

**TOWN OF PATTERSON
ZONING BOARD OF APPEALS
July 21, 2008**

AGENDA & MINUTES

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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
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**Zoning Board of Appeals
July 21, 2008 Meeting Minutes**

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

Present were: Chairman Howard Buzzutto, Board Member Mary Bodor, Board Member Burdick, Board Member Lars Olenius, Board Member Posner, Jennifer Herodes, Attorney with Town Attorney's Office Curtiss, Leibell, Herodes & Molé and Rich Williams, Town Planner.

Chairman Buzzutto called the meeting to order at 7:00 p.m.

Chairman Buzzutto led the salute to the flag.

Approximately 3 members in the audience.

Sarah Wagar was the Secretary for this meeting and transcribed the following minutes.

Roll Call:

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

1) ANTHONY BONIELLO CASE #06-08

Mr. Thomas McDermott, Architectural Visions PLLC, was present.

Chairman Buzzutto stated okay. And the agenda. I declare the meeting open.

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 Monday, July 21, 2008 at 7:00 p.m. at the Patterson Town Hall, 1142 Route 311, Patterson, Putnam County, New York to consider the following application:

Anthony Boniello Case #06-08 – Area Variances

Applicant is requesting area variances pursuant to §154-7 of the Patterson Town Code; Schedule of regulations, in order to construct a 12' x 21' addition and to enlarge the existing bedrooms and relocate the master bedroom and bath of a pre-existing, non-conforming, three bedroom single-family dwelling. The Patterson Town Code requires a lot area of 87,120 square feet; Applicant can provide 47,091.64 square feet; variance requested is for 40,028.36 square feet. The Applicant has a 61.3' front yard setback; Code requires 65'; variance requested is for 3.7'. The Patterson Town Code also requires a 30' side yard setback; Applicant currently has greater than 30'; proposed setback is 20.7'; variance requested is for 9.3'. Applicant is also requesting a variance pursuant to §280-a(3) of the Town Law. Applicant's dwelling is on a lot that does not have frontage on a Town, County or State roadway. This property is located at 2190 Route 22 (C-1 Zoning District).

Chairman Buzzutto stated okay you heard the...Anthony Boniello is here.

Mr. Thomas McDermott stated my name is Thomas McDermott; I'm from Architectural Visions. I'm here to represent Boniello...Anthony Boniello.

Chairman Buzzutto stated you're his attorney.

Mr. McDermott stated no. No, we're his architects.

Chairman Buzzutto stated okay. I'll give the oath I guess. Do want to raise your right hand sir.

Mr. McDermott stated sure.

Chairman Buzzutto stated do you swear the testimony you're about to provide tonight will be the truth, the whole truth, so help you God.

Mr. McDermott stated I do.

Chairman Buzzutto stated okay. Thank you. Okay.

Board Member Bodor stated one moment. Do we have a signed authorization for you to represent the Applicant. The affidavit of ownership; I don't see that in my packet.

Mr. McDermott stated I don't know. This was sort of a surprise to me. I was...The gentleman who was suppose to be here representing Boniello is away on military service for a month.

Board Member Bodor stated I don't see that anyone is suppose to be representing. Unless I'm reading this all wrong.

Chairman Buzzutto stated I went through this, I didn't pay attention to it. I didn't see these.

Mr. McDermott stated no. Mr. Boniello is stated as the Applicant on the application.

Chairman Buzzutto stated let's see. This is the first.

Board Member Bodor stated do you have a packet in front of you.

Jennifer Herodes stated yeah, I don't see it either.

Board Member Bodor stated do you see it anywhere.

Jennifer Herodes stated no. It appears that Mr. Boniello signed the application himself and didn't fill out that part, you know, authorizing someone else.

Mr. McDermott stated there's no getting around that, right.

Chairman Buzzutto stated well, I don't know.

Jennifer Herodes stated that's a good question.

Chairman Buzzutto stated is there anyone we can call maybe.

Mr. McDermott stated is Mr. Molé here. Is someone...

Jennifer Herodes stated I'm here, yeah.

Board Member Bodor stated I don't know if you can accept...

Jennifer Herodes stated I mean Rich, do you have any insight on that. I'll try to reach Anthony. I've never had this happen before.

Rich Williams stated (inaudible – too distant) authorization.

Jennifer Herodes stated well, that's no doubt. But now that he hasn't, can you think of any way around it other than the obvious.

Rich Williams stated yeah. The obvious...

Jennifer Herodes stated do you think he can fax something.

Rich Williams stated (inaudible - too distant) if you're going to make any decision on it, do it subject based on getting that authorization.

Chairman Buzzutto stated alright. We'll go ahead.

Rich Williams stated you know, if the Board's going to do a site walk, as you typically do...

Mr. McDermott stated that would mean we would have to come back in a month anyway.

Rich Williams stated you have to come back and he needs to amend the application again.

Jennifer Herodes stated yeah, I agree.

Chairman Buzzutto stated yeah.

Jennifer Herodes stated I just want to make sure that (inaudible).

Rich Williams stated as long as they don't make any decisions at this point.

Chairman Buzzutto stated alright, we'll hear the whole (inaudible) and all that, and if we decide to do a site walk on it, which I went over this whole thing; it's quite complicated.

Board Member Bodor stated I think in view of what we've discovered here, that there's no authorization, that we should do the site walk, that would put it off another month...

Chairman Buzzutto stated yeah.

Board Member Bodor stated for more information.

Chairman Buzzutto stated cause then you could have it...

Board Member Bodor stated and make that authorization.

Mr. McDermott stated tomorrow.

Jennifer Herodes stated oh good.

Board Member Bodor stated the attorney's checking with someone else.

Mr. McDermott stated oh, okay.

Chairman Buzzutto stated this one's (inaudible). I could hear the whole thing. I mean, like you said...

Board Member Bodor stated Jen is checking with someone.

Chairman Buzzutto stated I never had this happen.

Mr. McDermott stated sorry. (Inaudible – too distant).

Board Member Bodor stated what you're going to have to do when you do your presentation though, is grab the mic please...

Mr. McDermott stated okay.

Board Member Bodor stated so we can get all that on tape. Otherwise it doesn't happen.

Mr. McDermott stated will do.

Board Member Bodor stated okay.

Mr. McDermott stated got it.

Chairman Buzzutto stated it's crooked [referring to plans].

Mr. McDermott stated sorry.

Rich Williams stated use the top clips.

Mr. McDermott stated the thumb tacks won't support it.

Chairman Buzzutto stated I wasn't going to say that, I was thinking it. But I...

Jennifer Herodes stated his short answer is my same short answer. If we're really going by the book, we should put it over. But since this gentleman is here, and that would probably be a great inconvenience.

Chairman Buzzutto stated it would be, yeah.

Jennifer Herodes stated just hear, hold it over, plan your site walk. Keep the hearing open and not make a decision until you get that signed authorization.

Chairman Buzzutto stated right.

Board Member Bodor stated you have a card to submit to the...or some type of documentation to submit to our secretary.

Mr. McDermott stated a business card.

Board Member Bodor stated a business card, yeah.

Mr. McDermott stated yeah.

Board Member Bodor stated thank you.

Mr. McDermott stated you're welcome.

Chairman Buzzutto stated and if you can get the authorization...

Mr. McDermott stated I'll have it tomorrow.

Chairman Buzzutto stated yeah, get it in to Sarah. And we'll get it on the record so that it's here. We don't have to wait for a month to get that.

Board Member Bodor stated no.

Chairman Buzzutto stated okay.

Board Member Bodor stated we can hear what's going on.

Mr. McDermott stated okay, so Sarah actually did most of the work for me.

Chairman Buzzutto stated okay.

Board Member Bodor stated thank you [referring to Mr. McDermott using the microphone].

Mr. McDermott stated do I need to state my name again.

Board Member Bodor stated yes.

Mr. McDermott stated Thomas McDermott from Architectural Visions here representing Anthony Boniello.

Chairman Buzzutto stated okay.

Mr. McDermott stated the subject property is located on Route 22 in Patterson.

Chairman Buzzutto stated where on [Route] 22 is that located.

Mr. McDermott stated where on [Route] 22. Let's see. Like I said, I don't know because I'm not actually familiar with this project. I was asked...

Chairman Buzzutto stated how far down is it. I see no other...

Board Member Bodor stated can you tell us who the neighbors are.

Mr. McDermott stated okay. This adjacent property right here [referring to the plans] is owned by Mr. Boniello. That much I know.

Board Member Bodor stated but what's on that property.

Mr. McDermott stated he owns a commercial business. I want to say he repairs and services lawn equipment.

Chairman Buzzutto stated oh, okay.

Board Member Bodor stated Empire Tool.

Mr. McDermott stated okay, yeah. That sounds right.

Board Member Bodor stated sound right.

Mr. McDermott stated Empire Tool. You know what guys, I apologize. I have my own projects that I work on in the office, so I hear these things like, spoken about. But I wasn't specifically working on the design for this, or you know, this site; any of that. So we're requesting four variances. The first is a lot area variance. The Code requires...What is the Code requirement.

Jennifer Herodes stated on the lot.

Mr. McDermott stated yeah.

Jennifer Herodes stated it's 87,000 [square feet]...

Mr. McDermott stated I want to say...it's eighty-seven...okay, 87,000 [square feet]. We can only provide 47,091.64 [square feet]. So we need a lot area variance of 40,028.36 square feet.

Chairman Buzzutto stated would that be R-2 there.

Rich Williams stated I'm thinking it's the C-1 Zoning District.

Chairman Buzzutto stated yeah. Something not...

Mr. McDermott stated zoning district is C.

Jennifer Herodes stated C-1 Zoning.

Board Member Bodor stated C-1. But the application is not even properly filled out, because if you look at number 3, the gross site area currently exists: 47,091.64 [square feet]. Will exist...And that's not right. It should be eighty-seven...

Chairman Buzzutto stated there's something wrong with that.

Board Member Bodor stated the Code requires 87,120 [square feet] as opposed to the 47,091.64 [square feet] that the application states. Will exist...okay. And variance. But that...Do you see where I'm looking at.

Jennifer Herodes stated yes.

Mr. McDermott stated yeah, but the gross site area that we have, it's not going to change from what currently exists to...

Board Member Bodor stated yes, but what is the gross site area.

Mr. McDermott stated the gross site area of this, right now. 47,091.64 square feet.

Board Member Bodor stated and it will not change.

Mr. McDermott stated it will not change, no. It's pre-existing...

Board Member Bodor stated okay than why is there a variance then...

Mr. McDermott stated it's pre-existing, nonconforming.

Board Member Bodor stated alright, I'm confused.

Board Member Burdick stated because it's suppose to be 87,000 [square feet].

Board Member Bodor stated it's suppose to be 87,000 [square feet] right.

Board Member Burdick stated yeah, but they...

Mr. McDermott stated correct. We can't provide 87,000 [square feet].

Board Member Burdick stated just didn't put it in the right box. See it's saying "Code Requires".

Board Member Bodor stated okay.

Board Member Burdick stated 87,000 [square feet] should be over here.

Board Member Bodor stated okay. It's not in the right box. This is where this belongs.

Board Member Burdick stated yeah. And they're asking for a variance for it because they only have the 47,000 [square feet].

Board Member Bodor stated got it. Wrong box.

Mr. McDermott stated I wish I could take responsibility for filling out the application, but it wasn't me. It's hard taking fire for things I didn't do. The next variance that we are requiring...requesting, is a front yard variance of 3.7'. The Code requires 65', I think, and we can only provide 61.3'.

Board Member Bodor stated right.

Mr. McDermott stated that also is pre-existing, nonconforming. The addition is in the back corner here [referring to plans], and the front corner of the house is the pre-existing, nonconforming...it's this dimension right here. Here's the property line...

Board Member Bodor stated okay.

Mr. McDermott stated here's the corner of the existing house. That dimension from there to there is 61.3'. Our addition is in the back here. It's about 21' by 12' or 15' I think. I have the architectural on the other side. We can look at them in a minute. Thirdly, we're requesting a side yard variance of 9.3'. What we're looking to do is square of the corner of this house right here. And this is the variance that's created...or required, by putting the addition where it is. And that's at 9.3'. The Code requires 30'. Sorry. We can only provide 20.7'. And road frontage...obviously we have no road frontage at all because this piece of property envelopes it as well as this one around here. But since Mr. Boniello owns this piece of property, he has a 30' easement going out from this property, out to Route 22.

Chairman Buzzutto stated the easement, is that a lifetime agreement or...

Mr. McDermott stated I think so.

Chairman Buzzutto stated is it...

Mr. McDermott stated don't easements carry forever with the property.

Jennifer Herodes stated it's a recorded easement, which I assume it is...

Mr. McDermott stated pretty sure, right.

Rich Williams stated yes.

Jennifer Herodes stated yeah.

Board Member Bodor stated is that easement over property that he owns too, or is it...

Mr. McDermott stated yes.

Board Member Bodor stated on the adjoining landowner.

Mr. McDermott stated so right here is the property line. This darker line is the property line of the property with the house on it. His property for Empire Tools comes from back here, wraps around...I don't have the rest of it. You could see it here. This larger lot to the south of this property...

Jennifer Herodes stated (inaudible – too many talking) that whole easement only on his other property.

Mr. McDermott stated yes.

Jennifer Herodes stated not on...

Mr. McDermott stated right here to here; that 30' is on Mr. Boniello's Empire Tools property.

Rich Williams stated if I might, just a small clarification. I didn't look at the application. The application's solely by Anthony Boniello.

Board Member Bodor stated yes.

Rich Williams stated the other piece of property is owned by Anthony and Michael Boniello.

Mr. McDermott stated oh.

Rich Williams stated the ownership is different on the larger parcel.

Board Member Bodor stated so the easement is over...is on the property with the two names on it.

Jennifer Herodes stated yes.

Rich Williams stated correct.

Board Member Bodor stated okay. Alright.

Rich Williams stated which is why the parcels don't merge.

Board Member Bodor stated okay.

Mr. McDermott stated thank you.

Chairman Buzzutto stated excuse me.

Mr. McDermott stated do you have any questions that I can try to answer. I'll do my best.

Board Member Bodor stated why is it that the addition is going where you are planning on.

Mr. McDermott stated alright, so...

Board Member Bodor stated why can't it go anywhere else.

Mr. McDermott stated do you mind if I flip this over [referring to plans].

Board Member Bodor stated no, not at all.

Mr. McDermott stated okay. Hold on one second.

Board Member Bodor stated do whatever you have to do.

Mr. McDermott stated so what Mr. Boniello would like to do is rearrange some of these bedrooms down here, and this portion over here has a new master bedroom. And there's no other area that this will really work with the design of the house. It fits best by just closing off this. Construction wise, financially, it's the simplest solution to the problem. So now, you have to remember, that when we were looking at the site plan, the building was oriented this way. So this was that back corner.

Board Member Bodor stated yeah, so actually that's the back corner. The front is up at the top actually.

Mr. McDermott stated correct.

Board Member Bodor stated yeah.

Mr. McDermott stated so this is the portion that actually faces [Route] 22.

Board Member Bodor stated [Route] 22.

Mr. McDermott stated correct.

Board Member Bodor stated it's existing three bedrooms, and it will be three bedrooms when it's finished.

Mr. McDermott stated yeah.

Board Member Bodor stated it's going to remain the same.

Mr. McDermott stated it's going to remain three bedrooms. We actually have Health Department approval. I'll give you guys a copy of those letters. This one as well as this one [referring to letters being submitted]. We have signed plans as well from the Health Department...Stamped plans.

Chairman Buzzutto stated does that make a difference that the garage is in the front.

Board Member Bodor stated is that garage existing in the front of the house, or is that no longer there. There's one on the...The assessor's roll show a garage in front of the house. Is that still there.

Mr. McDermott stated I have never even been to the property. I don't know.

Board Member Bodor stated because that's an old picture. And if it's the place I think it is, that garage no longer exists there. But I don't...

Rich Williams stated if I recall, the garage is at the side...

Board Member Bodor stated is there. At the end of the house.

Rich Williams stated there used to be an accessory structure behind it. I believe that it's moved. Dave may know when he comes back in.

Board Member Bodor stated this picture shows a detached garage in the front. I may have the wrong property, but I think I know which one it is, and I don't remember there's a garage in existence. There's a garage at the end of the house right. That's not...That's what I'm confused about.

Board Member Posner stated it's not showing on the survey.

Chairman Buzzutto stated I can't picture the house on [Route] 22. Except the small white house that sits way in the back...

Rich Williams stated (inaudible – too many talking) there a long time ago. I don't think it's there anymore.

Board Member Bodor stated that's what I'm thinking.

Rich Williams stated but I don't know when they changed it.

Mr. McDermott stated it's pretty far back from the road. It's about 180'.

Board Member Bodor stated I think I know where it is, but...

Chairman Buzzutto stated is that that little white house that sits way back in...

Board Member Bodor stated no. No, I don't think so.

Chairman Buzzutto stated where Ginnel Real Estate used to be in there.

Board Member Bodor stated I don't know which one you're talking about. I'm talking about down...There's a driveway going in. There used to be a children's center on the left. There was a bike shop in the last...at the end, and there was this house over on the right hand side.

Rich Williams stated right.

Board Member Bodor stated is that the one.

Rich Williams stated that's the one.

Board Member Bodor stated this garage is no longer there.

Rich Williams stated you know, I remember that house when that garage was there, but...

Board Member Bodor stated it's not there anymore.

Rich Williams stated now I'm thinking maybe it's not there anymore. And I don't remember when that change occurred. He may know [referring to Dave Raines, Building Inspector].

Dave Raines stated sorry.

Board Member Bodor stated you know, it's within...

Dave Raines stated I didn't know you were in a meeting.

Board Member Bodor stated Dave, maybe you can tell us. Look at this. This house that we're dealing with, that garage is no longer there, is it. And when did it remove, if so.

Dave Raines stated I...Just let me borrow this cover sheet. I went to find a file. I just want to pull a file. If you give me one minute, okay. Then I can answer you because I know I have some notes in there. I apologize.

Board Member Bodor stated alright, now...

Board Member Burdick stated thanks Dave.

Board Member Bodor stated I have another question because now I'm looking at the Department of Health bedroom count. And this is for Boniello, Anthony and Michael. Now I thought Anthony and Michael was the big property.

Rich Williams stated Anthony and Michael is the big property.

Board Member Bodor stated and the smaller property that we're dealing with is just Anthony.

Rich Williams stated I don't know that. That's why I asked what was on the application.

Board Member Posner stated only Anthony.

Board Member Burdick stated just Anthony.

Mr. McDermott stated if I could call Joel, he'd be able to tell me. I don't know if these are typos or...

Jennifer Herodes stated this says Anthony and Michael on this here, under owner.

Board Member Bodor stated this one says Anthony. This one says Anthony and Michael. And it's an afterthought, actually, because it's written in up above.

Board Member Burdick stated and that's the Town's right. That one. Oh no. That's the (inaudible – papers shuffling) too.

Board Member Bodor stated well Cheryl signed this though. Or not.

Chairman Buzzutto stated property owner Anthony Boniello. The zoning denial (inaudible – papers shuffling).

Mr. McDermott stated I don't know exactly when, but I know at some point in time there was a lot change done because this property line right here...I should be speaking into the microphone. I don't know exactly at what point in time this took place, but I know originally that this property line here, on the north side,

carried all the way across and cut right through the house. So, at some point, they were either before this Board or before the Planning Board. Not my client, but whoever owned the house previously, and the lot lines were changed I think to conform with the setbacks at the time.

Chairman Buzzutto stated did you see these. You got these.

Board Member Bodor stated no. That was just submitted by the Applicant.

Chairman Buzzutto stated oh, okay.

Board Member Bodor stated that's the only copy there is.

Chairman Buzzutto stated that's the only copy there is.

Board Member Bodor stated but this is where I'm looking...

Chairman Buzzutto stated this is where you're questioning.

Board Member Bodor stated I'm looking at the names on it.

Chairman Buzzutto stated total bedrooms is three.

Board Member Bodor stated this is coming from the Health Department addressed just to Anthony. This came from Cheryl actually, to the Health Department, confirming the number of bedroom count. But it's made out to Anthony and Michael. And my question is if that property is just Anthony, and Anthony and Michael are the adjoining property, which way is it.

Board Member Burdick stated the property owners on the Town description is both Anthony and Michael.

Board Member Bodor stated it's both names. It's both names then.

Dave Raines stated all my stuff in files is limited to just Anthony.

Board Member Bodor stated just Anthony.

Dave Raines stated the files...I mean, there's not...

Board Member Bodor stated and the Assessor's record has both names on it.

Dave Raines stated even going back to certificates that were issued on electrical...

Board Member Bodor stated do you want to see these Jen.

Rich Williams stated obviously we have a lot of...

Board Member Bodor stated questions.

Jennifer Herodes stated research to do.

Rich Williams stated well, clean-up on the application for what needs to be taken care of before any decision is made on this application.

Board Member Bodor stated yeah.

Rich Williams stated my suggestion is to hear the application, if you're going to do a site walk, do a site walk. I'll work with Sarah to make sure this gets all cleaned up.

Board Member Bodor stated okay. You'll...

Mr. McDermott stated also, I have a...I can't give this to you because I think it's the only copy that I have, but I have a copy of the old survey that shows where the original lot line ran through the house.

Rich Williams stated Ginnel's, when they owned the property, came in and did a lot line adjustment.

Board Member Bodor stated okay.

Rich Williams stated Ginnel lot line adjustment.

Board Member Bodor stated alright.

Rich Williams stated this was before the (inaudible – too distant) the Planning Board, probably...

Dave Raines stated 1995.

Rich Williams stated what.

Dave Raines stated 1995.

Rich Williams stated maybe.

Dave Raines stated I have a letter from Gainer on that.

Rich Williams stated okay.

Dave Raines stated that's when my file starts, with a lot line adjustment.

Board Member Bodor stated okay.

Mr. McDermott stated thank you to my two friends. I don't know who you guys are, but I appreciate your help.

Board Member Bodor stated this is Sarah. She's our...Sarah is the administrative assistant for the Zoning Board. And this is Rich Williams, the Town Planner.

Rich Williams stated and Dave Raines, the Building...

Board Member Bodor stated and Dave Raines, the Building Inspector.

Mr. McDermott stated okay.

Board Member Bodor stated so you have a lot of good help.

Mr. McDermott stated thank you.

Board Member Bodor states are these for...can I submit these.

Mr. McDermott stated you can have those, yes.

Board Member Bodor stated Sarah, can you put these with the file please.

Mr. McDermott stated I'll get you a copy of this tomorrow, when I get correct...

Rich Williams stated I'm sure we have it in our files already with the Planning Board.

Mr. McDermott stated okay.

Dave Raines stated and I'm showing pre 2000 the garage. But it doesn't say. It just says pre 2000 the garage wasn't there. So I can't answer to...

Board Member Bodor stated pre 2000 it was not there.

Dave Raines stated yeah. It was not there. Well when's that photo...

Jennifer Herodes stated this photo says 2001.

Board Member Bodor stated 2001.

Dave Raines stated it might have just been taken down then, but it was there in 2000. So...

Board Member Bodor stated I didn't think it was.

Mr. McDermott stated is it possible that it's this bump out [referring to plans].

Board Member Bodor stated because the end of that house had a garage in it as you approached it, right.

Jennifer Herodes stated this doesn't look big enough (inaudible – too many talking).

Mr. McDermott stated if you look at the sheet with this...Although, no. You're right.

Jennifer Herodes stated if the house ends right by the door, unless they move the door, what's that whole other part.

Board Member Bodor stated and this house is recently...

Mr. McDermott stated well, what I'm thinking is that...You see this structure right here; that that is what's in front of our proposed addition. That's my only guess. I've never even seen the property, so...

Board Member Bodor stated this house has recently, in the past few years, been rehabbed. It looks nice now. Okay...

Mr. McDermott stated the architectural show...If you look at the architectural, they show a den attached to the side. So, right here...My only guess is that this was, potentially, their garages. Because if you look at the property description...see this building, and that portico. My guess is that portico is here. And then this is the garage. And maybe it was converted into a den at some point. I have no idea.

Board Member Burdick stated we'll be able to tell when we get out there.

Chairman Buzzutto stated its got a wood burning stove.

Board Member Olenius stated yeah. In 2001 it did.

Board Member Bodor stated it did have a wood burning stove many years ago. I don't know if that still exists.

(Inaudible – too many talking).

Board Member Bodor stated it did have a wood burning stove.

Chairman Buzzutto stated if we don't have any more questions...

Mr. McDermott stated alright. So what do I need to get you guys. I need to get you an updated application with the correct names and...

Chairman Buzzutto stated the correct names on the...

Mr. McDermott stated and did...Was something filled out improperly. I remember at the beginning we were talking about...

Board Member Bodor stated we don't have authorization for anyone to represent Mr. Boniello.

Mr. McDermott stated but also, there was something about the variances.

Board Member Bodor stated yes.

Board Member Burdick stated where it says the Code requires, it doesn't have any of the actual requirements...

Mr. McDermott stated got you.

Board Member Burdick stated put down.

Mr. McDermott stated I see.

Board Member Burdick stated and then also the authorization for you to appear for him.

Mr. McDermott stated I probably won't be back next month.

Board Member Burdick stated okay. Well whoever.

Mr. McDermott stated but someone from the firm will.

Board Member Burdick stated but we would need authorization that you were here tonight.

Mr. McDermott stated okay.

Board Member Burdick stated is that correct Jen.

Jennifer Herodes stated yes.

Board Member Burdick stated yes.

Mr. McDermott stated okay.

Board Member Burdick stated and then, you know, authorization for the firm, I guess, to represent.

Jennifer Herodes stated well, if we're updating the application to Michael, make sure that it authorizes...

Rich Williams stated yeah. That's what...

Mr. McDermott stated okay.

Jennifer Herodes stated (inaudible – too many speaking) from both.

Mr. McDermott stated from both Anthony or Michael.

Jennifer Herodes stated if he were in fact an owner.

Mr. McDermott stated okay.

Jennifer Herodes stated which we don't know yet.

Rich Williams stated we'll...I'll confirm it tomorrow with the Assessor's office.

Jennifer Herodes stated yeah. Then we'll just clean-up the application...

Chairman Buzzutto stated so he'll have to update all of the Codes and stuff like that on the application.

Rich Williams stated we'll go through the whole application and make sure that all the information is correct.

Chairman Buzzutto stated and let him, this gentleman, know just what he's going to have to get. I guess you explained it to him.

Board Member Burdick stated some of it, yeah.

Chairman Buzzutto stated some of it.

Mr. McDermott stated yeah.

Board Member Burdick stated I think they'll work with him.

Rich William stated we'll do a memo...we'll do a punch list for him...

Chairman Buzzutto stated okay.

Rich Williams stated write to Dave's office to make sure that Dave's okay with everything.

Chairman Buzzutto stated okay.

Board Member Bodor stated okay. You know where help is coming from.

Mr. McDermott stated yes. Okay. Thank you.

Board Member Posner stated thank you.

Board Member Bodor stated okay. We're going to schedule a site walk and we'll be in contact with...

Mr. McDermott stated Joel.

Board Member Olenius stated Joel would be...

Board Member Bodor stated from the firm.

Mr. McDermott stated yes.

Board Member Bodor stated be in contact with the firm. Because what we'll need is someone to come and meet us out there...

Mr. McDermott stated okay.

Board Member Bodor stated and show us...

Chairman Buzzutto stated yeah.

Board Member Bodor stated where the property line is and where the house is, and what's going to happen. Okay. What's planned. So a body has to be there.

Mr. McDermott stated I got it.

Board Member Bodor stated okay.

Mr. McDermott stated sorry I...

Chairman Buzzutto stated Sarah, you know where to get in touch with the firm and everything.

The Secretary stated yes. I have his card.

Chairman Buzzutto stated you have all of that.

The Secretary stated yes.

Chairman Buzzutto stated okay.

Board Member Bodor stated okay. So the public hearing remains open, pending a site walk and cleaning up...

Mr. McDermott stated the application.

Board Member Bodor stated the application.

Mr. McDermott stated got it.

Board Member Bodor stated okay.

Mr. McDermott stated thank you very much for your time.

Board Member Posner stated thank you.

Chairman Buzzutto stated okay.

Board Member Burdick stated thanks.

Board Member Bodor stated good night.

Mr. McDermott stated thank you everybody.

Board Member Burdick stated have a good evening.

Board Member Posner stated take care.

Chairman Buzzutto stated good night.

Dave Raines stated I was just over at Court, and (inaudible – too distant) four traffic tickets.

Jennifer Herodes stated we always play this game on who's finished...

Board Member Bodor stated sorry.

Jennifer Herodes stated sorry. I was answering...

Dave Raines stated sidebar, sorry.

Jennifer Herodes stated sidebar, sorry.

Board Member Bodor stated okay.

2) **OTHER BUSINESS**

Dave Raines stated do you guys need me for McPhillips or are you guys...

Board Member Bodor stated I like your letter to N.R.A. The cabin. It looks good.

Dave Raines stated I don't know what's going to happen up there.

Board Member Posner stated please don't take down your elephant.

Board Member Bodor stated no. You did a good job. You spelled it all out. I don't know...

a) **Dennis McPhillips**

Chairman Buzzutto stated but on McPhillips though, we're going to have to discuss that.

Board Member Bodor stated yes. Well, let's go.

Chairman Buzzutto stated so you are aware of the McPhillips.

Jennifer Herodes stated I am aware. Honestly, when I first came in here, I thought that mister...Is it McPhillips.

Board Member Posner stated yeah.

Jennifer Herodes stated is the one who requested the interpretation. And then I did remember...

Dave Raines stated no, it was me.

Jennifer Herodes stated it was actually your request for the interpretation. So the only options are, that you could make a motion on your own to rehear his application for an interpretation...or Dave's application for interpretation. Or tell Mr. McPhillips to submit his own application for interpretation. I think he's going to be in contact with Sarah. I mean, I don't know how anything is going to change from what was stated, and maybe he needs to realize that. Even in his own letter requesting to be heard again, you know, he's...

Dave Raines stated he's already (inaudible- too distant) after I contacted him.

Jennifer Herodes stated yeah.

Dave Raines stated when was his letter dated.

Chairman Buzzutto stated yeah.

Board Member Posner stated June 20th.

Jennifer Herodes stated this is June 20th.

Dave Raines stated okay. This didn't get back to me. Just basically tell him to pound salt and...

Jennifer Herodes stated but the fact is that since you requested it, he really didn't have his opportunity to be heard. However, if he does come in on this application, a lot of these things that he's pointing out here are not even for you to be discussing with him. You know, he wants to discuss why Paul Piazza required him to wire the garage. I mean, this is all getting way off the track of what would be discussed in the event you entertain him coming back in. Also, he states in his first paragraph, it is used very rarely on very cold days when I want to use the space for a few hours. Right there he's stating...If you use the space, that is living. That is using it for living space. You know it's not considered using...You don't use your storage space for a couple of hours, you know. So again...And I don't know what he means by number four, I would like to put an end to the Protel business. I'm not sure what he's saying. If he wants to come in and make it clear that he's not doing that. I don't know. So you could make a motion, one of you could make a motion if you so desire, to rehear it. You'd have to unanimously vote on that. Or you could let him know he could submit his own application for interpretation.

Chairman Buzzutto stated but do we...

Jennifer Herodes stated the same thing that Dave already did, and then he would be noticed and have an opportunity to come in here and...

Chairman Buzzutto stated is that to rehear just for the interpretation, or...

Jennifer Herodes stated yes.

Chairman Buzzutto stated the original application for the whole building.

Jennifer Herodes stated no, no, no. Just on...

Chairman Buzzutto stated just...

Dave Raines stated interpretation based on...

Jennifer Herodes stated just an interpretation. It's just that Dave requested it last time, so he wasn't noticed and...

Dave Raines stated yeah. I requested to get a direction from you guys.

Jennifer Herodes stated right.

Chairman Buzzutto stated right. Which was good.

Dave Raines stated work was done based on a variance I wasn't involved with. So now I went to him (inaudible – too distant) and said hey listen. This is what the folks that provided you with this variance have interpreted it as. He said, I'm not comfortable with that. So I told him that you act to the ZBA, but other than that, you have got to comply with my violations to him saying you're outside of the bounds that you were allowed to, you know, occupy this as a storage and now you're occupying it as living space. So he feels that his recourse is to come back, and counsel's telling...

Jennifer Herodes stated his recourse is to come back because if he was the one to make the original, you know...If it was his application last time, unless something had changed, we wouldn't have to rehear him and, you know, there would be no hearing again unless you voted to rehear him. But since he wasn't noticed for that, not that Dave did anything wrong in the way that he did it. Normally that would be enough for someone. Obviously he can read the minutes and see why you came to the decision you came to, which I, you know, would imagine is going to be very similar the second time around. Nothing is going to have changed. But in the interest of him being heard, if he wants to apply for an interpretation, do the same thing that Dave did, and come back in and be heard. But if that happens, a lot of these things that he wants to be heard on are off the mark on what we're to be discussing on the very point of putting in a wood burning stove.

Dave Raines stated and again, if we're going to respond to him, we could address that. I would be more than happy to discuss with him the Building Department issues that are nonrelated to the variance of why he was...You know, I could go through the file and see what Paul did have him do and not do.

Jennifer Herodes stated right.

Dave Raines stated and I could answer to that outside of this venue and then if...

Jennifer Herodes stated yeah. I just want to caution you that if he comes back in for you, this is not a forum for most of what he says in this letter.

Dave Raines stated I haven't seen the letter.

Jennifer Herodes stated yeah. Here, I'll give you a copy. Most of what he says in this letter is really not for the Zoning Board to be...

Dave Raines stated can I have a copy of this Jen.

Jennifer Herodes stated sure. Take it. I have another one Dave.

Chairman Buzzutto stated well I tell you, there's no way that I believe Paul told him to wire that and sheetrock that. I just don't believe that Paul would have done that. That I don't believe. I think he did it on his own...

Jennifer Herodes stated well, whether he did or didn't, to be honest with you Chairman, it's beside the point of what decision you made last time and what decision you came to in evaluating or interpreting your own prior decision on whether or not he can put a wood burning stove in there. What you meant by when you limited the usage of that to storage only, that's like well past the point on whatever he did and why you did it. You know, it would just be the strict issue of interpreting what you meant by storage space, which you did, you know, last time this was on in May. But, again, in the interest of him being heard, he would have the right to make that application to have the interpretation. It's really just doing the same thing all over again.

Chairman Buzzutto stated well, if he has to be reheard, it has to be 100% of the Board to agree on it.

Jennifer Herodes stated no, I was saying that since you know that he clearly wants this, you could vote yourselves to do it, or we can just direct him...the office communication with him that he's free to submit an application for interpretation.

Chairman Buzzutto stated a new application.

Jennifer Herodes stated yes.

Board Member Bodor stated an application for interpretation.

Jennifer Herodes stated yes.

Chairman Buzzutto stated right.

Jennifer Herodes stated I would suggest that's the way...

Chairman Buzzutto stated alright. Then we can take a vote on that right now.

Jennifer Herodes stated you don't...

Board Member Bodor stated we don't have to.

Jennifer Herodes stated vote on that.

Board Member Bodor stated we don't have to.

Jennifer Herodes stated you don't have to vote on that. Sarah is going to be in contact with him. She'll tell him that he's free to submit an application for interpretation. We'll put him on for the next meeting, or whatever the timeframes are, and he can come in to be heard, but he needs to be very limited to the point. And hopefully in the meantime, he'll speak with Dave on these other points and...

Dave Raines stated I'll reach out to him to address...

Jennifer Herodes stated get those things answered.

Dave Raines stated these all four items that he's outlined are Building Department items...

Board Member Bodor stated right.

Dave Raines stated that I can research. They were all done under Paul, with the exception I told him that he's going to have to come in for a permit if he wants to put in a woodstove, and it has to be done to Code.

Chairman Buzzutto stated well, don't we have to do something about the application to be reheard.

Board Member Bodor stated no.

Jennifer Herodes stated no.

Chairman Buzzutto stated no. Nothing at all.

Jennifer Herodes stated I was just giving you your options. But I don't think any of you want to make a motion to rehear what you've already...

Chairman Buzzutto stated no. I...

Board Member Bodor stated no. But he is free as a citizen in this Town...

Jennifer Herodes stated yes.

Board Member Bodor stated to come in and ask for an interpretation of the existing variance...

Jennifer Herodes stated yes.

Board Member Bodor stated that this Board did grant.

Board Member Olenius stated right.

Chairman Buzzutto stated right.

Jennifer Herodes stated and that's, again...and that's only because...

Chairman Buzzutto stated that would be a new application.

Board Member Bodor stated yes.

Jennifer Herodes stated it was requested last time by Dave Raines, and not by the...

Board Member Bodor stated he, himself, can request that.

Jennifer Herodes stated so he, himself, can do so.

Chairman Buzzutto stated okay. So that...

Board Member Bodor stated it has nothing to do with us voting. This is something that...

Jennifer Herodes stated right.

Board Member Bodor stated like Dave did.

Jennifer Herodes stated I'm just giving you the options, but I wouldn't go that route either.

Chairman Buzzutto stated I mean, if we wanted to hear the old application we'd have to vote on it, wouldn't we.

Jennifer Herodes stated say that again, I'm sorry.

Chairman Buzzutto stated if we want to hear the old application, to redo that one there...to open that one up again.

Jennifer Herodes stated no. What I was saying is that if you choose to save him the trouble of asking for the reinterpretation, you could vote yourselves to rehear and notice him and...

Chairman Buzzutto stated that's what I mean, yeah. But we do not have to do that.

Jennifer Herodes stated but you do not have to do that. So...

Chairman Buzzutto stated okay.

Jennifer Herodes stated I think it's best if the office just instruct him what he can do, if he chooses to, and then...

Chairman Buzzutto stated okay.

Jennifer Herodes stated maybe after he speaks to Dave, he won't feel the need to do so. That's one of those things they'll all be meshing together all these points in this letter.

Dave Raines stated I mean, last time (inaudible – too distant) the electric (inaudible – too distant) and that was when I was Fire Inspector (inaudible – too distant).

Chairman Buzzutto stated were you actually in the building.

Dave Raines stated yeah.

Chairman Buzzutto stated oh yeah. And he did sheetrock it and everything like that. Or you didn't go upstairs.

Dave Raines stated he sheetrocked a portion of it. I don't want to state on the record if he did it then, but, you know...

Chairman Buzzutto stated yeah.

Dave Raines stated there's parts of it sheetrocked. I don't know if he completed it or...

Chairman Buzzutto stated yeah. What does he got in there. Four vehicles or fives vehicles and a boat.

Dave Raines stated well, there are several vehicles I...again...

Chairman Buzzutto stated yeah.

Dave Raines stated I don't want to...He was using it when I had (inaudible – too distant). He was using it for his business. He had multiple Protel vehicles with Protel labeling on the vehicles. And that's what raised a flag with me, because I was sent there on a complaint aside from the building permit. This was a separate zoning complaint on people saying why is this guy running his business here. At the time, he had multiple Protel vehicles. That was my first dealing with him. Then after some research, we found out the building permit was open. He was running an extension cord out there, and I said to Paul, what's going on. Oh, he's not allowed to have power out there. Blah, blah, blah, blah, blah. And in the course of the last several months or a year, there's now a meter on the building; there's power. And all these other things have happened.

Chairman Buzzutto stated there's a meter on the building, too.

Dave Raines stated yeah. It's got it's own service.

Board Member Bodor stated thank you for your help.

Dave Raines stated no problem. He just didn't, you know...We would have been okay really if he didn't go for the woodstove. But then he pushed it, and pushed it, and pushed it. People can finish their storage space all they want. They can sheetrock it and...

Jennifer Herodes stated yeah.

Dave Raines stated all of that, but he wants a woodstove and he wants it. So that's really why I came back to you for an interpretation. I said, it turns into living space. It's like these three-season rooms that people get. Then they start to heat it. I say, well, it's an addition now. Stop. You know.

Chairman Buzzutto stated yeah.

Board Member Bodor stated okay, we have minutes. Are we finished.

Dave Raines stated okay.

Board Member Bodor stated we have...thank you Dave.

Chairman Buzzutto stated thank you.

Board Member Burdick stated thank you.

Dave Raines stated I'm sorry. I didn't know you were having a meeting. I was at the court.

Board Member Posner stated glad you came.

Chairman Buzzutto stated you're a great help to us on this.

Dave Raines stated okay. Thanks.

b) Minutes

Chairman Buzzutto stated the minutes.

Board Member Bodor stated the minutes from the June 18th meeting.

Chairman Buzzutto stated yes.

Board Member Bodor stated I make a motion to approve them.

Board Member Posner stated second.

Board Member Bodor stated all in favor. Motion carried by a vote of 5 to 0.

Chairman Buzzutto stated so be it.

c) Site Walk

Board Member Bodor stated setup a site walk.

Chairman Buzzutto stated yes. Site walk.

Board Member Bodor stated our next meeting is the end of August; the 25th. So we have some leeway. I'm out town the first week in August.

Board Member Posner stated I'm out of town the week of the 18th of August.

Board Member Bodor stated okay.

Board Member Olenius stated I leave the 7th and come back the 23rd.

Board Member Bodor stated you're leaving the 7th and you come back the 23rd.

Board Member Olenius stated yeah.

Board Member Burdick stated I'm unavailable the week of the 18th.

Board Member Bodor stated alright. Well that's...so that's, really then, the whole month of...From the 1st to the 23rd does not work for anybody. So we've got next week.

Board Member Olenius stated that's fine with me.

Board Member Bodor stated do we want to during the week, or in the evening, on Saturday, or whatever's best.

Board Member Olenius stated evening's fine. As late as 8 o'clock. I mean, it's still light out now.

Board Member Bodor stated okay.

Chairman Buzzutto stated during the week...

Board Member Bodor stated next week, or the rest of this week.

Board Member Posner stated this week's not good for me. But next week I think is.

Board Member Bodor stated next week would be alright.

Board Member Posner stated yeah.

Board Member Bodor stated Monday the 28th.

Board Member Posner stated I think that's a good day for me.

Board Member Olenius stated yes. My daughter's birthday, but her party's Sunday. I was checking in my mind.

Board Member Bodor stated you sure.

Board Member Olenius stated I knew the date. I was like, why do I know that date. It's my daughter's birthday.

Board Member Bodor stated well, we can move it to the 29th if that's going to be a problem.

Board Member Olenius stated it won't. Her party is Sunday.

Board Member Posner stated no. Tuesdays are worse for me.

Board Member Bodor stated no, but what about the family.

Board Member Posner stated Tuesdays I've got to work.

Board Member Bodor stated are you going to do something, you know, you have to do something on that day too.

Board Member Olenius stated I can get out for a half an hour to do a site walk.

Board Member Bodor stated Monday the 28th.

Board Member Burdick stated I think it's okay.

Chairman Buzzutto stated it's okay with me.

Board Member Bodor stated what time. You're finished early.

Board Member Burdick stated I can be there 4:15, 4:20.

Board Member Bodor stated what time...

Board Member Posner stated just make a time, and I'll be there.

Chairman Buzzutto stated 4:30. Is that alright, or is that too close for you.

Board Member Burdick stated no, no.

Chairman Buzzutto stated 4:00 to 5:00.

Board Member Burdick stated no, no. That works.

Board Member Bodor stated 4:30 at the site. Does that work for everyone.

Board Member Posner stated yeah, sure.

Board Member Bodor stated on the 28th.

Board Member Burdick stated and where exactly is it.

Board Member Olenius stated it's behind Empire Power Tools.

Board Member Burdick stated so do you go in the driveway for Empire.

Board Member Olenius stated I'm not sure if...

Board Member Bodor stated no. You go in...

Board Member Olenius stated it has it's own or not.

Board Member Bodor stated up above.

Board Member Burdick stated so you go north of Empire and go in.

Board Member Bodor stated yeah.

Board Member Burdick stated okay.

Board Member Bodor stated yeah.

Board Member Posner stated where do you go.

Board Member Olenius stated north of Empire Power...

Board Member Bodor stated north of Empire, there's a driveway going in...There used to be a children's center there. I don't know what's there now.

Chairman Buzzutto stated oh. Now I know that property.

Board Member Bodor stated and there was a bike shop in the back.

Board Member Posner stated yeah, sure. Okay.

Rich Williams stated JRT Industries.

Board Member Bodor stated is that what it is now.

Rich Williams stated yeah. It's just office.

Board Member Bodor stated okay. And there was a bike shop in the back. And to the right of that, in the same driveway, they all share the same driveway, was a residence...is a residence.

Board Member Posner stated okay.

Rich Williams stated Mary, just so you know, that bike shop and the other building, they're gone.

Board Member Bodor stated I know. I know that. But they were. As reference points, they were. Okay. Are we finished then.

d) Patterson Crossing

Chairman Buzzutto stated well, the only thing that I just want to bring up, that just hit me the other day that Patterson Crossing's completely done with the Planning Board.

Board Member Bodor stated oh.

Rich Williams stated not completely done with the Planning Board.

Chairman Buzzutto stated not completely.

Rich Williams stated they're done with their environmental review phase with the Planning Board, and one of the next steps will be to go to the Zoning Board of Appeals...

Chairman Buzzutto stated right.

Rich Williams stated for a special use permit and an area variance that they...

Chairman Buzzutto stated okay.

Rich Williams stated pursue the signs.

Chairman Buzzutto stated alright. My question is do we take it to the Rec Center or have it here.

TAPE ENDED

Chairman Buzzutto stated do we take it to the Rec Center as a special meeting, or have it here as a regular. I don't think we should get other cases tangled up with that, if it's going to be involved.

Board Member Bodor stated but that's down the road.

Rich Williams stated when they submit the initial application, it will be for a special use permit. Do you want the public hearing held at the first meeting.

Chairman Buzzutto stated well, we can have the public hearing at the first meeting.

Rich Williams stated or do...Yes. Or do you want to review the plans, talk about the project with the applicant, and schedule the public hearing after that.

Chairman Buzzutto stated well...

Rich Williams stated we don't need...

Board Member Bodor stated we don't have to have the public hearing at the first presentation.

Rich Williams stated no.

Chairman Buzzutto stated well, why don't we do it that way there.

Board Member Olenius stated that may be better.

Chairman Buzzutto stated that would be better. At least we know...

Board Member Bodor stated then we know what we're talking about..

Board Member Olenius stated right.

Chairman Buzzutto stated yeah.

Dave Raines stated all this to talk about (inaudible – too distant).

Rich Williams stated yes.

Dave Raines stated yeah. Because they're already all up in arms because they think we're (inaudible – too distant) for ourselves.

Board Member Posner stated yes.

Dave Raines stated the more you control it, the better the perception's going to be, from where I sit. I mean, I saw how they reacted the other night, and there was no reason for them to react like that and they did. They wanted to burn the building down.

Board Member Bodor stated I left before that happened.

Chairman Buzzutto stated was that meeting held here.

Dave Raines stated yes.

Board Member Bodor stated yes.

Dave Raines stated just barely. We were just two people shy of being too many. I mean, two more people, we would have had to ask people to leave or stand in the hall.

Board Member Bodor stated I'd have to say, you handled them very well too, with the sign issue.

Dave Raines stated well...

Board Member Bodor stated you did. There was no grumbling. They did as you asked and that was good.

Dave Raines stated well good. I'm glad they did as I asked. Thank you.

Board Member Bodor stated and I'll put on the record too, the Planning Board did a good job.

Dave Raines stated yeah, they did.

Board Member Bodor stated they really did.

Dave Raines stated they stuck to it.

Board Member Bodor stated yes.

Dave Raines stated they kept it straight forward and to the letter of the law.

Board Member Bodor stated they did a very good job. And I know that the audience was a little bit noisy afterwards. But, you know, that's kind of to be expected to be, number one.

Chairman Buzzutto stated yeah.

Board Member Bodor stated and nobody was, I don't believe, injured by anything.

Chairman Buzzutto stated I think we should have it at the Rec Center to start.

Board Member Bodor stated not if it's not a public hearing.

Chairman Buzzutto stated not if it's not a public hearing.

Board Member Posner stated no, but the first public hearing probably should be. We're probably going to have...

Rich Williams stated the public hearing you're going to need to have at the Rec Center.

Board Member Bodor stated yeah.

Board Member Posner stated yeah.

Board Member Bodor stated but if we're not going to have a public hearing from the inception...

Board Member Posner stated no, we're going to do that here.

Board Member Bodor stated then we don't need to do that.

Board Member Posner stated no, we're going to do that here.

Rich Williams stated we just need to get that public hearing in before October.

Board Member Bodor stated before October. This is July.

Chairman Buzzutto stated you just do what you got to do. Don't worry. Let nature take its course. Okay [directed to the Secretary]. Yeah, we'll have it before October.

Board Member Bodor stated but we don't have anything...

Rich Williams stated he hasn't even made an application yet.

Board Member Bodor stated I was going to say, nothing's come...

Board Member Burdick stated no.

Chairman Buzzutto stated no.

Board Member Bodor stated our direction yet.

Rich Williams stated he may not make an application, you know, for three or four months...five months.

Chairman Buzzutto stated well, I just wanted to get a feel of the Board and the way they want to...

Board Member Bodor stated and we still have no information on the cell tower situation in...

Rich Williams stated no. The next question is, I assume, when you do Patterson Crossing, you want to do it as a separate meeting.

Board Member Bodor stated oh yeah.

Chairman Buzzutto stated I think so. Yes.

Rich Williams stated okay.

Board Member Bodor stated because...

Board Member Posner stated I think so, too.

Board Member Bodor stated the moment it appears on our agenda, whether it's a public hearing or not, there are going to be people that are interested. So it should be a meeting just dedicated to that, I believe.

Board Member Posner stated I agree with you.

Jennifer Herodes stated I agree. I think, you know, you should prepare for that.

Chairman Buzzutto stated yeah because...

Jennifer Herodes stated it would just make life easier.

Rich Williams stated you don't get a say in it.

Jennifer Herodes stated I would vote no if I really wanted to say less meetings. But to be honest, the answer is yes.

Chairman Buzzutto stated okay. I just wanted to feel out how the Board felt about it. So we can just take it from there, and expect what to do when the time comes.

Rich Williams stated right.

Chairman Buzzutto stated okay.

Rich Williams stated (inaudible – too distant) the Town Board that Anthony Mangone is representing (inaudible – too distant).

Chairman Buzzutto stated okay. So that's sort of squared away.

Board Member Bodor stated okay.

Chairman Buzzutto stated what else.

Board Member Posner stated that's it.

Board Member Bodor stated I think we're done.

Chairman Buzzutto stated okay. Do you have anything.

Jennifer Herodes stated I do not.

Chairman Buzzutto stated okay.

Board Member Bodor stated I make a motion to adjourn.

Board Member Burdick stated second.

Board Bodor stated all in favor. Motion passed by a vote of 5 to 0.

Meeting was adjourned at 7:51 p.m.