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2 STATE OF NEW YORK : COUNTY OF ULSTER
TOWN OF MARLBOROUGH PLANNING BOARD

In the Matter of

5 E. ROGER BROWN

7 Project No. 13-6010
94 Bailey's Gap Road
8 Section 95.4; Block 1; Lots 11, 12 & 13

PUBLIC HEARING
LOT LINE REVISION

Date: March 3, 2014
Time: 7:30 p.m.
Place: Town of Marlborough
Town Hall
1650 Route 9W
Milton, NY 12547

6 BOARD MEMBERS: JOSEPH PORCO, Chairman
7 CHRISTOPHER BRAND
8 BEN TRAPANI
9 FRANK RICCIARDONE
10 MICHAEL LOGUE
11 JOEL TRUNCALI
12 WALT FALKENBERG

ALSO PRESENT: RONALD BLASS, ESQ.
PATRICK HINES
KATHI NATLAND

22 APPLICANT'S REPRESENTATIVE: MR. PAULI

2 CHAIRMAN PORCO: If we could all rise
3 for the Pledge to the flag, please.

4 (Pledge of Allegiance.)

5 MR. TRUNCALI: "Agenda, Town of
6 Marlborough Planning Board, March 3, 2014.
7 Regular meeting 7:30 p.m. Approval of
8 stenographic minutes for 12/16, 1/6, 1/21 and
9 2/3. E. Roger Brown, public hearing, lot line
10 revision; Osborne/Wagner, sketch, lot line
11 revision; New Cingular Wireless, sketch, site
12 plan. Next deadline: Friday, March 7th. Next
13 scheduled meeting: Monday, March 17th."

14 CHAIRMAN PORCO: The minutes from
15 December 16th, by now we should have had time to
16 review them. Are there any changes, corrections?

17 (No response.)

18 CHAIRMAN PORCO: If there is none, we
19 can have a motion to approve those minutes.

20 MR. LOGUE: I'll make a motion to
21 approve those minutes.

22 CHAIRMAN PORCO: Mike. A second?

23 MR. BRAND: I'll second.

24 CHAIRMAN PORCO: Chris. All those in
25 favor, say aye.

2 MR. BRAND: Aye.

3 MR. TRAPANI: Aye.

4 MR. RICCIARDONE: Aye.

5 MR. LOGUE: Aye.

6 MR. TRUNCALI: Aye.

7 MR. FALKENBERG: Aye.

8 CHAIRMAN PORCO: Aye.

9 Any opposed?

10 (No response.)

11 CHAIRMAN PORCO: The motion is carried.

12 January 6th, that meeting, any changes
13 or corrections to those minutes?

14 (No response.)

15 CHAIRMAN PORCO: There being none, we
16 can have a motion to approve those.

17 MR. LOGUE: I'll make that motion.

18 CHAIRMAN PORCO: Mike.

19 MR. TRAPANI: I'll second.

20 CHAIRMAN PORCO: Ben will second. All
21 those in favor, say aye.

22 MR. BRAND: Aye.

23 MR. TRAPANI: Aye.

24 MR. RICCIARDONE: Aye.

25 MR. LOGUE: Aye.

2 MR. TRUNCALI: Aye.

3 MR. FALKENBERG: Aye.

4 CHAIRMAN PORCO: Aye.

5 Anybody opposed?

6 (No response.)

7 CHAIRMAN PORCO: Good.

8 The minutes from January 21st and
9 February 3rd, let's table that until the next
10 meeting as you may not all have had a chance to
11 review them.12 That brings us to E. Roger Brown,
13 public hearing on a lot line revision.14 MR. TRUNCALI: "Legal notice, lot line
15 revision application. Please take notice a
16 public hearing will be held by the Marlborough
17 Planning Board pursuant to the State
18 Environmental Quality Review Act and the Town of
19 Marlborough Town Code 134-33 on Monday, March 3,
20 2014 for the following application: E. Roger
21 Brown, lot line revision, at the Town Hall, 1650
22 Route 9W, Milton, New York at 7:30 p.m. or as
23 soon thereafter as may be heard. The applicant
24 is seeking approval of a lot line revision for
25 lands located at 94 Bailey's Gap Road, Milton,

2 New York, Section 95.4; Block 1; Lot 12, 11 and
3 13. Any interested parties either for or against
4 this proposal will have an opportunity to be
5 heard at this time. Joseph Porco, Chairman, Town
6 of Marlborough Planning Board."

7 CHAIRMAN PORCO: Does anyone have any
8 questions on this application?

9 (No response.)

10 CHAIRMAN PORCO: Pat, your comments
11 don't look like they've changed.

12 MR. HINES: They haven't changed.
13 They're the same ones as last time.

14 The map has been revised to consolidate
15 two lots and then do a slight lot line change of
16 an adjoining parcel to create a new conforming
17 lot.

18 The only issue is the mobile home to be
19 removed has to be removed prior to filing the
20 maps or signing of the maps. So that's the only
21 outstanding issue.

22 It had been before the Board with a
23 couple different lot line arrangements that
24 attempted to keep the mobile home but that
25 created zoning bulk compliance issues. Now with

2 the current layout resulting in a 1.62 acre
3 parcel, removing the mobile home, it ends up with
4 two lots with two existing structures, each on
5 each lot, so there are no zoning issues.

6 So we have no outstanding comments.

7 CHAIRMAN PORCO: I guess if there are
8 no comments from the public, we can have a motion
9 to close the public hearing.

10 MR. RICCIARDONE: I'll make that
11 motion.

12 CHAIRMAN PORCO: Frank.

13 MR. BRAND: I'll second.

14 CHAIRMAN PORCO: Chris. All those in
15 favor, say aye.

16 MR. BRAND: Aye.

17 MR. TRAPANI: Aye.

18 MR. RICCIARDONE: Aye.

19 MR. LOGUE: Aye.

20 MR. TRUNCALI: Aye.

21 MR. FALKENBERG: Aye.

22 CHAIRMAN PORCO: Aye.

23 MR. TRAPANI: Joe, you have to collect
24 the things that were sent out.

25 MR. PAULI: The receipts for the

1 E. ROGER BROWN

7

2 certified letters.

3 CHAIRMAN PORCO: How many were sent
4 out?

5 MR. PAULI: Five.

6 CHAIRMAN PORCO: How many were
7 returned?

8 MR. PAULI: All were returned.

9 CHAIRMAN PORCO: Thank you, Ben.

10 MR. HINES: We would recommend a
11 negative declaration.

12 CHAIRMAN PORCO: Any questions from the
13 Board?

14 (No response.)

15 CHAIRMAN PORCO: In that case we can
16 have a motion for a negative declaration.

17 MR. RICCIARDONE: I'll make that motion
18 for a negative dec.

19 CHAIRMAN PORCO: Frank.

20 MR. LOGUE: I'll second.

21 CHAIRMAN PORCO: Mike. All those in
22 favor, say aye.

23 MR. BRAND: Aye.

24 MR. TRAPANI: Aye.

25 MR. RICCIARDONE: Aye.

2 MR. LOGUE: Aye.

3 MR. TRUNCALI: Aye.

4 MR. FALKENBERG: Aye.

5 CHAIRMAN PORCO: Aye.

6 Any opposed?

7 (No response.)

8 CHAIRMAN PORCO: The lot line approval.

9 If there are no issues with the Board, we can
10 have a motion for lot line approval -- lot line
11 revision approval.

12 MR. RICCIARDONE: Lot line revision.

13 I'll make a motion for a lot line revision.

14 CHAIRMAN PORCO: Frank.

15 MR. BRAND: I'll second.

16 CHAIRMAN PORCO: And Chris. All those
17 in favor, say aye.

18 MR. BRAND: Aye.

19 MR. TRAPANI: Aye.

20 MR. RICCIARDONE: Aye.

21 MR. LOGUE: Aye.

22 MR. TRUNCALI: Aye.

23 MR. FALKENBERG: Aye.

24 CHAIRMAN PORCO: Aye.

25 Any opposed?

2

(No response.)

3

CHAIRMAN PORCO: It is noted the maps
will not be signed until the mobile home --

4

5 MR. HINES: Correct. That's a
6 condition of approval.

7

MR. PAULI: All right.

8

(Time noted: 7:35 p.m.)

9

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C E R T I F I C A T I O N

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12

I, Michelle Conero, a Shorthand
Reporter and Notary Public within and for
the State of New York, do hereby certify
that I recorded stenographically the
proceedings herein at the time and place
noted in the heading hereof, and that the
foregoing is an accurate and complete
transcript of same to the best of my
knowledge and belief.

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DATED: March 15, 2014

25

STATE OF NEW YORK : COUNTY OF ULSTER
TOWN OF MARLBOROUGH PLANNING BOARD

In the Matter of

OSBORN/WAGNER

Project No. 14-7004
Wym Heights & Prospect Street
Section 108.2; Block 4; Lots 26.1, 27.1 & 35

SKETCH
LOT LINE REVISION

Date: March 3, 2014
Time: 7:38 p.m.
Place: Town of Marlborough
Town Hall
1650 Route 9W
Milton, NY 12547

BOARD MEMBERS: JOSEPH PORCO, Chairman
CHRISTOPHER BRAND
BEN TRAPANI
FRANK RICCIARDONE
MICHAEL LOGUE
JOEL TRUNCALI
WALT FALKENBERG

ALSO PRESENT: RONALD BLASS, ESQ.
PATRICK HINES
KATHI NATLAND

APPLICANT'S REPRESENTATIVE: MR. PAULI

MICHELLE L. CONERO
10 Westview Drive
Wallkill, New York 12589
(845) 895-3018

2 CHAIRMAN PORCO: Next is Osborn/Wagner,
3 sketch on a lot line revision.

4 MR. HINES: This is a proposed --
5 actually it's a consolidation of three lots into
6 one larger lot.

7 There's two existing residential lots
8 that access off of Wyms Heights which is a loop
9 road that comes around back onto Ridge. They're
10 each about 2 acres in size and they are proposed
11 to be added to the existing lot that fronts on
12 Prospect Street, which I believe Mr. Osborn's
13 residence is on. So they're going to add 4 acres
14 to that lot making it a 17.5, plus or minus, acre
15 lot.

16 The only issue we have is that it
17 requires a public hearing. It doesn't look like
18 there's any significant issues. There's no new
19 proposed construction. It's just adding 4 acres
20 to pretty much an agricultural lot at this point.

21 CHAIRMAN PORCO: What are the other two
22 lots presently used as?

23 MR. HINES: They're vacant. They were
24 formed in 2009 during a subdivision.

25 MR. RICCIARDONE: They're not under

2 farming?

3 MR. HINES: I don't remember the

4 2009 --

5 MR. PAULI: They're residential
6 building lots.

7 CHAIRMAN PORCO: I don't remember --

8 MR. HINES: I don't recall the
9 subdivision either. It's referenced as --10 MR. OSBORN: Mr. Pomarico made it for
11 his kids.12 MR. HINES: Vincent and Jean Pomarico.
13 I don't remember it coming before the Board.14 CHAIRMAN PORCO: Not in '09. Maybe
15 before that.16 MR. HINES: Tried to do it by deed or
17 something.18 MR. PAULI: We did have subdivision
19 approval for that. We might be able to break out
20 the map if we wanted to review that.

21 MR. HINES: I thought the same thing.

22 CHAIRMAN PORCO: It's just not ringing
23 a bell. That doesn't mean --24 MR. HINES: In 2009 it would not have
25 been filed by deed anyway.

2 MR. OSBORN: I remember it but I
3 would --

4 MR. TRAPANI: Is that across the
5 street?

6 MR. RICCIARDONE: I don't remember it.

7 CHAIRMAN PORCO: Any questions from the
8 Board so far?

9 MR. FALKENBERG: It's pretty
10 straightforward.

11 CHAIRMAN PORCO: Do you think those
12 will be agriculturally used also?

13 MR. OSBORN: Eventually, yeah. It's
14 very good land. That's the idea.

15 CHAIRMAN PORCO: If there are no
16 questions from the Board, I think the only thing
17 we need to do is schedule a public hearing for
18 the first Monday in April.

19 MR. RICCIARDONE: I'll make that
20 motion.

21 MR. TRAPANI: I'll second it.

22 CHAIRMAN PORCO: Frank and Ben. All
23 those in favor, say aye.

24 MR. BRAND: Aye.

25 MR. TRAPANI: Aye.

2 MR. RICCIARDONE: Aye.

3 MR. LOGUE: Aye.

4 MR. TRUNCALI: Aye.

5 MR. FALKENBERG: Aye.

6 CHAIRMAN PORCO: Aye.

7 The motion is carried.

8 MR. HINES: April 7th is the first
9 Monday.10 MR. PAULI: So we'll see you on the 7th
11 for the public hearing.12 CHAIRMAN PORCO: Somebody has to
13 advertise and do all that.

14 MR. PAULI: Yes. Thank you very much.

15 CHAIRMAN PORCO: Thank you.

16

17 (Time noted: 7:40 p.m.)

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C E R T I F I C A T I O N

7 I, Michelle Conero, a Shorthand
8 Reporter and Notary Public within and for
9 the State of New York, do hereby certify
10 that I recorded stenographically the
11 proceedings herein at the time and place
12 noted in the heading hereof, and that the
13 foregoing is an accurate and complete
14 transcript of same to the best of my
15 knowledge and belief.

23 DATED: March 15, 2014

STATE OF NEW YORK : COUNTY OF ULSTER
TOWN OF MARLBOROUGH PLANNING BOARD

In the Matter of

NEW CINGULAR WIRELESS PC, LLC

Project No. 14-7005
10 Ann Kaley Lane
108.2; Block 4; Lot 43.410

SKETCH
SITE PLAN

Date: March 3, 2014
Time: 7:40 p.m.
Place: Town of Marlborough
Town Hall
1650 Route 9W
Milton, NY 12547

BOARD MEMBERS: JOSEPH PORCO, Chairman
CHRISTOPHER BRAND
BEN TRAPANI
FRANK RICCIARDONE
MICHAEL LOGUE
JOEL TRUNCALI
WALT FALKENBERG

ALSO PRESENT: RONALD BLASS, ESQ.
PATRICK HINES
KATHI NATLAND

APPLICANT'S REPRESENTATIVE: DONALD ROSS

MICHELLE L. CONERO

10 Westview Drive

Wallkill, New York 12589
(845) 895-3018

2 CHAIRMAN PORCO: Next is New Cingular
3 Wireless, sketch for a site plan.

4 MR. ROSS: Good evening. Is this okay?

5 CHAIRMAN PORCO: We have an easel.

6 MR. ROSS: My name is Don Ross,
7 R-O-S-S, I'm with the law firm of Phillips, Lytle
8 in Albany, New York. Joining me tonight is
9 Parker Armsby from Aerosmith Development.

10 Aerosmith is the site acquisition representative
11 for AT&T which is the New Cingular Wireless.

12 This is part of an ongoing rule out of
13 LTE facilities across upstate New York. AT&T
14 identified upstate, the Hudson Valley in
15 particular, as an area that was underserved by --
16 its customers were underserved by the existing
17 antennas and towers, and so that brings us here
18 tonight.

19 The land is located -- the parcel in
20 question is at 10 Ann Kaley Lane in the Town.
21 Mr. Osborn is the landowner.

22 I don't know if you can see this
23 drawing too well from where you're sitting. What
24 this is is what we call in the business an
25 elevation drawing. It's looking at the tower,

2 which you'd be looking at it from the side I
3 suppose. It's a monopole. That's sort of the
4 standard issue type of tower that's used. I mean
5 there's many different kinds but the monopole is
6 probably the optimal functional, I guess you
7 would say, tower.

8 This tower we're planning on -- we plan
9 on having 150 foot tall tower and locating at the
10 top of the tower nine antennas. It's a
11 nine-antenna array. They come in like a sector.
12 If you were looking at it from the top down, the
13 antennas would be arranged in groups of three so
14 when they radiate out they form a 360 degree
15 complete circle so that the signal from the
16 antennas is radiating out in all directions.
17 You'll have two what you call LTE antennas which
18 is 4G, long term evolution. It's the stuff that
19 makes these things works. This is an iPhone but
20 Samsung and other devices use 4G.

21 MR. LOGUE: Is it only good for AT&T
22 customers?

23 MR. ROSS: That would only be good for
24 AT&T customers, but the tower itself can be used
25 for any other wireless carrier who would want to

2 co-locate on it and sign a lease agreement.

3 MR. HINES: They would be back before
4 you should they do that. There are provisions.
5 The height of this tower does allow for
6 additional companies to co-locate.

7 MR. RICCIARDONE: How many companies?

8 MR. HINES: It depends on the height
9 and the structural integrity. Each one would
10 have to do their own analysis. As you get lower
11 -- obviously the person who -- the first one on
12 the tower gets the best coverage. As you get
13 lower you lose coverage, and then the structural
14 components of the tower need to be analyzed as to
15 how much load you can put on there based on wind
16 loading and ice loading.

17 CHAIRMAN PORCO: Why would they have to
18 come back?

19 MR. HINES: Your ordinance requires
20 anyone co-locating to come back for a review.
21 There's issues regarding the structural integrity
22 of the tower, the visual impacts of the tower, a
23 radiation and frequency analysis that are
24 required in your ordinance. So there's a whole
25 litany of things that are required to be looked

2 at.

3 MR. RICCIARDONE: AT&T would be the
4 only one on this tower now?5 MR. HINES: Under their PCS or Cingular
6 Wireless --7 MR. RICCIARDONE: And the structure
8 itself, how do we know we start off with
9 something that we can add other things to it?10 MR. HINES: That's my office. What I'm
11 recommending is we have a tower consultant that
12 we use. We've used him before for the Verizon
13 application that never came to fruition. We'd
14 like you to authorize us to bring them on to take
15 a look at the radiation, the coverage maps to
16 make sure they comply with your ordinance, --17 MR. RICCIARDONE: The integrity of the
18 tower to start with.19 MR. HINES: -- correct -- and to make
20 sure that there's the conservative design to
21 allow for the co-location. We do want to
22 co-locate. Your ordinance encourages co-locating
23 to limit the number of towers. A lot of the
24 towers we see now are for the fourth generation
25 and there are capacity issues within the system.

2 They have coverage but everyone has got one of
3 these things we just held up and their computers
4 at home, and so they need them just for the
5 capacity issue, not for coverage. This one is
6 for a coverage issue but may be for capacity
7 also.

8 I'll let you continue.

9 MR. ROSS: That's fine.

10 MR. RICCIARDONE: Just looking at the
11 tower in itself, the location, should we go look
12 where it's being located, number one, since it is
13 150 foot tall?

14 MR. HINES: Yes. One of the things
15 they're here for tonight is to schedule a balloon
16 test. Your ordinance requires they put a balloon
17 up 150 feet --

18 MR. RICCIARDONE: So we can see --

19 MR. ROSS: You would just tell us the
20 locations you would want us to take pictures of
21 the balloon from so we can prepare the photo
22 simulations as they're known in the business.
23 It's a superimposed photograph.

24 MR. RICCIARDONE: See who else in your
25 community can see that and what what kind of

2 obstruction it is. It's just a regular pole
3 tower? I can't see it from here.

4 MR. ROSS: Let me turn it so you can
5 see it.

6 MR. BRAND: Is that part of the public
7 hearing process too, the balloon test, so people
8 will know when to look for it?

9 MR. ROSS: Yes. There will be a
10 notice. We're required to give notice. It's
11 required to be held on the weekend. We'll have
12 to give two notices, one on a fourteen-day
13 interval and one on a seven-day interval.

14 MR. HINES: So the public and the Board
15 can take advantage of when it's up. Also they'll
16 provide photo simulations in their report should
17 you miss it.

18 MR. ROSS: When we're at the public
19 hearing, by that point in time we'll ideally have
20 the photo simulations complete.

21 MR. RICCIARDONE: It's a telescopic
22 pole, I'm assuming, where it looks almost like a
23 flag pole, it goes thinner as it goes up?

24 MR. HINES: A conventional monopole.
25 Yup.

2 MR. RICCIARDONE: Is that on a concrete
3 slab?

4 MR. ROSS: At the base of the -- the
5 whole leased area itself is about 100 feet by --
6 bear with me a second. I have it. I have a
7 better drawing here that shows the area. So this
8 is what -- this is sort of a top down view.
9 Here's where the monopole is. You're talking
10 about a total of 100 by 100 leased area, and then
11 you have a fenced compound 60 feet by 60 feet.
12 You're going to have a concrete slab of 4 by 4.
13 There's an equipment shelter adjacent to this
14 that's 12 feet by 12 feet. Inside the equipment
15 shelter is what they call the cabinets. It's the
16 transmitters and equipment that makes all the
17 other stuff work. What happens is those are
18 linked to the antennas up on the tower by coax
19 cables. Behind those antennas are things called
20 RRUs, you'll see that in the application, remote
21 radio heads. They're basically signal boosters
22 because there is signal loss when you're going
23 from the antenna down to the transmitter.

24 MR. RICCIARDONE: The fenced in area is
25 just a slab?

2 MR. ROSS: Well the fenced in area is a
3 little larger than just the slab. You're going
4 to have, and we've proposed here, and I know
5 we'll be discussing this in light of the letter
6 that came out today, but according to your code
7 it requires some kind of screening. I would
8 submit that this is a parcel that many of you are
9 probably familiar with, it's pretty well
10 forested. You correct me if I'm wrong Mr.
11 Osborn, it's about four-tenths of a mile off the
12 road, and I would say it's surrounded on two-
13 and-a-half sides by fairly dense forest. So that
14 may have some issues in terms of -- I think it's
15 pretty well screened, but we'll leave that to the
16 Board to make that determination. The code
17 obviously requires some sort of screening. We
18 did propose arborvitae provided in two rows.

19 MR. RICCIARDONE: What type of road is
20 that?

21 MR. ROSS: This is actually the
22 existing access road. Ann Kaley Lane obviously
23 ends at --

24 MR. HINES: It's to the Stoutridge
25 Winery.

2 MR. ROSS: It ends at the Stoutridge
3 Winery. This is one of the things that makes the
4 site ideal. In a lot of cases AT&T or any other
5 carrier have to make their way through the woods
6 and make an access road. The access road already
7 exists here.

8 MR. TRAPANI: How much area will that
9 tower cover for transmission? Do we know yet?

10 MR. ROSS: That's a great question.

11 MR. TRAPANI: We've had that here
12 before where they want it here and then they said
13 they'd need another tower by the ambulance corp
14 and then you need another tower up not too far
15 away. I mean that's the thing.

16 MR. ROSS: This is what's called a
17 coverage map. I'll explain what all the colors
18 mean in a second. What it all boils down to is
19 each of the carriers, AT&T and all the rest of
20 them, they have what they call an RF department.
21 It's the engineers, the guys that have the green
22 lampshades on and they're crunching the numbers
23 and they're getting data from customers saying
24 I've got dead spots, and they mathematically
25 extrapolate where the dead spots are in coverage.

2 Once they identify a coverage gap in a critical
3 area, they then send the folks like Parker and
4 the others out to go within that -- they task
5 them with something called a search ring. They
6 say within this two-mile area you have to find a
7 site. Optimally you want to find an existing
8 structure, if there is an existing structure,
9 that if you locate on it it will cover the
10 coverage gap. If not, if an existing structure
11 obviously isn't present, there's no existing
12 structure, you're going to have to try to find a
13 piece of land that's optimally suited for that.
14 Within that same framework, pursuant to your
15 tower code, and a lot of other towns have the
16 same kind of code, AT&T tries to use -- tries to
17 look and see if there's any municipally owned or
18 publicly owned land they can site on first.
19 Based on the analysis, and Parker can speak to
20 that too, we haven't been able to find any public
21 land that was optimally suited for this purpose.

22 Now to the map itself. This is a map
23 of the existing coverage covering the Town of
24 Marlborough. Just to give you -- I'm sure -- I
25 hope I'm not sounding too bad. You've got Route

2 9W and you've got Lester Avenue running here,
3 you've got Plattekill Road, you've got Lattintown
4 Road, Ridge Road coming up here. I mention those
5 names because these are the areas in which AT&T
6 identified they wanted to try to improve the in-
7 building coverage. That means inside the
8 residences. Folks will be able to use these
9 devices inside their homes. Yellow and green,
10 when you look at these maps, means optimal.
11 That's the best situation. That means you've got
12 within -- you're inside a wood building, a wooden
13 building, any sort of modern construction, you're
14 going to be able to get a usable signal. That
15 means your calls aren't going to cut out when
16 you're wandering around your house, you're going
17 to be able to use your device to surf the
18 internet if you want to, if you have to, without
19 having any sort of interruptions. That's the
20 optimal situation. When you see red, it's not
21 necessarily bad but it's not an optimal level of
22 service. Things are going to cut out when you're
23 in red or gray.

24 MR. BRAND: It's pretty bad in those
25 areas.

2 MR. ROSS: Yeah. I think that's a safe
3 statement. I don't want to go too far by saying
4 it's really bad. AT&T and it's engineers,
5 they're going to look at something and say I want
6 to turn something red to yellow and green if I
7 can. They look at this map and pinpoint the
8 spot. Here's where the tower would be located if
9 you were to approve it. So what happens with
10 red. You've got an approved coverage area along
11 the road. You have better coverage at the high
12 school. That's another spot that was an area
13 that we included coverage, along Ridge Road,
14 along 9W, and obviously Lattintown Road and some
15 of the other county roads. So green and yellow
16 are what you're shooting for. It's primarily in
17 building but it's also going to improve what we
18 call in vehicle coverage, too. That means in
19 your car, if you're roaming around with your
20 bluetooth, you have a clear signal. All of this
21 is in the package, too. In fact, there's
22 probably a more detailed presentation in there.
23 I wanted to be able to present here tonight.
24 I'll bring this to the public hearing, obviously,
25 to show what the intended effect of the tower

2 will be. This is just for AT&T customers. I
3 can't tell you what the other carriers would
4 have. I would imagine it would be something
5 fairly similar.

6 CHAIRMAN PORCO: What size is the
7 balloon that they send up for the test?

8 MR. ROSS: Can you answer that?

9 MR. ARMSBY: The size is in diameter.
10 I'd say it's roughly about three feet, maybe a
11 little bigger. Obviously they float it to 150
12 feet, which is the ultimate height that we're
13 proposing for the tower. I've seen them before.
14 We actually do it in-house. They are pretty easy
15 to see, obviously depending on where the tower is
16 being built. Like we said in this particular
17 instance, four-tenths of a mile off a public
18 roadway it's going to be more difficult to see,
19 but neighbors who are people that are familiar
20 with the area might have a better shot at it.

21 MR. ROSS: I'm sorry to interrupt. I
22 can help explain the balloon test. I'm looking
23 at your code. It says we, the applicant, would
24 be charged -- we'd have to arrange to fly a
25 minimum of a three-foot diameter, brightly

2 colored balloon at the maximum height of the
3 proposed new tower.

4 MR. FALKENBERG: What's the diameter of
5 the array?

6 MR. BRAND: How does that compare to
7 this?

8 CHAIRMAN PORCO: That's what my next
9 question was. The top of the tower or the array,
10 what's the diameter?

11 MR. ARMSBY: Ten foot. You're at the
12 150 tower, the RAD center is where the
13 installation takes place, it's 146 feet, and they
14 obviously locate there so that the tip of the
15 antenna does not exceed 150 feet. For each
16 picture, the sector if the equilateral triangle,
17 as he was explaining before, and the ten-foot
18 booms that come out perpendicular and then the
19 array of the three antennas will be connected to
20 the end of those booms.

21 MR. ROSS: The antennas themselves are
22 about --

23 MR. BRAND: There's another picture.

24 MR. ROSS: I'll go back to the earlier
25 picture. The antennas themselves, and Parker can

2 correct me if I'm wrong about this --

3 MR. BRAND: The overhead one?

4 MR. LOGUE: What's the likelihood of
5 other providers building on this tower?

6 MR. ARMSBY: I would hope very likely.

7 I mean for AT&T, you know, they would obviously
8 love to have other people come on the tower as a
9 source of income. As the Town and the Zoning
10 Board, if another company or carrier comes in
11 proposing a new tower, it gives you the right to
12 tell them, you know, we're not going to let you
13 put up towers all over the Town, we have a
14 perfectly viable existing tower here. So you can
15 sort of guide or direct them as the Zoning Board,
16 restrict them to using this tower. I think this
17 tower structurally, and I know there was question
18 about the structural analysis before, I want to
19 say it's designed as a four- carrier tower. I
20 think we'll definitely submit a structural
21 analysis with it.

22 As you were saying --

23 MR. ROSS: In exhibit D in the package
24 there's a discussion about -- there's a
25 discussion about a couple of things. The point

2 is from the manufacturer it is designed to hold
3 at least four other carriers besides AT&T. When
4 I say four other carriers, I don't mean an
5 antenna or two. It can hold a full load,
6 subject, obviously, as Mr. Hines said, to further
7 structural tests and technical -- any technical
8 questions. It may not be ideal for each carrier
9 to have a full set of twelve antennas up there at
10 any one time.

11 MR. BRAND: It's got to be like twenty
12 feet.

13 MR. HINES: It's not a complete circle
14 but it's about twenty feet across. It's a
15 triangle.

16 CHAIRMAN PORCO: When someone looks at
17 the balloon and says it's not bad, all of a
18 sudden it's twenty feet, it didn't look like that
19 with the balloon.

20 MR. HINES: One of the things the
21 balloon test does is it allows them to calibrate
22 the photo simulations if you ask them for that.
23 They can take photos of where the balloon is and
24 they can project the power and provide that for
25 you.

2 MR. ARMSBY: It's all done to scale.

3 MR. HINES: If they know where the
4 balloon is they can put those arrays at that
5 height in the photo and simulate that so it's
6 done accurately.

7 MR. BRAND: Can I ask a question?

8 MR. ROSS: Sure.

9 MR. BRAND: In K, it said that the
10 schools were looked at but just essentially that
11 New York State schools aren't interested in
12 general. Were the two school districts
13 approached to become the lessee for this
14 particular project?

15 MR. ROSS: Can you speak to that one,
16 Parker?

17 MR. ARMSBY: I know that the site
18 acquisition agent for Aerosmith who actually
19 performed it, that was one of the first spots she
20 did look. I don't know if she -- I believe she
21 provided, I assume they're in your packets, a
22 signed affidavit basically explaining the
23 process. It's in number 7 in her letter to the
24 Planning Board. Basically she goes through and
25 says she did look at both the middle school and

2 the high school but ultimately they did not meet
3 both the RF propagation needs as well as you had
4 mentioned before issues with co-locating on
5 public schools with the State.

6 MR. ROSS: The member's question was a
7 little more direct. Was there a general lack of
8 interest?

9 MR. BRAND: That seems very different
10 than approaching them and asking them if they
11 were interested at all. Is that a yes or no?

12 MR. ROSS: I think the answer to that
13 is no.

14 MR. ARMSBY: Their response was no.
15 Correct. When they both -- when she originally
16 was considering them as a candidate they were
17 approached and the answer was no.

18 MR. BRAND: So the school board was
19 approached and they said no to this to project?

20 MR. ARMSBY: I'm not exactly sure whom
21 she spoke to.

22 MR. HINES: I think it's a general
23 statement. I don't believe they -- based on her
24 response, I believe they summarily dismissed
25 school district properties because of issues

2 they've had in the past.

3 CHAIRMAN PORCO: I would think that
4 school districts would shy away.

5 MR. HINES: The radiofrequency issues.

6 CHAIRMAN PORCO: Radiofrequency and my
7 kid got cancer.

8 MR. BRAND: When you're \$7,000,000 in
9 the hole you might want to --

10 CHAIRMAN PORCO: I'm telling you I know
11 the way they think.

12 MR. RICCIARDONE: I could raise my hand
13 and say I'm almost positive to that, that they
14 would not.

15 CHAIRMAN PORCO: Someone that is to
16 bring that up, that would put the kibosh on
17 everything.

18 Any other questions so far?

19 (No response.)

20 CHAIRMAN PORCO: So when the balloon
21 test goes up, I mean is that -- would that be
22 done before the public hearing?

23 MR. HINES: Yes.

24 MR. ROSS: Yes, it would. Ideally, Mr.
25 Chair, we'd love to schedule -- at your direction

2 obviously, we'd love to schedule it tonight or
3 agree upon a date tonight.

4 MR. RICCIARDONE: We're not going out
5 tonight.

6 MR. ROSS: I don't mean tonight.

7 MR. HINES: I think there's two things
8 we should look at tonight. One is the schedule,
9 which weekend would be appropriate, and the other
10 is to give them input as you, the Board, knowing
11 the local roads know where you would like them to
12 do some photo simulations during that balloon
13 test in case someone can't make it. If you know
14 where the site is, and Steve certainly would be
15 able to say. If there's any public accessible
16 areas that would have that. I can imagine coming
17 up the 9W hill by the ambulance corp, I don't
18 know if you can look across and see it there. It
19 would probably be visible from there I'm
20 thinking. I don't know. That would give them
21 some guidance of where they should take those
22 photo simulations while the balloon is up.

23 MR. LOGUE: My front yard looks down
24 over your property.

25 CHAIRMAN PORCO: What was that?

2 MR. OSBORN: 1, 2, 3 and 4 would be
3 sites.

4 CHAIRMAN PORCO: So from behind it on
5 Wyms Heights, your property.

6 MR. OSBORN: I don't think from
7 Western, from Manion's Hill.

8 CHAIRMAN PORCO: Anywhere else on
9 Ridge?

10 MR. OSBORN: I'd doubt you'll see it.

11 MR. HINES: Because of the ridge behind
12 it, it won't be sky lit or silhouetted because
13 you have the Marlborough mountains to the rear.
14 Like you said, the Wyms site would be looking out
15 over where it's silhouetted against the sky in
16 the east there.

17 MR. BRAND: I can see his winery so I'm
18 sure I would see that.

19 MR. RICCIARDONE: If you take it from
20 Prospect where his street intersects into it, you
21 might take that view, and then back onto Manion's
22 Hill would be another shot.

23 MR. OSBORN: Manion's Hill I would look
24 at, Wyms Heights.

25 MR. BRAND: This is not going to be one

2 of those ones that look like a giant tree?

3 MR. OSBORN: No way. I would not allow
4 that.

5 CHAIRMAN PORCO: Which doesn't look
6 like a tree.

7 MR. HINES: It looks like someone took
8 a fake Christmas tree.

9 Can you put the propagation maps back
10 up. Maybe they can take a view of -- I want to
11 use that for street ideas. That's the best one
12 we have right now.

13 MR. RICCIARDONE: Coming up Manion's
14 Hill you are -- you could take it from the south
15 to the north.

16 CHAIRMAN PORCO: Can you see it from
17 Coyote Ridge?

18 MR. RICCIARDONE: Where that bend is
19 coming off Western, that's Plattekill. Go up on
20 Western. Right where your finger is. Right up
21 there. Just up past that bend is Manion's Hill.
22 Right there. Right? That would be a shot. That
23 is off Ridge. Once you go up Western Avenue,
24 then come east, right up there somewhere.
25 There's got to be a height --

2 MR. TRAPANI: That's Old Indian Road.

3 MR. RICCIARDONE: Is that Old Indian or
4 is that Ridge?

5 MR. LOGUE: 121 Western Avenue would be
6 a good spot.

7 MR. RICCIARDONE: I know for a fact
8 that 86 Western does not have cell service.

9 MR. HINES: For AT&T.

10 CHAIRMAN PORCO: You said which
11 weekend? I mean obviously -- how hard is it to
12 get these things up if there's any kind of
13 breeze?

14 MR. HINES: That becomes difficult for
15 them. If you remember when we did the Sports
16 Dome, we had 300 feet of rope out and it was 20
17 feet high.

18 MR. ROSS: If it fails and it doesn't
19 work we have to do it again.

20 MR. HINES: I've seen them use cranes
21 also to simulate it. They start out with a
22 sixty-foot crane.

23 MR. ROSS: The 22nd would be the first
24 weekend day that we could actually get in in
25 terms of getting notice out.

2 MR. OSBORN: That's Ridge.

3 MR. RICCIARDONE: I think the next shot
4 should be somewhere up in here. That's Noah's
5 Loop or something.

6 MR. HINES: That's Wym Heights.

7 MR. OSBORN: 1, 2, 3 and 4. The public
8 hearing is going to be Wym Heights.

9 MR. TRUNCALI: I would say from 9W over
10 here. Like on the highest point of 9W.

11 MR. HINES: By the old ambulance corp.

12 MR. RICCIARDONE: That's my house right
13 there.

14 MR. HINES: You'll be able to see it
15 from your shop.

16 MR. RICCIARDONE: Probably my store.

17 MR. HINES: Give them that address.

18 MR. RICCIARDONE: 1504 Route 9W.

19 MR. OSBORN: Do you think so?

20 MR. HINES: I think so.

21 MR. RICCIARDONE: Without trees, at
22 that height? Without leaves you might be able to
23 get that. And then he had another one which was
24 between Lyons Lane -- Lyons Lane and --

25 MR. TRUNCALI: Prospect Street and

2 Lyons Lane.

3 MR. BRAND: At the peak of these you're
4 going to get --

5 MR. RICCIARDONE: Ridge. Your house on
6 Manion's Hill is a good shot, too. 110; right?

7 MR. LOGUE: It's Apple View Lane
8 actually. 121 Western I told him.

9 MR. TRAPANI: I know I can see it
10 from --

11 MR. ROSS: I've got four sites, 1504
12 9W, Prospect Street and Lyons Lane, 121 Western,
13 and I've got Wyms Heights. Do you have that?

14 MR. OSBORN: Prospect Street and Lyons
15 Lane, you'll never see it from there.

16 MR. HINES: Wyms Heights definitely.
17 That's a residential area.

18 CHAIRMAN PORCO: I was going to say I
19 don't know what numbers on Wyms Heights.

20 MR. HINES: Somewhere under there.

21 MR. LOGUE: Cross out Ridge Road and
22 Lyons. You'll never see it from there.

23 MR. RICCIARDONE: The new brick house
24 is right there.

25 MR. TRAPANI: By Louie Sarinsky's farm.

2 CHAIRMAN PORCO: You said the first
3 earliest date would be the 22nd?

4 MR. ROSS: Yeah. We're required to
5 give fourteen days notice, so the earliest
6 possible date would be the 22nd of March.

7 MR. RICCIARDONE: March? The 22nd of
8 March?

9 MR. ROSS: Yeah.

10 MR. TRAPANI: That's nineteen days.

11 MR. ROSS: What happens is we have the
12 balloon test, we could probably turn around photo
13 sims in a week or less, and then we can get them
14 to the Board as soon as they're done and well in
15 time for the public hearing if you wanted to
16 schedule the public hearing for the April 7th
17 meeting.

18 MR. BLASS: What if the next meeting of
19 the Board on March 17th was used as a control
20 date for nailing down the receptor sites on the
21 visual, unless you want to complete that exercise
22 tonight.

23 MR. HINES: It would give you guys an
24 opportunity to drive around a little bit.

25 CHAIRMAN PORCO: I'm fine with using

2 the 17th in case we want to drive around.

3 MR. HINES: Schedule it for the 22nd
4 but we'll discuss it on the 17th.

5 MR. ARMSBY: You can still give notice
6 of when it's happening.

7 CHAIRMAN PORCO: We may say we think
8 this spot is a better spot.

9 MR. ROSS: That's fine.

10 MR. LOGUE: It makes sense.

11 MR. RICCIARDONE: We're saying for the
12 22nd to go set the balloon test up and then on
13 the 17th --

14 CHAIRMAN PORCO: Does the public
15 somehow get notified of that?

16 MR. HINES: Yes. It goes in the local
17 newspaper as a notification.

18 MR. ROSS: The public is going to know.

19 CHAIRMAN PORCO: I just wanted to make
20 sure. I'm sure that will be asked.

21 MR. ROSS: I'll take an educated guess.
22 I'm guessing this has to be referred to the
23 County Planning Board. Would the Board be able
24 to refer that --

25 MR. HINES: I think you have adequate

2 information.

3 MR. ROSS: -- as soon as humanly
4 possible?

5 MR. RICCIARDONE: We have to declare
6 lead agency.

7 MR. BLASS: We're going to need a
8 complete application to do that.

9 MS. NATLAND: An application from them.
10 There's one in there. That whole thing.

11 MR. HINES: The new short form E.A.F.

12 MR. BLASS: Okay. It's not totally
13 complete. Just for purposes of being clear with
14 respect to Federal regulatory principles and
15 completeness of applications and those particular
16 wrinkles that we don't need to talk about
17 tonight, probably the Board is not going to be
18 deeming this application complete for those
19 purposes until it has the visual aspects of it.
20 Does that make sense?

21 MR. ROSS: Yeah, sure. Does that
22 preclude referring it to County Planning?

23 MR. BLASS: I don't think so. I don't
24 think so. I just want to make it clear that for
25 purposes of regulatory scheme, this is not yet a

2 complete application.

3 MR. ROSS: Understood.

4 CHAIRMAN PORCO: Would we also be
5 declaring intent for lead agency and to
6 circulate?

7 MR. BLASS: Mm'hm'.

8 MR. BRAND: These towers, are those
9 existing, those other towers?

10 MR. ROSS: Well --

11 MR. BRAND: That's an existing tower?

12 MR. ROSS: I believe it was provided,
13 you can correct me if I'm wrong, one of my
14 colleagues has been working on that, Ken prepared
15 the package. We provided to you a list of -- we
16 asked that it be kept confidential.

17 MR. HINES: The cover letter has a list
18 of their existing and proposed sites. Right on
19 the front page of that.

20 MR. ARMSBY: Those ones that you see
21 there are existing.

22 MR. ROSS: South Hills Mall, that I can
23 tell you is -- there's a site there. My
24 colleague worked on that. I've driven past this
25 site.

2 MR. BRAND: I was more interested in
3 the other Marlborough --

4 MR. ROSS: The other Marlborough site.

5 MR. OSBORN: That's up Mount Zion Road.
6 I think you're co-locating on that tower.

7 MR. ARMSBY: In the propagation study
8 it will be as part of the application, the
9 alternative site analysis. They'll give studies
10 of what would have happened if we aren't
11 currently co-locating there, what the co-location
12 would be, and it basically provides evidence that
13 it doesn't meet the required need for this
14 particular coverage gap.

15 MR. TRUNCALI: Where is the next one
16 further south on our side of the river?

17 MR. ROSS: We'd have to look at the --

18 MR. ARMSBY: We'd do a tower search.

19 MR. ROSS: I'd refer you to the letter
20 we provided.

21 MR. HINES: Locust Lane in Newburgh.

22 MR. BRAND: Which letter is that?

23 MR. HINES: The front cover. The first
24 two pages. It should pull right out.

25 MR. FALKENBERG: It's separate.

2 MR. HINES: I think Locust Lane is
3 right up off of Carter Avenue.

4 MR. RICCIARDONE: Carter. Locust cuts
5 on the --

6 MR. HINES: That's the nearest one.

7 I'm just looking at the addresses here quick.

8 That looks to be the next one. Bannerman View
9 Drive is in that area in Middlehope. They're
10 actually doing a co-location right now, or
11 upgrades on Bannerman View Drive.

12 CHAIRMAN PORCO: Any other questions
13 from the Board so far?

14 (No response.)

15 CHAIRMAN PORCO: All right.

16 Therefore --

17 MR. HINES: I have a bunch of comments
18 just to run through.

19 CHAIRMAN PORCO: Yes.

20 MR. HINES: Our first comment states
21 what they told you, it's 150 foot monopole, nine-
22 antenna array, eighteen radio remote units and a
23 small equipment tower -- equipment shelter.

24 There is a 50 -- mine says 5, it's actually a 50
25 KW emergency generator, diesel powered proposed

2 on the site.

3 The applicants have identified that the
4 local fire department is interested in utilizing
5 this tower also, and they have indicated a
6 willingness to work with them to allow them to
7 site an antenna on there.8 They are going to be requesting a
9 waiver. The ordinance requires a one-and-a-half
10 times fall zone to the property line. They do
11 not have that based on the location. They're
12 designing a self-collapsing, collapsing within
13 itself tower, and that's something that we'll be
14 reviewing under the structural analysis. Rather
15 than falling outward like a tree, it's designed
16 to collapse in it's own footprint. So that's a
17 waiver they're asking for.18 Scheduling of the balloon test we just
19 discussed.20 The site is not located in your ridge
21 preservation zone. It's at an elevation of
22 approximately 540 feet. So 150 feet will be
23 about 690 to the top.24 MR. OSBORN: Wait. I don't think
25 that's right.

2 MR. ROSS: I'm sorry?

3 MR. OSBORN: That's the top of the
4 tower, 590.

5 MR. HINES: Yeah. You're at 540 I
6 think your surveyed showed. I don't know what
7 their datum was. Their survey datum was 540 I
8 thought. No?

9 MR. OSBORN: I don't think so but --

10 MR. HINES: Someone with better eyes.
11 I'll give you a shot at it. There was a survey.
12 Here it is. It's the one that says Alta Land
13 Title Survey. Whose got their glasses on better
14 than my contacts?

15 MR. BRAND: Which letter are you on?

16 MR. RICCIARDONE: The last page.

17 MR. HINES: The last page in section A.

18 MR. FALKENBERG: 360.

19 MR. HINES: That's a 3?

20 MR. RICCIARDONE: 360.

21 MR. HINES: I got that at 5. So it's
22 -- I'll go with that. Time for thicker glasses I
23 guess. I had that at 5, which is better. Better
24 for your ridge preservation, not better for AT&T,
25 obviously.

2 MR. RICCIARDONE: 410 -- 510.

3 MR. HINES: That's on the upper hill
4 there; right?5 MR. RICCIARDONE: That's on the top of
6 the crest. 360 is where it's going right through
7 the center, angle to angle.8 MR. HINES: Yup. I squinted that into
9 a 540.

10 MR. OSBORN: I was pretty sure --

11 MR. HINES: I refuse to get a
12 magnifying glass.13 CHAIRMAN PORCO: Keep it hidden in your
14 desk drawer. That's what I do.15 MR. HINES: A County Planning referral
16 is required.17 The landscaping plan. They're
18 proposing currently a double row of arborvitae,
19 which are white cedar. They'll last about a week
20 up there. We're going to need to take a look at
21 planting something else or eliminating the
22 planting at all. That species, if you put it out
23 there tonight it will be gone in the morning.24 MR. ROSS: So I guess I would -- maybe
25 we don't even need that. I understand you have

2 the power and the ability to waive the
3 landscaping requirement.

4 MR. HINES: It's something the Board
5 can look at. What I'm recommending is at least
6 not that species and not a monoculture of any one
7 species. If we are going to landscape, mix it up
8 with something more deer resistant. I've seen
9 where some of these things were planted in one
10 species and then some disease, blight, something
11 or other hits it and they all go at once.

12 MR. ROSS: You also see, it's exhibit T
13 in your package, that we did a Google -- an
14 aerial Google map of the site and it does show
15 you are -- it's rare we get this kind of
16 situation. It's very well screened in from the
17 existing forest. I would say it's --

18 MR. HINES: T?

19 MR. ROSS: T as in tall. Tall trees.

20 MR. ARMSBY: I also believe there's
21 green screening that goes around the actual
22 fencing of the compound itself.

23 MR. HINES: The slats?

24 MR. ARMSBY: The slats. So you will
25 not be able to see into it. In certain cases

2 where there's public access very near to it,
3 we'll put up trees to further protect it from the
4 -- on the site.

5 MR. ROSS: You have the discretion to
6 waive that.

7 MR. HINES: I'm just suggesting right
8 now the species mix be different. It may be
9 something, as you look at the site, there's no
10 sense in hiding something that's already hidden.
11 It's a maintenance issue for the long term.

12 MR. OSBORN: That will only make it
13 more obvious.

14 MR. ROSS: On the other hand, the code
15 requires it. We gave it our best shot. We do
16 appreciate the input as to the arborvitae.

17 MR. HINES: Our next comment is for the
18 Board to confirm that you're okay with hiring the
19 wireless tower consultant we've used in the past
20 to review the RF maps, the things those wireless
21 guys do. I don't know if the Board wants to make
22 that a motion.

23 CHAIRMAN PORCO: Yeah. Let's start
24 first with a motion to declare our intent for --
25 circulate for intent for lead agency status.

2 MR. RICCIARDONE: I'll make that motion
3 for the Marlborough Board to be lead agency in
4 this application.

5 CHAIRMAN PORCO: To circulate for lead
6 agency.

7 MR. RICCIARDONE: Circulate for lead
8 agency.

9 CHAIRMAN PORCO: Do I hear a second?

10 MR. LOGUE: I'll second it.

11 CHAIRMAN PORCO: Frank and Mike. All
12 those in favor, say aye.

13 MR. BRAND: Aye.

14 MR. TRAPANI: Aye.

15 MR. RICCIARDONE: Aye.

16 MR. LOGUE: Aye.

17 MR. TRUNCALI: Aye.

18 MR. FALKENBERG: Aye.

19 CHAIRMAN PORCO: Aye.

20 Any opposed?

21 (No response.)

22 CHAIRMAN PORCO: All right. Next would
23 be to authorize the Town to retain the services
24 of the wireless consultant.

25 MR. HINES: He'll be working through my

2 office actually.

3 MR. LOGUE: I'll make that motion --

4 CHAIRMAN PORCO: So we're not
5 authorizing --

6 MR. HINES: You're authorizing MHE to
7 retain those services and bill them through our
8 regular services.

9 CHAIRMAN PORCO: Mike. Is there a
10 second?

11 MR. RICCIARDONE: I'll second.

12 CHAIRMAN PORCO: Frank. All those in
13 favor, say aye.

14 MR. BRAND: Aye.

15 MR. TRAPANI: Aye.

16 MR. RICCIARDONE: Aye.

17 MR. LOGUE: Aye.

18 MR. TRUNCALI: Aye.

19 MR. FALKENBERG: Aye.

20 CHAIRMAN PORCO: Aye.

21 Lastly I guess would be to set it up
22 for a public hearing for the first Monday in
23 April.

24 MR. BRAND: The public hearing,
25 normally we do 500 feet when he sends out the

2 letters to notify everybody.

3 MR. HINES: Yes.

4 MR. BRAND: Is that different for this
5 project because of the --

6 CHAIRMAN PORCO: Site plan is 500 feet.

7 MR. BRAND: Okay.

8 MR. HINES: The notices for the balloon
9 test are in the general newspaper.

10 CHAIRMAN PORCO: That's in the
11 newspaper.

12 MR. BLASS: Can you get a visual
13 simulation accomplished between the 22nd of March
14 and the 1st of April?

15 MR. ROSS: Yes.

16 MR. TRUNCALI: Will the visual notice
17 -- public notice also include the public hearing
18 date?

19 MR. HINES: It's the 7th.

20 MR. ROSS: I'm sorry?

21 MR. TRUNCALI: Will the visual notice
22 in the paper also include the public hearing
23 date?

24 MR. ROSS: They would be two separate
25 things.

2 CHAIRMAN PORCO: Two separate notices.

3 MR. HINES: I believe you're looking
4 for it to say both, that there will a visual
5 balloon test and a public hearing.

6 MR. TRUNCALI: This way people who are
7 not notified within the 500 feet would know when
8 the public hearing is.

9 MR. BRAND: I think it's a good idea to
10 have that.

11 MR. ROSS: So I just want to be clear
12 on this. We're going to do joint -- a joint --
13 you'd like us to do a joint public notice for the
14 public hearing and the balloon test?

15 MR. TRUNCALI: Balloon test.

16 MR. ROSS: Okay.

17 MR. TRUNCALI: That covers you also.

18 MR. ROSS: Absolutely. I just want to
19 make sure I do exactly as the Board is directing
20 us to do.

21 CHAIRMAN PORCO: The other thing we
22 need is a motion to set it for a public hearing
23 for the first Monday in April.

24 MR. RICCIARDONE: I'll make that
25 motion, for a public hearing for the first Monday

2 in April.

3 MR. FALKENBERG: I'll second it.

4 CHAIRMAN PORCO: Frank, and Walt
5 seconded it. All those in favor, say aye.

6 MR. BRAND: Aye.

7 MR. TRAPANI: Aye.

8 MR. RICCIARDONE: Aye.

9 MR. LOGUE: Aye.

10 MR. TRUNCALI: Aye.

11 MR. FALKENBERG: Aye.

12 CHAIRMAN PORCO: Aye.

13 Any opposed?

14 (No response.)

15 CHAIRMAN PORCO: I think that's it. We
16 don't need a public hearing for the visual.

17 MR. HINES: A motion to do that?

18 CHAIRMAN PORCO: A motion. Or should
19 we have one?20 MR. HINES: I think you should
21 probably. It wouldn't hurt to do it.22 CHAIRMAN PORCO: Then we can have a
23 motion to set the -- I guess the first date would
24 be for --

25 MR. HINES: Do you want to schedule an

2 alternate date now in case there's 20
3 mile-per-hour winds?

4 CHAIRMAN PORCO: I would say let's do
5 the alternate date the following weekend.

6 MR. HINES: That way we don't have to
7 re-notice and save you two weeks.

8 MR. ROSS: Right.

9 MR. RICCIARDONE: I won't be here the
10 29th.

11 CHAIRMAN PORCO: So let's have a motion
12 to have the first date for the balloon test be
13 March 22nd --

14 MR. RICCIARDONE: I'll make that
15 motion.

16 CHAIRMAN PORCO: -- and the second date
17 March 29th should the 22nd not be feasible.

18 MR. RICCIARDONE: I'll make that
19 motion.

20 MR. BRAND: I'll second it.

21 CHAIRMAN PORCO: And Chris seconds it.

22 All those in favor, say aye.

23 MR. BRAND: Aye.

24 MR. TRAPANI: Aye.

25 MR. RICCIARDONE: Aye.

2 MR. LOGUE: Aye.

3 MR. TRUNCALI: Aye.

4 MR. FALKENBERG: Aye.

5 CHAIRMAN PORCO: Aye.

6 Any opposed?

7 (No response.)

8 MR. BRAND: Do we have a time? It's an
9 all day event?10 MR. ROSS: It can be any time between 7
11 and 4. It's a minimum of four hours. It can be
12 any time -- basically you choose us to have it --
13 it has to be between 7 and 4 and it has to be for
14 at least four hours.15 MR. FALKENBERG: Why don't you just
16 make it between 7 and 4.17 CHAIRMAN PORCO: I don't know how long
18 it --19 MR. FALKENBERG: You're going to have
20 people that work.

21 MR. LOGUE: On a Saturday?

22 MR. RICCIARDONE: I'll be up there
23 somewhere around 10:00. The sun will be up
24 higher.

25 MR. HINES: Do you want to do 10 to 2?

2 Somewhere in that range?

3 MR. RICCIARDONE: Sound good to me.

4 CHAIRMAN PORCO: All right. Anything
5 else we need to do?

6 MR. HINES: That's all you can do right
7 now.

8 MR. ROSS: Do you need me to weigh in
9 on any of these other waivers you've requested?

10 MR. HINES: We'll do that with the
11 tower consultant.

12 MR. ROSS: If you have any questions,
13 just feel free.

14 MR. FALKENBERG: In your notice are you
15 going to put the times in it --

16 MR. ROSS: Absolutely.

17 MR. FALKENBERG: -- so people know
18 enough to look?

19 MR. ROSS: We're going to follow the
20 code to the letter, and it will have all the
21 necessary information.

22 One of us will be at the meeting on the
23 17th to get the final direction on the --

24 MR. HINES: In the meantime, if the
25 Board wants to take a ride around there and see

2 if you can see some points you want them to take
3 the photo sims of.

4 MR. BLASS: March 17th -- what's the
5 date of the balloon?

6 MR. FALKENBERG: 22nd.

7 CHAIRMAN PORCO: Which is a Saturday.
8 The 17th is the next meeting.

9 MR. BLASS: So there's a minimum of a
10 fourteen-day advanced publication.

11 MR. ROSS: We have to really move it,
12 like now. We understand.

13 CHAIRMAN PORCO: Any other comments
14 from the Board on this application?

15 (No response.)

16 CHAIRMAN PORCO: If there's none, any
17 other things for the Board to bring before the
18 Board?

19 (No response.)

20 CHAIRMAN PORCO: If there's none, a
21 motion to adjourn.

22 MR. RICCIARDONE: I'll make that
23 motion.

24 MR. LOGUE: Second.

25 CHAIRMAN PORCO: Frank and Mike. All

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2 in favor, say aye.

3 MR. BRAND: Aye.

4 MR. TRAPANI: Aye.

5 MR. RICCIARDONE: Aye.

6 MR. LOGUE: Aye.

7 MR. TRUNCALI: Aye.

8 MR. FALKENBERG: Aye.

9 CHAIRMAN PORCO: Aye.

10 Thank you.

11

12 (Time noted: 8:26 p.m.)

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C E R T I F I C A T I O N

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7 I, Michelle Conero, a Shorthand
8 Reporter and Notary Public within and for
9 the State of New York, do hereby certify
10 that I recorded stenographically the
11 proceedings herein at the time and place
12 noted in the heading hereof, and that the
13 foregoing is an accurate and complete
14 transcript of same to the best of my
15 knowledge and belief.

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23 DATED: March 15, 2014

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