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SUFFOLK COUNTY DEPT. OF PLANNING
COUNCIL ON ENVIRONMENTAL QUALITY

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SUFFOLK COUNTY DEPARTMENT OF PLANNING
COUNCIL ON ENVIRONMENTAL QUALITY

100 Veterans Memorial Highway
Hauppauge, New York 11788

November 19, 2008
9:30 a.m.

MEMBERS PRESENT:

MICHAEL KAUFMAN, Vice Chairman
HON. JAY H. SCHNEIDERMAN
EVA GROWNEY
RICHARD MACHTAY
GLORIA G. RUSSO
MARY ANN SPENCER
DANIEL PICHNEY

ZEB YOUNGMAN
RICHARD MARTIN, Historic Society
Representative

JAMES BAGG, Chief Environmental Analyst

1 THE CHAIRMAN: Good morning, everyone.
2 Today is Wednesday, November 19, 2008. This is the CEO
3 meeting. First off, I'd like to say that our dear
4 leader, Larry Swanson, is currently unavailable. He's
5 currently hiding in an undisclosed bunker avoiding SUNY
6 budget cuts, so he could not be here today. I'll be
7 running the meeting.

8 I wouldn't necessarily be following the agenda
9 exactly. There are several reasons for that. If there
10 are members of the public here, I ask that they sign
11 in. And ~~if~~ you have an interest in the project that
12 we're going to be talking about, let us go through our
13 initial discussions, then raise your hands. I'll ask
14 for public comment. We'll hear what you have to say.
15 Then we will take votes.

16 For the record, I see Legislator Schneiderman
17 has just arrived. Welcome. We're just literally
18 beginning the meeting. First thing, we don't have any
19 correspondence, as far as I know. We're going to do the
20 SEQRA classifications of resos laid on the table for
21 November 18th. Ask the members to take a quick look.
22 Anything in there of salient interest?

23 MR. BAGG: It's fairly straightforward;
24 Type II actions and previously reviewed by the council

1 and agreed to by the legislature.

2 THE CHAIRMAN: I agree with Jim. I have
3 looked through what is in here. I'll entertain a
4 motion.

5 MS. RUSSO: I make a motion.

6 MR. MACHTAY: Second.

7 THE CHAIRMAN: All in favor? Opposed?
8 Abstentions? Motion carries.

9 Is Mr. Ceglio around? Would you mind going
10 first? You have three projects over here. I want to
11 get the tough stuff out of the way. Which one do you
12 want to try and do first?

13 MR. CEGLIO: I will go in the order you have
14 them listed on your agenda, Holy Moses Cheesecake. Tony
15 Ceglio. This is a bakery at Gabreski Airport. The
16 first project we have is an application to lease a
17 building at Holy Moses Cheesecake at the airport. It's
18 been a tenant at the airport for approximately twenty
19 years. They're relocating from one building to another
20 at the airport. Actually, the relocation has been done
21 already.

22 The reason for the relocation was that the old
23 building was in an area that is going to be developed as
24 a Hampton Business and Technology Park. The building is

1 similar size and type located on the west side of the
2 airport, located near the tower and terminal building.
3 We consider this to be a Type II action, requesting your
4 review.

5 I can point it out on the map. I did include
6 a similar map to the one I have over on the stand. That
7 shows the exact location of where Holy Moses relocated
8 to. It's in your packet. ~~If~~ you like, I'll step up to
9 the map and point it out to you. This is our proposed
10 airport land use map. Holy Moses is located in that
11 area. They were located in the pink area, which is the
12 proposed Hampton Business and Technology Park. They
13 relocated in the yellow area, which is the existing
14 aviation development right behind the control tower in a
15 similar building about twenty-two hundred square feet.

16 They're not proposing a different use. They
17 baked cheesecakes for twenty years and they will be
18 continuing to do that.

19 THE CHAIRMAN: Had you had any problems in
20 terms of discharges or anything like that from the
21 factory?

22 MR. CEGLIO: They have minimal discharges.
23 They have to get a permit from the Health Department.
24 They are connected to the sewage plant.

1 THE CHAIRMAN: I have one question for Jim.
2 We have got this listed as a Type II because it's a
3 lease. Maybe my memory is wrong. Is it a Type II or
4 unlisted because it's leased?

5 MR. BAGG: In the SEQRA regs it's a lease
6 renewal. The people are in this building. They have a
7 temporary lease that is being extended and they want to
8 go for a long-term lease. The building is circa 1940's,
9 old Air Force building that has been upgraded. It's
10 connected to the sewage system. Therefore, I felt
11 interior renovations and lease renewal qualified as a
12 Type II action.

13 MR. SCHNEIDERMAN: If I could add to that. I
14 have visited their operations; it's quite benign. It's
15 excellent that they're providing this kind of economic
16 activity. It's really quite a good product that they
17 produce.

18 THE CHAIRMAN: In which case, I'll entertain
19 a motion.

20 MR. MACHTAY: Motion.

21 MR. YOUNGMAN: Second.

22 THE CHAIRMAN: Okay, call the vote. All in
23 favor? (Show of hands) Opposed? Abstain? Motion
24 carries.

1 Let's see. The next one is Hampton Jitney.

2 MR. CEGLIO: Similar type of proposal for the
3 airport. It's an application for Hampton Jitney to
4 lease three acres, almost three acres on the south side
5 of the airport. The current location, Hampton Jitney is
6 in the Hampton Business and Technology Park. They had
7 to be moved because of the proposed development of the
8 park.

9 On the map, airport land use map, it's in an
10 area where we indicated to be future non-aviation
11 development. I just want to mention that also the
12 Airport Conservation Assessment Panel also renewed this
13 and also considered this to be an unlisted action that
14 will have no significant impact on the environment.
15 I'll point it out on the map to give you an idea where
16 it is.

17 The Hampton Jitney is currently located in the
18 Hampton Business and Technology Park. They're going to
19 relocate on the south side of the area, kind of a teal
20 color in here, five acres for non-aviation development.
21 I believe it's two point eight acres; of which they're
22 going to clear about a half acre to put in about
23 twenty-five to thirty parking spots and a bus shelter.

24 THE CHAIRMAN: Any questions?

1 MR. BAGG: I have one question, Tony. The
2 Airport Advisory Committee recommended, ~~is~~^{if} possible,
3 they not use asphalt paving, that they use some type of
4 pervious paving. Is that possible?

5 MR. CEGLIO: The reason why they that is
6 because Hampton Jitney, at the Airport Conservation
7 Assessment meeting, mentioned they're going to try to
8 talk to the developer about the technology park. If
9 they do move to the south side of the airport, maybe
10 with a short-term lease and with the future of being in
11 the park.

12 With that in mind, they didn't want to put an
13 impervious surface down that might have to be ripped up
14 in let's say a year. As we get closer to putting the
15 lease together and in negotiations with the Rechler
16 Associates for the park, Rechler will make that
17 determination, whether it's going to be a long or
18 short-term lease and will decide whether we want to them
19 to put down gravel or paved surface.

20 MR. BAGG: Is a paved surface required, even
21 if they were there for long-term? This is really a
22 staging area, parking area for vehicles. Is it
23 necessary that it has to be asphalt?

24 MR. CEGLIO: In the airport development

1 standards for all parking, we have requested paved
2 parking. And only because gravel tends to get dragged
3 out on to the main roads. It's a maintenance headache.
4 It's really for the long-term benefit of the airport
5 it's necessary.

6 THE CHAIRMAN: What about RCA, would that
7 have the same problem as gravel?

8 MR. CEGLIO: That is a recycled concrete
9 aggregate. That is the stuff I'm talking about. It
10 gets dragged out on to the main roads and becomes a
11 maintenance problem.

12 THE CHAIRMAN: I'm looking at the aerial
13 photograph. This is a somewhat wooded area now.

14 MR. CEGLIO: It's entirely wooded. Three
15 acres is what they're intending to use. They're
16 planning on clearing about a half acre.

17 THE CHAIRMAN: It looks as if there is a road
18 network area in the south.

19 MR. CEGLIO: Yes, there is a road immediately
20 south of that. Then you have the Long Island Railroad
21 tracks. It's the airport roadway. It's our perimeter
22 road and probably about a hundred feet south of that is
23 the railroad tracks and south of that is the concrete
24 plant.

1 MR. PICHNEY: Getting back to the parking lot
2 again. I wish I knew the name of the type of material.
3 They make like a grid lock type of material that is laid
4 out so grass can throw through it that can handle
5 heavier vehicles and so forth. Have you ever used that
6 or considered using that?

7 MR. CEGLIO: We haven't used it on the
8 airport. I'm thinking of maintenance. If grass can
9 grow through it, somebody has to mow it. The parking
10 lot doesn't require any maintenance. I have to check
11 with Hampton Jitney.

12 THE CHAIRMAN: Is there an increased cost
13 connected to that in the event that the lease may not be
14 long-term? It's an interesting idea; in fact, I have
15 seen the product you're talking about. It may not fit
16 in with what the applicant needs or the long-term plans
17 of the airport.

18 MS. GROWNEY: Sir, about that particular
19 product, ~~if~~ it was going to be used you don't need to
20 mow the lawn. That is not something that really
21 happens. It's self-limiting.

22 MR. CEGLIO: It gets worn out by the cars and
23 trucks.

24 MS. GROWNEY: Because there is so much

1 concrete. ~~If~~ it's applicable; just letting you know.

2 MR. SCHNEIDERMAN: There was some discussion
3 at the ACAP meeting regarding the amount of clearing
4 regarding the parking lot, and in we could configure
5 the parking lot, particularly since it's going to be a
6 temporary location, to cut down the least amount of
7 trees. Is there any update on that issue in terms of
8 how the buses will come in and out of the leasehold?

9 MR. CEGLIO: Hampton Jitney, as you know,
10 Legislator Schneiderman, gave us a preliminary sketch of
11 the area showing how the fifty cars are going to be laid
12 out. They're only going to clear about a half acre of
13 the three acres that they're going to use. I think it
14 was going to be minimal to begin with.

15 When we come up with a final design, we will
16 make sure they're not clearing more than they need to.

17 THE CHAIRMAN: Legislator Schneiderman, the
18 point you bring up is interesting. While we have to
19 make a SEQRA recommendation today, we can make a
20 recommendation to the legislature saying any plans that
21 are submitted should have a limit on the amount of trees
22 that are being cleared in the area, ~~if~~ ^{if} possible. We
23 can always put that in as a recommendation to any
24 motion.

1 Any other questions? Anyone want to make a
2 motion.

3 MR. YOUNGMAN: I'll make a motion.

4 THE CHAIRMAN: I recognize Mr. Youngman
5 making a motion. This would be unlisted, I would guess,
6 Neg Dec.

7 MR. YOUNGMAN: That's right.

8 THE CHAIRMAN: Do you want to put in any kind
9 of recommendations or anything.

10 MR. YOUNGMAN: Recommend minimized clearing.

11 THE CHAIRMAN: Do I have a second? I have a
12 second by Ms. Russo. Calling the question. All in
13 favor? (Show of hands) Abstentions, no ~~votes~~^{vetos}? Motion
14 carries. Okay.

15 Mr. Ceglie, I think you're here again.

16 MR. CEGLIO: Yes, I am. My last project at
17 Gabreski Airport is Ocean Aviation. Because we started
18 so early, the gentlemen from Ocean Aviation was going to
19 be here to answer questions.

20 THE CHAIRMAN: We can wait until he gets
21 here.

22 MR. CEGLIO: The reason why he was going to
23 be here was if you had any specific questions you might
24 want to ask him.

1 THE CHAIRMAN: I'd rather not bifurcate the
2 hearing. I'd rather wait until he gets here in case
3 there are questions, if you don't mind.

4 MR. CEGLIO: No problem at all.

5 THE CHAIRMAN: I'd like to get hopefully an
6 easier one out of the way. Sewer District Number 2,
7 Tallmadge Woods. We have a letter here from Dan White,
8 chief engineer and head of sanitation from DPW. Please
9 come on up and identify yourself for the record.

10 MR. WARREN: Ronald Warren, Director of
11 Operations and Maintenance, Division of Sanitation,
12 1-M. I'm here to answer any questions that you would
13 have on this correspondence that we sent you.

14 THE CHAIRMAN: Do any of the members have any
15 questions on this? I've got one or two on this. First
16 off, for SEQRA, if we do judge this to be a Type II, I
17 think it would be maintenance and repair, C-1 and
18 replacement, rehab and construction. Interesting that
19 there is a lot of repair and replacement going on.

20 How old is this particular sewer district?

21 MR. WARREN: I think it was completed in
22 2000, but it was operated by contractors who apparently
23 didn't have enough money to do structural work that
24 caused, not significant damage, but ongoing structural

1 problems that we have to address before they get worse.

2 THE CHAIRMAN: They ran it into the ground,
3 in other words.

4 MR. WARREN: Not so bad. We don't want to
5 have to pay for it later on down the road when it could
6 be much more expensive than trying to address it before
7 it gets any worse.

8 THE CHAIRMAN: Looking at it from a SEQRA
9 sense, it does look as if it's Type II, in maintenance
10 and replacement.

11 MR. MACHTAY: Motion.

12 THE CHAIRMAN: Any seconds?

13 MR. PICHNEY: Second.

14 THE CHAIRMAN: Calling the question. All in
15 favor? (Show of hands) Opposed? Abstentions? Motion
16 carries.

17 While we're waiting for the airport thing, I'd
18 like to take Legislator Schneiderman's local law to
19 reduce the use of fertilizer near surface waters in
20 Suffolk County, basically place it on the agenda and do
21 a SEQRA classification and take any comments on it.

22 Legislator Schneiderman, if you would like to
23 describe the bill at all.

24 MR. SCHNEIDERMAN: Yes. I think it is

1 simple. I wish the bill were a stronger bill than it
2 is, but I watered it down to try to assure its passage,
3 although I'm still not sure it's going to pass. It
4 tries to keep fertilizers out of our harbors and bays.
5 Fertilizer contain nitrogen and phosphorus. It gets
6 washed by rains into the harbors.

7 Just as it accelerates the growth of plants on
8 your lawn, it accelerates the growth of algae. The
9 algae blocks out the bottom plants, the whole ecology,
10 brown tide, those types of things we have seen in the
11 past which wiped out our shellfish populations.

12 We passed, not so long ago, a bill that limits
13 or prohibits the use of fertilizers, residential
14 fertilizers between April 1st and November 1st when the
15 ground is frozen. This is a follow-up to this measure
16 to try to pull the fertilizers away from our surface
17 waters. The original bill was a hundred feet, which I
18 thought was responsible. I ran into a lot of problems
19 with that. This bill is a twenty foot setback, which
20 is small, but I think it has a better chance of passing.
21 It's better than zero feet.

22 There is an exception if someone has a ten
23 foot natural buffer that would absorb the water, then
24 they're exempt from the setbacks. That is basically

1 it.

2 THE CHAIRMAN: How do you define "continuous
3 natural vegetative buffer;" are we talking trees,
4 bushes, undisturbed?

5 MR. SCHNEIDERMAN: I don't have the bill in
6 front of me. I think it might be unmowed, unpaved.
7 There might be an exception for an access trail or
8 something like that. Let's see. "It shall not apply to
9 a continuous, natural vegetative buffer at least ten
10 feet wide." Natural vegetative buffer. I suppose more
11 language can be added defining what a natural vegetative
12 buffer is.

13 THE CHAIRMAN: I'm thinking more in terms of
14 the legalities of it. I'm an attorney, so I drafted a
15 number of laws that relate to exactly this kind of
16 stuff.

17 MR. SCHNEIDERMAN: That could be amended.

18 THE CHAIRMAN: You might want to define it a
19 little bit better. There are codes out there wherein,
20 for example, at state and village level or Long Island,
21 wherein those concepts are defined a little bit better.
22 Simply I know as an attorney, people will try and dodge
23 around this language. To make this effective --

24 MR. SCHNEIDERMAN: (Interposing) If you have

1 some language that you can recommend, I will certainly
2 amend the bill.

3 THE CHAIRMAN: The paragraph above talks
4 about a Section 8. I'm talking at 289-9(a) -- (b).
5 Just showing Jim this for a second. There is no Section
6 8. It goes up to Section 6 and that's it. Our
7 legislative council will be able to catch that.

8 Never mind, they have it backwards. Withdrawn
9 on that particular comment. I guess you would need to
10 add a description of the natural vegetative buffer to
11 the Section 8 in your definition, if we can come up with
12 something.

13 For whatever it's worth, I appreciate your
14 efforts in trying to go to a hundred feet. In my
15 village of Nissequogue, we have regulations talking
16 about a hundred fifty foot setbacks and hundred foot
17 setbacks, from one waterbody, such as marshes, et
18 cetera, and we discourage any -- actually ban any
19 removal of vegetation and try to discourage, as heavily
20 as possible, the application of fertilizer, because we
21 know it runs into there both as runoff and ground water.

22 There are some areas which would have
23 appreciated the one hundred feet. The DEC limits are
24 seventy-five but we understand the --

1 MR. SCHNEIDERMAN: (Interposing) Problem is,
2 people love their homogenous lawns. We spend millions
3 of dollars reseeding bays and harbors are plants, only
4 to have homeowners pollute that resource with
5 overloading it with nutrients with fertilizers. It's
6 difficult to enforce. It sends a message. I hope that
7 people, if they believe it's prohibited, wouldn't do it.

8 There is an enforcement mechanism, but it's
9 largely based on complaints from neighbors or people
10 that might be aware of the problem. We don't have the
11 ability to go to every home to keep an eye and test,
12 but I think it's good policy. I think it should be in
13 place, and I hope that it helps to clean up the harbors
14 a little bit.

15 THE CHAIRMAN: I agree with that.

16 MR. PICHNEY: I have a question. I just
17 wanted to say for the record, I have a small gardening
18 business. I have for many years. While I don't do
19 lawns in any sort of capacity, I am sympathetic to the
20 people who do.

21 In respect to the limits, when you're
22 prohibited in applying fertilizer from November 1st to
23 April 1st, the leaves have fallen completely from the
24 trees only within the past week or two. The people that

1 do this are boxed in in terms of doing clean-ups and
2 putting down winter fertilizer. This really is a big
3 constraint on them to be able to do their business.

4 I would think, in terms of when the -- within
5 the spirit of the law, when the ground really becomes
6 frozen, you're really looking to December 1st. We have
7 some frost now, some light freezes, but nothing that
8 would make the grass impermeable that there is
9 substantial runoff.

10 THE CHAIRMAN: The problem is that ship has
11 sailed.

12 MR. SCHNEIDERMAN: A lot of people are using
13 these slow release fertilizers. They put them on in
14 October. They're actually being released all through
15 the winter. I think that was an important step, but it
16 certainly wasn't a cure all.

17 MR. KAUFMAN: Any other questions? Calling
18 the motion, it looks like an unlisted.

19 MR. BAGG: This is a very difficult bill. I
20 don't really know how to get a handle on what are the
21 environmental impacts because you're simply saying you
22 cannot apply fertilizer to this area. It's not like
23 you're saying you have to apply fertilizer; you're not
24 adding chemicals, you're simply allowing it to revert to

1 its natural state. I don't know what the impact is of
2 saying you can't do something.

3 MR. MACHTAY: Never mind the impact, what is
4 it classified? I'm thinking of how many acres it can
5 possibly affect.

6 THE CHAIRMAN: That is what Jim and I were
7 talking about yesterday. If it's a large area, it's
8 Type I.

9 MR. MACHTAY: Environmentally, it would be a
10 Neg Dec. That is the way I would see it, to be safe.

11 MR. BAGG: Basically the law says technically
12 it deals with the acreage is the physical alteration.
13 Are you physically altering here?

14 THE CHAIRMAN: Or not physically altering,
15 but we are impacting it, to be consistent.

16 MR. SCHNEIDERMAN: Look what we did with the
17 November to April prohibition, which affected a much
18 larger area.

19 THE CHAIRMAN: That was Type I. Again, I
20 don't see this, given the fact that the surface area
21 impacted is probably larger in terms of lineal length
22 than actually acreage in the county, which is five
23 hundred thirty-seven thousand. We have a fairly large
24 area that we're talking about. You multiply the surface

1 area times twenty feet and you're going to get a very
2 large number.

3 Were you talking about Type I and impacts?

4 MR. MACHTAY: I would make a motion that it's
5 Type I, and Neg Dec.

6 MS. RUSSO: I would second that motion
7 because I do agree it should be a Type I, but Neg Dec.

8 THE CHAIRMAN: Calling the motion. All in
9 favor? (Show of hands) Anyone opposed? Abstentions?
10 Hereby declare this to be a Type I action with Negative
11 Declaration.

12 MR. SCHNEIDERMAN: Does that mean we haven't
13 filled out the right EAF?

14 MR. BAGG: You will have to fill out a long
15 EAF and attach it when it gets sent to the legislature.

16 MR. MACHTAY: Mr. Chairman, we didn't declare
17 it anything; that was the recommendation for the
18 legislature. They have to declare it; is that right?

19 THE CHAIRMAN: I'm not listening to him.

20 MR. BAGG: What was that?

21 MR. MACHTAY: He said we declare it.

22 THE CHAIRMAN: The vote was taken.

23 MR. MACHTAY: I said that was not a
24 declaration, that it was a recommendation to the

1 legislature.

2 MS. GROWNEY: Yes.

3 THE CHAIRMAN: With the correction given by
4 Mr. Machtay, who is now on a certain list of mine.

5 MR. MACHTAY: Does it begin with S?

6 THE CHAIRMAN: It is a smiting list, not the
7 word you were thinking of. With that particular
8 correction, we shall move on. Mr. Ceglio, are you
9 ready?

10 MR. CEGLIO: Okay, yes. Jim Reiher from
11 Ocean Aviation just arrived. If you need to ask him any
12 questions, he's here.

13 This project is an application to build two
14 buildings that will house basically thirteen storage
15 garages for aircraft on the north side of the airport.
16 He's looking to lease about three acres of property.
17 Because the property is contiguous to the pine barrens
18 core, the recommendation from the Airport Conservation
19 Assessment Panel was that it be a Type I action with a
20 Negative Declaration on environmental impact.

21 Again, the map that I provided shows the
22 location of Ocean Aviation on our proposed land use
23 plan. It's in an area that has been designated for
24 future aviation development, about twenty acres on the

1 north side of the airport. Currently, there are hangars
2 in this area, about twenty-five, I believe, so it's
3 compatible with the surrounding use of the airport
4 development area.

5 Again Jim Reiher from Ocean Aviation is here.
6 I'll point it out for you on the map. If you have any
7 questions, feel free to ask. Airport land use plan,
8 twenty acres shown on the north side of the airport is
9 the proposed aviation development. Ocean Aviation is
10 looking to build two buildings for thirteen hangars or
11 storage garages for small aircraft. They will be
12 located on the easternmost part of this area.

13 The yellow areas shown here are current
14 existing airport housing aircraft, including the Suffolk
15 County Air Force Medivac.

16 THE CHAIRMAN: How close is this to the pine
17 barrens itself? From the map it looks that it's in the
18 pine barrens area.

19 MR. CEGLIO: This yellow line is the border
20 between the pine barrens core. Everything to the north
21 of this is core, everything to the south is compatible
22 growth area. The location of the hangars is probably a
23 hundred to two hundred feet from the core property, but
24 it is in compatible growth.

1 THE CHAIRMAN: When we looked at previous
2 airport uses, we made a distinction, if you will, on how
3 to define contiguous. If it is very close to the pine
4 barrens areas, we always thought that it was a Type I,
5 but if it was far enough away, a thousand, two thousand
6 feet, we generally listed it as an unlisted action,
7 even though the SEQRA rules say if the property is
8 contiguous to parklands it's Type I.

9 We have had some issues with that as to what
10 "contiguous" means. In my opinion, if it's a couple
11 thousand feet away, even if the landowner is the same,
12 it's not necessarily contiguous. That is a battle
13 between ACAP and CEQ, it has no effect on the projects
14 itself; it's just how we type it.

15 MR. SCHNEIDERMAN: A comment from the ACAP
16 perspective, because we had a pretty lengthy discussion.
17 When we talk about property contiguous to parklands,
18 they're looking at the airport as the property. If you
19 cut up leases within the property, I think in their
20 mind, the property is still the airport. I think
21 through their filter, everything that happens to the
22 airport is going to be Type I because it's contiguous to
23 the pine barrens core.

24 If you looked up ACAP in the Suffolk County

1 Charter to see what their authority is, you will not
2 find them because they were not created by us; this
3 group was by the legislature. They were created to
4 advise CEQ and the legislature. To what degree, I think
5 it's up to this group how it weighs those
6 recommendations. The committee did feel fairly strongly
7 that it should be Type I.

8 THE CHAIRMAN: I agree with that. The
9 language in SEQRA is adjacent or substantially
10 contiguous. That is where we had a bit of battle. I
11 discussed it with Bob DeLuca extensively. It's a
12 tempest in a tea cup. It's a Type I action, it's just
13 how we classify.

14 MR. BAGG: The actual parcel that runs up
15 against the airport circumference road and right across
16 the street is actually the pine barrens parklands.

17 MR. CEGLIO: This proposed lease property
18 runs up to the airport road.

19 MR. BAGG: In essence, it's just the width of
20 the road until you hit the pine barrens, so it's very
21 close. There is no separation of any other types of
22 development between the parkland and this development
23 and whatnot.

24 THE CHAIRMAN: Does anyone have any

1 questions? Mr. Machtay?

2 MR. MACHTAY: Thirteen more hangars, does
3 that mean more air traffic at the airport or are these
4 planes that are already there?

5 MR. CEGLIO: It's possible that the planes
6 are already there. The way the Master Plan is being
7 updated indicates that the airport will offer private
8 developers at the airport, will build about eighty of
9 these type of garages, if you want to call it that, or
10 hangars.

11 MR. MACHTAY: It is addressed in the Master
12 Plan?

13 MR. CEGLIO: Yes.

14 MR. MACHTAY: The SEQRA was done on the
15 Master Plan?

16 MR. CEGLIO: SEQRA was done on the current
17 Master Plan that was updated in the 1990's. The latest
18 update is still ongoing. What I'm referring to is the
19 current update that is still in progress.

20 MR. MACHTAY: SEQRA wasn't done on that yet.

21 MR. CEGLIO: Yes.

22 MR. MACHTAY: We're sort of jumping in ahead
23 of it.

24 MR. CEGLIO: Yes, we are. The SEQRA that was

1 done on the 1990's Master Plan, it was done for a number
2 of hangars that would accommodate for, I believe two
3 hundred fifty operations.

4 THE CHAIRMAN: On the 1990 plan there are no
5 restrictions placed on future growth, aside from the
6 size of the airport. In the Master Plan now, there are
7 some limits, if you will, being contemplated, as I
8 understand it.

9 MR. CEGLIO: That is correct. The limits
10 that we're talking about are based on the land use plan
11 that you see to the left of me showing that we will
12 address land aviation use.

13 MR. MACHTAY: How does your committee, ACAP,
14 feel about more traffic at the airport, noise and that
15 sort of thing.

16 Second, this proposed airport land use plan,
17 the limited amount of growth is compatible with the
18 surrounding community noise and air traffic and it will
19 limit it to a point where they're comfortable with it?

20 MR. BAGG: Tony, could you please review --
21 the only Master Plan in force now is the 1990 Airport
22 Master Plan. This project is consistent with that.
23 That Master Plan reviewed the airport when it was
24 actually more active then it is today, and a Neg Dec was

1 issued relative to that Master Plan and based on the
2 flights that were proposed for generation. You might go
3 into that a little bit more.

4 CEQ did recommend that it was a Type I action
5 with a Negative Declaration. Every other Master Plan
6 that has been passed, the pine barrens plan, SGBA said
7 this airport, we should be channeling development into
8 this disturbed area and preserving the outlying space as
9 open area.

10 MR. MACHTAY: I just needed to know that was
11 in conformance with plans adopted pursuant to SEQRA and
12 it was consistent with whatever those plans proposed.
13 That is all.

14 MR. SCHNEIDERMAN: Your one assumption was
15 that the Master Plan was done pursuant to SEQRA. I
16 don't believe there was ever an EIS on the original
17 Master Plan where there should have been, looking at the
18 cumulative development. I believe, under the new Master
19 Plan, there will be some kind of environmental impact
20 statement on it; at least that is what I have been told.

21 I don't know what the status of the Master
22 Plan is. I don't want to be presumptive and say because
23 it was part of the prior Master Plan that there has been
24 proper environmental review done because I don't believe

1 it has.

2 MR. CEGLIO: Just a quick comment on the
3 previous Master Plan done for the FAA and 1990 plan, the
4 FAA does not require an EIS on Master Plans. County
5 Executive Levy has indicated that we will, on this
6 Master Plan update, do an EIS once it's complete. We're
7 expecting it completed early next year. We vetted
8 through our Community Advisory Board. This ACAP panel,
9 a lot of them are members of the Community Advisory
10 Board and have seen it and made comments on it. We
11 don't think it will be much of a problem.

12 Based on the map to the left, we're reducing
13 potential development from a hundred seventy-five acres
14 down to forty-seven acres, so it's significantly
15 reduced, again, with community input, with input from
16 the Planning Department, and the airport.

17 THE CHAIRMAN: Any other questions from
18 members?

19 MR. MACHTAY: The FAA approved the Master
20 Plan?

21 MR. CEGLIO: The current approved FAA Master
22 Plan is the 1980 Master Plan with the update the county
23 did in 1990. They have reviewed the current update,
24 including the map you see to your left, and have

1 approved it.

2 MS. RUSSO: I make a motion.

3 MR. SCHNEIDERMAN: I'll make a motion for it
4 to be a Type I action with Negative Declaration.

5 MS. RUSSO: I will second it.

6 THE CHAIRMAN: Second by Ms. Russo. Polling
7 the question, all in favor? (Show of hands) Opposed?
8 Abstentions? Motion carries.

9 We will move onto historic services now and
10 Historic Trust docket.

11 MR. MARTIN: Good morning. Just to give you
12 an update on the housing, at this point we have eight
13 vacancies within the Suffolk County Parks Housing
14 Program that we're still looking to fill. We have
15 rented two houses in the past two months; Robert Cushman
16 Murphy County Park and another one at the West
17 Sayville -- the gatehouse on Montauk Highway have
18 recently been rented. We still have the word out in the
19 county that the homes are available, but we are also
20 working to have them reappraised to possibly bring the
21 rents down, especially for the houses that have the
22 higher rents. That is still in the process.

23 The Isaac Mills House, we just completed the
24 installation of a new heating system there. We're

1 hoping to get the appraisal for that house done shortly
2 and have it rented early in the year. The Housing
3 Advisory Board meeting, which is newly established to
4 review this program now as part of the resolution that
5 is going forward to revise the rentals, we're having a
6 meeting December 1st, one o'clock at West Sayville.
7 I'll be sitting on that committee and I think Mary Ann
8 has also been contacted to represent the CAC as Chairman
9 of the Historic Trust Committee, to be sitting on the
10 committee.

11 We will be reviewing all aspects of the rental
12 program, especially if we have a problem renting one.
13 We can go to the legislature as a hardship case to see
14 if we can reduce the rent and occupy the building.

15 THE CHAIRMAN: Appraisals that might be done
16 in the future, I know right now the appraisal industry
17 is up in the air, how to value properties, and even
18 methodology. Is that going to impact?

19 MR. MARTIN: We're working with the Suffolk
20 County Division of Real Estate to do the appraisals.
21 That is part of the committee's role, is that question
22 of procedure and how it's going forward, and I'm sure we
23 will be discussing it at the next meeting. They are
24 taking a common sense approach now compared to the

1 original market rate that the original appraisal was
2 done at. They are taking a broader view of each
3 location and the situation of the building.

4 THE CHAIRMAN: Any questions from members?

5 MR. MACHTAY: These residences are still only
6 for county employees?

7 MR. MARTIN: Right now the existing
8 resolution, it's only county employees. The new
9 resolution going to the legislature shortly will include
10 Suffolk County residents, which we had in our prior
11 program we were able to do that. We will open that up
12 again. If we can't find someone employed by the county
13 we can open it up.

14 MR. MACHTAY: No incentive for someone
15 looking for affordable housing?

16 MR. MARTIN: Concept came up in the community
17 and I think it's part of the conversation, but I think
18 we're looking to give the commissioner as much of a role
19 in this as possible, to see what person or persons will
20 best benefit in the role in the building. We're really
21 looking more for a caretaker person to be in a historic
22 site.

23 MR. MACHTAY: Because someone is low income
24 doesn't mean they can't be a caretaker.

1 MR. MARTIN: The one that we're looking at
2 now is not rents that will make it affordable housing
3 but reasonable rents for the area. The goal of the
4 program is not affordable housing.

5 THE CHAIRMAN: The angle of the program over
6 the years has been basically to preserve the
7 properties. We always found that having people on site
8 in these properties is a critical element for their well
9 being, and frankly for their survival. The county has
10 set up a hierarchy of people, starting with police
11 officers, parks employees, who would be more than
12 dedicated to trying to keep these properties viable and
13 alive.

14 The object is not to just set up a rental
15 program, per se, if you will, with the discount because
16 of the fact that it's a license, et cetera, there is an
17 objective out there.

18 MR. MACHTAY: There are other objectives,
19 also. That is affordable housing that we need.

20 THE CHAIRMAN: Right now the legislative
21 decision has been made at this point in time.

22 MR. MACHTAY: I understand that. They make
23 decisions and make other decisions all the time.

24 THE CHAIRMAN: It may end that way; I don't

1 know. People who are in need of housing at a lower
2 rental than otherwise might be asked for by the county
3 are not automatically foreclosed from that program.
4 It's simply that the county has set up a hierarchy,
5 that's all. Any other questions?

6 MR. MARTIN: Just to continue on the
7 contracts with our historical societies, Babylon Town
8 Historical, the site has be sent out for signature and
9 waiting for its return, and the Farmingdale Historical
10 Society, we're waiting for that to be signed and
11 returned to the County Parks Department.

12 Also some updates on current events. We have
13 our Big Duck lighting December 3rd at seven o'clock.
14 It's become very popular. I'm expecting it to grow at
15 its new location in the Town of Southampton Big Duck
16 Park, which was just listed on the list of historical
17 places, which will be good for the town to receive
18 grants for the location, which includes a barn, gift
19 shop that exists there.

20 I'm on the committee for the park which we're
21 meeting now once a month to go over the planning for
22 that. That is the original Martin Moore duck farm. The
23 town has an extensive program that extends out to the
24 Peconic Bay.

1 THE CHAIRMAN: To our members, I have been to
2 the Big Duck lighting a couple times and it actually is
3 a lot of fun.

4 MR. MARTIN: Hopefully it wouldn't be too
5 cold. We will have hot chocolate.

6 THE CHAIRMAN: Mary Ann?

7 MS. SPENCER: Rich, I would like to respond,
8 going back a minute to the housing program. The Housing
9 Advisory Board is looking at all the plots that are
10 owned by the county. Richard and I are on that board
11 because of the historic properties. Now, every CEQ
12 meeting he updates the CEQ on vacancies. These are
13 vacancies on historic properties.

14 The reason that we bring it to the CEQ's
15 attention is that there has been significant vandalism
16 in historic properties. When the rents were
17 established, they did not take into account the
18 custodial needs in some of these obscure sites and some
19 of the sites, because they're historic, their utilities
20 are through the roof. That wasn't taken into account.

21 One of the things that the board is taking a
22 look at are the variables that go into setting a rent
23 for the property. Our particular concern are the
24 vacancies in the historic properties. That doesn't mean

1 that the housing board can't look at all county owned
2 properties and see if some of those might not be
3 suitable for affordable housing.

4 I, off the top of my head, I'm not convinced
5 that any of the historic properties would be suitable,
6 simply because they're so expensive. Even if we reduced
7 the rents from fair market, the utilities and so forth
8 are almost prohibitive on some of these properties, and
9 that is why some of them remain vacant.

10 MR. MACHTAY: It rings true, but I think
11 there ought to be some way to factor in affordability
12 for people. If you're wondering why I'm so concerned
13 about this, I have two sons that are thinking of moving
14 off Long Island. One is a professor with a Ph.D. at
15 Stony Brook and the other is an engineer. They're both
16 engineers, as a matter of fact. Both make fairly good
17 salaries for a kid twenty-five and twenty-eight years
18 old. They're telling me, Dad, we got friends in
19 Virginia and North Carolina that have their own homes
20 and they're not renting. You can't do that here.

21 So, if an opportunity is out there for my kids
22 to be able to stay hear where I can be close to them, I
23 look for it. I think it's important.

24 THE CHAIRMAN: That is one of the objectives

1 is to try and lower the rents because as a fair market
2 rental right now, they are a problem.

3 MR. MACHTAY: I understand. I'm just making
4 my point. It's a personal thing with me.

5 MR. SCHNEIDERMAN: We keep talking about
6 caretaker functions. These people are living in the
7 parks and are required to keep an eye on things. I
8 think that would be a significant reduction in rent. I
9 think in the past, we used to provide our park
10 superintendent and managers, I think, with free housing
11 years ago. Then we started charging. There ought to be
12 some happy medium here. It has to be recognized if
13 somebody has to live with in the park and has
14 responsibilities, either they get paid for those
15 responsibilities or they get paid in reduction of rent.

16 I guess my question is if either of you, in
17 these appraised values, which people don't want to pay
18 those rents, are we considering those be that factor?

19 MS. SPENCER: It was not considered in the
20 past. That is one of the issues that the housing board
21 is addressing. There is a caretaker function, there is
22 also tremendous loss of privacy if you're living in some
23 of these parks where people come up and knock on the
24 door and want to use the bathroom. That wasn't taken

1 into account either. These are the issues that we're
2 trying to look at, instead of drive-by fair market
3 rent.

4 MR. SCHNEIDERMAN: The inconvenience, you're
5 not living in a neighborhood, you're living in a
6 commercial facility. You can't really compare it to a
7 nice cul-de-sac.

8 MS. SPENCER: That has been our argument.

9 MR. BAGG: You have to point out that the
10 legislature did pass a bill that required fair market
11 rents for every county building. When that went into
12 effect, when they started to have their rents
13 reappraised and moving up, people vacated those
14 properties. We are now trying to revise the policy to
15 make a recommendation to the legislature about how it
16 may be accommodated.

17 MR. SCHNEIDERMAN: I'm part of the
18 legislature that created the problem. We did it to try
19 to eliminate the appearance of any impropriety. It gets
20 back to what is fair market value. If you consider the
21 factors, you arrive at a much lower number. I would
22 say, going to the other extreme, that we're establishing
23 numbers that are not fair market. They're fair market
24 for a house in the neighborhood, but not for a house in

1 the park with particular responsibilities.

2 THE CHAIRMAN: I agree with you a hundred
3 percent. One of the things Mary Ann's committee has
4 been talking were prompted from some letters from CEQ,
5 which Larry started up, to the parks commissioner and to
6 the legislature to look at these exact issues.
7 Specifically what is a fair market rental, specifically
8 what is the fair market rental situation doing to
9 occupancy inside these historic buildings because we
10 were, frankly, having problems filling these structures.

11 The specific direction that was adopted and is
12 being developed right now by the committee that Rich and
13 Mary Ann are on is looking at these exact factors; for
14 example, it starts off with a difference between a lease
15 and license cancellable upon thirty days notice. That
16 in itself in an appraisal sense has an impact. It
17 starts off with the fact that we have to have a body on
18 the premises, custodial factor. It's not a full
19 custodian such as a parks supervisor, but it's someone
20 over there who can reach a telephone and call.

21 The committee is looking into a number of the
22 factors and literally how the appraisals are
23 determined. We are moving in the direction that you're
24 talking about. Hopefully there will be some stuff

1 coming up to the legislature soon.

2 MR. SCHNEIDERMAN: Just want to say the most
3 accurate measure of what something is worth is not the
4 appraisal of what people are willing to pay for that.
5 That is the true value. If you're saying through an
6 appraisal process, and this is what it's worth, and no
7 one is willing to pay it, then it's not fair market
8 value.

9 THE CHAIRMAN: That is one of the factors
10 that we're talking about.

11 MR. SCHNEIDERMAN: Appraising has never been
12 an exact science. It's an opinion with various
13 assumptions made concerning value.

14 MS. GROWNEY: I think one of the other
15 factors in my mind you touched upon is there is more
16 than a drive-by. These things are so complicated. I
17 think carbon footprint is another factor. These units
18 are expensive to operate. Paying for the utilities in
19 my own, if we could bring the cost of utilities down,
20 you get monies to pay for the unit that is servicable to
21 the park itself.

22 I think there is some assessment that should
23 be done how in a modest sense there might be some
24 alteration done to the buildings to reduce the carbon

1 footprint when they're in operation so the money goes
2 back to the county rather than out the window,
3 literally.

4 THE CHAIRMAN: It's a good idea.

5 MS. GROWNEY: And very possible.

6 THE CHAIRMAN: This is something that CEQ has
7 looked at in the past. Stimpson House in West Hills,
8 which is basically a very thin wall. It really can't be
9 insulated without destroying the historic integrity.
10 That is something that Richard and his group have to
11 balance. It's not always easy to fix structural
12 problems to reduce the carbon footprint.

13 MR. MARTIN: Putting insulation in the
14 attics, installing storm doors, installing a more
15 efficient heating system. We are aware of that. It's a
16 matter of time with our crew, that we can accomplish all
17 this, and the funding that is available.

18 MS. GROWNEY: I will be happy to give some
19 recommendations or look at some buildings, if you want
20 me to do that.

21 MR. MARTIN: I appreciate that.

22 THE CHAIRMAN: Any other concerns? If not,
23 we will move on. We will now do some DPW projects.
24 Proposed CR 50, stormwater remediation, Champlin Creek.

1 State your name for the record.

2 MR. ^{Bergey} ~~BERKEY~~: Good morning, ^{Erik Bergey} ~~Erik Berkey~~, civil
3 engineer with the Department of Environmental and
4 Energy, Division of Water Improvement. I would like to
5 thank the council. I apologize for the timing.
6 Typically, we try to bring our projects before the
7 council in the beginning planning stages. In this case,
8 it happened to slide until towards the end.

9 We're actually at the hundred percent design
10 stage. At this time we have final plans, we have DEC
11 permits. We are ready to put the project out to bid.

12 Quickly, I'll describe the project. I
13 distributed plans, along with the EAF that you should
14 all have in front of you. If not, I have extra copies.

15 THE CHAIRMAN: For the record, I never got
16 any plans. I have an idea what is going on.

17 MR. ^{Bergey} ~~BERKEY~~: I will pass those along now.

18 THE CHAIRMAN: Just to let you know, as two
19 of the members here, including myself, we don't know
20 what the drainage calculations are. They were not given
21 to us. We don't know what the design of the vault is,
22 we don't know where it's going. We can make
23 estimations, but we don't have that estimation at this
24 point in time. This is a high table water area. The

1 road runoff is obviously flowing into the creek. You're
2 going to try and stop it wherever you can.

3 It's not hard to figure out, but we're
4 supposed know what we're looking at.

5 ^{Bergey:}
MR. BERKEY: The plans should clarify that
6 it's essentially a small area of disturbance, existing
7 thirty inch reinforced concrete pipe discharging runoff
8 from approximately a two hundred foot stretch of County
9 Road 50 into Knapps Lake, which is in the Champlin Creek
10 corridor just south of Union Boulevard.

11 The watershed area is four point nine acres.
12 I'm not sure if I have my full calculations in front of
13 me. I can't tell you precisely what type of flow.
14 Actually, I do have it in front of me. The water
15 quality storm is expected to produce a flow of
16 approximately four point seven four CFS. That is using
17 the DEC recommended the hydrologic model, and that led
18 us to the design that you see in front of you, which is
19 for the sentry units going into it. That is designed
20 and produced by Contech Stormwater Solutions. That is a
21 DEC approved stormwater stream system for redevelopment
22 projects.

23 THE CHAIRMAN: Mr. Machtay?

24 MR. MACTAY: A question. I spoke to Dan on

1 this earlier. It seems a permit was issued by the state
2 DEC, a wet water --

3 MR. BAGG: (Interposing) That's correct.

4 MR. MACHTAY: Did they do SEQRA?

5 MR. BAGG: I did call the regional permit
6 office at DEC and they got back to me and said it was a
7 Type II action under SEQRA before they issue the
8 permit.

9 MR. MACHTAY: Did they do a coordinated or
10 uncoordinated review?

11 MR. BAGG: They issue the permit and did it
12 as an uncoordinated review, pursuant to SEQRA. If it's
13 a Type II action on the list, SEQRA is complete. It
14 doesn't require coordination or anything else.

15 MR. MACHTAY: In your opinion, is it on the
16 list?

17 MR. BAGG: In my opinion, it is on the list.
18 It's taking an existing drainage system and putting this
19 system at the end of it, in order to eliminate sediment
20 and floatable loads into the creek. That was a county
21 and council policy, a longstanding council policy to
22 eliminate direct discharge.

23 MR. MACHTAY: Then we can cut this
24 conversation short by saying I'll make a motion that

1 it's a Type II action.

2 MR. BAGG: I could recommend that.

3 MR. MACHTAY: I know Michael doesn't like
4 short conversations.

5 THE CHAIRMAN: You are on my second list now,
6 Mr. Machtay.

7 MS. SPENCER: I'll second that motion.

8 THE CHAIRMAN: Is there going to be
9 discussion? Again, I would like to dot all the I's and
10 cross the T's. You're going to be sticking this how
11 close to the water body and how long after that does the
12 water go into the water body?

13 MR. BAGG: The distance between the last
14 catch basin and water body itself is approximately
15 twenty-five feet and unit itself has an eight foot
16 outside diameter. If you do the math on that, we're
17 taking out that twenty-five foot pipe and putting in an
18 eight foot unit, so we are only replacing and actually
19 redoing a portion of the existing pipe too.

20 THE CHAIRMAN: Let me cut you short on this
21 for Mr. Machtay's benefit. Is this going to be within
22 sixteen, seventeen feet of the water body? Will the
23 positive drainage in the area come down a piping system
24 into a vortex system, which will be about seventeen or

1 eighteen feet away, whatever the map is, and that is
2 where the vortex will be. Is it twenty feet?

3 ^{Bergey:}
MR. ~~WARREN~~: Yes. There is the curb for the
4 road. Then beyond that curb, directly south you go
5 about twenty feet, you hit the water and the unit is
6 fully going to be placed in that area. There will be,
7 most likely there will be water involved due to the
8 high water. The contractor will be made aware of that.
9 The contractor is required to get a permit from DEC at
10 the time of construction, which we will make sure they
11 do.

12 THE CHAIRMAN: With apologies to Mr. Machtay,
13 it is always useful to find out where these things are
14 going. I have a map here, and until a second ago I had
15 no idea where the project was going to go.

16 MR. PICHNEY: Is there a maintenance schedule
17 for the unit, and historically other units throughout
18 the county, are the schedules adhered to pretty well?

19 ^{Bergey:}
MR. ~~WARREN~~: I can't speak to the history
20 going back too far. I've only been with the county a
21 few years. We only installed our first unit. Jeff
22 Dawson was involved in that installation. I would say
23 that was going on four years now.

24 MR. DAWSON: Seven years.

1 Phase 1 is going to incorporate improvements between Old
2 Bridge Road and Townline Road. Phase 2 is going to be
3 Larkfield to Old Bridge Road; that is the western
4 portion of the project. Phase 3 will be Townline Road
5 to New York State Route 25A. That is the eastern
6 portion of the project.

7 Phase 1 is scheduled to begin construction
8 sometime in the summer of 2010. The other two phases
9 have yet to be determined on their construction
10 schedule. The Phase 1 is fifty percent complete and
11 whereas the other two phases are still in preliminary
12 design, I would like to introduce Rich Geiger, who is
13 the consultant manager from Sidney Bowman & Son.

14 MR. GEIGER: The project as being done is
15 three point seven miles extending from Larkfield Road in
16 East Northport within the Town of Huntington, proceeds
17 down to 25A in Kings Park within the Town of Smithtown.
18 Three point seven miles; it's predominantly a two lane
19 highway, two lane collector. It has many entrances from
20 subdivisions on both the north and south sides. As
21 such, one of the main problems that the county trying to
22 alleviate is vehicular and pedestrian safety.

23 Many times with the two lane road, when
24 vehicles want to make a left turn, they actually stop in

1 the travel lane. What this results in either cars have
2 to go around them, which is a danger.

3 MS. RUSSO: Given the fact there are no
4 sidewalks in most of the areas and you do have
5 pedestrians, at times school children walking along the
6 edge of pavement. It poses a dangerous condition that
7 the county is trying to resolve. Sidewalks are
8 intermittent throughout the project, on both the north
9 and south sides. That is something we want to improve
10 also.

11 The county's project is to convert a two lane
12 road into a three lane highway. It will provide one
13 lane in each direction and a common left-hand shared
14 lane. Where there is no left turn, they will stripe it
15 for no passing as it is now. When we drop the project
16 from a two to three lane road, the county will provide
17 curbing and sidewalk on both sides. Now that we put in
18 curbs, we collect water and we have to store the water
19 in some existing recharge basin. We have spoken with
20 the Town of Huntington, Bill Naughton about utilizing
21 some of the existing basins, and they're on board with
22 that.

23 We have talked. The county has a twenty-five
24 area in front of the recharge basin, so that basin could

1 be widened and provide extra storage volume. That, in
2 itself, will not provide for the discharge that the Town
3 of Huntington requires. They require discharge for a
4 six inch rainfall plus a hundred fifty percent. If
5 there is no positive outflow, which there is not, the
6 recharge basins are the final stopping point for all
7 runoff within this project area. We met with them.
8 They provided us with the opportunity to utilize two or
9 three existing recharge basins on the south side of
10 Pulaski Road that was built for residential subdivisions
11 in that area. We have the means to store the required
12 runoff that will be generated by increasing the pavement
13 width from thirty-two to thirty-five feet and collecting
14 more runoff, whereas right now, a lot of the runoff goes
15 to the side of the road and is not collected anywhere.

16 Basically in the notes, we also met with the
17 Town of Smithtown. I spoke with Ted Sanford and was
18 provided with the drainage maps and existing recharge
19 basins in the Town of Smithtown. We have the ability to
20 utilize some of their facilities now. We're not
21 contributing more area, but increasing the coefficient
22 of runoff by curbing the roads and collecting more
23 runoff than is there now.

24 As far as realignment, the widening is minor.

1 We're looking for thirty-five foot minimum. In some
2 areas where there is more than that right now, the lane
3 widths are about thirty-eight feet now, we will leave it
4 like it is.

5 The one major realignment is Phase 1, which is
6 down by Deposit Road down by the bridge over the LIRR.
7 The county wants to alleviate a dangerous situation.
8 Deposit Road approaches CR 11 by a hundred thirty-five
9 degrees. You have the town animal shelter at the bottom
10 of Deposit Road. I have seen the eighteen wheelers
11 coming up Deposit Road and basically making that turn to
12 the right. The cab actually traverses across the road
13 and makes a jackknife turn, which is a dangerous
14 situation, exacerbated by the fact that the sight
15 distance approaching the bridge from east to west is
16 limited.

17 The county is going to change the intersection
18 from a hundred thirty-five degrees and make the approach
19 at a ninety degree turn. We ran the computerized models
20 in the area. The turning radius that we provided is
21 sufficient for an eighteen wheeler. That increases the
22 safety very much. We also have to try to decrease the
23 grade as it approaches CR 11. We will hold Deposit at
24 McFadden and hold it at a hundred five percent. It kind

1 of levels off the approach for vehicles stopped at the
2 light there to prevent anything from rolling back.

3 Those are the major concepts and changes that
4 we're providing. As far as the drainage, there is no
5 real effect to freshwater wetlands. The closest was
6 seven thousand feet to the north. There is no discharge
7 to surface waters.

8 THE CHAIRMAN: Any questions?

9 MR. MACHTAY: East of Larkfield Road, before
10 you come to Old Bridge, there are medians on either side
11 of the road and there are marginal roads. How would all
12 that be affected?

13 MR. GEIGER: If we curb both roads, the grass
14 medians will be cut back to some degree. It looks like
15 a two or three foot widening on both sides. The county
16 will put in sidewalks on both sides. In some areas it
17 will be on the grass medians.

18 MR. MACHTAY: Marginal roads will still be
19 intact?

20 MR. GEIGER: We would put a radius in and
21 meet the number on the north side of the marginal roads.

22 MR. MACHTAY: In the area between Deposit
23 and Townline, it's a fairly rural valley in there. Sort
24 of undisturbed except for LIPA. When they put their gas

1 pipe in, what is going to happen in there, is it going
2 to be widened.

3 MR. GEIGER: We're looking for thirty-five
4 foot minimum. I think right now you probably have
5 thirty to thirty-two.

6 MR. MACHTAY: It will be a couple of feet on
7 either side.

8 MR. GEIGER: In that area we would like to
9 keep it on the north side.

10 MR. MACHTAY: Would sidewalks be put in that
11 area?

12 THE CHAIRMAN: I've never seen anyone walking
13 over there.

14 MR. GEIGER: In many areas, there is no place
15 to walk to or from, I think, east of the bridge,
16 especially since the slopes come up quite quickly now.
17 To widen the road would necessitate cutting into the
18 slopes. I think on one side a sidewalk would be more
19 than sufficient inasmuch as there is never anyone
20 walking there.

21 MR. MACHTAY: When you leave the Town of
22 Huntington and go from Townline to 25A, that becomes
23 mostly commercial-industrial. That will get the same
24 treatment. I'm going to ask a question. What

1 accommodations are you making for bicycles?

2 MR. GEIGER: None. Basically in Huntington,
3 the right of way is predominantly fifty feet. If we are
4 talking about forty-nine and a half feet there, with the
5 widening of the road and sidewalk, there is no
6 accommodations there for bicycles.

7 MR. MACHTAY: What about the Smithtown
8 portion?

9 MR. GEIGER: That is Phase 3. We haven't
10 gotten into design yet. If we put in bicycle lanes that
11 length is rather small where would they bicycle to and
12 from in that area.

13 MR. MACHTAY: It would be someone bicycling
14 from their home to a commercial area on Larkfield Road
15 or from their home to a job.

16 MR. GEIGER: We're concerned with vehicular
17 and pedestrian safety first, the reason that we put in
18 sidewalks on both sides. To increase that to a five
19 foot bicycle lane on each side would require
20 acquisitions. That is something at this time that the
21 county is not considering for this project.

22 THE CHAIRMAN: A question regarding bicycles.
23 Are there any plans in the Town of Huntington or
24 Smithtown regarding establishment of bicycle access

1 corridors or bicycle access in any general way in these
2 areas?

3 MR. GEIGER: I don't know that answer right
4 now.

5 MR. MACHTAY: There are in Huntington, not
6 this particular corridor, but there are other
7 corridors.

8 THE CHAIRMAN: This is not identified as one
9 of those corridors?

10 MR. MACHTAY: Mostly not for recreation but
11 for access to commercial areas, jobs.

12 THE CHAIRMAN: Is the Town of Smithtown or
13 the Town of Huntington right now adding bicycle lanes
14 for bicycle access to any of the roads that they're
15 constructing or reconstructing?

16 MR. GEIGER: On a townwide basis, I don't
17 know.

18 THE CHAIRMAN: Rich, do you know?

19 MR. MACHTAY: I don't know. I think they may
20 be considering it in Melville in the rehabilitation, if
21 you will, on Old Walt Whitman Road.

22 MR. GEIGER: I can tell you Sidney Bowman is
23 working on a section of Woodbury Road. On that stretch,
24 which is two point two miles, there is no provision for

1 bicycles. They're looking to improve the road and
2 create sidewalks.

3 THE CHAIRMAN: The Town of Huntington has not
4 approached you on that job either.

5 MS. SPENCER: I have a question. You're
6 putting sidewalks on both sides. How many feet do you
7 need?

8 MR. GEIGER: Sidewalk requirement is five
9 feet and the strip between the curb and sidewalk is
10 usually two feet between telephone poles and lighting.

11 MS. SPENCER: In theory, if you were to forgo
12 a sidewalk on one side you could provide a bicycle lane.

13 THE CHAIRMAN: Or the bicyclists ride on the
14 sidewalk.

15 MS. GROWNEY: It's only one lane, Mary Ann.

16 MS. SPENCER: I understand.

17 MR. GEIGER: Which side do you put it. Since
18 bicycles are supposed to travel with traffic, what
19 happens to the people going the other way? I think the
20 answer is you need bicycles on both sides or no sides.

21 MS. GROWNEY: There are the normal curb cuts.

22 MR. GEIGER: For any access. For any houses
23 that front on CR 11, there would be curb cuts.

24 MS. GROWNEY: For sidewalks.

1 MR. GEIGER: For handicapped ramps, yes.
2 They are all ADA approved.

3 THE CHAIRMAN: Is this going to be continuous
4 or discontinuous?

5 MR. GEIGER: In an area where there is no
6 turn, they would put a stripe for no lane either
7 direction.

8 THE CHAIRMAN: That stripe would be for
9 traffic separation. I was going to say from an
10 aesthetic standpoint, parts of Pulaski are quite
11 pleasing. I travel there many times. I don't see a
12 need many times for a third lane.

13 MR. GEIGER: That is where you put the
14 striping; there wouldn't be a third lane there.

15 MR. PICHNEY: What is with this letter from
16 the DEC about this rare form of crabgrass?

17 MR. GEIGER: Part of our requirement, we sent
18 that in. I got a kick out of that too. I think the
19 last time they inspected was sometime before 1979. When
20 you look at the actual definition of crabgrass, I think
21 it has a date of 1926. They sent me the information on
22 file. Obviously, they haven't been out there lately.

23 To widen the road three or four feet we will
24 be clearing grass beyond the edge of basement that has

1 been worn down. There really is no tree removal of any
2 significance, with the exception of Deposit Road. There
3 is a little triangle piece that obviously will be
4 cleared away. After we put the road in, we would
5 recommend putting some low plantings in.

6 THE CHAIRMAN: Maybe you should put in that
7 crabgrass. Don, do you have any opinions on planting
8 crabgrass?

9 MR. PICHNEY: No, I don't. Now you're on my
10 list.

11 THE CHAIRMAN: Any other questions? Okay.
12 Calling a motion then. Anyone want to make a motion?

13 MS. RUSSO: I'll make the motion, Unlisted
14 Action, Negative Declaration.

15 MR. PICHNEY: Second.

16 THE CHAIRMAN: Taking the vote. All in
17 favor? (Show of hands) Abstentions? No votes? Motion
18 carries.

19 That ends the stuff that is listed on the
20 agenda. I did want to, before we adjourn, I want to
21 bring up one interesting piece of information. ~~OEC~~^{CEQ} has
22 been so centrally involved with the vector control
23 program. A decision was just rendered by Federal
24 District Court Judge Spatt, who is an excellent judge,

1 regarding several challenges to the vector control
2 program regarding how pesticides are applied, et cetera.

3 The county's position was found to be proper,
4 and conducted in accordance with all permits. And the
5 Peconic Bay Keepers case was dismissed in its entirety.
6 Not a single claim was found to be valid. Wetland
7 ditching that the county undertakes in its techniques
8 were found to be legal. The pesticide applications were
9 found to be legal and not polluting. The point source
10 issues with ditching that were challenged were found to
11 be legal and the central point was that the Clear Water
12 Act was found to be -- not to be applicable to vector
13 control activities.

14 The county was sustained on all charges and
15 all of the charges that were brought were dismissed. I
16 think that is very, very interesting, if nothing else,
17 after several years of work -- we were progenitors back
18 in 2002. A Positive Dec in asking the county to
19 undertake an EIS and review vector control activities in
20 the county, and it is a culmination or validation in
21 many ways of what the county has undertaken.

22 I'm sure there will be an appeal. There
23 always is. I've seen the decision. We will let the
24 appellate court deal with those aspects. It's

1 gratifying to see that what the ~~CEC~~^{CEQ} developed was found
2 to be legal in accordance with all standards of the
3 federal and state government.

4 Any CAC concerns? Our CAC member took off, so
5 I don't think he's concerned, in which case I'll
6 entertain a motion to adjourn.

7 MR. SCHNEIDERMAN: Motion.

8 MS. GROWNEY: Second.

9 THE CHAIRMAN: The meeting is adjourned.

10 (Time noted: 11:15 a.m.)

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CERTIFICATION

STATE OF NEW YORK)
)
COUNTY OF SUFFOLK)

SS:

I, JUDI GALLOP, a Stenotype Reporter and Notary Public for the State of New York, do hereby certify:

THAT this is a true and accurate transcription of the Suffolk County Council on Environmental Quality meeting held on November 19, 2008.

I further certify that I am not related, either by blood or marriage, to any of the parties in this action; and

I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of December, 2008.

Judi Gallop

JUDI GALLOP

1	acreage [2] 19:12,22 acres [13] 6:4,4,20,21 8:15 10:13 19:4 21:16,24 22:8 28:13,14 42: 11 across [2] 24:15 50:12 act [1] 58:12 action [14] 4:3 5:12 6:13 20:10 21:19 23:6 24:12 27:4 29:4 43:7, 13 44:1 57:14 60:15 actions [1] 2:24 active [1] 26:24 activities [2] 58:13,19 activity [1] 5:16 actual [2] 24:14 56:20 actually [12] 3:20 16:18 18:14 19: 22 24:16 26:24 34:2 41:9 42:14 44:18 47:24 50:12 ada [1] 56:2 add [2] 5:13 16:10 added [1] 15:11 adding [2] 18:24 54:13 address [3] 13:1,6 26:12 addressed [1] 25:11 addressing [1] 36:21 adhered [1] 45:18 adjacent [1] 24:9 adjourn [2] 57:20 59:6 adjourned [1] 59:9 adopted [2] 27:11 38:11 advise [1] 24:4 advisory [5] 7:2 28:8,9 30:3 34:9 aerial [1] 8:12 aesthetic [1] 56:10 affect [1] 19:5 affected [2] 19:17 51:12 affordability [1] 35:11 affordable [5] 31:15 32:2,4,19 35:3 agenda [4] 2:8 3:14 13:20 57:20 aggregate [1] 8:9 ago [4] 14:12 36:11 45:14 46:6 agree [5] 3:2 17:15 20:7 24:8 38: 2 agreed [1] 3:1 ahead [1] 25:22 air [5] 5:9 22:15 25:3 26:18 30:17 aircraft [3] 21:15 22:11,14 airport [43] 3:15,17,18,20 4:2,10 6:3,5,9,12 7:2,6,9,24 8:4,21 9:8, 17 11:17 13:17 21:15,18 22:1,3, 7,8,14 23:2,18,20,22 24:15,18 25:3,7,8 26:6,14,16,21,23 27:7 28:16 algae [2] 14:8,9 alive [1] 32:13 alleviate [2] 47:22 50:7 allowing [1] 18:24 almost [2] 6:4 35:8 already [3] 3:21 25:4,6 alteration [2] 19:12 39:24 altering [2] 19:13,14 although [1] 14:3	amend [1] 16:2 amended [1] 15:17 amount [4] 10:3,6,21 26:17 analyst [1] 1:21 angle [1] 32:5 animal [1] 50:9 ann [4] 30:7 34:6 38:13 55:15 ann's [1] 38:3 another [3] 3:19 29:16 39:17 answer [4] 11:19 12:12 54:3 55: 20 apologies [1] 45:12 apologize [1] 41:5 apparently [1] 12:22 appeal [1] 58:22 appearance [1] 37:19 appellate [1] 58:24 applicable [2] 10:1 58:12 applicant [1] 9:16 application [4] 3:16 6:3 16:20 21:13 applications [1] 58:8 applied [1] 58:2 apply [3] 15:8 18:22,23 applying [1] 17:22 appraisal [6] 30:1,16 31:1 38:16 39:4,6 appraisals [3] 30:15,20 38:22 appraised [1] 36:17 appraising [1] 39:11 appreciate [2] 16:13 40:21 appreciated [1] 16:23 approach [3] 30:24 50:18 51:1 approached [1] 55:4 approaches [2] 50:8,23 approaching [1] 50:15 approved [5] 28:19,21 29:1 42: 21 56:2 approximately [5] 3:18 42:8,16 44:14 46:24 april [3] 14:14 17:23 19:17 area [43] 3:23 4:11,11,13 6:10,19 7:22,22 8:13,18 10:11,22 18:22 19:7,18,20,24 20:1 21:23 22:2,4, 12,18,22 27:8,9 32:3 41:24 42:6, 11 44:23 45:6 48:24 49:7,11,21 50:20 51:22 52:8,11 53:12,14 56: 5 areas [9] 16:22 22:13 23:4 48:4 50:2 51:16 52:14 54:2,11 argument [1] 37:8 around [3] 3:9 15:23 48:2 arrive [1] 37:21 arrived [2] 2:17 21:11 aside [1] 26:5 aspects [2] 30:11 58:24 asphalt [2] 7:3,23 assessment [4] 6:12 7:7 21:19 39:22 assign [1] 46:2 associates [1] 7:16 assumption [1] 27:14	assumptions [1] 39:13 assure [1] 14:2 attach [1] 20:15 attention [1] 34:15 attics [1] 40:14 attorney [2] 15:14,22 authority [1] 24:1 automatically [1] 33:3 available [2] 29:19 40:17 aviation [10] 4:14 11:17,18 21:11, 22,24 22:5,9,9 26:12 avoiding [1] 2:5 aware [3] 17:10 40:15 45:8 away [5] 14:16 23:5,11 45:1 57:4
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