



TOWN OF SAUGERTIES

ZONING BOARD OF APPEALS

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September 7, 2016

MEETING MINUTES

Present: Jeanne Goldberg, Samantha Dederick, Joe Mayone, Henry Rua, Donn Avallone

Absent: Mr. Bruno, Liaison

Also Present: Mr. Ronal Graiff, RF Engineer, Dan Shuster, Town Planner, Court Report, John Greco, Esq., Town Attorney, George Redder, Esq., Town Attorney, Alvah Weeks, Town Building Inspector.

~ Meeting started at 7:05pm by Jeanne
~ Pledge began by Joe Mayone

~ Jeanne started meeting by address those in attendance that due to health reasons Mr. Brian Sawchuk had to resign his position on the Board and he will be missed greatly. Also, Samantha Dederick was appointed as the new vice-chair person and Donn Avallone was made a full member, and a new person would be put in the alternate position. Jeanne also gave her speech to those in attendance about what the Zoning Board of Appeals does and to silence all cellphones, that only the Use Variance will be discussed tonight, to address the Board only, be respectful, and limit your time speaking to 3-5minutes.

CONTINUED PUBLIC HEARING:

Verizon Wireless/ Cellco Partnership
1275 John St.
Suite 100
West Henrietta, NY 14586

SBL#: 28.3-8-9.100
File #: 15-0001

- Started at 7:14pm.
- Mr. Scott Olsen from Young Sommer was present representing Verizon Wireless.
- Mr. Olsen reiterated what was desired by Verizon Wireless for this property. Feels the needs have been proven for the tower to be constructed. He feels that the Board cannot make them do a two site location especially if one site is better than two combined. Mr. Olsen stated that many locations were looked at. Joe asked to discuss that.
- Centerville Fire Dept. Tower looked at but too far away for the Thruway and Kingston tower. Boice's Farm Silo would not work and the water tower located at 1033 Kings Hwy property would not cover the other areas needed. But the proposed site would meet all the needs.

PUBLIC HEARING CONT'D:

- Henry asked what the main objective is, is it coverage on the Thruway/87. No they need to cover North, South, East, and West, give capacity relief on the Saugerties and Kingston Towers, and cover the gap on the Thruway/87.
- Donn asked if the single site still had gaps. No site will ever have perfect coverage but this proposed site will be the best to get that almost perfect coverage.
- Mr. Olsen stated that Verizon has compromised and reduced the height of the proposed tower from 150' to 135' and that it is not ideal to be that low but figured it was more palatable for the neighborhood.
- Henry stated that being at 135' makes the gap you are trying to reduce bigger. How does this help you issue with coverage.
- When they were in Planning Board they were met with much resistance so they decided to lower to 135'. Mr. Tucci said they can live with 135' because that is better than having nothing at all.
- Mr. Graiff finds it interesting smaller is better than no site at all because not filling the gap is not helping.
- Mr. Olsen showed a blown up picture of the tower in relation to the Coynes House, they said it is pretty much blocked by the trees and showed a chart of the trees and the Dewitt House in relation to the tower and how that would not be see much. They only had a chart for the Dewitt house and not pictures because the Dewitt House property is marked posted.
- Sam made mention that if they used the Centerville Tower and another site wouldn't all their areas be covered. Mr. Olsen said no. Sam wanted to know why their paperwork never mentioned this site.
- Mr. Lindquist said the picture from the Coynes house view is very inaccurate.
- Mr. Greco asked how a tower built from the ground up is cheaper to do then co-location, he wants numbers on that. He also mentioned that the 2 site location (Silo & Water Tower) covers more of their gaps then the proposed site per Verizon's own submissions.
- Mr. Tucci stated that if those two locations were interested in a tower then they would do it there and it does cover most of their issues but nothing to the west.
- Mr. Olsen said that even if they went to the water tower site they couldn't build on it because it is a contaminated site and would need too many EPA approvals so the water tank is not viable.
- Mr. Graiff made mention that the 2 site location would work and cover the west if the pole was at the original 150'.
- Mr. Graiff also asked where the letter was from someone at Verizon saying that Verizon does not build on superfund sites which the water tower is considered.
- Mr. Graiff asked if the cell tower behind Town Hall (4 High St.) was ever looked at to add onto. No.
- Joe made mention he wants the cost estimates given for the 2 site cost vs. build from ground up.
- Jeanne opened the public hearing to the public present.
- Mr. Lyons, attorney for the Lindquist's, Amell's, and Russo's present and spoke on behalf of his clients to deny this Use Variance and if the Board did it will not violate any laws. He submitted pictures (15, see file) that the Amell's took when the balloon test occurred and shows how invasive this tower will be for his clients.
- Douglas Tyan of Dussol Rd. was present at the meeting. He takes care of the proposed property location for the owners. Mrs. Addrizzo felt it would behoove the town to have this cell tower present at this location because the service in this area is non-existent. He feels using the Silo on Boice's Farm is ridiculous and the Boice's would never allow it there. He stated that there are more historic places by the Shiloh and water tower than this area in question. Mrs. Addrizzo is not doing this for the money she is doing it for the need for the public. She has owned the property for over 50years and should be allowed to do this.

Public Hearing Cont'd:

- Mr. Tyan ran a tow truck business for years and when accidents happened on the thruway he'd never get the calls because he had no service.
- Mr. Lindquist, lives on Schoolhouse Rd. in the Coyne's House. He stated he sent the secretary a letter (Secretary never received the letter in question), he read the letter to the Board (see file).
- David Mchutsion (spelling?) – lives on Schoolhouse Rd. Thinks this is a travesty for all the neighbors especially the Lindquist's, Russo's and Amell's. He does not want the tower built.
- Mr. Lindquist wonders why Mt. Marion high peak (Mt. Marion Point) has never been looked at. It is 300' higher than the proposed site. Mr. Olsen said he'd look into.
- Mr. Greco made mention to the Board that the 150 day deadline is coming up for the Zoning Board to make their decision (October 24th). If the Public Hearing is staying open then we need approval from Verizon and they will waive the time frame. Mr. Olsen said he could not give answer because he would have to ask his client.
- Mr. Greco recommends closure of Public Hearing and all final submission for the Use Variance to be received to the Secretary no later than Sept. 21, 2016 and a decision to be rendered at the Oct. 3rd meeting.
- Mr. Olsen said a 30 day extension will be fine and will consult with his client.
- Board agreed that no more submissions for the Use Variance will be accepted after Sept. 21st. Joe made the motion for the deadline of Sept. 21, 2016 Henry 2nd. Voice vote 5/0 all in-favor. All Use Variance information requested or wished to be turned in has to be done on or before September 21, 2016.
- Public hearing will remain open until October 3 meeting.
- Mr. Lyons understands what the Board is doing but he'd like the Board to know that his clients can't fight this forever and should they not continue further with this fight to please keep all their points/questions/concerns in mind.
- Mrs. Amell made a comment stating that Mrs. Addrizzo doesn't even live in NY she lives in NJ how does this really affect her.
- Public hearing ended at 9:22pm and will resume on Oct. 3rd at 7pm at the Senior Center.

DISCUSSIONS:

1. Accept as written the meeting minutes from August 1, 2016 motion by Joe, 2nd by Henry, voice vote 5-0 all in-favor.
2. Accept as written the meeting minutes from the Special Meeting on August 18, 2016 motion by Sam, 2nd by Donn, voice vote 5-0 all in-favor.
3. Planning Board minutes received.
4. Nothing further to discuss.

Motion made by Henry to adjourn the meeting, 2nd by Joe. Voice vote 5-0.
Meeting ended at 9:30pm.

Respectfully submitted,
Kathleen Cappello, Sect.