

**CONSERVATION BOARD
MINUTES OF MEETING
MAY 12, 2009**

The May 12, 2009 regular meeting of the Conservation Board was called to order by Chairman Gary Meixner.

Attendance: Charles Friedberg, Dr. Frank Lapetina, Dr. Edward Merker, James Moriarty, Gloria Rosenzweig, Gary Meixner

Absent: Shoshana Hantman

Guests: None

Announcements:

Board member Shoshana Hantman emailed C.B. Secretary Ms. Davis and informed her that she would not be able to attend the meeting tonight.

**Conservation Board
Minutes of Meeting
May 12, 2009**

Page 2

Approval of Minutes:

A motion was made by Charles Friedberg and seconded by Gloria Rosenzweig to approve the minutes of the April 28, 2009 regular meeting of the Conservation Board. All members present approved.

Board member James Moriarty made changes to the minutes dated April 28, 2009 on pages 9, 14, and 17.

Old Business:

- A)** Conservation Board Goals for 2009/C.B. Discussion/Copy Report-CB, revised January 27, 2009/C.B. to start working on these goals: (CF)
The Conservation Board reviewed their 2009 goals which were handed out to the Board members at the meeting. They discussed some of the items that were yet to be accomplished by the Board members.

Ms. Davis answered questions brought up by the Board members and discussed the items that remain on the list. She mentioned that Mr. Ifay Chang had asked her about a mission statement for the Conservation Board that he could incorporate onto the website.

After some discussion on the matter by the Board, Mr. Friedberg suggested that one of the members should draft a Mission Statement (a Conservation Board summation) and distribute it to the members for their review and comments before submitting it to Mr. Chang.

Board member Gloria Rosenzweig agreed and said that it would be a good idea.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 3**

Old Business:

A) C.B. Goals 2009:

Mr. Charles Friedberg volunteered to work on a draft Mission Statement and distribute it to the members when it is complete.

C.B. Secretary Ms. Davis went on to ask the Board if they are still interested in pursuing item number 9, which proposes the creation of a Trail or section of property located in the Anglefly Preserve dedicated to the memory of C.B. Member John L. Behler.

Chairman Meixner said that he would work on item #9 (creating a trail or section in honor of Mr. Behler at the Anglefly Preserve) and specified that he would keep the Board members up to date on his endeavors regarding this matter.

Ms. Davis commented that she would work on item #7 with the help of Board member James Moriarty, i.e. changing the code with regards to erosion control measures.

The Board members discussed item #8, which specified that the C.B. members would like to have a liaison from the Planning Board. To date the Planning Board has responded unfavorably towards this subject matter.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 4**

Old Business:

A) C.B. Goals 2009:

Discussion ensued among the Board members with reference to tree permits, wetland permits and other subject matter pertaining to the permitting process. They also reviewed the recent submissions with regards to the accuracy of maps provided to the Board for their comment.

The members were in agreement that the Engineering department should submit current plans that identify the approved permits and the site work that has been performed or approved prior to them being given to the Conservation Board for their consideration.

Ms. Davis brought up the fact that trees have been taken down on one recent application that was located in the wetland area. She asked the Board if that would be considered permissible without a wetland permit.

The Board members discussed the fact that some clarification of the code was in order so that they can better perform their function and conduct the reviews as required according to the code.

Board member James Moriarty agreed to phone the Town Engineer in an effort to clarify some of the problems that are arising.

The Board members took no further action at this time.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 5**

Old Business:

- B)** Omnipoint Communications/at Somers Commons/Site Plan Approval/Planning Board; Pictures; Title Sheet (T-1); Plot Plan & Property Owners List (C-1); Setback Plans (C-2); Site Plan & Site Detail Plan (C-3); Partial Site Plan (C-3A); Elevations & Details (C-4); Equipment Plan & Details (C-5), Prepared by Tectonic Engineering & Surveying, PC, (Somers Commons/#80 Rte. 6): (CF)

The Conservation Board reviewed the above Planning Board application for Omnipoint Communications at Somers Commons site plan at their meeting.

Board member Charles Friedberg reviewed the materials submitted, performed a site inspection of the property and gave a verbal report to the Board.

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Report:

- Board member Friedberg advised the Board that he performed a site inspection on the property today, May 12th.
- He specified that the application did not appear to have anything for the C.B. to comment upon.

Board member Dr. Frank Lapetina agreed with Mr. Friedberg and mentioned that he too reviewed this application in the past.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 6**

Old Business:

B) Omnipoint Communication/Somers Commons:

- Board member Friedberg noted that near where the cell tower is proposed (in Somers Commons) is the location of the Home Goods store and the New York Sports Club.
- Mr. Friedberg explained that there is a brick enclosed area on the parcel already.
- He went on to say that there is a wetland on site, but the proposed construction is located outside the wetland buffer area.
- Mr. Friedberg commented that there are no trees in the area that would be impacted by the proposed activity.

Discussion ensued among the Board members with reference to the proposed activity to take place on the site.

Chairman Meixner mentioned that there is a driveway located between the wetland and the proposed location of the cell tower.

Board member Gloria Rosenzweig brought up the fact that a portion of the Trailway is in the vicinity of the proposed construction area.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 7**

Old Business:

B) Omnipoint Communication/Somers Commons:

- Mr. Friedberg explained that the Trailway is located behind the wetland area. He showed the plans to the Board and displayed the various areas located on the plans submitted.

Chairman Meixner noted that the applicants might have to dig up the asphalt near the proposed cell tower.

After some discussion on the matter the Board members decided to write a memo to the Planning Board stating their recommendations.

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A memo (#09-17) will be sent to the Planning Board stating that the Conservation Board reviewed the above Planning Board application for Omnipoint Communications at Somers Commons site plan and details at their meeting on May 12, 2009.

The Board members reviewed the materials submitted, performed a site inspection of the property and discussed the application among them.

The C.B. has the following concerns and recommendations:

- 1) The Board would like to emphasize that erosion control measures should be employed on the site, as there is a wetland in the vicinity.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 8**

Old Business:

B) Omnipoint Communication/Somers Commons:

- 2) Haybales should be installed near the catch basin.
 - It is important that the haybales be changed frequently as needed.
- 3) Erosion control measures should be constructed and maintained according to the recommendations of the Town Engineer.

The Conservation Board will continue to review this application for Omnipoint Communications as revisions are submitted.

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The Board members took no further action at this time.

C) Town Board/Proposed Amendments/Resolution to the Wetland & Tree Cutting Ordinance/Agricultural District submitted by Town Engineer Gagne, adopted 4-16-09 and dated 4-20-09/Comment CB: (FL)

The Conservation Board reviewed the above-proposed amendments-resolution to the wetland and tree cutting ordinance as recommended by the Town Board.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 9**

Old Business:

C) Town Board/Proposed Amendments:

Board member Dr. Frank Lapetina noted that the State law supercedes the town law, and therefore he felt that it did not really need the review of the Conservation Board. He advised that as far as he could see it was the Planning Board that should be required to review this proposed amendment and not necessarily the Conservation Board.

Dr. Lapetina explained that the town was trying to put in a little control with the administrative review, where heretofore there has been no town control.

Dr. Lapetina specified that if the town denied something and the state said that the applicant can do it then they can do it.

Chairman Meixner advised that the town can be more restrictive then the state, but not less restrictive then the state.

This is a proposed amendment to the Town code that allows for an administrative review said Dr. Lapetina. He reiterated that it really falls under the purview of the Planning Board and they should be addressing this item in particular, not the Conservation Board. He commented that the Planning Board should be speaking for themselves if they have any concerns.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 10**

Old Business:

C) Town Board/Proposed Amendments:

C.B. Secretary Ms. Davis advised that the C.B. is not speaking for the Planning Board. She explained that any amendment that comes from the Town Board, especially concerning wetland, tree preservation and steep slopes has to come before the C.B. for review before it can be implemented into Town Code. The Board is responsible for commenting on the document provided by the Town Board.

Dr. Lapetina explained that he does not have any objection to the proposed document from the Town Board.

Ms. Davis asked if the Board was in agreement with Dr. Lapetina's findings and if they understood what was being undertaken.

Board member Friedberg said that the Board has no comment on the document.

Dr. Lapetina asked that the item be tabled until the next meeting so that he can get more information in order to explain what is being undertaken and then the C.B. can make their comment.

The Board members agreed with Dr. Lapetina.

The item will be tabled until the next Conservation Board meeting.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 11**

Old Business:

C) Town Board/Proposed Amendments:

The Board members took no further action at this time.

- D) Nash-Cohn/Lot Line Change/Planning Board/Survey of Property prepared for Richard A. & Joanna L. Nash dated December 16, 2008/Preliminary Subdivision Plat dated February 10, 2009, prepared by Badey & Watson Surveying & Engineering, PC, Section 27.10, Block 1, Lot 20.1 & 20.3, (#5 Two Penny Lane/#82 Lake Road): (GM)**
The Conservation Board reviewed the above Planning Board application for Nash-Cohn lot line change, survey of property, preliminary subdivision plat at their meeting.

Chairman Gary Meixner reviewed the materials submitted, performed a site inspection of the property and gave a report to the Board.

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Report:

- Chairman Meixner explained the application to the Board members.
- The proposed lot line change is a matter of convenience between two family members and does not impact any neighbors or anyone else said Mr. Meixner.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 12**

Old Business:

D) Nash/Cohn/Lot Line Change:

- He noted that there are no environmental concerns.

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A brief discussion ensued among the Board members and they concluded that they were in agreement with Chairman Meixner.

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A memo (#09-18) will be sent to the Planning Board stating that the Conservation Board reviewed the above Planning Board application for Nash-Cohn lot line change, survey of property at their meeting on May 12, 2009.

The Board members reviewed the materials submitted, performed a site inspection of the property and discussed the application among them.

The C.B. has the following concerns and recommendations:

- 1) The Conservation Board has no environmental concerns with the lot line change proposed by the applicant.
- 2) The application as described does not impact steep slopes, wetlands, or tree preservation.

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**Conservation Board
Minutes of Meeting
May 12, 2009
Page 13**

Old Business:

D) Nash/Cohn/Lot Line Change:

The Board members took no further action at this time.

E) St. Joseph's Church/JFK High School/Responses to Comments made by Town Planner Hull and Town Engineer Gagne, Recommended Netting System dated April 13, 2009, Prepared by Dan Nunn; Retaining Wall Soils Evaluation Report dated April 7, 2009, Prepared by William Truss, PE; Underground Fuel Storage Tank Reports, Prepared by Pro Test; Title Sheet, revised 4-15-09; C-100 Fire App. Turning Radii/rev. 4-15-09; L-1.0 Church Pkg. Lot Planting Plan/rev. 4-17-09; LD-1 Church Pkg. Lot Planting Details-Notes/rev. 4-9-09; FSK-1 Fire Protection Schematic & Notes/rev. 4-13-09; ES-1 Electrical SP/rev. 3-31-09; Athletic Fields Info. 1-17/rev. 4-14-09; Relocate Athletic Fields-SS-W-WB/1&2; C-1 Proposed Stormwater Mgmt. C-1-9/rev. 4-13-09; Soil Testing dated 4-2-09; Wetland Functional Eval. Report/rev. 3-12-09; Church, Gym, Classrooms & Site Improvements with, w/o Plum Brook Rd. Bridge Final Report dated 4-13-09; (Rte. 138/Across from Best Plumbing): (EM)

The Conservation Board reviewed the above Planning Board application for St. Joseph's Church/JFK High School regarding responses to comments from Town Planner Hull and Town Engineer Gagne at their meeting.

Board member Dr. Edward Merker reviewed the materials submitted and gave a verbal report to the Board.

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Report:

Conservation Board
Minutes of Meeting
May 12, 2009
Page 14

Old Business:

E) St. Joseph's Church/JFK High School:

- Dr. Merker explained to the Board members that the application incorporates comments and revisions made by Town Planner Hull and Town Engineer Gagne.
- Board member Merker specified that it also addresses some matters involving accuracy that need to be revised.
- Dr. Merker informed the Board members that one of the proposed ball fields would border Rte. 138.
- He informed the members that there will be a fence to catch the balls, but in many cases the balls can go over the proposed fence and then they will impact the roadway and vehicular traffic.
- Board member Merker advised that the height of the fence and the trajectories is all very scientific. The applicants have explained that if the balls go over the proposed fence that then they would also go over Rte. 138; they should not be hitting cars on the road.
- Dr. Merker commented that there were no significant environmental concerns for the Board to review regarding the proposed revisions.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 15**

Old Business:

E) St. Joseph's Church/JFK High School:

- He further explained that the applicant is changing drainage routes as recommended by the town.
- Board member Merker confirmed that there are about 80 items that are slated to be amended by the applicant. They all involve proper documentation, revising the plans and accuracy.

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The Board members took no further action at this time.

F) Santaroni/Wetland Activity/Steep Slope Alteration/Tree Preservation Permit/Planning Board/Site Plan dated April 21, 2009, Section 38.05, Block 2, Lot 19, Prepared by Bibbo Associates, LLP, (West side of Young Road/Lot 1/Manor Ridge/off Elmer Galloway): (CF)

The Conservation Board reviewed the above Planning Board application for Santaroni wetland activity, steep slope alteration, tree preservation permit, and site plan at their meeting.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 16**

Old Business:

F) Santaroni/WAP/SSAP/TPP:

Board member Charles Friedberg reviewed the materials submitted, performed a site inspection of the property and gave a verbal report to the Board.

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Report:

- Board member Friedberg explained that Lot #1 is located off Elmer Galloway road on the west side of Young Road in the Manor Ridge development. It is the first lot on the left and comprises 2.3 acres.
- Mr. Friedberg advised that both he and Shoshana Hantman reviewed the application and performed a site inspection of the property and according to the site inspection, the application has several major problems.
- He noted that the applicant is applying for a tree preservation permit and there were no tree markings to be found on the plans submitted.
- Mr. Friedberg explained that the applicant has taken down at least 2 trees greater than 18" in diameter and has severely damaged/killed another with a backhoe.
- He noted that in the rear portion of the property the applicant has another 8 trees marked with tape.

Conservation Board
Minutes of Meeting
May 12, 2009
Page 17

Old Business:

F) Santaroni/WAP/SSAP/TPP:

- While walking the site he noticed that there are 11 trees greater than 12” in diameter that will be taken down to make room for the proposed dwelling.
- Mr. Friedberg said that if you take the 11 trees plus the one hit by the backhoe, plus the 2 proposed to be taken down, they equal 14 trees in all. This includes the 8 trees that are marked with tape.
- The property is located in an R-80 zone, which entitles the applicants to take down 6 trees or less trees.
- Mr. Friedberg explained that there are about 50 trees that are below 12” in diameter and commented that it was a very wooded lot.
- Board member Friedberg said that it would have been easier to tell where they are/were if they appeared on the map, but they were not displayed on the plans submitted.
- He advised that the driveway area has already been cleared out with a backhoe.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 18**

Old Business:

F) Santaroni/WAP/SSAP/TPP:

- Mr. Friedberg noted that the applicant did not adequately describe any erosion control measures on the plans submitted to the Board.
- He explained that the entire lot is comprised of steep slopes so it would all have to be fenced off with erosion control measures, silt fence, metal spikes, etc.
- There is a rusted out oil drum that is located on the property and it is on wheels.

Board member Lapetina asked if the drum had been buried.

- Mr. Friedberg said that he did not think so, because it was on wheels, but it could have been buried and then they excavated and put the tank on wheels for mobility.

Board member Moriarty asked if it could be towed with wheels that could go on the highway.

Mr. Friedberg responded yes, but old and rusted out.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 19**

Old Business:

F) Santaroni/WAP/SSAP/TPP:

Chairman Meixner specified that for an R-80 property the applicant needs 200-ft. of road frontage (for 2-acre zoning).

The C.B. measured the plans and the road frontage, which is approximately 165-ft.

- Mr. Friedberg advised that he did not see any further wetland issues on the parcel.

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Discussion ensued among the Board members with reference to tree permits, Planning Board issues, wetlands, road frontage, etc.

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A memo (#09-19) will be sent to the Planning Board stating that the Conservation Board reviewed the above Planning Board application for Santaroni wetland activity, steep slope alteration, tree preservation permit, site plan at their meeting on May 12, 2009.

The Board members reviewed the materials submitted, performed a site inspection of the property and discussed the application among them.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 20**

Old Business:

F) Santaroni/WAP/SSAP/TPP:

The C.B. has the following concerns and recommendations:

- 1) According to Town Code the applicant is allowed to clear 6 trees or less in an R-80 zone.
 - The applicant has already cleared 2 trees that were greater than 18" in diameter.
 - The third tree was split by a backhoe and will not survive.

- 2) The plans did not display any trees located on the property.
 - Trees should appear in the plans submitted by the applicant.

- 3) The entire lot is comprised of steep slopes and will need erosion control measures including silt fences.
 - The plans submitted did not display any erosion control measures.
 - The plans should exhibit silt fence detail with steel posts and wire mesh and fabric overlay (not plastic).
 - Upon site inspection, there were no erosion control measures and it had just rained the day before.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 21**

Old Business:

F) Santaroni/WAP/SSAP/TPP:

- 4) The site inspection revealed a rusted oil drum on wheels located on the property.
 - Was this buried on the property?
 - Is the applicant in the process of removing the oil drum?

- 5) Is there an existing variance on the property?
 - There is only approximately 165-ft. of road frontage.

The Conservation Board will continue to review the above application for Santaroni wetland activity, steep slope alteration and tree preservation permit and site plan as revisions are submitted.

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The Board members took no further action at this time.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 22**

Old Business:

- G)** ZBA/Site Walk/Homeland Towers, LLC/New Cingular Wireless PCS, LLC (AT&T)/BZ04A/09, Section 38.17, Block 1, Lot 5/Saturday 5-9-09 between 9AM-12/with Crane Balloon Test (rescheduled dates would be 5-16/5-17), (#121/Rte.100): (GR)

The Conservation Board reviewed the above Zoning Board site walk for Homeland Towers, LLC/New Cingular Wireless PCS, LLC/AT & T at their meeting.

Board member Gloria Rosenzweig reviewed the materials submitted, attended the site inspection of the balloon test, which took place on May 9, 2009 and gave a report to the Board.

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Report:

- Ms. Rosenzweig informed the Board that she attended the balloon test conducted by the Zoning Board at the Amato farm (the proposed construction site of the cell tower).
- The parcel is located just after King Kone from the south and past the cemetery and nursery if you are coming from the north.
- The proposed site of the cell tower is located well back into the property in the woods.
- Ms. Rosenzweig advised that she spoke to applicant about the cell tower and was told that it would be a low-distance cell tower that would encompass approximately five to ten miles.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 23**

Old Business:

G) ZBA/Site Walk/Amato:

- She informed the Board that the cell tower should give off no more transmission than UHF.

Chairman Meixner was wondering why there is another cell tower proposed for opposite the Mexican Shack, which is only about 2 miles up the road on Rte. 100.

- Ms. Rosenzweig specified that the man from Cingular Wireless said that the cell tower would have approximately 4 to 5 co-users.
- She said that you couldn't see it from Rte. 35, Rte. 139 or Rte. 138. However, it can be seen from areas on Rte. 100.
- Board member Rosenzweig said that she asked about power to the cell tower and the applicant said that it would come from Rte. 100 and go underground. She explained that Mr. Amato, the owner of the property insisted that the wires go underground.
- The site encompasses an area of 60-ft. x 20-ft. for the buildings, which would involve cutting down numerous trees.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 24**

Old Business:

G) ZBA/Site Walk/Amato:

- Ms. Rosenzweig noted that there are steep slopes on the property and they would be impacted to some degree.
- She explained that if the applicants are going to be allowed to install this cell tower then it should be in the image of a tree.

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Discussion ensued among the Board members with reference to the environmental disturbances associated with the project. They are concerned because it is an inappropriate site that abuts other residences. There is open land available, but this application proposes to cut down numerous trees in the woods. The application also involves steep slopes and the applicant would have to apply for a steep slope permit.

After some discussion on the matter they decided to write a memo to the Zoning Board stating their concerns.

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A memo (#09-20) will be sent to the Zoning Board stating that the Conservation Board reviewed the above Zoning Board application for Homeland Towers, LLC, New Cingular Wireless PCS, LLC (AT &T), site walk at their meeting on May 12, 2009.

The Board members reviewed the materials submitted, performed a site inspection of the property and discussed the application among them.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 25**

Old Business:

G) ZBA/Site Walk/Amato:

The C.B. has the following concerns and recommendations:

- 1) This is an inappropriate site as there is open land available and no need to disturb numerous trees in the woods.
- 2) The application would require a steep slope permit as well as a tree preservation permit.
- 3) The property in question abuts other residences and a nursery school.
 - What is the reaction of the neighbors and the nursery school?
- 4) The applicant proposes to put the electric connection underground.
 - This endeavor will cause many disturbances to the area.
 - It will involve more trees that would have to be taken down all the way back to the proposed site.
- 5) Are there any wetlands located nearby or on the property in question?

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 26**

Old Business:

G) ZBA/Site Walk/Amato:

- 6) Will this application be going before the Planning Board?

- 7) Who decides if this cell tower is necessary?
 - There is one proposed up Rte. 100 near Froggy's Deli across from the Mexican Shack.

The Conservation Board will continue to review this application for Homeland Towers, LLC/New Cingular Wireless/AT & T as revisions are submitted.

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The Board members took no further action at this time.

H) Balancia/Wetland Activity Permit/Administrative/revised/Stormwater Management & Sediment Control permit for an in-ground pool, (# 1 Butterfield Lane/Twin Knolls): (FL)

The Conservation Board performed a brief review of the above administrative application for Balancia wetland activity permit at their meeting.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 27**

Old Business:

H) Balancia/Admin./WAP:

Board member Dr. Frank Lapetina advised the Board that the applicant revised the plans according to the recommendations of the Engineering department.

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Report:

- Dr. Lapetina informed the Board that the administrative review team has already reviewed this application that now has been revised by the applicant.
- He explained that the parcel is located in Twin Knolls on #1 Butterfield Lane.
- Board member Lapetina specified that the only impact to the wetland buffer is the deck which intrudes 3-ft. into the wetland buffer area.
- He advised the Board that the applicant has moved the location of the swimming pool closer to the patio.
- Dr. Lapetina noted that the applicant plans on planting shrubs inside the area around the pond. Board member Lapetina recommended that the applicant should plant native shrubs, such as viburnum.

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**Conservation Board
Minutes of Meeting
May 12, 2009
Page 28**

Old Business:

H) Balancia/Admin./WAP:

Discussion ensued among the Board members with reference to this application and the issues related to the proposal. Overall the Board agreed that the revision was a better concept than the original plans.

The Board members took no further action at this time.

New Business:

- A) St. Joseph's Church/JFK High School/Site Plan/Planning Board, (Supplemental Submittal Package), Proposed Stormwater Management (C-2); Sediment & Erosion Control (C-5) dated November 13, 2008, revised April 29, 2009, Prepared by Hudson Engineering & Consulting, PC, (Rte. 138 across from Best Plumbing): (JM)**
The Conservation Board will review the above Planning Board application for St. Joseph's Church/JFK High School site plan, stormwater management, sediment and erosion control permits at their next meeting.

Board member James Moriarty will review the materials submitted and give a report to the Board.

A report will be forthcoming at the next Conservation Board meeting.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 29**

New Business:

- B)** Backman/Wetland Activity Permit/Planning Board/Proposed Planting Mitigation Plan, dated January 15, 2009, revised April 25, 2009; Site Grading Plan dated January 15, 2009, revised April 25, 2009, Section 16.10, Block 2, Lot 36.5, Prepared by Roger Van Loveren, AIA, Architect, (#18 Shenorock Drive, Yorktown Hgts; left side 250-ft. south of Overhill Road): (CF)

The Conservation Board will review the above Planning Board application for Backman wetland activity permit, proposed planting mitigation plan at their next meeting.

Board member Charles Friedberg will review the materials submitted, perform a site inspection of the property and give a report to the Board.

A report will be forthcoming at the next Conservation Board meeting.

- C)** Kilian Parcel/Haul Road Restoration/Wetland Activity Permit/Steep Slope Alteration Permit/Stormwater Management & Erosion & Sediment Control Permit/Planning Board, Section 6.14, Block 20, Lot 1, Existing Conditions & Soils Map dated 6-28-06, revised 4-28-09; Constraints Map dated 6-28-09, revised 4-28-09; Site Improvements A, B, C dated 10-3-08, revised 4-28-09; Miscellaneous Details dated 10-3-08, revised 4-28-09; Haul Road Mitigation Plan (MP-1, MP-2) dated 10-8-08, revised 4-27-09 by Evans Associates; 5 copies Stormwater Pollution Prevention Plan, (West side of Warren St./500-ft. from intersection Warren St. & Fred's Way): (JM)

The Conservation Board will review the above Planning Board application for Kilian Parcel/Haul Road Restoration, wetland activity, steep slope alteration; stormwater management and erosion-sediment control permit at their next meeting.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 30**

New Business:

C) Kilian Parcel/Haul Road:

Board member James Moriarty will review the materials submitted, perform a site inspection of the property and give a report to the Board.

A report will be forthcoming at the next Conservation Board meeting.

D) Omnipoint Communications/Somers Commons/Site Plan/Planning Board/Revisions to the following plans as per May 4, 2009 letter from Snyder & Snyder, LLP – Title Sheet (T-1); Plot Plan & Property Owners list (C-1); Setback Plans (C-2); Site Plan & Site Detail Plan (C-3); Partial Site Plan (C-3A); Elevation & Details (C-4); Equipment Plan & Details (C-5), (#80 Rte. 6/Somers Commons): (GM)

The Conservation Board will review the above Planning Board application for Omnipoint Communications/Somers Commons site plan at their next meeting.

Chairman Gary Meixner will review the materials submitted and give a report to the Board.

A report will be forthcoming at the next Conservation Board meeting.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 31**

New Business:

- E)** Omnipoint Communications/Towne Centre/Site Plan/Planning Board/Revisions to the following plans as per May 4, 2009 letter from Snyder & Synder, LLP – Exhibits A, B, C, D, E; Title Sheet (Z-1); Amended Site Plan (Z-2); Enlarged Site Plan & Details (Z-3); Compound Plan, Elevations & Details (Z-4); Secondary Pole Location, Site Plan (Z-5); Wetland Buffer Mitigation Planting Plan & Details (Z-6), (#325 Rte. 100, Towne Centre): (GR)
The Conservation Board will review the above Planning Board application for Omnipoint Communications/Towne Centre site plan at their next meeting.

Board member Gloria Rosenzweig will review the materials submitted and give a report to the Board.

A report will be forthcoming at the next Conservation Board meeting.

- F)** Sabatino/Site Plan/Planning Board/Discussion Conservation Board/re: Town Engineer Gagne's memo dated May 4, 2009, (#16 Dunhill Road):
The Conservation Board discussed the above application with reference to the memo received from the Town Engineer.

Town Engineer Gagne informed the Conservation Board that the applicant had a tree preservation permit in place when he took down the trees on his property.

**Conservation Board
Minutes of Meeting
May 12, 2009
Page 32**

New Business:

F) Sabatino/WAP/Admin.:

Discussion ensued among the Board members with reference to understanding the process of getting a tree preservation permit on a Planning Board application.

Board member Moriarty commented that the applicant's Engineer should at the very least mark his plan accordingly so that the C.B. would know what was approved or not when the Board conducts their review.

Board member Friedberg said that the Town Engineer should respond to the Conservation Board memo that was sent and he thought it prudent that the Board wait for that correspondence before sending a memo.

The Board decided that Mr. Moriarty should contact the Town Engineer and see if he would have the applicant mark their plans accordingly.

Mr. Moriarty agreed to speak to Town Engineer Gagne regarding this application and incorporate all future plans that come before the Board.

The Board took no further action at this time.

**Conservation Board
Minutes of Meeting
May 12, 2009**
Page 33

There being no further business to discuss, a motion to adjourn was made at 9:20 PM by Board member Charles Friedberg and seconded by Board member Dr. Edward Merker. All members present approved.

The next regular meeting of the Conservation Board will be held at the Town House on May 26, 2009 at 7:30 PM.

Subsequent Conservation Board meetings are tentatively scheduled to be held at the Town House on June 9, 2009 and June 23, 2009 respectively.

Respectfully submitted,

Rosetta Davis
Secretary
Conservation Board

Cc: Town Board
Town Clerk
Town Engineer
Town Planner
Planning Board
Zoning Board
Open Space Committee
Architectural Review Advisory Board
Landmark Committee