



S T A T E O F C O N N E C T I C U T
D E P A R T M E N T O F C O N S U M E R P R O T E C T I O N

B O A R D O F L A N D S C A P E A R C H I T E C T S

Tel. No. (860) 713-6135

November 23, 2009

State of Connecticut
Department of Consumer Protection
Occupational & Professional Licensing Division
165 Capitol Avenue
Hartford, Connecticut 06106

The Board of Landscape Architects held a regular meeting on September 1, 2009, which was called to order by Chairman Vincent C. McDermott at 9:31 AM in Room No 121 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Board Members Present:

Vincent C. McDermott	Chairman
W. Phillips Barlow	Board Member
Paul E. Courchaine	Board Member
Denise E. Cooper	Board Member
Shavaun Towers	Board Member
Stephen Wing	Board Member

Board Members Not Present:

Robert W. Hammersley	Board Member
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Others Present:

Robert M. Kuzmich, R.A.	License and Applications Specialist
Steven J. Schwane	Administrative Hearings Attorney/Department of Consumer Protection

Note: The administrative functions of the Boards, Commissions, and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information, contact Richard M. Hurlburt, Director, at (860) 713-6135 or Fax (860)-706-1255.

Agency Website: www.ct.gov/dcp

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1.) Old Business

1A. Minutes of the June 9, 2009 meeting of the Board; for review and approval. *After a thorough review, the Board unanimously accepted the minutes as written.*

1B. Formal Hearing In the Raymond R. Uskievich; Docket 09-524. Mr. Schwane stated that he needs to clearly define what he says and his role with the Board. Mr. McDermott is looking for guidance on process. In response, Mr. Schwane outlined the options the Board has in terms of their actions in this matter. Mr. McDermott reviewed for the Board the issues in this matter and a summary of the Hearing over which he presided at the last meeting. All Board members were sent a transcript of the Hearing for their review prior to today's meeting and must now take action on the same. The procedures to reinstate a suspended license were discussed and it was also noted that this matter is very unusual in that this suspension action could have been very easily avoided on the part of the respondent. In addition, Mr. Uskievich will now have disciplinary action in his records. *After some brief discussion among the members, the Board voted, unanimously, to suspend the license of Mr. Raymond R. Uskievich. (Wing/Barlow)*

Subsequent to the vote, a Final Decision and Order will be drafted and signed by the Board Chair.

2.) New Business

2A. Application of Mr. Marc P. Richardson for licensing by written examination; Mr. Richardson is applying with a CLARB Council Record Summary and has passed the *Landscape Architect Registration Examination* with the *Council of Landscape Architectural Registration Boards*. Mr. Kuzmich noted that this application is atypical in that what is being presented before the Board today is a CLARB Council Record Summary. Mr. McDermott noted that the applicant

passed all the examination components in 2005 and 2006 and he resides in New Jersey. He also stated the Mr. Richardson does not have a CLARB Certificate and is not eligible for the same which is why this application is before the Board today and was not directly approved by the Department.

Upon review of Mr. Richardson's work experience, it was noted that some of it was not verified and that some of the experience came with marginal recommendations from his employers. CLARB is essentially presenting this material to the Connecticut Board for their review and decision. Mr. McDermott noted that because the applicant has a CLARB Record and not a Certificate, the only way he can get a license from another jurisdiction is by presentation of his credentials in person as he is doing here. It was assumed that Mr. Richardson was admitted to the examination by another jurisdiction.

After extensive discussion, the Board of Landscape Architects, by consensus, asked for Mr. Richardson's response on the following items:

- 1.) How was he initially admitted to the Landscape Architect Registration Examination and, is he currently licensed as a Landscape Architect in another State or Jurisdiction?
- 2.) Mr. Richardson shall provide the Board with a detailed description of his work experience under a licensed professional to demonstrate that such experience includes sufficient elements of landscape architecture included in the Landscape Architecture Registration Examination.
- 3.) Mr. Richardson shall provide an explanation of an unfavorable reference from Mr. David Keir which is included in CLARB's Council Record Summary.

The Board requires his written response to their inquiries no later than October 1, 2009. Upon review of his response to these inquiries, the Board may still require an in-person interview at its next regular meeting scheduled for December 8, 2009. If it is determined that an interview is necessary, Mr. Richardson will be notified by the Department.

2B. Update from the Trade Practices Division regarding Complaints; for the Board's information. Mr. Kuzmich distributed to the Board a Complaint Summary he received from the Trade Practices Division showing complaints received and closed by the Department. Mr. Schwane elaborated some on the Department's complaint process for the Board's information.

2C. Update from the Department's Legal Staff regarding any Board issues or otherwise.

1. Mr. Schwane addressed the Board regarding the continuing education audits noting that with the action the Board has taken today regarding Mr. Uskievich, the Department has one remaining case with an October 1, 2009 deadline. This individual has been in contact with the Department.

2. The State Library Regulations were rejected in June without prejudice by the Legislative Commissioner's Office (LCO). Apparently, this Office did not like the definitions of Maps and Plans. This type of action means that the corrections can be made and brought back to the LCO without having to go through the entire process again.

3. Mr. Schwane noted that on September 8, 2009, there will be a meeting with the Department's Commissioner and the Chairs of the Architects, Landscape Architects, and Professional Engineer's Boards. The main purpose of the meeting is to discuss electronic seals and signatures and was brought about by the Department of Public Works and their current operating procedures.

Mr. McDermott would also like to discuss at this upcoming meeting the issue regarding the Department of Environmental Protection (DEP) that this Board has discussed extensively in the past. The issues relate to DEP's regulations which do not allow Landscape Architects to prepare certain plans that they are entitled, by law to do; in particular, Coastal Site Plans. DEP did adopt new regulations but still did not correct this mistake.

The Department of Environmental Protection does not understand the licensing process and consequently, is allowing people **not licensed** as architects, engineers or landscape architects to perform work that is rightfully in their province to do. They are, in effect, allowing unqualified people to operate "outside" the system. Mr. McDermott is convinced that this issue is entirely inadvertent on the part of the State of Connecticut's Department of Environmental Protection. Mr. McDermott has spoken directly with Commissioner on this issue

2D. Updated list of applications processed for licenses subsequent to the June 9, 2009 meeting of the Board. The Board acknowledged this information.

NAME	METHOD OF LICENSURE	DEPT. APPR'D DATE
Allen, Jeffrey P.	Waiver of Exam; CLARB Council Record No. 6268; Pennsylvania	June 18, 2009
Hamson, Stephen N.	Waiver of Exam; CLARB Council Record No. 8149; Maryland	June 19, 2009
Schweitzer, Robert D.	Waiver of Exam; CLARB Council Record No. 5591; New York	June 25, 2009
Collins, Jr. Randall L.	Waiver of Exam; CLARB Council Record No. 4279; Rhode Island	August 4, 2009
Jud, Dennis V.	Waiver of Exam; CLARB Council Record No. 4351; New York	August 4, 2009

2E. Any correspondence and/or business received in the interim.

The meeting adjourned the meeting at 10:18 AM. The next regular meeting of the Board is scheduled for Tuesday, December 8, 2009, 9:30 AM, Room 121, State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Respectfully submitted,

Robert M. Kuzmich, R.A.
Board Administrator