

**TOWN OF PATTERSON  
ZONING BOARD OF APPEALS  
February 19, 2014**

**AGENDA & MINUTES**

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|---|---------|--|
| <b>1) Design Concepts Engineering, PC Case #14-13</b> | 1 – 2   | Public hearing remained opened;<br>Application tabled.   |
| <b>2) Jonathan Stipak Case #02-14</b>                 | 2 – 14  | Public hearing opened and closed;<br>Area variance of 12.1' for a side yard setback for a 14'x26'<br>carport granted |
| <b>3) Other Business</b>                              |         |  |
| <b>a) Raymond Merlotto Discussion</b>                 | 14 – 17 | Discussion of possible upcoming case.  |

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**TOWN OF PATTERSON  
PLANNING & ZONING OFFICE**

**ZONING BOARD OF APPEALS**

Lars Olenius, Chairman  
Howard Buzzutto, Vice Chairman  
Mary Bodor  
Marianne Burdick  
Michael Carinha

**PLANNING BOARD**

Shawn Rogan, Chairman  
Thomas E. McNulty, Vice Chairman  
Michael Montesano  
Ron Taylor  
Edward J. Brady, Jr.

**Zoning Board of Appeals  
February 19, 2014 Meeting Minutes**

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

Present were: Chairman Olenius, Board Member Howard Buzzutto, Board Member Mary Bodor, Board Member Marianne Burdick, Board Member Michael Carinha, Nancy Tagliaferro, Attorney with Town Attorney’s Office and Richard Williams Sr., Town Planner.

Chairman Olenius called the meeting to order at 7:04 p.m.

There were approximately 2 members of the audience.

Sarah Mayes was the secretary for this meeting and transcribed the following minutes.

Chairman Olenius led the salute to the flag.

**Roll Call:**

Board Member Bodor	-	here
Board Member Burdick	-	here
Board Member Buzzutto	-	here
Board Member Carinha	-	here
Chairman Olenius	-	here

**1) DESIGN CONCEPTS ENGINEERING, PC CASE #14-13**

Chairman Olenius stated so I’m not going to put you through the monotony of reading the legal again for the Design Concepts sign issue.

The Secretary stated okay.

Board Member Buzzutto stated that’s the [Patterson] Fire Department.

Chairman Olenius stated because the Town Board has not given us any recommendation or...as

to that up to this point. So I think we'll...it's held over for one more month. How many months has it been now.

Board Member Bodor stated since July.

The Secretary stated July.

Nancy Tagliafierro stated yes, since July.

The Secretary stated they submitted.

Chairman Olenius stated what's our limit. Do we have any.

Rich Williams stated there is no limit.

Chairman Olenius stated there is no limit. Alright, we'll just hold it over again. I guess once we get closer to July again, we'll have to do something. You can read the legal on the next one.

**2) JONATHAN STIPAK CASE #02-14**

Mr. Jonathan Stipak was present.

The Secretary read the following legal notice:

**NOTICE IS HEREBY GIVEN BY THE TOWN OF PATTERSON BOARD OF APPEALS** of a public hearing to be held on Wednesday, February 19, 2014 at 7:00 p.m. at the Patterson Town Hall, 1142 Route 311, Patterson, Putnam County, New York to consider the following application:

**Jonathan Stipak Case #02-14 – Area Variance**

Applicant is requesting an area variance pursuant to 154-7 of the Patterson Town Code, Schedule of regulations, in order to place a carport 2.9' from the side yard property line. The Code allows for a minimum 15' side yard setback; Variance requested is for 12.1'. This property is located at 37 Java Road (RPL-10 Zoning District).

Chairman Olenius stated as I am the Applicant's neighbor and former co-worker, I'm going to recuse myself from this case.

Board Member Buzzutto stated okay.

Chairman Olenius stated hand it over to the Vice Chair.

Board Member Buzzutto stated alright. Jonathan, come to the mic. Your name and address, Sir.

Mr. Jonathan Stipak stated Jonathan Stipak. 37 Java Road, Patterson, New York.

Board Member Buzzutto stated alright. Do you solemnly swear the testimony you are about to give is the truth and the whole truth.

Mr. Stipak stated I do.

Board Member Buzzutto stated thank you. Let's see. You want to put a...What was this, a carport.

Mr. Stipak stated yes. I just bought a travel trailer which I'm going to pick up Saturday, and it fits right on the side of my house. And what I was looking to do was to just build a roof over it to keep it under rather than tarps and covers.

Board Member Buzzutto stated okay.

Mr. Stipak stated I thought it would protect it from the weather and I think it would look better than tarps and covers. It just makes it easier for me.

Board Member Buzzutto stated it would be a completely registered vehicle: plates and everything on it.

Mr. Stipak stated yes. Yes.

Board Member Buzzutto stated okay. So that would take care of any illegal stuff about having something in the yard that's not legal. Okay, let's see. The side...2.9 [feet] from the...Where in this picture would that be.

Mr. Stipak stated right on the left side of the garage doors there.

Board Member Buzzutto stated over there.

Mr. Stipak stated yes. There should be a couple of pictures there.

Board Member Buzzutto stated well (inaudible – too many talking).

Mr. Stipak stated I took three or four shots.

Board Member Buzzutto stated okay.

Board Member Bodor stated you have a two-car garage under the house.

Mr. Stipak stated yes.

Board Member Bodor stated okay. And this would be...

Mr. Stipak stated to the left of it.

Board Member Bodor stated to the left of that.

Mr. Stipak stated yes.

Board Member Bodor stated yes.

The Secretary stated I have colored copy if you wanted to see color.

Board Member Bodor stated how close will you be coming to the property line with this new structure.

Mr. Stipak stated I think it's about 2 feet, I think. Somewhere around there.

Board Member Bodor stated about 2 feet.

Board Member Carinha stated it's 2.9 [feet] according to the...

Mr. Stipak stated yes.

Board Member Carinha stated a little more than 2 [feet].

Board Member Bodor stated right.

Mr. Stipak stated right.

Board Member Bodor stated and what's on the property next to you there.

Mr. Stipak stated woods on the neighbor's side.

Board Member Bodor stated woods.

Mr. Stipak stated yes.

Board Member Bodor stated okay.

Mr. Stipak stated and I did speak to my immediate neighbor. They don't have a problem with it. Nor do anybody around me right...local in, you know, people across the street, I know them all.

Board Member Bodor stated the nearest structure on that side, there's woods immediate and then there's a structure.

Mr. Stipak stated and then the next house down.

Board Member Bodor stated yes. Is like how far away.

Mr. Stipak stated I would guess, with the property, probably about seventy...I'm guessing 60', maybe. You might be able to see it in one of the pictures. Yes.

Board Member Bodor stated I see the house there.

Mr. Stipak stated this picture...

Board Member Bodor stated yes.

Mr. Stipak stated shows it.

Board Member Bodor stated I see the picture but I was wondering...

Mr. Stipak stated yes.

Board Member Bodor stated what the distance...the actual distance was.

Mr. Stipak stated I'm guessing it's about...Yes, it's got to be 50, 60 feet.

Board Member Burdick stated and it looks like there's pretty decent pine tree screening right there...

Mr. Stipak stated yes.

Board Member Burdick stated on the side.

Mr. Stipak stated yes.

Board Member Buzzutto stated is this parking proposed of the layout...

Mr. Stipak stated that's a map of my whole property...

Board Member Buzzutto stated that's what I mean.

Mr. Stipak stated I drew by hand, yes.

Board Member Buzzutto stated alright. Where are your septic and your well.

Mr. Stipak stated in the back.

Board Member Buzzutto stated on here.

Board Member Bodor stated septic's in the back. Where's the well.

Mr. Stipak stated yes. What's that.

Board Member Bodor stated well.

Board Member Buzzutto stated the well.

Mr. Stipak stated the well is on the right side, front of the house.

Board Member Buzzutto stated can you draw...just mark it...

Mr. Stipak stated sure.

Board Member Buzzutto stated on there some place.

Mr. Stipak stated sure. Okay.

Board Member Buzzutto stated well and the septic.

Mr. Stipak stated septic. Down at the bottom is the fields. And right over here is the well.

Board Member Buzzutto stated okay. Okay, fine. The fields are over there...

Mr. Stipak stated yes. I mean...

Board Member Buzzutto stated okay. So they're not going to interfere with anything I can see here.

Board Member Carinha stated I just have one question about...

Mr. Stipak stated sure.

Board Member Carinha stated is that the house that's next door to you [referring to a picture].

Mr. Stipak stated yes.

Board Member Carinha stated okay. Thank you. It looks bigger than 60'.

Mr. Stipak stated I think the picture makes it look further. You know what it might be, I mean, I should be able to judge the distance...

Board Member Carinha stated from house to house or from property line to that.

Mr. Stipak stated probably from the property line to their house probably. I'm guessing 60'.

Board Member Carinha stated okay, about 30 yards or so.

Mr. Stipak stated yes. In that range. Yes, if I think about it as a golf shot, maybe I'd be able to be a little more accurate.

[Laughter].

Board Member Bodor stated and what kind of material are you going to do this construction with.

Mr. Stipak stated I'm going to use 2 x 10 construction on the side of the house. I'm going to use sonnet...12" sonnet tubes, 4' deep, three of them with 6x6 posts, 12' high. And then I'm going to run 2x10s, 16" on center all the way, the whole length. Then I was going to use...It's all going to be pressure treated. I'm going to use pressure treated wood, plywood on top of that and

then roof it.

Board Member Buzzutto stated this all...this meets all Town's Codes.

Mr. Stipak stated I would assume that...

Board Member Buzzutto stated I mean...Excuse me [referring to clearing his throat]. I mean, like the footprint, where it's going to be. The concrete, stuff...what about that.

Mr. Stipak stated yes. Four feet would be...

Board Member Buzzutto stated yes. Okay.

Mr. Stipak stated more than sufficient.

Board Member Buzzutto stated which one you talking about: This one here in the middle.

Mr. Stipak stated yes.

Board Member Buzzutto stated that's the one you're talking about. The one in the middle. It's going to be attached to the house.

Mr. Stipak stated attached to the house, yes.

Board Member Carinha stated are you going to put any gravel or anything down.

Mr. Stipak stated I'm going to put gravel below it, yes. One inch stone, probably, and I'll tamp it down and then I'll re-level it out.

Board Member Carinha stated okay.

Board Member Buzzutto stated this shows everything around there. And one other question I had was how much property do you have. Probably only...

Mr. Stipak stated just under a half acre, I believe.

Board Member Buzzutto stated oh, one half acre.

Mr. Stipak stated I think it's 4.6 or 4.7 acres [Applicant misspoke: should be .46 or .47 acres]. Somewhere in that range.

Board Member Buzzutto stated oh yeah.

Board Member Bodor stated this drops down in the back though, doesn't it.

Mr. Stipak stated yes. It's very steep.

Board Member Buzzutto stated yes, according to the topo[graphy].

Mr. Stipak stated lots of wildlife in there. When the leaves on the trees you don't see anybody. It's so ice in the back.

Board Member Buzzutto stated this is a fairly new house, too, isn't it.

Mr. Stipak stated '94.

Board Member Buzzutto stated yes, well that's pretty new.

Mr. Stipak stated it was supposed to be built in, I think, November of '93 but that winter they didn't even start it until March. It was one of those...It was like this year.

Board Member Buzzutto stated you had it built yourself.

Mr. Stipak stated yes. **Billy Elting** built it. I think he was pretty reputable around here. It was a stick built.

Board Member Buzzutto stated so I see no other vehicle could get to the back of your property if you...Well, I don't know. Even now they couldn't get back there, could they.

Mr. Stipak stated well, you can go into the carport; it's going to be 12' high. If you had to.

Board Member Buzzutto stated I mean, you could right through the front to the back.

Mr. Stipak stated yes.

Board Member Buzzutto stated oh, okay.

Mr. Stipak stated it's only going to be a roof. That's all it's going to be.

Board Member Buzzutto stated it's in one of those...Okay.

Mr. Stipak stated it's only going to be a roof, no walls of any kind.

Board Member Carinha stated it's going to look like this, this posts. It has three posts.

Board Member Buzzutto stated yes. Oh, yes. Okay, fine.

Mr. Stipak stated and so you could get back there if you had to.

Board Member Carinha stated you could get a machine back there to work on your septic.

Board Member Buzzutto stated that's what I mean.

Mr. Stipak stated oh, yes. Oh, yes.

Board Member Buzzutto stated (inaudible).

Mr. Stipak stated yes, I mean I drive a bucket truck that's 12'.

Board Member Buzzutto stated okay.

Mr. Stipak stated with that pitch, you'd be able to get that even under there with a septic truck or truck if it had to fit or anybody to...Any kind of machinery would be able to get under 12' I would think.

Board Member Carinha stated I would think so.

Board Member Bodor stated are you doing the construction yourself.

Mr. Stipak stated yes.

Board Member Buzzutto stated it's obviously won't be heated, except in the summertime.

Mr. Stipak stated I know. That's for sure. It's mainly to protect a good investment. This is a...I'll share. My wife was really sick for a couple of years and I almost lost her and she couldn't go anywhere on vacation. So we rented a trailer out of Montauk; she was finally well enough, and we rented a trailer out of Montauk and camped and we had two of the best weeks ever. And it was like why not just bring home wherever we go and then that way we don't have to worry about her asthma kicking up or other things. So it's a nice way to do it.

Board Member Buzzutto stated do I have anything from the audience on this particular case.

**Bob McCarthy stated** how wide is it.

Mr. Stipak stated it's going to be about...The posts will be about...

Board Member Buzzutto stated you want to give your name...

**Bob McCarthy stated** Bob McCarthy, Patterson. On Maple Avenue.

Board Member Buzzutto stated okay.

**Bob McCarthy stated** how wide is it going to be.

Mr. Stipak stated it's going to be 14' ...

**Bob McCarthy stated** wide.

Mr. Stipak stated wide. And 26 [feet] long.

**Bob McCarthy stated** okay, because 2x10s actually you can only span 14' (inaudible – too distant) six. Just technical, you know.

Mr. Stipak stated it's only two by (inaudible – too many talking).

**Bob McCarthy stated** it's still in by Code. Yes.

Mr. Stipak stated okay. I'll change it. Whatever I got to do. I'll get advice from friends that I have.

**Bob McCarthy stated** yes. No, that's standard: is 2x10. So you know before, before you do this.

Mr. Stipak stated okay.

Board Member Carinha stated now it's going to be...I have one question. It's 14' from the side of the house to the posts.

Mr. Stipak stated fourteen feet...no. The posts are going to be inside that way those posts are protected...

Board Member Carinha stated yes, you're going to have an overhang.

Mr. Stipak stated and it's going to be triple 2x10s, the whole length...

Board Member Carinha stated yes.

Mr. Stipak stated with the three posts. And they're going to be roughly 12.5 or 13 [feet] out and then that way the 14 foot is overhanging it...

Board Member Carinha stated okay.

Mr. Stipak stated that way it keeps that post from getting wet.

Board Member Carinha stated alright. How wide's the new camper.

Mr. Stipak stated the...8'.

Board Member Carinha stated 8' feet wide, oh. You'll have plenty of room.

Mr. Stipak stated I mean, but it's got a slide out, too.

Board Member Carinha stated yes. No, no. I know.

Mr. Stipak stated it's...

Board Member Carinha stated I would assume that, yes. They all do now.

Board Member Buzzutto stated the attachment to the house would be from the roof or the...

Mr. Stipak stated no probably about...I got to double check. I think about 15' high so I have 3' of pitch over that 14' length.

Board Member Buzzutto stated okay. But it's going to be attached to the house.

Mr. Stipak stated it's attached the house, yes.

Board Member Buzzutto stated oh, okay. So it's not going to be... Yes, because once it's not attached you need 15' though. Okay. Is that the only... Any other questions from the Board on this particular...

Board Member Burdick stated I think it's well-screened, both in the front: it looks like there's a...

Board Member Buzzutto stated yes. It's pretty well...

Board Member Burdick stated whole row of pine trees and then on the side where the neighbor is there's pine trees.

Board Member Bodor stated yes, and I don't see any other location for such a structure to protect your...

Mr. Stipak stated right.

Board Member Bodor stated investment. So...

Board Member Buzzutto stated yes, because of the topo on there, it looks kind of slanted down. Probably a few rock outcroppings out there with everything.

Mr. Stipak stated like I said, I'll level it off with bringing stone in.

Board Member Buzzutto stated no, I'm not... I don't think that would be part of the stipulation though. Just a... No, it's just that you can't put it in the back there.

Mr. Stipak stated no, there's no way.

Board Member Buzzutto stated that's not possible.

Mr. Stipak stated you can't put anything in the back. It drops down. Right after that septic tank, it's pretty steep.

Board Member Buzzutto stated okay. I hear nothing from the audience on this.

Board Member Burdick stated make a motion to close the public hearing.

Board Member Buzzutto stated yes. Second.

Board Member Burdick stated all in favor. Motion carried by a vote of 4 to 0.

Board Member Buzzutto stated public hearing is closed. I think Mary's winging this over here.

[Laughter].

Board Member Buzzutto stated my right-hand man.

Board Member Bodor stated how'd you know.

Board Member Buzzutto stated see Lars, I can do it anyways.

[Laughter].

Board Member Bodor stated okay. You want me to read it. Did we close the public hearing.

Board Member Burdick stated yes, we did.

Board Member Bodor stated I wasn't listening because I was writing.

Board Member Buzzutto stated you'll have to give me credit for making it.

[Laughter].

Board Member Buzzutto stated come on now.

Board Member Bodor read the following resolution:

**IN THE MATTER OF THE APPLICATION OF**  
***Jonathan Stipak, Case #02-14***  
***For an Area Variance for Side Yard Setback for a Carport***

**WHEREAS, *Jonathan Stipak*** is the owner of real property located at 37 Java Road (RPL-10 Zoning District), also identified as **Tax Map Parcel #25.47-1-10, and**

**WHEREAS, *Jonathan Stipak*** has made application to the Patterson Zoning Board of Appeals for an area variance pursuant to §154-7 of the Patterson Town Code; Schedule of Regulations, in order install a 14' x 26' carport, and

**WHEREAS, §154-7 of the Patterson Town Code** requires a 15' side yard setback; Applicant has 2.9'; ***Variance requested is for 12.1'***, and

**WHEREAS,** the proposed action constitutes a Type II action under 6 NYCRR Part 617, and therefore requires no further review under the State Environmental Quality Review Act (SEQRA), and

**WHEREAS,** a public hearing was held on the Application at the Patterson Town Hall, 1142 Route 311, Patterson, New York on ***February 19, 2014*** to consider the application; and

**WHEREAS,** The Patterson Zoning Board of Appeals has given careful consideration to the facts presented in the application and at the public hearings and finds that:

1. the proposed application ***will not*** produce an undesirable change in the character of the neighborhood ***because it is a structure being constructed to house an RV rather than have tarpaulins, etcetera, to protect it from the weather.***
2. the benefit sought by the applicant ***cannot*** be achieved by any other feasible means ***due to the geography*** [Editor's note: correct terminology would be:

*topography] of the parcel that he does in fact own.*

3. the variance requested *is* substantial *but not so as to cause denial of this application*
4. the proposed variance *will not* have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district *because it will in fact provide a well constructed structure to house the new vehicle.*
5. the alleged difficulty necessitating the variance *is not self-created and is not sufficient* so as to cause a denial of the requested variance.

**NOW, THEREFORE BE IT RESOLVED**, that the Patterson Zoning Board of Appeals hereby *grants* the application of *Jonathan Stipak* for *an area variance* pursuant to §154-7 of the Patterson Town Code; Schedule of regulations, *for a variance of 12.1' from the 15' required for a side yard setback in the RPL-10 Zoning District in order to place a 14' x 26' carport 2.9' from the side property line.*

Board Member Burdick stated second.

Board Member Bodor	-	yes
Board Member Burdick	-	yes
Board Member Buzzutto	-	yes
Board Member Carinha	-	yes
Chairman Olenius	-	recused

Resolution carried by a vote of 4 to 0.

Board Member Bodor stated okay. Move forward.

Mr. Stipak stated okay. What do I do next.

Board Member Burdick stated good luck.

The Secretary stated Building Department.

Board Member Burdick stated building.

Mr. Stipak stated building permit. Okay. Thank you.

Board Member Buzzutto stated okay. Yes, good luck to you and...

Mr. Stipak stated I appreciate it.

Board Member Burdick stated good luck.

Board Member Buzzutto stated may you enjoy the...

Mr. Stipak stated I'll hang out. I want to talk to you [referring to Chairman Olenius].

Board Member Buzzutto stated may you enjoy your vehicle.

Mr. Stipak stated thank you very much.

Board Member Buzzutto stated am I in your way here.

(Inaudible – papers shuffling)

### **3) OTHER BUSINESS**

#### **a) Raymond Merlotto Discussion**

Chairman Olenius stated other business.

Rich Williams stated other business. If I can approach the Board.

Chairman Olenius stated absolutely. I'd love to hear what you have to say.

Rich Williams stated yes. We have an ongoing issue that we've...

Board Member Buzzutto stated got to give his name and address. Don't let him...

Rich Williams stated been trying to work through. As the Board may recall a number of years ago, there was an application for a variance for a single family home that got very, very complicated, very, very quickly. It was a subject of a case with the Appellate Court and the Town prevailed on it. And the essence of the decision was that...

Board Member Buzzutto stated Ray Merlotto.

Rich Williams stated the...

Board Member Buzzutto stated oh my god. I was just talking to him yesterday.

[Laughter].

Rich Williams stated was that the height of the building needed to be reduced so as not to create a second story.

Board Member Bodor stated yes.

Rich Williams stated that was seven years ago that decision was made and we are still struggling to get compliance on this. And it's been difficult both for internal and for financial reasons of the Applicant. So we've been looking at ways to work around this to meet the intent of the Board and the Town Code and try to come to some agreement with the Applicant. I did a little work up on the past history, you know, everything that's gone on before. I did it mostly for myself just so I could refresh where were and what was done and why it was done. And I think that we're going to ask the Applicant to...the property owner to come back in before the Board on an application. That's the general direction that we're leaning right now, so that the Board can consider whether there needs to be some additional relief in order to resolve this issue once and for all. As I recall, the biggest issue before the Board was the livable area that he had created on the second floor. And we think we found a way to meet the intent of the Board, not to increase the livable area because of the very small lot size: The lot size is a little over 5,000 square feet, the size of a very big home in the Town of Patterson, so that we don't have that livable area. We don't have the environmental concerns with the septic system and yet we can give some sort of financial...We can make it financially and economically reasonable for the Applicant to meet the decision of the Board. So, just wanted to get you up to speed on that and if anybody has any questions they can...

Board Member Buzzutto stated yes, can I ask you one question. Wasn't there something on the outside opening with the deck or something on there. Did we...Was that an application. Did that pass or...

Rich Williams stated well, it started off with initial application to rebuild the building...

Board Member Buzzutto stated right, yes.

Rich Williams stated and a month later, a second application was made...

Board Member Buzzutto stated right.

Rich Williams stated to allow the front porch and the rear deck to be added...

Board Member Buzzutto stated right. That's what it was.

Rich Williams stated into the...on to the building.

Board Member Buzzutto stated was that a separate variance or was...

Rich Williams stated it was an interpretation the Board made...

Board Member Buzzutto stated okay.

Rich Williams stated of what they considered...

Board Member Buzzutto stated okay, fine.

Rich Williams stated acceptable for the building area.

Board Member Buzzutto stated okay. I remember that place. He had the stairs going up

the...There was something. Yes, we would have to...

Rich Williams stated yes. So...

Chairman Olenius stated didn't it...those decks affect the impervious coverage re...portion of it.

Rich Williams stated it depends on the type and style of the deck. This one was fairly elevated, so sometimes we include it in if it's applicable and most of the time we don't.

Board Member Buzzutto stated if my memory's right, I think there was a lot of letters came from the neighbors about the height of it.

Rich Williams stated it certainly one...It was a big concern with the neighbors.

Board Member Buzzutto stated a lot of negative letters, yes.

Rich Williams stated yes.

Board Member Buzzutto stated I couldn't remember.

Rich Williams stated yes.

Board Member Buzzutto stated a little bird had to tell me.

Rich Williams stated so, just to give you a heads up so you can refresh your memory and...

Board Member Buzzutto stated yes.

Rich Williams stated you know, take a look. And additional information you need as far as what went on in the past because we anticipate this is going to be on for next month.

Board Member Buzzutto stated he didn't say anything to me yesterday when he was here. Well, very nice in fact.

Rich Williams stated well, again, we're trying to work through this so we can resolve it. It's been seven years.

Board Member Buzzutto stated yes, I mean, it's just a wasted space that he's got there. It could be a nice place to live, really, for somebody.

Rich Williams stated yes. It could be.

Board Member Buzzutto stated I think he has his family living there.

Chairman Olenius stated it's vacant to this day, the house.

Rich Williams stated yes.

Chairman Olenius stated to this point still.

Board Member Buzzutto stated oh, yeah.

Rich Williams stated yes.

Board Member Buzzutto stated (inaudible – too many talking) issue.

Rich Williams stated he doesn't have a CO on it.

Board Member Buzzutto stated in fact, I think Ginny [Nacerino] handled the...because he was...Him and I did the voting machines together and they told me to step down.

Rich Williams stated yes.

Board Member Buzzutto stated so, I remember. Ginny handled it.

Rich Williams stated yes. Correct. When it came back in.

Board Member Buzzutto stated yes.

Rich Williams stated okay. Thanks.

Board Member Buzzutto stated thank you.

Chairman Olenius stated thank you.

Board Member Buzzutto stated thank you, thank you.

Chairman Olenius stated was that it for other business.

The Secretary stated that's it.

Board Member Buzzutto stated we have no minutes, right.

Chairman Olenius stated no.

Board Member Buzzutto stated we could have done this over the telephone at home, you know.

[Laughter].

Chairman Olenius stated I'll make a motion to close the public hearing then. [Chairman Olenius misspoke and meant to say "close the meeting" not "close the public hearing"].

Board Member Bodor stated I'll second it.

Chairman Olenius stated all in favor. Motion carried by a vote of 5 to 0.

Meeting was adjourned at 7:27 p.m.