

**TOWN OF PATTERSON**

**PLANNING BOARD MEETING**

**November 15, 2007**

*Special Work Session Meeting*

**APPROVED**

**Agenda & Minutes**

**Patterson Crossing FEIS Review Meeting**

**PLANNING DEPARTMENT**

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**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  
November 15, 2007 Meeting Minutes  
Special Work Session Meeting**

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

**APPROVED**

Present were: Chairman Rogan, Board Member Pierro, 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, Ted Kozlowski, Town of Patterson Environmental Conservation Inspector.

The meeting was called to order at 7:12 p.m.

Michelle Russo was the secretary and transcribed the following minutes.

There were approximately 6 audience members.

Chairman Rogan led the salute to the flag.

Board Member Pierro stated are the minutes on, is the tape on.

The Secretary stated the tape is on.

Board Member Pierro stated Edie stop throwing the chairs around.

Edie Keasbey stated (inaudible).

Board Member Pierro laughs.

Chairman Rogan stated are you okay Mike.

Board Member DiSalvo stated that is why I don't like sitting on the end anymore.

Chairman Rogan stated can you do it.

Board Member Pierro stated got it Mike.

Board Member Montesano stated yeah.

Board Member DiSalvo stated I'll move over, are you okay.

Board Member Montesano stated yeah. It just rolled, what can I tell you.

The Secretary stated a little over zealous over there.

Board Member Montesano stated the man told me to stand up, so I did.

Chairman Rogan stated okay, the last time we closed the last meeting we ended up we were still in Economic and Social Benefits. And what I want to ask is does anybody have any comments or anything that they want to talk about in the remainder of that section three because I think we covered it fairly well.

Board Member Pierro stated one thing that might save some time Shawn, are things that we get to further on, as I said before.

Chairman Rogan stated sure.

Board Member Pierro stated when there were some comments made by the public in the at the scoping session and in writing about the increase costs associated with this project to born by the Town of Kent for police services. Again it is in this part of the document up around 328 and again for everybody's knowledge and I am not an expert but I'm sure Mike and I have enough law enforcement experience to know that building this project in the Town of Patterson will not affect the Town of Kent Police Department within the project. This project is within the Town of Patterson and the project will not have, the Town of Kent has no authority there unless under, and Mike correct me if I'm wrong, because its been ten years unless it is a felony in progress and they happen to be there and it occurs in their presence.

Chairman Rogan stated okay.

Board Member Pierro stated or they are called for assistance in a County wide kind of State wide kind of thing for assistance but the Town of Kent Police Department will have no authority. Further on in the book it says that it will be born because, the responsibility will be born because they are the closest call, they are the closest police department, that is just not true, they have no authority there unless it is totally voluntary. There is some mention about the Town of Kent and the Town of Patterson getting into some sort of inter-municipal agreement to share some tax burden or some tax benefit at a later date but that has never been discussed. So with that we can save time by not even going through that again because it is just a non-issue.

Chairman Rogan stated okay and also along that police comment, I think Rich picked up on it also, something about using local police data for this, I think it was the salaries.

Board Member DiSalvo stated right.

Chairman Rogan stated I noticed in the press paper that we get the State Troopers start at.

Board Member DiSalvo stated right, the State Troopers, \$44,000.

Chairman Rogan stated no it said fifty or fifty-one and then.

Board Member Pierro stated it is getting up there.

Chairman Rogan stated fifty-five when they are in the.

Board Member DiSalvo stated I saw that the next day.

Board Member Pierro stated out of probation.

Chairman Rogan stated no, no, what do you call it, the academy.

Board Member Pierro stated right.

Chairman Rogan stated as soon as they are out of the academy they are sixty and sixty-five within one year, just make sure that we get the proper numbers.

Board Member Pierro stated right there has been a major up turn.

Board Member Montesano stated we are going to call Mr. Bloomberg and have him send his guys out.

Board Member Pierro stated yeah right.

Board Member Montesano stated at twenty-five grand a year, why not.

Board Member Pierro stated 3-27.

Chairman Rogan stated but we are not.

Board Member Pierro stated do you know where we are at.

Chairman Rogan stated we are at 3-28 but.

Board Member Pierro stated okay.

Chairman Rogan stated we are not going to page by page through this.

Board Member Pierro stated fine.

Chairman Rogan stated we are going to, I think go section by section, so that, you've got your books tabbed. I think what we should do for tonight is discuss the major issues that people have in each section. The section on Environmental Settings, we start off with soils.

Board Member DiSalvo stated what page is that.

Chairman Rogan stated it starts off at section 4.1-1.

Board Member DiSalvo stated okay.

Board Member Montesano stated right.

Chairman Rogan stated and I want to thank both Gene from Stantec and Rich for providing their documents because that helped in the review. Did you get Rich's.

Board Member Pierro stated I didn't grab the formal copy, I just printed it offline or online, I am going to go inside and get it just to have it for this portion of the meeting.

Chairman Rogan stated Michelle can you get it, please.

Board Member Pierro stated I'll get it.

Board Member Cook stated 4.1.

Board Member Pierro stated 4.1.

Chairman Rogan stated anyone have any comments on soils, I believe that Gene had some comments but they will be give to the applicant. I did not have any comments on soils. Richie did have a comment, if I remember correctly, it may not be specifically to 4.3 but it was about doing the slopes. You had mentioned the type of soils that they were using and they were doing a 2 on 1 slope and they should prove out basically that the slopes aren't going to slope.

Rich Williams stated yeah, they've got some slopes on there 2 on 1, 1 on 1, they are paxton soils, paxton soils are notoriously problematic and I am trying to maintain slope stability, so I raised that as an issue that they need to do a little bit more on my end anyway.

Board Member Cook stated I have one comment on page 4.2-3, with regard to response 4.2-5.

Chairman Rogan stated okay.

Board Member Cook stated part of the response it relative to the storm water management maintenance, it says that it calls for a yearly spring inspection of all storm water facilities. I guess what I am asking is yearly enough, sufficient, I don't know the answer to that.

Board Member DiSalvo stated can we compare it to another project.

Chairman Rogan stated and who does those inspections.

Rich Williams stated yearly is more then sufficient when you are inspecting the storm water ponds actually they are generally set up, especially the extended detention ponds so that really you only need to be concerned with maintenance once every ten years twelve years.

Chairman Rogan stated really.

Rich Williams stated somewhere in there but with the MS-4 program both the applicant and the Town are going to be obligated to do annual inspections of the ponds just to confirm that everything is functioning okay.

Board Member Cook stated and a follow up to that, is the last sentence in that response talks about the property management company would be a responsible entity for the periodic inspection and maintenance

of the storm water management facilities. I guess you just answered that that the Town would also be involved with that, so, that was my other question.

Rich Williams stated yes.

Chairman Rogan stated okay. The section on Topography was very short, just two or three different responses, anybody have anything on that. It would be 4.3-1 and 4.3-2. How are you. Okay.

Board Member Cook stated on 4.4-3 relative to the response 4.4-5.

Chairman Rogan stated okay.

Board Member Cook stated the last sentence talks about the specific details of such a monitoring program, including which wells to monitor would be determined by the Planning Board. A consultation with a professional hydrologist retained by the Planning Board, has one been retained or do we that at a different point in time.

Rich Williams stated no, yes.

Board Member Cook stated okay.

Rich Williams stated yes and its probably going to be a hydrogeolist retained by both Kent and Patterson, we may retain the same individual, there may be two individuals, other areas of the document, the applicant is committed to funding to that.

Chairman Rogan stated and that was for both well monitoring both during and after the construction.

Rich Williams stated he is committing to do it at this stage during construction, Putnam County Health Department has requested that there be a long term monitoring program in place.

Chairman Rogan stated okay, let's see.

Board Member Pierro stated I had a question on 4.4-4, Mr. Bacon, he is the attorney for CWCWC, asked whether there were going to be soil borings or maps of soil borings for the septic field, are there, or do they have to.

Rich Williams stated there was soil testing done within the septic field.

Board Member Pierro stated okay.

Rich Williams stated it is what they based their mounting analysis done, so there was soil testing.

Board Member Pierro stated it was done and were those maps provided in the.

Rich Williams stated yeah, they were, yeah.

Board Member Pierro stated okay.

Chairman Rogan stated since we are on that page and I circled it, I will just mention that top of the page, bless you, the top of the page 4.4-4, it mentions Ms. Ann Bitford from the Putnam County Health Department, it is Bittner.

Rich Williams stated they have been notified of that.

Chairman Rogan stated yeah and severn Trent of course, okay, anybody have anything else on ground water. I want to just make mention since Rich has it in his comments that there seems to be some discrepancy on the ground water recharge rates based on what was proposed or figured and what Richie had calculated, it looks to be about half the recharge rate and there needs to be some clarification on that comment. Let's talk a little bit about, we've got under Surface Water and Rich you have a comment about Concord Road. Somewhere in the document I thought it was talking about improvements to Concord Road, now are we speaking specifically about the drainage channel that was the result of Hurricane Floyd back in 1999.

Rich Williams stated those are the only improvements that have been contemplated in the EIS.

Chairman Rogan stated okay.

Rich Williams stated is that drainage channel.

Chairman Rogan stated okay and the drainage channel as part of this application would be because I saw different comments in terms of maybe piping the water there, leaving it the way it is, but treating it further down gradient from Concord Road and I just want to clear that that is something that obviously needs to be resolved, the storm water. They are looking at picking up that water from the channel but leaving it as a channelized area from what I remember.

Rich Williams stated there were some issues about whether they could legally go in there and do what they wanted without getting certain permits. So as another way around it they are talking about right at the beginning of Concord Road grabbing the water from there, bringing it over to a detention pond forgetting that you know, ignoring that channel all together and then bringing it back in discharging it back to the channel at a lower point after its been treated. Ultimately that whole scenario is going to be approved by the Town of Kent, so it is going to be up to the Town of Kent whether they want that treatment or not.

Chairman Rogan stated okay. Charlie did you end up doing your site walk with Rich.

Board Member Cook stated yes.

Chairman Rogan stated I just didn't remember talking to you about it. Did you walk up along that channel.

Board Member Cook replied yes.

Chairman Rogan stated okay.

Board Member Pierro stated okay.

Chairman Rogan stated anyone have anything else on ground water.

Board Member Pierro stated my only question was, what if the Town of Kent decides not to go forward with the remediation in that.

Rich Williams stated then the flow from Concord Road is going to remain untreated and flowing down that same channel.

Board Member Pierro stated okay and we will be able to do inspections and as built and continuing. Excuse me, I am having a rough time tonight, I'm on meds for my back. Can we as the Town of Patterson continue to monitor that during construction phase to see that it doesn't worsen and possibly cause additional problems down in the adjoining pond there.

Rich Williams stated I, you know, I'm not sure what the answer is on that because it is a private site. We can get permission to go on the lands by the developer but our regulatory authority doesn't extend into the Town of Kent.

Board Member Pierro stated right.

Rich Williams stated so if I am going out to construction inspections out there I don't really have any legal authority to be inspecting anything in Kent unless there is some sort of agreement between Kent and Patterson and that would be worked out between the Boards.

Board Member Pierro stated okay.

Chairman Rogan stated but likewise, that same inspections would be done by the Town of Kent. First of all I can't imagine that the Town of Kent would not want to address that storm water issue because the amount of untreated water it is currently putting into Lake Carmel with phosphorous restrictions and everything, it is something that is going to have to be resolved one way or the other. Whether the applicant does it or the Town of Kent does it, so, this is just the, kind of the, what is going to cause it to occur.

Board Member Pierro stated right.

Chairman Rogan stated so, okay, Surface Water, anything else anyone wants to discuss on surface water. As we get into these next few sections, the sections were fairly technical but I thought the responses were pretty straight forward and seemed to answer the questions. Rich, you just had a minor adjustment of the response in Vegetation and Wildlife in terms of them doing their onsite inspections for the species index and making that a more clear statement to ascertain whether there were any endangered species. That is a note on Rich's memo, number twenty-two and should be, I guess we could, these will be included with the comments from our meetings put together as one packet and given to the applicant, correct, like any other.

Board Member Cook stated and I think that it should be said too, Shawn, that there is, Gene's memo covered many, many points in this section, pointing out things that need to be amplified or corrected or what have you, so.

Chairman Rogan stated yeah.

Board Member Cook stated that's.

Chairman Rogan stated and Gene we thank you for those comments.

Gene Richards stated if I could just correct you, it is Stantec's memo.

Chairman Rogan stated Stantec's memo, not Gene's memo.

Gene Richards stated there were a team of us that looked at it.

Board Member Cook stated Gene's Team.

Gene Richards laughs.

Chairman Rogan stated it does take a team I'm sure. Okay, anyone have anything else on surface water, if not move to Wetlands, Streams and Water bodies, is a very short section, two pages, because there are not a whole lot of those issues on this site.

Board Member Pierro stated what page Shawn.

Chairman Rogan stated 4.6-1 and 2.

Board Member Pierro stated just to jump back for a second, the fueling station, the gas station has been taken out of the proposal.

Rich Williams stated yes.

Chairman Rogan stated okay, on Vegetation and Wildlife.

Board Member Pierro stated six.

Board Member Cook stated one comment on that page 4.7-2, the response 4.7-6, it says salt tolerant plants will be used in the areas that may be subject to salt spreading and may include the following. And yet some where I don't have it noted, a previous comment said that no salt would be used, so, that have to be crawled out.

Board Member DiSalvo stated they'll use sand instead.

Chairman Rogan stated maybe.

Board Member DiSalvo stated probably sand instead.

Chairman Rogan stated you know, you are still going to have some salt being brought by the vehicles, just on tires from the road.

Board Member Cook stated yeah but they are talking about salt spreading, I agree obviously yeah.

Chairman Rogan stated they are looking at planting species that are indigenous to the area that are going to be tolerant of the impacts.

Board Member Cook stated it is just the inconsistency, that's all, that is my only thing.

Chairman Rogan stated okay, great. Okay, anyone have anything they would like to discuss on Vegetation and Wildlife.

Board Member Pierro stated what is a roosting tree.

Chairman Rogan stated it is like a hollow den tree, take them all down, you don't have as much habitat, so they are talking about roosting trees.

Board Member Pierro stated okay.

Chairman Rogan stated okay, Transportation, this is a big section.

Board Member Pierro stated yeah.

Chairman Rogan stated this is the section that I defiantly didn't get all the way through. There are a number of different issues relative to the transportation section and I think the first one and using Rich's memo as kind of a primer to the discussion on this. They talk about a lot of different improvements through out the document, outlying improvements that are being thought about for the main intersections and then intersections that are a little further away, Barrett Hill Road, is one of them where I think a traffic light was going to be bonded and there needs to be some clarification on that bonding. I think the other one that strikes was the one that is contemplated for Kent Manor, I think it is Horse Pound Road and Route 52, where I think your point is well taken, that you need to decide if there is an impact from this project and if there is on that intersection.

Rich Williams stated well let me jump in right here, that particular intersection is something, they threw it into this document as a road improvement but it is a road improvement that is going to be made by a different project Kent Manor project, if the Kent Manor project ever were to be developed.

Chairman Rogan stated right.

Rich Williams stated and apparently that developer has committed to bonding that traffic signal.

Chairman Rogan stated so is it then you impression that it is thrown into this document just as additional information.

Rich Williams stated it is thrown into the document as part of the evaluation of all the intersections in the area and traffic improvements needed to mitigate the increased traffic from this project and other projects in the area.

Chairman Rogan stated okay.

Board Member Pierro stated has this developer committed to improving intersections on his dime, at his cost.

Chairman Rogan stated we've had several of them.

Rich Williams stated there is in the appendices a very specific list laid out, as you go on through the Transportation section, you can kind of pick out what he is going to do.

Board Member Pierro stated and I have read that but do they go as far as the Kent Manor project, they do.

Chairman Rogan stated and right in the beginning of the Transportation section they talk about some of the different, not some, all of the different intersections that are being proposed with some of them are just bonding traffic lights but other are you know turning lanes, widening of intersections. The one at [Route] 311 and [Route] 52, by the causeway, as I recall that was proposed, as you are heading towards [Route] 52, they were looking at widening that out to a right turn lane so that they, so you would have more cueing of those cars in that area. I think they also talked about the timing, the sequencing of the lights or maybe putting in the lights that what do they call it.

Rich Williams stated proper timing of the lights to make sure that the traffic flow is maintained within that area, they committed that DOT would address the signal light timing.

Chairman Rogan stated oh okay, what is the signals that actually sense whether there is a car cued, you remember what that is called Gene.

Gene Richards stated the loops in the ground.

Chairman Rogan stated is that what it is, they mention that in the document at one of the intersections.

Board Member Pierro stated a trigger.

Chairman Rogan stated the trigger that would basically it lets the system know whether or not there is.

Rich Williams stated they were talking about doing that on the [Interstate] 84 ramps.

Chairman Rogan stated so that if traffic backs up on the ramp it would know to let that light stay on longer to let.

Board Member DiSalvo stated yeah.

Rich Williams stated to make sure that the traffic didn't back up onto [Interstate] 84. That was a requirement by DOT or the Thruway Authority.

Board Member Pierro stated Rich, there is mention that some of the intersections closest to the project require traffic signalization now without.

Chairman Rogan stated no build scenario.

Rich Williams stated no build scenario.

Board Member Pierro stated no build scenario, is the applicant still going to contribute to the cost of installing those, this abatement.

Rich Williams stated he is committed to bonding two traffic signals which he really didn't identify a significant reduction in the level of service.

Board Member Pierro stated okay.

Rich Williams stated he talked about the Terry Hill Road, [Route] 311 and.

Board Member Pierro stated right.

Rich Williams stated he talked about Fair Street, [Route] 311 and both of those were going to be on the county dime.

Chairman Rogan stated you mention in your memo about the applicant speaking to the Commission of Highways on that and how we need a little bit more than an affirmation from the.

Rich Williams stated people change and administrations change.

Chairman Rogan stated more often than not.

Rich Williams stated and certainly as we have seen in the past year, attitudes change.

Chairman Rogan stated okay, there is a great summation of those improvements on 4.8-5, it talks about, it lists them 1 through 8, New York State Route 164 and Route 311, and again you are saying New York State DOT constructing improvements and the applicant bonding a signal, that was one of the intersections. Okay [Route] 311 and Fair Street, install a wide curbing radius on Fair Street. [Route] 311 and [Interstate] 84, we've talked about.

Board Member DiSalvo stated east bound and west bound.

Chairman Rogan stated [Route] 311 and Terry Hill Road, left turn lane on [Route] 311 and a right turn lane on Terry Hill and there are schematics of these in the, I think in the appendices. Okay, other road improvements we should talk about it is the change in this plan of the emergency access on Concord Road, it is different than what was originally proposed, it was being, I believe anyway that the applicant seems to indicate that the change was considered because some of the public comments because some of those roadways were awful narrow where it was originally proposed. But we had asked at the last meeting, we had asked, we had spoken about last meeting about getting some visuals on not only the property line screenings but I think that it would be a good idea to get them on that access way. Rich points out in his memo and I happen to agree with him that it is an area that is possibly more prone to visual impacts to the neighbors than the previous location, so I think we want to take a harder look at that.

Board Member Cook stated I don't think that the applicant defined the reasoning enough for the change.

Rich Williams stated it is in there if you know where to look but the primary reason that he made then change is he ran into some grading problems in proximity to septic system.

Board Member Pierro stated right.

Rich Williams stated he was coming in Concord Road, he was bearing around and coming down past the septic area and to get what he felt was a reasonable grade past that septic area, he would have to cut and the cuts would be too close to the septic fields.

Chairman Rogan stated you have anything on Transportation that you want to bring up with the Board.

Rich Williams stated I think for me probably the biggest thing that the Board needs to really consider is that emergency access. I would rather have a continuous, dense buffer between the residences and this project to try to screen off as much of the sound and as much of the light, rather than having an opening punched through there which, you know, clearly is going to make this project more visible from Concord Road and some of the areas and certainly now you are going to lose part of your sound barrier. Anything we can to mitigate the impact on the residents, I think we are obligated to do.

Chairman Rogan stated and its been a contentious point through out the document, the added traffic going down those roads and I think anyone who has been up on those roads, can attest that they are not designed, certainly for daily traffic, but that is not that intent of the emergency access. Do we have anything through the public hearing from the emergency services that is specifically requesting this secondary access.

Rich Williams stated I don't think anybody said it had to be there, I would have to check with Dave Raines with the new building code, especially with the new building code that is just coming out to see if there is any State requirement. But nobody through the public process has said we really want the secondary access that I am aware of, I could be wrong, off the top of my head I am not recalling anybody.

Board Member Pierro stated is the fact that the access to the cell tower is already there, is that what possibly spawned the use of the secondary access in the rear, just connecting that.

Rich Williams stated it came from in the very beginning where I saw the potential of using something that was already existing in time it is, as an emergency access, god forbid anything should happen at the entrance.

Board Member Pierro stated right.

Rich Williams stated you know, there are many project similar to this that don't have any sort of emergency access out.

Board Member Pierro stated and the state is not prone to allowing emergency access down onto [Interstate] 84, I've never seen that across the state.

Rich Williams stated and the embankments coming down there are so steep.

Board Member Pierro stated and the embankment to rear on the Fair Street side is also.

Rich Williams stated you're not getting anything that way either.

Board Member Pierro stated nothing.

Chairman Rogan state but I think it is a valid point though that if we can determine that that access isn't necessary, the widening of the entrance road that they can use in an emergency, shut down one side and just, really in an emergency they could probably use as many lanes as they could control for exit.

Board Member DiSalvo stated just for exit.

Chairman Rogan stated I was at the Home Depot area, maybe two weeks ago and there was a motorcycle accident in front of Applebee's out on the main road and I went into a facility and upon leaving, I think they were landing STAT flight, obviously the person that was involved in the accident was seriously

injured and for that short time, they actually stopped people from leaving that Home Depot, Kohl's whole plaza, as soon as they opened it up even a single lane and there were people backed up all the way through, maybe a couple of hundred cars, they cleaned it up pretty fast.

(Board Member Pierro's cell phone sounds).

Board Member Pierro stated I'm sorry.

Chairman Rogan stated it's alright, they cleared out in about five minutes but it got me thinking about this project, if they had to shut down a section how would they. Certainly it is not a life and death emergency to get someone out of a plaza, it is a convenience, so you had to wait five minutes until they had, I think they landed the helicopter right on the road, the STAT flight.

Board Member Cook stated I was there also, I wasn't there at the time of the helicopter but I would say immediately there after and there were plenty of emergency service personnel there, they moved things.

Board Member Montesano stated yes they do.

Chairman Rogan stated Gene do you have anything on Transportation, other then what you have in your memo, that you want to talk about.

Gene Richards stated we had a traffic expert look at it and offer his comments, I have nothing more then that.

Chairman Rogan stated okay, it is all pretty technical stuff.

Gene Richards stated yeah.

Board Member Pierro stated okay.

Chairman Rogan stated does anyone else have anything they want to discuss that they've outlined or anything that you want to go back from the first meeting that might have popped up. And again, this section, this section four which is the largest section in the document, I thought was pretty well answered. There was something I wanted to talk about, you had gotten some more information on blasting, Dave, you remember that you had brought up.

Board Member Pierro stated no.

Chairman Rogan stated on the rock crushing, I'm sorry.

Board Member Pierro stated I brought up information on crushing.

Chairman Rogan stated I apologize.

Board Member Pierro stated and I made a couple of phone calls and just spoke to the guy who operates the Wingdale site for Peckham and he told them the largest mobile crusher that he is aware of will do 2,000 yards a day.

Chairman Rogan stated cubic yards.

Board Member Pierro stated if the material is there at present, if they don't have to move it in.

Chairman Rogan stated right.

Board Member Pierro stated and my thought was that and spoke to Rich about this, my thought was that during the time we work on doing site plan that we could have the or have the developer do his stock piling of soils in such an area where that stock piling of soils would act as a buffer to any blasting that might go on, on the other side of that closer to [Interstate] 84. That we don't allow to start crushing material until all the blasting is completed, this way if it were to come to pass that this project does get approved and developed, we would have a date certain of when this crushing was going to cease. Like if all the material was blasted out and stockpiled in one location and then the crusher was to get in and start going, that in 60 to 90 days that crushing could be finished.

Chairman Rogan stated right, I think I like the idea of stock piles of trying to create a sound barrier, I think the actuality of having everything blasted before you start might be a little impractical, but what might be a good idea though, maybe a compromise is to make sure that if they were going to start up the crusher, they weren't starting it up for three hours and they were going to use it.

Rich Williams stated this whole project is being broken down into phases.

Chairman Rogan stated right.

Rich Williams stated it is required to be broken down in phases, any good erosion control plan is broken down into phases and one of those phases or a couple of those phases are going to be specific to the blasting operation, so that is really how we are going to control the duration of the blasting operation by the phases. They are going to complete one phase, then they are going to go into the next phase which includes the blasting, they are not going anywhere else until that is finished.

Board Member Pierro stated right and to the uninformed and the resident, they are thinking that we are going to have three years of blasting and rock crushing going on here and that really is not that case. And if this Board has any input and could control the phasing as we intend to do, it will not impact the lives of the residents in this area as horrifically as they believe it will and it is incumbent upon us to make it as painless as possible.

Board Member Cook stated well it is mentioned, I think a couple of times in the document that the rock crushing operation would go for six to nine months, not three years.

Board Member Pierro stated right, right but even six to nine months, if all the material is in place and they are blasting 119,000 cubic yards of material.

Chairman Rogan stated two hundred.

Board Member Cook stated I am just trying to respond to the three years, that's all.

Board Member Pierro stated yeah I know, yeah, but that is what people's concerns are. Excuse me.

Board Member DiSalvo stated it may take longer to do it that way you want to do it because then you are moving it again.

Rich Williams stated we'll certainly take a look and make sure that everything is done sufficiently and within a minimal amount of time.

Board Member Pierro stated it is my understanding that the area that needs to be blasted is one specific location where one of the buildings is going to be built. It is not all over the site, so that is why I am thinking along that line. Getting it blasted, getting all the material in place and then start rock crushing when all the material is ready, not bring the rock crusher in for six months and then take it out and bring it back in again and that is part of the phasing that we have to look closely at.

Chairman Rogan stated Mike, anything that you want to bring up or discuss.

Board Member Montesano stated no, I am doing fine with what we have.

Chairman Rogan stated Maria.

Board Member DiSalvo stated I am just curious about the access road, if indeed we really need a secondary access.

Chairman Rogan stated the emergency access.

Board Member DiSalvo stated yeah, do you want all those cars coming out onto that road.

Chairman Rogan stated that is an access that, well that is just it.

Board Member Pierro stated this is an emergency.

Board Member DiSalvo stated what designates an emergency that you would have to really divert the whole, all the cars that are parked there out of there, that way, without people waiting, like you said, five minutes you wait.

Chairman Rogan stated and then intent of that emergency access was to have some kind of barrier across it, it wasn't something that could just arbitrarily say we want to use this, that is not the intent at all.

Board Member DiSalvo stated yeah.

Board Member Pierro stated I don't, in thinking about an emergency evacuation for a site like this and for the size and for the amount of parking that we are talking about, I can only equate it to personal experience, a place like Caldor shopping center on Route 1 in Port Chester New York, where there are four or five big block stores and where you can get fifteen to twenty thousand cars parked in there.

Board Member DiSalvo stated but there are couple of ways out of that plaza.

Board Member Pierro stated there are two ways, two ways.

Board Member DiSalvo stated right.

Board Member Pierro stated and a third if we blew out a guardrail onto 21 North's exit and we've done that but I can't see an evacuation being any worse then 4<sup>th</sup> of July around Lake Carmel after the Fire Department fireworks.

Board Member Montesano stated basically my understanding, if I can.

Board Member Pierro stated yeah.

Board Member Montesano stated my understanding of an emergency access, is just that, it is for emergency personnel to get in if they couldn't get in the main road.

Board Member Pierro stated right.

Board Member Montesano stated and that is the only reason it would have to be used, if an evacuation of that caliber was taken, you are not going to have their cars being removed, you are going to have people walking out and possible a bus situation where you would get buses at the emergency entrance to get people on and out of the area.

Board Member Pierro stated right.

Board Member DiSalvo stated they'll have helicopters landing.

Board Member Montesano stated but emergency access is just that, it is for an emergency not to get people removed for an evacuation plan.

Board Member Pierro stated good point.

Chairman Rogan stated that is a very good point. We tend to think of all the cars leaving the site not a fire truck or ambulance getting into the site.

Board Member DiSalvo stated entering.

Board Member Pierro stated if you have to do a mass evacuation or mass removal of bodies and cars, the fire department has not place to go in, so that would be the perfect reason to have this accessory driveway, even if it is not finished.

Board Member DiSalvo stated how do they get up there though.

Board Member Pierro stated right.

Board Member Montesano stated and its not a finished driveway, it should be a gravel driveway.

Board Member Pierro stated right.

Board Member Montesano stated that can be maintained for that purpose.

Board Member Pierro stated without destroying the buffer that it provides now.

Chairman Rogan stated Rich, can I make a request or suggestion that we reach out to the Bureau of Emergency Services, maybe Adam Steibling or Tom Lannon or someone like that to see at maybe looking at this over all plan, to see if that would be a necessary emergency access or not. They certainly, they would be the people that coordinating something like that so. They may look at the configuration and say that the main entrance is more then sufficient and they don't see the need for it or they may say absolutely we want this and then you know.

Rich Williams stated alright, I'll send them a letter.

Chairman Rogan stated thanks. Charlie, anything else down there. Rich, anything that you want to talk about with what we've gotten up to tonight, Gene, anyone else.

Board Member Pierro stated can we, and I failed to bring it with me tonight because I was reading it this afternoon, can we go through Gene's document, for a few minutes.

Chairman Rogan stated sure, here you go. Do you want to go through it and then talk about it at the next meeting rather then reading through it right now.

Board Member Montesano stated (inaudible).

Board Member Pierro stated no, there was one question I had for Gene, Gene I think you used major and there were major and minor issues substantive comments that you were concerned about, the major ones, let's talk about that one, if you can, if you are prepared.

Gene Richards stated major would be traffic and storm water. Traffic is discussed in the memo and the traffic engineer looked at that and he offered comments and those are something that the applicant's engineer will have to respond.

Board Member Pierro stated will we then get a decision based on their discussions or we would get a final.

Rich Williams stated both Gene's memo and my memo have made suggestions back to the applicant for revisions within the document.

Board Member Pierro stated okay.

Rich Williams stated so assuming that the Board is okay with all the comments that we issued and I haven't heard anything to the contrary, we would provide that to the applicant, they would revise the document and if there were no other comments at that point, then the process is the Board would determine the document complete and ready for public review.

Board Member Pierro stated okay.

Board Member Cook stated the Board should have its own comments also, a tripod type thing.

Board Member Pierro stated absolutely.

Chairman Rogan stated that is what these meetings are all about.

Board Member Cook stated we should summarize our own concerns or questions and even if there is some repetition to Stantec's memo or.

Chairman Rogan stated Rich's.

Board Member Cook stated Rich's memo, so be it.

Chairman Rogan stated sure, it sounds reasonable.

Rich Williams stated from the last meeting, there were a lot of questions, there was a lot of back and forth answered but I didn't hear a lot of comments on the document, I did write down what I thought and I did go back through the minutes and that is what I pulled out of the last meeting that the Board wanted to see addressed in the document. It is a starting point, any other comments that you may have.

Chairman Rogan stated thank you for doing this Rich. The minutes from that meeting weren't very easy Michelle.

Board Member Pierro stated right but the number three but the first three were all mentioned in the document fairly clearly except for the 500 feet, I think Maria suggested that you ought to try to negotiate 1,00 feet.

Board Member DiSalvo stated we weren't sure whether it was from the property line.

Rich Williams stated that was the question, whether it was from the actual point of blasting or the property line.

Chairman Rogan stated or the point of blasting.

Board Member DiSalvo stated or the site.

Rich Williams stated and I believe that you were interested in more justification of why the 500 feet.

Board Member DiSalvo stated I didn't think it was enough and I think that Charlie agreed with me too on that, right.

Board Member Pierro stated I think 500 feet is that standard that they use.

Chairman Rogan stated well let's find out.

Board Member Pierro stated for construction sites now.

Board Member DiSalvo stated the area of the blasting is going to 500 feet inside the project.

Board Member Pierro stated right.

Board Member DiSalvo stated does that mean that nobody gets notified then.

Board Member Pierro stated that's a good point.

Chairman Rogan stated good point, let's get it clarified then. We did discuss blasting quite a bit at the last meeting, how people would be notified, we were talking certainly about visuals on the buffers, how they, even though we have a little difference of how we may envision that but just making sure that it is going to be screened properly, you know. And then the walk-ability of the site, which we have had people with comments on both sides of it, so it is kind of interesting, you know people want it walk-able and some people, to the site, I don't mean intra-site, to the site.

Board Member Montesano stated the reference to blasting, does DOT get notification since you are along Route 84 with traffic on 84 have to be notified that there is blasting going on some kind of sign media.

Rich Williams stated as far as am I aware and typically you are just, you've got to notice commercial business buildings, residences and you have to take a look at high hazard occupancies.

Board Member Montesano stated well what I am worried about is some guy driving along with a ham radio, with such a radio frequency, I don't know what kind of caps they are using, and if you have a radio frequency one, some guy driving by continues on his radio and half the place goes up.

Rich Williams stated you are going to have a licensed blaster doing this, they are going to be adhering to the New York State requirements and certainly they are going to be working with materials and don't want it going off in their hand, so if there is a requirement and I have seen the signs put up that says please shut off all tow radios, then they are going to put the sign up.

Board Member Montesano stated I've seen it go up and then the sign came up.

Rich Williams stated or we're going to call him lefty.

Board Member Montesano stated they can call him anything.

Chairman Rogan stated they have those signs up on the reservoir project that Carmel just shut down because they didn't go through Planning Board that, but that is side business but.

Board Member DiSalvo stated on Route 6.

Chairman Rogan stated DEP doing the work on the reservoir.

Board Member Pierro stated yeah.

Chairman Rogan stated anything else that anyone wants to discuss.

Board Member DiSalvo stated we were going to ask about the list of the salaries for the police officers too, right.

Chairman Rogan stated and that is actually.

Rich Williams stated I already had that going in my memo so I didn't put it in your.

Board Member DiSalvo stated oh okay.

Chairman Rogan stated use more local figures, which should be pretty straight forward. Charlie.

Board Member Cook stated I'm good.

Chairman Rogan stated Mike. Okay the next time we are meeting is the.

Board Member Montesano stated the 27<sup>th</sup>.

Chairman Rogan stated the 27<sup>th</sup> which is a Tuesday.

The Secretary stated correct.

Chairman Rogan stated okay, 7 p.m. correct.

The Secretary stated that is how it got noticed.

Chairman Rogan stated at which point I imagine everybody will be able to finish out reading this document, does that seem reasonable. Well don't eat too much turkey.

Rich Williams stated what do you want to do about the Board developing their own comments on this. Do you want to each write your own up and we'll forward it on, do you want to send them into the office and we'll type them up.

Chairman Rogan stated I think that it should come out as one document to be honest.

Board Member Pierro stated right.

Rich Williams stated alright, so then all the Board Members will forward their comments to the office and we will combine them all into one document.

Chairman Rogan stated and this was a great start from last meeting and I really appreciate that, I know we all have enough on our plate.

Board Member Montesano stated when you want to have the comments by.

Chairman Rogan stated well we are going to have the next meeting, I would think by that meeting you ought to have something.

Rich Williams stated if you have them in by the next meeting, we will type them up and get them out as quick as you get them in and you can all take a look at everything that has been written up.

Chairman Rogan stated okay, motion to adjourn.

Board Member Cook stated motion.

Chairman Rogan stated can 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
Board Member Pierro	-	aye
Chairman Rogan	-	aye

Motion carries on a vote of 5 to 0.

The meeting adjourned at 8:02 p.m.