

**TOWN OF PATTERSON  
ZONING BOARD OF APPEALS  
April 16, 2014**

**AGENDA & MINUTES**

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<b>1) Design Concepts Engineering, PC Case #14-13</b>	1 – 7	Public hearing remained opened; Application tabled pending more information.
<b>2) Dominick Accurso Case #03-14</b>	8	Public hearing remained opened; Applicant was not present - Application tabled.
<b>3) Raymond Merlotto Case #05-14</b>	8 – 15	Public hearing closed; Area Variance for enlarging a nonconforming building granted.
<b>4) Linda Cowan Case #07-14</b>	15	Public hearing remained open; Applicant was not present – Application tabled.
<b>5) Peter Ruisi (Liberty Paintball Games) Case #09-14</b>	16 – 33	Public hearing opened; Application tabled pending site walk.
<b>6) Other Business</b>		
<b>a) Minutes</b>	35	March 19, 2014 minutes approved.
<b>b) Site Walk</b>	35 – 37	Site walk scheduled for 5/14/14.

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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  
April 16, 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 7 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**

Ms. Eleanor Smith, Patterson Fire Department President, 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, April 16, 2014 at 7:00 p.m. at the Patterson Town Hall, 1142 Route 311, Patterson, Putnam County, New York to consider the following applications:

**Design Concepts Engineering, PC Case #14-13 – Area Variances & Use  
Variance – Held over from the July 17, 2013, August 21, 2013, September 18,  
2013, October 16, 2013, November 19, 2013 and March 19, 2014 meetings**

Chairman Olenius stated come on up.

Mrs. Eleanor Smith stated how are you.

Chairman Olenius stated good. How are you.

Mrs. Smith stated thank you so much.

Chairman Olenius stated just state your name for the record one more time.

Mrs. Smith Eleanor Smith, President for Patterson Fire Department.

Chairman Olenius stated thank you.

Board Member Bodor stated and for this discussion I'm going to recuse myself.

Chairman Olenius stated okay. So in our last meeting we had a little discussion...

Mrs. Smith stated yes, we did.

Chairman Olenius stated and you presented me with the answers to questions that I wasn't aware of...

Mrs. Smith stated okay.

Chairman Olenius stated and the Secretary was kind enough to print off that list that was apparently a Town Board...

Mrs. Smith stated yes.

Chairman Olenius stated question thing. We kind of left it...I still haven't received any input from the Town Board.

Mrs. Smith stated you haven't.

Chairman Olenius stated no.

Mrs. Smith stated okay.

Chairman Olenius stated but you were going to talk to your engineer in between because he had been away. Do you have any new...

Mrs. Smith stated he was away and I did contact him...We're not notified. We're supposed to get a letter because I wasn't really sure what...that...I didn't know it was a public hearing. I just

thought we were going to have just a discussion. I did call him. I haven't heard back from him. I don't know if he's back yet. I don't know what: if he's busy, what his schedule is. But I have not heard back from him. So...

Chairman Olenius stated I'm probably going to officially request...send a memo to the Town Board requesting some sort of input from the Board...

Mrs. Smith stated and he wasn't notified. He hasn't been notified either, so he needs to be able to be notified ahead of time, the engineer.

The Secretary stated well, you were first notified of the first public hearing. It's remained opened. You're notified the first and until a decision is made you're on the agenda.

Mrs. Smith stated okay.

The Secretary stated so you don't get notified every single time.

Mrs. Smith stated oh, okay. I'm sorry. Thank you.

Chairman Olenius stated so...

Mrs. Smith stated I can answer more questions. I mean, I...I don't know how to proceed from here either.

Chairman Olenius stated I think you've answered every question we have at this point.

Mrs. Smith stated okay. Got you.

Chairman Olenius stated we're still waiting for some input from them and that's the problem.

Mrs. Smith stated yes.

Chairman Olenius stated and they're kind of dragging their feet. I'm not sure what's going on. And I hate to keep dragging you out here.

Mrs. Smith stated absolutely. I want to get that process going and...

Chairman Olenius stated and I hate to keep holding it over.

Mrs. Smith stated you know.

Chairman Olenius stated I would like to have some type of...

Mrs. Smith stated we don't want the price to keep going up.

Chairman Olenius stated yes.

[Laughter].

Chairman Olenius stated luckily the economy's remained...

Mrs. Smith stated yes, exactly.

Chairman Olenius stated (Inaudible – too many talking) right now. May 21<sup>st</sup> is our next meeting.

Mrs. Smith stated okay.

Chairman Olenius stated you will be on the agenda and hopefully we'll have some type of input from the Town Board because this has been going on now since...

Mrs. Smith stated and I will call my engineer to make sure that he is available that day, May 21st, 7 o'clock.

Chairman Olenius stated yes. We're approaching...

Mrs. Smith stated okay.

Chairman Olenius stated a year now, so I really...

Mrs. Smith stated thank you.

Chairman Olenius stated kind of...

Mrs. Smith stated I appreciate you handling this.

Chairman Olenius stated want this going. So I'll draft something for you. Or you can draft it for me, that would be even better [referring to the Secretary drafting a memo to the Town Board].

[Laughter].

Chairman Olenius stated officially requesting some sort of input from them whether they're leaving it in our hands totally or what they're doing. If they're going to make a change to the...

The Secretary stated what direction you want to go in.

Chairman Olenius stated yes.

Mrs. Smith stated yes. Has... We presented the variance, the change in the Code. Is that where we are now waiting to see...

Chairman Olenius stated that's kind of... We're waiting to see what...

Mrs. Smith stated if that's going to be.

Chairman Olenius stated what they say.

Mrs. Smith stated initiate it or not. Implement it or not.

Chairman Olenius stated exactly.

Mrs. Smith stated okay.

Chairman Olenius stated because that... We don't have anything to do with that. That's all in their...

Mrs. Smith stated okay.

Nancy Tagliafierro stated and that kind of governs what's going to happen here.

Mrs. Smith stated right.

Nancy Tagliafierro stated so you need to follow up with them...

Chairman Olenius stated that's...

Nancy Tagliafierro stated first.

Chairman Olenius stated kind of why we're stalled right now.

Mrs. Smith stated right. Okay.

Chairman Olenius stated because that would change a lot of issues with your... I think we've had the discussion that...

Mrs. Smith stated yes.

Chairman Olenius stated as it stands right now it's a difficult decision to make.

Mrs. Smith stated okay.

Chairman Olenius stated unless something... some modifications were made.

Mrs. Smith stated right.

Board Member Buzzutto stated the sign itself meets all the requirements that we're going to give it, right.

Chairman Olenius stated not for a use variance it doesn't.

Board Member Buzzutto stated well, I mean just for where it is. I mean, it would...

Chairman Olenius stated no, because it's on a vacant parcel.

Board Member Buzzutto stated well, that's what I mean, yes. The sign itself, the size and everything...

Chairman Olenius stated I think that part is...

Nancy Tagliafierro stated yes.

Board Member Buzzutto stated yes. I think that part we discussed.

Chairman Olenius stated but I'm not going to swear to that.

Board Member Buzzutto stated alright. I tell you...

Mrs. Smith stated it's still up there, the mock one. It's still...

[Laughter].

Board Member Buzzutto stated yes.

Mrs. Smith stated it's still there.

Chairman Olenius stated it's...No. It's actually over the size. It's 5' x 8'. It's 40 square feet.

Board Member Buzzutto stated yes, okay.

Chairman Olenius stated it's supposed to be 25 [square feet] so there's another variance there.

Mrs. Smith stated yes.

Chairman Olenius stated that's a separate issue.

Board Member Buzzutto stated okay, fine.

Chairman Olenius stated the bigger issue is the use variance.

Mrs. Smith stated we (inaudible – too many talking) considered the frame of it and just to make sure...

Nancy Tagliafierro stated and I think that the fact that it was illuminated was an issue, too.

Chairman Olenius stated that's a...

Nancy Tagliafierro stated because it's in the Hamlet and there are special regulations in the Hamlet.

Chairman Olenius stated so, I hate to do this to you...

Mrs. Smith stated okay. Well...

Chairman Olenius stated yet again...

Mrs. Smith stated I appreciate you keeping it alive and having this discussion with us. I really appreciate it.

Chairman Olenius stated I really thought when you came last month that things were going to...

Mrs. Smith stated I was hoping for the same thing.

Chairman Olenius stated start coming in.

Mrs. Smith stated thank you.

Chairman Olenius stated but apparently not.

Mrs. Smith stated alright.

Chairman Olenius stated but...

Mrs. Smith stated alright, thank you. Have a good night.

Chairman Olenius stated alright, we'll hold you over one more month and...

Mrs. Smith stated okay.

Chairman Olenius stated we'll have some sort of...

Mrs. Smith stated if you need anything from me you have my number. Just give me a call and...Do you have my number. My cell phone number.

The Secretary stated I have what's ever on the application but...

Mrs. Smith stated I'll give you my cell phone. It's 845...

The Secretary stated mhhmm.

Mrs. Smith stated 222-9706.

The Secretary stated okay and that's your cell.

Mrs. Smith stated okay. Yes. Thank you.

Chairman Olenius stated May 21<sup>st</sup> otherwise.

Mrs. Smith stated okay.

Chairman Olenius stated we'll see you then.

Mrs. Smith stated thank you so much.

Chairman Olenius stated thank you.

2) **DOMINICK ACCURSO CASE #03-14**

Mr. Dominick Accurso was not present.

Chairman Olenius stated sorry. Making myself notes. Go right ahead.

The Secretary stated okay.

The Secretary read the following legal notice:

**Dominick Accurso Case #03-14 – Area Variances: Held over from the  
March 19, 2014 meeting**

Chairman Olenius stated I do not see him.

Board Member Carinha stated he's not here.

Chairman Olenius stated Mr. Accurso's not here. Alright, we'll...

The Secretary stated go to the next one.

Chairman Olenius stated put him aside.

The Secretary stated okay.

3) **RAYMOND MERLOTTO CASE #05-14**

Mr. Raymond Merlotto was present.

The Secretary read the following legal notice:

**Raymond Merlotto Case #05-14 – Area Variance: Held over from the  
March 19, 2014 meeting**

Chairman Olenius stated good evening.

Mr. Raymond Merlotto stated hello.

Chairman Olenius stated just state your name just for the record one more time.

Mr. Merlotto stated Raymond Merlotto.

Chairman Olenius stated thank you very much. So thank you for meeting us.

Mr. Merlotto stated that was not a problem to meet you.

Chairman Olenius stated it was nice to see that you hadn't proceeded. You actually...

Mr. Merlotto stated it had stopped where we were working.

Board Member Buzzutto stated yes. That was...

Chairman Olenius stated typically that's very unusual, so it was pleasant...

Board Member Buzzutto stated for that length of time, yes.

Chairman Olenius stated to see that.

Board Member Buzzutto stated very nice.

Chairman Olenius stated okay. Just got to clean up my mess here. I'm out of order now. Okay. You go. So we had a little discussion with you at the site walk when we went up to the top floor there. I think it would be...The idea was initiated by the Building Inspector...

Mr. Merlotto stated yes.

Chairman Olenius stated because you were approved for a certain habitable square footage for the property which basically constitutes the first floor and that section of the basement.

Mr. Merlotto stated correct.

Chairman Olenius stated so the upper floor...

Mr. Merlotto stated is that attic space.

Chairman Olenius stated would be considered attic space if you were able to lower...

Mr. Merlotto stated yes.

Chairman Olenius stated the ceiling joists down to...

Mr. Merlotto stated we talked to Nick [Lamberti, Building Inspector] and we'll put the boards from the one side to the other side.

Chairman Olenius stated at 6'6".

Mr. Merlotto stated yes.

Chairman Olenius stated I think that left you clearance for your existing windows that were placed there and...

Mr. Merlotto stated yes. When we talked to Nick, yes.

Chairman Olenius stated I'm trying to remember if there's anything else.

Board Member Bodor stated the hole in the attic space. Remember there was plywood up at the top and there was like a hole so you could reach the upstairs. There's a storage.

Board Member Burdick stated if it had been living space, it would have been like a crawl space...

Board Member Bodor stated right.

Board Member Burdick stated or attic space.

Chairman Olenius stated oh, okay. So we discussed possibly just framing that portion through. The...That was a discussion we had. I don't know, you may have gone downstairs at that point, but above the walkable...

Mr. Merlotto stated yes.

Chairman Olenius stated attic space, there was also a provision to put a pull-down staircase above that space.

Mr. Merlotto stated okay.

Chairman Olenius stated when you lower the ceiling height, I think we'd feel more comfortable if you could...

Mr. Merlotto stated when we lower the ceiling height, I can put the board over there.

Chairman Olenius stated right. To conceal that space, too, so it's not like a duplicity attic...

Mr. Merlotto stated I got you.

Chairman Olenius stated type thing, you know.

Mr. Merlotto stated I understand.

Chairman Olenius stated I think that would be amenable then because then it would be clear that that...At the top of the staircase it would be clear, more clear, that that was the attic space.

Mr. Merlotto stated that is the attic.

Chairman Olenius stated that there wasn't, you know, a continuation...

Mr. Merlotto stated yes.

Chairman Olenius stated going on.

Board Member Buzzutto stated I think the discussion on the stairs from the first floor to second floor was going to stay because of the stairs going down to the basement. That was some

discussion, wasn't it.

Chairman Olenius stated correct.

Board Member Buzzutto stated yes, I think so...

Board Member Bodor stated yes.

Board Member Buzzutto stated that's the way we decided that day: it would be better for him.

Chairman Olenius stated yes.

Board Member Buzzutto stated and the (inaudible). Okay. That was the only discussion I knew of.

Chairman Olenius stated yes. They're already installed and there's really no...

Board Member Buzzutto stated they're already installed.

Chairman Olenius stated gain by removing them.

Board Member Buzzutto stated no.

Mr. Merlotto stated no there's not. The space is there on the other...

Board Member Buzzutto stated yes.

Mr. Merlotto stated going to the basement.

Chairman Olenius stated are you going to put a doorway at the bottom of that staircase or at the top or...

Mr. Merlotto stated we'll probably put it at the top because we have to close it apart from the...

Board Member Bodor stated so the heat doesn't...

Mr. Merlotto stated downstairs.

Chairman Olenius stated that's what I was thinking about, the heat. Yes.

Board Member Bodor stated the heat going up into that space.

Mr. Merlotto stated yes.

Board Member Bodor stated yes.

Chairman Olenius stated so you'll be able to frame that out somehow to...That's exactly what I was thinking.

Board Member Bodor stated yes.

Chairman Olenius stated because of the heat loss.

Mr. Merlotto stated the heat. We have to close it to the...stop the heat from going up over there.

Chairman Olenius stated I'll breeze through my notes real quickly, but I...A note in here from the Building Inspector. I might be wrong. I thought there was something. It might have just been that he testified the first time. That's what it was.

Board Member Burdick stated yes. He testified.

Chairman Olenius stated that's what I'm...

Board Member Burdick stated because I don't remember seeing in there.

Chairman Olenius stated Sarah, is that number accurate to the best of your knowledge [referring to livable floor area of house].

The Secretary stated umm...I believe so.

Chairman Olenius stated is that in here also.

The Secretary stated it should be.

Chairman Olenius stated Mr. Merlotto, do you recall...I just have it...It's written as a note here. The livable floor area...the approved livable floor area for that residence was 1,106 square feet.

Mr. Merlotto stated I could not be 100% certain. I think Rich figured out the numbers the last time.

Chairman Olenius stated it's the...The note was from the Town Planner that I was reading there. It just...Oh wait. Here it is.

Board Member Bodor stated 1106 [square feet].

Chairman Olenius stated let's see. Oh, it is here.

Board Member Bodor stated 1106 [square feet] is in here.

Chairman Olenius stated yes. Okay. It is. It was. That was a resolution.

Mr. Merlotto stated okay.

Chairman Olenius stated thank you.

Board Member Bodor stated and the basements 511 and the first floor's 595 [square feet].

Chairman Olenius stated anybody from the audience have any further input on this case.

Hearing none. Do you guys have anything else.

Board Member Bodor stated no.

Board Member Carinha stated no.

Chairman Olenius stated I'm going to make a motion to close the public hearing.

Board Member Bodor stated and I'll second it.

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

Chairman Olenius stated okay. This one's going to take me a minute. I actually have to fabricate this, but...

Chairman Olenius read the following resolution:

**IN THE MATTER OF THE APPLICATION OF**  
***Raymond Merlotto, Case #05-14***  
***Enlargement of a Nonconforming Building***

**WHEREAS, *Raymond Merlotto*** is the owner of real property located at 29 Interlaken Road (RPL-10 Zoning District), also identified as **Tax Map Parcel #25.64-1-27, and**

**WHEREAS, *Raymond Merlotto*** has made application to the Patterson Zoning Board of Appeals for an area variance pursuant to §154-58 of the Patterson Town Code; Enlargement of a nonconforming building, in order to allow for the second floor of the principal structure to remain as attic space, and

**WHEREAS, §154-58 of the Patterson Town Code** requires any building which does not conform to the requirements of these regulations regarding building height limit, area and width of lot, percentage of lot coverage and required yards and parking facilities shall not be enlarged unless such enlarged portion conforms to all of the provisions of this chapter applying to the district in which such a building is located. No non-conforming portion of any building may be extended, nor any non-conforming use extended into any other area of a building or lot, and

**WHEREAS, §154-7 of the Patterson Town Code** requires a 15' side yard setback; Applicant has 7.22' from the left side of the house and 8.44' from the right side of the house, 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 ***March 19, 2014 and April 16, 2014, and a site walk was conducted on April 7, 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 said property has been in existence now for many years actually enhancing the new architecture.*
2. the benefit sought by the applicant *cannot* be achieved by any other feasible means *due to the fact that construction has been completed.*
3. the variance requested *is* substantial *however not so much so as to cause a denial of the requested variance.*
4. the proposed variance *will not* have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district *because as previously stated, the property has been existence for some time and it replaced the prior property of approximately the same footprint.*
5. the alleged difficulty necessitating the variance *was 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 *Raymond Merlotto* for *an area variance* pursuant to §154-58 of the Patterson Town Code; Enlargement of nonconforming buildings, in order to allow for the second floor of the dwelling to remain as attic space.

**BE IT FURTHER RESOLVED**, that the variance granted herein is subject to the following special conditions:

1. The new attic space shall be confirmed by the Building Inspector with ceiling ties lowered to a 6'6" headroom.
2. The livable floor area of the building remains at 1,106 square feet as provided in the 2005 resolution from this Board.

Mr. Merlotto stated yes.

Board Member Bodor stated I'll second that.

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

Resolution carried by a vote of 5 to 0.

Chairman Olenius stated okay. You're good. The ball's in...

Mr. Merlotto stated it is done.

Chairman Olenius stated court. Yes.

Mr. Merlotto stated okay. I will see Nick.

Chairman Olenius stated exactly.

Mr. Merlotto stated thank you very much.

Chairman Olenius stated no problem.

Mr. Merlotto stated have a good night.

Chairman Olenius stated and thank you for being so patient.

Board Member Buzzutto stated yes.

Mr. Merlotto stated no problem. Thank you.

Board Member Buzzutto stated say hi to Ray for me [referring to Mr. Merlotto's father].  
(Inaudible).

Mr. Merlotto stated I will. Good night.

Chairman Olenius stated good night.

Board Member Bodor stated good night.

Board Member Buzzutto stated where are we at now. Oh, that one case we went out there.

Board Member Carinha stated yes. He's not here.

**4) LINDA COWAN CASE #07-14**

Applicant was not present.

The Secretary read the following legal notice:

**Linda Cowan Case #07-14 – Special Use Permit Renewal: Held over  
from the March 19, 2014 meeting**

Chairman Olenius stated is Mrs. Cowan or a representative here. Okay, we'll hold that one over.  
Go to the next one before you waste your breath.

The Secretary stated okay.

5) **PETER RUISI (LIBERTY PAINTBALL GAMES) CASE #09-14**

Mr. Peter Ruisi was present.

The Secretary read the following legal notice:

**Peter Ruisi (Liberty Paintball Games) Case #09-14 – Area Variance**

Applicant is requesting an area variance pursuant to §154-68.1(B)(2) of the Patterson Town Code; Signs in business districts, in order to allow for his 46.62 sq. ft. sign to remain. The Code allows for a maximum of 25 square feet for freestanding signs; Applicant will have 71.62 sq. ft; Variance requested for is 46.62 sq. ft. This property is located at 2960 Route 22 (C-1 Zoning District)

Chairman Olenius stated Mr. Ruisi.

Mr. Peter Ruisi stated yes.

Chairman Olenius stated just state your name and address for the Board, please.

Mr. Ruisi stated Peter Ruisi, Liberty Paintball Games.

Chairman Olenius stated okay. Do you swear the testimony you provide tonight will be the truth and the whole truth.

Mr. Ruisi stated yes.

Chairman Olenius stated thank you very much. Did you agree with what the Secretary read that was in the legal announcement.

Mr. Ruisi stated yes.

Chairman Olenius stated is that what you are seeking here.

Mr. Ruisi stated yes.

Chairman Olenius stated so can you explain your side of the story to us a little bit, please. Or your story. Not your side of the story. I apologize.

[Laughter].

Mr. Ruisi stated I was unaware that you needed a permit for the sign when I...I put the sign up 18 years ago; it's been there ever since.

Chairman Olenius stated is that how long you've been in business.

Mr. Ruisi stated yes. Well...

Chairman Olenius stated 18 years.

Mr. Ruisi stated longer than that. But here 18 years. And I guess the ski area had a problem with their sign that was up so they put up a new sign and I guess because both signs were on the same pole it creates some kind of... You need a variance I guess. I was unaware of that so I figured I'd...Ski area told me they had a problem so I figured I'd come here and try to solve my problem.

Chairman Olenius stated we appreciate you coming in to do that. So my understanding from reading through the paperwork that we had here was the ski area, as you stated, had an issue. They went to the Planning Board. They shrunk the size of their actual sign.

Mr. Ruisi stated right.

Chairman Olenius stated eliminating...

Mr. Ruisi stated their sign is on the very top. I guess it got damaged I think maybe in a hurricane or something and they had to...

Chairman Olenius stated so...

Mr. Ruisi stated put up a new one.

Chairman Olenius stated according to the paperwork that we have, their existing sign now, as it stands, is 25 square feet.

Mr. Ruisi stated right.

Chairman Olenius stated which is allowable by Town Code.

Mr. Ruisi stated right.

Chairman Olenius stated so anything in addition to that, because you're on the same...

Mr. Ruisi stated right. Exactly.

Chairman Olenius stated pole, is in violation. Can you tell me the square footage of your sign that you have up there.

Mr. Ruisi stated I believe it's 46 square feet and change.

Chairman Olenius stated 46 square feet.

Board Member Bodor stated yours is 46 square feet.

Mr. Ruisi stated right.

Board Member Bodor stated and the allowable size is 25 square feet and...

Mr. Ruisi stated yes.

Board Member Bodor stated Thunder Ridge already has 25 square feet.

Mr. Ruisi stated right.

Board Member Bodor stated is that what I'm hearing.

Mr. Ruisi stated yes.

Board Member Bodor stated oh.

Chairman Olenius stated Thunder Ridge, something came up.

Board Member Bodor stated yes.

Chairman Olenius stated they replace...They're sign at one point was larger, or as large I believe...

Mr. Ruisi stated yes.

Chairman Olenius stated as your sign.

Mr. Ruisi stated yes. It was much bigger their sign. Then it blew down, I think, in a hurricane two years ago or something.

Board Member Bodor stated so they put up the...what...

Mr. Ruisi stated a new one.

Board Member Bodor stated what was in conformance.

Mr. Ruisi stated right.

Board Member Bodor stated 25 [square feet].

Chairman Olenius stated right.

Mr. Ruisi stated or...

Board Member Bodor stated so that leaves nothing for you.

Mr. Ruisi stated right. My sign is below theirs: a little farther down on the same post.

Board Member Bodor stated but yours is like 46 [square feet].

Mr. Ruisi stated right.

Board Member Bodor stated and we're only allowed 25 to begin with.

Mr. Ruisi stated right.

Board Member Bodor stated okay.

Chairman Olenius stated I asked you that question because as I passed it today I noticed that yours was noticeably larger than theirs.

Mr. Ruisi stated right.

Chairman Olenius stated and I had read through the paperwork so I wanted to make sure that I actually...

Mr. Ruisi stated yes.

Chairman Olenius stated got a...

Mr. Ruisi stated and it helps on the...Because that section of [Route] 22 is straight. People go fast. It's easy for them to see.

Board Member Bodor stated now is your sign up 12 months out of the year.

Mr. Ruisi stated yes. It's...

Board Member Bodor stated it is. It's in...

Mr. Ruisi stated yes.

Board Member Bodor stated your business is in operation...

Mr. Ruisi stated yes.

Board Member Bodor stated there 12 months.

Mr. Ruisi stated right.

Board Member Bodor stated okay. I'm not familiar with...

Mr. Ruisi stated yes. It's been there for 18 years.

Board Member Bodor stated okay.

Mr. Ruisi stated that same spot.

Board Member Bodor stated I don't participate in paintball. So I don't know.

[Laughter].

Board Member Bodor stated how would I know. And this is the sign you have up there.

Mr. Ruisi stated yes.

Board Member Bodor stated okay.

Board Member Carinha stated and with that sign, is that...Because they put up a new sign, did you also put up that sign after.

Mr. Ruisi stated no. That same sign has existed the whole...

Board Member Carinha stated it's always been.

Mr. Ruisi stated it's always been there for 18 years.

Board Member Carinha stated yes. You just touched it up with paint a long with...

Mr. Ruisi stated yes. It's been...

Board Member Carinha stated okay.

Mr. Ruisi stated it's stayed looking nice.

Board Member Carinha stated okay.

Mr. Ruisi stated Just, I guess, the problem developed was when they had to redo theirs so that...

Board Member Carinha stated okay.

Chairman Olenius stated yours weathered the storm and theirs didn't.

Mr. Ruisi stated yes.

Chairman Olenius stated are you in...I'm reading something in the paperwork here that there is a third tenant on that property as well.

Board Member Carinha stated the Haunted Hayrides.

Chairman Olenius stated is that...That's not you.

Mr. Ruisi stated no. No, that's not me.

Chairman Olenius stated that's someone else. Total different person.

Board Member Bodor stated now...

Chairman Olenius stated it's just it's listed on the Notice of Violation that we got a copy of.

Mr. Ruisi stated oh, okay.

Chairman Olenius stated that's the only reason I asked the question. I'm sorry, Mary. I didn't mean to cut you...

Board Member Bodor stated no, that's alright. Now the area that you're using for your activity, is that the same area as the ski slope and the haunted hayride. Are you all on the same...

Mr. Ruisi stated yes. It's...It's a couple hundred acres there. So it's all different areas.

Board Member Bodor stated it's different areas. You're not on the same exact area that the ski slope is on or are you.

Mr. Ruisi stated yes. It's just up on the hill there.

Board Member Bodor stated it's up like behind it or...

Mr. Ruisi stated yes.

Board Member Bodor stated okay.

Chairman Olenius stated it's not overlapping I think is what...Like...

Mr. Ruisi stated no. No.

Chairman Olenius stated people aren't doing ski runs through your...

Mr. Ruisi stated oh, no. No.

Chairman Olenius stated games.

Board Member Bodor stated and the haunted hayride is...

Mr. Ruisi stated yes. They're in the backwoods.

Board Member Bodor stated but this is all one parcel of land.

Board Member Buzzutto stated I can't find anything tonight.

Mr. Ruisi stated yes.

Board Member Bodor stated and it's all owned by one person.

Mr. Ruisi stated yes. I think the...

Board Member Bodor stated you're like...you lease a section...

Mr. Ruisi stated yes, right. Right. I'm...

Board Member Bodor stated of it for your game and...

Mr. Ruisi stated right.

Board Member Bodor stated so does everyone else.

Mr. Ruisi stated yes.

Board Member Bodor stated okay.

Chairman Olenius stated there's this right here.

Board Member Bodor stated is it possible for you to decrease the size of your sign.

Board Member Buzzutto stated this stuff go in the way of everything here [referring to his paperwork].

Board Member Bodor stated and still gain the advertising effect that you desire.

Chairman Olenius stated let's see what we got here.

Mr. Ruisi stated well, I'm just concerned because on that road it's...People don't see the sign then, you know, they have to turn around and it becomes a safety issue. They got to drive down the road because it's a straightaway there. Cars are always going pretty fast.

Board Member Buzzutto stated those pictures of...

Board Member Carinha stated the sign.

Mr. Ruisi stated and plus then it's an added expense I have to...

Board Member Buzzutto stated yes. That was the place...

Board Member Carinha stated no. They just have a separate picture in there.

Mr. Ruisi stated build a whole new sign again. So I prefer if I didn't have to.

Board Member Buzzutto stated okay.

Board Member Bodor stated my concern is...

Board Member Buzzutto stated oh, here it is. Okay.

Board Member Bodor stated you know, you've got...

Board Member Buzzutto stated usually this is on the front page there.

Board Member Bodor stated Thunder Ridge there at 25 square feet...

Board Member Carinha stated oh.

Board Member Bodor stated and you at 46 [square feet]. It's kind of an unequal balance. It's not balanced.

Mr. Ruisi stated right.

Board Member Bodor stated you're top heavy, whether you're on the bottom of the sign or the top.

Mr. Ruisi stated well, yes. Theirs is on the top approximately...

Board Member Bodor stated yes. But yours is huger. It's like almost twice the size.

Mr. Ruisi stated right.

Board Member Bodor stated and that's what I'm looking at.

Mr. Ruisi stated yes.

Board Member Bodor stated and we are mandated to lessen a variance request if possible.

Mr. Ruisi stated yes.

Board Member Bodor stated so that's why I asked if it was possible for you to make that sign smaller and still achieve the advertisement that you desire.

Mr. Ruisi stated well, I was more concerned...I think the bigger sign actually when you drive down looks better than the smaller sign from Thunder Ridge, in my opinion.

Board Member Bodor stated yes, but theirs is not getting any bigger to match yours.

Mr. Ruisi stated right.

Board Member Bodor stated so you've got unevenness here.

Board Member Buzzutto stated that property where the sign is, that belongs to Thunder Ridge. That...

Mr. Ruisi stated yes. I believe that belongs to...

Board Member Buzzutto stated that little strip there...

Mr. Ruisi stated yes, I think the Ryders...

Board Member Buzzutto stated right by the...

Mr. Ruisi stated the Ryders, they own all the property.

Board Member Buzzutto stated that...Okay.

Chairman Olenius stated that property is just a right-of-way.

Nancy Tagliaferro stated it's right...

Board Member Carinha stated yes. It is.

Board Member Buzzutto stated that's what I was...

Board Member Carinha stated that's what I read on it.

Board Member Buzzutto stated that's this one here.

Chairman Olenius stated so Counselor.

Nancy Tagliaferro stated yes, Chairman.

Chairman Olenius stated in light of that, that kind of brings up a similar predicament to the [Patterson] Fire House.

Nancy Tagliaferro stated exactly.

Chairman Olenius stated because it's not...

Nancy Tagliaferro stated it's supposed to have a single sign that advertises the use of the property on which the sign is located. And the use of the property on which the sign is located. And the use of the property on which the sign is located is that of a driveway.

Chairman Olenius stated and there's no possible way for those...them to merge those lots because there's a...

Nancy Tagliaferro stated there's a road dissecting...

Chairman Olenius stated roadway...

Board Member Carinha stated yes.

Chairman Olenius stated in between...dissecting, right.

Board Member Buzzutto stated yes. I think we had a question on that some time ago about one of the other signs there going way back that that property was like an easement...Not a...it was an easement or just a right-of-way or whatever. Yes.

Chairman Olenius stated I'm calling it a right-of-way because it's long and narrow.

Board Member Buzzutto stated okay, yes.

Nancy Tagliaferro stated yes.

Chairman Olenius stated it's less than half an acre.

Board Member Buzzutto stated that's why I thought that because I knew there was something on there from then.

Nancy Tagliafierro stated technically, the Applicant should be seeking a use variance to even put a sign on that parcel.

Board Member Buzzutto stated well...

Nancy Tagliafierro stated Thunder Ridge just got a...

Board Member Bodor stated Thunder Ridge should have gotten it.

Nancy Tagliafierro stated a sign approved there without a use variance.

Board Member Bodor stated without the use variance.

Nancy Tagliafierro stated I guess the Planning Board, I guess, didn't pick up on that.

Board Member Buzzutto stated so the property does not belong to Thunder Ridge. It's just like an easement or a right-of-way that...

Chairman Olenius stated they own it.

Board Member Carinha stated they own it.

Nancy Tagliafierro stated they own it.

Board Member Buzzutto stated oh, they own.

Chairman Olenius stated but it's a separate piece.

Board Member Buzzutto stated but it's a separate piece.

The Secretary stated a separate parcel.

Nancy Tagliafierro stated it's a separate parcel.

Board Member Buzzutto stated okay.

Nancy Tagliafierro stated it could conceivably be sold to another party.

Board Member Buzzutto stated it's not bordering any of their property anyway. It's just a...

Board Member Carinha stated no, because there's a road that goes...

Board Member Buzzutto stated yes, because of the road there.

Board Member Carinha stated behind it. So it splits it off.

Board Member Buzzutto stated well now. What are we going to do now. I opened my big mouth and...

Chairman Olenius stated no. I started it.

Board Member Buzzutto stated alright.

Mr. Ruisi stated doesn't the fact that the signs...that post has been there since I was a little kid, doesn't that matter at all. I mean, I...that's where I skied when I was a little kid and those poles were there.

Nancy Tagliafierro stated it would have to predate the Town Code provision implementing the sign regulations and it doesn't.

Mr. Ruisi stated yes.

Nancy Tagliafierro stated in order for it to be preexisting, nonconforming sign.

Board Member Bodor stated and the Haunted Hayride sign, is that there year round. Is that...

Mr. Ruisi stated no, that's temporary.

Board Member Bodor stated that's just temporary. But that goes on that sign post also.

Mr. Ruisi stated they seem to put that on the bottom, I think.

Board Member Bodor stated but it is...

Mr. Ruisi stated yes.

Board Member Bodor stated part of that...

Mr. Ruisi stated they'll just stick it out there for that...

Board Member Bodor stated becomes sign...

Mr. Ruisi stated month.

Board Member Bodor stated part of that sign post.

Board Member Carinha stated yes, but would that fall under, where we were talking about before the 90 days. It's a special event.

Nancy Tagliafierro stated temporary sign.

Board Member Carinha stated it's a temporary sign. Because I don't even think it's up 90 days to be honest with you.

Nancy Tagliafierro stated yes.

Chairman Olenius stated it would because it's only for that...

Nancy Tagliafierro stated yes.

Chairman Olenius stated month. Yes.

Board Member Carinha stated yes.

Board Member Burdick stated (inaudible – too many talking) that event.

Board Member Carinha stated like, it's probably two months.

Mr. Ruisi stated yes. It's like thirty...No, they only do one month, I think.

Board Member Carinha stated oh, that's it. Okay.

Mr. Ruisi stated I think it's 30 days.

Nancy Tagliafierro stated yes. It's right around Halloween.

Board Member Carinha stated yes.

Nancy Tagliafierro stated a few weeks leading up to Halloween.

Board Member Bodor stated is that sign lit or not.

Mr. Ruisi stated no.

Board Member Bodor stated never, ever.

Mr. Ruisi stated no.

Board Member Carinha stated there's no lights on the bottom shining up. No. Okay.

Mr. Ruisi stated no. I think the ski area put one up. I think theirs may...looks like it might light up. I haven't seen it but it looks...

Board Member Bodor stated there's a provision from lighting that sign...

Mr. Ruisi stated yes. I'm not sure...That, I mean, it looks like it might. I don't know if it's lit up. I haven't seen it lit up yet. Mine is just a solid board.

Board Member Bodor stated not yours. The...

Mr. Ruisi stated right.

Board Member Bodor stated whole...

Mr. Ruisi stated no, no. The whole thing doesn't light up. No. If theirs would be, it would be an internal light. There's no spotlight.

Board Member Bodor stated internal. Nothing going up.

Mr. Ruisi stated no, no. No, there's no spotlight.

Nancy Tagliafierro stated mhhm. And what to do about the existing sign that is there. I wonder if the Planning Board even considered that and what the determination was.

Board Member Bodor stated and you plan to light yours or not.

Mr. Ruisi stated no. I was just trying to bring the sign that I have that's been up, just into compliance.

Nancy Tagliafierro stated just trying to legalize it.

Mr. Ruisi stated legalize it because I didn't know you needed a permit, so...

Chairman Olenius stated how's this typically...How would we typically handle this, counselor. I don't know. This is a very unique situation.

Nancy Tagliafierro stated it is. There is no typical answer.

Chairman Olenius stated yes.

Nancy Tagliafierro stated it is a difficult situation.

Rich Williams stated if I might.

Chairman Olenius stated yes, Sir. Please.

Rich Williams stated it sounds like you got some concerns about the size of the sign. Probably want to do a site walk based on what I've heard tonight. We're going to have to ask this young man to make an application for a use variance for the sign or more appropriately, the bank. I mean, there's no...Procedurally, there's no other way around this. So...And if it's in in a timely fashion, then we can just renote it, come back like you would normally come back next month. Hopefully wrap it all up.

Mr. Ruisi stated mmhmm. Okay.

Rich Williams stated I would say this is a very unique situation. It's a piece of property that has very limited potential for any other use and probably would qualify for a use variance, so we're just going to have to work with this gentleman and make sure we have the information that the Board's going to need to make a determination at the next meeting.

Chairman Olenius stated you're the Applicant.

Mr. Ruisi stated yes.

Chairman Olenius stated did you pay the application fees.

Mr. Ruisi stated yes.

Chairman Olenius stated is there a different fee schedule for...

Nancy Tagliafierro stated a use variance. No. We'll just have him amend his application and renotice it...

Chairman Olenius stated I was going to say, could it be amended.

Rich Williams stated right now you've got an area variance. He's going to require that area variance regardless.

Chairman Olenius stated as well. (Inaudible – too many talking).

Rich Williams stated the use variance is a separate application.

Nancy Tagliafierro stated that's true.

Chairman Olenius stated but in my mind, the use variance, because of what has to be submitted for that should be on the property owner not necessarily...Not necessarily this Applicant.

Rich Williams stated I don't disagree that the property owner should be responsible for all of it.

Chairman Olenius stated right.

Rich Williams stated but they're going to have to work that out however they're going to work that out.

Chairman Olenius stated okay. Well, in an effort not to keep you standing here all night, we will schedule a site visit to come and see exactly what is there.

Mr. Ruisi stated okay.

Chairman Olenius stated on the property. You know, until that's done, what you have remains.

Mr. Ruisi stated okay.

Chairman Olenius stated until we've made some type of determination. Would we ask the Applicant to get in touch with the land owner.

Nancy Tagliafierro stated I think so, at this point.

Rich Williams stated I think regardless he's going to have to have some conversation because the land owner has to acknowledge the application.

Chairman Olenius stated right.

Mr. Ruisi stated so we have to get...We need a use variance application.

Chairman Olenius stated technically you need a use variance...

Rich Williams stated what I'm going to ask...

Chairman Olenius stated as well as the...

Rich Williams stated what I'm going to ask you to do is call Sarah in the morning.

Mr. Ruisi stated okay.

Rich Williams stated come in. We'll have a conversation about what steps you need to do.

Mr. Ruisi stated okay.

Rich Williams stated alright.

Mr. Ruisi stated that means that we'll have to get, I guess, get the Ryder's to fill out...

Rich Williams stated they're going to have to know about it. They're going to have...

Mr. Ruisi stated right.

Rich Williams stated to be a party to the application. You know, whatever arrangement you're going to make as far as, you know, compensating you because at the end of the day if you decide not to do paintball up there...

The Secretary stated they'll still need it.

Rich Williams stated the use variance and the area variance run with the land.

Mr. Ruisi stated right.

Rich Williams stated so it stays with them.

Mr. Ruisi stated right.

Board Member Carinha stated you understand that because it's considered a separate parcel that's why you're going through this, right. That's the reason.

Mr. Ruisi stated I guess.

Board Member Carinha stated no, but that's the reason.

Mr. Ruisi stated I understand. Yes, right.

Board Member Carinha stated even though it's owned by the same owner...

Mr. Ruisi stated because...

Board Member Carinha stated and it's considered a separate parcel...

Mr. Ruisi stated right.

Board Member Carinha stated you have to get a use variance for the sign on that piece of property for the use on the other piece of property.

Mr. Ruisi stated as opposed to if my sign was on the actually property that...

Board Member Carinha stated exactly.

Nancy Tagliafierro stated exactly.

Chairman Olenius stated the property that you're occupying.

Mr. Ruisi stated but if the sign was on that property it would do no good.

Board Member Carinha stated yes.

Mr. Ruisi stated no one would it was there.

Board Member Carinha stated yes, exactly.

Board Member Bodor stated right.

Chairman Olenius stated exactly. That's why it's kind of a very unique situation.

Mr. Ruisi stated okay.

Chairman Olenius stated and unfortunately it's...it would fall on you.

Mr. Ruisi stated so we need to do this application as well as do a use variance.

Chairman Olenius stated you would need...Technically, you need both. Yes.

Mr. Ruisi stated okay.

Board Member Bodor stated and you'll get guidance...

Chairman Olenius stated we're going through a similar...

Board Member Bodor stated you'll get guidance tomorrow from Sarah.

Mr. Ruisi stated okay.

Board Member Bodor stated okay.

Mr. Ruisi stated and then we'll just reconvene at the next meeting or something.

Chairman Olenius stated Sarah will be in touch with you. By any chance you could meet us...I mean, it's pretty obvious we'd do a site walk there, you know, what's going on. But if...

Mr. Ruisi stated yes.

Chairman Olenius stated want to meet us there, that would be very helpful.

Mr. Ruisi stated okay.

Chairman Olenius stated in case we have some questions...

Mr. Ruisi stated sure.

Chairman Olenius stated regarding the different size...She'll be...Are any...Is any day bad for you.

Mr. Ruisi stated usually Mondays and Tuesdays I'm usually not around. Any other day is good.

Chairman Olenius stated okay. Well, that's why when we do try and set a date, we'll try and set it for later in the week.

Mr. Ruisi stated okay. That's fine.

Chairman Olenius stated and she'll be in touch with you and let you know. And they're usually 5, 5:15 [p.m.] and it's not more than, typically...

Mr. Ruisi stated okay.

Chairman Olenius stated not more than a half an hour, especially for a sign. It's pretty obvious what we'll see, so...

Mr. Ruisi stated okay.

Chairman Olenius stated we won't take too much of your time.

Mr. Ruisi stated okay, very good.

Chairman Olenius stated alright.

Mr. Ruisi stated okay.

Chairman Olenius stated thank you for coming out, so...

Mr. Ruisi stated thank you.

Chairman Olenius stated alright, we'll hold this one over then pending a site walk.

**6) OTHER BUSINESS**

Chairman Olenius stated huh.

[Laughter].

Chairman Olenius stated I expected this to be a long one and nobody shows up. Well, we're on to other business. So, I see Mr. Downey in the audience. Do you have other business for us, Mr. Downey.

Mr. Joseph Downey stated I'm just being nosey, that's all.

Chairman Olenius stated you're just...Oh, okay.

Mr. Downey stated I expressed interest in the group here and figured I should at least show up to some of the meetings and see how they go rather than just being on the agenda again.

Chairman Olenius stated very interesting.

Mr. Downey stated I don't have any agenda other than that.

[Laughter].

Chairman Olenius stated well thank you for showing up. We very seldom get spectators.

Board Member Bodor stated oh, this is...

Chairman Olenius stated this is this one.

Board Member Bodor stated we're going to go ahead...

Chairman Olenius stated so, are we going...can we...Secretary, can you make an attempt to reach out to the two applicants...

The Secretary stated yes.

Chairman Olenius stated that did not show today. At this moment we'll hold them over until next month.

The Secretary stated yes.

Chairman Olenius stated just try...

The Secretary stated I know the Building Department tried to reach out to Cowan yesterday and I

did leave a message with her this morning and I haven't heard anything back her.

Chairman Olenius stated well, we'll hold them both over for another month. But if you could just...

The Secretary stated alright.

Chairman Olenius stated reach out and give them next month's date so they're...

The Secretary stated yes.

Chairman Olenius stated aware of what date it is.

The Secretary stated I'll contact them.

Chairman Olenius stated please.

Board Member Buzzutto stated they didn't call you or anything like that.

The Secretary stated no.

Board Member Buzzutto stated that's unusual.

Chairman Olenius stated I know.

Board Member Buzzutto stated especially the site walk on that one on [Route] 22; it was just recent.

Board Member Carinha stated yes.

Chairman Olenius stated sometimes things come up. I'll give them the one month. Hold it over for one month at least give them a chance...

Board Member Buzzutto stated yes.

Chairman Olenius stated give them a chance...

Board Member Buzzutto stated yes. Well, you got to.

Chairman Olenius stated I know this Applicant called last month...

Board Member Buzzutto stated yes.

Chairman Olenius stated because she had just gotten out of the hospital. So she may not be...

Board Member Buzzutto stated okay.

Chairman Olenius stated right yet either. So, we'll give her another month as well.

**a) Minutes**

Chairman Olenius stated I read the March minutes. They looked fine to me. I didn't see any discrepancies. I don't know if anybody else did.

Board Member Carinha stated no. I didn't.

Board Member Bodor stated make a motion to accept the minutes as presented.

Chairman Olenius stated I'll second. All in favor. Motion carried by a vote of 5 to 0.

**b) Site Walk**

Chairman Olenius stated other business. Back to other business, excuse me. We have to set a date for a site walk. For...and he requested...

Board Member Bodor stated not Monday and Tuesday.

Board Member Carinha stated not Monday and Tuesday.

Chairman Olenius stated not Monday and Tuesday. That's what it was. I wrote it down somewhere. Or maybe I didn't. Calendar. Alright, so what did we say. Next meeting is May 21<sup>st</sup>.

The Secretary stated yes.

Board Member Bodor stated yes.

Chairman Olenius stated how does the week of the 12<sup>th</sup> look to everyone.

Board Member Carinha stated it's fine.

Chairman Olenius stated which I guess it would be the 14<sup>th</sup>, 15<sup>th</sup> or 16<sup>th</sup>. Only to keep it fresh in our minds.

Board Member Buzzutto stated it's alright with me, any day.

Chairman Olenius stated sounds good, so. Is any date better.

Board Member Bodor stated 14<sup>th</sup> or 15<sup>th</sup> would be better than the 16<sup>th</sup>.

Chairman Olenius stated so how about we do 14 as primary, 15 is rain date. Are you still on

winter hours at that point, Mare [referring to Board Member Burdick]. So is it...

Board Member Burdick stated but if it's easier for everybody else I can try to flex my day and leave earlier to come...

Chairman Olenius stated it's only the one thing. And it's just...

Board Member Burdick stated okay.

Chairman Olenius stated the sign. So...

Board Member Burdick stated okay.

Chairman Olenius stated did you say 5:30 p.m.

Board Member Burdick stated 5:15, 5:30.

Chairman Olenius stated 5:15 p.m.

Board Member Bodor stated 5:15.

Board Member Buzzutto stated what...The 14<sup>th</sup> is what day of the week.

Chairman Olenius stated Wednesday.

Board Member Bodor stated it's a Wednesday.

Board Member Burdick stated Wednesday.

Board Member Buzzutto stated Wednesday.

Chairman Olenius stated 5/14...

Board Member Buzzutto stated and time.

Board Member Carinha stated 5:15.

Chairman Olenius stated 5:15.

Board Member Bodor stated 5:15 time.

Board Member Buzzutto stated alright. Okay.

Chairman Olenius stated and Thursday is the rain date, same time.

Board Member Buzzutto stated maybe a snow date.

Board Member Bodor stated how about a snow date, yes.

[Laughter].

Chairman Olenius stated yes. Please. What a surprise that was this morning.

Board Member Bodor stated my daughter sent out a message this morning, she was trying to get into her car, get the snow and ice off it because she had to get work because of a missed snow day in February. They were making up days, and here's she's digging out the car anyway.

[Laughter].

Chairman Olenius stated funny how those things work.

Board Member Bodor stated yeah, right.

Chairman Olenius stated alright, if there's nothing else I'll make a motion...

Board Member Buzzutto stated okay.

Chairman Olenius stated or...

Board Member Buzzutto stated I'll second.

Chairman Olenius stated make a motion to close (inaudible – laughter). All in favor. Motion carried by a vote of 5 to 0.

Meeting was adjourned at 7:45 p.m.