

**TOWN OF PATTERSON
ZONING BOARD OF APPEALS
December 21, 2011**

AGENDA & MINUTES

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1) Patricia Tanzi Case #03-11	1 – 2	Public hearing continued; Application tabled at request of Applicant
2) Joseph Francise, Jr. Case #17-11	2 – 11	Public hearing closed; Area variances for impervious coverage and side yard setback granted
3) Eileen Burdick Case #21-11	11 - 36	Public hearing opened; Tabled pending a site walk
4) Other Business		
a) Site walk	36 – 41	Site walk scheduled for 1/7/12

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**TOWN OF PATTERSON
PLANNING & ZONING OFFICE**

**ZONING BOARD OF
APPEALS**

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Howard Buzzutto, Vice Chairman
Mary Bodor
Marianne Burdick
Gerald Herbst

PLANNING BOARD

Shawn Rogan, Chairman
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**Zoning Board of Appeals
December 21, 2011 Meeting Minutes**

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

Present were: Board Member Howard Buzzutto, Board Member Mary Bodor, Board Member Marianne Burdick, Board Member Gerald Herbst, Joe Charbonneau, Attorney with Town Attorney’s Office, Rich Williams, Town Planner.

Board Member Buzzutto called the meeting to order at 7:03 p.m.

There were approximately 4 members of the audience.

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

Board Member Buzzutto led the salute to the flag.

Roll Call:

Board Member Bodor	-	here
Board Member Burdick	-	here
Board Member Buzzutto	-	here
Board Member Herbst	-	here
Chairman Olenius	-	Absent

1) PATRICIA TANZI CASE #03-11

Ms. Patricia Tanzi was not 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, December 21, 2011 at 7:00 p.m. at the Patterson Town Hall, 1142 Route 311, Patterson, Putnam County, New York to consider the following application

Patricia Tanzi Case #03-11 – Special Use Permit

Board Member Buzzutto stated okay.

The Secretary stated do you want me to keep reading.

Board Member Buzzutto stated no. That's...I think we have that. Is there anything different about it from previous.

The Secretary stated she did submit a letter requesting to be held over.

Board Member Buzzutto stated yes.

The Secretary stated but other than that, no.

Board Member Buzzutto stated alright. There's nobody here representing Tanzi. Okay, fine. So we didn't get complete information on what's going on with the Health Department. Or it's not submitted to us. So I don't know how much of a discussion we'll have on it tonight.

Board Member Bodor stated well, her notice reflects that she is currently...

Board Member Buzzutto stated yes.

Board Member Bodor stated working with the Health Department.

Board Member Buzzutto stated with the Department.

Board Member Bodor stated so I think, therefore, that we need to hold it over till...

Board Member Buzzutto stated right.

Board Member Bodor stated we get the results of that action.

Board Member Buzzutto stated okay. And I think she's pretty sincere in what she's doing about this. So, I'd like to (inaudible) Board that we will hold it over for another meeting rather than do what we're going to do tonight. Okay. Do I have to make a motion on that.

Joe Charbonneau stated no.

Board Member Buzzutto stated okay. So we're going to table this for another night. Another meeting. Till then, we'll just put Ms. Tanzi on hold. Okay.

2) **JOSEPH FRANCISE JR. CASE #17-11**

Mr. Joseph Francise, Jr. was present.

The Secretary read the following legal notice:

Joseph Francise, Jr. Case #17-11 – Area Variances – Held over from the October 19, 2011 and November 21, 2011 meetings

Board Member Buzzutto stated okay. Francise, you come up with anything new on your application.

Mr. Joseph Francise stated the only thing that's been changed is I got the hard, fast numbers that you guys were looking for for last time.

Board Member Buzzutto stated alright.

Mr. Francise stated for the front porch, the garage. And I reduced the...created a new deck and patio, you know, with the reduced size.

Board Member Buzzutto stated okay. Is there anything you have to submit to us that we have to see.

Mr. Francise stated not that I'm aware of. I think I provided everything.

Board Member Buzzutto stated okay. You have anything on this one.

Board Member Bodor stated no. We did...

Board Member Buzzutto stated we did the site walk.

Board Member Bodor stated what has been submitted is an existing 2011 with the impervious coverage and proposed 2011. And there are...When you look at this, there are decreased square feet measurements in various locations. So it's obvious that the Applicant is attempting to work with us.

Board Member Buzzutto stated okay. I think on the last time, you were going to remove something to give you more impervious surface.

Mr. Francise stated we had reduced our deck; it was originally, like, it was 554 [square] feet. We got it down to, what do we have here, patio would be 144 square and the deck is 120 square feet.

Board Member Buzzutto stated okay.

Mr. Francise stated so a total of 264 [square feet] from originally being 554 square feet. I was open to other suggestions at this point. I think we looked at it very hard. Me and my wife, we couldn't really figure out where else to reduce at this point with what's there.

Board Member Buzzutto stated what is there is there. It's going to be there, complete, the way it is now. You are eliminating some of the stuff there but...

Mr. Francise stated yes. The...

Board Member Buzzutto stated yes.

Mr. Francise stated specifically the porch.

Board Member Bodor stated that's the only area, that deck in the back, that you've reduced down to a patio that you've diminished the square footage.

Mr. Francise stated yes.

Board Member Bodor stated it's kind of hard this, you know, there's a lot of stuff going on here [referring to the proposed 2011 survey].

Mr. Francise stated there's a lot of stuff there, I know.

Board Member Buzzutto stated yes. Alright.

Mr. Francise stated you have any questions, don't hesitate to ask. I've gone over it, like, a lot.

Board Member Bodor stated well, what about taking out that concrete front walk that we talked about, coming from the house to the road.

Mr. Francise stated that still can be done. Yes. I mean, we do use it...that to go out to our mailbox, but that's... We'll just walk across the grass.

Board Member Bodor stated you could walk across the grass.

Mr. Francise stated right. Except in the snow and stuff. But, that's not a big deal.

Board Member Bodor stated I don't know. I'm just throwing that out there.

Mr. Francise stated right, right. Yes.

Board Member Bodor stated because I think that was one thing we did...

Mr. Francise stated yes.

Board Member Bodor stated discuss the possibility for.

Mr. Francise stated yes. Like I said, I'm open to anything that will get us to something reasonable.

Board Member Buzzutto stated well, by doing so, does that make it sloppy into getting into the house, by walking across the grass and going up the stairs.

Mr. Francise stated no. I would just come in from... Because we're going to have our... If we get the garage, we could just... we'll be coming in through the garage...

Board Member Buzzutto stated oh.

Mr. Francise stated anyway. Just if we have any visitors, they'll come in from the...

Board Member Buzzutto stated yes.

Mr. Francise stated from the...

Board Member Buzzutto stated but by eliminating it, that's not going to be a hardship to get to where you're going in the house.

Mr. Francise stated no.

Board Member Buzzutto stated okay.

Mr. Francise stated because there'll be the walkway in the front still.

Board Member Buzzutto stated I don't know where the resos went on this here.

Board Member Bodor stated the entrance and the exit that you use now, is that basically the front or the other...the one in the back. I know...Where I'm coming from, my house has a front and a back door. We never use the front door. We don't even know where the key is for the front door. We use the back all the time.

Mr. Francise stated we're kind of, I guess, because we don't have a garage, we always use the front door.

Board Member Bodor stated yes.

Mr. Francise stated but I think if we had a garage, we'd probably going to use the front door a lot less, just like...

Board Member Bodor stated a lot less.

Mr. Francise stated just explained.

Board Member Bodor stated yes. Okay. And I don't know. If that concrete walk is eliminated, how much does that...

Board Member Buzzutto stated yes. Is it going to be petty.

Board Member Bodor stated take off. I don't know. Is it 96 square feet.

Mr. Francise stated 96 square feet. Exactly.

Board Member Bodor stated and how much does that change things.

Mr. Francise stated not that much.

[Laughter].

Board Member Buzzutto stated well, will it change the characteristics of the looks of the house by taking it out or...

Mr. Francise stated I think it would kind of diminish it. I thought it would be nice to have something like...a walkway, but something smaller and more quaint. Like a 3' by 3, you know, 3' instead...It's like 4' right now.

Board Member Bodor stated like 4' wide.

Mr. Francise stated yes. I think it would look nicer with just, you know, a flagstone walk.

Board Member Bodor stated a couple of stepping stone type things.

Mr. Francise stated yes. Exactly. And I think it's overkill with the cement. I mean, it was there when I moved in, so. And it's pretty worn out so it has to be taken up anyway.

Board Member Bodor stated it has to be taken up anyway.

Mr. Francise stated yes.

Board Member Bodor stated by your own emission.

Mr. Francise stated yes.

Board Member Bodor stated okay.

Mr. Francise stated it's cracked and (inaudible).

Board Member Bodor stated okay.

Mr. Francise stated the steps are cracking, too. It's still safe, but...

Board Member Bodor stated yes.

Mr. Francise stated it has to go.

Board Member Bodor stated okay. Just put stepping stones in there would diminish the square footage, too.

Mr. Francise stated yes. It will...

Board Member Bodor stated it's not a solid, big thing anymore, it's...

Mr. Francise stated right.

Board Member Bodor stated smaller, little steps.

Mr. Francise stated definitely smaller would look nicer. I think we're discovering a lot of this stuff looks nicer as it's smaller.

Board Member Bodor stated okay.

[Laughter].

Board Member Bodor stated more in proportion...

Mr. Francise stated right. With the house.

Board Member Bodor stated right. With the house.

Mr. Francise stated exactly. Exactly.

Board Member Buzzutto stated is there any input from the audience on this particular application. Anything. Hearing none. Do you want to close the public hearing.

Board Member Bodor stated yes. We ready.

Board Member Buzzutto stated yes, I'm ready. I ain't got a reso, though.

Board Member Bodor stated well, you do somewhere.

Board Member Buzzutto stated what.

Board Member Bodor stated there's a reso somewhere. Who has them.

Board Member Buzzutto stated yes, but...

Board Member Herbst stated don't look at me.

Board Member Bodor stated I'll make a motion to close the public hearing.

Board Member Herbst stated I'll second.

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

Board Member Buzzutto stated thank you. Oh, here are the resos here.

Board Member Burdick stated do you want me to do the impervious coverage first.

Board Member Buzzutto stated yes that will be a smaller part of it, right.

Board Member Burdick stated what.

Board Member Buzzutto stated it will be a smaller part of it. Yes.

Board Member Burdick stated I mean, I'll do both of them, but I'll do the impervious coverage first.

Board Member Bodor stated alright, do that one.

Board Member Buzzutto stated alright, fine. Okay.

Board Member Bodor stated and I'll do the other one.

Board Member Buzzutto stated okay.

Board Member Burdick read the following resolution:

IN THE MATTER OF THE APPLICATION OF
Joseph Francise, Jr. Case #17-11
For an Area Variance for Impervious Coverage

WHEREAS, *Joseph Francise, Jr.* is the owner of real property located at 14 Cornwall Court (RPL-10 Zoning District), also identified as **Tax Map Parcel # 25.48-1-40, and**

WHEREAS, *Joseph Francise, Jr.* has made application to the Patterson Zoning Board of Appeals for an area variance pursuant to §154-7 of the Patterson Town Code; Schedule of Regulations in order to square off the left rear corner of his dwelling in order to enlarge an existing bedroom. Applicant also wishes to add a one-car garage and relocate the living room to above the garage and also add a front porch.

WHEREAS, §154-7 of the Patterson Town Code requires ≤38% impervious surface coverage in the RPL-10 Zoning District; Applicant is proposing 42%; ***variance requested is for 4%, 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 ***October 19, 2011, November 21, 2011 and December 21, 2011, and a site walk was conducted on November 12, 2011,*** 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 the neighbors on each side have properties that are similar with similar structures. This is going to enhance the aesthetic property value.***
2. the benefit sought by the applicant ***cannot*** be achieved by any other feasible means ***because of the small nature of the lot.***
3. the variance requested ***is not*** substantial.
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 stated before, it will bring the property more in line with the other neighborhood properties on either side of it.***
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 ***Joseph Francise, Jr.*** for an ***area variance of 4% in addition to the 38%*** allowed in the RPL-10 Zoning District as set forth by §154-7 of the Patterson Town Code; Schedule of Regulations, in order to permit 42% impervious coverage for in order to square off the left rear corner of his dwelling in order to enlarge an existing bedroom. Applicant also wishes to add a one-car garage and relocate the living room to above the garage and also add a front porch.

Board Member Buzzutto stated what percent was that you said. Was it 52 [percent] or 42 [percent].

Board Member Burdick stated it's 42 [percent] with the changes that he made.

Board Member Buzzutto stated oh, it's 42.

Board Member Burdick stated yes. The original request was for 52.

Board Member Buzzutto stated okay.

Board Member Herbst stated you need a second, right. I'll second it.

Board Member Buzzutto stated okay.

Board Member Bodor	-	yes
Board Member Burdick	-	yes
Board Member Buzzutto	-	yes
Board Member Herbst	-	yes
Chairman Olenius	-	absent

Resolution carried by a vote of 4 to 0.

Board Member Buzzutto stated okay.

Board Member Bodor stated I'll do this one.

Board Member Buzzutto stated okay. Good luck.

Mr. Francise stated thank you.

Board Member Bodor stated wait. We have one more to go.

Board Member Buzzutto stated oh, you got one more. Sorry.

Board Member Bodor stated got one more. I'll do it.

Board Member Buzzutto stated okay.

Board Member Bodor read the following resolution:

**IN THE MATTER OF THE APPLICATION OF
Joseph Francise, Case #17-11
*Enlargement of a Nonconforming Building***

WHEREAS, *Joseph Francise* is the owner of real property located at 14 Cornwall Court (RPL-10 Zoning District), also identified as **Tax Map Parcel #25.48-1-40**, and

WHEREAS, *Joseph Francise* 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 square off the left rear corner of his dwelling in order to enlarge an existing bedroom. Applicant also wishes to add a one-car garage and relocate the living room to above the garage and also add a front porch.

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; Currently exists is 3.02'; Applicant is proposing 2'; 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 ***October 19, 2011, November 21, 2011 and December 21, 2011, and a site walk was conducted on November 12, 2011,*** 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 plans for construction are to create improvements to the existing structure and property.***
2. the benefit sought by the applicant ***cannot*** be achieved by any other feasible means ***because of the size of the existing building and building lot.***
3. the variance requested ***is*** substantial ***but is not substantial enough to cause a denial.***
4. the proposed variance ***will not*** have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district ***because the Applicant's plans will enhance the property and the neighbors properties already have undergone similar changes.***
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 ***Joseph Francise*** for ***an area variance*** pursuant to §154-58 of the Patterson Town Code; Enlargement of nonconforming buildings, in order square off the left rear corner of his dwelling.

Board Member Burdick stated second.

Board Member Bodor	-	yes
Board Member Burdick	-	yes
Board Member Buzzutto	-	yes
Board Member Herbst	-	yes
Chairman Olenius	-	absent

Resolution carried by a vote of 4 to 0.

Mr. Francise stated thank you...

Board Member Bodor stated go to it.

Mr. Francise stated thank you very much.

Board Member Burdick stated good luck.

Mr. Francise stated have a good holiday.

Board Member Bodor stated good luck and Merry Christmas.

Board Member Burdick stated you, too.

Mr. Francise stated Merry Christmas.

3) EILEEN BURDICK CASE #21-11

Mrs. Eileen Burdick was present.

Board Member Buzzutto stated okay.

The Secretary read the following legal notice:

Eileen Burdick Case #21-11

Applicant is requesting an area variance pursuant to §154-59 of the Patterson Town Code, Major damage to nonconforming structure. Applicant wishes to rebuild the structure that was destroyed by fire on June 9, 2011. This property is located at 1110 Route 22 (GB Zoning District).

The Secretary stated I just want to make a note that this was noticed wrong and it should read Route 311, not Route 22.

Board Member Buzzutto stated okay. Eileen Burdick. Ellen, is it.

Mrs. Eileen Burdick stated Eileen.

Board Member Bodor stated Eileen.

Board Member Buzzutto stated Eileen, okay. State your name and address.

Mrs. Burdick stated my name and age.

Board Member Buzzutto stated sorry.

Mrs. Burdick stated I didn't hear what you said.

Board Member Buzzutto stated state your name and address for the record, please.

Mrs. Burdick stated Eileen Burdick. 29 Ernest Road, Brewster, New York.

Board Member Buzzutto stated okay. You want to raise your right hand. Do you swear the testimony you provide tonight will be the truth, the whole truth.

Mrs. Burdick stated yes, I do.

Board Member Buzzutto stated okay, thank you. In your proposal have heard the input from the...Is there any changes on that. Is that what you have it...Just to rebuild there.

Mrs. Burdick stated I wanted to put the footprint that we had. I wanted...

Board Member Buzzutto stated same footprint.

Mrs. Burdick stated to bring back what was there before because...

Board Member Buzzutto stated right.

Mrs. Burdick stated this year has been a very...this last year has been a big hardship; I lost my husband in December and then the building went down. And it was really no fault of ours; the lightning struck the neighbor's building and set the firehouse up. And I...The firehouse was insured, but it was insured not to build back a glorious building but...

Board Member Buzzutto stated you're talking about the old firehouse.

Mrs. Burdick stated the old firehouse.

Board Member Buzzutto stated okay, fine.

Mrs. Burdick stated we used it for storage. For storage of...not the trucks. Rollers, pavers and small equipment. And now I have no place to put those things.

Board Member Buzzutto stated right. And what was it that... Was it like a warehouse there or something before.

Mrs. Burdick stated it was really just storage.

Board Member Buzzutto stated just a question: was it the Gatus Brewery at one time.

Mrs. Burdick stated I don't know.

Board Member Buzzutto stated Gatus.

Board Member Bodor stated Gatus Beer Distributor was the adjoining building.

Board Member Buzzutto stated yes.

Board Member Bodor stated that's the big building. This was separate and apart.

Doug Burdick stated it was the old firehouse.

Board Member Buzzutto stated yes. Okay. Alright.

Board Member Bodor stated what type of a structure are you interested in putting up there.

Mrs. Burdick stated well, I don't have too much money from the insurance and ... So I was hoping to I could put something decent but not too elaborate.

Board Member Bodor stated a garage. An office building.

Doug Burdick stated something similar.

Mrs. Burdick stated yes.

Board Member Bodor stated if... I have to ask you...

Doug Burdick stated I'm sorry.

Board Member Bodor stated if you wish to speak, you need to come up and address...

Board Member Buzzutto stated and state your name.

Doug Burdick stated okay.

Board Member Bodor stated we need your name and into the microphone.

Mrs. Burdick stated a garage.

Board Member Bodor stated a garage type structure, similar to what was there with the doors that go up on the front.

Mrs. Burdick stated yes. But we could make it a lot prettier looking. We didn't use a... Well, we did use the front doors to get in and out. But there was a side door to get some equipment out. No work was ever done in there; no mechanical work.

Board Member Bodor stated you were just using it for storage purposes.

Mrs. Burdick stated for storage.

Board Member Bodor stated of small equipment for your business...

Mrs. Burdick stated yes.

Board Member Bodor stated which is blacktopping...

Mrs. Burdick stated right.

Board Member Bodor stated I believe.

Mrs. Burdick stated yes.

Board Member Bodor stated okay. And that blacktopping business is still existing.

Mrs. Burdick stated yes.

Board Member Bodor stated I am sorry about your husband. I am familiar with the fact that he is deceased. But you are continuing with the business with family members, perhaps.

Mrs. Burdick stated yes. I ran it...

Board Member Bodor stated okay.

Mrs. Burdick stated all year.

Board Member Bodor stated oh, you did. Okay.

Mrs. Burdick stated yes.

Board Member Bodor stated very good.

Board Member Buzzutto stated the building next to that, was destroyed. That was destroyed also, correct.

Mrs. Burdick stated the building next to that was...

Board Member Bodor stated this is the building we're talking about.

Board Member Buzzutto stated yes, this one. The one on the... This was also destroyed by fire.

Board Member Bodor stated that's the beer distributor.

Mrs. Burdick stated yes. That...

Board Member Buzzutto stated oh, that was Gatus. Okay.

Mrs. Burdick stated that went down to the ground.

Board Member Bodor stated yes.

Mrs. Burdick stated the firehouse had three walls that were still up but they said they all had to come down.

Board Member Bodor stated probably was structurally unsafe to remain, you know.

Mrs. Burdick stated from the fire.

Board Member Burdick stated you stated that previously you just stored the equipment there. That's the intent for future. You won't be doing any work on the equipment or cleaning of the equipment.

Mrs. Burdick stated no.

Board Member Burdick stated just storage.

Mrs. Burdick stated yes. We had no electric hooked up. We had no heat in there. He basically used it to store it. To keep it out of the weather.

Board Member Burdick stated are you planning on not having electric in the new building or are you...

Mrs. Burdick stated well, it would be nice to have some electric on the new building.

Board Member Burdick stated okay.

Mrs. Burdick stated fix it. And I'd fix it up cosmetically, nicer, than the way it looked there [referring to the property description picture].

Board Member Bodor stated and that building that was there, was pretty close to the line. Maybe a foot off the sideline. I...

Mrs. Burdick stated yes, it was.

Board Member Bodor stated it looks like it's sitting right on it, but I see there's a little space.

Mrs. Burdick stated I could put my arm through it. It's that close.

Board Member Bodor stated that was about it. Between the buildings.

Mrs. Burdick stated yes.

Board Member Bodor stated yes. Do you know if Mr. Garrett has plans to rebuild on his property.

Mrs. Burdick stated well, I've spoken to him and he never really gets back to me and tells me anything.

Board Member Bodor stated you've got...it's a small parcel there.

Mrs. Burdick stated yes it is.

Board Member Bodor stated and I'm wondering if, perhaps, you know, it might be to your advantage to approach him and...

Mrs. Burdick stated I did.

Rich Williams stated excuse me. Before we get too far down the road here, Mr. Garrett is in the audience.

Board Member Bodor stated oh. Okay.

Mrs. Burdick stated oh.

Board Member Bodor stated alright.

Mrs. Burdick stated well, I did approach him.

Board Member Bodor stated you did approach him. Okay.

Mrs. Burdick stated and I didn't get anything back.

Board Member Bodor stated okay. Alright. I'm very familiar with this location.

Mrs. Burdick stated yes.

Board Member Bodor stated but I, for one, would like to take a walk out there and, you know, really walk the property.

Mrs. Burdick stated sure.

Board Member Bodor stated I see it from the road all the time.

Mrs. Burdick stated yes.

Board Member Bodor stated never been on it. So I'd like to see, you know, what the measurements are and see what's going on there.

Mrs. Burdick stated the bell is still there; the fire bell.

Board Member Bodor stated the...

Mrs. Burdick stated yes.

Board Member Bodor stated the siren thing. Yes.

Mrs. Burdick stated it wasn't touched. And I believe the Town would like it, someone told me that.

Board Member Buzzutto stated that was long and narrow, wasn't that building.

Board Member Bodor stated yes.

Mrs. Burdick stated yes.

Board Member Buzzutto stated I mean, when it was the old firehouse it used to have one truck in front of the other back in there. It was a whole two trucks or something like that.

Mrs. Burdick stated I don't know.

Board Member Buzzutto stated I don't remember it being there because I wasn't up here at that time.

Mrs. Burdick stated that was probably before my time, too.

[Laughter].

Mrs. Burdick stated maybe my husband remembers. I don't know.

Board Member Buzzutto stated okay. So do we have any input from the audience on this. Mr. Garrett. Do you have any input on this.

Doug Burdick stated I would just like to add a few things.

Board Member Buzzutto stated alright. You want to state your name.

Doug Burdick stated Doug Burdick. I'm Eileen's nephew.

Board Member Buzzutto stated okay.

Doug Burdick stated I've been in construction all my life, so, I'm a little more familiar than she...

Board Member Buzzutto stated can you talk just a little closer to the mic so it goes...

Doug Burdick stated I'm a little more familiar with construction than Eileen, so I told her I'd come here.

Board Member Buzzutto stated fine. That's great.

Doug Burdick stated yes, it is very close to the property line. I mean, I'm sure there could be some adjustments on the setback, or something, just to make it, you know...

Board Member Buzzutto stated yes.

Doug Burdick stated a little bit...

Board Member Buzzutto stated alright. We'd have to see that.

Doug Burdick stated but we would have to, you know, go start with, you know, a survey and then footprint the existing foundation that's still there. And then they can proceed from that point and come in front of you. I guess any suggestions that you might have that could help us...

Board Member Buzzutto stated you went to the Building Department to get a permit, right.

Doug Burdick stated yes.

Board Member Buzzutto stated yes. And they sent you here.

Mrs. Burdick stated right.

Doug Burdick stated right.

Board Member Buzzutto stated why did they deny the permit.

Mrs. Burdick stated why did they.

Board Member Buzzutto stated yes. I just want that for information.

Mrs. Burdick stated I really don't know.

Joe Charbonneau stated probably because under the provisions of 154-59 there was a determination made by the Building Department that more than 50% of the structure had been...

Board Member Buzzutto stated destroyed by fire.

Joe Charbonneau stated had been destroyed by fire.

Board Member Buzzutto stated okay.

Joe Charbonneau stated therefore, you have to come back to the Board to get permission...

Board Member Buzzutto stated okay.

Joe Charbonneau stated to rebuild because you...

Board Member Buzzutto stated yes.

Joe Charbonneau stated ideally you want a less nonconforming structure...

Board Member Buzzutto stated right.

Joe Charbonneau stated to go back in there. It's the only way the Code can clean up these existing structures.

Board Member Buzzutto stated right. I just wanted that information so we can make, you know, our decisions accordingly. That's all. Okay.

Doug Burdick stated I don't know, there used to be...there was a well and a septic there, but I, you know...

Mrs. Burdick stated it's still there.

Doug Burdick stated how functional they were. We really aren't sure of so, you know, we're going through the process of building, you know, I don't know if we should...

Mrs. Burdick stated it was an old...

Board Member Buzzutto stated well, you're not going to make it inhabitable. You're just going to use it for.

Doug Burdick stated well, you know, if it could still have a well and a bathroom in there...

Board Member Buzzutto stated oh, I guess you could. Yes.

Doug Burdick stated it would be much better than nothing.

Board Member Buzzutto stated yes.

Mrs. Burdick stated it had a bathroom in there. It had all those things. My husband never hooked it up.

Board Member Buzzutto stated I see.

Mrs. Burdick stated but I'd like to make it a little better.

Board Member Buzzutto stated okay.

Doug Burdick stated and if we're rebuilding it, it would make no sense to, you know, not get it so it's, you know, it to have electricity and functional as far as a bathroom and a septic system. We would have to start with the Health Department I would imagine.

Board Member Buzzutto stated right.

Board Member Burdick stated Doug, do you have any idea where the well is located. Or Eileen. Is it...

Doug Burdick stated I'm not sure.

Board Member Burdick stated is there a casing aboveground that we'll see when we go out there.

Mrs. Burdick stated I don't know. I think it was like in the...

Doug Burdick stated I think it might have been even inside the...

Mrs. Burdick stated the firehouse.

Doug Burdick stated building or something.

Board Member Burdick stated oh, okay.

Doug Burdick stated you know, one of those old fashioned ways when there were no real sanitary rules back in those days.

Mrs. Burdick stated and cosmetically I thought possibly instead of putting the garage doors in the front of the building, you could do it on the side because the equipment we'd be taken out is only like 4' high. Nothing too high. And then you wouldn't see it and then we could make it nice.

Doug Burdick stated yes, it would be, you know, it would be improvements all around...

Mrs. Burdick stated yes.

Doug Burdick stated as far as like, you know, landscape going along with it and grass. And the only parking was a little spot in the front which wasn't too large. Perhaps have a, you know, a couple...

Board Member Buzzutto stated well, if you put the doors on the side...

Doug Burdick stated of parking spots on the side.

Board Member Buzzutto stated do you have access to get in there with a car.

Mrs. Burdick stated you could. Oh, with a car. I think you could. There's enough property from the other lot. I think you saw.

Board Member Buzzutto stated that you're right. We've got to go see this here.

Board Member Bodor stated yes.

Doug Burdick stated yes. You would have to see it.

Mrs. Burdick stated yes.

Doug Burdick stated do you know what the acreage is.

Board Member Bodor stated I have a concern about...

Mrs. Burdick stated I don't know the acreage.

Board Member Bodor stated the drawings that you've submitted. A front elevation and a side elevation. To me, this looks more residential than garage-y.

Mrs. Burdick stated well, see, we drew it I didn't know.

Board Member Bodor stated yes.

Mrs. Burdick stated well, in the front if that's... Which one is the front. This one [referring to the drawing that were submitted].

Board Member Bodor stated like a little front door.

Mrs. Burdick stated yes. But then, maybe we would just put like a window there and put the garage door on the side or in the back.

Board Member Bodor stated but you are...

Mrs. Burdick stated I was so confused I didn't know what I was going to be allowed to do. I really was.

Board Member Buzzutto stated yes.

Board Member Bodor stated well, you know what we need to know is what you wish to do. What do you wish to do with it first of all. And then let's put it into...

Mrs. Burdick stated I wish to put it back so that I can store the equipment.

Board Member Bodor stated you wish to put up...back a structure to serve as a storage facility.

Mrs. Burdick stated yes. Then this way the rain and weather won't destroy it...

Board Member Bodor stated okay.

Mrs. Burdick stated any further.

Board Member Bodor stated may I ask you where you are keeping the equipment now that you are using for the business.

Mrs. Burdick stated we had a lot on Route 22, Dougie.

Doug Burdick stated yes. Route 22.

Mrs. Burdick stated Route 22 where you go in near the A&P and you go way down.

Board Member Bodor stated up here in Patterson.

Mrs. Burdick stated yes. In Patterson and...

Doug Burdick stated it's just past the little...

Mrs. Burdick stated it's a construction lot.

Board Member Burdick stated past the ice cream place.

Doug Burdick stated King Kone or whatever that is.

Mrs. Burdick stated so we're leaving it there, but there's no building there.

Board Member Burdick stated yes. It's just dirt.

Mrs. Burdick stated there's nothing protect it. That's where the trucks are.

Board Member Bodor stated oh, okay. And you're looking to put up something that you can have indoor storage for some of the equipment.

Mrs. Burdick stated yes.

Board Member Bodor stated is that a permitted use in this area.

Mrs. Burdick stated I don't know. That's...I know that's what he...He bought this building at an auction from the Town, my husband. In 1989. And I wasn't there. So...

Doug Burdick stated that's what he used it for.

Mrs. Burdick stated yes. That's what he used it for and nobody stopped him.

Board Member Bodor stated okay. I'm looking at the denial from the Building Inspector, and this is the reason, in writing, why you're here to see us for your desires. The Code requires, and that's the Town Code, requires that any nonconforming building which has had over 50% of its volume above the foundation destroyed by any cause shall not be restored in any nonconforming form or location unless permitted by the Board of Appeals. To me, this is telling me that this was a nonconforming structure and you're wishing to make it a nonconforming structure again. And that's why you're here; to get permission from us to allow you to do a nonconforming...

Mrs. Burdick stated yes. Well, what could I do.

Board Member Bodor stated thing again.

Mrs. Burdick stated I mean, if I can't build, it's worthless to me.

Board Member Bodor stated I haven't got the answer for you right off hand.

[Laughter].

Doug Burdick stated it will take some site inspection and some discussion.

Mrs. Burdick stated I mean, I even thought that way. I said I'll give it to the church.

Board Member Bodor stated we need to go out there and look at it, first of all, and see what you want to do with it. That's why I asked you what you wish to do. We need to know what that is you want to do, not just...

Mrs. Burdick stated I want to build a building...

Board Member Bodor stated to do.

Mrs. Burdick stated to store the equipment.

Board Member Bodor stated to put your construction equipment...

Mrs. Burdick stated equipment.

Board Member Bodor stated with inside...within.

Mrs. Burdick stated yes.

Board Member Bodor stated okay.

Board Member Buzzutto stated well, couldn't you build something conforming though, I mean, on...The property looks big enough there to add something in there.

Mrs. Burdick stated it wouldn't have to be as big, I don't think. As long.

Board Member Buzzutto stated yes, but you said you want the very same footprint.

Mrs. Burdick stated well, I do. I want whatever you will allow me to have.

Doug Burdick stated well, she'd like to go back in time before it caught on fire and she had this mess thrown in her lap. That's what her mindset is, really. But, you know, we realize that our, you know, things might have to change with the building.

Board Member Bodor stated you said that this had been a hard year and I appreciate what you said. And financially this is probably something you'd like to deal with, too, because it's causing a hardship for you. Is that what I'm understanding.

Mrs. Burdick stated yes.

Board Member Bodor stated yes. Would you really just like to get rid of this.

Mrs. Burdick stated yes and no. I still need a place put my stuff.

Board Member Bodor stated you still need a place. Yes. The other place where you have your trucks right now, are you leasing that property. Is it possible...

Mrs. Burdick stated no.

Board Member Bodor stated to put up something there.

Mrs. Burdick stated I own it.

Board Member Bodor stated you own it.

Mrs. Burdick stated and I'd have to come before everyone again and ask to put up something. But I don't know what I'd be allowed to put up there.

Board Member Bodor stated that something you might, you know, might be something to explore. I don't know, you know...

Mrs. Burdick stated but still, I hate to lose...

Board Member Bodor stated that piece of property.

Mrs. Burdick stated the money...

Board Member Bodor stated okay.

Mrs. Burdick stated on that piece of property.

Board Member Bodor stated I hear you. Would you consider selling it; you could gain back.

Mrs. Burdick stated I could but who would buy it if they can't do anything with it.

Board Member Bodor stated well, I don't know that. Just throwing things out.

Mrs. Burdick stated why doesn't the Town buy it back.

[Doug Burdick laughed]

Mrs. Burdick stated because then you'd have control.

Board Member Bodor stated I can't respond to that.

[Laughter]

Joe Charbonneau stated you should talk to the Supervisor.

Mrs. Burdick stated well, you have control now.

Board Member Bodor stated is there anyone else in the audience who would like to put in some words regarding this application.

Board Member Buzzutto stated Rich.

Board Member Bodor stated Rich.

Board Member Buzzutto stated you have anything...

Rich Williams stated yes, I do. Rich Williams, Town Planner. Hi Mrs. Burdick, how are you.

Mrs. Burdick stated how do you do.

Rich Williams stated certainly, the Town is anxious to see the property rebuilt: both Mrs. Burdick's and Mr. Garrett's. It benefits nobody to have vacant property out there. So we're going to help her do what we can to get this done. But having said that, there is an obstacle here that everybody needs to be aware of. And I know you've had this conversation with the Building Department. Prior to this being in the General Business, GB, Zoning District, it was in the NS-1 Zoning District. At no time did our zoning in the past 40 years allow equipment storage, contractor's, to be located on the site. They were storing equipment inside the building. We didn't know that was occurring.

Mrs. Burdick stated oh.

Rich Williams stated and I'm telling you this because...

Mrs. Burdick stated I believe you.

Rich William stated part of my job is to try to get you to the decision that you need, and that is to rebuild. And I don't want to see you get tripped up. I know if you tried to go back and get an approval to do a garage that, you know, even if you get permission to do that with this structure, when you go to get the building permit, you're going to be right back here for a use variance which is going to be a very difficult burden to prove on your part. So, we want to help you rebuild. We want to help you rebuild something there that's going to benefit you and the Town, but you've got to stay within the limits of what is allowed in the GB Zoning District, otherwise, you're going to have a lot of more... additional hurdles to get over.

Mrs. Burdick stated well, can I put a kennel up for the dogs for Humane Society.

Rich Williams stated off the top of my head, I don't know that that's a permitted use there. No. I'd have to look.

Mrs. Burdick stated what can I do with it. Can I park cars. Make money that way. I have to pay taxes on it.

Rich Williams stated a commuter parking lot.

Mrs. Burdick stated I mean...

Rich Williams stated I don't...

Mrs. Burdick stated what can I possibly do if I can't build.

Rich Williams stated I don't know. Well, and again, I'm encouraging you to rebuild something, but it would need to be something that could (inaudible) from Zoning such as retail, office space, mortuary.

Mrs. Burdick stated now...

Rich Williams stated there's a whole list and I can give you the whole list.

Mrs. Burdick stated may I speak.

Rich Williams stated sure.

Mrs. Burdick stated we have mortuaries here that, more or less, a monopoly. I did approach them if they wanted the land, and they don't. And as far as... What was the other use you said. The mortuary...

Rich Williams stated well...

Mrs. Burdick stated the retail.

Rich Williams stated office, retail, personal...

Mrs. Burdick stated tell me what goes in Patterson. I had a store here in Patterson on Route 311, Tri-County Gold and Silver for years. I owned the building down the road. It was like you were in Alaska. And if you got a customer once a month you'd faint. I mean, Patterson really, right now, is really a one-horse town. There's nothing here. So if you go through the action of building a building and a store front, I'm still not going to make any money. Would you put one in.

Rich Williams stated do you have something that you would like to put there that is conforming with zoning.

Mrs. Burdick stated I...

Rich Williams stated again...

Mrs. Burdick stated well, if I could, I'd put a house.

Rich Williams stated my whole purpose for coming up here is just so...

Mrs. Burdick stated or an apartment.

Rich William stated that you don't get to the end where you're about to get a decision and find out that you can't get that decision and have to start all over.

Mrs. Burdick stated well, what do all of you want me to do. Do you see the position of hardship I'm in.

Joe Charbonneau stated the Board can't dictate to you what you want to do. You have to tell them either what the prior history is and what you'd like to do consistent with that or a new application as to what you'd like to do.

Mrs. Burdick stated can I build...

Joe Charbonneau stated what mister...

Mrs. Burdick stated a building and not use it for storage.

Joe Charbonneau stated yes. As long as it's conforming with the uses in the GB District.

Mrs. Burdick stated but I don't have all that money from the insurance company.

Joe Charbonneau stated but that's not the Board's...for the Board's...

Mrs. Burdick stated problem. No, I was actually told by someone here. And I said you know, I had a problem because there was asbestos in the roof so that cost me \$28,000 to get the asbestos down and then they decided the whole building had to go down; there was asbestos in the block. So I said should you have told me that there was asbestos when my husband, and the roof, and he said buyer beware.

Joe Charbonneau stated how long did you own the building.

Mrs. Burdick stated since about nineteen either '82 or '89. [19]89.

Joe Charbonneau stated and there was a structure on the premises when you bought it.

Mrs. Burdick stated yes. That was the structure.

Joe Charbonneau stated did you have a Phase 1 Environmental when you bought it. Or did you do any...conduct any...

Mrs. Burdick stated he bought it at an auction from the Town. I don't know what happened that day.

Joe Charbonneau stated it's probably correct that you bought it with the...in the condition that it was.

Mrs. Burdick stated if I buy something from the Town of Patterson, I expect it to be...

Joe Charbonneau stated but you didn't buy it...

Mrs. Burdick stated I would think.

Joe Charbonneau stated you didn't buy it from the Town of Patterson, though. You bought it from a...either from a tax auction or a foreclosure auction.

Mrs. Burdick stated I believe it was from the...The Town auctioned it off.

Joe Charbonneau stated but nobody makes any warranties with respect to the property when they do that.

Mrs. Burdick stated no, but I'm just trying to point out my position in all of this.

[Dictaphone machine beeped to flip tape].

The Secretary stated hold on.

Mrs. Burdick stated and I pay taxes...

The Secretary stated hold on.

Mrs. Burdick stated on this building.

The Secretary stated okay.

Joe Charbonneau stated one of the...

Mrs. Burdick stated I mean, do you like beating up a widow who's going to lose a lot of money. That's how I feel. I've been good to this community. I've always given back and so has my husband. And I think that something could be worked out to help me out here.

Board Member Buzzutto stated well, we can allow you to put a building there, there's no problem with that. But we...We allow you to put the building there but then when you go to get a permit to put up a warehouse, it would be denied.

Mrs. Burdick stated yes.

Board Member Buzzutto stated because warehousing is not a permitted use there. So you're right back to, like Rich says, you're right back to square one again. You got an empty building there that you put a lot of money into building. So...

Doug Burdick stated so we need to get a list of...

Board Member Buzzutto stated we can't...

Doug Burdick stated what's allowed in that...

Board Member Buzzutto stated like the attorney says...

Doug Burdick stated zone.

Board Member Buzzutto stated we can't tell you what to put there.

Mrs. Burdick stated a restaurant is allowed.

Doug Burdick stated well, I guess (inaudible).

Joe Charbonneau stated I would...

Doug Burdick stated I would guess we would need to get a...figure out, get a list from the Town, what falls in that zoning.

Board Member Buzzutto stated well, Rich said that you had a list of what can go in there. What is it, NS-1.

Rich Williams stated well, it's GB right now.

Joe Charbonneau stated it's GB.

Board Member Bodor stated it's GB.

Rich Williams stated certainly we could...

Board Member Buzzutto stated right now. Yes.

Mrs. Burdick stated I thought it was Neighborhood Shopping.

Rich Williams stated it used to be Neighborhood Shopping.

Board Member Burdick stated it used to be.

Board Member Buzzutto stated oh, it used to be.

Rich Williams stated yes. Prior to the 2004 Zoning changes.

Board Member Buzzutto stated okay.

Rich Williams stated NS-1 and GB are basically the same use. We just changed the letters.

Board Member Buzzutto stated right.

Rich Williams stated so...And, you know, I can provide Doug or...

Doug Burdick stated it's still pretty much the same usage that...

Rich Williams stated yes.

Doug Burdick stated the change was just the...

Rich Williams stated really the name.

Doug Burdick stated the name.

Rich Williams stated we fine-tuned a few things.

Mrs. Burdick stated I would give the Town, whoever wanted, a great deal, if they wanted it; to take the property. I don't know who I'd approach.

Joe Charbonneau stated the Town Board.

Mrs. Burdick stated if they wanted to buy it from me, I would give them...

Joe Charbonneau stated any member of the Town Board.

Board Member Buzzutto stated because, you know, if you knew what you were going to put there, then we could say you could put a building there. But the building that we allow you to put in there may not fit into what you want to put there. So, I think you should, you know, make your mind to what you want to put there because your...design of the building might be different, you know, to accommodate it.

Mrs. Burdick stated but then what does it mean when they say...I mean, I thought I was grandfathered in to the footprint; That I could build on the footprint.

Joe Charbonneau stated no. What the Code says is that when more than 50% of the structure has been destroyed, you can come back in and ask the Zoning Board of Appeals to rebuild on that footprint. What the Zoning Board of Appeals will wrestle with is to try to keep the nonconformity as limited as possible, or diminish it as much as possible. So, they could give you a variance allowing you to build back on that footprint. What Mr. Williams is saying is correct also. You could go through all of that, build a structure, and then go to build a permit to store vehicles there and be denied. So what...He's trying to help you with the ultimate goal that you have, but we don't know how to get there.

Mrs. Burdick stated well, the vehicles would not be really cars or trucks.

Joe Charbonneau stated but it's not a permitted use so, therefore, it's illegal. So you could go through all of this, start to store vehicles there, and get a violation filed against you.

Mrs. Burdick stated and I guess I'm not allowed to build a house.

Joe Charbonneau stated you're allowed to do whatever is a permitted use in the GB Zone.

Mrs. Burdick stated that's not a permitted use either.

Board Member Buzzutto stated that's not residential.

Mrs. Burdick stated no.

Doug Burdick stated I'll get a list of what we can build.

Mrs. Burdick stated that was it. It's a mortuary, a restaurant, and there was one other thing. And that was it. That was all I was told.

Board Member Buzzutto stated it's not so much of what you can build, it's what you want to put in there after...

Doug Burdick stated right.

Board Member Buzzutto stated it's built.

Mrs. Burdick stated I want to be able to make enough money to pay the taxes every year.

Board Member Buzzutto stated I don't blame you. That's right. I don't blame you.

Mrs. Burdick stated that I've been paying for the last 20 years. It's a total loss for me all the way around. I have really seriously tinkling...tinking with the idea of giving it the Catholic Church if I can't get my money back. If I can't sell it. I'm not going to give it away. Give it to somebody who could possibly do something out of good use with it. Maybe they could preach there.

Board Member Bodor stated which is a very charitable idea.

Mrs. Burdick stated I even...

Doug Burdick stated now does your other property...Can you put a small garage there.

Mrs. Burdick stated where. Where they're trucks are.

Doug Burdick stated yes.

Mrs. Burdick stated I think I can. It's light industrial. Commercial. I could put a garage or a pole barn or a steel building.

Doug Burdick stated because Ralph got approval for that...

Mrs. Burdick stated yes.

Doug Burdick stated what, 12 years ago or something.

Mrs. Burdick stated yes. But I'm still trying to fight so that I can...I'm not trying to fight. I don't want to lose. The property is valuable.

Board Member Buzzutto stated I know.

Mrs. Burdick stated so, a mortuary. Does that mean they could have a cemetery there.

Board Member Buzzutto stated I don't think so. But you can have a...

Board Member Bodor stated a funeral home.

Mrs. Burdick stated oh. Not a crematory or like a, I mean...

Board Member Buzzutto stated what about auto repairing and stuff like that. Is that a permitted...What is it, Rich. No.

Rich Williams stated I'd have to take a look at if it's a special use permit. I think that's limited out to the C-1 Zoning District and the I Zoning District.

Board Member Buzzutto stated yes.

Rich Williams stated you know, understand the General Business Zoning District and the NS-1 Zoning District are intended to be commercial uses of the property that support and enhance the surrounding residential communities. That's what the designation means.

Doug Burdick stated is that a different zone than where, like, Hyatt's have the garage for their well drilling company or...

Rich Williams stated that has been here before you and I were born. So that is definitely a pre-existing, nonconforming use.

Doug Burdick stated oh.

Rich Williams stated you know, for tonight's purposes, I think the Board's indicated they want to go out and do a site walk.

Board Member Buzzutto stated yes.

Rich Williams stated why don't you let me work with the Applicant, you know...

Board Member Buzzutto stated very good. Thank you.

Rich Williams stated give them the list. See if there's anything we can do. See if there's anything not on the list that might work for everybody. We may need to do a zoning change. See what we can work out in between.

Mrs. Burdick stated I'm too old to...

Board Member Buzzutto stated if it's okay with the Board.

Mrs. Burdick stated go in the restaurant business.

[Laughter].

Mrs. Burdick stated and I'm sick beside that.

Board Member Buzzutto stated well.

Mrs. Burdick stated I have congestive heart failure.

Board Member Buzzutto stated just bear with us and we'll bear with you on this and see, like Rich says, see if we can accommodate you with something there that you can handle.

Doug Burdick stated she's a woman running a man's business now, too.

Board Member Bodor stated that's amazing.

Board Member Buzzutto stated yes.

Mrs. Burdick stated in a man's world.

Board Member Bodor stated congratulations.

Mrs. Burdick stated thank you.

Board Member Bodor stated take Rich up on his offer to sit down with you.

Mrs. Burdick stated yes.

Board Member Bodor stated and look at all possibilities and see what can happen. And in the meantime, let us go out there and walk the property and see, you know, get a good handle on it.

Mrs. Burdick stated is there a possibility that the Town would buy it from me.

Board Member Buzzutto stated that I don't know. It's like the attorney said, you'd have to see the Town Board. What use they'd have for it over there, I don't know. Maybe they're looking for something. I don't know.

Mrs. Burdick stated where is the Town Board.

Board Member Buzzutto stated well, it's this building here, but...

Mrs. Burdick stated oh.

Board Member Buzzutto stated I don't know what their functions for meetings are.

Joe Charbonneau stated call Mike Griffin's office.

Board Member Buzzutto stated yes.

Mrs. Burdick stated okay. I'll give that a try.

Board Member Buzzutto stated I'm sure they'll listen to you. They'll...

Doug Burdick stated Rich Williams will help you out with...

Board Member Burdick stated yes. Rich will help you out.

Doug Burdick stated Mike Griffin and...

Mrs. Burdick stated okay. Thank you very much.

Board Member Buzzutto stated well, thank you.

Board Member Bodor stated you're welcome.

Board Member Buzzutto stated we're going to table this for tonight.

Mrs. Burdick stated yes.

Board Member Buzzutto stated and we're going to take a site walk on it. And then you'll come back at the next meeting and we'll come up with something. Maybe in the meantime, you and Rich Williams might get together at some point.

Doug Burdick stated I have quick question on that property. The Town...Does the Town have the central sewer here. Someone said there's a sewer system or something.

Board Member Buzzutto stated they do.

Board Member Herbst stated they do have a sewer system.

Board Member Buzzutto stated on a sewer, but I think that's on the other side of the street though, isn't it.

Board Member Bodor stated I don't know the extent of the sewer district. Rich would have an answer for you.

Doug Burdick stated so the sewer district is on the other side.

Board Member Buzzutto stated I think it is on the other side of [Route] 311.

Doug Burdick stated just curious because if you start into the process of a, you know, different use, you definitely need water and sewer...

Board Member Buzzutto stated Rich, there's no sewer system hooked on this side of the street, is there.

Rich Williams stated there is no sewer system.

Board Member Buzzutto stated no, on the other side there is.

Rich Williams stated there is.

Board Member Buzzutto stated yes.

Rich Williams stated well, not even on the other side.

Board Member Buzzutto stated not even on the other side.

Rich Williams stated there's nothing on the other side. There's nothing in that area.

Mrs. Burdick stated I thought this building was hooked up to the sewer.

Rich Williams stated this building is.

Board Member Burdick stated just here, though. Not over...

Mrs. Burdick stated oh.

Board Member Burdick stated where you're talking.

Mrs. Burdick stated harsh reality.

[Laughter].

Board Member Buzzutto stated alright, so...

Board Member Herbst stated you've been talking to the library. I can see that.

Mrs. Burdick stated what.

Board Member Herbst stated I said you've been talking to the library. I can see that.

Mrs. Burdick stated no. No, I haven't. No, I haven't.

Board Member Burdick stated we'll probably come out on a Saturday because it gets dark...

Board Member Buzzutto stated yes.

Board Member Bodor stated oh, yes. Yes.

Board Member Burdick stated during the week. Would somebody be available to meet us out there and we'll...

Mrs. Burdick stated sure. Just let me know when you're coming and I'll be there.

Board Member Bodor stated okay, good.

Mrs. Burdick stated okay.

Board Member Bodor stated yes.

Mrs. Burdick stated alright. Thank you very much.

Board Member Buzzutto stated okay. Thank you for your...

Doug Burdick stated thank you.

Board Member Buzzutto stated time.

Board Member Burdick stated is there any dates, Eileen, coming up within the next month on a Saturday that are not convenient for you. Obviously not this Saturday, but...

Mrs. Burdick stated no. Everything is (inaudible).

Board Member Burdick stated okay.

Mrs. Burdick stated okay.

Board Member Burdick stated okay.

Mrs. Burdick stated thank you.

Board Member Buzzutto stated yes, just bear with us and we'll, you know, bear with you on it.

Mrs. Burdick stated alright.

Board Member Buzzutto stated Rich will take it, okay.

Mrs. Burdick stated thank you.

Board Member Buzzutto stated something will work out somewhere.

Mrs. Burdick stated okay. I hope.

Doug Burdick stated thanks.

Board Member Bodor stated you're welcome.

Board Member Buzzutto stated okay. I think...Okay.

Board Member Herbst stated why can't we go this Saturday. We'll sing Christmas carols.

[Laughter]

Board Member Burdick stated I'm fine with it. My holiday's tonight.

Board Member Bodor stated your holiday's tonight.

Board Member Burdick stated yes.

4) OTHER BUSINESS

a) Site Walk

Board Member Buzzutto stated okay. What else do we have on the agenda.

Board Member Herbst stated I think...

Board Member Bodor stated that's it. Other Business.

Board Member Herbst stated we have nothing else.

Board Member Bodor stated is there any other business.

Board Member Herbst stated the minutes.

Board Member Bodor stated there are no minutes.

The Secretary stated site walk.

Board Member Burdick stated just scheduling the site walk.

Board Member Buzzutto stated alright. The minutes. I haven't read the minutes yet.

Board Member Herbst stated the minutes. It's other business and the minutes. That's it.

The Secretary stated no. There's no minutes.

Board Member Bodor stated we have no minutes.

Board Member Herbst stated no minutes. So that's...

Board Member Burdick stated well, do we want to...

Board Member Herbst stated I make a motion that we adjourn.

Board Member Burdick stated do we want to...

Board Member Bodor stated we're going to need to a site walk.

Board Member Burdick stated we have to try and schedule a site walk.

Board Member Herbst stated oh. Okay.

Board Member Burdick stated pick a couple of days. When's Lars back.

The Secretary stated in a week.

Board Member Burdick stated in a week. Do you know if he is reading his emails in Florida.

The Secretary stated he said he can't stay away from them too long, so he will be reading them.

[Laughter].

Board Member Bodor stated well, it's going to be in January anyway.

Board Member Burdick stated yes.

Board Member Buzzutto stated yes.

Board Member Herbst stated it will have to be in January then, right.

Board Member Bodor stated the first Saturday in January is the 7th.

Board Member Burdick stated I know I have something.

Board Member Buzzutto stated any Saturday's alright.

Board Member Bodor stated you have something. I hear you.

Board Member Burdick stated no. I have something written down, I couldn't read what it is. It's my birthday.

[Laughter]

Board Member Bodor stated happy birthday ahead of time.

Board Member Burdick stated I'm like what is that. What does that say.

[Laughter].

Board Member Buzzutto stated January 7th.

Board Member Bodor stated I don't think we'll do it then.

Board Member Burdick stated yes we can. Absolutely. I haven't celebrated a birthday in many, many years.

[Laughter].

Board Member Bodor stated now.

Board Member Burdick stated many, many years.

Board Member Buzzutto stated January the 7th.

Board Member Burdick stated yes.

Board Member Bodor stated January the 7th. Yes.

Board Member Buzzutto stated wow.

Board Member Burdick stated yes. But I'm free. Any...My calendar has not filled up yet.

Board Member Bodor stated what about you guys.

Board Member Buzzutto stated any Saturday is good for me.

Board Member Bodor stated shall we celebrate it with Marianne. Or shall we go to the 14th, which is the next Saturday.

Board Member Burdick stated do we want to choose the 7th and do the 14th as alternate in case Lars can't do the 7th.

Board Member Bodor stated that's a good idea. Or maybe a snowstorm, too.

Board Member Burdick stated well, whatever.

Board Member Bodor stated who knows.

The Secretary stated yes, because the next meeting's the 18th.

Board Member Burdick stated yes.

Board Member Bodor stated yes. That's why we have to...And the 14th is part of a long weekend for many people because it's Martin Luther King Day on that Monday.

Board Member Burdick stated yes.

Board Member Bodor stated so we'll do the 7th and the 14th as an alternate pending Lars and a snowstorm.

Board Member Burdick stated Sundays are okay for me, too. I don't know how they are...

Board Member Bodor stated Sundays are okay. You guys okay with Sunday.

Board Member Burdick stated Sundays are okay with me.

Board Member Bodor stated well, I don't know about Lars and church though.

Board Member Burdick stated okay.

Board Member Bodor stated I don't know what his commitment is.

Board Member Burdick stated alright.

Board Member Buzzutto stated Saturdays...

Board Member Bodor stated 7 and 14.

Board Member Buzzutto state yes. That's...

Board Member Burdick stated 9 o'clock.

Board Member Bodor stated 9 a.m.

Board Member Herbst stated so it's going to be Saturday...Sunday.

Board Member Bodor stated Saturday...

Board Member Burdick stated Saturday the 7th.

Board Member Bodor stated the 7th at 9 a.m. Marianne's birthday.

Board Member Burdick stated or...

Board Member Herbst stated okay. Happy birthday Marianne.

Board Member Burdick stated or...

Board Member Bodor stated at the site.

Board Member Burdick stated or...

Board Member Bodor stated or...

Board Member Burdick stated the 14th.

Board Member Herbst stated which is a Sunday.

Board Member Burdick stated nope.

Board Member Bodor stated Saturday.

Board Member Burdick stated which is the following Saturday.

Board Member Herbst stated still a Saturday. Okay. I heard somebody say Sunday.

Board Member Bodor stated seven days later.

Board Member Herbst stated scared me.

Board Member Bodor stated seven days later. Seven and seven.

Board Member Herbst stated okay.

Board Member Buzzutto stated that's on [Route] 311. Okay.

Board Member Bodor stated okay. That's done. Alright.

Board Member Buzzutto stated that's good.

Board Member Bodor stated are we set.

Board Member Buzzutto stated all set.

Board Member Bodor stated make a motion to adjourn.

Board Member Burdick stated and there's room to park up there, right.

Board Member Bodor stated yes. If there's not right, it would go right up Locust [Street] or whatever that street is. We'll park in there. Or across the street at least.

Board Member Buzzutto stated there's a place...right in the front of places.

Board Member Bodor stated yeah, I don't know how...

Board Member Burdick stated I don't know if you can get in there because...yes.

Board Member Buzzutto stated oh, they might have it blocked off. Yes.

Board Member Bodor stated there's a fence across there somewhere.

Board Member Burdick stated there's a fence across. Worse comes to worse, we can come down here and park and walk up.

Board Member Bodor stated yes, it's not that far to walk.

Board Member Buzzutto stated yes.

Board Member Bodor stated make a motion to adjourn.

Board Member Buzzutto stated Jerry did.

Board Member Herbst stated I made a motion, didn't I.

Board Member Bodor stated okay. Second. I didn't hear you. My mouth was going.

Board Member Burdick stated no, he made it before we set our site walk.

Board Member Buzzutto stated oh, that's right.

Board Member Bodor stated now it's official.

Board Member Burdick stated he was premature.

Board Member Bodor stated I'll second it.

Meeting was adjourned at 7:57 p.m.