

TOWN OF PATTERSON
PLANNING BOARD MEETING
August 2, 2007



AGENDA & MINUTES

	Page #	
1) Hudson Valley Trust – Wetlands/Watercourse Application Public Hearing	1 – 6	Public Hearing opened and closed. Negative determination of SEQR granted. Wetlands Application Approved.
2) 2J2B, LLC. Wetland Permit Application	6 – 8	Negative determination of SEQR granted. Wetlands Application Approved.
3) Charalambous Wetland Permit Application	8	Applicant did not appear
4) Boniello Site Plan – SEQR Determination	8 – 18	Discussion of Regulated wetland across Route 22 and Lead agency comments.
5) Meadowbrook Farms Phase II – Wetland/Watercourse Application	18 – 24	Discussion of wetland flagging, site walk, storm water, fire protection, and wells.
6) Cingular Wireless/Maldunn Site – Continued Review	25 – 28	Discussion of cell tower and site plan.
7) 17 Couch Road – Final Subdivision Plat	28 – 31	Discussion of public hearing and storm water.
8) Powe Subdivision – Amended Application and EAF	31	Applicant did not appear.
9) Wireless Edge Telecommunications Tower – Initial Application	31 – 35	Initial Discussion of Site and proposed development.
13) Other Business		
a. §154-18 Penalties	35	Discussion held at 7/26/07 Work Session.
b. Maplewood North Subdivision – Southeast Meeting	35	Suggested date for joint meeting.
c. Alpine Restaurant	36 – 44	Conditional approval of sign.
d. White Birch Realty	44 – 47	Approval for site improvements.
e. Forest View Apartments	47 – 50	Approval for retaining wall.
f. Ice Pond Road Subdivision – Site Walk Comments	50 – 51	Site walk discussion.

	g. Eurostyle Marble – Utility Service	51	Approval for underground lines
14)	Minutes	51 – 52	

PLANNING DEPARTMENT

P.O. Box 470
1142 Route 311
Patterson, NY 12563

Michelle Russo
Sarah Wager
Secretary

Richard Williams
Town Planner

Telephone (845) 878-6500
FAX (845) 878-2019



**TOWN OF PATTERSON
PLANNING & ZONING OFFICE**

ZONING BOARD OF APPEALS

Howard Buzzutto, Chairman
Mary Bodor, Vice Chairwoman
Marianne Burdick
Lars Olenius
Martin Posner

PLANNING BOARD

Shawn Rogan, Chairman
David Pierro, Vice Chairman
Michael Montesano
Maria Di Salvo
Charles Cook

**Planning Board
August 2, 2007 Meeting Minutes**

Held at the Patterson Town Hall
1142 Route 311
Patterson, NY 12563

APPROVED

Present were: Chairman Rogan, Board Member Montesano, Board Member DiSalvo, Board Member Cook, Rich Williams, Town Planner, Gene Richards with the Town Engineer's office, Stantec Consulting Services Inc, Anthony Molé, from the Town Attorneys Office, Curtiss, Leibell and Shilling P.C. and Ted Kozlowski, Town of Patterson Environmental Conservation Inspector

The meeting was called to order at 7:40 p.m.

Michelle Russo was the Secretary and transcribed the following minutes.

There were approximately 10 audience members.

Chairman Rogan led the Salute to the Flag.

Chairman Rogan stated thank you, please be seated.

1) HUDSON VALLEY TRUST – Wetlands/Watercourse Application Public Hearing

Mrs. Theresa Ryan of Insite Engineering was present to represent the application.

Chairman Rogan stated will the secretary please read the first public hearing.

The Secretary read the following notice:

NOTICE IS HEREBY GIVEN by the Town of Patterson Planning Board of a public hearing to be held on Thursday, August 2, 2007 at 7:30p.m. or as soon thereafter as may be heard, at the Patterson Town Hall, 1142 Route 311, Patterson, Putnam County, New York to consider an application entitled “**Hudson Valley Trust Wetlands Watercourse Permit to construct a covered pedestrian bridge, the property is located at 2 Route 164, Patterson, New York**”. All interested parties and citizens will be given an opportunity to be heard in respect to such application.

Mrs. Ryan stated okay.

Chairman Rogan stated Theresa please state your name for the record.

Mrs. Ryan stated my name is Theresa Ryan, I am from Insite Engineering, Surveying, and Landscape Architecture P.C. I am representing Hudson Valley Trust in an application for a Town of Patterson wetland permit. What they are proposing to do is build a pedestrian bridge across an existing stream which also has a narrow portion of the Town of Patterson wetlands, it is outside of the DEC wetlands but it also falls in the DEC wetland buffer. The bridge will come in sections, the abutments will be built from each side of the stream so there will be no stream disturbance as a result of the construction of the abutments and then the sections of the bridge will be installed with a crane and again the crane will be on one side of the stream and will not cross in order to construct the bridge. This is the bridge location right here, the stream runs through this section right here, this is an enlargement of it and there will be no filling or dredging within the stream banks. The property is located on the corner of Route 311 and 164, it used to be the Town of Patterson Town Hall, it is now the Lawler Building and used by Hudson Valley Trust and other not for profit organizations, this is the Lawler Building here on the corner, this is the parking lot, there is an existing barn that they own on the other side of the watercourse, there is an existing farm trail that they are going to utilize on this side for the pedestrian path and then they are just going to continue on the other side of the proposed bridge and have a short path that will connect to the existing parking lot here, they have already made an application to the DEC for a wetland permit, we received a notice of complete application and in this weeks paper, the Town of Patterson official paper, there should be the public notice relative to the DEC permit.

Chairman Rogan stated we will entertain any questions or comments from the audience, just please come up and use the microphone Edie.

Edie Keasbey stated Edie Keasbey, Couch Road, I don't hear too well so, you are not going to disturb the stream bed, how about the buffer.

Mrs. Ryan stated the buffer yes, that is why we are here.

Edie Keasbey stated okay, what about, you are not going to disturb any part of the Great Swamp.

Mrs. Ryan stated correct.

Edie Keasbey stated except the buffer.

Mrs. Ryan stated the buffer yes.

Edie Keasbey stated why.

Mrs. Ryan stated and that's because that's.

Edie Keasbey stated where is it here.

Mrs. Ryan stated this is the DEC wetland, that's right here and we are on the up hill side on the edge of the DEC wetland. See these two flags.

Edie Keasbey stated yup.

Mrs. Ryan stated that is the end of the DEC wetland.

Edie Keasbey stated and then the buffer, goes south that way.

Mrs. Ryan stated correct, this is the buffer.

Eddie Keasbey stated okay.

Mrs. Ryan stated and that is the best location for the pedestrian bridge. We looked at alternatives up here but there would be too much cut and fill in order to get the bridge in and there is no other location, it is unsafe, we feel that to come off of 311 [Route] with a path.

Eddie Keasbey stated its not good there.

Mrs. Ryan stated right.

Eddie Keasbey stated okay, I thank you Theresa.

Mrs. Ryan stated okay.

Chairman Rogan stated thank you Eddie. Please come up. Just please state your name for the record.

Patricia Cann stated my name is Patricia Cann, quick question.

Chairman Rogan stated where do you live Patricia.

Patricia Cann stated I live at 2 Towners Farm Lane.

Chairman Rogan stated thank you.

Patricia Cann stated and we have a stream that I think is somewhere right over here, is that any way connected to the wetlands.

Mrs. Ryan stated it does connect to the DEC wetland, this is the discharge from that stream and it is below where we are proposing our bridge.

Patricia Cann stated okay, thank you.

Chairman Rogan stated do you have a concern with that.

Patricia Cann stated do we.

Barbara Cann stated hi, I'm Barbara Cann, I live at 2 Towners Farm Lane right off of 311 [Route]. I am getting a little confused here, as I know there are two streams, there is one that borders on my property.

Mrs. Ryan stated here is your name.

Barbara Cann stated right, where is the stream that you are proposing.

Mrs. Ryan stated this is the stream that you talking about, I believe, this follows your property line.

Barbara Cann stated right.

Mrs. Ryan stated and we are crossing this stream down in here.

Barbara Cann stated oh the other by the.

Chairman Rogan stated the stream that runs close to the old Town Hall, the larger stream.

Barbara Cann stated old Town Hall, so that is the second stream, yeah okay.

Mrs. Ryan stated this is where all the work is going to take place

Barbara Cann stated so it is all completely away.

Mrs. Ryan stated and this is where your stream discharges right here.

Barbara Cann stated right.

Patricia Cann stated so it is not going to have any effect on us.

Mrs. Ryan stated it is below, you are all up stream.

Barbara Cann stated oh okay, thank you.

Chairman Rogan stated thank you, any other questions or comments from the audience. Edie.

Edie Keasbey stated what are the materials that you are building the bridge out of.

Mrs. Ryan stated it is wood and concrete.

Edie Keasbey stated concrete for the piles, no.

Mrs. Ryan stated for the head walls yes, this is concrete and this is wood.

Edie Keasbey stated okay, is that.

Mrs. Ryan stated it is only a pedestrian bridge, it is not for vehicles.

Edie Keasbey stated oh I know, good, is it pressure treated.

Mrs. Ryan stated the glue lam is but the rest of the wood, I don't believe is pressure treated. I think it has to be, the glue lam has to be.

Chairman Rogan stated well that is the main support, carrying the glue lam.

Edie Keasbey stated thank you.

Chairman Rogan stated any other questions or comments from the audience. Can I have a motion to close the public hearing.

Board Member DiSalvo stated I make a motion that we close the public hearing.

Board Member Cook seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carried by a vote of 4 to 0.

Chairman Rogan asks for any opposed.

Chairman Rogan stated thank you. Ted, any last minute thoughts or concerns.

Ted Kozlowski stated no, as long as we are above the high flood stage and the location is appropriate, I don't see any effects on the buffer. It is already disturbed there from the parking lot of the old Town Hall and its going over to rock ledge and stuff so as long as it is safe, that's all I care about.

Chairman Rogan stated Gene, anything.

Gene Richards stated nothing.

Chairman Rogan stated Rich, procedurally, we are all set, we have plans.

Rich Williams stated procedurally we are at the end of the road.

Chairman Rogan stated okay, so you are okay with issuing the wetlands/watercourse permit.

Rich Williams stated sure.

Chairman Rogan stated can I have a motion for the Hudson Valley Trust wetlands/watercourse permit application, anyone.

Board Member Cook stated we have to do a SEQR determination.

Chairman Rogan stated you can do that as part of the application.

Board Member Cook stated I'll do it.

Chairman Rogan stated okay.

Board Member Cook stated I move that the Planning Board issue a negative determination of significance pursuant the environmental review conducted pursuant the state environmental quality review act.

Board Member Montesano seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye

Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carried by a vote of 4 to 0.

Chairman Rogan stated okay.

Board Member Cook stated I move that the Planning Board approve the wetland application as presented to permit the construction of a wood frame covered bridge and walking trails as shown on the plan prepared by Insite Engineering, Surveying, and Landscape Architecture, last revised on June 19, 2007.

Board Member Montesano seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carried by a vote of 4 to 0.

Chairman Rogan stated okay.

Mrs. Ryan stated thank you.

Chairman Rogan stated thank you. Well done Charlie.

2) **2J2B, LLC WETLAND PERMIT APPLICATION**

Mrs. Theresa Ryan from Insite Engineering, Mr. Bruce Major, and Mr. John Boyle were present to represent the application.

Chairman Rogan stated are you here for 2J2B.

Mrs. Ryan stated yes.

Chairman Rogan stated 2J2B, LLC wetland permit application.

Mrs. Ryan stated do you need a plan.

Chairman Rogan stated did you bring a plan.

Mrs. Ryan stated yes.

Chairman Rogan stated then you might as well put it up. We had the public hearing on this, what two months ago.

Rich Williams stated (unable to hear, not using microphone).

Chairman Rogan stated we don't usually have resolutions on the wetlands applications, usually on site plans or subdivisions, something like that. Ted how are we doing on our wetlands delineation and remediation issues.

Ted Kozlowski stated I spoke with Theresa and we are set.

Chairman Rogan stated you're all set.

Ted Kozlowski stated yes.

Mrs. Ryan stated and we also reconfigured the septic so that it falls outside the wetland control area.

Chairman Rogan stated okay.

Mrs. Ryan stated it used to come, it was more of a rectangle, now it is a parallelogram, so that we can avoid the buffer.

Chairman Rogan stated okay, so you are fine, any last minute issues from either of you gentlemen [Rich Williams or Gene Richards]. Anything else from the Board, it is the same process that we just went through.

Board Member Cook stated okay, I move that the Planning Board issue a negative determination of significance pursuant the environmental review conducted pursuant the state environmental quality review act.

Board Member Montesano seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carried by a vote of 4 to 0.

Board Member Cook stated I move that the Planning Board approve the wetlands application as presented to permit the construction, I'm sorry.

Chairman Rogan stated it's alright, move down one line.

Board Member Cook stated to permit as presented 2J2B, LLC wetlands permit application.

Board Member Montesano seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carried by a vote of 4 to 0.

Chairman Rogan stated okay.

Mrs. Ryan stated thank you very much.

Chairman Rogan stated thank you.

3) **CHARALAMBOUS WETLAND PERMIT APPLICATION**

Chairman Rogan stated the next application, Charalambous, I don't believe anyone is here for that application tonight.

Rich Williams stated that is correct, they did have other places that they needed to be tonight.

Chairman Rogan stated for the audiences' edification we did a site walk, this past week on this.

Board Member Cook stated Tuesday.

Chairman Rogan stated Tuesday, thank you. This is an application for the construction of a deck and an extension on a house and a wetlands permit associated with that and we will be discussing that next month with the applicant.

4) **BONIELLO SITE PLAN – SEQRA Determination**

Mr. Joseph Fassacesia of Architectural Visions, PLLC, Mr. Anthony Boniello and Mr. Michael Boniello.

Chairman Rogan stated Boniello Site Plan. We have a change, this gentleman must work for Joel.

Board Member DiSalvo stated he brings his own equipment huh.

Mr. Fassacesia stated you have to be ready for anything.

Chairman Rogan stated wonderful. Can you please state your name for the record.

Mr. Fassacesia stated my name is Joe Fassacesia from Joel Greenburg and Associates.

Chairman Rogan stated good evening, you can remove that microphone if you would like to use it, if that is better for you.

Mr. Fassacesia stated absolutely.

Chairman Rogan stated why don't you, did you say your name is Joe.

Mr. Fassacesia stated Joe.

Chairman Rogan stated why don't you take us through some of what you have done up this point and then we can talk about a few issues we have to resolve.

Mr. Fassacesia stated sure, from the last meeting to this meeting we had just received the comments today, the additional comments from Rich about the additional items from the last meeting. We had determined that additional vegetation was needed through out the area here. We went in installing a few levels of vegetation trying to increase this buffer in between where the gravel parking lot and the wetland area itself. At this point we would like to look at our SEQR determination and hopefully scheduling a public hearing.

Chairman Rogan stated you had said that you got the memo, of course it was just tonight's for this application.

Mr. Fassacesia stated that is correct.

Chairman Rogan stated there, as you may or may not be aware, because I don't know if you have a chance to read through this.

Mr. Fassacesia stated I read right through the whole thing.

Chairman Rogan stated there is still the issue of wetlands land, the DEC wetlands line not being shown completely on the plan, Ted do you want to chime in on this one, do you know what I'm talking about.

Ted Kozlowski stated no, I thought that we were.

Chairman Rogan stated Rich.

Rich Williams stated we are talking about the wetland line of the west side of Route 22.

Ted Kozlowski stated oh, there.

Mr. Anthony Boniello stated across the street.

Mr. Fassacesia stated now, either way, even if it comes in or if its further in, we are still looking at where we would have to require having the permit anyways. Or doing something with the DEP buffer is still crossing onto the property, if it changes a small amount we are still declaring doing what we are doing for SEQR.

Rich Williams stated it has to do with what authority DEP has, what requirements they are going to pose on the over all site, that is still somewhat nebulous at this point, (unable to hear) whether you are going to need a DEC permit at all and that is one of the issues that is before the Board and it is relative to the DEP comments that we received from our notice for intent for lead agency so that is where that is all coming back from.

Ted Kozlowski stated question though Rich on procedure with this, that property across the street, is that your property.

Anthony Boniello stated no.

Ted Kozlowski stated I don't know legally if they can go on someone else property and flag it.

Rich Williams stated you are kidding me.

Ted Kozlowski stated no.

Rich Williams stated you are absolutely kidding me.

Ted Kozlowski stated no.

Rich Williams stated okay, it doesn't matter whose property it is on, it is a DEC regulated wetland, they still have a 100 foot buffer from that DEC regulated wetland.

Ted Kozlowski stated right, I am saying though that in order for their consultant to go on and have it flagged or have the DEC flag it, the owner of that property at least has to be contacted and notified that they are on the property.

Chairman Rogan stated Rich, can you use one of the microphones, please.

Rich Williams stated I am not suggesting otherwise what I am suggesting is that the DEC has to come out and make a determination.

Ted Kozlowski stated sure, if that is within 100 feet of a DEC regulated wetland.

Rich Williams stated and that is the issue.

Ted Kozlowski stated and that has to be, we have to at least notify that owner.

Rich Williams stated well that is up to DEC.

Ted Kozlowski stated that we are looking at this property.

Rich Williams stated this is not, it has bearing on the application before the Town because we are obligated by our Code to look and make sure that all other permits have been secured. It's not incumbent upon the Town to actually reach out to the property owner or the DEC to have them make that determination. Well the DEC will, nobody has to flag it, the DEC will come out and make a jurisdictional determination as to whether it is DEC regulated or not.

Mr. Fassacesia stated regardless do you think that they are going to try and trump you into being lead agency, I don't see that happening.

Rich Williams stated no, not at all.

Chairman Rogan stated we are not discussing who is going to be lead agent, I think based on tonight, due to a lack of response that it's the Planning Board.

Mr. Fassacesia stated absolutely.

Chairman Rogan stated but you are talking about SEQR determination or lead agency, we are talking about two different issues.

Mr. Fassacesia stated right.

Chairman Rogan stated okay, well lets figure out how we are going to square away this, from my perspective if it is a DEC wetland and we are doing anything within 100 foot of it, it has implications for the DEC, just making sure that we don't leave people out of the process because what happens Mike and Anthony, in our experiences, when we say in these applications don't worry about until later, if it comes up, it comes up, it comes up to bite us in the 11th hour and you have your plans and you are waiting to get your permits and they come in and say wait a minute, back to square one, and you have wasted all that effort, not wasted all of it, but it puts you back in the process, when you can find out from them and they can say, no problem let's proceed. It doesn't mean we slow down our process, it just means that we include them in too to make sure there is no issue.

Anthony Boniello stated there is no question, I have no problem with that, my issue is that.

Chairman Rogan stated I understand, we are not going to pick you up either, you need to use a microphone, you are soft spoken.

Anthony Boniello stated I have my property, I take care of my issues on my property, I wasn't aware of that that I was supposed to take care of across 22 [Route] which is a State regulated.

Chairman Rogan stated we are not talking about you taking care of issues though, we are talking about making sure that anything you are doing on your property isn't going to effect their wetlands. We are not saying hey you have to go across the street and fix a catch basin.

Anthony Boniello stated okay.

Chairman Rogan stated nothing like that.

Board Member DiSalvo stated in that case, his house is on a separate lot, so does he have to notify himself too because he is doing one thing.

Chairman Rogan stated we are not talking about notification, we are talking about wetlands determinations.

Board Member DiSalvo stated so does he have to do it on his private residence lot too because he is an adjoining property.

Mr. Fassacesia stated well the wetlands isn't in the area, the area of the wetlands that we are talking about is this area across the street.

Board Member DiSalvo stated then where is his house, the other house that he lives him now.

Mr. Fassacesia stated that is over here.

Rich Williams stated the question is this, determining where the wetland boundary is so that we can accurately determine what regulatory authority either the DEC or DEP is going to exercise over this.

Chairman Rogan stated it is not like a notification of an action.

Board Member DiSalvo stated I understand that.

Ted Kozlowski stated the question that is my head is that there is no question that DEC has a wetland there as well at the Town and it's a regulatory zone, instead of just undefined property.

Board Member DiSalvo stated right.

Ted Kozlowski stated and it is incumbent upon them to contact I guess the DEC for a determination but the DEC is probably going to need the permission of the property owner to just set foot. I have personally gone through this outside of this Town with someone else and the DEC isn't just going to go onto someone's property, they need permission. It is a reasonable thing but you have to do it.

Chairman Rogan stated in lieu of having a delineated wetland you would have to assume that the wetland comes right to the road which is not in their favor. My point is if they say no, we don't want you on our property, then the only assumption you can make is that the wetland is right to edge of the road.

Ted Kozlowski stated I will tell you that there is wetland, its not, it is just where the bermed up area is for the roadway on Route 22, the rest is all wetland.

Board Member Montesano stated now (unable to understand) contact DEC to get a determination so that they can go out and do it.

Board Member DiSalvo stated has to contact the owner of the property.

Board Member Montesano stated now he also should contact the owner of the property.

Chairman Rogan stated that is what they are saying.

Anthony Molé stated that would be up to the DEC, if they are going to out there (unable to hear).

Rich Williams stated right.

Mr. Fassacesia stated so any notifications will come from the DEC not from us having contacted.

Board Member Montesano stated all we need is the DEC.

Ted Kozlowski stated what the EC will likely say to you, their inspector, fine we will go flag it, whose property is it, we need permission to be on the property.

Board Member Montesano stated to obtain permission, they have to, the applicant has to contact the owner.

Ted Kozlowski stated I don't think that it is in our court, I think that it is in their court, they are being directed. If this project is within quote 100 feet of anybody's wetland.

Mr. Fassacesia stated but I guess here is the next question that comes in, they are going to come in and flag.

Ted Kozlowski stated yeah.

Mr. Fassacesia stated and then what's the next part to that is that we have to get our surveyor out there.

Chairman Rogan stated yeah.

Mr. Fassacesia stated to delineate that.

Chairman Rogan stated so that it is appropriately shown on your plans.

Mr. Fassacesia so now we actually have shown that on here.

Chairman Rogan stated just so that we are all clear, though Anthony, I can see you are already getting a little frustrated.

Anthony Boniello stated I am a little bit frustrated.

Chairman Rogan stated well let me tell you though because these are issues that we spoke about very early on in the process and Joel started responding to things but he didn't respond to everything he would start saying yeah, yeah, but we want to talk about over here. Let's just make sure that we get this all focused so that we aren't having this frustration, so we are not butting our heads and feeling like we are talking about wetlands over here and the parking lot and now you are guys are throwing up something on the other side of the road. This was something that was brought up very early in the process, I remember having the conversation about the other side of the road like the second meeting we had but if you guys choose not to address it, it makes us look bad because now we are coming back to the same comments that we have been talking about.

Ted Kozlowski stated I do want to say something else here, Anthony, it is what it is.

Anthony Boniello stated its no problem.

Ted Kozlowski stated I didn't put it here, Rich didn't put it here but there is an outside chance, you do realize that your wetland is hydrologically connected to the state wetland and it is conceivable that the wetland delineator for the DEC comes out there and he may include this whole piece as a DEC regulated wetland.

Mr. Fassacesia stated which at that time.

Rich Williams stated (unable to hear) you and I have this argument all the time about hydrological connections.

Mr. Fassacesia stated and which at the time even if they was a hypothetical case, it would just be involving getting an additional DEC permit and it would be a joint review.

Ted Kozlowski stated (unable to hear, to many speaking). Generally DEC has let us take the lead on it.

Chairman Rogan stated okay, let's take a deep breath.

Ted Kozlowski stated now.

Chairman Rogan stated the issues that were raised by DEP and Health Department were both very similar in nature.

Mr. Fassacesia stated absolutely.

Chairman Rogan stated the existing septic system, we are proposing a new building, my feeling is that there is probably going to be bathroom usage, you are not proposing a car wash or a laundry mat, so.

Mr. Fassacesia stated it is very minimal so we'll just.

Chairman Rogan stated (unable to hear, too many speaking) at least weigh in with some kind of a letter or something that says we have looked at it and based on what they are currently using, something that says an assessment of the septic system, that is something that they are both recommending.

Mr. Fassacesia stated it said that in the letter.

Chairman Rogan stated the DOT is trying to get us to bring your driveway connections together, which we've opposed, we are not going to, that is their recommendation but it is not the recommendation of this Board or something that we are looking to do. Primarily because we want that residence, to stay as a residence, the same reason that we said we don't want you driving through your yard to get to your houses, so I can appreciate that they want to pool their impacts, their points, but in this case it is not something that we are going to.

Mr. Fassacesia stated in that aspect, when the time comes for us to for our driveway permit into going for that, will the Board give us a letter stating that this is what you are proposing.

Chairman Rogan stated how would that work.

Mr. Fassacesia stated I am dealing with this on a few projects with the County where they don't want two driveways.

Chairman Rogan stated they are both existing.

Rich Williams stated if the Board has relevant issues to the driveway permit and want to send a letter on a specific recommendation, it is certainly within your.

Chairman Rogan stated we could probably draft a letter that speaks to the issue that the Board considers, which are safety issues, wanting this residence not to be intermingling with commercial traffic, that alone is I think reason enough. They are existing points, they both have good sight line distance, I can't see any reason why they would over turn that and say no you have to put them together and if they do then they are assuming, but then it is not something that this Board did but I think that would be a bad move in this case.

Mr. Fassacesia stated absolutely.

Chairman Rogan stated so we will cover that one. A lot of clean up issues on the plans obviously.

Mr. Fassacesia stated I saw that.

Chairman Rogan stated you got that in the memo, there are a lot of things that need to be checked a little closer and I am not, you know, I know what you guys do is difficult.

Mr. Fassacesia stated I did have a question about and this is something that has come up in a few Towns and we were originally determining and utilizing the parking in our bays and as part of that letter it came out and said for us not to utilize that and that would be the loss of four parking spaces.

Rich Williams stated I just, you know, they are repair bays, I am not sure what is going to be stored in there but they are repair bays they are not available parking to people visiting the site and personally I would rather see the Board grant a waiver and reduce the number of parking space, rather than show something as parking that really isn't parking to begin with. I have never had a problem with a waiver of required number of parking spaces.

Chairman Rogan stated right.

Mr. Fassacesia stated then is that something, rather than look at the ratio of, at one ratio are or looking, 1 to 200 then for this or 1 to 1,000.

Rich Williams stated not sure, I could tell you this, office space, we changed our Code so the ratio on that is 1 to 300, you've shown storage area.

Mr. Fassacesia stated does that effect.

Rich Williams stated that reduces the parking.

Mr. Fassacesia stated does the 1 to 300 effect us now or since we had this in when it was 1 to 200.

Rich Williams stated it is was 1 to 300 when you brought this in so.

Mr. Fassacesia stated I had to try.

Rich Williams stated yeah. That is a lesser number of spaces for you.

Mr. Fassacesia stated so you will be getting back to us on what ratio you want for this area.

Rich Williams stated I think what it is going to come down to, it is what you could show from what I have been hearing from the Board.

Chairman Rogan stated it sounds like I am hearing maximize the parking that is available for the safe parking and then we will deal with that.

Rich Williams stated deal with the rest.

Chairman Rogan stated acknowledging of course and the memo does acknowledge this that we are now looking as the basement as being storage space, so we are not.

Mr. Fassacesia stated absolutely.

Chairman Rogan stated so we are gaining some there, create a safe plan, put in the parking that works, instead of parking where these spots can't safely be used and we'll look at it and we'll say you know, we are going to have to accept what is there. That is not to say you are going to go back and say we are going to take out eight spaces and extend the building, understand. So Ted how are we doing with their plans in terms of the wetland buffer and the parking.

Ted Kozlowski stated I just got back from vacation Shawn, so I haven't reviewed it.

Chairman Rogan stated okay, you are not allowed to go on anymore vacations.

Ted Kozlowski stated no.

Rich Williams stated this plan shows the wetland flagging that Ted did before he went on vacation, so.

Chairman Rogan stated in terms of your biggest question for Ted tonight, is the SEQR determination. Is this project going to change considerably to say it is going to have an impact positive or negative, I am just a little

concerned with the amount of work that hasn't been done yet, in terms of this Board and we have been talking about this a lot about having these.

Board Member Cook stated conditions.

Chairman Rogan stated conditions and doing things were not more definitive, to be honest with you, I wouldn't mind having architectural for a public hearing, I think that it helps people to what the heck you guys are building and you have to provide them anyway. I know that is probably in the process, people want to know what the building is going to look at but I wouldn't mind getting Health Department issues, the DEC issues and the fine tuning to what is just basically checking your work, a lot of these issues are just really mistakes, getting them clarified up and then if we can get a lot of the done and then next month we would be a much better position to move right ahead. I think what everybody on the Board has been shooting for with these applications is to get the work and make the process smooth so that we are not struggling with let's do a conditional approval with 75 conditions, it is just too much. It is too much, it is too much on there guys, I would like to see you clean up a lot of these comments.

Mr. Fassacesia stated okay.

Chairman Rogan stated the rest of the Board, now is your chance.

Board Member DiSalvo stated then we will have the information on the property across the street too.

Board Member Cook stated I would like make the comment that the issue about the property across 22 [Route], that was brought in memos by Rich on March 29th, May 31st, and in the letter from Joel Greenburg, he says we are looking into the approval required, if any by DEC or DEP, so.

Chairman Rogan stated thank you for looking into that. Having said all of this tonight, none of this should hold up your process in the long run. The long run is if you do the work, you get the approval, nobody on this Board is going to hold you up, you come forward with everything done, the process can be as short as you make it, in my mind, you do the public hearing and you do the approval, it is just a matter of getting work done.

Anthony Boniello stated even across the street with the DEC.

Chairman Rogan stated I think that is an issue that.

Anthony Boniello stated is the regulated by you guys or I mean, that is where I am getting a little bit.

Chairman Rogan stated if you know something I don't if you know that going through is going to tip off some red flag and then they say now you have to come to us for approvals, then you know what Anthony, let's get this ball rolling and get it over with so that we can all get it done and you can move on and build this. We are all looking forward to you doing this.

Anthony Boniello stated the way I am thinking is that I am pumping into my septic in the front of my building, which I have plenty of septic in the front of my place and I already went to the Putnam Health Department for it, I am not increasing any more water coming off my parking then there is already water coming off.

Chairman Rogan stated and I think I agree with you.

Mr. Fassacesia stated along that line, with regard to the bathroom.

Anthony Boniello stated excuse me.

Mr. Fassacesia stated sorry Anthony.

Chairman Rogan stated good for you, you are paying the guy should be able to speak. Sometimes the owners have good things to say here.

Anthony Boniello stated the water going across the street, I know, believe me, and believe it or not, I watched on (unable to hear) that the body of water for New York State, in New York City is the best you can get.

Chairman Rogan stated they just said that on the news.

Anthony Boniello stated and I agree with that, I agree with them to buy everything they want but if I am not increasing any more water going across that street, why should I be involved in that.

Ted Kozlowski stated that is not the issue, the issue is the impacts of what you are doing there my or may not be effecting the wetland and whether it is going into the wetland is flowing into their wells, then it eventually flows down stream.

Anthony Boniello stated is it fair for me to have all my stuff in the buildings.

Chairman Rogan stated oh I think so, absolutely and they will think so too, I'm sure.

Ted Kozlowski stated that is not the question, the question here as the Chairman said and as Rich is trying to guide you, it is a matter of making it a complete application and dotting all the Is and crossing all the Ts.

Anthony Boniello stated that is why I would go after him.

Ted Kozlowski stated DEC may be involved here and then be prepared for them to possible declare the entire wetland as part of their wetland jurisdiction. What does it mean, it just means that you may have to get a wetlands permit from the DEC but it will a joint venture as it has been in the past between us and them and they usually let us take the lead and they are probably going to go along with what we advise.

Anthony Boniello stated and I apologize for getting upset, I didn't know that Rich, you put that in that memo, I really didn't know.

Chairman Rogan stated you're fine, we have spoken about it.

Rich Williams stated from day one I've said and this is where it is all coming down to, it is coming with a real picture of what is existing out there and I want to throw this out as an example, I looked at the plan and it didn't match up with what I hearing with the wetland line, so, we had Ted go re-flag the wetland line and then after that we saw you had a little more room out there. This has to do with the process; this Board can not issue a final approval until everybody else has.

Anthony Boniello stated I didn't know that, that is why, I was thinking across the street, what am I going to do across the street and that was a good thing that you picked up.

Chairman Rogan stated and we can appreciate your passion for this because this is what you are investing in and everything and when you are all set with this application if you can take that passion and if a position ever opens up here, take that passion to something like that, it would be great.

Mr. Fassacesia stated thank you, the next on dealing with the question of the bathroom and the question of what is exactly going into this septic system, if he wanted to put an additional bathroom in his house or in his structure that is already going into the septic system, no additional approvals would be required.

Chairman Rogan stated no.

Mr. Fassacesia stated essentially.

Chairman Rogan stated what these people are saying is just do an assessment.

Mr. Fassacesia stated I know, I am just saying that I know, I am just saying that one of those items that is a major item that they are putting on there as a major item really isn't a major item.

Chairman Rogan stated yeah and I happen to agree, I don't think based on this application he is going to be taxing his septic system. If anything, if he said to us we want to put in the repair bays without any plumbing, we would be the ones says no we want a bathroom in there because they would be going to the bathroom out back, we did this with another application, they didn't want a bathroom, just the other day, we said no, no buildings any more, even if they are warehouses, got to have a bathroom.

Board Member Montesano stated does the Health Department have to say okay to a second bathroom.

Chairman Rogan stated they may have to but the uses, they are looking more at the use, they are going to say how many guys or women are going to be in there and they are going to base it on that. No I don't think that is a huge issue but its something that we have been asked by these agencies to make sure that it is evaluated. I think that this wetlands issue, Anthony, our Board would be remiss if we saw something and didn't at least say hey guys, you have to at least make sure that these people are included because if we do this in a bubble, we are not meeting our SEQR determination and you could end up losing your approvals because we didn't do the right job, so we are protecting you in this regard.

Anthony Boniello stated no questions, I apologize.

Chairman Rogan stated do you have anything else.

Mr. Fassacesia stated that's it.

Chairman Rogan stated gentlemen, okay no, thank you very much.

Anthony Boniello stated thank you.

5) MEADOWBROOK FARMS PHASE II – Wetlands/Watercourse Application

Mr. Harry Nichols was present to represent the application.

Chairman Rogan stated Meadowbrook Farm, is next up, Meadowbrook. Thank you for pulling those up, I knew that we had discussed it but I wasn't sure the dates but I knew we had discussed it [to Board Member Cook]. Harry we've missed you, we haven't seen you in a long time, it seems like as soon as Field and Forest and D'Ottavio were finished, we don't see you anymore.

Mr. Nichols stated well I'm around, I thought I would give a break.

Ted Kozlowski stated I don't know if we are going to give you a break, Harry.

Chairman Rogan stated Harry do you just want to use the microphone please.

Mr. Nichols stated we all know this project as Meadowbrook Farms, Phase I was built several years ago, the design of Phase II was previously completed and submitted, this Board went through extensive reviews but due to the economy at that time the owner elected not to move ahead with the building of it and that was back in the late eighties. Since then it has come back to life, we have followed many of the concepts that had previously approved, we recognize that there are changes in the Code and Ordinance, some of these things will have to be updated, I just received the memo tonight and I have gone through, most of it anyways. I see we have some corrections to make to it and there are some issues that have to be review with the Engineer and the Planner and the Wetlands Inspector, which in order to put them in perspective in today's light of the way development is done.

Chairman Rogan stated we are going to take a look on Saturday morning.

Mr. Nichols stated okay, good.

Chairman Rogan stated go out and tromp around.

Board Member DiSalvo stated most of us have never been there.

Mr. Nichols stated never.

Chairman Rogan stated we've never, Mike I think is the only one, Mike you've been there.

Board Member Montesano stated you and I, Harry.

Mr. Nichols stated Mike has been around for so long, he inspected the arc didn't he.

Board Member Montesano stated and you were one of the animals going on.

Chairman Rogan stated you had two brownie points but you just lost them. You are back a cool even right now.

Board Member Montesano stated keep mumbling Harry, I am sure we will come up with something.

Mr. Nichols stated we love you Mike.

Chairman Rogan stated Charlie brings up a good question Rich, we are going to walk this, is anything marked here or is it going to be so obvious that, it is such a total use of the area that.

Board Member DiSalvo stated it is to the left when you pull in the main road, that whole field there.

Mr. Nichols stated yeah, that is.

Rich Williams stated the storm water ponds are on the right.

Mr. Nichols stated the existing pond.

Rich Williams stated the proposed development is on the left.

Board Member DiSalvo stated left.

Mr. Nichols stated this (unable to hear).

Ted Kozlowski stated Harry, is your wetland flagging still up.

Mr. Nichols stated I don't know, we will check into it and find out and we will have a reputable person put them back.

Rich Williams stated being as you flagged it originally, I guess you can flag it again.

Mr. Nichols stated obviously with the training I have received from Ted, I will do my best.

Rich Williams stated I am sure you will.

Chairman Rogan stated you guys are having a ball, aren't you.

Board Member Montesano stated I like a good laugh on a Thursday night, I'm glad you are back Harry.

Mr. Nichols stated its nice to be back. So I mean, if I can answer any questions I will and I think we all know what we have to do.

Chairman Rogan stated it looks like there is.

Ted Kozlowski stated Harry just, can I please, I am just curious as to why on the detention basins, it looks like you have a lot of room here and by just skewing it up the road a little bit, you are completely out of the buffer, why are you even mucking around in the buffer.

Mr. Nichols stated well.

Ted Kozlowski stated this right here, the elevations seem to work and just move it up the stream.

Mr. Nichols stated there is another consultant involved with design of the storm water management.

Ted Kozlowski stated who.

Mr. Nichols stated Insite Engineering is involved with the project also. So they will address those comments on the storm water management and the pond design.

Ted Kozlowski stated it just looks like an easy way out staying in the buffer there.

Mr. Nichols stated sure.

Chairman Rogan stated so maybe for the next time we discuss this we should have both, you and someone from Insite.

Mr. Nichols stated yes.

Chairman Rogan stated that makes sense. So you are specific to the construction of the roadway and the housing sites.

Mr. Nichols stated yeah, everything except the design of the storm water management.

Chairman Rogan stated I just want to see the property and get a feel for it and see what kind of cluster this is going to be.

Mr. Nichols stated and certainly I think, well.

Board Member DiSalvo stated are we talking fire prevention yet or no.

Chairman Rogan stated we should be.

Rich Williams stated we are now.

Chairman Rogan stated very good, thank you.

Mr. Nichols stated has an ordinance been adopted by the Town yet.

Chairman Rogan stated it was.

Rich Williams nodded his head no.

Mr. Nichols stated okay, no.

Chairman Rogan stated by the Town, come on, I was being optimistic

Board Member Montesano stated they are thinking about it.

Rich Williams stated there is no new ordinance, there is still an ordinance on the books, a Zoning law on the books which requires during subdivision and site plan reviews for the Planning Board to look at fire protection. Essentially what has happened though is that there has been a meeting of the minds with all people involved including the fire inspector and myself and the Planning Board and the Town Board about how we are going to address this, not this particular subdivision but just fire protection in general.

Mr. Nichols stated okay, are there any guidelines written and handed out in that regard.

Rich Williams stated other then do it.

Mr. Nichols stated well no, do you have an idea what guidelines you are looking towards.

Rich Williams stated we are evaluating subdivisions on a case by case basis, based on the proximity to other sources of water, based on the density, based on the road design. So there isn't going to be every ten lots requires ten thousand gallons, there are not going to be guidelines like that.

Chairman Rogan stated this is pretty close to Paddock View.

Board Member DiSalvo stated across the street.

Rich Williams stated yeah.

Chairman Rogan stated we are having a twenty thousand put in or a ten, a twenty thousand, so that will help out.

Board Member Montesano stated and they have the streams.

Rich Williams stated and again all I can say is that Gene did reference in his memo there was a previous review by our Fire Inspector who suggested that thirty thousand gallons be put on the site.

Board Member DiSalvo stated the houses that are currently in, they all their own individual septic and wells.

Mr. Nichols stated no.

Rich Williams stated everything is community septic and community wells.

Chairman Rogan stated there must be a very large system.

Board Member DiSalvo stated I've never been there.

Mr. Nichols stated the existing septic is back here.

Board Member DiSalvo stated and is that going to be the new (unable to hear).

Mr. Nichols stated the new septic will be over here, this is a different design all together, this was based on galleys, this has been functioning for, I don't know how long that has been, twenty years, fifteen years.

Board Member Montesano stated like fifteen.

Rich Williams stated seventeen.

Mr. Nichols stated seventeen and the water supply is, where are we here.

Board Member Montesano stated down, down.

Rich Williams stated up, up.

Mr. Nichols stated I can't even see it up here. I didn't even see it there, I need my glasses.

Rich Williams stated it's not on there.

Mr. Nichols stated I didn't think so, oh here it is, here we go.

Board Member DiSalvo stated and that is a few wells over there.

Mr. Nichols stated there are, two wells I know of and I believe that is all there was and this is designed to serve the whole complex, we are maintaining the same number of units as previously was considered back in the eighties.

Mr. Ron Taylor stated can I ask how many units that is.

Mr. Nichols stated lets see.

Rich Williams stated the total number of units was 41, this current proposal is 24.

Board Member DiSalvo stated 24.

Mr. Nichols stated yes, okay.

Board Member DiSalvo stated and you feel that the wells that are there now will be sufficient.

Mr. Nichols stated yes, you design the system with the highest yielding well out of service and at that time it was based on that same design for both Phase I and Phase II and at that time it was not going to be phased when I first came in here. Any other question I can answer.

Chairman Rogan stated since the gentleman asked, we are going to have to have the conversation is this an area that we are tied into the Paddock View Estate area for historical significance, we should at least start talking about this early on.

Board Member DiSalvo stated any history of the property at all.

Rich Williams stated I would have to go back and research with the original subdivision what was done as far as archeological resources on the site.

Board Member Montesano stated I don't think there was anything done on it because I don't think it was part of the.

Rich Williams stated way back when, Knollbrook, you remember Knollbrook.

Board Member Montesano stated yeah.

Rich Williams stated (unable to hear) was done back then. Knollbrook was back in the seventies.

Board Member Montesano stated yeah well.

Rich Williams stated development of this site started back in the seventies and went through about three or four iterations.

Board Member Cook stated the fellow is here from the Historical Society.

Chairman Rogan stated yes, the gentleman is here from the Historical Society.

Board Member DiSalvo stated is there any area designated for recreational use in this complex.

Mr. Nichols stated well there are some open areas, there are no specific.

Board Member DiSalvo stated like community recreation center.

Mr. Nichols stated no, swimming pool, a rec [recreation] area, no.

Board Member Montesano stated originally would be open areas would be use recreation for the people that live there.

Mr. Nichols stated yes.

Board Member Montesano stated that was the whole concept at one time.

Mr. Nichols stated it was clustered to preserve open areas.

Board Member DiSalvo stated and that is a Town Road, Rich, currently there now.

Rich Williams stated no.

Mr. Nichols stated no.

Rich Williams stated there is an offer of dedication on Sonnet Lane, Merle Lane is slated to be private.

Board Member DiSalvo stated right now those people who live in those house now have to bring their garbage down to the road and get their mail on 292 [Route].

Board Member Montesano stated (unable to hear, not using microphone).

Rich Williams stated that I don't know.

Chairman Rogan stated we will probably have to check when we are out there.

Board Member Montesano stated Harry you've (unable to hear).

Chairman Rogan stated anything else. Are we going to be okay for Saturday without things being staked.

Rich Williams stated I mean, the road cut is there, some of the drainage basins are already there, we can use those to locate some of the other features.

Board Member DiSalvo stated see anything wrong.

Mr. Nichols stated the area was stripped back in the eighties and the growth on there now is pretty scrubby.

Board Member DiSalvo stated so we won't be falling in an open holes or anything.

Mr. Nichols stated no.

Chairman Rogan stated we can guarantee that, okay thanks Harry.

Mr. Nichols stated thank you.

Board Member DiSalvo stated (unable to hear, not using microphone).

Board Member Montesano stated (unable to hear, not using microphone).

6) CINGULAR WIRELESS/MALDUNN SITE – Continued Review

Mr. Neil Alexander from Cuddy & Feder and Mr. Naish Artaiz of URS Corporation, were present to represent the application.

Chairman Rogan stated Cingular Wireless the Maldunn Site.

Mr. Alexander stated while we are grabbing a board, I will introduce myself, I am Neil Alexander I am part of the law firm of Cuddy & Feder.

Chairman Rogan stated what is your first name.

Mr. Alexander stated Neil, Neil Alexander, behind me to my left assisting me is Naish Artaiz, he is an architect with URS Corporation, he is just grabbing some boards.

Chairman Rogan stated okay.

Mr. Alexander stated by way of background we were in front of you in December of '06 at which time you referred the application for use and area variance to the Zoning Board of Appeals. We have obtained a use variance and an area variances as well as an uncoordinated negative declaration under SEQR. What the project is at this point, it's a little bit different then what you saw originally as a result of the back and forth with the Zoning Board. When we first came in.

Chairman Rogan stated why don't you just take it out.

Mr. Alexander stated I was trying to make it taller, thank you for your understanding. The Maldunn property I know that you saw it in our lot line/re-subdivision/subdivision for the rear property, that is in the sort of lower part here, it shows you how the approximately ten plus acres I think it was, was cut off and transferred to Camp RE and that I believe reached filed map stage in April. On behalf on Cingular when you saw the plan originally in December of '06, there was a proposal to put in an equipment compound in this area here with an approximately 130 foot tall monopole, after working with the Zoning Board of Appeals and Town staff, it was suggested and agreed and the approvals were obtained to move the compound to this area, it is the same size compound 65 x 40 feet. What also happened was there was a lot time was spent understanding the hole between Noletti Bakery and Brewster Business Park because that is where the two other facilities that Cingular, now AT & T has and we are trying to connect coverage between those two facilities. We had looked at Fryer properties originally, we had looked, we were pushed around at many different heights Brown Mountain, thank you. Then we looked at and considered the two locations on this site and then what started happening as well was different heights on the subject property because as you know you don't have a specific wireless ordinance, so we needed an area variance as to height, 35 feet being the limit. When the Zoning Board came out looking at the use and variance was that they thought that future co-location was very important and also that internal mounting of the antennas was very important and what that does it limits your ability to put all your antennas at one height, so what was finally approved in June of this year was a 150 tall monopole, Cingular's antennas will be at 150 and 140 feet, there will be co-location slots at 130, 120, 110, 100 would be the design. Essentially it was anticipated that all the carriers in the marketplace could use this at some future date and part of what factored in there was also that the ADT for route, that is the segment of Route 22 according to DOT's website was over 15,000 trips on a daily basis so the feeling was not only from a coverage but also a capacity in the future you are going to have a lot of users particularly as data becomes more prevalent, you have a blackberry type of device, or some kind of e-

mail based device, I pod is what I should be pushing right now, being as it is AT&T's product and they are trying to get to one million sold by the end of the year and it is only on AT&T and in any event commercial aside.

Chairman Rogan stated you are a like commercial.

Mr. Alexander stated what we did design right now, initially out of the gate with the 65 x 40 foot compound is that AT&T's equipment can fit and then there is room for three other carries equipment, anybody else after that you would have to do some kind of an addition which would come back to you. We are using all the existing ingress and egress except for a little kick out here for the compound and for access and that is essentially the nature of the application and its history.

Board Member DiSalvo stated I think when we were out there with the Zoning Board we were kind of favoring the location that they decided on, the other location on the side there were concerns about the trees, the property next door, what use that would eventually become and the visibility on Route 22 and of course the valley there.

Chairman Rogan stated are you saying that they just had to come around to our way of thinking, okay, got it.

Board Member DiSalvo stated don't give the Zoning Board all the credit.

Mr. Alexander stated I should have been more diplomatic.

Chairman Rogan stated yeah.

Mr. Alexander stated we have couple more boards if you want to see them, they go into more detail, I don't know if you want to go to staff first or where you want to go next.

Chairman Rogan stated what we were talking about at the work session and what we talked about after we did our site walk really, other then this location was the site as south, there were a lot of things going on out there and the site has a history that I am not all that familiar with this but a lot of things that are not on the site plan that are out there not that we are looking for a full blown analysis of everything going on. I think that we want to codify what is on the site and do that through this process so that we have a site plan because in essence you are here for a site plan and we are looking to have a site plan where we are not just addressing segmenting the process and addressing part of the site and saying yes we approve this and we have other things out there that aren't even shown.

Mr. Alexander stated since we are just a subtenant.

Chairman Rogan stated sure.

Mr. Alexander stated we will obviously go back to the landlord with that issue and we are not aware of it. We only went out there and looked at the part for us to act as a subtenant, we weren't even aware that there was a discrepancy that exists and we can work with staff and the landlord on that issue. What are you looking to sort of nail down, we obviously partial here and partial survey here, the core we haven't done anything.

Chairman Rogan stated building out there, we had an area out there to be honest when we were on site, they were taking barrels and crushing them and there were all kinds of activities on site that we aren't really aware of.

Board Member DiSalvo stated (unable to hear).

Chairman Rogan stated directly behind your proposed site.

Mr. Alexander stated oh okay, so going back in here.

Chairman Rogan stated no far away and I think if you can work with the owner of the site to come, you are already putting the effort in for your site, we can co-join the two and end up with a full site plan for this address and codifies what is out there and then we are serving everyone's interest. We would be happy because we are going to have everything on paper and the owner will have a site plan, there might be buildings out there that they aren't using, maybe its' better to just demolish them but I think that is part of what we are concerned [about]. We saw a lot things going on out there that were questionable I guess and so I think that we would like to work towards and I am not saying that it should not be as laborious a process as starting from scratch, you've done some work out there so, and also I understand that you are just looking to be a tenant on this property but you are the one in front of us right now.

Mr. Alexander stated understood, I obviously have to go back to.

Chairman Rogan stated you can bring that message back and maybe bring them in with you or have them contact Rich.

Mr. Alexander stated I think I mean, the only thing I can say right now is I have to get a sense of what is in the file, what has previously been approved, what is legally non-conforming because it pre-dated zoning and help the landlord with that and see if the landlord wants our help or want their council, there is obviously process and it sounds like you are fully cognizant of that and we are not against that and we are willing to work forward.

Chairman Rogan stated do you want to.

Rich Williams stated you can look at the file next week when you come in, because I know you are coming, you don't know that yet.

Mr. Alexander stated okay, I actually Rich, believe it or not this is sort of a hologram because I am supposed be on vacation, last week, this week and next week, I am a hologram pretty much right now.

Chairman Rogan stated I want to buy one of those, does AT&T sell those, I'll buy one I've like to send one to the office.

Mr. Alexander stated there are only so many clients.

Chairman Rogan stated specific to this application, I know that we are a little bit tied up right now with this application with some legal proceedings, having said that, it doesn't mean that we can't continue our process and get you to the point so that when that is resolved we can.

Mr. Alexander stated on that issue, I don't want to mix anything, is anyone from Camp RE here. Okay, I just want the record to be clear that no one from Camp RE is here this evening.

Chairman Rogan stated okay.

Mr. Alexander stated thanks.

Chairman Rogan stated okay, fair enough. Rich do you or Gene have any issues you would like to talk specific to this application tonight, no, we are doing pretty good on this.

Gene Richards stated I haven't reviewed it.

Rich Williams stated I think we are pretty well squared away.

Board Member DiSalvo stated what was the result from the balloon test when we were there that day, I know that you and Dave drove around, was there any visibility of the pole from any direction or.

Rich Williams stated they did submit aerial photos and I think that the Planning Board got copied on it. From the Windsor Wood/Deerwood Subdivision, they were fairly visible, I could pick them out a little bit from the Big Elm Subdivision, drove around Putnam Lake and White Hawk Trail and Little Pond Road like crazy and you couldn't see them anywhere.

Board Member DiSalvo stated then you really had to look for it to see it then.

Rich Williams stated and again I go back to, I think that the ZBA did a great job in looking at the visual aspects and going with a single monopole with no exterior antennas I think that everybody is going to be happy with the way this turns out.

Mr. Alexander stated we will work with the landlord, I think if I may, while we would love to be on the next agenda as well I think, it is either my hologram, it sounds like we'll be coming in shortly and we would like to work with staff on that issue and work a little bit on that coordination because it may require some finesse.

Chairman Rogan stated sure, that sounds great.

Board Member Cook stated there is also a November 30, 2006 memo, probably in your files.

Mr. Alexander stated yes.

Board Member Cook stated that while you are in working with these guys you can address.

Mr. Alexander stated we'll go back to that one as well.

Chairman Rogan stated thank you for your time, enjoy your vacation.

Mr. Alexander stated thank you very much.

7) 17 COUCH ROAD – Final Subdivision Plat

Mr. Joseph Buschynski of Bibbo Associates and Mr. Tom Frasca were present.

Chairman Rogan stated Couch Road.

The Secretary stated good timing.

Chairman Rogan stated just flipping the tape, are you all set.

The Secretary stated yes.

Chairman Rogan stated good evening Joe.

Mr. Buschynski stated hi.

Chairman Rogan stated how are you.

Mr. Buschynski stated good.

Chairman Rogan stated we are getting close, huh.

Mr. Buschynski stated we are closer.

Chairman Rogan stated Rich said we need some construction plans, I'm sorry.

Mr. Buschynski stated yes the construction plans have been under revision in accordance with the most recent comments from the Town Planner and we are hoping to resubmit a package next week.

Chairman Rogan stated great, we were flipping talking about the idea for the public hearing for this and normally I think in this kind of situation we would say, lets' just wait because nothing has changed but the one exception in this case. I have said this before I am very disheartened that the storm water did what it did to this project because I was really disappointed and not that it isn't going to be a beautiful project but we had intentions of it being that much nicer. One of the main concerns that the public brought was the streetscape and the way this subdivision will look given the road and the look of that character of that area and I think just on that issue alone, we are going to do another public hearing on this.

Mr. Buschynski stated and we understand.

Chairman Rogan stated this way we have covered ourselves, we give people a chance.

Board Member Montesano stated one question.

Chairman Rogan stated yeah.

Board Member Montesano stated since we had no control over how this was being done, we were directed to do it and I guess we have to do it.

Chairman Rogan stated and we are the lead agent.

Board Member DiSalvo stated and we have to (unable to hear).

Board Member Montesano stated but even if we have another public hearing on it what are we going to gain since we have no recourse.

Chairman Rogan stated we do have recourse. If you want to talk of an extreme scenario, the extreme scenario is, again, extreme, the public comes out and says what are you crazy, this is not, for the character of this thing, we would have to take a hard look at that and say what can we do to reduce the storm water on this, I think that we have done the best that we can but I think that you have to keep people well informed and let them know how the project has changed. If the storm water came back in the same size and weren't talking about clearing the whole frontage of this, of the five lots.

Board Member Montesano stated can we tell the City of New York that we want it changed and will they listen to us.

Chairman Rogan stated that we want the storm water ponds reduced, I would love that.

Board Member DiSalvo stated but that would be tremendous (unable to hear).

Chairman Rogan stated but what it means is based on their design it means changing the project, reduced impervious, and reduced whatever. That doesn't seem like it is possible.

Board Member DiSalvo stated can they present the previous plan at the public hearing too, so in case we do have a turn out of people that.

Chairman Rogan stated just show limits of disturbance, you know.

Board Member DiSalvo stated this is what DEP required and we are not getting the blame for it, we didn't design that project in the beginning like that.

Mr. Buschynski stated actually the current State criteria are just about equal in terms of requirements which because of our sloped condition to achieve volumes in the ponds for both agencies, City and State, the effect is a lot of excavation so its, here from both agencies.

Chairman Rogan stated part of this process that I want to avoid that I feel a little bit guilty about is, did we look at a project and look at impacts and not look at them reasonably and maybe you guys might have known all along that you know what, this is clearly going to get expanded, as soon as DEP takes a look at this they are going to say, what are they crazy, we need to make these ponds bigger. I would hope that that is not that case and that we reviewed a project that we all felt comfortable, this is what we are going to approve and by layout we haven't changed, its really only limits of disturbance and visual streetscape when you drive down, you know we really wanted to try and keep that conservation buffer and I know you did as well and so you can imagine our frustration. I am very frustrated with this project only on that note but that is the hand that was given to us and so I think all we need to do it tie up the loose ends with our construction plans, have a public hearing and finish the process and I also don't foresee anything other then that but I also don't see anybody faulting us for having the public hearing so that they can see what has changed on this and the reasoning behind it and I think it is a win, win for everyone then. Does anyone have anything else?

Board Member Cook stated I agree.

Mr. Buschynski stated one of the comments pertaining to, I think it was in '05, the request for waivers of certain items required to be shown on the preliminary plat such as significant trees, rock out crops, I am fairly certain that it was October of '05 that the Board moved to waive those items and my records don't show that other then it was October '05 when it was discussed.

Chairman Rogan stated can we pull the minutes.

Rich Williams stated we can check the minutes.

Chairman Rogan stated can you please pull the October minutes.

The Secretary stated okay.

Mr. Buschynski stated October 6th.

Chairman Rogan stated okay, thank you. I have nothing else. I think that they need to do a little work on this, we are almost there.

8) POWE SUBDIVISION – Amended Application and EAF

No one appeared to represent the application.

Chairman Rogan stated is anyone here for Powe Subdivision. We just had an amended application and Environmental Assessment Form on this.

Rich Williams stated correct.

Chairman Rogan stated okay and the amended application is specific to, did they decide to change layout on this or anything.

Rich Williams stated no the layout did not change.

Chairman Rogan stated good evening. Okay.

9) WIRELESS EDGE TELECOMMUNICATIONS TOWER – Initial Application

Mr. Tom McHugh and Mr. John Arthur, principles of Wireless Edge.

Chairman Rogan stated Wireless Communications, anyone here for Wireless Edge Communications.

Board Member DiSalvo stated there was a gentleman outside.

Chairman Rogan stated they are probably here. Okay, moving along to other business. Its unfortunate that we don't have any other say on that.

Mr. McHugh stated I apologize for that folks. My name is Tom McCue, I am one of the principles of the Wireless Edge Westchester Group, with me tonight is John Arthur, he is a principle as well. Given that is our first appearance, I wanted to introduce ourselves briefly, tell you a little bit about our business, obviously you've got our application and we did receive a letter of comments this afternoon so we have some work to do and we will be responding to that.

Chairman Rogan stated okay, thank you.

Mr. McHugh stated in terms of our business we are a private tower development company, we specialize in developing multiple carrier sites in one location, excuse me, in this instance it is a similar project, I don't want to drag you through too many details of the application but we call it a stealth monopole and from what I heard from Cingular earlier this evening, it is a similar design to what was finally approved by the ZBA for that site. What we call the stealth monopole, has some characteristics of the classic monopole and also some characteristics of a flag pole, the main one that the antennas are concealed on the interior of the pole itself, so we are proposing site

plan approval for the pole, as well as related ground compound. The size of the compound that we are proposing is roughly 2,900 square feet, by happen stance the parcel that the project is on is roughly 50 acres, it is owned by the PLCC, Putnam Lake Community Council, and what that is, is a very narrow parcel that kind of wraps around the coast of the lake. In selecting the location we worked closely with the PLCC and this was the location that was recommended to us and we have acquired lease right with the PLCC to develop the project. In terms of the need, we have identified a need for coverage in the area, we have also worked closely with several wireless carriers, one of whom has signed a lease with us to occupy the tower if and when we get final approvals and construct it and we are in final negotiations with another wireless carrier. We have proposed the stealth monopoles to try to be sensitive to the aesthetics of the area, you will see in the application there we have provided a balloon test with the results, as well as a visibility study. John Arthur this evening will go through some of the site details of the design as well as some of the details on the visibility study, so what I would like to do it turn it over to John and we will walk you through some of the details, thank you.

Chairman Rogan stated good evening.

Mr. Arthur stated good evening, my name is John Arthur with Wireless Edge, I am a professional engineer in New York and one of the principles in the company and what I thought I would do is take you through the site layout of the design of the structure and then I am going to talk a little bit about the visibility that we looked at and the really just leave it up to you for questions about the project. The site is located right behind the existing boat house, it is a short blue building that is approximately 40 feet by 40 feet, it is about five feet or so high on the edge closest to our compound and then maybe seven or eight feet as you get closer to that water. The access to the site is through an existing access road which currently used to bring boats in and out of the property. What you will notice is that our compound is kind of a funny shape, as Tom mentioned it is about 2,900 square feet, what we have tried to do is work around all the existing major trees, so any tree that is larger then six or maybe even ten inches, we felt that we wanted to keep and that is why we have kind of cut these areas in like this while at the same time what we are trying to do is accommodate six sets of equipment for wireless carriers. What we have done is we have designated the areas that are closest to the boat house and also closest to the water to be used with equipment cabinets and a non-penetrating design, so that there will be no permeable surface that we are going to create here, the compound it self is going to be stone and these will be equipment pads that will just sit on the stone, the cabinets will sit on that, those can be moved later on and rain can go right through those. The areas that would be permanent foundation would be outside of that area and this is a shelter area that we designated for Verizon and that would require a regular foundation, like wise the pole itself would require a foundation, it is approximately eight feet in diameter that is actually the only area that was inside of our radius. Utilities, there is an existing utility pole by the road and that is where a transformer would be located and there is currently an overhead line that goes through the woods to a pole and that is where they get the power for the boat house and there are also telephone lines there and they go underground, we are not sure why but we would follow that same route and plan is to remove the existing utility pole and run everything underground and we think that that would be overall nicer for the area, also by having an overhead wire, it is not really great for servicing the pole because we would have to reach over the wire. We do have a twelve foot wide gate going into the compound and the main reason for that is so that we can bring a vehicle in like a man lift and access the pole, the pole has no means of climbing, it is a smooth surface, so you have to have a crane or a man lift to access the equipment. Over in the corner of the compound we have grouped all of the utilities, the plan is to take the existing meter for the boat house and combine it with our meter location and then run a conduit over to the boat house and the telephone would come in at the same location. Now the pole itself, as Tom mentioned, is a stealth pole, it is very similar to the flag pole design if you have seen those, we have designed this to hold six carriers, each section is twelve feet long and the reason is that, traditional designs have been ten feet and we have found with the new technology equipment, the larger antennas, the carriers are just pushing against the maximum space, so we increased the space a little bit to accommodate the new technology, so each of these are twelve feet long, it accommodates about two antennas per sector, or six antennas per wireless carrier and then all the cables go down through the middle to the equipment compound. Now the pole itself we've selected a dark brown to paint it, I

would like to talk a little bit about the actual color which we have used on other poles, this is a sample of the color, it is called Turkish coffee and we found that it blends very well with trees, it is usually not visible at night, and also in direct sunlight it gives a little bit of reflection so it actually lightens up depending on how you see it.

Board Member DiSalvo stated so is the circumference of the pole the same from the bottom to the top or does it narrow out at the top or.

Mr. Arthur stated it does get narrower at the top, so at the top it is going to be about thirty inches and by the time you get back down to the bottom it would be more like fifty inches, whereas, the fiberglass section of the pole where the antennas are, remains fairly constant but it does get a little bigger because each cylinder kind of goes into the next one so that they can slide the cylinders up and down for access, so it is only increasing an inch or so, every different level. I have some photographs of a similar pole that we've recently completed, this is actually in Staten Island and this pole is actually 145 feet, the one that we are proposing for this project is 130 feet and this particular project is in a historic property, it was also a natural area and so we did a lot of work on color selection and placement, it looks like it is actually brown in this photo but it is really light gray, this is kind of a trick with the light and as you can see in this photo, this is more of the natural color of the pole, it is a light gray. We felt that for this project the darker color would blend better and if you look at the site from views across the lake you are really looking at it in context with the trees and the hills in the background, so a lighter pole would stand out and that is why we went with the darker color. In this case there was really no back drop to work with here. What we did to assess the visibility was we flew a red balloon, it was a four foot diameter balloon, so it is a little bit bigger than the actual pole and we went out on a day that it wasn't really too windy so the balloon wasn't really drifting that much and we drove around, first of all when we set up the balloon we also set up banners or streamers so that we can assess how high it would be seen above any particular tree level and we really drove all these areas and what we found was that the only visibility was from directly around the lake and of course if you were on the lake you would see it as well but all these residential neighborhoods, there really is not visibility of the pole. The areas that are in purple are areas where you would see through the trees to see the pole and we did it in the spring so the foliage was very, very light and you really had to know what you were looking for and the fact that it is red, we were able to see it, when you get around to this part of the lake on the west side, you can't see the site at all because this area blocks the view and as you get back around here to the other side you can then see it, looking from the road and I've got some shots in our presentation of that and I think I brought a few key shots with me as well and when these areas in red, again you are looking at it with the hills in the background and from an extreme distance, this is over a mile away, so it is really a pinpoint and we are looking at it and doing our simulations where zooming in with a 400 millimeter lens and it would be a lot less noticeable with the naked eye. The areas that are indicated in black are areas where because of the angle, you would actually see the pole above the tree line because there is a hill over here and as you go around you kind of lose that hill a little bit in your back drop and you see about ten feet the pole or about ten percent or so and again when you get back closer to the site you are looking at the site through trees.

Board Member DiSalvo stated and then you can probably see it from a boat from the middle of the lake.

Mr. Arthur stated you would see it from a boat, anywhere that is kind of in this line right here, you would see it, this side you wouldn't see it. I brought this photo to kind of indicate kind of why it is difficult to see because around the entire lake, there is a good size buffer of natural trees and the homes are located on the other side of the street, so they are really looking through this thick layer and you really can't see it, in fact a lot of cases it was too thick for us to even walk through to the lake and from the road you couldn't see it, this by the way, this is the boat house and our site would be kind of somewhere off to the side here. We prepared two photo simulations and the simulation of the tower was actually based on an actual tower, it was based on the tower I showed you before and this is from location seven which is this area over here and all three of these areas would look approximately the same. As you can see, this is what you see with the naked eye right here and I am also kind of standing in an area where you can get to because there is a boat parked here so people can kind of get to that point to launch

boats and you can't see it really at all and this is a basically a 4 times zoom of what it would look like in context with the back drop. This view represents the worst case view from the area, this is Jackson Beach, so this is an area where you can actually come off the road and get to the water side and this is what the view would like with the natural eye, so it does stick up, I think that it about 13 percent that it sticks above the view line.

Chairman Rogan stated I can see why you want it the darker color though because the bottom 80 percent, you almost can't pick it out with the trees.

Mr. Arthur stated exactly and if it was light, it would be like a white stripe.

Chairman Rogan stated it if was gray or white you could pick it right out.

Board Member DiSalvo stated now you've shown us what it would look with the pole there, what about the buildings on the bottom, how visible would they be.

Mr. Arthur stated well, they would not be visible anywhere except if you were driving right in toward the site. If you are coming from Lake Shore Drive, there is a bit of a dip there and that dip actual works to our advantage it goes down about five or six feet and the equipment would be there but you would have about a fifty foot or so buffer from the road to the site. Not until you are actually kind of at the entrance to the site where you would see there is a chain link fence and the equipment beyond that. I mean you can see that this is a blue boat house, this is fairly bright blue, so you can see that so it actually helped us pick out where to look. And all the equipment is generally painted a fairly neutral color, it is either a dark grey cabinet or the shelter would be like a khaki or stone type finish, aggregate finish.

Chairman Rogan stated Rich the major issues that they have to start working on right now, we have property line issues, high water mark issues, wetland issues, that you have communicated through your memo to them so that they know what they are looking at because we want to make sure that this plan is buttoned up fairly tight before we send you over to ZBA.

Mr. Arthur stated yup and we did take a look through that this afternoon and it looks like it is a bit of work for the architects and surveyors to lay things out the way you guys want to see it, it is not a problem. A couple things we need to work with you on as far as questions.

Chairman Rogan stated great.

Mr. Arthur stated like the fence for example, you raised that the requirement was six feet, we proposed eight, we really prefer eight for security purposes and so that is something that I would like to talk further about and I don't know if we want to do that off line.

Chairman Rogan stated that would just be another thing for ZBA.

Rich Williams stated if you are going to insist on eight, then it goes to a variance.

Chairman Rogan stated yeah.

Mr. Arthur stated okay, it is just a matter of security and people being able to climb over it, you know you can twist and barb at six feet, you have to knuckle it over so it would be easy to hop.

Chairman Rogan stated you don't want anybody bungee jumping off of this, huh.

Mr. Arthur stated well they really can't climb unless they, they'd have to be pretty good to climb it.

Chairman Rogan stated don't put that challenge out there.

Mr. Arthur stated we generally don't want that.

Chairman Rogan stated you don't want to say that.

Mr. Arthur stated we don't want people in the compound as a general rule.

Chairman Rogan stated I don't blame you. Does anyone have anything else, anyone from the Board, you guys, Ted. Thank you very much.

Mr. Arthur stated okay, so we will go back and so some homework, thank you.

Chairman Rogan stated thank you.

10) OTHER BUSINESS

a) § 154-18 penalties

Chairman Rogan stated okay, under other business, item 10 a, we talked about wetland penalties at the work session, I think, you weren't here for that were you.

Ted Kozlowski stated I was away.

Chairman Rogan stated make sure that you check the minutes on that, we had pretty good discussion on it.

Board Member Montesano stated right, especially since you were away.

b) Maplewood North Subdivision – Southeast Meeting

Chairman Rogan stated Maplewood North Subdivision and the Southeast meeting, they talked about the week of September 10th. Can we come up with a date that would be mutual for everyone that we could, maybe if we could do it Thursday night, since we are used to doing that, do you think that would work for them.

Rich Williams stated their night is Monday.

Chairman Rogan stated Monday, can people come Monday, that would be Monday, September 10th.

Board Member Montesano stated yes.

Board Member DiSalvo stated they have meetings on Mondays, that is an odd night.

Chairman Rogan stated lets find out if we can make that meeting, let's set that up and we'll go and we'll talk to them about that.

Rich Williams stated okay.

c) **Alpine Restaurant**

Mr. Bob Grap and Mr. Joe Squillante were present representing the application.
Chairman Rogan stated Alpine Restaurant, sign application.

Mr. Grap stated this is his restaurant, here Joey.

Chairman Rogan stated come on up.

Board Member DiSalvo stated come on up.

Chairman Rogan stated so you are here for him.

Mr. Grap stated yes I am here for him.

Chairman Rogan stated okay.

Board Member DiSalvo stated (unable to hear).

Chairman Rogan stated for some reason Nick Magliato just lost about 20 years of age and 20 pounds.

Mr. Squillante stated (unable to hear).

Chairman Rogan stated absolutely. How are you.

Mr. Squillante stated 20 years probably, good I'm Joe.

Chairman Rogan stated Joe, how are you. What is your name sir.

Mr. Grap stated Bob Grap. Do you mind if I borrow this.

Chairman Rogan stated yeah, sure, just use the microphone Bob.

Mr. Grap stated do you guys have the copies, I submitted nine copies of the sign.

Chairman Rogan stated we do.

Mr. Grap stated okay so, we actually.

Board Member DiSalvo stated do you want a sample to put up or.

Mr. Grap stated we have two.

Chairman Rogan stated Bob you need to use the microphone, you speak very softly, you can take it out of there if you want.

Mr. Grap stated we have actually two signs proposed but the one we want is the white background. It is not very big so.

Chairman Rogan stated okay, I thought the other one.

Mr. Grap stated I hope you can see it. There are three illuminated boxes, actually four, the bottom two are going to interchangeable, they are all pre-existing non-conforming of course, so is the sign. It is big structural it is sound, we checked the poles, we know that the sign straight up top, that the old neon that used to come out from the inside, which has now been all demoed out, is solid and sound enough to hold our structure, which is going to be like a typical fan faced sign, with LED's, which are little lights that have a ten year exterior life, so we are not looking at this thing really looking bad for ten years, at which time it would most likely need to be replaced entirely only because anything outside after ten years. Water based text enamels that we paint on the foams, this is high density urethane, so it won't be made out of wood. The actual letters, that you see that says Daniel J's, is going to be gold, there is a gold sample and that is going to be the foam which is two inches thick, those then will be placed on the base of aluminum and then back lit, not front lit like you see now which has got neon bulbs that are exposed.

Chairman Rogan stated so that is going to be removed, the front lighting.

Mr. Grap stated yes, the neon is going to be all removed and then the new letters are going to be back lit, so these lights will be mounted on the back of the foam, say this was a stroke of a letter, and then this will be mounted onto the aluminum with standoff mounts and then when it back lights it will look similar to the Lord and Taylor's over on Central Avenue, stuff you see on the side of a mall building versus of course, they are not going to be quite thirty feet like you see on a lot of big malls. This is four foot by ten foot with a one foot border that surrounds it because the actual sign is five feet high by twelve foot wide, that is what we need to fill, the space of the old sign that was there.

Chairman Rogan stated I understand, so that is the upper and then you have three other slots down below.

Mr. Grap stated and of course there are all the.

Chairman Rogan stated four, I'm sorry.

Mr. Grap stated four boxes.

Board Member DiSalvo stated is there going to a designed somewhere with the lights inside.

Mr. Grap stated the top one is going to have black lettering with the white acrylic, latex acrylic and then these are going to have the channels that are there now, that have the interchangeable letters but we are going to replace them and clean them up, they need new boxes of letter, they need new letters.

Chairman Rogan stated how will the upper two signs, the ones that say live entertainment and banquet and catering facilities, how will they be lit.

Mr. Grap stated those are interior lit with fluorescent bulbs.

Chairman Rogan stated so illuminated from within.

Board Member DiSalvo stated so they are going to have them on a timer or anything.

Chairman Rogan stated you have a lot of different lighting.

Mr. Grap stated the interior lit signs here are again they are commonly seen around, they are not the most attractive but we can work with that changing it from a darker background and making the letters light, defusing it a bit, I thought that it look a little too white. I am going with the customers request of making everything background white but when it comes down to the two boxes underneath, we are flexible, we want the white background on the top because we know with the black border that will encapsulate the overall picture of Daniel J's script writing and then the black, that is in the picture will actually be vinyl applied to aluminum, so that is not going to be raised at all, as well as the word restaurant.

Chairman Rogan stated okay.

Mr. Grap stated the light from behind the Daniel's will illuminate the word restaurant, so it really is going to look quite eloquent, in that sense, it is not going to be what you see or fall apart quite.

Chairman Rogan stated I hope you mean elegant.

Mr. Grap stated it will be pleasing to the eye versus a lot of what you see.

Chairman Rogan stated Rich is this truly pre-existing non-conforming or do they have to go to ZBA for the size of these things.

Board Member DiSalvo stated I don't know (unable to hear).

Rich Williams stated it has been up there a very long time, I couldn't venture to guess when it when was put up. I didn't do any historical research and I don't know that I would be able to provide an answer.

Chairman Rogan stated yeah, so we always look to the lawyer just to make sure that we are not creating a problem or continuing a problem that we should at least put to the proper Board and then the ZBA make a determination.

Anthony Molé stated obviously that is, it is the obvious way to go if we don't have answer, a definitive answer on when that sign was put up, you can always ask the ZBA to make a determination.

Mr. Grap stated here is a picture of it, that is just before they (unable to hear).

Chairman Rogan stated oh you mean recently, the last few years.

Mr. Grap stated yeah that is a recent picture, before, as far as the date.

Board Member DiSalvo stated do you have anything from the Chinese restaurant.

Chairman Rogan stated we are talking about back from.

Mr. Grap stated before Ming Hoy it was called the Birch Hill Inn, that is what that sign used to say.

Board Member DiSalvo stated yeah.

Mr. Grap stated the Birch Hill Inn and that was before the.

Board Member Montesano stated yeah.

Chairman Rogan stated so when was that Mike.

Mr. Grap stated thirty-five years.

Board Member DiSalvo stated come on Mike.

Board Member Montesano stated ask the Town Historian there, he's got more time in the house than I do.

Rich Williams stated probably in the sixties.

Mr. Grap stated sixty-five.

Chairman Rogan stated that pre-dates the Zoning.

Rich Williams stated I mean Ming Hoy was in there in seventy-two anyway.

Board Member Montesano stated and then the farm up on the top of the hill.

Board Member DiSalvo stated and they (unable to hear).

Board Member Montesano stated was the farm up on top of the hill at the same time.

Rich Williams stated excuse me.

Board Member DiSalvo stated the game farm.

Board Member Montesano stated the game farm was up on the top when they were doing that.

Mr. Grap stated they advertised on that.

Rich Williams stated yeah probably.

Anthony Molé stated we'll have to look at when the sign ordinance was first put into place and see the best evidence we can get as far as how old that sign is.

Chairman Rogan stated yeah.

Board Member DiSalvo stated what did we do with Alpine.

Chairman Rogan stated they didn't get an approval for it.

Mr. Grap stated it was the Mandarin, it was Jimmy O's, it was the Grand Khan.

Board Member DiSalvo stated none of them were ever.

Chairman Rogan stated no.

Mr. Grap stated I don't know.

Board Member Montesano stated there was a sign up there and all they did was change the name.

Mr. Grap stated that is similar to what we are doing again.

Board Member Montesano stated changing the name.

Board Member DiSalvo stated at least you are coming in.

Chairman Rogan stated what is the gentleman's name, I'm sorry, the new owner.

Mr. Squillante stated Joe Squillante.

Chairman Rogan stated are you Nick's son-in-law.

Mr. Squillante stated yes.

Chairman Rogan stated we worked with your father-in-law for quite a while for the site plan approval for this facility, minus the signs and there is a lot work left that hasn't been completed as part of that site plan approval and we wanted to at least communicate through you to your father-in-law that we are still waiting for the rest of this work to be done and there is a memo that we can leave you a copy of, as of this application there is a lot of unfinished business, things that we and you father-in-law worked very hard on for this site. So we want them buttoned up, I mean that is the whole point of doing it, is to finish the site and we only agreed to entertain this application tonight with the understanding that we were going to discuss some of these things and get some kind of affirmation from you we thought that maybe Nick would be here, that you guys are going to go back and take a look at some of these improvements, you are new owners now I guess of this facility and you know they need to be finished, we don't want to send out the Code Enforcement [Officer] and start issuing violations on things that aren't finished, we want them done.

Mr. Squillante stated okay.

Chairman Rogan stated and none of them are difficult items but cumulatively they add up to a list of items, ten items.

Mr. Squillante stated okay.

Chairman Rogan stated a lot of it is parking related, so we will make sure that you get a copy of it.

Rich Williams stated they do have a copy of it.

Chairman Rogan stated they do have it, okay.

Mr. Grap stated (unable to hear) the one way signs, the do not enter signs, have been installed at the site, things we will cover right away and then the application will be.

Chairman Rogan stated sure, we appreciate that. So now what are we doing with this sign application, it is the same as what was there, I am fine with it, its. Our Secretary liked option number two, I have to say, she thought that the black background at night would just disappear and you just see just the Daniel J's, she's our fashion consultant, our creative consultant.

The Secretary stated sure.

Mr. Grap stated the black border really doesn't come out from behind the Daniel J's as much as the white.

Chairman Rogan stated it doesn't matter to me I am just kidding around but procedurally, we are just making sure that we are covering bases as to, you know, Anthony, I mean can we approve or would we be remiss in doing this without sending them to ZBA.

Anthony Molé stated if you feel that it is old enough that it pre-dates the sign portion of the Zoning Code.

Chairman Rogan stated what year do you figure the sign portion is, you don't even know.

Rich Williams stated I would have to look, I would have to go back and research it.

Chairman Rogan stated as much as I don't like conditional approvals, we could do a conditional approval on the fact of him having to look into, Rich having to look into the date of that and if the date of the sign ordinance is prior to Birch Hill Inn.

Board Member Montesano stated 1965.

Chairman Rogan stated 1960 let's say, whatever that would be, you'll have to go to Zoning.

Board Member Montesano stated I can almost guarantee.

Rich Williams stated or the sign conformed at that time.

Chairman Rogan stated well right yeah because if it didn't conform at that time, then at least the Zoning Board can look at it and say well it's been there for forty years, that is their, we are not that Board and it wouldn't be fair for us to make a determination for them.

Mr. Grap stated but we will be okay if the date does pre-conceive the time that it was built with the sign ordinances that were applicable.

Chairman Rogan stated the intent is if when they built the sign it met the Codes in place at that time, then yes.

Anthony Molé stated you might want to condition it on the other site plans issues being resolved.

Chairman Rogan stated issues being resolved. It is this memo.

Board Member DiSalvo stated are you planning a grand opening or something on this.

Mr. Squillante stated we are trying, after in September, sure.

Chairman Rogan stated yeah.

Board Member Montesano stated well why don't we stick to the sign first.

Board Member DiSalvo stated go ahead Mike.

Chairman Rogan stated Mike, the floor is yours.

Board Member Montesano stated I bought the floor. In the matter of Alpine Restaurant's sign application, Daniel J's with the white background conditioned on the fact that we believe that the sign ordinance would go back to 1960, I say its okay with me and grant it.

Chairman Rogan stated we need to include a SEQR determination on that Mike.

Board Member Montesano stated alright, SEQR determination of a negative declaration, do you want to go through the whole process or.

Chairman Rogan stated no you are doing fine, go ahead.

Board Member Montesano stated alright move that and the application Alpine Restaurant's Daniel J's sign the Planning Board Town of Patterson finds a proposed action being an Unlisted Type I action, will not have a significant impact on the environment, hereby issue a negative declaration of significance.

Board Member DiSalvo seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carries on a vote of 4 to 0.

Chairman Rogan stated so the condition on the sign approval was as Anthony had said that we that the sign was appropriate for the time it was constructed, did I miss, you had something else you said on that.

Anthony Molé stated I just didn't know if the Board wanted also to include as a condition that the other open site plan issues be resolved.

Chairman Rogan stated oh I'm sorry, the memo dated July 26th.

Board Member DiSalvo stated do want that to get all cleared up before he does the sign.

Chairman Rogan stated well no, but I think that.

Board Member DiSalvo stated start the process of.

Board Member Montesano stated well if we put that in, we can't have the sign put up.

Board Member DiSalvo stated addressing the issues.

Board Member Cook stated right.

Board Member DiSalvo stated right.

Chairman Rogan stated these issues are pretty basic though.

Mr. Squillante stated he knows he has to (unable to hear, not using microphone).

Chairman Rogan stated alright.

Mr. Squillante stated (unable to hear, not using microphone).

Chairman Rogan stated do you want to amend your motion to include the conditions of July 26, 2007.

Board Member Cook stated I mean, if they don't clean it up, then they get a visit from the Building Inspector.

Chairman Rogan stated then they haven't finished their site plan.

Board Member Cook stated okay.

Chairman Rogan stated hey Rich.

Rich Williams stated sir.

Chairman Rogan stated can I ask you a question for a minute. Procedurally, if they don't finish the issues that are outstanding on their site plan what would happen.

Rich Williams stated we would pull the bond force them to do it.

Chairman Rogan stated so it is a matter of a bond release.

Rich Williams stated we are holding money to guarantee that they get it done.

Chairman Rogan stated yeah, it would be nice if you could get that money back.

Mr. Squillante stated well its not ours.

Chairman Rogan stated well.

Mr. Squillante stated (unable to hear).

Chairman Rogan stated okay.

Mr. Squillante stated Nick kind of knows the few things that have to be finished now.

Mr. Grap stated some of these have already been taken care of.

Mr. Squillante stated some of the stuff I know John has done.

Mr. Grap stated so we just (unable to hear, too many speaking).

Rich Williams stated I do need to be notified to go out and (unable to hear).

Board Member Montesano stated do you want to put it (unable to hear).

Chairman Rogan stated you don't want it done.

Board Member Montesano stated no, I think if he doesn't do it, we have other meetings that we can nail him.

Board Member DiSalvo stated you are not going to (unable to hear, too many speaking).

Chairman Rogan stated fair enough. Okay, so the Board feels that the procedures are in place to follow through on that and not make it part of this approval. We had vote on that and it was fine.

Board Member Montesano stated yeah.

Mr. Grap stated thank you very much.

Chairman Rogan stated thank you.

Mr. Squillante stated thank you guys.

Board Member DiSalvo stated good luck.

Board Member Montesano stated its when he walks out (unable to hear).

Chairman Rogan stated hey Bill, Bob, tell your mom Shawn from the Health Department said hello, I haven't seen her in awhile.

Mr. Grap stated okay.

Board Member DiSalvo stated (unable to hear).

Chairman Rogan stated yeah they are phenomenal. I never saw two people who have more fun together, they are wonderful people.

d) White Birch Realty

Mr. Pete Montesano was present.

Chairman Rogan stated are we up to White Birch Realty already.

Board Member Montesano stated all six pages.

Chairman Rogan stated White Birch Realty. We did a site walk on this there are a number of items that were modified from the original plan and we talked about resolution to a lot of those issues and I think what we basically decided was that we need to modify the existing site plan to capture those changes, there was some work that needed to done and then we could approve a modified site plan, not a modified.

Rich Williams stated you are looking for an as-built plan showing the parking layout.

Chairman Rogan stated parking layout, the, yeah, because there were some changes made to that turning radius area, the extent of pavement and we talked about some work that needs to be done on the storm water basin with some plantings and some grading and I can't think of anything else.

Board Member DiSalvo stated trees on (unable to hear, not using microphone).

Rich Williams stated a lot of that has already been taken care of actually.

Chairman Rogan stated great.

Rich Williams stated there are a couple of decisions that the Board has to weigh in on.

Chairman Rogan stated thank you.

Rich Williams stated one is there was a change in the lighting scheme of the site, the architectural lights were changed out for pole mounted lights, a couple more added.

Chairman Rogan stated then that is something that should be shown on the as built plan.

Rich Williams stated but you are okay with the change of the lighting.

Chairman Rogan stated anybody.

Board Member DiSalvo stated it looks nice.

Board Member Montesano stated I have no problem with the lighting, what we saw was fine.

Rich Williams stated the other issue was the slats going in the fenced area.

Chairman Rogan stated oh yeah, right, that would be the waiver.

Board Member DiSalvo stated and we decided not to put the slats in.

Board Member Montesano stated we chose not to put them up.

Rich Williams stated okay but we need that in the record.

Chairman Rogan stated as a waiver right.

Board Member Montesano stated right.

Rich Williams stated you can do it as a waiver.

Chairman Rogan stated well what would be the other way of doing, just making it a.

Rich Williams stated making a statement that you are not requiring them to be installed.

Chairman Rogan stated why don't we do it in the form of a motion and just cover it that way.

Board Member Montesano stated alright.

Board Member DiSalvo stated (unable to hear).

Board Member Cook stated (unable to hear).

Chairman Rogan stated White Birch Realty.

Board Member Cook stated are there more items similar to that.

Chairman Rogan stated good question, because we can include them all, but I think that is it.

Rich Williams stated yes, oh yes.

Chairman Rogan stated are there any other items Rich.

Rich Williams stated yes there is one. They put an air conditioning unit.

Mr. Montelone stated it is called a slim jim, it comes in a case so to speak, it comes in a little box that you put on the roof that cools the air.

Rich Williams stated okay.

Chairman Rogan stated allow the installation of a slim jim.

Rich Williams stated there is a note on the plat that says no equipment on the roof.

Chairman Rogan stated in the matter of White Birch Realty, I make a motion that the Planning Board allows the garbage enclosure remain as is and not have the slats that were previously shown on the plan installed and allow the installation of a Mitsubishi slim jim air conditioning unit.

Board Member Montesano stated a/c unit on the roof.

Board Member DiSalvo stated air conditioning unit.

Chairman Rogan stated subject to appropriate and applicable permits that would be required.

Board Member Montesano stated do you want to give the location of the unit.

Board Member DiSalvo stated being installed on the roof.

Chairman Rogan stated where is the unit being installed.

Board Member Montesano stated it is on the roof.

Mr. Montelone stated it is installed on top the roof.

Chairman Rogan stated on top of the roof, so moved. Can I have a second.

Board Member Montesano seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye

Chairman Rogan - aye

The motion carries on a vote of 4 to 0.

Board Member Montesano stated done.

Chairman Rogan stated you came here for this.

Board Member DiSalvo stated and no sfogliatelle.

Chairman Rogan stated of course it is important.

e) Forest View Apartments – Prepare Notes

Mr. Jay Hogan, Mr. John Reilly, and Mr. Harry Nichols were present to represent the application.

Chairman Rogan stated okay, Forest View Apartments. Mr. Hogan, Mr. Nichols, you are on deck.

Mr. Hogan stated I forgot how good the lighting was in here, I had to look at this suit and see if it was clean.

Chairman Rogan stated you are something else.

Mr. Hogan stated now if you come with a dark suit on, you don't have to worry about it.

Board Member Montesano stated you want me to worry about it. Oh there are some pretty spots.

Mr. Hogan stated a funny thing happened today we were supposed to picking a jury at 3 o'clock and I get to the court at 11 o'clock to interview witnesses and the stenographer, the court stenographer fell and broke her hand.

Board Member DiSalvo stated oh boy you don't want to do that.

Chairman Rogan stated oh a stenographer, oh a day off.

Mr. Hogan stated so now is court adjourned for three weeks and I am leaving for North Carolina tomorrow morning, (unable to hear).

Chairman Rogan stated then you aren't missing anything.

Mr. Hogan stated instead of being away, I am on my way.

Chairman Rogan stated hopefully.

Board Member Cook stated the judicial system stops.

Chairman Rogan stated because of the stenographer, don't they have spares.

Mr. Hogan stated they do but we couldn't get a replacement within hours.

Chairman Rogan stated you can't do a tape recorder.

Mr. Hogan stated no, if in fact, you can challenge and we had a Latino defendant, they can challenge the make up of the jury so everything has to be recorded. It is called a Batson Situation.

Chairman Rogan stated so we are here tonight because you want to design a wall after the fact because we don't know what we are dealing with basically.

Mr. Hogan stated the foundation for building number, Harry is it number four.

Mr. Nichols stated number four.

Mr. Hogan stated building number four, the foundation of the building has to be blasted, there is a lot of rock behind it and unless we use like a nitrogen bomb we will be blasting out the foundation and we won't know quite what is left at the end so if we were to engineer it now, we would probably need to change.

Chairman Rogan stated have to engineer it all over again.

Mr. Hogan stated I think that it is going to change and I think it is absolutely going to change.

Board Member Montesano stated Hydrogen.

Mr. Hogan stated Nitrogen, Hydrogen, atomic.

Chairman Rogan stated it is not the engineer on the project, who would that me.

Board Member Montesano stated we are using bamboo, we are going to use a bamboo wall.

Mr. Nichols stated actually the wall was sized based on no rock being present but we know there is rock.

Chairman Rogan stated of course.

Mr. Nichols stated so that is worst case.

Board Member Montesano stated where does this guy rock come from.

Chairman Rogan stated we had Rich come up with a note that should cover everyone in terms of, are you okay with that.

Mr. Hogan stated we are fine, absolutely.

Chairman Rogan stated the only issue and it is not relevant to the wall but relevant to the site, when we first started going out there, there was a great improvement on the site but we have heard, I haven't been out there, that it has really fall by the way side.

Mr. Hogan stated you know, there was a report and I think it was by Mr. Raines, he had a problem with some things that were going on out there. A tenant that was being evicted called in and said there were too many people in apartments and things like that; we have affidavits from every single tenant in there whenever they sign up, that if there are more then four tenants to a unit without our permission, and you pay \$500 dollars a day in fines. We got a lot of different things, the bottom line is that we can't, I have to put in a surveillance system here for the entire project and I don't want to put it in until we are doing the whole thing so that the thing is integrated. So, I think when we have a surveillance system in here, we can keep better track of what is going on, we are in

the process, someone is going over there twice a week now just making sure that the place is cleaned up. What happens is that you have people throw in dumpsters and you will have someone drive in and dump stuff that isn't a tenant and you don't know its there until you show up and its there. The situation that you are talking about is that there was a storm, I guess one of the, what do they call that thing.

Mr. Reilly stated fascia board.

Mr. Hogan stated fascia board had collapsed, and rain was coming in but it was the tenant we were evicting.

Chairman Rogan stated I wasn't speaking of any specific occurrence.

Mr. Hogan stated okay, alright.

Chairman Rogan stated and the older units are also going to renovated as part of this whole project.

Mr. Hogan stated absolutely, we have already started doing the inside, we've got new boilers, we've got new kitchens, most of them, so the idea is until you can get the whole place up and running and get in a surveillance system you can't charge, the rent is going to go up significantly when we are done doing what we are doing.

Chairman Rogan stated yeah.

Board Member DiSalvo stated then you'll have empty apartments.

Chairman Rogan stated from the Board, can I get a motion, you don't have to read the note you just have to refer to the note, you can just make a motion to include that note as part of the site plan.

Board Member Cook stated I make a motion that the Planning Board include the comments in Rich Williams' memo of August 1, 2007 concerning Forest View site plan, the retaining wall.

Chairman Rogan stated that is it.

Board Member Montesano seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carries on a vote of 4 to 0.

Chairman Rogan stated thank you.

Mr. Hogan stated have a great summer.

Chairman Rogan stated you also, thank you.

Mr. Hogan stated thank you very much.

Chairman Rogan stated so there is an opening for a stenographer.

Mr. Hogan stated no, the great thing is that my four daughters are down in the Carolinas with my wife and I wasn't planning on going down because I have all this other stuff going on.

Board Member Montesano stated are you going down there just to bring one of them back to get a job.

f) Ice Pond Road Subdivision – Site Walk Comments

Chairman Rogan stated Ice Pond Road Subdivision.

Mr. Hogan stated thank you so much, appreciate it.

Chairman Rogan stated thank you, have a good evening. Ice Pond Road Subdivision we did a site walk, I was saying to Rich that I still have to go out there again because there is so much of that site that.

Board Member DiSalvo stated don't fall in that well.

Chairman Rogan stated yeah, I want to see the well. Well there is so much of that site that we saw but there is a lot more that I haven't seen.

Board Member Montesano stated yeah.

Chairman Rogan stated and I am not comfortable. Remember this is a subdivision that is equivalent to the size Burdick Farms, what we approved.

Board Member DiSalvo stated we have more challenging terrain.

Chairman Rogan stated yeah, there are some issues, so I think that the Board wants to make sure that they are comfortable with that site and if means going back out as a group or individual or whatever, lets just makes sure that we communicate it to Rich.

Board Member Montesano stated we went out Sunday.

Board Member DiSalvo stated we went out Sunday morning, Mike and I, we saw Rich walking around.

Chairman Rogan stated and make sure anyone that goes out there on their other then Rich from our Board, should put something in writing for the record as to what their observations were, we had decided on that from the last meeting.

Board Member Montesano stated we found the buildings, we found all the stone walls.

Board Member DiSalvo stated we walked up to the first tier you want to say, where the property starts going up hill.

Board Member Montesano stated yeah, twenty-seven, twenty-eight, twenty-nine.

Chairman Rogan stated where the cul-de-sac is on the back of the subdivision, see some of that. You have to see that, you can't see it on paper, where we went into where the cul-de-sac is, you have that dip and then it drops off towards the railroad tracks.

Board Member DiSalvo stated yeah I know.

Chairman Rogan stated you really need to see that to appreciate it.

Board Member Montesano stated can you stop before you go off the edge.

Chairman Rogan stated it is like the great walls on Commerce Drive, you have to really see them in person to appreciate how nice they are, you can't see them on paper.

g) Eurostyle Marble – Utility Services

Chairman Rogan Eurostyle Marble, we talked about the utility service, NYSEG wants to put a pole in rather than go underground because of the rock. Either one of the locations I think the Board was really comfortable with, so we'll leave it for you to decide. Do we have to do that in the form of a motion.

Rich Williams stated you should.

Chairman Rogan stated can I have a motion for Eurostyle Marble to allow the installation of one utility pole.

Board Member Montesano stated yeah.

Rich Williams stated to allow the service to go overhead.

Chairman Rogan stated overhead.

Board Member Montesano stated in the matter of Eurostyle Marble, I make a motion that we allow them to go on pole rather than underground.

Board Member Cook seconded the motion.

Chairman Rogan stated for the distance of one pole only because they are going to go underground from the pole to the building. We had a second.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carries on a vote of 4 to 0.

11) MINUTES

Chairman Rogan stated we have no minutes. Any other items that anyone wants to talk about.

Board Member Montesano stated we have minutes from June 28th work session, if you want to cover them.

Chairman Rogan stated we do.

The Secretary stated you had done them at the last meeting.

Board Member Montesano stated oh thank you, then we don't have any minutes.

Chairman Rogan stated motion to adjourn.

Board Member Cook stated I make a motion to adjourn.

Board Member Montesano stated one second.

Board Member Cook stated I withdraw that motion.

Board Member Montesano stated is the NYPF Conference registration for the.

Chairman Rogan stated Saratoga.

Board Member Montesano stated yeah.

Chairman Rogan stated I want to look into that.

Board Member Montesano stated October 7th to the 9th, I would like to attend that.

Board Member DiSalvo stated are we limited to the number of people that can attend this or.

Chairman Rogan stated we haven't, we can ask.

Rich Williams stated if you attended the Association of Towns.

Board Member DiSalvo stated I didn't.

Board Member Montesano stated yes, I did.

Rich Williams stated I know that the Town Board has talked about a policy for that but I will have to check.

Chairman Rogan stated lets' find out and if Mike you want to go to that and lets see if the Town Board will allow it, maybe they just need to know about it.

Board Member Montesano stated that doesn't limit the rest of you guys.

Board Member DiSalvo stated (unable to hear).

Chairman Rogan stated were talking about going to this in Saratoga, September what the schedule works out to be.

Board Member DiSalvo stated its October.

Board Member Montesano stated October 7th to the 9th.

Board Member Cook stated can I see that thing.

Chairman Rogan stated Charlie had a motion to adjourn, do I have a second.

Board Member DiSalvo seconded the motion.

Chairman Rogan asks for all in favor:

Board Member Cook	-	aye
Board Member DiSalvo	-	aye
Board Member Montesano	-	aye
Chairman Rogan	-	aye

The motion carries on a vote of 4 to 0.

Chairman Rogan stated thank you.

The meeting adjourned at 9:30 p.m.