

Killingly Pond Dam Facts / Answers / Questions Sheet

Compiled as of November 10, 2025 This sheet summarizes key details from CT DEEP documents, public records, news reports, and local announcements about Killingly Pond Dam (CT Dam ID #6912). The dam is currently under emergency drawdown due to unsafe seepage.

Basic Information

Attribute	Details
Dam Name	Killingly Pond Dam (commonly called Old Killingly Pond Dam)
CT Dam ID	6912
Location	Town of Killingly, CT (pond straddles CT/RI border; dam on CT side)
Hazard Class	B – Significant Hazard Potential (failure would cause significant economic loss and property damage and/or possible loss of life)
Owner	Wright Investors’ Service Holdings, Inc. (WISH) P.O. Box 742, Mount Kisco, NY 10549
Owner	Harvey P. Eisen (Chairman & CEO) Harold Kahn (Acting Principal Accounting Officer)
Pond Size	~122 acres
Public Access	Killingly Pond State Park (western side; hiking, fishing, non-motorized boating)
Engineer's Consultant	Jacob Wimett, P.E., GEODesign, Inc.

2025 Emergency Timeline

Date	Event
Sept 14, 2025	WISH notified by DEEP that they had received complaints about low water levels in the dam. DEEP requests a visit to investigate. A site visit is made. Significant seepage is observed with a clear flow.
Sept 15, 2025	At the direction of Owner’s Engineer, WISH sets up a monitoring system to observe the seepage for change in seep rate or clarity.
Oct 24–25, 2025	Increased seepage flows observed at monitoring points; water cloudy with fines (sediment) – sign of potential internal erosion.
Oct 26, 2025	Owner's engineer reports to DEEP, Randy Burchard, Fire Marshall and Dave Cappachione, Town of Killingly, Director of Engineering. Emergency Action Plan activated. Low-level outlet opened; controlled drawdown begins. Town of Killingly issues public alert.

Date	Event
Oct 27, 2025	DEEP site visit confirms seepage with sediment. Attendees: DEEP, town officials, owner's representative, Killingly emergency management, CT Department of Emergency Management and Homeland Security (DEMHS)
Nov 6, 2025	Formal Emergency Authorization (DS-202508375-02EA) & Notice of Violation (DS-2025-1060V) issued. Public meeting held 6 PM at Killingly Town Hall with DEEP, owners, residents.
Current (Nov 7)	Pond significantly lowered; drawdown continues under PE supervision.

What Happened & Why the Drawdown?

- **Problem:** Seepage carrying fines (fine soil particles) from dam base – indicates possible "piping" (internal erosion tunnels forming inside embankment). This weakens the dam and can lead to failure. Failures could happen rapidly, or over time depending on the specific nature of the piping.
- **Immediate Action:** Opening low-level outlet reduces water pressure on dam, halting progression of erosion and reducing the risk of failure. DEEP called it "appropriate course of action."
- **Risk if Ignored:** Potential for sudden failure during storms, internal collapse of the dam, flooding downstream areas (a failure of this dam at normal pool levels would cause significant economic loss and property damage and/or possible loss of life).

• DEEP Orders & Owner Requirements

Emergency Authorization (DS-202508375-02EA)

- Allows gradual drawdown via low-level outlet.
- Must be supervised onsite by CT-licensed professional engineer.
- Best management practices: erosion controls, proper waste disposal.
- Expires when DEEP declares dam safe again.

Notice of Violation (DS-2025-1060V)

- Dam in "unsatisfactory condition" → violates CGS §22a-401 & §22a-402(a).
- Penalties possible: up to \$1,000/day per violation
- **Deadlines** (from Nov 6, 2025):
 1. **Dec 6, 2025 (30 days):** Submit Hydrologic & Hydraulic (H&H) analysis showing the low-level outlet can handle 100-year storm in the drawn-down state without compromising the structural integrity of the dam.
 2. **Jan 5, 2026 (60 days):** Submit a plan to DEEP to place the dam in a safe condition

Answers to Common Questions (FAQ)

1. Why is the water level being lowered?

The drawdown is necessary to address potential piping or internal erosion within the dam embankment. Lowering the water level will also allow engineers to access and inspect portions of the dam that may be affected and to assess possible necessary repairs. The drawdown is a precautionary measure intended to prevent further deterioration and maintain the structural integrity of the dam.

2. Is the dam about to collapse?

No. The drawdown has helped stabilize the dam for now. It is a precautionary measure to prevent conditions from worsening.

3. How low will the pond go?

The pond will be lowered to the elevation of the low-level outlet to reduce water pressure on the dam. Final elevation approved by DEEP.

4. How does this affect property owners and recreation?

The lower water level will eventually affect pond access for boating, fishing, and swimming. Shoreline areas will be exposed, and docks or waterfront structures may become unusable during the drawdown.

5. Will the drawdown affect fish or wildlife?

The drawdown is being conducted gradually to minimize impacts on fish and other aquatic life. While some short-term habitat changes are expected, the controlled rate of lowering helps reduce ecological stress.

6. How will this affect downstream areas?

Water is being released at a controlled rate to prevent downstream flooding or erosion. The dam owner's engineer is monitoring conditions.

7. When will the pond refill?

The timeline for refilling the pond is currently unknown.

8. Who pays for the repairs?

The dam owner, Wright Investors' Service Holdings, Inc. (WISH), is legally responsible for the repair costs, as applicable.

9. Can residents perform shoreline maintenance during the drawdown?

Residents who wish to do shoreline work or dock repairs should contact the Town of Killingly to determine whether permits or prior approval are required.

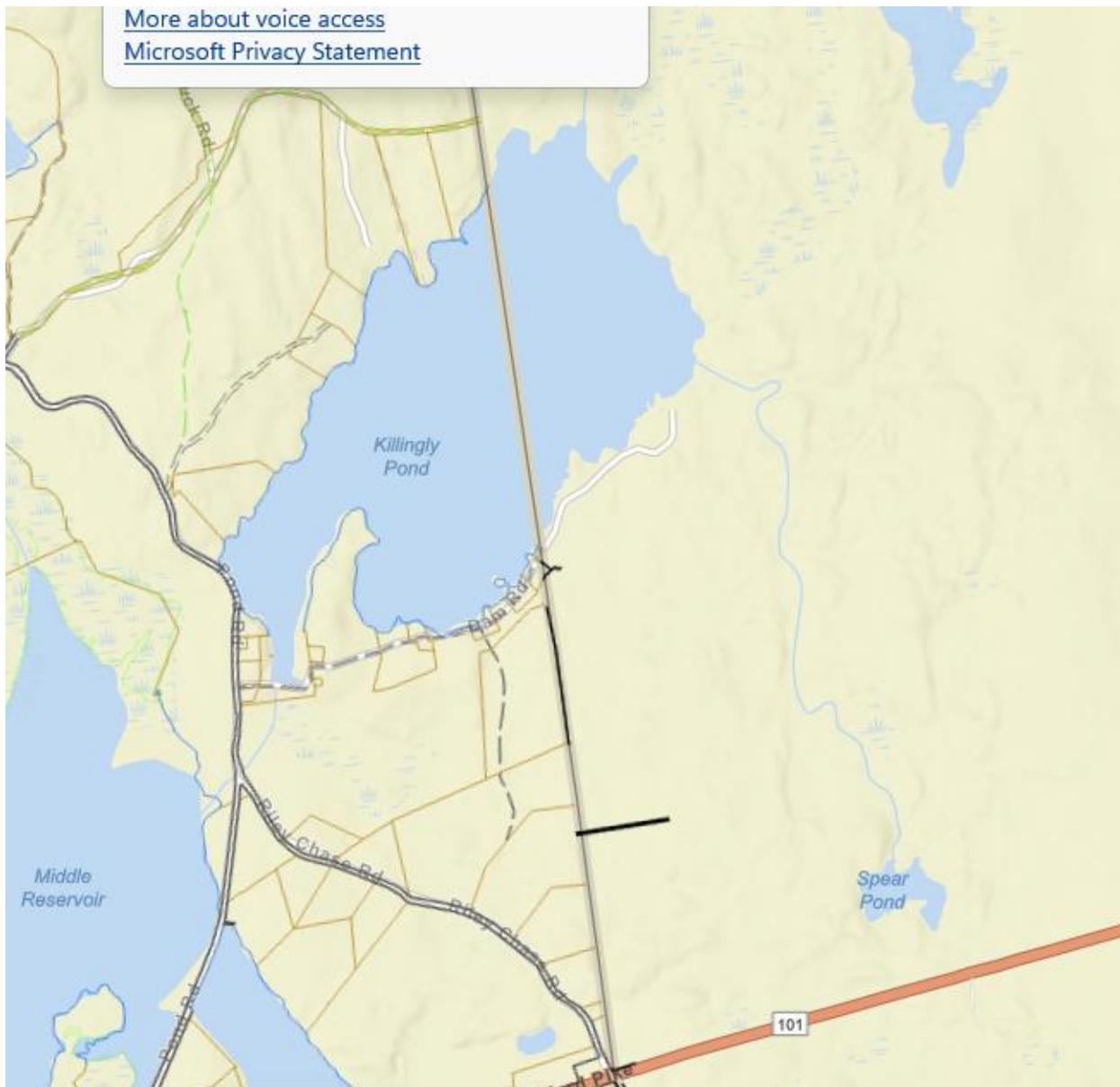
10. How will the public be informed of updates?

The Town of Killingly will post updates on its website when significant changes occur (for example, completion of repairs or refill schedule).

Residents may also contact the Town of Killingly at Townmanager@killinglyct.gov or CT DEEP Dam Safety at DEEP.DamSafety@ct.gov with specific questions or concerns.

Impact on residents/wildlife/recreation?

- Boating/fishing halted.
- Aesthetic loss; exposed mudflats.
- Potential odor, dust, wildlife disruption.
- Downstream: higher flows temporarily but controlled.





NOTICE OF VIOLATION NO. DS-2025-1060V

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

To: Wright Investors' Service Holdings Inc.
P.O. Box 742
Mount Kisco, NY 10549

Attn: Harvey P. Eisen, Chairman & Chief Executive Officer
heisen@wisholdings.com
Harold Kahn, Acting Principal Accounting Officer
hkahn@wisholdings.com

Re: KILLINGLY POND DAM, ID# 6912
Town of Killingly
Hazard Class "B" (Significant Hazard Potential)

The purpose of this Notice is to inform you that the Department of Energy & Environmental Protection (DEEP) Dam Safety Program has determined that the Killingly Pond Dam, ID# 6912 is in an unsatisfactory condition. DEEP issued an Emergency Authorization (DS-202508375-02EA) to authorize the drawdown of Killingly Pond on November 6, 2025, in response to the uncontrolled seepage reported by Jacob Wimett, P.E. of GEODesign, Inc., on October 26, 2025. The current condition of the dam places you, as the owner, in violation of the Connecticut General Statutes (CGS) §22a-401 & §22a-402(a) requiring that dams be maintained in a safe condition.

In order to correct this violation, you must:

1. Within thirty (30) days of the issuance of this Notice, a Hydrologic & Hydraulic (H&H) analysis should be submitted to DEEP. The H&H analysis should account for the drawdown condition and include calculations that the low-level outlet can pass a 100-year design storm, without compromising the structural integrity of the dam.
2. Within sixty (60) days of the issuance of this Notice, submit a plan to DEEP to place the dam in a safe condition.

Failure to complete the above listed items within the stated time frame will cause you to remain in violation of CGS §22a-401 & §22a-402(a).

Other violations may exist; legal obligations. This Notice does not necessarily specify all violations of Connecticut environmental law or violations of any other legal requirements which may exist at the aforementioned property. This Notice does not preclude the DEEP or other state, local or federal agencies from commencing any enforcement action regarding any such violations. Your facility may be inspected again pursuant to law and without additional prior notice to determine compliance with

state and any applicable federal law. It is your responsibility to comply with all legal requirements, whether the DEEP notifies you of any violations or takes any enforcement action against you. Nothing in this Notice relieves you of other obligations under applicable federal, state and local law.

- A. Enforcement action. Penalties of up to \$1,000.00 per day may be assessed for this violation under section §22a-407 of the CGS. Notwithstanding the issuance of this Notice, the DEEP may seek such penalties and may issue an order, seek an injunction, or take other legal action under Chapters 439, 440 and 446j of the Connecticut General Statutes, respectively. A prompt response to this Notice may forestall such additional action.
- B. No assurance by Commissioner. No provisions of this Notice and no action or inaction by the Commissioner shall be construed to constitute an assurance by the Commissioner that actions you may take to address the violation(s) alleged herein will result in compliance.
- C. Staff contact. All submittals and questions shall be directed to:

Kathryn Malinowski, Environmental Analyst
Dam Safety Program
Water Planning and Management Division
Connecticut Department of Energy and Environmental Protection
79 Elm Street
Hartford, CT 06106-5127

Alternatively, you may contact via email at Kathryn.Malinowski@ct.gov.

Date of Issuance: 11/6/25

Nisha Patel

Nisha Patel, P.E., Director
Water Planning and Management Division

Enclosures: Dam Safety Emergency Authorization No. DS-202508375-02EA – November 6, 2025

cc: Jacob Wimett, P.E. – GEODesign, Inc., jwimett@geocompanies.com
Ulrich LaFosse – Consultant, ulrichfa@gmail.com
Brian Palaia, Town Manager, townmanager@killinglyct.gov
David Capacchione, P.E., Director of Engineering, dcapacchione@killinglyct.gov

ADVICE TO RECIPIENTS OF NOTICES OF VIOLATION

Read the Notice of Violation: It tells you:

- ! what activity you have conducted or what condition on your property is causing or may result in damage to the environment;
- ! the environmental laws you are not complying with;
- ! in some cases, what action you need to take to address the environmental problem;
- ! how quickly DEEP expects you to take action; and
- ! who to contact if you have a question or problem.

Do Not Cause Additional Problems: Make sure that you do not engage in activity that might result in further environmental harm.

Follow the Deadlines: If you can't meet the deadlines provided in the Notice of Violation, call the contact person. Explain why you can't meet the deadline. Staff will explore with you the feasibility of alternate deadlines.

Cooperate with DEEP: Generally, DEEP's first attempt to resolve the types of violations alleged in this case is through the issuance of a Notice of Violation. If you disregard this notice, it will be assumed you do not wish to cooperate and you should expect that DEEP will take more formal enforcement action. This can include issuing an administrative order, and/or filing suit to obtain an injunction and penalties as provided by law. The most important thing to remember is to call DEEP if you have any questions.

Call if you don't Understand: DEEP staff name and telephone number are given at the end of the Notice of Violation. Staff is there to try to answer your questions and work with you to resolve the environmental compliance issue. In some cases, you may need to obtain the services of a professional consultant to plan and implement effective corrective measures. DEEP staff can discuss with you the kind of professional help you may need to address the alleged violation cited in the notice.

*The Notice of Violation does not necessarily specify all environmental violations which may exist at your property regulated by the Department. Nothing in the Notice relieves you of other obligations under applicable federal, state, and local law.



DAM SAFETY EMERGENCY AUTHORIZATION

To: Wright Investors' Service Holdings, Inc.
P.O. Box 742
Mount Kisco, NY 10549

Attn: Harvey P. Eisen, Chairman & Chief Executive Officer
heisen@wisholdings.com
Harold Kahn, Acting Principal Accounting Officer
hkahn@wisholdings.com

Authorization No.: DS-202508375-02EA
Authorization Type: Dam Safety Emergency Authorization
Town: Killingly
Project: Emergency Drawdown at Killingly Pond Dam
CT Dam #6912, Hazard Class B (Significant)

Pursuant to Connecticut General Statutes Sections 22a-6k(a) and 22a-403 the Commissioner of the Department of Energy and Environmental Protection (DEEP) hereby grants an emergency authorization to the dam owner, Wright Investors' Service Holdings, Inc. ("Licensee") to conduct emergency drawdown at Killingly Pond in the Town of Killingly. The Licensee is hereby authorized to gradually lower the impoundment without affecting the downstream dams and infrastructure. The authorized work shall be overseen by a professional engineer licensed in the state of Connecticut and present onsite while the drawdown is being implemented.

This authorization is issued in response to an email from Jacob Wimett, P.E. of GEODesign, Inc. to the DEEP Dam Safety Program and Harold Kahn of Wright Investors' Service Holdings, Inc. dated October 26, 2025, informing DEEP about the uncontrolled seepage containing fines and/or sediment emanating from the base of the dam and the initiation of the early warning notifications in the Emergency Action Plan.

In granting this emergency authorization, the Commissioner has found that such authorization is necessary to prevent, abate or mitigate an imminent threat to public safety.

AUTHORIZED ACTIVITY

Specifically, the Licensee is hereby authorized to drawdown the Killingly Pond by operating the low-level outlet at the Killingly Pond Dam, under the supervision of a professional engineer licensed in the state of Connecticut and present onsite while the drawdown is being implemented.

Emergency Authorization DS-202508375-02EA
Emergency Drawdown at Killingly Pond Dam
CT Dam ID# 6912
Town of Killingly

This authorization does not derogate any present or future property rights or other rights or powers of the State of Connecticut, conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state, or local laws or regulations pertinent to the property or activity affected hereby.

LICENSEE'S FAILURE TO COMPLY WITH THE TERMS AND CONDITIONS OF THIS AUTHORIZATION SHALL SUBJECT LICENSEE AND CONTRACTOR(S) TO ENFORCEMENT ACTIONS AND PENALTIES AS PROVIDED BY LAW.

GENERAL CONDITIONS

1. Pollution Prevention/Best Management Practices

Licensee shall not cause or allow the authorized activity, including any work associated therewith, to result in pollution or other environmental damage and shall employ the best management practices to prevent such damage. Licensee shall, in addition to employing any other best management practices necessary to prevent such damage, perform the following:

- (A) Controlling Erosion. Licensee shall install and maintain in optimal condition erosion and sedimentation controls to prevent erosion and discharge of material into any waters of the state, including wetlands, as a result of the authorized work. Such controls shall be installed and maintained in conformity with the Connecticut
- (B) Connecticut Guidelines for Soil Erosion and Sediment Control, effective March 30, 2024 and published by the Connecticut Council on Soil and Water Conservation pursuant to Section 22a-328 of the General Statutes.
- (C) Disposing of Excess Material Properly. All excess material and solid waste generated during any work associated with the authorized activity shall be disposed of in accordance with applicable federal, state and local laws.

2. Recording and Reporting Violations

Within 48 hours after the Licensee learns of a violation of this authorization, he shall report the violation in writing to the Commissioner. Such report shall include the following information:

- (A) the provision(s) of the authorization that has been violated;
- (B) the date and time the violation(s) was first discovered and by whom;
- (C) the cause of the violation(s), if known;
- (D) if the violation(s) has ceased, the duration of the violation(s) and the exact date(s) and time(s) it was corrected;
- (E) if the violation(s) has not ceased, the anticipated date when it will be corrected,
- (F) steps taken and steps planned to prevent a reoccurrence of the violation(s) and the date(s) such steps were implemented or will be implemented;

(G) the signatures of Licensees and of the individual(s) responsible for actually preparing such report.

3. Modification of Authorized Work

The Licensee may not make any alterations, except de minimis alterations, to any structure, facility, or activity authorized by this emergency authorization. A de-minimis alteration means a change in the design, construction or operation authorized under this emergency authorization that does not increase environmental impacts or substantively alter the construction of the project as authorized. If during the process of drawdown, unforeseen conditions are found on the site and the Licensee and their engineer determine that it would be appropriate to modify the process of drawdown, then the Licensee shall notify DEEP within 24 hours of any potential changes. DEEP shall determine if the modifications will be an activity that can be categorized as a de minimis activity. No work shall take place which was not included as part of the authorized activity until DEEP responds to this determination request.

4. Contractor Notification

If the authorized activity will be performed by a person(s) under contract to the Licensee, the Licensee shall give a copy of the emergency authorization and of their approval of authorization hereunder to such contractor(s).

5. Expiration of Authorization

This authorization shall expire upon the Commissioner's determination that the dam's unsafe condition no longer exists.

OTHER CONDITIONS

1. Reliance on Request for Authorization

In evaluating Licensee's request for authorization, the Commissioner has relied on information provided by the Licensee and their consultant. If such information proves to be false or incomplete, this approval of authorization may be suspended or revoked in accordance with law, and the Commissioner may take any other legal action provided by law.

2. Other Applicable Law

Nothing in this authorization shall relieve the Licensee of their obligation to comply with any other applicable federal, state and local law, including the obligation to obtain any other lawfully required authorizations.

3. Other Rights

This authorization is subject to and does not derogate any present or future rights or powers of the State of Connecticut and conveys no rights in real or personal property nor any exclusive privileges, and is subject to all public and private rights and to any federal, state and local laws pertinent to the property or activity affected by such authorization. In

Emergency Authorization DS-202508375-02EA
Emergency Drawdown at Killingly Pond Dam
CT Dam ID# 6912
Town of Killingly

conducting any activity hereunder, the Licensee may not cause pollution, impairment or destruction of the air, water or other natural resources of this State. The issuance of this authorization shall not create any presumption that this authorization should or will be renewed.

4. Certification of Documents

Any document, including but not limited to any notice, information or report, which is required to be submitted to the Commissioner under this emergency authorization shall be signed by Licensee or their duly authorized representative, and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows:

“I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that, based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief. I understand that a false statement made in this document or its attachments may be punishable as a criminal offense, in accordance with Section 53-157b of the General Statutes, and in accordance with any other applicable statute.”

Issued as an Emergency Authorization of the Commissioner of the Department of Energy and Environmental Protection on: November 6, 2025



Brian Thompson
Acting Bureau Chief
Bureau of Water Protection and Land Reuse