A Better Way discontinued washing cars at the 381 Rubber Avenue location and has records and receipts of using the Naugatuck Car Wash at 727 Rubber Avenue for vehicle washing for the last 3 weeks. Naugatuck Car Wash had an oil/water separator with a discharge to the sanitary sewer covered by a permit. Dan Kerr, owner of the Naugatuck Car Wash, provided verification that A Better Way was using the car wash. A Better Way has indicated that no vehicles will be washed at the 381

DRAFT

Rubber Avenue location. No vehicles will be washed unless an oil/water separator is installed and a permit is obtained from the department. A Better Way is permitted to wash vehicles at the 423 Rubber Avenue location provided they are done inside, using the oil/water separator and discharged to the sanitary sewer. The letter is signed by Ed Finger of the DEP. Mary said she spoke to Ed Finger and he said that rinsing vehicles is the same as washing, so rinsing is not an option. Mary said she could see that an effort was being made by A Better Way to stop washing vehicles. Keith said he has been to the property and has seen no cars being washed. Keith asked if the owner had been notified that no rinsing is allowed. He also asked if there was anything else that needed to be followed up on. Mary said Keith should send him a letter, letting him know that rinsing is not allowed and that he needs to be at next month's meeting and also that the board appreciates the fact that he is taking his cars to the car wash. Mary stated that the Cease and Desist order will not be removed until Joe comes before the board. No other discussion took place.