

**TOWN OF SOMERS  
CONSERVATION BOARD  
MINUTES OF MEETING  
APRIL 13, 2010**

The April 13, 2009 regular meeting of the Conservation Board was called to order by Chairman Gary Meixner.

Attendance: Shoshana Hantman, Dr. Edward Merker, Gary Meixner

Absent: James Moriarty, Gloria Rosenzweig

**Guests:** None

**Announcements:**

There are two vacancies on the Conservation Board.

Board member Gloria Rosenzweig emailed the C.B. Secretary to inform her that she would not be able to attend the meeting tonight.

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**Announcements:**

Board member James Moriarty emailed the C.B. Secretary to inform her that he would not be able to attend the meeting tonight.

Board member Shoshana Hantman advised that she would be leaving the meeting a little early.

**Approval of Minutes:**

A motion was made by Shoshana Hantman and seconded by Dr. Edward Merker to approve the minutes of the March 23, 2010 regular meeting of the Conservation Board. All members present approved.

Board member James Moriarty amended the Conservation Board Minutes for March 23, 2010 on page 16. On page 21, memo #10-09 had been emailed to the Building Inspector and Principle Engineering Technician after he reviewed the draft memo.

**Old Business:**

- A)** Town Property for Cell Tower/No property available/Conservation Board knowledge of this situation/Ms. Rosenzweig will look into this matter and give report: (GR)

The Conservation Board members tabled discussion on the above subject matter concerning the use of Town property for construction of a cell tower until the next meeting.

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**Old Business:**

**A) Town Property/Cell tower:**

Board member Gloria Rosenzweig will research the information available and discuss the possibilities for alternative sites with the Board members. She was not able to attend the meeting tonight.

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

**B) Town Board/Resolution, dated January 19, 2010/Refer proposed Town Code Changes/to appoint representative in addition to Town Engineer for administrative enforcement and approval of Chapter 156, Tree Preservation; and Chapter 167, Wetlands; to Conservation Board and Planning Board for Comment/C.B. memo #10-03:**

The Conservation Board is awaiting information from the Supervisor's office regarding the back-up paperwork necessary for the Board to make a comment on the Town Board resolution as requested.

C.B. Secretary Ms. Davis noted that Town Board member Richard Clinchy who attended the last C.B. meeting (March 23<sup>rd</sup>) mentioned at that time that there would be information forwarded to the Board (in the near future). He said that he would contact the Supervisor and request the back-up information. He also inquired about forwarding the necessary documents to the C.B. Secretary for disbursement to the Board. Chairman Meixner agreed and said that Ms. Davis would forward the information to the Board members upon receipt of the requested documentation.

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**Old Business:**

**B) T.B./Resolution:**

The Board members took no further action at this time.

**C) Town Board/appointments to the Conservation Board:**

C.B. Secretary Ms. Davis informed the Board members that according to all recent correspondence that has taken place with the Supervisor's office; currently there are no new applicants for the two openings on the Conservation Board.

Board member Dr. Merker mentioned that on the Cable TV channel there was some mention of "pending vacancies" on the Conservation Board, but it did not reflect that these openings are no longer pending, they are now available. He explained that the need for two new members should be listed under "Board Openings" not under pending vacancies.

Ms. Davis was wondering why it would reflect pending vacancies and not current openings.

Chairman Meixner noted that maybe the website had not been updated since the positions became available.

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**Old Business:**

**C) T.B./Appointments:**

Dr. Merker agreed and said that they probably had not updated the website to reflect current openings on the Boards. He mentioned that this should be taken care of as soon as possible.

Ms. Davis explained that she emailed the Supervisor's Secretary and was told that the documentation would be addressed to reflect the current status of the Board openings.

Dr. Merker mentioned that there was old information on the Cable TV channel that needed to be deleted.

Ms. Davis agreed and said that she investigated the situation also and found that there was some really old information that should be taken off the Cable TV channel.

Board member Hantman commented that every town seems to have that problem.

Ms. Davis said that she would email the Supervisor's Secretary again and inform her of the discrepancies regarding the Conservation Board vacancies on Cable TV.

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**Old Business:**

- D)** Merritt Park Estates Subdivision/TM-5.20-1-1/Application of Mancini Building Corporation for final subdivision approval, wetland, steep slopes and tree preservation permits for a 15-lot subdivision (discussed last at Planning Board meeting 9-21-05); Survey-Donnelly Land Surveying, PC; TS-1 Title Sheet; C-101 Subdivision Plan; C-102 Grading & Utility; C-301 Road Profiles; C-302 Utility Profiles; C-501 Water Details; C-502 Drainage & Sanitary Sewer Details; C-503 Details; C-504 Notes; S-500 Existing Conditions; S-501.1 Erosion-Sediment Control Plan Phase 1; S-501.2 Erosion-Sediment Control Plan-Phase 2; S-501.3 Erosion-Sediment Control Plan-Details; S-502 Soils Map; S-503 Constraints Map; S-504 Existing Conditions Drainage Map; S-505 Future Conditions Drainage Map; S-506 Stormwater Basins Planting Plan, (*easterly side of Lovell Street & Addison Way*): (EM/GM)

The Conservation Board reviewed the above Planning Board application for Merritt Park Estates subdivision, site plan, final subdivision approval, wetland, steep slopes and tree preservation permits at their meeting.

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

Board member Dr. Merker was interested in knowing whether or not the Board could review this application. He said that he remembered seeing some information concerning our review process and information from the Town Planner and he was wondering where he saw it.

C.B. Secretary Ms. Davis checked the past C.B. Agenda's and did not find anything pertaining to this subject matter. She mentioned that it was probably discussed at the C.B. meeting on March 9, 2010, but she did not have a copy of that document available.

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**Old Business:**

**D) Merritt Park Estates:**

However, Ms. Davis noted that if the C.B. was not supposed to review the application then the Planning Board would not have sent them a copy after they received our memo requesting the information. She went on to say that the Town Planner told her that the C.B. does not usually comment on the final subdivision plat, but if the C.B. submitted a memo to the Planning Board requesting the documentation, then they would forward it to us for our review.

Ms. Davis said that in the past the Board has commented on all of the applications submitted by the applicants in every stage of their development process. She noted that she was not familiar with the Town Planner's statement regarding Conservation Board comment on the final plat.

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Report:

- The application is located on Lovell Street and Addison Way (east side), across the street from Lake Lincoln Dale.
- The last time this project was reviewed by the town was back in 2005.
- The application calls for a 15-lot subdivision to be located in an area that has wetlands, steep slopes and many trees (including specimen trees). Therefore, the applicant needs to obtain a permit for wetland, steep slope and tree preservation.

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**Old Business:**

**D) Merritt Park Estates:**

- Dr. Merker said that he and Gary walked the site, which they entered from Robert Martin Boulevard. He noted that there would be a new road coming into the site to accommodate the development.
- Chairman Meixner mentioned that the development would have both water and sewer from Heritage Hills and Dr. Merker agreed. He noted that it was a good thing for the applicant to have water and sewer on site as it would be less of an impact (clearing of trees, etc.) on the hillside (to install septic systems, etc.) as it is a steep slope.
- Dr. Merker brought the Board's attention to the fact that there are stormwater basins for drainage dotted around the site.
- Board member Merker advised that the houses all have their own retention areas located on their property. He explained that when these areas fill up with water, the overflow will then proceed down to the stormwater management proposed on Lovell Street (across the street at Lake Lincolndale) and empty into the lake.

Discussion took place among the Board members with reference to this application and the stormwater management as well as the specimen trees on site.

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**Old Business:**

**D) Merritt Park Estates:**

Ms. Davis mentioned that she lives in Lake Lincolndale and has been a member of the Lake Lincolndale Property Owners Association for many years as well as a past President. She informed the Board that she is concerned with the dam, as it needs to be rebuilt and also with the proposed stormwater management that the town is having the applicant provide on Lake Shore Drive North near the intersection of Daisy.

Ms. Davis opined that the mature trees should not be removed for two retention ponds. She noted that the plans for taking down the trees and proposing plantings for the retention ponds could exacerbate the stormwater runoff in that area and lead to a quicker siltation of the lake. She informed the Board that the brook that empties into the lake is very destructive and has ruined two homes along the way numerous times. She explained that the water pours into the lake area at quite a velocity and plantings, although a good idea in theory, would be washed away. Ms. Davis opined that the proposed stormwater management would not stop the potential damage to the lake imposed by the brook especially if the trees were to be removed.

- Dr. Merker while reviewing the plans pointed out the steep slopes near Lovell Street and Chairman Meixner noted that there was no building proposed for that steep slope area.

Board member Shoshana Hantman inquired about the size of the lots being created by the applicant.

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**Old Business:**

**D) Merritt Park Estates:**

- Dr. Merker responded that they are all around one acre of property.
- Board member Merker noted that there is a brook that flows into Lake Lincolndale near Daisy and it has silted up the lake before so the town wanted the applicant to create two retention areas leading into the lake that will have plantings. He explained that it is being designed to slow the brook down before it enters the lake.
- Dr. Merker said that the specimen trees should be re-evaluated as the last time this application was looked at was five years ago.
- He went on to say that the stormwater management plan should be re-assessed to see if it is compatible with the existing conditions of Lake Lincolndale and the existing dam on the lake. In addition, he was wondering if the proposed stormwater management plans were still appropriate with regards to the brook that crosses Juniper and Lake Shore Drive North.

Chairman Meixner said that the proposed retention ponds with plantings will work much better than the existing “pits” that are cleaned out by the Highway Department and are dotted around the circumference of the lake.

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**Old Business:**

**D) Merritt Park Estates:**

- Dr. Merker advised that the tree plan for the parcel was not attached to the documents provided. He further commented that it should be updated prior to the construction on the site.

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Some discussion ensued among the Board members with reference to this project and they decided to write a memo to the Planning Board stating their concerns and recommendations. The Board mentioned that they would like to see a new current tree plan.

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A memo (#10-08) will be sent to the Planning Board stating that the Conservation Board reviewed the above Planning Board application for Merritt Park Estates final subdivision approval, wetland, steep slope and tree preservation permits for 15-lot subdivision, at their meeting on April 13, 2010.

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 last time that this project was reviewed by the C.B. was in 2005.
  - The application needs to be revisited with regards to specimen trees and off-site stormwater management.

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**Old Business:**

**D) Merritt Park Estates:**

- 2) There was no attached specimen tree plan submitted with the information provided.
  - The specimen trees should be reevaluated and the plan updated.
  
- 3) The off-site stormwater management plan should be revisited to see if it is compatible with Lake Lincolndale.
  - Is the stormwater management plan (from 5 years ago) still viable in light of the present condition of Lake Lincolndale and the existing condition of the dam?
  - It appears that the Lake Lincolndale dam has never been tested for viability with regards to the proposed stormwater management.
  - Is the stormwater management proposed for the brook that crosses Lake Shore Drive North and Juniper still appropriate?
  - It appears that there are specimen trees in the area proposed for stormwater management on Lake Shore Drive North. Will they remain on the property?
  
- 4) The Conservation Board members would appreciate the Planning Board members exploring the viability and above all the necessity for off-site stormwater management.

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**Old Business:**

**D) Merritt Park Estates:**

The Board members took no further action at this time.

- E) Homeland Towers/Cingular Wireless PCS, LLC/Somers-Woods Bridge; Second Additional Radio Frequency Information Report dated March 5, 2010; Visual Resource Evaluation & Viewshed Analysis (Installation of 140-ft. Tower), Prepared by B&E Associates, LLP; Full EAF; File Review Record/Federal-State Historic Places/Somers-Woods Bridge dated May 26, 2009, Prepare by Abbie Hurlbut; Information to NYCDEP Cynthia Garcia for SEQRA from Colin Diehl, Tectonic Engineering Consultants dated March 5, 2010; T1-Title Sheet; Z1 Plot Plan/Adjoiners/Notes; Z1A-Site Plan; Z2-Setback Map & Bulk Requirements Table; Z3-Site Detail Plan; Z4-Elevations; Z5-Elevations; Z6-Equipment Details-Notes; Z7-AT&T Equipment-Details; Z8 Erosion Control-Stormwater Management; Z8A-Erosion Control-Stormwater Management-Details-Notes; CC1-Color Constraint Map-Soil Types; CC2-Color Constraint Map Wetlands-Steep Slopes; Prepared by Snyder & Snyder, LLP, (#121 Rte. 100/Amato): (JM)** The Conservation Board reviewed the above Planning Board application for Homeland Towers/Cingular Wireless, site plan, erosion control, stormwater management, wetlands and steep slopes at their meeting.

Board member James Moriarty reviewed the materials submitted and emailed a report that was discussed at the meeting as he was not able to be present.

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**Old Business:**

**E) Homeland Towers/Cingular:**

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Report:

- The property where the cell tower is proposed is located on Rte. 100 at #121 on the Amato site.
- Mr. Moriarty wrote that on page Z8A, note #2e and note #9f are not in sync; one says 4" of topsoil cover, the other says 5" of cover. The applicant should correct this discrepancy.
- He observed that on page Z2, the drawing says it is a monopole, but in actuality it is not. This is a tower with 10-ft. mast bars protruding from it with panels attached to the bars.
- He explained in the email submitted that a monopole is a pole with no protrusions, like the one in Somers Commons.
- Mr. Moriarty informed the Board that on page Z2 the notes say that the project is at least 500-ft. from the nearest property line of any school, daycare center, etc. When this is measured to scale, the measurement is clearly to the daycare building, not the property line, which is about 485-ft. away.

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**Old Business:**

**E) Homeland Towers/Cingular:**

- Board member Moriarty specified that on page Z8, the property shows a 40-ft. drop in the disturbance zone, standard plastic silt fence is shown which is not appropriate. He noted that Rte. 100 is the next stop for mud and water rushing down the hill due to the steep slopes and the applicant should install erosion control measures that have steel stakes with wire backing and fabric (not plastic).

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Discussion ensued among the Board members and they decided to write a memo from the notes submitted by Mr. Moriarty along with the recommendations from the Board.

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A memo (#10-09) will be sent to the Planning Board stating that the Conservation Board reviewed the above Planning Board application for Homeland Towers/Cingular Wireless, PCS, LLC site plan, at their meeting on April 13, 2010.

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) On page Z8A, note #2e and note #9f are not in accord; one says 4" of topsoil cover, the other says 5" of cover; which is it?

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**Old Business:**

**E) Homeland Towers/Cingular:**

- 2) On page Z2, the drawing depicts a monopole, but the application is not calling for a monopole.
  - The application depicts a tower with 10-ft. mast bars protruding from it with panels attached to the bars.
  - A monopole is a pole with no protrusions, like the one in Somers Commons.
  
- 3) On page Z2, the notes say that the project is at least 500-ft. from the nearest property line of any school, daycare center, etc.
  - If this is measured to scale, the measurement is clearly to the daycare building, not the property line, which is about 485-ft. away.
  
- 4) On page Z8, the property shows a 40-ft. drop in the disturbance zone; standard plastic silt fence is shown, which is not the best choice for this steep slope.
  - The applicant should incorporate steel stakes with wire backing and fabric (not plastic) for the proposed erosion control.

The Conservation Board will continue to review this application for Homeland Towers/Cingular Wireless as revisions are submitted.

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**Old Business:**

**E) Homeland Towers/Cingular:**

The Board members took no further action at this time.

**F) North End at Somers/Environmental Assessment Form/Supplements dated February 2010, Site Plan Application dated March 9, 2010, Environmental Constraints Plan-Pg2; Grading-Utility-Layout Plan-Pg3; Sediment-Erosion Control Plan-Pg4; Details-Pg5, 6, 7, 8; Watershed Pre-Developed-Pg9; Watershed Post Developed-Pg10; Site Plan-Parking Plan-Pg11; Landscape Plan-Pg12; Landscape Plan, List Details, Notes-Pg13; Floor Plan & Elevation-Pg14; Proposed Wetland Mitigation Plan-Pg15; Proposed Planting Mitigation Plan, Notes-Details-Pg16; Prepared by Hudson Engineering & Consulting, PC, Rte.6/Rt side/down from Mahopac Avenue): (EM)**

The Conservation Board reviewed the above Planning Board application for North End at Somers, EAF, supplements, wetland mitigation plan, sediment-erosion control plan, and landscape plan at their meeting.

Board member Dr. Edward Merker reviewed the materials submitted, performed a site inspection of the property and gave a report to the Board.

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Report:

- The property is located on the right side of Rte. 6, just down the hill from Mahopac Avenue at the golf driving range.

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**Old Business:**

**F) North End at Somers:**

- The applicant is proposing to put retail space below and residential areas above the development with raingardens on the roof of the buildings.
- Dr. Merker commented that the wetland mitigation on this project was very well developed.
- The applicant is also providing some affordable housing in this proposed development.
- Board member Dr. Merker noted that the tree planting detail showed only 1-ft. of space on either side of the root ball. He explained that the applicant should prepare an area that is three times the diameter of the root ball for planting.

**\*\***

A brief discussion took place among the Board members and they decided to write a memo stating their recommendation with regard to the tree planting detail.

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**Old Business:**

**F) North End at Somers:**

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A memo (#10-10) will be sent to the Planning Board stating that the Conservation Board reviewed the above Planning Board application for North End at Somers Site Plan, EAF, at their meeting on April 14, 2010.

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 tree planting detail showed only 1-ft. on either side of the root ball.
  - The tree planting detail should exhibit an area that is 3 times the diameter of the root ball.

The Conservation Board will continue to review the above application for North End at Somers as revisions are submitted.

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The Board members took no further action at this time.

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**Old Business:**

- G)** Sussmann Mobil Station/Site Plan dated March 12, 2010, John Collins Engineering response letter dated 2-25-10/Long EAF form/CP-1T/Stacking Plan for Typical Conditions, 2-9-10/CP-1TP Stacking Plan for Typical Peak Conditions/CP-2R Stacking Plan with Fuel Delivery/CP-2C Stacking Plan with Fuel Delivery Site Plan Scheme C, 2-25-10/Prepared by Bibbo Associates, LLP, Rte. 100 across from IBM): (GM) The Conservation Board reviewed the above Planning Board application for Sussmann Mobil Station site plan, long EAF, and stacking plan 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:

- The site is located on Rte. 100 across from the IBM site and next to the State Police barracks.
- The applicant (at the request of the Planning Board) submitted a detailed Engineering Report regarding the internal site circulation (flow of traffic).
- Chairman Meixner said that the Planning Board has some concern regarding truck deliveries (of fuel) during peak hours of operation (7 to 9 AM). He advised that the applicant is not going to have their fuel delivery during those peak hours (according to documentation submitted by the applicant).

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**Old Business:**

**G) Sussmann Mobil:**

- He noted that there will be restricted hours (usually evening or late morning) that the fuel deliveries will take place. The end pump will be coned off during those delivery times.
- Chairman Meixner informed the Board that according to the documentation submitted, the delivery truck would be a specific length (60-ft.), which included the tractor the tractor and trailer.

Board member Hantman inquired about the possibility that the trucking company may not be able to fulfill that request.

Chairman Meixner responded that it was the trucking company's information that was used to generate the report.

- He advised that the applicants had to demonstrate the path that the trucks would take in order to deliver the fuel (in the report submitted).

The Board had a question regarding the use of the word "stacking" in the report submitted.

Chairman Meixner responded that stacking is a term used when cars start to back up on the road while waiting to come into the gas station.

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**Old Business:**

**G) Sussmann Mobil:**

- He specified that the applicants are eliminating all of the parking in the front of the building as well as the air pump.
- Chairman Meixner advised that the propane tank would be located underground in the rear southwest corner away from the parking area.

Board member Hantman asked if there was a prediction that was documented regarding the traffic that would be generated from the larger capacity store.

Chairman Meixner said that the applicant addressed that information a few years ago, but he did not recall the exact figures.

- He advised that the area on the right side where the fuel delivery truck will be located would be marked with cross marks on the asphalt and painted. He showed the Board the area on the plans submitted. The proposed area would not be further than 11.5-ft. from the curb he said.
- Chairman Meixner specified that the applicants will be moving the existing curb back approximately 2.5-ft. on the side where the fuel delivery will take place as was requested by the Planning Board.

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**Old Business:**

**G) Sussmann Mobil:**

- He mentioned that the applicant will not be taking down any trees, nor impacting the existing pond located downhill and behind the rear portion of the property.
- Chairman Meixner referenced a circled area on the EAF (#9) the question was asked, “is the site located over a primary aquifer?” The applicant responded “no”, but he said that it might be located in the Groundwater Protection Overlay District because the applicant has to obtain a permit from the DEP. He conjectured that the applicant was probably not aware of that fact as it was cleared up later in the application.

\*\*

Some discussion ensued among the Board members with reference to concerns regarding this application. It was decided that no memo was needed for the review that was conducted this evening as the applicant had provided them with all the details that were requested by the Planning Board.

The Board members took no further action at this time.

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**Old Business:**

- H)** Cell Tower/Somerstown Shopping Centre: (GM)  
The Conservation Board discussed the above subject application located on Rte. 100 in Somerstown Shopping Centre rear parking area.

Chairman Meixner informed the Board members that he visited the site a second time and noted that the Conservation Board concerns discussed at the last meeting have not been addressed to date by the applicant. He explained that he performed an impromptu site inspection of the property and had a few comments for the Board.

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Report:

- Chairman Meixner stressed the fact that the cell towers site is in need of a temporary fence, if the applicant cannot construct the final version at this time.
- During his site inspection he observed that the applicant had removed some of the garbage that was formerly located on the site.
- He noted that presently there is a sign saying Fence Company, but there was no fence present at the time of his inspection.
- Chairman Meixner also discussed the fact that the proposed tree plantings should be implemented at this time (spring).

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**Old Business:**

**H) Cell Tower/Somerstown Centre:**

- He advised that the generator was still running along with the associated noise and smoke and it appeared to be without any supervision present on site.

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Some discussion took place among the Board members regarding the disturbance on this site and they decided to write a second memo to the Principle Engineering Technician and the Building Inspector.

\*

A memo (#10-11) will be sent to the Principle Engineering Technician and the Building Inspector stating that the Conservation Board performed a second impromptu site inspection of the above cell tower site located at Somerstown Shopping Centre this past week.

The Board members discussed the site inspection of the property and wanted to advise your office of the ongoing concerns with the site.

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

- 1) The C.B. would appreciate an update as to what measures have been taken to respond to our memo #10-07 dated March 24, 2010.
- 2) The portable generator is continuing to run on site with no visible supervision. There is associated noise and smoke in the immediate area.

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**Old Business:**

**H) Cell Tower/Somerstown Centre:**

- 3) If the applicant is not ready to install the appropriate fencing at this time then a temporary fence should be installed as soon as possible.
- 4) The large tree plantings should also be installed as soon as possible.
- 5) Note: The applicant has cleaned some garbage from the site.

The Board members would appreciate an email updating them on the progress and actions that are being taken with regards to the cell tower site at Somerstown Shopping Centre.

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The Board members took no further action at this time.

**New Business:**

- A) Vieira Holding Corporation/Site Plan dated March 15, 2010, Prepared by Stephen Vieira, President; Site Plan Flood Construction Company dated 4-2-71; Section 16.16, Block 1, Lot 12; Property size 2.3 acres; Topographic Survey dated 2-12-10, Prepared by Leo J. Carroll & Associates, (#1 Maple Avenue/off Rte. 202 & Lovell Street): (GM/EM)**

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**New Business:**

**A) Vieira Holding Corp:**

The Conservation Board will review the above Planning Board application for Vieira Holding Corporation, site plan, and topographic survey at the next meeting.

Chairman Gary Meixner and Board member Dr. Edward Merker will review the materials submitted, perform a site inspection of the property and give a report.

C.B. Secretary Ms. Davis informed the Board that she spoke to the Town Planner regarding this application, as it was not obvious from the paperwork submitted. She found out that the applicant had been in violation according to former Town Engineer Gagne and she asked for a copy of the letter.

Ms. Davis explained that the applicant is presently before the Town Court Judge who has sent him back to the Planning Board because he insisted that there was no violation on his property. The C.B. has been given a current survey and an old site plan (1971) with someone else's name on it and asked to conduct a review of the site. Ms. Davis noted that if this is a site plan review there should be a current site plan submitted with the application.

Board member Dr. Merker and Chairman Meixner did not understand how the applicant could submit this paperwork without a new/current site plan for review.

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**New Business:**

**A) Vieira Holding Corp:**

Some discussion took place among the Board members and it was decided afterwards that they would conduct a site inspection of the property and report back at the next meeting.

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

**B) Homeland Towers/Cingular Wireless PCS, LLC, AT&T Rte. 100 (#121)  
Amato, dated 3-9-10, Planning Board Site/Plan, letter/Gaudio, Esq. of  
Snyder & Snyder 3<sup>rd</sup> Radio Frequency Report Site N-576 with overviews:  
(JM)**

The Conservation Board will review the above Planning Board application (report) for Homeland Towers/Cingular Wireless, PCS, LLC AT&T at their next meeting.

Board member James Moriarty will review the information provided by the applicant and give a report to the Board.

Board member Dr. Merker inquired about a site plan.

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**New Business:**

**B) Homeland Towers/Amato:**

C.B. Secretary Ms. Davis responded that there was no site plan included with the information provided.

Chairman Gary Meixner asked C.B. Secretary Ms. Davis to deliver the report to Mr. Moriarty (as he is currently reviewing this application) at her earliest convenience.

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

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There being no further business to discuss, a motion to adjourn was made at 9:15 PM by Board member Dr. Edward Merker and seconded by Chairman Gary Meixner. All members present approved.

The next regular meeting of the Conservation Board will be held at the Town House on April 27, 2010 at 7:30 PM.

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Subsequent Conservation Board meetings are tentatively scheduled to be held at the Town House on May 11, 2010 and May 25, 2010 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 Board  
Landmark Committee