

TOWN OF PATTERSON
PLANNING BOARD MEETING
August 28, 2008 *Work Session*

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**TOWN OF PATTERSON
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ZONING BOARD OF APPEALS

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PLANNING BOARD

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

**Planning Board
August 28, 2008 Work Session Meeting Minutes**

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

Present were: Chairman Rogan, Board Member Pierro, Board Member Montesano, Board Member DiSalvo, Board Member Cook, Rich Williams, Town Planner and Ted Kozlowski, Town of Patterson Environmental Conservation Inspector.

The meeting began at 7:30 p.m.

Michelle K. Russo was the Secretary and transcribed the following minutes.

Chairman Rogan stated if everybody doesn't object, if we could Mystic Bronze Tanning Salon to number one, since the applicant is present. Is that okay with everyone.

Board Member Pierro stated fine.

Chairman Rogan stated number one, tanning salon, can I have a pen.

Ted Kozlowski stated here.

Board Member Pierro stated here.

Chairman Rogan stated well you guys need a pen also.

Ted Kozlowski stated am I allowed to go through this desk.

Rich Williams stated no, you're not.

Board Member Montesano stated take it, take the, you've got nothing.

Chairman Rogan stated thank you.

Board Member Montesano stated I have more than one.

Chairman Rogan stated okay, ironically I had one in my pocket that was jabbing me.

1) MYSTIC BRONZE TANNING SALON – Sign Application

Ms. Lisa Reda, the applicant was present.

Chairman Rogan stated so, a new tanning salon, where is the location.

Board Member DiSalvo stated next to the nail salon.

Board Member Pierro stated next to Ally Nails.

Chairman Rogan stated A&P.

Rich Williams stated around the corner from Blockbuster.

Chairman Rogan stated and that has every imaginable color in that plaza, we've gone through that with the computer store and, so as long as it meets the.

Board Member DiSalvo stated the Verizon store.

Rich Williams stated this one has all the colors.

Chairman Rogan stated it has all of them, beautiful, well it will tie together the entire plaza, that is not a bad thing.

Ted Kozlowski stated it will match your shirt.

Chairman Rogan stated it's a beautiful sign but I'm actually thinking that the words Mystic Bronze will they be illuminated.

Ms. Reda stated I think that is how she is going to do, yes, its going to be a foam core.

Chairman Rogan stated because that's, okay.

Board Member DiSalvo stated the foam core won't be illuminated.

Ms. Reda stated no, the foam core won't but she wants to do it with the bronze that she is spraying it with, she is actually going to spray inside the store when she comes down and does it.

Board Member DiSalvo stated he is asking if there are going to be lights behind it.

Chairman Rogan stated yeah.

Ms. Reda stated oh, no, no, no.

Chairman Rogan stated it might be shining on it but I mean from within.

Ms. Reda stated (inaudible).

Board Member DiSalvo stated yeah.

Chairman Rogan stated because that looks like that is not going to show up very well when, as a drive, you know when you are in the plaza, I bet you are not going to be able to read that.

Rich Williams stated understand also, it's a very small sign she's talking one by two.

Chairman Rogan stated one by two.

Ms. Reda stated well no, she's going to do it, I guess, I talked to her yesterday and she is going to try because I looked from the outside, me and my dad, and we said its going to be way too small. So we want to try make it the width of the window, I think its four feet when we measured it.

Chairman Rogan stated what are they allowed for the, sorry.

Ms. Reda stated just the width but not the.

Rich Williams stated four feet by one foot or.

Ms. Reda stated yeah.

Chairman Rogan stated so four square feet.

Rich Williams stated I don't know, I mean that's proportionally its not, its going to make the letters very long and skinny.

Chairman Rogan stated well that is the three to one, that picture right there is about a three to one dimension, one high by three horizontal.

Rich Williams stated right.

Chairman Rogan stated so if they stay within that and do sixteen inches high by four feet long that would keep the same proportions as that. You know, give or take, don't you think.

Board Member DiSalvo stated (inaudible).

Rich Williams stated yeah.

Chairman Rogan stated and what would they be allowed for square footage on that particular store.

Rich Williams stated twenty-four square feet.

Chairman Rogan stated bottom line is they can do that and still have room to spare. So why don't you see if you can work with the proportions so that its something that would meet the four foot window and be visible because obviously you want to advertise the business. To me, that is not going to be too visible but if its what you want, then time will tell.

Rich Williams stated so then.

Chairman Rogan stated you don't see a problem with the way that is drawn up. It's a beautiful sign but in terms of visibility, the letters are so narrow.

Ms. Reda stated yeah.

Chairman Rogan stated and there is a lot of script to it.

Rich Williams stated yeah but I don't make the call on designing the sign, this is what she.

Chairman Rogan stated I realize, I'm asking your opinion.

Rich Williams stated yeah.

Ms. Reda stated do you think that I should do more block of the text.

Board Member DiSalvo stated look around the shopping center, see what's there.

Chairman Rogan stated it's a beautiful sign.

Ms. Reda stated right.

Chairman Rogan stated but I'm concerned that when people look at it.

Board Member DiSalvo stated it won't be effective.

Chairman Rogan stated its not going to be effective, they aren't going to know what the heck it says.

Ms. Reda stated right.

Rich Williams stated the lettering needs to be thicker.

Ms. Reda stated thicker.

Chairman Rogan stated yeah.

Board Member Pierro stated also you don't have a phone number yet.

Ms. Reda stated yes I do, its 7896.

Board Member Pierro stated is it on there.

Ms. Reda stated no, that was just the draft before I got a line in there.

Board Member Pierro stated okay, so this obviously has to be balanced on the other side.

Ms. Reda stated yes.

Chairman Rogan stated okay.

Board Member DiSalvo stated you are putting the address on the sign, no.

Ms. Reda stated she said I should.

Board Member Cook stated well again it is just a temporary sign.

Ms. Reda stated right.

Board Member Montesano stated this way you can put it on your car after and drive around, I didn't say that.

Rich Williams stated so then you are talking about amending the sign application from two square feet to six square feet.

Chairman Rogan stated I think that would be reasonable, that is way to small. You know, there is a point where we don't like to go over kill with these signs but under kill would be really ineffective for, let's face it, we want business in the Town, we want effective businesses.

Board Member DiSalvo stated we don't want a for rent sign on there.

Chairman Rogan stated and if we see something that jumps out at us that is that ineffectual, I think we should at least speak up, and we are well without the square footage that is allotted so why not you know, you know what we could do is, we can approve this design up to a certain square footage and if the window is say four foot wide. We can say that we are going to approve, say right now a six square foot sign and if it changes, you just let us know or you could even go through Rich because the, well all we would need to do is do an amended approval for the increase in size. So its next to the nail salon in the A&P plaza.

Board Member DiSalvo stated remember where the real estate agent, the insurance company was, they moved to the other.

Board Member Montesano stated the insurance company used to be on the side, on the [Route] 22 side.

Chairman Rogan stated I never know what is down in that corner.

Board Member DiSalvo stated past Blockbuster, I know, so you want to get more attention.

Chairman Rogan stated yeah, okay.

Board Member Montesano stated get a big bronze arrow.

Chairman Rogan stated do we have a completed application on this, obviously I don't have it in front of me.

Rich Williams stated (inaudible).

Board Member DiSalvo stated unless you want to change square footage.

Ms. Reda stated am I allowed to hang a grand opening sign on the top where there would be a billboard, like a banner, that says grand opening.

Chairman Rogan stated temporary.

Ms. Reda stated it would only be a two week thing because the specials are only for two weeks.

Board Member DiSalvo stated (inaudible).

Rich Williams stated typically speaking our Code doesn't permit it, if its only a temporary thing it goes up, short duration.

Chairman Rogan stated its down before it even get enforced per se.

Rich Williams stated correct.

Chairman Rogan stated yeah, does the Board feel comfortable doing this at tonight's work session so that we can get it off of our agenda.

Board Member Cook stated no problem.

Board Member Montesano stated why not.

Chairman Rogan stated anybody want to make the motion for Mystic Bronze Tanning Salon, six square foot.

Board Member DiSalvo stated is that what you want to do, six square feet.

Chairman Rogan stated yes.

Board Member DiSalvo stated okay.

Board Member Cook stated I make the motion for the Board to approve a temporary sign, six square foot for Mystic Bronze Tanning Salon at the Patterson Commons shopping center, length of time three months.

Chairman Rogan stated why is this a temporary sign.

Ms. Reda stated I have to get up some money to get a billboard, my girlfriend priced them for me and said it was like three thousand dollars to get a billboard.

Chairman Rogan stated okay, so you are going to do that sign and then.

Ms. Reda stated it would just be the Mystic Bronze across the top.

Board Member Montesano seconded the motion.

Chairman Rogan stated did you say three months. Is that going to be sufficient time for you get the other sign, that seems awful short.

Ms. Reda stated I think its short only because I'm opening in slow season, January is when it really picks up again.

Board Member Montesano stated you want to double it.

Chairman Rogan stated yeah, January, let's do six months, do you mind amending it for six months.

Board Member Cook stated six months.

Board Member Montesano stated I will still second it.

Chairman Rogan stated okay.

Chairman Rogan asks for all in favor:

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

Motion carries by a vote of 5 to 0.

Chairman Rogan stated any opposed, motion carries. You're all set.

Ms. Reda stated thank you.

Chairman Rogan stated when you get ready for your new sign obviously you are going to have talk to Rich and as long as its Mystic Bronze. Can we roll, is the Mystic Bronze going to be the same font and the same color but illuminated or you don't know at this point.

Ms. Reda stated I don't know.

Chairman Rogan stated okay, so you'll have to come back when you get that squared away.

Ms. Reda stated in Brewster there is Design-a-Sign, so I have to see (inaudible).

Chairman Rogan stated okay, alright, we wish the best of luck in your business and we hope that it works out for you.

Ms. Reda stated thank you very much, have a good night.

Chairman Rogan stated you're welcome, have a nice weekend.

Board Member Montesano stated you too.

2/3) CIPRIANO SUBDIVISION PLAN/SITE PLAN – Public Hearing

Chairman Rogan stated okay Cipriano Subdivision plan, we have a public hearing going and a public hearing on the site plan. I know that DEP was a little bit late in getting their comments out on this one because I saw it out for review and the Health Department had their comments and were waiting and DEP was fashionable late to the point where our engineer believed that John Delano from Badey & Watson would evoke the, or demand a response from them or a decision because you know you can't, just like we are always saying you can't put these time frames in and then thrown them to the wind, especially the DEP, so. We have a review memo, Rich, anything new and exciting going on with this.

Rich Williams stated I have gotten the review for the subdivision, I have not completed the site plan yet.

Chairman Rogan stated okay.

Rich Williams stated not a lot of changes, we have worked out some of the procedures there is as I was telling some of the Board Members earlier, one of the big areas of concern for the subdivision was how.

Mr. Montelone stated hi.

Chairman Rogan stated slide a chair in if you want, grab a chair from the.

Rich Williams stated did you just put the chair back.

The Secretary stated yeah.

Rich Williams stated that'll teach you.

Rich Williams stated one of the big areas of concern was the sequencing on approving the subdivision plat constructing the new Route 22 entrance and abandoning the road. Steve Miller provided us with what he thought was an appropriate sequence, I reviewed it today with Tom McGinn and Anthony Molé.

Chairman Rogan stated (inaudible).

Rich Williams stated and we made the recommendation back as far as how we think the sequence should go.

Chairman Rogan stated okay.

Rich Williams stated and I think we have a good handle on what needs to be done, it is just a question of moving the paperwork through at this point for the subdivision.

Chairman Rogan stated great.

Rich Williams stated no big shakes on the subdivision plat, it is pretty well complete, except for a couple notes that need to be added.

Chairman Rogan stated what project are you here for.

Mr. Montelone stated White Birch.

Chairman Rogan stated White Birch, I see that's at the bottom. Would anyone on the Board object to moving, I don't want to jump around too much but to moving 8 c. White Birch Realty Bond, in fairness of the gentleman is here.

Board Member DiSalvo stated are we done with the subdivision.

Board Member Cook stated are we done with Cipriano.

Chairman Rogan stated yeah, nothing. I mean everybody just take a look at the plans, it's a public hearing.

8) OTHER BUSINESS

c. White Birch Realty

Mr. Peter Montelone of White Birch Realty was present.

Board Member Pierro stated this is a release.

Rich Williams stated I went out to the site to take a look at the status of the subdivision, the site plan improvements that were required by the Planning Board and the modifications that were made, essentially everything that needs to be constructed has been constructed at this time. I did identify a couple of items that did see out on the site that you know the Planning Board needs to wrestle with, whether they are going to approve and allow them to stay or not.

Board Member Pierro stated what are those items.

Rich Williams stated one is the flood lights are still up, the big flood lights which we had talked about Pete.

Mr. Montelone stated yes but they are not working any more, they are disconnected.

Rich Williams stated right but they need to come off of the building.

Board Member Cook stated (inaudible).

Rich Williams stated the other one was a shipping container.

Chairman Rogan stated a POD.

Board Member DiSalvo stated a POD.

Mr. Montelone stated what happened is the guy moved from an 8,000 square foot space to a 4,000 square foot space so he's using up all his inventory. Originally he started with two now he's down to one and promised me that he'd be to none pretty soon unless he says you hopefully have another building.

Chairman Rogan stated I was just going to say, maybe you need to build another building.

Mr. Montelone stated I was hoping for but that doesn't, I said you can't wait for that, you have to get rid of the containers.

Chairman Rogan stated typically we get rid of these containers, there are a lot of projects we've been busting their chops on, as the Board recalls.

Mr. Montelone stated he's down to one, I mean it doesn't fill any parking spaces or anything.

Chairman Rogan stated let's see if he can get it out of there.

Board Member DiSalvo stated so when do you think he'll have it out of there, did he say.

Mr. Montelone stated I will probably force him to have it out of there right away but he had two originally, in a couple months he got rid of one and now its been. I can get him, within a month or so I could get it out of there.

Chairman Rogan stated what's this September.

Mr. Montelone stated if we have to.

Chairman Rogan stated we'll give it.

Board Member DiSalvo stated until our next work session maybe.

Chairman Rogan stated give a thirty day reprieve on that but then its got to be out of there. And the roll off dumpster near the entrance to the shop.

Mr. Montelone stated that is gone.

Chairman Rogan stated that's gone, okay, so its just having the thirty days.

Rich Williams stated for the wood working shop. The roll off dumpster for the wood working shop.

Board Member DiSalvo stated the container by the saw dust thing.

Mr. Montelone stated oh this one.

Chairman Rogan stated yup.

Mr. Montelone stated no, that's there but I thought there was, the other guy used to have one too in front of the, to get rid of all this garbage any reason why we can't have that there, as long as he covers it.

Rich Williams stated that is up to them.

Mr. Montelone stated oh okay.

Chairman Rogan stated its just for wood.

Board Member DiSalvo stated did you guys like run out of room where the other containers are for him.

Mr. Montelone stated no this guy, that's all his garbage.

Chairman Rogan stated he needs it, it sounds like.

Board Member DiSalvo stated yeah I know, I know.

Mr. Montelone stated that's all his garbage everyday when he, you know, he doesn't want to keep it inside, he likes to keep it (inaudible).

Board Member DiSalvo stated because I go to a place in Bedford and its similar.

Chairman Rogan stated how often do you think he fills that thing.

Mr. Montelone stated like every two weeks.

Chairman Rogan stated that is a cabinet shop or something and so he fills it with wood every two weeks.

Mr. Montelone stated what happens is that you don't want to keep the wood inside, so everyday, he keeps a very clean shop inside.

Board Member Pierro stated if he's going to keep it, can't we put on the site plan.

Chairman Rogan stated well that is what I was going say.

Board Member DiSalvo stated if that is where he wants it to stay.

Chairman Rogan stated if we can determine that it doesn't interfere with the operations of the site, you know egress and if it works for them. Maybe what we can do, Rich can we tie it to this particular use, to the wood working shop, meaning that if it changes use because here is my point, wood in a dumpster like that open right in front of the place, not in the approved area. I have less of a problem with then if it was garbage, refuse.

Board Member DiSalvo stated that kind of stuff.

Chairman Rogan stated other stuff.

Rich Williams stated I would say this, first off, do you really want him to amend the site plan or do you want to grant a site plan waiver so that.

Chairman Rogan stated well that makes more sense, that is why we ask you for these questions.

Rich Williams stated the other thing is I would say that you can not tie it to the particular business but you can grant the waiver based on what's going on. For example, you are going to grant a waiver to allow the roll off there providing that the only one to put into the dumpster is waste wood or wood by products.

Chairman Rogan stated okay.

Board Member Pierro stated I think we ought to run, I also think we ought to run this by Dave because obviously it's a combustible and its, you know.

Chairman Rogan stated well let's, we can do that contingent upon satisfactory determination.

Rich Williams stated if it doesn't meet fire and building code.

Chairman Rogan stated then it doesn't matter.

Rich Williams stated Dave will make it go away regardless of what you do.

Chairman Rogan stated right.

Board Member Pierro stated right, that is my only concern. Somebody tosses a cigarette into five hundred pounds of saw dust the whole thing is going to go up.

Rich Williams stated you did approve it across the street.

Chairman Rogan stated yeah, okay.

Board Member DiSalvo stated alright.

Chairman Rogan stated alright, so we can do a referral, a recommendation to the Town Board to release the bond in the amount of 232,000 dollars, allow the shipping container to stay on site for.

Board Member Pierro stated thirty days.

Board Member DiSalvo stated thirty days.

Chairman Rogan stated thirty days and do a site plan waiver for the existing dumpster adjacent to the wood working shop.

Board Member DiSalvo stated the wood working shop.

Chairman Rogan stated that will only be used for wood based refuse.

Board Member DiSalvo stated and we are going to ask you take those flood lights down.

Board Member Pierro stated they are disconnected.

Chairman Rogan stated yeah, that is actually part of.

Mr. Montelone stated they are disconnected already.

Board Member DiSalvo stated okay.

Chairman Rogan stated that is in the form of a motion, can I have a second.

Board Member Pierro stated so moved, second.

Chairman Rogan asks for all in favor:

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

Motion carries by a vote of 5 to 0.

Chairman Rogan stated any opposed, okay. That's it, you're all done.

Mr. Montelone stated when can I come back for another building.

Chairman Rogan stated when you get another piece of property and you have nice.

Board Member DiSalvo stated when he gets his bond money back.

Rich Williams stated don't say that, he's got more property, he owns the rest of the park.

Chairman Rogan stated I heard that, somebody said that they were going to push Camarda out of the area and.

Mr. Montelone stated never happen, I don't even want to shine his shoes.

Board Member Pierro stated too busy.

Board Member Montesano stated here get started.

Chairman Rogan stated we can always use another gentleman here, you know, we like having you around, we appreciate your business.

Board Member Pierro stated absolutely.

Mr. Montelone stated so I can come back and propose something.

Board Member DiSalvo stated yeah, invite us down to look at the rest of the property.

Board Member Pierro stated as long as it fits the zoning, you got it.

Chairman Rogan stated yeah.

Board Member Pierro stated as long as it fits.

Chairman Rogan stated the baked goods are awesome.

Mr. Montelone stated what.

Chairman Rogan stated I said the baked goods are awesome.

Board Member DiSalvo stated more sfogliatelle.

Board Member Montesano stated its like 85 stories.

Chairman Rogan stated okay, have a nice evening.

Mr. Montelone stated not 85.

Board Member DiSalvo stated take care.

4) SCHECH FILL PERMIT

Chairman Rogan stated Schech fill permit, number four.

Board Member Pierro stated I haven't even seen it yet.

Chairman Rogan stated I haven't either.

Mr. Montelone stated okay, good night.

Board Members stated good night.

Mr. Montelone stated thank you very much, bye bye.

Board Member Pierro stated take care.

Board Member DiSalvo stated that's done.

Chairman Rogan stated Rich, what is going on with Schech.

Rich Williams stated ah.

Chairman Rogan stated who is this by the way.

Board Member DiSalvo stated Mrs. Schech, Irene.

Board Member Pierro stated Irene.

Chairman Rogan stated I didn't know if it was unrelated.

Rich Williams stated one of the people she knows that does pool excavation ended up with some extra fill in the area and they asked her if she wanted it to level out certain areas of her property, one being all the way back by the daughter's house because the daughter is planning on having a wedding for the granddaughter back there.

Chairman Rogan stated wow.

Rich Williams stated so they are leveling the area (inaudible) and also there is an old shed pad that they want to cover over right around the area so its not a dip where the shed used to be and a couple other low points, she did pull a couple loads of fill on the site before she found out that she needed a fill permit. Once she realized that, she gave me a call and we got her all squared away.

Board Member DiSalvo stated its not that much. One hundred and twenty-five yards is not that much.

Chairman Rogan stated what's the volume.

Board Member DiSalvo state one hundred twenty-five yards.

Board Member Pierro stated where is.

Chairman Rogan stated five or six truck loads.

Board Member Pierro stated how does this lay out here.

Rich Williams stated well it's a little bit more then five or six trucks.

Chairman Rogan stated now and the grade in the area that they are filling, is it just to level off, its not a steep grade, we don't have slope issues.

Rich Williams stated nope, there are no steep slopes, there are no wetlands.

Chairman Rogan stated great and then really the other matter is whether or not the fill is just good clean fill. So if it's clean fill and its not a slope issue and its making the property more usable, I don't have a problem with it.

Board Member DiSalvo stated (inaudible).

Chairman Rogan stated anybody, does anybody have a problem with it.

Board Member Pierro stated I just want to make sure that, so the first fill section is going to be here.

Rich Williams stated and so the Board is totally aware, the plan I drew, after I walked out there and met with her and saw what was going on, so that is my drawing not hers.

Board Member Pierro stated so the fill is going to be behind the accessory frame dwelling in between the garage and the frame dwelling.

Rich Williams stated correct.

Board Member Pierro stated and then the secondary fill, the secondary fill spot is going to be behind Irene and John's.

Rich Williams stated behind Irene.

Board Member Pierro stated yes.

Rich Williams stated no, that's a shed.

Board Member Pierro stated lot two.

Rich Williams stated there is no building there now.

Board Member DiSalvo stated where it says frame building, that's the pad for the shed.

Rich Williams stated on lot two there is not building.

Board Member DiSalvo stated right, lot one.

Rich Williams stated right.

Board Member DiSalvo stated this is where the pad is that she wants to cover over.

Rich Williams stated right.

Board Member Pierro stated so there is no building in this section.

Rich Williams stated no.

Board Member Pierro stated alright, not a big deal but should we, I mean I have no problem with amending the application because this is, this fill location is on a different property owners lot, as long as its okay with everybody because this is Forbes, not Schech, as long as we amend the application so it makes that fill permit legal later on, you know what I'm saying.

Rich Williams stated what.

Board Member Pierro stated because.

Board Member DiSalvo stated are they like splitting the load.

Board Member Pierro stated they're probably splitting the load but this is the daughter.

Chairman Rogan stated oh I see what you're saying, in other words it's the daughter.

Board Member Pierro stated but we don't have a permit for Forbes.

Chairman Rogan stated (inaudible – too many speaking).

Board Member DiSalvo stated we have to get it on for Forbes.

Board Member Pierro stated yeah, right, as long as everybody is aware of that, I don't want it to come back and haunt us later.

Chairman Rogan stated thanks for putting that out there.

Rich Williams stated just so you know, the application was made for all three lots by Irene Schech the applicant.

Chairman Rogan stated oh okay.

Board Member Pierro stated does she own all three lots though.

Board Member DiSalvo stated she has the tax maps on there, she may.

Rich Williams stated if Greg Macaluso wanted to come in and pull a fill permit to put fill on Steve D'Ottavio property, the Board would consider that as the applicant.

Chairman Rogan stated okay, anything else.

Board Member Pierro stated as long as its legal, as long as we don't get into a problem with arbitrary and capricious later on.

Chairman Rogan stated exactly, okay, anybody want to do a motion on this tonight.

Board Member Pierro stated in the matter of Irene Schech, I make a motion that we grant a fill permit application for one hundred and twenty-five yards of soil in three locations on her property on Cornwall Hill Road.

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
Board Member Pierro	-	aye
Chairman Rogan	-	aye

Motion carries by a vote of 5 to 0.

Chairman Rogan stated any opposed, motion carries. Great, thank you.

5) PADDOCK VIEW ESTATES SUBDIVISION – Final Resolution

Chairman Rogan stated Paddock View Estates subdivision, we have a final resolution, we are not going to do that probably until the meeting.

Board Member Montesano stated wait for the meeting.

Rich Williams stated yeah, this was a hold over, he had completed everything awhile ago and then asked to.

Chairman Rogan stated he said slow down.

Rich Williams stated so.

Chairman Rogan stated well.

Board Member Pierro stated now is he ready, does he have the bond in place that he needed to.

Rich Williams stated well it would be a conditional approval granted and what I think that he would do, is he probably going to sit on it as long as he can sit on it.

Board Member Pierro stated right.

Chairman Rogan stated okay.

6) ICE POND ESTATES – Continued Review

Chairman Rogan stated Ice Pond View Estates. Hey, Rich, Ice Pond View Estates.

Rich Williams stated (inaudible).

Chairman Rogan stated has anybody been up and down Ice Pond Road, in the last month.

Rich Williams stated no.

Chairman Rogan stated if you ever have the need to drive up and down there.

Board Member DiSalvo stated what's going on.

Chairman Rogan stated it's what's not going on that is amazing, that road has never been in worse shape, I have to talk to Charlie. They used to go up and down and grade it every month or two and I know atrocious for maintenance, it is a one lane road down through there.

Board Member DiSalvo stated I thought the ungraded part was Southeast.

Chairman Rogan stated Southeast's end is all paved. It's a one lane road because of the runoff on each side, if you have to pass on that road with a car you have to really pick your spot, it is literally one lane through most of the area, unbelievable how bad of shape its in. It gets me thinking about this subdivision because the state the road is in right now it can't accept a subdivision like this, the road is you know, its not.

Board Member DiSalvo stated they are going to blame it on us.

Chairman Rogan stated its got to be paved, I mean, you know, now can the Town pave that road because know at the bottom of the hill there was a wetland issue, the road is within so many feet of that wetland, where they stop the pavement there.

Rich Williams stated is it a DEC wetland or a.

Chairman Rogan stated it would be whatever wetland we are dealing with on this application.

Rich Williams stated that is not a DEC regulated wetland but if there is a stream that goes through there, based on DEP's recent rulings, a wetland is a stream and a stormwater pond is stream, its likely they will find a way to declare that to be a stream, which case it could be paved but you'd have to do a stormwater pollution prevention plan to pave it.

Chairman Rogan stated unbelievable, well that road right now is in the worst shape I have ever seen it, not that, I've been here for ten years but in ten years it is the worst I've ever seen it.

Board Member Pierro stated okay.

Board Member DiSalvo stated whose out there.

Board Member Pierro stated Ted.

Board Member Montesano stated Ted is out there with somebody.

Board Member Pierro stated um.

Rich Williams stated he told you.

Ted Kozlowski stated no, no, no, I will talk to you later.

Chairman Rogan stated okay, so what do we have new on Ice Pond View Estates or they are just starting to tweak things or what.

Rich Williams stated yeah they are back in looking to move the process forward.

Board Member DiSalvo stated didn't we question some of the lots on that.

Chairman Rogan stated yeah, a lot of them.

Board Member DiSalvo stated yeah.

Chairman Rogan stated half of them or better. There were all the funny configurations, we questioned the septic layouts that they had, which were really strange. It appeared by some of the layouts that they were trying to and this is just my lay opinion, that they like were trying to avoid things by the way they jogged almost around things. And we said you know are you going around ledge because you are not showing it on the plans, no, no, no, we are just doing it, well normally you see, they just show a big septic box, they don't show these strange configurations. I can see if they are trying to stay away from like a well and they have to do an arc and they have a strange layout but these lots that we last saw were kind of unique.

Rich Williams stated its still pretty much the same.

Chairman Rogan stated and they still are.

Rich Williams stated one of the things that they did do, that I did pick up, they did add that rock ledge, the one that we climbed down, there is a house on top and the septic is on the bottom.

Chairman Rogan stated on the rock ledge.

Rich Williams stated and I have no idea how they are going to run that sewer line.

Chairman Rogan stated its going to have a hell of a velocity to it.

Rich Williams stated I've seen worse.

Chairman Rogan stated what's that, I mean that's, you remember they wanted to do and that's not even nearly as steep, remember what they wanted to on Thomas Subdivision, going down, way down the hill through, that was Insite but that wasn't as steep, it was just a long distance, like five hundred feet or something downhill. There is a house is Lake Peekskill or Continental Village that they have a septic line that runs over ledge the whole way down the hill and what they did was and this was years ago, they made concrete boxes and they ran the pipe through it and then they poured it as a base to hold the pipe in place and every so often they just put a clean out, I don't know how anything would ever clog because it literally goes down a cliff, maybe three hundred feet and then at the bottom it has to go in a box to slow the water down basically before it hits the field other wise it would go right the end.

Board Member DiSalvo stated how far underground was it on the slope.

Chairman Rogan stated it wasn't underground at all, it was six inches above the ledge.

Board Member DiSalvo stated it didn't freeze in the winter.

Chairman Rogan stated no because [whistles] it shot right down.

Board Member Montesano stated it didn't have time to stay there.

Board Member Pierro stated it didn't have time to freeze.

Chairman Rogan stated yeah it just.

Board Member DiSalvo stated but if it does get clogged and freezes, where was I reading about that happening somewhere.

Chairman Rogan stated but they would never have the ability to bury it on that rock ledge.

Board Member Montesano stated and it's a shame because you can't do anything with it, its all plastic pipe.

Chairman Rogan stated it works for them but I mean they did things years ago obviously that.

Board Member Montesano stated the old pipes (inaudible) could take an arc welder and blast it.

Chairman Rogan stated everybody take a good look at Ice Pond Estates and how the lots really effectively would lat out, how they orient to the road, not only Ice Pond but also the private road, the private, the town road and if anybody has the opportunity drive down Ice Pond Road and take a look. That concerns me with this subdivision, you have thirty-five or forty lots at this point they are proposing.

Board Member DiSalvo stated thirty.

Chairman Rogan stated thirty lots, emptying out on a road that at this point in time can handle even the traffic it has, it reminds me of we were talking, Fox Run, when we did the site walk up there, you know I almost got hit there the other day of cars coming speeding in and out of that place and with the kids waiting at the bus and I'm going to be interested to see what they come in with because I don't know if that road, if Bullet Hole can handle a whole lot more, we have Burdick Farms, I noticed it getting close or real close.

Rich Williams stated Gene signed off on it.

Chairman Rogan stated Gene signed off, wow, I got the e-mail from him, I almost choked when I heard he's all done with his review.

Rich Williams stated yup.

Chairman Rogan stated okay.

Board Member Montesano stated (inaudible).

7) PATTERSON CROSSING RETAIL CENTER

Chairman Rogan stated Patterson Crossing. We have a site plan, I take it.

Rich Williams stated the rolled plan.

Chairman Rogan stated sorry.

Rich Williams stated the roll of plans.

Chairman Rogan stated oh I have them here. Each one of us has a set of these, okay.

Board Member Montesano stated yup.

Rich Williams stated I thought it would be easier for you to have plans like that rather than a whole set.

Chairman Rogan stated I appreciate that.

Rich Williams stated that good.

Chairman Rogan stated yeah, it is, that's great.

Board Member Montesano stated its like trying to read the times on the subway.

Chairman Rogan stated you know, driving through Lake Carmel, the other day, I saw more people out walking around and that was really good and I don't know if it's because people were out, its good weather or whether its because gas prices are so high and people are pushing this environmental, you know walk places if you can but I saw people walking and where they had the chance to there were more, like they walk around, they walk their dogs whatever. There were people all over out there and I know I've been pushing this but I'll say my peace again that I don't buy the argument of not providing sidewalks because

there is not connectivity to anything, if you don't start with a project you never can connect to anything. Look what they did here on Main Street in Patterson, even though they had to go around some trees rather than cut down some historic trees, people are up and down this sidewalk.

Board Member DiSalvo stated yeah.

Chairman Rogan stated just tonight when I came through about two hours ago, I bet I counted like ten different people walking, after I passed your house, there were people all over walking up and down.

Ted Kozlowski stated I rode my bike here tonight.

Chairman Rogan stated and in spots you are taking your life in your own hands I bet.

Ted Kozlowski stated that was a very helpful.

Board Member DiSalvo stated I would have liked those sidewalks to go up to Paddock View.

Board Member Montesano stated what are you doing on the sidewalk with a bicycle, trying to hit the people.

Ted Kozlowski stated I have a little bell.

Chairman Rogan stated I bet you do.

The Secretary stated surprise, surprise.

Chairman Rogan stated personally I think that if we can.

Board Member Montesano stated I don't mind that, it's a start (inaudible).

Board Member DiSalvo stated how can we (inaudible).

Chairman Rogan stated personally I think we should try to get sidewalks for the entire portion of their property that borders the road.

Board Member DiSalvo stated [Route] 311.

Chairman Rogan stated you know [Route] 311 and the site and then we can work from there. We don't have control like Mike said, over what Kent does but it seems to me.

Board Member Montesano stated well even then, if we go to [Route] 311, is that the State or we can have.

Board Member DiSalvo stated you're talking about going to where the deli is.

Board Member Pierro stated the front is not in our power.

Chairman Rogan stated you're right.

Board Member Pierro stated that'd be nice.

Rich Williams stated on [Route] 311.

Chairman Rogan stated you're right.

Board Member Montesano stated but we can make, let's put it this way.

Chairman Rogan stated we can certainly make it a recommendation and send something to Art.

Board Member Montesano stated you can recommend it to him.

Board Member DiSalvo stated how would they get to the deli though, they would have to come up Terry Hill and walk along the road to get to the sidewalk, which is up by the.

Chairman Rogan stated I walked down that road the other day, my buddy bought a house right on the intersection of Terry Hill and [Route] 311, right on the corner.

Board Member DiSalvo stated so you walked up to the deli and then you walked.

Chairman Rogan stated I walked up to the deli.

Board Member DiSalvo stated so that is where we would want the sidewalks from.

Board Member Pierro stated the rehab that was on the corner there.

Chairman Rogan stated blue with the, its really run down.

Board Member Pierro stated it needed a lot of work.

Chairman Rogan stated it still does.

Board Member DiSalvo stated Stop Patterson Crossing with the map.

Chairman Rogan stated he bought it on foreclosure about a year ago.

Board Member Pierro stated yeah.

Chairman Rogan stated and he is just working on it now but anyway we walked up the road and where there is a little bit of shoulder, it was nice to walk but there are a lot of spots where the guiderails stick out.

Board Member DiSalvo stated yeah.

Chairman Rogan stated if you don't walk single file.

Board Member Pierro stated you're getting hurt.

Chairman Rogan stated again you are really squeaking over, we should be trying everything we can on these projects to make more walkable communities.

Board Member DiSalvo stated so how would they have, they would have to move the guiderail on that.

Chairman Rogan stated well that's down past the, I'm just saying.

Board Member Montesano stated if we had him put the sidewalks through the, our portion of it anyway from the top.

Board Member DiSalvo stated we talked about that on top.

Chairman Rogan stated yeah.

Board Member Montesano stated if you had them from here even if you started them here, its going to look pretty silly for Kent not to allow him to continue down and the State would have to take this.

Chairman Rogan stated I think what we'll do is try to send a friendly letter or I will reach out to Art Singer, if its feasible, if its not crossing any boundary to say look, here is an idea that we've been working on, it would be nice if you know, I know they have their issues with this but as they review it, if they consider sidewalks and promoting a walkable community, that is something that we are in favor of and then we are doing our due diligence, we have to proceed forward in that way that makes the most sense to us and what they do, we can't control.

Board Member Montesano stated because the minute that we will them that we like the idea of a walkable community they are going to tell you that you have already accepted it.

Chairman Rogan stated you remember that in the public meetings.

Board Member Montesano stated they could care less.

Chairman Rogan stated a lot of people came out and said they wanted a more walkable accessible site except for the few people that lived very close to the emergency access road, who didn't want it for obvious reasons but the rest of the majority of people.

Board Member DiSalvo stated right.

Chairman Rogan stated that spoke about walkability, thought it would be a good idea to use that access road as a walkable path, its much safer.

Board Member Montesano stated in spring, summer and fall to use that area as walking area, rather then trying to get (inaudible) something that doesn't exist.

Chairman Rogan stated for them going out.

Board Member DiSalvo stated I think they are afraid of people driving up there and trying to get in with their car.

Board Member Montesano stated they don't have enough room in Kent through the fields, that means you have go into Matthew Patterson or you have to come here to walk or you have to go into Brewster.

Chairman Rogan stated oh, so anyway.

Board Member Montesano stated unless you want to walk the track and then when schools stops you from walking the track (inaudible).

Board Member DiSalvo stated that s a good idea sending the letter, see what, see if you get a response to it.

Board Member Pierro stated I thought he had some comment on the sidewalks into the site at our last meeting, maybe I didn't think he was too keen on it, send a letter.

Chairman Rogan stated who are you talking about.

Board Member Pierro stated Camarda.

Chairman Rogan stated no, no, I'm talking about Art Singer.

Board Member DiSalvo stated he's talking about.

Chairman Rogan stated Kent Planning Board.

Board Member Pierro stated oh.

Board Member DiSalvo stated we thought the sidewalks in the facility.

Board Member Pierro stated he has to provide the sidewalks to go somewhere.

Chairman Rogan stated right.

Board Member Pierro stated you there, you know trying to get Camarda to do it, if he pushes it, if Art goes along with it, that's fine too but I don't know.

Chairman Rogan stated I think my point though is, if we don't have buy in from Kent, even though they may have problems with the majority of the site, if we can get them to buy into that then I would feel better about pushing Camarda on it.

Board Member Pierro stated okay.

Chairman Rogan stated if they say no, we don't like, then what are we pushing for, if we are going to have sidewalks that end at the Town line, I don't agree with that either because now it really does look idiotic.

Board Member DiSalvo stated like a wall.

Chairman Rogan stated so, if we can work towards some sort of cohesive communications on this issue, any issue of course but especially on this issue with the Kent Planning Board, you know, then its worth a shot. Mr. Singer has been to our meetings, I have not been to theirs so I can honestly say that he has reached out, you know, come to the public meetings. So maybe, Rich could you find, keep an ear out as to when their meetings on Patterson Crossing and let me know, please.

Board Member DiSalvo stated now what's going on with the annexation issue there, you read about that in the paper.

Chairman Rogan stated I don't think anything is going on there.

Board Member Pierro stated I think that was a political ploy.

Board Member Montesano stated (inaudible).

Rich Williams stated while we are Patterson Crossing, something came up, there is a concern about the level of detail that are in Stantec's memos, typically when we are reviewing plans, what we'll do is we set the plans up, we go through, we red line them all and then we go back through and take those red lines and development comments. You know, it can be a very labor intensive process, especially when you get into the minute details of the design of a plan to draft up those memos. One of the things that we talked about doing that we would like to try to implement right now especially with the engineers is just to let them issue a very broad memo about the big issue details here but then more frequently meet with the Applicants outside of the Planning Board meeting to talk about the specific engineering details, how the pipes layout, how the catch basins layout, things like that.

Board Member Pierro stated who has the concern about the level of detail.

Rich Williams stated applicants.

Chairman Rogan stated the cost I'm sure on that must be absorbent and it probably would be.

Board Member Pierro the applicant doesn't have, excuse me for cutting you off.

Chairman Rogan stated go ahead.

Board Member Pierro stated the applicant doesn't have direct contact with Stantec.

Rich Williams stated generally not unless he comes in and gets permission from the Board.

Chairman Rogan stated that is usually, remember when they bring it up at the meeting, we always make a motion on it or something.

Board Member Pierro stated right.

Board Member DiSalvo stated well the applicant doesn't have to have contact but the applicant's engineer have direct contact.

Rich Williams stated well that is what I mean when I said the applicant's, the engineers.

Board Member DiSalvo stated okay.

Chairman Rogan stated because they don't.

Board Member DiSalvo stated I always assumed that they did.

Chairman Rogan stated they work for, Stantec works for us and he's our conduit to get these review.

Board Member Pierro stated the other engineer should contact us and then we should contact Stantec.

Rich Williams stated what we are trying not to do is we are just going to do it on a regular basis on, you're still going to get your review memo, after you get your review memo, then the engineers will sit in a room together and go through the redline drawings rather than Gene having twenty-five, especially with things like Patterson Crossing, Gene will develop a twenty-five page memo but most of it is just minutia.

Chairman Rogan stated yeah, pipe inverts and changes, dredging.

Rich Williams stated right.

Chairman Rogan stated ninety-nine percent of what Gene writes doesn't really concern this Board.

Board Member Pierro stated highly technical.

Chairman Rogan stated its actually the stuff that we say great, that's why we have Gene, let us know, which is what we ask a lot of you, let us know when we need to make a decision on something. When I first started on the Board, I used to pour through Gene's memos, I stopped doing that, I read them I breeze through them but you know what, I ask Gene is there anything that we need to know about because it is highly technical, it's boring as heck to a lay person.

Rich Williams stated unless you are following the plan when you're reading the memo, you'll never get it.

Chairman Rogan stated it doesn't make any sense, so anything that will help the applicant and our staff, our hired staff, work more efficiently and also save the applicant some money because I understand that the engineering, not that its going to save review time but if he can say there is a major problem with this portion of your drainage, you have to go back and take a look at it, here is what I'm seeing and not spend the whole day review the minutia when its going to change and its going to be something completely different, that is actually. That is us doing what we should be doing to cut down on cost because you know, the, amount of money that is billed for engineering review on these projects is very significant and I have heard it quite often that it's the best business to be in, you know, you are reviewing projects like that, you're, its all job chargeable. So I'm in favor of anything that will make the process run more smoothly.

Board Member DiSalvo stated so what do we do, make a recommendation to who, to the Town Board to have that done.

Rich Williams stated we are just going to do it.

Chairman Rogan stated yeah, anybody else have any thoughts on that issue.

Rich Williams stated try it out and see if its going to work.

Chairman Rogan stated Patterson Crossing Retail Center, everybody take a look through the plans and just think about what we were talking through the environmental review, now even though that portion is done, now we are getting into the, we can really look at how this site lays out, how it you know, how again when you are up at Home Depot or you're up at any of those other plazas, think about when you drive through, sometimes on paper we don't, maybe Gene and Rich will but we don't pick it up but the A&P Plaza in Brewster, you get into come of those areas by Burger King, you can't hardly get out of that plaza.

Board Member Pierro stated right.

Chairman Rogan stated right.

Board Member DiSalvo stated no, the traffic light jams everything up.

Chairman Rogan stated it horrible, drive in at around Dunkin Donuts and Applebee's in Brewster, there is not enough distance between the cars.

Board Member DiSalvo stated the line was past Applebee's last weekend, the drive-thru.

Chairman Rogan stated but there must be a minimum distance that the ends of the cars have to be but that should be increased because when you pull in, like Home Depot they give a little more because people are, bigger trucks in there but.

Ted Kozlowski stated that is a four way intersection that they line up and that is just horrible.

Chairman Rogan stated so let's pay attention to those details and see if we can't visualize driving through this place and make sure that we don't have any bottle necks or any problems because a couple of the newer subdivisions, subdivisions, commercial projects that we're at, have horrible road layouts in my opinion.

Board Member DiSalvo stated it seems that every shopping center that has a drive-thru of any kind is like chaos lately.

Chairman Rogan stated right.

Board Member Montesano stated I have found that the State will allow you one entrance into most shopping centers because that is how they want to control it and that causes to me, is a big problem.

Board Member Pierro stated can you e-mail out the memo from the fire department, I saved it to my stick and threw out the paper, I shredded it and then I must have deleted everything that was on my stick, you know the memory card.

Board Member DiSalvo stated what fire department.

Board Member Pierro stated the fire department sent a letter out recently about some concerns that they had about some widths of the driveways, where there were some stanchions and things like that.

Board Member DiSalvo stated on this project.

Board Member Pierro stated on Patterson Crossing, it was few weeks ago.

Board Member DiSalvo stated oh okay.

Board Member Pierro stated and I saved it because I'm saving a file on my hard drive, a little hard drive stick, you know what that is.

Board Member DiSalvo stated and you lost the stick.

Board Member Pierro stated yeah, no I deleted it.

Board Member Montesano stated you lost the stick.

Board Member Pierro stated I didn't lose it, somebody went to college and said oh I need this stick and they took it.

Board Member Cook laughs.

Board Member Montesano stated don't you dare go around trying to blame your daughter for your stick.

Board Member Pierro stated oh man, please.

Board Member Montesano stated I will have to report this to the better parents bureau.

Board Member Pierro stated she took my laptop too, my eighteen hundred dollar laptop gone.

Board Member Montesano stated welcome to the club, I went through them all the time, four I never got any back.

Chairman Rogan stated okay so, lot 5 GDC, we have a letter from Bibbo Associates.

8) OTHER BUSINESS

a. North County Homes letter

Rich Williams stated yes.

Chairman Rogan stated who I thought was staying away from that, I guess the.

Board Member Pierro stated yeah I didn't understand that.

Chairman Rogan stated you know actually the gentleman that was in here Willie.

Board Member DiSalvo stated Willie.

Chairman Rogan stated I just bumped into him.

Board Member Pierro stated he seems like a nice enough man.

Chairman Rogan stated in Kmart the other night, he said oh its back to school time, he's going crazy, he must have a kid going to college or school whatever because he seemed like he was running around.

Board Member Pierro stated he's got back.

Chairman Rogan stated so I take it that Joe Buschynski is proposing something to deal with the problems out there.

Rich Williams stated they are proposing to leave the intrusion to the buffer and mitigate it by putting it, recreating or protecting other areas of the site.

Board Member DiSalvo stated what.

Chairman Rogan stated what.

Rich Williams stated protecting other areas of the site.

Chairman Rogan stated I go back to what Willie said when he was here, he was going to the DEP to get their approval, what happened with that, I want to know, he was here for the person, just because we have a different engineer, doesn't mean that we drop what, we have different people coming in but the applicant is the same.

Board Member Montesano stated but with all due, he is going to mitigate other parts what so you don't make the same stupid mistake on the other part but you aren't going to take care of this one unless.

Board Member Pierro stated so I'm looking for a letter from North County Homes.

Chairman Rogan stated from Bibbo.

Board Member Pierro stated from Bibbo.

Board Member Montesano stated Bibbo.

Board Member DiSalvo stated I just got memo.

Chairman Rogan stated it says GDC lot 5.

Board Member Pierro stated well that.

Chairman Rogan stated there you go.

Rich Williams stated nobody has a drawing with that.

Chairman Rogan stated I do not, no.

Board Member Pierro stated I do not either.

Chairman Rogan stated well you know what, I shouldn't say that, let me look.

Board Member DiSalvo stated take it down and put a new house up there.

Board Member Pierro stated no drawing.

Chairman Rogan stated no Rich, holding out on us.

Board Member Montesano stated it says two prints but we don't have any prints.

Board Member Pierro stated no, Field and Forest. Maybe I stuck it in with Cipriano.

Rich Williams stated I know I've seen it.

Board Member Pierro stated no.

Rich Williams stated they found another way to do it. The cul-de-sac, lot went down here like this, here is the wetland buffer and he put the house like this, they were proposing to allow this encroachment and mitigate it by protecting this area over here.

Chairman Rogan stated which is already protected.

Board Member DiSalvo stated which you can't get to.

Rich Williams stated well its, they were going to protect an additional area over here that was not currently protected but the idea was to.

Chairman Rogan stated oh I see what you mean.

Rich Williams stated the water quality buffer for the water coming this way and this does nothing for it because its all wooded area, its going to stay wooded area.

Chairman Rogan stated yeah, it sounds like an air ball.

Board Member DiSalvo stated it still doesn't address the issues that Dave Raines has on the property.

Board Member Pierro stated you're right.

Rich Williams stated no.

Board Member Cook stated its interesting that although this letter is addressed to DEP, he's saying that the owner is requesting approval of your department and the Town.

Board Member Pierro stated right.

Board Member Cook stated to allow the boulder walls to remain.

Board Member Montesano stated he hasn't impressed me.

Chairman Rogan stated let me just, did everybody get the memo from Ginny Nacerino about.

Board Member Pierro stated I haven't reviewed it, I took a quick note of it.

Chairman Rogan stated the reason I'm asking is I've got three of them, here's one, I already threw two in the recycle just in case somebody didn't have it.

Board Member Montesano stated just in case you didn't read it the first time.

Chairman Rogan stated I lost what I just looking at, somehow, Dave, do you have two of the GDC memos by chance.

Board Member Pierro stated no.

Chairman Rogan stated I just put one down and I just lost it.

Board Member Pierro stated no sir.

Board Member Montesano stated file it.

Chairman Rogan stated yup, by accident.

Board Member Montesano stated and you don't even have little.

Board Member Pierro stated where is Verob controls, is the place we were talking about, the sign shop, they are going out of business, the framing shop.

Board Member DiSalvo stated no the little building on the side there, that used to be the granite place, the little office there.

Rich Williams stated yup.

Board Member Pierro stated (inaudible) designed motor control panels using commercial industrial applications. So what do they need here Rich.

Board Member DiSalvo stated nothing.

Rich Williams stated nothing.

Ted Kozlowski stated no.

Board Member Pierro stated they are going to have to do a sign eventually.

Rich Williams stated if they want a sign.

Board Member Pierro stated right.

Board Member Montesano stated just for your information.

Chairman Rogan stated oh, since we are on the agenda.

b. Wallace Wetland/watercourse Permit

Chairman Rogan stated did Jack send in the rest of the stuff for Wallace.

Board Member DiSalvo stated yeah, remember he was supposed to get it to us.

Chairman Rogan stated yeah, its on the agenda, it's the next thing, that is why I'm asking. We were contemplating the wetland/watercourse permit application at the last meeting but he did not have a complete application with Ted, that has been satisfied.

Rich Williams stated its satisfied by me, I don't know if Ted, Ted has been away on vacation, he just got back (inaudible).

Chairman Rogan stated we'll just give Ted a chance to review it since he was the one that had the problem with it. So let's get Ted to review it, he could have been reviewing it while he was here.

Board Member DiSalvo stated yeah (inaudible).

Rich Williams stated did he leave.

The Secretary stated no, he didn't leave.

Board Member Montesano stated could always table it at the meeting and.

Board Member DiSalvo stated we kind of said at the last meeting we were going to.

Chairman Rogan stated we said we would, you know. You've reviewed it, its complete, it looks good. Can I have a motion for the Wallace Wetlands/watercourse Permit Application, anybody, does anybody feel comfortable doing that, want me to do it.

Board Member DiSalvo stated in the matter of Wallace Wetlands/Watercourse Permit I make a motion that we approve the watercourse permit to allow a two bedroom house.

Chairman Rogan stated per the submitted plans.

Board Member DiSalvo stated per the submitted plans.

Chairman Rogan stated the most recent plans that we have.

Board Member Montesano seconded the motion.

Chairman Rogan stated we did, I'm losing my train, we did SEQRA on this or do we do SEQRA on a wetlands/watercourse permit application.

Rich Williams stated you need to do SEQRA on a wetlands.

Chairman Rogan stated we not done it.

Rich Williams stated I don't believe you have.

Chairman Rogan stated okay, you want to tie that right in to the.

Board Member DiSalvo stated I make a motion in the matter of Wallace Wetlands/Watercourse Permit that it will not have a negative, I lost my.

Board Member Pierro stated determination of SEQRA.

Board Member DiSalvo stated determination of SEQRA, a negative impact.

Board Member Pierro seconded the motion.

Chairman Rogan stated you are doing a negative dec.

Board Member DiSalvo stated yeah.

Chairman Rogan stated yes, we have a second the wetlands permit and the SEQRA determination.

Chairman Rogan asks for all in favor:

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

Motion carries by a vote of 5 to 0.

Chairman Rogan stated okay White Birch Realty we did.

d. Martins Subdivision

Chairman Rogan stated Martins Subdivision, do we have anything new on that.

Rich Williams stated no, I'm going to e-mail to you the review.

9) MINUTES

Chairman Rogan stated we have minutes to take a look at.

Board Member Pierro stated we have to do Cipriano I thought.

Chairman Rogan stated we did.

Board Member Montesano stated no, we did.

Board Member Pierro stated didn't we do, the second one, didn't we have to do anything on that.

Chairman Rogan stated well we are having public hearings on both of them.

Board Member Pierro stated okay, alright.

Chairman Rogan stated is there anything else in the packet that anybody has, that they want to talk about. Like I said, the thing from Ginny Nacerino basically says that we are only allowed to go to the Association

of Towns every other year. I haven't gone yet but if I'm not going can I bump and say if somebody wants to go twice, two years in a row.

Board Member Pierro stated I think that is what they were trying to avoid.

Chairman Rogan stated yeah.

Board Member Pierro stated (inaudible).

Chairman Rogan stated it costs a lot of money.

Board Member Montesano stated its gotten very, its gotten to the point where the amount of knowledge being generated is negative.

Chairman Rogan stated okay. So if you all, it goes back to the old thing, if you go to these trainings, try to bring back what you learn and not only share it with everybody else but put it into motion.

Board Member Montesano stated you are better off going to that one that we went up to.

Board Member DiSalvo stated Saratoga.

Chairman Rogan stated that was excellent.

Board Member DiSalvo stated and Lake Placid.

Chairman Rogan stated that was really good, anybody have anything else that they want to discuss.

Board Member Cook stated I would just mention about this memo from Stantec on Field and Forest.

Chairman Rogan stated okay.

Board Member Cook stated at some point should we bring in the owner or the applicant, this seems to be like an ongoing saga with things that need to be monitored.

Board Member DiSalvo stated have things changed since the last time we were out there sitting on top of that pile of stone.

Rich Williams stated construction proceeds on.

Board member DiSalvo stated I mean, we said remove garbage, construction debris.

Chairman Rogan stated well the, the control, correct me if I'm wrong, is the C of O. They can't, all of this stuff will be resolved and even though it's a saga, that is the construction process and this is the checks and balances of, you don't get your c of o until all of these things are resolved, correct.

Rich Williams stated right.

Chairman Rogan stated okay.

Rich Williams stated correct and that last memo was about a month ago.

Board Member DiSalvo stated August 30th.

Rich Williams stated we had set that up that if he is not going to resolve that in very short order Tom is going to contact me and I'm going to issue a stop work order. Tom never got back to me so I'm assuming things are progressing.

Chairman Rogan stated so everybody is clear, we knocked off Mystic, the tanning salon application, Schech fill permit, Wallace wetland and White Birch Realty bond reduction so that took four items in essence off the agenda. We have Cipriano, Paddock, Ice Pond, Patterson Crossing and two other, so it's a more reasonable meeting, those are simple applications so I always thinks its good to get rid of them at the work session.

Board Member Cook stated I have one other item, when we approve the sign permit, I have been thinking about this even previously is that there are a number of signs just popping up all over and you know if people are going out of their way to get a sign permit, then you go over here on [Route] 311 towards [Route] 22 and you have signs for Smokin' Wheels and carpenter for hire and all this type of stuff, as you are getting to that intersection, we should.

Board Member Pierro stated recently the karate guy is stapling signs up on trees all over the place.

Board Member Cook stated if go up [Route] 22 and by [Route] 164, there are number of signs popping up there, relative to property for sale and real estate signs.

Board Member DiSalvo stated that is whole different deal. We've talked about the real estate signs.

Board Member Pierro stated I mean I know that the Town has limited resources as far as pulling the signs down.

Chairman Rogan stated yeah but that is money well spent.

Board Member Pierro stated it is money well spent but can we be authorized to pull the signs down.

Chairman Rogan stated I don't want to.

Rich Williams stated that is something that you are going to have talk to the attorney about.

Board Member Montesano stated alright, Tommy Bobineck, may he rest in peace, he was the foreman of the area for the State Highway Department, he used to go around or he had his men drive around because I know, I used to pick up all of the real estate signs, anyway.

Ted Kozlowski stated why can't the highway department guys take it down, its on our right of way.

Board Member Montesano stated no, the State.

Board Member Pierro stated the State.

Board member Montesano stated on [Route] 22 that's theres.

Ted Kozlowski stated but on our road.

Board Member Montesano stated oh yeah, our road you can do anything that you want but 311, 22 164, its all State.

Board Member Pierro stated (inaudible) the catskills it looks like.

Board Member Montesano stated they used to but now they don't even cut the grass.

Board Member DiSalvo stated yeah right.

Chairman Rogan stated wait for it to rain.

Board Member Cook stated can we recommend to, who would it be the Town Board or the Supervisor to write a letter to the state and say this is crazy, it just keeps going on and on and it looks really.

Chairman Rogan stated its horrible.

Board Member Pierro stated the problem with that is that the State guys then go absolutely wild and pull down every political sign that they can get their hands on.

Board Member DiSalvo stated and mailbox.

Board Member Pierro stated and mailboxes.

Board Member Montesano stated the thing would be this, if we had an ordinance and I don't know if we do against signs in the Town area, I'm sure we have something.

Board Member DiSalvo stated I thought there was something years ago about telephone poles.

Rich Williams stated there is a Town ordinance, the ordinance says that you can't put them on telephone poles, you can't hang them on trees, they have to be on your own property, they can't be in the Town right of way, they can't be in the DOT right of way.

Board Member Pierro stated there are Town employees that are putting signs on trees.

Board Member DiSalvo stated on trees.

Board Member Pierro stated on trees and on telephone poles, they don't know the law.

Board Member DiSalvo stated they shouldn't nail them to a tree.

Board Member Pierro stated the kid from the Rec. Center.

Board Member DiSalvo stated you told me years ago.

Ted Kozlowski stated tell me about it.

Board Member Pierro stated was stapling them on telephone poles yesterday.

Board Member Montesano stated if you ever had to run up a telephone pole and then get stabbed by all the stuff, let me tell you.

Board Member DiSalvo stated they don't know.

Board Member Pierro stated somebody has to educate them.

Board Member Montesano stated especially when you are sitting there trying to.

Board Member DiSalvo stated I mean like tag sales and everything.

Chairman Rogan stated I was going to say that's my biggest pet peeve, I think that if says tag sale Friday and a week later and they are not down, someone should go to that persons house and fine them or bring them and staple them to their house.

Board Member Cook stated but if you, just look over here by this little, what's it called Hampshire.

Board Member DiSalvo stated the deli, before (inaudible).

Board Member Cook stated and there is one nice sign that says that and then you have.

Chairman Rogan stated we going to have.

(Side 1 Ended – 8:25p.m.)

Board Member Cook stated then you have all these small signs almost like littering.

Chairman Rogan stated it is, it looks like shit.

Board Member Cook stated the property.

Board Member DiSalvo stated gutter cleaning.

Chairman Rogan stated you can say that on the record, right. I just did.

Board Member DiSalvo stated and green U.S.A. something.

Chairman Rogan stated at least its not slanderous or.

Board Member Pierro stated right.

Board Member Cook stated so there is nothing we can do.

Chairman Rogan stated yes we can.

Board Member Montesano stated there is plenty to do but the trick is on State property we don't, we can ask them to please come in and clean up the area and they will probably send back a letter that we'll do it as of December because they don't want to get the politicians at them and raises.

Board Member Cook stated [Route] 311 is a State road.

Board Member Montesano stated yes.

Board Member Cook stated who plows that road.

Rich Williams stated the state.

Board Member Montesano stated the state.

Board Member Cook stated the state plows the road.

Board Member Montesano stated 22, 164, this one, now the county road, Cornwall Hill, that you can get them you are going by but like I say, it used to be that this is the same state that doesn't even go around cutting grass anymore, they don't take trees down, they don't do a damn thing.

Board Member DiSalvo stated the foliage (inaudible).

Board Member Montesano stated where there used to be 40 crews working an area, now you down to about four.

Chairman Rogan stated the bottom line on it Charlie is that if they are business signs and they are not lit, we should let Dapuzzo know, that is there deal, let's them know.

Board Member Pierro stated I don't think Dapuzzo is even working anymore.

The Secretary stated he was in today.

Chairman Rogan stated yeah he is.

Board Member Pierro stated he was, God bless him, I hope he's healthy.

Chairman Rogan stated so, because you're right people are coming in and doing the right thing and they are getting you know. Motion to adjourn.

Board Member Pierro stated right.

Board Member Cook stated for the one person who comes in and does the right thing, we have five that don't.

Board Member Pierro stated make a motion we adjourn.

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
Board Member Pierro	-	aye
Chairman Rogan	-	aye

Motion carries by a vote of 5 to 0.

The meeting adjourned at 8:26 p.m.