

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
COUNCIL ON ENVIRONMENTAL QUALITY

R. Lawrence Swanson
CHAIRPERSON

James Bagg
CHIEF ENVIRONMENTAL ANALYST

NOTICE OF PUBLIC MEETING

Notice is hereby given that the Council of Environmental Quality will convene a regular public meeting at 9:30 a.m. on Wednesday, March 18th, 2009 in the Arthur Kunz Library, H. Lee Dennison Building, Fourth Floor, Veterans Memorial Highway, Hauppauge, NY 11788. Pursuant to the Citizens Public Participation Act, all citizens are invited to submit testimony, either orally or in writing at the meeting. Written comments can also be submitted prior to the meeting to the attention of:

**James Bagg, Chief Environmental Analyst
Council on Environmental Quality
Suffolk County Planning Department
P.O. Box 6100
Hauppauge, NY 11788**

**Council of Environmental Quality
R. Lawrence Swanson, Chairperson**

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AGENDA

MEETING NOTIFICATION

Wednesday, March 18th, 2009 9:30 a.m.
Arthur Kunz Library
H. Lee Dennison Bldg. - 4th Floor
Veterans Memorial Highway, Hauppauge

Call to Order:

Minutes - check the web at

<http://www.co.suffolk.ny.us/departments/planning/minutes.aspx#ceq>

February Minutes are available on the website

Correspondence:

Public Portion:

Historic Trust Docket:

Director's Report: Updates on Housing Program for Historic Trust Sites
Updates on Historic Trust Custodial Agreements

Project Review:

Recommended TYPE II Actions:

- A. Ratification of Recommendations for Legislative Resolutions Laid on the Table for March 3, 2009.
- B. Proposed Replacement of Irrigation System at Charles R. Dominy County Park a/k/a West Sayville Golf Course, Town of Islip.

Project Review:

Recommended TYPE II Actions:

- C. Proposed Replacement of Retaining Wall at Indian Island Golf Course, Town of Riverhead.

Project Review:

Recommended Unlisted Actions:

- A. Proposed Acquisition for Open Space Preservation Purposes Known as the Seatuck Cove – Widenor Property in the Town of Brookhaven.
- B. Proposed Improvements to CR 39, North Highway, EIP From CR 38 to NYS Route 27A, Town of Southampton.

Other Business:

CAC Concerns:

*****CAC MEMBERS:** The above information has been forwarded to your local Legislators, Supervisors and DEC personnel. Please check with them prior to the meeting to see if they have any comments or concerns regarding these projects that they would like brought to the CEQ's attention.

*****MEMBERS – PLEASE NOTIFY THIS OFFICE AS SOON AS POSSIBLE IF YOU WILL BE UNABLE TO ATTEND.**

*****ALSO FOLLOWING THE MEETING PLEASE LEAVE BEHIND ALL MATERIALS OF PROJECTS THAT YOU DO NOT WANT OR NEED AS WE CAN RECYCLE THESE MATERIALS LATER ON.**

ORIGINAL

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DEPARTMENT OF PLANNING
COUNCIL ON ENVIRONMENTAL QUALITY

Arthur Kunz Library
H. Lee Dennison Building
4th Floor
100 Veterans Memorial Highway
Hauppauge, New York

March 18, 2009
9:30 a.m.

BEFORE:

R. LAWRENCE SWANSON, Chairperson
MICHAEL KAUFMAN, Vice Chairperson

REPORTED BY:

THERESA PAPE, Court Reporter/Notary Public

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BOARD APPEARANCES:

- HON. JAY H. SCHNEIDERMAN
- EVA GROWNEY
- THOMAS GULBRANSEN
- GLORIA G. RUSSO
- MARY ANN SPENCER

ABSENT BOARD MEMBERS:

- RICHARD MACHTAY
- DANIEL PICHNEY

HISTORIC SOCIETY MEMBERS:

- RICHARD MARTIN, Director

ALSO PRESENT:

- JAMES BAGG, Chief Environmental Analyst
- NICK GIBBONS, Parks
- LAURETTA FISCHER, Suffolk County Planning
- CHRISTINE DESALVO, CEQ Staff

1 Council on Environmental Quality 3
2 (WHEREUPON, this proceeding
3 convened at 9:30 a.m. Off-the-record
4 discussions ensued, after which the
5 following transpired:)
6 (Time noted: 9:35 a.m.)
7 CHAIRMAN SWANSON: We'll call the
8 meeting to order.
9 Did anybody see the minutes --
10 review the minutes?
11 (WHEREUPON, there was no response.)
12 CHAIRMAN SWANSON: Nobody?
13 So we'll --
14 MS. SPENCER: No.
15 CHAIRMAN SWANSON: -- postpone it
16 until the next --
17 MS. SPENCER: Okay. Good.
18 CHAIRMAN SWANSON: -- meeting.
19 There is a letter in your packet
20 from the Town of Southampton concerning
21 County Road 39, and we'll defer
22 discussion of that until we get to
23 County Road 39 on the agenda.
24 Historic Trust.
25 Rich.

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Council on Environmental Quality 4

DIRECTOR MARTIN: Okay. The housing program, whereas the Parks Department is continuing to fill the vacant homes, we're confident that -- I guess, by the end of the summer, I guess at that point that we'll try to get all the houses filled. We have another meeting with the Housing Committee this Thursday at 10 o'clock at Timber Point, and -- to review additional homes for possibly adjusting the rents. We're going through all the houses at this point, and when we finish with that process, then we feel we will be able to fill all the homes. So that's -- that's working out very well.

The custodial agreements that we have pending, the Babylon Town Historical Society is just waiting for the final updates to the *Van Bourgondien* house. We have to put up exit signs and different things to allow for the code change from residential use to business use, that we would get from Public Works

1 Council on Environmental Quality 5
2 there. So we're working with the fire
3 marshal and the Public Works Department
4 to get that house up to code. And I
5 think we've been explaining that we
6 really, as we go forward, need to look
7 at all these buildings that we're -- the
8 county's purchasing, that they will be
9 able to be used by these public groups.
10 This building is relatively -- has been
11 relatively easy to bring up to code.

12 And, otherwise, the Farmingville
13 ~~Historical Society~~ is waiting for us to -- to
14 do some additional work on the
15 schoolhouse in Farmingville, so they can
16 access that building at that site.

17 CHAIRMAN SWANSON: Very good.

18 VICE CHAIRMAN KAUFMAN: Larry.

19 CHAIRMAN SWANSON: Yes.

20 VICE CHAIRMAN KAUFMAN: Rich, I
21 notice on the legislative packet, 1188
22 and 1189, approving license agreements
23 for residing -- it looks as if, you
24 know, document- -- in a documentary
25 sense, these things are starting to come

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Council on Environmental Quality 6
through. Are there any problems with
the license agreements themselves as
they're set up right now? I mean, is --
are there --

DIRECTOR MARTIN: I won't say
there's any problems. There's always
questions, you know, when the groups are
reviewing it, because they are quite
lengthy and elaborate contracts;
essentially, in a lot of ways protecting
the county. So I'd -- I'd say there's a
lot of questions, but there -- I think
the groups understand what's been fully
explained.

VICE CHAIRMAN KAUFMAN: Okay.
Well, not necessarily so much the
groups, but, for example, I'm looking at
1188, a license agreement for Shannon
Barr to reside in Prosser Pines; 1189,
approving a license agreement for Tina
Armstrong to reside in Southaven.

DIRECTOR MARTIN: That's correct.

VICE CHAIRMAN KAUFMAN: Are the
contracts themselves for residential --

1 Council on Environmental Quality 7

2 DIRECTOR MARTIN: Yes.

3 VICE CHAIRMAN KAUFMAN: -- are they
4 creating any problems or anything? Are
5 people signing them?

6 DIRECTOR MARTIN: Yes. I don't see
7 any problems with those. They -- they
8 haven't really changed. It's the
9 change -- you know, from years ago, is
10 that they have to go to the legislature
11 for approval. That's -- that's the
12 major change. The contracts themselves
13 are basically the same, for the
14 residential use.

15 VICE CHAIRMAN KAUFMAN: Okay.

16 DIRECTOR MARTIN: And these --
17 these are the sites, you know, that have
18 been reviewed by the committee, and then
19 they go forward to the legislature for
20 final approval.

21 VICE CHAIRMAN KAUFMAN: Thank you.

22 DIRECTOR MARTIN: And that's
23 every -- a new residence needs -- their
24 agreement needs to be approved now by
25 the legislature.

1 Council on Environmental Quality 8

2 VICE CHAIRMAN KAUFMAN: Yeah, I --
3 I don't have a problem with that and I
4 understand why. It's just, you were
5 talking a moment ago about the
6 agreements with various historical
7 groups --

8 DIRECTOR MARTIN: Yeah.

9 VICE CHAIRMAN KAUFMAN: -- and it
10 suddenly popped into my mind --

11 DIRECTOR MARTIN: Those are the
12 ones that are very lengthy and
13 elaborate, the residential ones are --

14 VICE CHAIRMAN KAUFMAN: All right.
15 They're -- they're not driving anyone
16 away or anything --

17 DIRECTOR MARTIN: Without public,
18 you know, use or public assembly, the
19 building -- it's much -- it's a much
20 simpler situation --

21 VICE CHAIRMAN KAUFMAN: Gotcha.

22 DIRECTOR MARTIN: -- for the
23 county.

24 CHAIRMAN SWANSON. Okay.

25 Jim, are there any comments you'd

1 Council on Environmental Quality 9
2 like to make about the resolutions laid
3 on the table?
4 MR. BAGG: No, they're pretty
5 straightforward. They're either Type II
6 actions or they've been previously
7 reviewed under SEQRA.
8 CHAIRMAN SWANSON: Okay.
9 Do we have a motion to --
10 MS. RUSSO: I'll make a motion.
11 CHAIRMAN SWANSON: We have a motion
12 to --
13 VICE CHAIRMAN KAUFMAN: I'll
14 second.
15 MS. RUSSO: Accept.
16 CHAIRMAN SWANSON: -- accept staff
17 recommendations.
18 A second by Kaufman.
19 All in favor?
20 (WHEREUPON, the members voted.)
21 CHAIRMAN SWANSON: Opposed?
22 (WHEREUPON, the members voted.)
23 CHAIRMAN SWANSON: Motion carries.
24 Proposed replacement of irrigation
25 system at the Dominy County Park.

2 MR. GIBBONS: Good morning.

3 CHAIRMAN SWANSON: Good morning.

4 MR. GIBBONS: Nick Gibbons, Suffolk
5 County Parks Department.

6 The first one I have for you today,
7 in my opinion, is a relatively
8 straightforward Type II action. The
9 Charles R. Dominy County Park, which is
10 commonly referred to as the West
11 Sayville Golf Course in West Sayville.
12 It has a somewhat antiquated and failing
13 irrigation system.

14 The -- recently, I would say in the
15 past ten years or so, we replaced the --
16 the way the irrigation system works in
17 the fact that it's all automated and
18 computerized, and that significantly
19 lessened our dependence on water and
20 usage of water there. But the system
21 that it's serving is somewhat old and
22 failing. The lines break routinely, and
23 it's just at the point of -- continued
24 maintenances is just throwing good money
25 after bad.

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So at this point in time, we're requesting an appropriation for a capital program to replace the entire system. It's a major undertaking, it will take several phases, but the request here today is to replace that system.

CHAIRMAN SWANSON: So you're going to make sure that you -- the new system is computerized, sensitive, perhaps, to soil, moisture, and --

MR. GIBBONS: It is now, yeah. It's very -- the computer we have is actually -- it's not being used to its full capacity because the -- the system that it's serving is holding it back. But we -- we are contemplating a new well, which, obviously, would require -- from the state. We're currently served by both a well and county water, but it's inadequate at this point in time.

VICE CHAIRMAN KAUFMAN:

(Indicating)

CHAIRMAN SWANSON: Okay. Mike.

2 VICE CHAIRMAN KAUFMAN: Question.

3 What type of piping is there; plastic --

4 MR. GIBBONS: Plastic.

5 VICE CHAIRMAN KAUFMAN: -- vinyl?

6 MR. GIBBONS: Yeah.

7 VICE CHAIRMAN KAUFMAN: The plastic
8 is failing, it's --

9 MR. GIBBONS: In that over a number
10 of years they've replaced certain
11 sections of it, and there's no good
12 record of where anything is. So it's
13 routinely broken as a result of course
14 work when they do excavation. This has
15 gone on for -- well, we've had a golf
16 course there for almost 40 years, but --

17 VICE CHAIRMAN KAUFMAN: Nobody has
18 a map.

19 MR. GIBBONS: That's correct.

20 VICE CHAIRMAN KAUFMAN: So it's not
21 so much the pipe itself that's breaking,
22 say, Schedule 40 or a Schedule 80 Pipe,
23 whatever plastic you're using, it's --

24 MR. GIBBONS: I couldn't say
25 specifically.

2 VICE CHAIRMAN KAUFMAN: Okay. But
3 the pipe isn't just rupturing from out
4 of nowhere, there are reasons why it's
5 rupturing.

6 MR. GIBBONS: In places where it
7 has not been replaced in 25 years, yes,
8 it is -- it's failing.

9 CHAIRMAN SWANSON: Okay.
10 Any other questions?

11 VICE CHAIRMAN KAUFMAN: Yeah, one
12 other question, if you don't mind.

13 The well that you would be digging
14 over there, you said right now it's
15 supplied by county water and an existing
16 well?

17 MR. GIBBONS: Yeah, the existing
18 well is failing.

19 VICE CHAIRMAN KAUFMAN: How come
20 it's failing --

21 MR. GIBBONS: I don't --

22 VICE CHAIRMAN KAUFMAN: -- a drop
23 in water table or --

24 MR. GIBBONS: No, I think the --
25 it's the equipment, the capacity of the

2 pump is not sufficient to drive the
3 distance.

4 VICE CHAIRMAN KAUFMAN: So you
5 can't just replace -- not necessarily in
6 time, but in place --

7 MR. GIBBONS: We're not sure about
8 that yet. That will be part of the
9 scope of the consultant that comes in to
10 do the scope of work for the entire
11 system. They may recommend to replace
12 the equipment or the existing well, or
13 they may require a -- suggest a new well
14 entirely.

15 VICE CHAIRMAN KAUFMAN: Well, the
16 final comment I have to make is, the
17 fact that we're somewhat sensitive to
18 the wetlands over here, I don't know
19 what the groundwater components are --
20 the wetlands are at West Sayville.

21 MR. GIBBONS: Oh, the title
22 wetlands?

23 VICE CHAIRMAN KAUFMAN: The title
24 wetlands, but there may be a groundwater
25 component to it, I just don't know. I

2 don't know any of the groundwater
3 features in the area.

4 The only suggestion I would make
5 is, because you have a drawdown, a cone
6 of influence, often, from these types of
7 wells, especially given the task that
8 you're going to be looking at, in any
9 consultant contract, et cetera, you
10 should look at how much is going to be
11 drawing down, again, what the cone of
12 influence -- what the -- where you're
13 going to be impacting, and what you're
14 going to be impacting, and just sort of
15 making sure, if there's information out
16 there as to groundwater component flows,
17 look at that.

18 MR. GIBBONS: We also have
19 freshwater wetlands on this course, too,
20 and I'd be more concerned about those as
21 well. So, yes, that will be part of
22 their direction.

23 VICE CHAIRMAN KAUFMAN: Just
24 protect the wetlands is what I'm trying
25 to say.

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MR. GIBBONS: Uh-huh.

VICE CHAIRMAN KAUFMAN: If you knock out too much of the groundwater table, if it's relatively high, you can have an impact. If it's relatively deep, if they're digging into a different -- different aquifer --

MR. GIBBONS: Right.

VICE CHAIRMAN KAUFMAN: -- that's a different story.

MR. GIBBONS: Yes.

CHAIRMAN SWANSON: Any motion?

MS. RUSSO: I just want -- a quick question, Nick.

You said (inaudible).

MR. GIBBONS: Uh-huh.

MS. RUSSO: Approximately, in percentage-wise, did you see how much it cut down the water use, or do you not have that data?

MR. GIBBONS: I do have that, but I don't have it with me. But I -- I had to do this when we replaced the irrigation system at Indian Island, and

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Council on Environmental Quality 17
that was a project we did about
eight years ago, I'd say, and it was
dramatic.

I had to do that research for -- at
the time we had a proposed golf course
in Yaphank, which, you know, filled a
bookcase in my office. But, thankfully,
it isn't going to come to fruition
anytime soon. But at that time, it was
significant.

But I do have those numbers, I
didn't bring them today.

MR. GULBRANSEN: I just want to ask
a question.

CHAIRMAN SWANSON: Go ahead.

MR. GULBRANSEN: Nick, did you just
say you have concerns about the
freshwater wetlands, with regard to this
project?

MR. GIBBONS: I do in the sense
that wherever we site the well, we'll
have to be sensitive to the fact that we
do have wetlands on the site. Not that
they're particularly significant or

1 Council on Environmental Quality 18
2 unique on the golf course, they're
3 essentially ponds on the golf course,
4 but they do provide some habitat and --
5 and some wildlife benefit. But they are
6 regulated DEC wetlands for the most
7 part, I think there's two that aren't,
8 for whatever reason. So they'd be
9 subject to DEC regulations as well as
10 permitting, in addition to the well
11 permit, which we know is required.

12 MR. GULBRANSEN: Okay. Thank you.

13 CHAIRMAN SWANSON: Okay.

14 Have a motion?

15 MS. RUSSO: I make a motion for
16 Type II.

17 CHAIRMAN SWANSON: We have a
18 motion.

19 A second?

20 MR. GULBRANSEN: (Indicating)

21 VICE CHAIRMAN KAUFMAN: I'll second
22 the motion.

23 CHAIRMAN SWANSON: Tom -- he had
24 his hand up first.

25 Okay. Any other questions?

2 (WHEREUPON, there was no response.)

3 CHAIRMAN SWANSON: All in favor?

4 (WHEREUPON, the members voted.)

5 CHAIRMAN SWANSON: Opposed?

6 (WHEREUPON, the members voted.)

7 CHAIRMAN SWANSON: Motion carries.

8 Okay. The proposed replacement of
9 the retaining wall at Indian Island Golf
10 Course.

11 MR. GIBBONS: Okay. Indian Island
12 Golf Course, it's in the Town of
13 Riverhead here on County Road 105. I
14 believe most people are familiar with
15 that. This is on the east side of 105.
16 It's hole number 5, and it is located in
17 the northeast section of the golf
18 course.

19 If you -- the main driveway into
20 Indian Island, of course, is Riverside
21 Drive. And if you're familiar with the
22 course, instead of turn- -- bearing
23 right to go down by the clubhouse and
24 pro shop, you would go straight out onto
25 the tip of the golf course. I meant to

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Council on Environmental Quality 20
bring the location map with me this morning, just so you could get your bearings. But it's -- it's right on the Title Creek.

The retaining wall was done -- it's -- it's kind of a -- it's a mixture of things going on here. There's -- there's deadmen through plastic lumber, and behind that is gabion. The whole system is failing in a number of different ways, but we did the best we could do at the time kind of in-house, and we did this about 15 years ago.

You'll see the -- the plastic timbers are breaking away from the deadmen in a couple of these photos. Plastic is -- I believe is failing in a sense that it's warping and not sufficiently retaining back the gabion. And then behind the gabion it was -- it was poorly placed, there's no filter cloths, so it -- it didn't group sediments through the gabion and out the face of the retaining wall, if you can

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Council on Environmental Quality 21

picture that.

So the proposal -- we've been out here with DEC, I should mention, and they -- they support, you know, us trying to replace this structure, they recognize it's failing.

There's no particularly unique or valuable habitat, per se -- title wetland habitat right at this site. It's potentially bare sand. And what we would be doing is pulling out the existing gabion, properly installing a filter cloth, and reinstalling gabion of more suitable materials, stone-sized primarily. And then the deadmen themselves, we may be subject to replace them depending on what we uncover when we -- when we pull this thing apart. I'm -- I'm guessing that it will require new deadmen.

But, anyway, the footprint of the entire thing would be essentially the same, and that would be required under DEC anyway. So I'm suggesting this as a

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replacement.

CHAIRMAN SWANSON: What -- what actually do you think is causing the failure?

MR. GIBBONS: Two things.

The -- in some cases, believe it or not -- and this is like a -- this is a good three-foot drop -- during certain storm conditions, you will get water come up and over -- slop over this gabion; it may be three or four times a year. And that actually goes out onto the -- the number 5 green, which is just beyond the retaining wall. That water, as it comes down through the -- the turf grass just beyond it and, in fact, out to the creek, will carry sediment with it.

The other -- I'm sorry?

VICE CHAIRMAN KAUFMAN: I was talking to Larry.

MR. GIBBONS: The other thing is, the irrigation at this hole -- I'm asking them to reconfigure that, but

2 with the irrigation continuously
3 spraying onto the gabion, it's getting
4 those sediments moving and out into the
5 bay. So those heads are going to be
6 reconfigured so that there is no
7 irrigation coming out towards the water.

8 CHAIRMAN SWANSON: So in your
9 earlier comments, you implied that the
10 existing structure was using your own
11 staff and probably not an engineer
12 design?

13 MR. GIBBONS: Absolutely not an
14 engineer design, yes.

15 CHAIRMAN SWANSON: So is this one
16 going to be properly engineered, or is
17 it going to just be by the seat of the
18 pants again?

19 MR. GIBBONS: No, I think it --
20 the -- the idea would be to -- to throw
21 some significant resources -- financial
22 resources to solve this problem
23 correctly, as opposed to the Band-Aid we
24 tried -- and I should say, and not to be
25 critical of this -- of our own staff,

2 this thing has held for ten or 15 years,
3 but it's -- I think it's reached the end
4 of its use, in my opinion.

5 CHAIRMAN SWANSON: What about
6 reducing the possibility of as much
7 irrigation?

8 MR. GIBBONS: For the course, you
9 mean, in that section?

10 CHAIRMAN SWANSON: No, no, for the
11 hole which you --

12 MR. GIBBONS: For that hole there?

13 CHAIRMAN SWANSON: Yeah.

14 MR. GIBBONS: Yeah. The -- I -- I
15 think that's -- that's worth leading
16 to -- there is -- there are several
17 heads that are right next to this and --
18 and as a result of the excavation that's
19 going to be required for this work,
20 those heads, I think, can be removed
21 entirely and that area served by the --
22 it's not a -- it's a small par 3. It's
23 kind of a signature hole because of its
24 proximity to the water. But other than
25 that, it's not a particularly

1 Council on Environmental Quality 25
2 challenging hole, and it's not a
3 particularly large fairway. It can be
4 served by heads on the opposite --
5 further left of that hole.
6 MS. GROWNEY: (Indicating)
7 CHAIRMAN SWANSON: Eva.
8 MS. GROWNEY: Were there ever test
9 holes taken to see where the (inaudible)
10 contact was?
11 MR. GIBBONS: No, not at this
12 point.
13 MS. GROWNEY: And so you'll be
14 doing that this time around with the
15 proper engineering?
16 MR. GIBBONS: To the extent that we
17 need to -- that they need to do that,
18 yes.
19 MS. GROWNEY: And the -- the
20 existing deadmen, do you know how far
21 they're going right now?
22 MR. GIBBONS: No, we don't.
23 MS. GROWNEY: So it's a combination
24 of things?
25 MR. GIBBONS: Yes.

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MS. GROWNEY: Yeah.

MR. GIBBONS: Uh-huh.

MS. GROWNEY: And the water -- is it -- is it grading down there, or -- or is it --

MR. GIBBONS: No, it actually heads up towards the gabion.

MS. GROWNEY: So it heads up towards the gabion. The gabion --

MR. GIBBONS: No, the gabion is the highest point.

MS. GROWNEY: It's the highest point?

MR. GIBBONS: Uh-huh.

MR. BAGG: (Indicating)

CHAIRMAN SWANSON: Jim.

MS. GROWNEY: So the soil factor is -- is one of the --

MR. GIBBONS: Yes.

MR. BAGG: When you replace this thing, you're going to reutilize the rocks?

MR. GIBBONS: I'm not sure. I'm not sure if those materials -- if they

2 want to go with bigger stones. I think
3 that might be one of the
4 recommendations.

5 These baskets, as they do, they --
6 they start to fail, too. They break
7 down and break apart, so I'm not sure
8 how much will really be salvaged. We'll
9 use the material elsewhere in the park,
10 but I'm not sure this will be suitable
11 materials for this project or not.

12 MS. GROWNEY: How far -- how tall
13 is that?

14 CHAIRMAN SWANSON: These are two
15 baskets high, for the most part, and
16 they're about four feet.

17 MR. GULBRANSEN: (Indicating)

18 CHAIRMAN SWANSON: Tom.

19 MS. GROWNEY: So it might also be a
20 factor -- contributing factor.

21 MR. GIBBONS: Size?

22 MS. GROWNEY: Yeah.

23 MR. GIBBONS: It could be, but --

24 MS. GROWNEY: It may not be set
25 down enough --

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MR. GIBBONS: That's true, yeah.
They should really properly be dug out
and -- yeah.

CHAIRMAN SWANSON: Tom.

MR. GULBRANSEN: Nick, when you
have the engineer take a look at a way
to rebuild these, I think there's an
opportunity to ask them to reconsider
the angle of the seaward base and -- and
turn it vertical, there might be
opportunity for some -- some vegetation
to take hold if it doesn't have such
churn.

MR. GIBBONS: Yeah, I'm -- I'm
making that argument, too, because I'm
not -- I'm not a golfer, I'm not
particularly sympathetic to the golf
course, but to get the correct slope on
this thing and have it well vegetated
and maintain itself, you'd be taking
away most of their tee. Which, like I
said, I don't really care, but --

MR. GULBRANSEN: You were thinking
about --

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MR. GIBBONS: Yeah, we are looking at that to see if there is any chance for vegetation there. Because it is a very vertical stage, you're right about that.

VICE CHAIRMAN KAUFMAN:
(Indicating)

CHAIRMAN SWANSON: Michael.

VICE CHAIRMAN KAUFMAN: One of the things that you can do with this, looking at the pictures, is rather than have a four-foot-high vertical wall, which is going to exacerbate the problem with waves coming in off of Peconic Bay, is to make a step over there, maybe two layers high; one dug down, and then, two, going higher. Basically step, that that -- that's a more classic design.

MR. GIBBONS: We did that at Timber Point along the Great South Bay, and it's worked out beautifully.

VICE CHAIRMAN KAUFMAN: Okay.

MR. GIBBONS: In fact, it's encouraged sand to build up and

2 vegetation to --

3 VICE CHAIRMAN KAUFMAN: That's the
4 proper way if you're going to do
5 gabions. You do not do them as a
6 vertical wall, they literally -- when
7 the waves come in and hit them, and over
8 top, it creates exactly the problem that
9 you're seeing. Whenever I've had
10 approval authority over gabions,
11 et cetera, we've always followed the DOS
12 and DEC standard, which is literally two
13 steps at back.

14 MR. GIBBONS: Uh-huh.

15 VICE CHAIRMAN KAUFMAN: Second off,
16 you've got enough sand in that area to
17 maybe push the bottom of it two or three
18 feet without incurring DEC problems.
19 Especially if you're talking about
20 trying to revegetate, as Tom was
21 bringing up.

22 MR. GIBBONS: Uh-huh.

23 VICE CHAIRMAN KAUFMAN:
24 Revegetation with Spartina, which I
25 don't actually know will grow too well

2 over there, but revegetation will be
3 encouraged, even if you do go into that
4 sand area. That's something you can
5 bring up with DEC. Basically, toe-sand
6 libations (phonetic) is what I'm talking
7 about. It's a classic technique, the
8 way you do it.

9 Second off, are you going to be
10 reusing the plastic at all --

11 MR. GIBBONS: No.

12 VICE CHAIRMAN KAUFMAN: -- as a
13 concept?

14 You know it's not structural, it's
15 more pretty in that sense.

16 MR. GIBBONS: Uh-huh.

17 VICE CHAIRMAN KAUFMAN: Aesthetics.

18 MR. GIBBONS: No, we're not going
19 to do that.

20 VICE CHAIRMAN KAUFMAN: Yeah, I was
21 going to say, gabions -- you sort of
22 defeat the purpose of the gabion by
23 facing --

24 MR. GIBBONS: The -- the Timber
25 Point model would -- the -- the golf

2 course superintendent is familiar with
3 the Timber Point project. Even though
4 he wasn't here at the time, he's
5 certainly been impressed upon what
6 happened there at the time, and it's --
7 it's -- it's holding very well. In
8 fact, we would like to continue that
9 around parts of the Connetquot River.

10 VICE CHAIRMAN KAUFMAN: One other
11 thing, you may not need to do deadmen at
12 all. If you do a step with gabion --
13 basically, say you have three baskets at
14 the bottom, then two baskets, and then
15 one basket, the weight of the stones, if
16 they're tied together properly, you may
17 not need to rip up anything. Typically,
18 gabions are not used with deadmen.

19 MR. GIBBONS: Yeah, I think part of
20 that gets back to Jim's point. Is that,
21 you know, new materials, I don't think
22 they're suitable necessarily for what
23 you have in mind. The -- the material
24 we used at Timber was a much larger
25 size, and that held without the --

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MS. GROWNEY: Yeah, that's --

MR. GIBBONS: -- the deadmen.

So --

VICE CHAIRMAN KAUFMAN: Well, you can use a combination. I mean, usually people use larger sizes to act as a shock absorber. That's sort of the concept of gabion, as the waves crash in -- excluding an overtopping situation.

MR. GIBBONS: Uh-huh.

VICE CHAIRMAN KAUFMAN: As the waves crash in, the gabion absorbs the energy as close to a seawall --

CHAIRMAN SWANSON: (Inaudible)

VICE CHAIRMAN KAUFMAN: Excuse me, we've done enough of these -- we've --

CHAIRMAN SWANSON: We don't design them.

VICE CHAIRMAN KAUFMAN: We've approved a number of these --

CHAIRMAN SWANSON: We approve --

VICE CHAIRMAN KAUFMAN: -- not at --

2 CHAIRMAN SWANSON: -- we don't
3 design.

4 VICE CHAIRMAN KAUFMAN: -- not at
5 CEQ, but at the village, I know we've
6 done some work on this.

7 CHAIRMAN SWANSON: All right.

8 VICE CHAIRMAN KAUFMAN: And you
9 know I'm right.

10 CHAIRMAN SWANSON: Anything else?

11 (WHEREUPON, there was no response.)

12 CHAIRMAN SWANSON: Okay. Do I have
13 a motion?

14 MS. GROWNEY: I'd make a motion to
15 approve this --

16 CHAIRMAN SWANSON: Do we have a
17 second?

18 MS. RUSSO: I'll second.

19 MR. BAGG: What -- what action?
20 We're talking about Type II?

21 CHAIRMAN SWANSON: Type II.

22 MS. GROWNEY: Type II, sorry.

23 CHAIRMAN SWANSON: And any other
24 questions?

25 (WHEREUPON, there was no response.)

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CHAIRMAN SWANSON: Okay. All in favor?

(WHEREUPON, the members voted.)

CHAIRMAN SWANSON: Opposed?

(WHEREUPON, the members voted.)

MR. BAGG: I have one more question.

CHAIRMAN SWANSON: Yeah.

MR. GIBBONS: Okay.

MR. BAGG: We sent this to the Town of Riverhead?

MS. DESALVO: Uh-huh.

MR. BAGG: And the Town Attorney --

MS. DESALVO: Yes.

MR. BAGG: -- for the record?

MS. DESALVO: Yes.

MR. BAGG: Do we have any response from the Town of Riverhead or the town with respect to this project?

MS. DESALVO: No.

MR. GIBBONS: And we did as well, for the record. The Parks Department also sent out, on a separate cover, to get the feels from the Town of

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Riverhead.
Thank you.
CHAIRMAN SWANSON: Thank you, Nick.
MS. SPENCER: Thank you, Nick.
CHAIRMAN SWANSON: Okay. Proposed
acquisition for open space preservation.
MS. FISCHER: Good morning.
ALL: Good morning.
MS. FISCHER: Laretta Fischer,
Suffolk County Planning Department,
Principal Environmental Analyst.
Before you today is one
acquisition, 2.5 acres in the Seatuck
Cove area in the hamlet of East
Moriches, Town of Brookhaven. We're
looking to acquire this property for
freshwater wetlands and title wetlands
protection.
It's part of a, approximately,
50-acre area that has multiple
acquisitions from New York State DEC to
county holdings. We bought a few pieces
recently in the area, one a former farm,
outlined in green on your map, which is

2 the -- allowed to go back to its natural
3 state. The property in orange is in the
4 process of being acquired, and the red
5 property is what's before you today. It
6 does include title wetlands, there is
7 some upland portion of it on the
8 property, but it's primarily ~~tidal~~ with
9 the freshwater wetlands as well.

10 CHAIRMAN SWANSON: The area to the
11 south of the proposed acquisition looks
12 like --

13 MS. FISCHER: That's --

14 CHAIRMAN SWANSON: -- it's been
15 thoroughly ditched.

16 MS. FISCHER: Yeah, that's the
17 state DEC holdings, and that probably
18 was ditched probably in the '20s and
19 '30s.

20 CHAIRMAN SWANSON: Okay.

21 MS. FISCHER: There hasn't been any
22 changes in that over the years, I don't
23 know what their plan is with regard to
24 that. Whether they're just --

25 CHAIRMAN SWANSON: Just out of --

2 MS. FISCHER: -- continuing the
3 ditch -- you know, maintaining the
4 ditching or not, I'm not sure.

5 CHAIRMAN SWANSON: Just out of
6 curiosity, the little yellow plots --
7 plots of -- about what size are those?

8 MS. FISCHER: The --

9 CHAIRMAN SWANSON: The ones to the
10 north.

11 MS. FISCHER: Maybe about a half an
12 acre.

13 CHAIRMAN SWANSON: All right.

14 MR. GULBRANSEN: Laretta --

15 CHAIRMAN SWANSON: Any questions?

16 MR. GULBRANSEN: -- is the red
17 parcel developable? Is there a --

18 MS. FISCHER: Yes --

19 MR. GULBRANSEN: -- a significant
20 enough --

21 MS. FISCHER: -- when it was
22 appraised, there was the ability to be
23 able to put one -- one dwelling unit on
24 it. There was enough upland --

25 CHAIRMAN SWANSON: Is this -- you

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Council on Environmental Quality 39
have a -- a mix of -- a lot of
government agencies on this peninsula.
Is there an overall master plan of how
it's to be managed, or is it just left
as is --

MS. FISCHER: Well --

CHAIRMAN SWANSON: -- how do you
deal with those issues?

MS. FISCHER: I guess, as we move
forward, once we acquire it, we can,
obviously, reach out to the state. And
this is going to be for passive
recreational use on -- on behalf of the
county, but we certainly would reach out
to the adjoining state holdings and
coordinate our efforts in that regard in
the future.

MR. GULBRANSEN: Well, we've been
do- -- that's by Pheasant Meadow; right?

MS. FISCHER: Yes.

MR. GULBRANSEN: Yeah, we've been
doing --

MS. FISCHER: Yes.

MR. GULBRANSEN: -- that already.

1 Council on Environmental Quality 40
2 That acquisition was outlined in a joint
3 acquisition with the town, since
4 everyone was working with DEC kind of
5 jointly.
6 CHAIRMAN SWANSON: So you got --
7 MS. FISCHER: The management --
8 CHAIRMAN SWANSON: -- four
9 government entities --
10 MR. GIBBONS: Four?
11 CHAIRMAN SWANSON: Three.
12 MR. GIBBONS: Three, I hope.
13 MS. FISCHER: Three.
14 MR. GIBBONS: Three's enough.
15 MS. FISCHER: Yes.
16 MR. BAGG: (Indicating)
17 CHAIRMAN SWANSON: Yes.
18 MR. BAGG: I have a question.
19 You have here -- it says here on
20 the orange, "IR 2172-06." Is that in
21 the process of being acquired?
22 MS. FISCHER: Yes.
23 MR. BAGG: What's the status of
24 that one?
25 MS. FISCHER: I think we're in

2 negotiations. I think we've actually
3 gotten approval for acquisition, and
4 we're just, you know, in the process so
5 far. It's just taken a while. I don't
6 know exactly the details of why it's
7 taken so long, but it is in process.

8 CHAIRMAN SWANSON: Just out of
9 curiosity -- I know we're not supposed
10 to get into cost, but I'm just curious.
11 Now that the market has crashed, is the
12 county taking advantage of that?

13 MS. FISCHER: Yes. Our appraisals
14 are reflecting the -- the changes in --
15 in values out there, yes.

16 CHAIRMAN SWANSON: So this is not a
17 way for people to recover at previous
18 rates --

19 MS. FISCHER: No, those --

20 CHAIRMAN SWANSON: -- high prices?

21 MS. FISCHER: No, those
22 appraisals -- those issues are -- are
23 brought to the -- it's brought into the
24 appraisals and into the (inaudible).

25 VICE CHAIRMAN KAUFMAN:

2 (Indicating)

3 CHAIRMAN SWANSON: Michael.

4 VICE CHAIRMAN KAUFMAN: Echoing the
5 point that Tom was bringing up, you
6 know, we have these diverse ownership
7 interests. I understand that most of
8 these are probably supported by bonds
9 sitting in the background --

10 MS. FISCHER: No, this is not.
11 This is the new drinking water which
12 is --

13 VICE CHAIRMAN KAUFMAN: It's
14 already paid for upfront.

15 MS. FISCHER: -- a quarter percent.

16 VICE CHAIRMAN KAUFMAN: Well,
17 question. Is there any way to possibly
18 mix and match or trade some of these
19 lands? If we're going to have isolated
20 units -- unless this question's already
21 asked. If we're going to have isolated
22 units next to other properties, is it
23 possible to maybe trade off with
24 New York State and -- you know, if you
25 got a comparable evaluation on the

2 properties --

3 MS. FISCHER: That --

4 VICE CHAIRMAN KAUFMAN: -- it makes
5 a better management unit, and that's --

6 MS. FISCHER: Well, I think we --
7 we do cooperative agreements, we -- we
8 do do management agreements with -- with
9 our partners here. It gets -- you know,
10 we're -- we're -- we're at the point
11 where we're spending all of our efforts
12 and time to just make these deals
13 happen. If we spend our time to do
14 reappraisals, renegotiations, at this
15 point in time, it -- it's not in the
16 best interest of --

17 VICE CHAIRMAN KAUFMAN: No, no,
18 no --

19 MS. FISCHER: -- the county --

20 VICE CHAIRMAN KAUFMAN: -- I'm
21 talking --

22 MS. FISCHER: -- to do that.

23 VICE CHAIRMAN KAUFMAN: -- once we
24 acquire at a later date, trade with --
25 you know, say, trade a wetland here for

2 a wetland there, you know, New York --
3 and make a better -- a bigger block for
4 New York State over here and a bigger
5 block for the county over here
6 (indicating).

7 MS. FISCHER: That would make a lot
8 of sense, but the reality of it would
9 be -- I don't know if the reality of --
10 would be worthwhile. Because, you know,
11 these lands are put in parkland status.
12 You'd have to go through a very onerous
13 process to exchange them with -- the
14 state gets involved, the state
15 legislature gets involved.

16 VICE CHAIRMAN KAUFMAN: Yeah,
17 you've got the --

18 MS. FISCHER: There's appraisals
19 that have to be done, and -- and the
20 back and forth.

21 I -- I think that the best way to
22 move forward on these -- and we do have
23 a lot of them. And, you know, if -- if
24 there was, you know, a process moving
25 forward wherein we could say to the

1 Council on Environmental Quality 45
2 state, you buy this, and the county, you
3 buy that, it would be wonderful, but we
4 can't dictate --
5 VICE CHAIRMAN KAUFMAN: No --
6 MS. FISCHER: -- that --
7 VICE CHAIRMAN KAUFMAN: -- I'm not
8 even talking about buying, I'm just
9 talking at a later date, where it's
10 already bought and it's in public
11 ownership.
12 I'll leave the question alone.
13 MS. FISCHER: We -- we have enough
14 to, you know --
15 VICE CHAIRMAN KAUFMAN: Okay.
16 MS. FISCHER: -- just to get us
17 from A to B, and --
18 VICE CHAIRMAN KAUFMAN: I'm just
19 trying to make your life harder --
20 MS. FISCHER: I -- I understand --
21 VICE CHAIRMAN KAUFMAN:
22 -- Laretta, that's all.
23 MS. FISCHER: -- and you want to
24 see me until I'm 90, but --
25 (Laughter)

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CHAIRMAN SWANSON: Mary Ann.

MS. SPENCER: Laretta, in the --

MS. FISCHER: Yes.

MS. SPENCER: -- northwest corner
of the green Suffolk County parcels,
there seem to be some structures --

MR. GIBBONS: They're gone.

MS. FISCHER: They're --

MS. SPENCER: They're gone.

MS. FISCHER: -- they're
demolished.

MR. GIBBONS: Too late.

MS. FISCHER: Yes.

MS. SPENCER: I just was curious.

VICE CHAIRMAN KAUFMAN: The bats
got them.

(Laughter)

MS. FISCHER: Sorry.

CHAIRMAN SWANSON: All right. Do
we have any other questions?

(WHEREUPON, there was no response.)

CHAIRMAN SWANSON: Do we have a
motion?

VICE CHAIRMAN KAUFMAN: Motion,

1 Council on Environmental Quality 47
2 Unlisted Neg Dec.
3 MS. RUSSO: Second.
4 CHAIRMAN SWANSON: Any other
5 comments?
6 (WHEREUPON, there was no response.)
7 CHAIRMAN SWANSON: All in favor?
8 (WHEREUPON, the members voted.)
9 CHAIRMAN SWANSON: Opposed?
10 (WHEREUPON, the members voted.)
11 CHAIRMAN SWANSON: Motion carries.
12 MS. FISCHER: Thank you.
13 CHAIRMAN SWANSON: Thank you.
14 All right. County Road 39, and
15 note the letter that is in your packet
16 from the Town of Southampton.
17 (Pause in the proceeding)
18 CHAIRMAN SWANSON: Are you ready?
19 MR. MACKEY: Yep.
20 CHAIRMAN SWANSON: Okay.
21 MR. MACKEY: Good morning. My
22 name's Russ Mackey, I'm a CE. I work in
23 the Suffolk County DPW, the Consultant
24 Management Unit. And along with me this
25 morning is Ron Hill and Vince Corrado of

2 Dunn Engineering. They are the
3 consultants for the county on this
4 project, and I'll let them further
5 explain.

6 MR. HILL: The project we propose
7 is a --

8 THE REPORTER: Your name is?

9 MR. HILL: Ron Hill from Dunn
10 Engineering.

11 -- is a capacity, safety, and
12 drainage improvement project. It begins
13 at North Sea Road, just a little west of
14 the intersection where the previous
15 improvements were done, and runs to
16 Montauk Highway-Hampton Road-Flying
17 Point Road here (indicating). There is
18 a -- an addition of a lane eastbound
19 from about this point through about here
20 (indicating). So it would be two lanes
21 eastbound. In doing that, there is an
22 east -- there is two lanes currently at
23 the center section eastbound, and there
24 are two lanes leading in past this
25 intersection. So it's a continuation in

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Council on Environmental Quality
meeting this current two-lane approach
to this intersection.

In addition, we're going to have
six-foot shoulders on each side of the
road. We'll be improving drainage.
Currently there are recharge basins in
this area, and over here near David
Whites Lane (indicating). The drainage
improvements are at North Main Street
here, and at Flying Point Road here
(indicating). This particular one, at
North -- North Main Street, is
beneficial from the standpoint of, the
current drainage on County Road 39 runs
down to the intersection, bubbles up
under North Main Street, and eventually
runs into Lake Agawam, which the village
is trying to clean up. So we're going
to intercept that and put it into
leaching basins, over here on this
corner where there's extra
right-of-ways, and over here on this
corner where there's extra
right-of-ways.

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We're going to add sidewalks to fill in gaps. So it would be new sidewalks, particularly in this area where there's some residential homes. By the way, that -- those are the only residential homes in front of the entire piece, the rest is all commercial property.

We're adding curbs where necessary, filling in some additional gaps in sidewalks where development has occurred but no sidewalks have been put in place. The widenings are no more than three feet, and they're limited to the areas pretty much adjacent to the recharge basins where no development has occurred, or there's another piece of property here where no development has occurred (indicating). And that's really where the widenings are -- are -- are concentrated, and, again, no more than three feet.

The project is done entirely within the county right-of-way, and mostly

2 within the county's current pavement
3 way.

4 Any questions?

5 CHAIRMAN SWANSON: Yeah, well, this
6 issue of Southampton, they maybe have
7 some disagreement as to what ought to be
8 done in this section of the road. I was
9 wondering if you could address that.

10 MR. MACKEY: Sure. In the letter
11 from the Town of Southampton, the county
12 disputes their claim on the -- having
13 two lanes going in the westbound
14 direction. The county feels that you'll
15 get a more environmental impact when you
16 have two lanes right -- currently, you
17 have two lanes going eastbound emerging
18 into one; relieves congestion, less more
19 emissions. The lanes that are --
20 there's one lane currently going
21 westbound right now, the cars are
22 already single file, and if you continue
23 going through, there is no stagnation of
24 trying to merge.

25 And as far as their second issue

2 with how this may negatively impact the
3 long-term plan, that's again false.

4 This project's being done with federal
5 funds, and so we had a ten-year time
6 line. Unfortunately, that time line is
7 due up next year.

8 CHAIRMAN SWANSON: Wait a minute.

9 You have a ten-year time line to do
10 what?

11 MR. MACKEY: To receive
12 construction authorization.

13 MS. RUSSO: And the federal funds?

14 MR. MACKEY: In order to receive
15 the federal funds.

16 If we do not hit -- meet this
17 deadline, not only do we not receive the
18 federal funds, in addition, we have to
19 back pay any preliminary engineering
20 funds that have been paid out already.

21 This -- this project is proceeding.
22 We want to accomplish the goals that we
23 set forth currently, and to continue to
24 collect on these federal funds.

25 CHAIRMAN SWANSON: So the shovel's

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in the ground stuff doesn't apply to
this?

MR. MACKEY: No, that's a totally
different federal program.

CHAIRMAN SWANSON: I guess I have
nothing against what you're proposing,
really, but I am concerned that
there's -- does not seem to be an
agreement between the county and the
town, and -- and you're just saying,
Well, the town is wrong.

MR. MACKEY: We have had many
meetings with the town. In fact, we've
had public -- public hearings with the
town. Again, you know, unfortunately,
the town likes to see certain things,
but, again, from the county's standpoint
and from an environmental standpoint,
this is the most beneficiary solution.

CHAIRMAN SWANSON: Did we invite
the town to come --

MR. BAGG: We send them everything.
We send the supervisor's office and the
planning department, that's why you got

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Council on Environmental Quality

54

the response from the town here.

CHAIRMAN SWANSON: Okay.

MR. BAGG: But they're welcome to attend the meetings, and nobody comes.

We just got this yesterday (indicating).

MR. MACKEY: And our chief engineer, Bill Hillman, has been in contact with Tom Healy for a variety of different -- different meetings, and throughout the entire planning process.

VICE CHAIRMAN KAUFMAN: I'll also note for the record that we have a representative from Southampton who has attended the meetings in the past, Mr. Zeb Youngman, who's not here today. So he definitely gets the packets also. And I'll note also for the record that, yeah, we had information about County 39 in our packets. So, you know, I mean, the coordination, in my opinion, has occurred.

We're sitting here looking at a -- at a letter and talking about it, and as

2 Russ has stated, there have been a
3 number of -- a number of discussions
4 between the county and the town.

5 CHAIRMAN SWANSON: What was the
6 sentiment at the time of the public
7 hearing; anybody even show up?

8 MR. MACKEY: Yeah, like I said, the
9 public hearing, we had probably about --
10 would you say about -- maybe 100 people
11 there?

12 MR. HILL: Sure. Probably about
13 100.

14 CHAIRMAN SWANSON: And were they
15 favorably inclined, or were they all
16 opposed?

17 MR. MACKEY: The public hearing was
18 for the -- the long-term, you know,
19 project. So, I mean, there was a series
20 of alternatives, and they each showed
21 their opinions on each of them.

22 MS. RUSSO: Just very quickly.

23 The first bullet on the town's
24 letter is, As noted in the draft copy of
25 the Town's County Road 39 Vision

1 Council on Environmental Quality 56
2 Document previously provided to the
3 county -- what is that document? Can
4 you tell us what they just -- you know,
5 what they'd like to see, instead of your
6 plan. I'm just curious.

7 MR. HILL: I believe what it says
8 is two -- they prefer, at this point,
9 two lanes westbound. And the vision
10 document has two lanes eastbound through
11 North Main Street, and then drops -- so
12 the difference is -- is, basically, in
13 the direction between the extra lanes.

14 MS. RUSSO: That really is the
15 difference, they want --

16 MR. HILL: Right.

17 MS. RUSSO: -- the two westbound
18 lanes versus your two eastbound lanes.

19 MR. HILL: Right.

20 VICE CHAIRMAN KAUFMAN: Can you let
21 the record reflect that
22 Legislator Schneiderman has joined the
23 discussion.

24 CHAIRMAN SWANSON: We're discussing
25 County Road 39.

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MS. RUSSO: I have one more question.

CHAIRMAN SWANSON: Yes.

MS. RUSSO: Ron, when you were looking at their ten-year plan, and I realize -- I know the area very well, I was out there actually on Sunday.

So you'll have your two eastbound lanes here and they, basically, both turn in on State Route 27 --

MR. HILL: Right.

MS. RUSSO: -- and that merges to one lane, I don't know, three-tenths of a mile away --

MR. HILL: Yes.

MS. RUSSO: -- and it hits Water Mill where it's one lane and two stoplights and a terrific bottleneck. So traffic will move -- will move smoother through here, but it's still going to just back up --

MR. HILL: On the state road.

MR. MACKEY: That's a state road, we can't do anything about it.

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MS. RUSSO: Yeah.

MS. GROWNEY: (Indicating)

CHAIRMAN SWANSON: Eva.

MS. GROWNEY: The sidewalks, are they -- they scheduled where any of the bus stops are on that road?

MR. HILL: Yes, I believe that while there's certainly bus stops at North Sea Road --

MS. GROWNEY: Yes.

MR. HILL: -- the bus doesn't come up North Main Street. The rest of them, I think, are near David Whites Lane, and there are sidewalks there -- will be sidewalks there.

CHAIRMAN SWANSON: Any other comments?

(WHEREUPON, there was no response.)

CHAIRMAN SWANSON: I have a nitpick maybe you can explain. On page four of the environmental assessment form, sort of in the middle of the page, it says that the cleared, graded and filled land is 5.7 acres, but after completion of

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the project, it's only going to be 4.2;
how can you reconstruct --

MR. HILL: That appears --

CHAIRMAN SWANSON: -- natural land?

MR. HILL: Probably a typo.

CHAIRMAN SWANSON: Okay.

MR. GULBRANSEN: No, I don't --

MS. SPENCER: I don't think that's
a typo.

MR. GULBRANSEN: It could be less.

MR. HILL: It can't be less, no.

CHAIRMAN SWANSON: Just curious.

If you could correct that.

Thank you.

MR. HILL: Yeah, because if you
look, I think the answer is the total is
the same, because we're not really
clearing anything.

What happens is -- oh, that's
right. Yeah, no, that is right. That
is -- the cleared, graded goes down, and
the paved road goes up. It's a switch.
So you're adding pavement instead of
cleared. The edge of the road is

2 basically cleared already.

3 CHAIRMAN SWANSON: Okay. So I was
4 reading this as total disturbed area --

5 MR. HILL: Same -- it's the same.

6 CHAIRMAN SWANSON: Okay. Very
7 good.

8 Jay, do you have a --

9 LEGISLATOR SCHNEIDERMAN: Well,
10 just a design spread, you know? I
11 thought we we're going to do two lanes
12 in both direction; we're not? We're
13 doing two lanes in one direction and --

14 MR. HILL: The larger project was
15 two lanes in -- in -- in both
16 directions.

17 LEGISLATOR SCHNEIDERMAN: What do
18 we have there now, one lane in each
19 direction?

20 MR. HILL: Yes. Except for at --
21 at North -- at North Sea Road and at
22 Montauk Highway.

23 LEGISLATOR SCHNEIDERMAN: Then
24 you're doing two lanes westbound?

25 MR. HILL: Eastbound. This project

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Council on Environmental Quality 61
is two lanes eastbound.

LEGISLATOR SCHNEIDERMAN: Two lanes
eastbound.

Oh, is there not room to do two
lanes in both directions?

MR. HILL: No.

MR. MACKEY: That's going to be
part of, again, the long term.

Right now we can't -- we're doing
two lanes going eastbound, because
having this center left-turn lane --
because it's got to flow with the cars
that are turning off for the other cars
to go through.

What you're speaking of is what
you're -- this is that long-term --

LEGISLATOR SCHNEIDERMAN: Yeah, I
don't have a problem with that.

I know in the -- in the old
County Road 39, there were two lanes
heading west and one lane heading east,
and, you know, I was told that that
was -- this was for evacuation types of
purposes. To get out, that's why that

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Council on Environmental Quality 62
was designed. But I think from a design perspective, east is where you have the most concentrated flows of traffic at a particular time. So -- typical scenario.

Yeah, I -- I just, you know, think that it should be two lanes in both directions at some point. Maybe you could look into federal stimulus money for that.

MR. MACKEY: No, I think that's part of the federal -- federal money that -- and don't quote me, I think it might have been allocated or part of the federal -- fed aid projects.

LEGISLATOR SCHNEIDERMAN: Right.

MR. MACKEY: This is -- again, like I said, basically, in order for us to keep accepting those funds, we have to have construction approval --

LEGISLATOR SCHNEIDERMAN: Okay.

MR. MACKEY: -- and this kind of moots that.

CHAIRMAN SWANSON: So you're --

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Council on Environmental Quality 63
what you're just saying is that you're
not going to totally violate
Southampton's desire, eventually you're
going to get the two lanes westbound as
well?

MR. MACKEY: Yeah, that's part of
the long-term --

CHAIRMAN SWANSON: And that's been
explained to them.

MR. MACKEY: It should have been,
yes.

MS. GROWNEY: (Indicating)

CHAIRMAN SWANSON: Eva.

MS. GROWNEY: Well, I just -- I
have to go back to the -- the sidewalk
question, because if -- where the
sidewalks are being planned, would that
allow for an additional lane to happen
in the westbound direction, or is that
going to preclude that?

MR. HILL: No, it wouldn't preclude
it. In -- in -- a lot of places where
they're going in for development, we're
filling in gaps. So that the

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Council on Environmental Quality 64
right-of-way is there to put the
sidewalks where they think they need it.

MS. GROWNEY: All right. And --
and another second lane going west,
we'll be able to put that in as well?

MR. HILL: Yes.

MS. GROWNEY: Okay.

CHAIRMAN SWANSON: There was a
question over here?

MR. GULBRANSEN: Yeah. The second
statement in the Town of Southampton
letter states that, The project that
you're putting forward now may
negatively impact the opportunity to
continue...

So is that the case or is that not
the case?

MR. MACKEY: That's not the case.

MR. GULBRANSEN: Is your current
design blocking or precluding --

MR. MACKEY: No.

MR. GULBRANSEN: -- a second lane
in the other direction --

MR. MACKEY: If we didn't do this

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Council on Environmental Quality 65
project --
MR. GULBRANSEN: No. Okay.
MR. MACKEY: -- it would be because
the fed funds would have -- would be --
MR. GULBRANSEN: Over.
MR. MACKEY: -- disappear, we'd
have to pay back what we had, and retry
the funding for it. You tell me, you
think the feds are going to say --
(Overlapping conversations)
MR. MACKEY: -- and now you're
coming back for more?
MR. GULBRANSEN: Understood, thank
you.
MR. BAGG: I have a question, too.
MR. MACKEY: Uh-huh.
MR. BAGG: If you go to two -- two
lanes west, I assume you're going to
have to -- do you have enough
right-of-way?
MR. HILL: Yeah, there is enough
right-of-way.
CHAIRMAN SWANSON: So -- so --
okay. The long-term plan involves no

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takings?

MR. HILL: No, it would not. The long-term plan in this area involves no takings.

CHAIRMAN SWANSON: How long's the construction going to take?

MR. HILL: It's supposed to start in January of next year, any time after Labor Day, and the idea is that it's under -- done before Memorial Day.

CHAIRMAN SWANSON: So it's about five months?

MR. HILL: Yeah.

CHAIRMAN SWANSON: And then when you put in the next lane, it will be another five months?

MR. HILL: The longer-term project has other things in it that are still being evaluated. It -- it may take -- it will probably take more -- there's more enhancements in there.

CHAIRMAN SWANSON: Any other comments?

(WHEREUPON, there was no response.)

2 CHAIRMAN SWANSON: Do we have a
3 motion?

4 MS. RUSSO: I make a motion,
5 Unlisted Neg Dec.

6 CHAIRMAN SWANSON: Okay. We have a
7 motion.

8 MS. GROWNEY: Second.

9 CHAIRMAN SWANSON: We have a second
10 by Eva.

11 Any other comments?

12 (WHEREUPON, there was no response.)

13 CHAIRMAN SWANSON: All in favor?

14 (WHEREUPON, the members voted.)

15 CHAIRMAN SWANSON: Opposed?

16 (WHEREUPON, the members voted.)

17 CHAIRMAN SWANSON: Jay?

18 LEGISLATOR SCHNEIDERMAN: I'm in
19 favor.

20 CHAIRMAN SWANSON: Okay.
21 Everybody --

22 LEGISLATOR SCHNEIDERMAN: I'm used
23 to silence being taken as affirmative.

24 CHAIRMAN SWANSON: Well, they do
25 things differently than us.

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VICE CHAIRMAN KAUFMAN: Some
controversial issues --

(Laughter)

VICE CHAIRMAN KAUFMAN: -- I mean,
you don't say anything, you approve.

CHAIRMAN SWANSON: Okay. So the
motion passes.

MR. MACKEY: Thank you.

MR. HILL: Thank you.

CHAIRMAN SWANSON: Okay. Is there
any other business?

(WHEREUPON, there was no response.)

CHAIRMAN SWANSON: CAC concerns.

We have nobody here from CAC.

Okay. Can we have a motion to
adjourn the meeting?

MS. RUSSO: I make a motion to
adjourn.

CHAIRMAN SWANSON: Okay.

MS. SPENCER: (Indicating)

CHAIRMAN SWANSON: And seconded by
Mary Ann.

All in favor?

ALL: Aye.

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CHAIRMAN SWANSON: Motion carries.
(WHEREUPON, the March 18, 2009,
Council on Environmental Quality meeting
adjourned at 10:27 a.m.)

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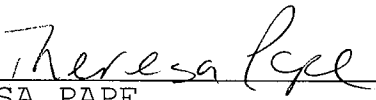
C E R T I F I C A T E

I, THERESA PAPE, a Shorthand Reporter and Notary Public of the State of New York, do hereby certify:

That the foregoing is a true and accurate transcription of the stenographic notes taken herein.

I further certify that I am not related to any of the parties to this action by blood or marriage; and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of March, 2009.



THERESA PAPE

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