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VILLAGE OF GREENPORT
COUNTY OF SUFFOLK STATE OF NEW YORK

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ZONING BOARD OF APPEALS

PUBLIC HEARINGS

WORK SESSION

-----x

Third Street Firehouse
Greenport, New York

July 19, 2016
6:01 p.m.

B E F O R E :

DINI GORDON - MEMBER

JOHN SALADINO - MEMBER

DAVID CORWIN - MEMBER

ELLEN NEFF - MEMBER

PAUL PALLAS - VILLAGE ADMINISTRATOR

EILEEN WINGATE - VILLAGE BUILDING INSPECTOR

CHAIRWOMAN GORDON: Good evening.

It is 6:03. This is the July 2016 meeting of the Zoning Board of Appeals, Greenport, New York. I am Dini Gordon, I'm sitting in for Doug Moore who is absent, I'm the acting chair.

For those of you who have copies of the agenda, there are a couple of typos that should be noted.

On the first page with respect to Olinkiewicz lot 2, you'll see that it says, under lot 2 the third button down, it says requiring variance of 7.10 feet. The accurate number is five feet.

Also for Mr. Olinkiewicz, the first lot 1, the third button, the proposed lot coverage is 37 percent, Section 150-12 A of the Village of Greenport Code requires a maximum, not a minimum of lot coverage.

Those are changes in the agenda.

We'll start with public hearings, but, in fact, it's really just

1
2 announcements about public hearings.

3 First item is public hearing
4 regarding area variances sought by
5 George Liakeas, 610 Main Street,
6 Greenport, Suffolk County Tax Map
7 number 1001-3-4-3 has been adjourned
8 until the August 2016 ZBA meeting at
9 the request of the applicant.

10 And second, although the public
11 hearing on area advances sought by SAKD
12 Holdings, Daniel Pennessi, President,
13 although that hearing is being
14 continued, it's being adjourned to the
15 August meeting because we only received
16 notice of these changes that Mr.
17 Pennessi was proposing very recently,
18 and the Notice of Disapproval of his
19 building permit was only issued on July
20 15th, so in order to give the public
21 adequate notice and give the Board a
22 chance to think about these things,
23 it's been determined that it will be
24 adjourned to the next meeting.

25 At that time, the public hearing

1
2 will certainly be concluded in that
3 meeting, and the variance considered.

4 I thought in view of the fact that
5 the variance had changed, that I would
6 read what they are now after the
7 changes that have been proposed. There
8 are four variances with one having two
9 parts.

10 The first variance requested is
11 that with respect to lot coverage. The
12 proposed --

13 MS. NEFF: Excuse me, Madam
14 Chairwoman.

15 CHAIRWOMAN GORDON: Yes.

16 MS. NEFF: For those who are
17 following, that means we're on item 8
18 on page 4 of your agenda.

19 CHAIRWOMAN GORDON: If everybody
20 has the agenda, perhaps I don't need to
21 read this information, but I thought it
22 would be useful for people to know what
23 the variances will be to be discussed
24 next time, since they're different from
25 what we have been considering up to

1
2 now.

3 Does everyone have the agenda?

4 AUDIENCE MEMBER: I think it's
5 important that the public does know
6 and --

7 CHAIRWOMAN GORDON: And since
8 there are viewers, maybe a few, I'll go
9 ahead and read the variance.

10 The proposed building construction
11 has lot coverage of 3,681 square feet
12 representing 41.7 percent of the site
13 requiring an area variance of 147.3
14 square feet or 1.6 percent of the total
15 area of the lot. Section 150-12B of
16 the Village of Greenport Code requires
17 maximum lot coverage of 40 percent,
18 3,533.7 square feet, in the WC
19 Waterfront Commercial District.

20 Two. Variance of 21 spaces from
21 parking space requirement.

22 In the event that the Zoning Board
23 of Appeals determines in its
24 consideration of the interpretation of
25 the application of the off-street

1 parking requirement requested by the
2 applicant that the project is not
3 exempt from the off-street parking
4 requirement of Section 150-16A 1 of the
5 Greenport Village Code, then the
6 applicant requests a variance of the
7 off-street parking requirement of
8 Section 150-16A1 of the Greenport
9 Village Code.
10

11 The proposed mixed-use building
12 proposed 11 parking spaces. Section
13 150-16A.1 of the Village of Greenport
14 Code requires 32 parking spaces based
15 on square footage calculations and
16 requirements for hotel occupancy
17 requiring a variance of 21 parking
18 spaces of the parking space requirement
19 of Section 150-16A1 of the Greenport
20 Village Code.

21 The third deals with the loading
22 berth. Variance from size requirement
23 of the off-street loading berth.

24 He applicant is requesting a
25 variance of the size requirement for

1
2 one off-street loading berth in that
3 the proposed building has provided an
4 off-street loading berth as required by
5 Section 150-16B.E which requires one
6 berth for each 25,000 square feet of
7 floor area. Loading berths are
8 required to be 12 feet wide and 33 feet
9 in length. The proposed berth is nine
10 feet wide and 20 feet in length
11 requiring a variance of three feet for
12 the width and 13 feet for the length.

13 And the last two are the height
14 variance request.

15 The applicant requests a height
16 variance of 12 feet where Section
17 150-12B of the Greenport Village Code
18 limits the height of buildings to two
19 stories or 35 feet, and the proposed
20 building height is 47 feet based on the
21 height of the elevator bulkhead located
22 on the roof requiring a height variance
23 of 12 feet.

24 In addition there is a height
25 variance requested for a third story.

1
2 A height variance for a three-story
3 building where Section 150-12B of the
4 Greenport Village Code limits the
5 height of buildings to two stories or
6 35 feet, and the applicant proposes a
7 three-story building in violation of
8 Section 150-12B.

9 Those are the remaining variances
10 reduced from the original nine that I
11 believe were proposed when this process
12 began, and those will be dealt with at
13 the next meeting of the ZBA after the
14 closing of the hearing.

15 Okay.

16 MR. PEDRAZZI: Are you closing
17 this application because I was five
18 minutes late?

19 CHAIRWOMAN GORDON: No. We are
20 adjourning the hearing, that doesn't
21 mean closing it. We're adjourning it
22 to the next time because people have
23 had inadequate time to respond to the
24 new, and also the issuance of new
25 Notice of Disapproval requires notice,

1
2 and ten days and we would not be doing
3 that if we held it today.

4 MR. PEDRAZZI: If there is any
5 clarification, I came all the way from
6 New York City --

7 CHAIRWOMAN GORDON: Can you come
8 to the podium?

9 MR. PEDRAZZI: Sure.

10 My name is Tom Pedrazzi, I'm an
11 architect for the applicant, and Dan
12 asked me to come out to obviously try
13 to participate in the discussion on
14 this application.

15 I really can only offer any
16 architectural, any design questions.
17 Now that I hear that you don't
18 really -- didn't have time to review
19 it, then that's something I obviously
20 don't figure you have too many
21 questions, but you're very familiar
22 with the project. I know that we're
23 working very diligently to reduce the
24 amount of variances that we will be
25 requesting.

1
2 There are two, just so that you
3 understand, that really are, what we
4 see as very difficult to overcome and
5 that would be the parking and the
6 height; and we really are looking for
7 some help from the Board on those two
8 variances.

9 CHAIRWOMAN GORDON: I appreciate
10 that, and I think the added month will
11 give people a chance to think about
12 this more deeply, and the problem is
13 basically that the Notice of
14 Disapproval was only issued on the
15 15th, so there we are.

16 MR. PEDRAZZI: I know. It almost
17 beat me here, but not really, not
18 close.

19 CHAIRWOMAN GORDON: Thank you very
20 much.

21 I'm sorry you had such a long
22 trip.

23 MR. PEDRAZZI: Thank you very
24 much. I'll see you next month.

25 CHAIRWOMAN GORDON: Moving on to

1
2 the regular meeting. We have -- the
3 rest of the meeting is reviewing
4 applications to determine whether they
5 can be accepted and scheduled for site
6 visit and review next month. We have
7 six of them, and I think I want to
8 raise the question with the other
9 members of the Board, since there are,
10 would have to be, if we accepted them
11 all, we would have to make six site
12 visits to five different locations, and
13 I'm wondering if it's realistic to
14 expect that we can do that all at one
15 time. It's a small village, it seems
16 to me if we started at 4:30 and had our
17 meeting at 6:00, then it probably is
18 enough time, but I'd like to get
19 opinions from the rest of the Board, or
20 we could put off that decision until we
21 see whether we are going to accept for
22 review all of the applications.

23 What is your pleasure?

24 MS. NEFF: I would like to first
25 ask, are we going to stick to our

1
2 scheduled meeting that our next meeting
3 would be the third Tuesday, the 16th of
4 August, that's my first question, here
5 at the firehouse?

6 CHAIRWOMAN GORDON: Yes, that is
7 the plan.

8 MS. NEFF: I mean we don't know
9 whether we're going to accept all of
10 these, but is there a problem beginning
11 the site visits at 4 o'clock?

12 CHAIRWOMAN GORDON: It would be
13 4:30, I think. That would allow about
14 fifteen minutes per visit and two of
15 them are very close to one another on
16 Fifth Avenue.

17 MS. NEFF: Okay.

18 MR. SALADINO: I don't have a
19 problem with it. I'm not opposed to
20 that.

21 David?

22 MS. NEFF: All right.

23 Let us move into the consideration
24 of these applications.

25 We have the first two applications

1 from James Olinkiewicz.

2
3 The first one is for 221 Fifth
4 Avenue, I will read the -- what we will
5 be doing is considering motion to
6 accept an application for area variance
7 publically noticed and schedule a
8 public hearing for James Olinkiewicz,
9 221 Fifth Avenue, Suffolk County Tax
10 Map 1001-4-4-29.

11 The applicant requests several
12 area variances required to subdivide an
13 existing lot and construct a conforming
14 house. This subdivision will create
15 two new substandard lots requiring area
16 variance as follows:

17 Lot 1: The proposed subdivision
18 creates lot 1 which is 6,587 square
19 feet where Section 150-12A requires a
20 minimum lot size of 7,500 square feet
21 requiring a variance of 913 square
22 feet.

23 The proposed lot width is 47.82
24 feet where Section 150-12A requires a
25 minimum lot width of 60 feet requiring

1 a variance of 12.18 feet.

2
3 Lot 2: The proposed lot width is
4 52.35 feet where Section 150-12A
5 requires a minimum lot width of 60 feet
6 requiring a variance 7.65 feet.

7 The proposed combined side yard is
8 17.9 feet where Section 150-12A
9 requires a combined yard setback of 25
10 feet requiring a variance of 7.10 feet.
11 That's not right, it's 5 feet.

12 The proposed subdivision creates a
13 5-foot side yard on the north property
14 line where Section 150-12A requires a
15 side yard setback of 10 feet requiring
16 a variance of --

17 MS. WINGATE: -- 5 feet.

18 CHAIRWOMAN GORDON: -- 5 feet.

19 The property is not located within
20 the Historic District.

21 In lot 2 the second item --

22 MS. WINGATE: In lot 2, the second
23 item is 7.10 feet, the third item
24 should be 5 feet.

25 We had cut and paste problems.

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MS. NEFF: I have a question.

CHAIRWOMAN GORDON: Yes.

MS. NEFF: This talks about lot 1 and its square footage and requested variances. In lot 2, we're not told, or at least I don't see it right in front of me, the square footage.

CHAIRWOMAN GORDON: That's because it complies.

MS. NEFF: Okay. In other words, it is 7,500 square feet?

CHAIRWOMAN GORDON: Right.

Are there other questions, and have we all looked at this application and determined that it conforms to the requirements for presenting the request?

MR. SALADINO: I don't have any issues.

CHAIRWOMAN GORDON: Everybody should have the survey and drawings.

Are we ready to vote on the motion to accept this application?

MS. McENTEE: Excuse me. May I

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have a word?

CHAIRWOMAN GORDON: Okay.

Remember, this is just an application for acceptance, not for --

MS. McENTEE: I completely understand.

Joann McEntee, 242 Fifth Avenue.

I just want to make sure this is 100 percent fully, a fully completed application, and it is executed, that you have everything set in stone.

CHAIRWOMAN GORDON: That is our job.

MS. McENTEE: It hasn't been in the past, so if I may --

MR. SALADINO: Well, it's not entirely our job.

MS. McENTEE: I understand that. It comes from other powers, I understand that, but I want to make sure that you know that what you have there before we go to a hearing, that everything is set in stone, you have a fully completed application. We have

1
2 been at this place before.

3 MR. SALADINO: Is there something
4 about this application that you want to
5 make us aware of?

6 MS. McENTEE: No, not at this
7 point.

8 MR. SALADINO: I'm content that
9 this is complete and correct.

10 MS. McENTEE: Thank you.

11 MR. SALADINO: But I can't speak
12 for my colleagues.

13 CHAIRWOMAN GORDON: Well, this is
14 the time, if anyone on the Board has a
15 question about the process or the
16 documents that have been given to us,
17 this is the time to raise it;
18 otherwise, I propose, I make a motion
19 that the application for the area
20 variance be accepted for James
21 Olinkiewicz and be considered at the --
22 accepted for consideration at the
23 August ZBA meeting.

24 Do I have a second?

25 MS. NEFF: Second.

1
2 MR. SALADINO: As long as -- could
3 you put on the record that it's 221?

4 CHAIRWOMAN GORDON: Yes, probably
5 since we have two variances.

6 The area variances requested in
7 this proposal are for 221 Fifth Avenue,
8 Mr. Olinkiewicz's property at 221 Fifth
9 Avenue, Greenport.

10 We have the motion before the
11 Board; may I have a vote?

12 Mr. Corwin?

13 MR. CORWIN: Yes.

14 CHAIRWOMAN GORDON: Mr. Saladino?

15 MR. SALADINO: Aye.

16 CHAIRWOMAN GORDON: Ms. Neff?

17 MS. NEFF: Yes.

18 CHAIRWOMAN GORDON: I vote yes.

19 Moving on to --

20 MR. SALADINO: Dini?

21 CHAIRWOMAN GORDON: Yes.

22 MR. SALADINO: Maybe you want to
23 set a time for the public hearing and
24 for the site visit.

25 CHAIRWOMAN GORDON: I was thinking

1
2 I would do them -- well, all right,
3 sure.

4 If we're going to meet at the same
5 time, if we're going to do them all in
6 one day, then I suggest we start at
7 4:30. There are six applications in
8 five locations. No, I guess six
9 locations, but two of them are very
10 close on the same street, so perhaps we
11 start with this one at 4:30.

12 MR. SALADINO: Okay.

13 The seconds one is --

14 MR. PALLAS: Madam Chairman, for
15 clarification for the staff, just to be
16 clear, we spoke earlier about site
17 visits all in one day; is there intent
18 also to schedule public hearings all in
19 the same meeting as well because there
20 was already one that was postponed, you
21 would be up to seven. I just want to
22 make sure you were all --

23 CHAIRWOMAN GORDON: Well, perhaps
24 we can discuss that later in the
25 meeting, I think discuss this when we

1 know whether all of the applications
2 will be accepted because maybe a couple
3 will fall by the wayside.

4 So the next is James Olinkiewicz
5 again proposing --

6 MS. NEFF: Would you like help
7 reading these so you don't have to read
8 them all?

9 CHAIRWOMAN GORDON: Okay. We are
10 on item 3.

11 MS. NEFF: Item 3, motion to
12 accept an application for an area
13 variance, publically noticed and
14 scheduled a public hearing for James
15 Olinkiewicz, 238 Fifth Ave, section
16 block 1001-4-8-3.

17 The applicant requests several
18 area variances required to subdivide an
19 existing lot and construct a
20 nonconforming house. This subdivision
21 will create two new substandard lots
22 requiring area variance as follows:

23 Lot 1: The proposed subdivision
24 creates lot 1 which is 5,389.5 square
25

1 feet where Section 150-12A of the
2 Greenport Code requires a minimum lot
3 size of 7,500 square feet.

4
5 The proposal requires an area
6 variance of 2,110.50 square feet.

7 Lot 1 proposed lot width is 50
8 feet where Section 150-12A requires a
9 minimum lot width of 60 feet requiring
10 an area variance of 10 feet.

11 The proposed lot coverage is 37
12 percent, Section 150-12A of the Village
13 Code requires a maximum of 35 percent
14 lot coverage for a two-family house in
15 the R-2 District requiring an area
16 variance of 2 percent.

17 Lot 2: The proposed subdivision
18 creates lot 2 which is 4,026 square
19 feet where Section 150-12A of the Code
20 requires a minimum lot size of 7,500
21 square feet requiring an area variance
22 of 3,474 square feet.

23 The proposed lot depth is 50 feet
24 where Section 150-12A requires a
25 minimum lot depth of 100 feet requiring

1
2 an area variance of 50 feet.

3 The proposed cottage is 15 feet
4 from the front or west property line,
5 where Section 150-12A of the Village of
6 Greenport Code requires a minimum of 30
7 feet front yard setback; this will
8 require a 15-foot front yard area
9 variance.

10 The proposed cottage is 10 feet
11 from the rear or east property line,
12 where Section 150-12A of the Village of
13 Greenport Code requires a minimum 30
14 feet rear yard setback.

15 This will require a 20-foot rear
16 yard area variance.

17 The proposed one-story frame house
18 is 800 square feet with 695.5 square
19 feet of livable space where section
20 150A of the Village Code requires a
21 one-family dwelling located in the R-2
22 District to have 1,000 square feet of
23 livable floor area. This will require
24 an area variance of 304.5 square feet.

25 This property is not located

1 within the Historic District.

2
3 CHAIRWOMAN GORDON: Thank you very
4 much.

5 Are there questions about the
6 application?

7 MS. NEFF: I have a question.

8 Is this dirt and stone driveway
9 that goes to the rear proposed lot a
10 shared driveway? It appears to be.

11 CHAIRWOMAN GORDON: Yes, that's
12 right.

13 CHAIRWOMAN GORDON: Are there
14 questions?

15 MR. SALADINO: I have a few. I'm
16 going to wait for the public hearing.

17 CHAIRWOMAN GORDON: So your
18 questions are not about the process,
19 but about the substance?

20 MR. SALADINO: Right.

21 CHAIRWOMAN GORDON: I don't find
22 any defects in the application itself,
23 but I'm less experienced than some
24 other members of the Board.

25 Mr. Corwin, are you comfortable

1
2 with, not necessarily the content, but
3 the presentation?

4 MR. CORWIN: I haven't examined it
5 closely enough to make a determination.

6 CHAIRWOMAN GORDON: Okay.

7 I don't see any problems with it,
8 but as I say, I'm not as experienced as
9 other people.

10 Are we ready to vote on a motion
11 to accept the application for review?

12 MS. NEFF: I make a motion that we
13 accept the application concerning the
14 238 Fifth Avenue subdivision and
15 schedule a public hearing, a site visit
16 and public hearing for the August
17 meeting.

18 MR. SALADINO: Second.

19 CHAIRWOMAN GORDON: Mr. Corwin?

20 MR. CORWIN: Yes.

21 CHAIRWOMAN GORDON: Mr. Saladino?

22 MR. SALADINO: Yes.

23 CHAIRWOMAN GORDON: Ms. Neff?

24 MS. NEFF: Yes.

25 CHAIRWOMAN GORDON: And I vote

1
2 yes.

3 That site visit, we might as well
4 do it after the first one, so I'm
5 scheduling it at 4:45 for August 16th.

6 Item number 4 --

7 MS. NEFF: Madam Chair, as we work
8 our way through this agenda, I'm
9 thinking of a possibly lengthy
10 discussion we might have about the
11 project SAKD, and then that we haven't
12 had anything, today we are adjourning
13 that part. I'm seeing a problem
14 putting a lot more items on the agenda
15 for next time. I have no objection to
16 working through accepting them. I
17 guess I'd like some guidance, can we
18 change -- if we say it's going to be
19 site visit and heard at the August
20 meeting, are we committing ourselves to
21 that with no opportunity to change it?

22 CHAIRWOMAN GORDON: I wouldn't
23 think so, but I refer to you. It seems
24 that there are a couple of solutions.

25 We talked last time about having a work

1 session to discuss the SAKD matters
2 and --

3 MR. SALADINO: Once the public
4 notice is issued, it's almost, you
5 know, we really shouldn't be changing
6 it, but we don't have a lot of latitude
7 in changing, you know, you would have
8 to cancel that public notice, re-notice
9 it, have the same amount of time.

10 CHAIRWOMAN GORDON: But it doesn't
11 prevent us from having a work session
12 in which we go over --

13 MR. SALADINO: I thought we were
14 talking about the other six
15 applications.

16 CHAIRWOMAN GORDON: I think Ellen
17 was asking about whether we can deal
18 with SAKD and these applications all in
19 one meeting, and it seems -- I agree
20 that it's pretty unlikely, and we --

21 MR. SALADINO: I feel like.

22 CHAIRWOMAN GORDON: -- we've been
23 talking about the necessity, we know
24 we're going to have a lengthy

1
2 discussion about the SAKD application.

3 MR. SALADINO: The hotel
4 application doesn't necessarily have to
5 be decided that night, it can be a
6 discussion, we can close the public
7 hearing, we have 62 days to make a
8 decision about that application.

9 In my mind, and this is only in my
10 mind, I kind of feel that the public
11 had more than enough time to comment on
12 this hotel project. I don't suspect
13 there is going to be much more
14 conversation, and if it is, it's going
15 to be repetitive. I actually kind of
16 thought we were going to close the
17 public hearing tonight, but I know
18 there was a legal issue.

19 I don't see SAKD being a problem
20 next month, I see perhaps six other
21 public hearings, two of the
22 applications give the impression they
23 might be controversial, people might
24 have something to say about it.

25 CHAIRWOMAN GORDON: I think one

1
2 possibility is we decide we are going
3 to deal with a certain number of these,
4 we accept them tonight, we decide we're
5 going to deal with a certain number of
6 them at the next meeting and inform the
7 applicants, some of the applicants that
8 we'll wait another month.

9 MR. SALADINO: I'm uncomfortable
10 with that. I'm kind of uncomfortable
11 with that, you know, if we meet once a
12 month, to have an applicant come here
13 tonight perhaps her application is
14 accepted and then, you know, at the end
15 of the evening, tell her, we're not
16 really going to get to it, next month
17 we're going to get to it.

18 CHAIRWOMAN GORDON: What do you
19 suggest we do if, in fact, let's say
20 four of these six require extensive
21 conversation?

22 MR. SALADINO: I'm not sure I
23 agree with that, but if it did, you
24 know, sometimes we got to stay a little
25 bit later.

1 CHAIRWOMAN GORDON: That's fine
2
3 with me.

4 MR. SALADINO: I have a hard time
5 looking at the folks and telling them
6 come back next month or the month
7 after.

8 CHAIRWOMAN GORDON: I agree
9 absolutely. I just think we can be
10 realistic about what we can get done in
11 one evening.

12 What do you think, Mr. Corwin?

13 MR. CORWIN: I think we go for it
14 all. Start with the easy ones.

15 CHAIRWOMAN GORDON: Okay. Then
16 that requires a decision about what are
17 the easy ones, but that's not required,
18 that's nothing that's legally required,
19 so.

20 MR. CORWIN: A couple will be
21 easy.

22 CHAIRWOMAN GORDON: There are
23 certainly a couple of them that will be
24 easier.

25 MR. SALADINO: We don't really

1
2 expect a lot of public input about
3 perhaps a swimming pool, you know,
4 front porch, as opposed to a
5 three-story hotel, so I think the idea
6 of a public hearing is to let the
7 people speak. We don't have to come to
8 a decision about it that night, so I
9 think we -- not to be disrespectful, I
10 think we're looking for an elaborate
11 solution to a nonexistent problem.

12 CHAIRWOMAN GORDON: Can we hold a
13 public hearing that includes more than
14 one application or we have to --

15 MR. SALADINO: I don't understand
16 that; what do you mean?

17 CHAIRWOMAN GORDON: Could we hold
18 a public hearing that yields not just
19 variances requiring input by one of the
20 applicants; in other words, not having
21 six public hearings?

22 MR. CORWIN: No. You have to have
23 a time, domain jurisdictions don't
24 require a time. You have to have a
25 list of public hearings you're going to

1
2 have, each one is separate.

3 CHAIRWOMAN GORDON: Each one is
4 separate, that was my question.

5 I wish Joe were here.

6 MR. PALLAS: What was the
7 question?

8 CHAIRWOMAN GORDON: The question
9 is whether we have to have separate
10 hearings for each application or
11 whether we could have a hearing that
12 moves from one issue to another, but is
13 done all at one time.

14 MR. PALLAS: For each application?

15 CHAIRWOMAN GORDON: For these
16 applications we're considering.

17 MR. PALLAS: I'll defer to Joe,
18 but I would imagine every application
19 gets its own hearing.

20 CHAIRWOMAN GORDON: That's what I
21 thought too.

22 MR. PALLAS: I wouldn't hesitate
23 to think that that's the right answer.

24 MS. NEFF: But in fact, like
25 tonight if we had dealt with two public

1
2 hearings, item 1 and item 2, you can
3 have multi-public hearings at the same
4 time, there's the first, the second,
5 the third, correct, we have done that
6 in the past.

7 MR. PALLAS: Of course.

8 MS. NEFF: I'm getting the sense
9 from the Board that we'll look at each
10 one of these in order, we looked at one
11 so far, the Olinkiewicz, and we'll
12 accept them or not, and we'll schedule
13 the site visit and public hearing for
14 next meeting.

15 CHAIRWOMAN GORDON: And try to do
16 them all.

17 MR. SALADINO: That makes sense.
18 Again, my opinion will be reflected in
19 my vote.

20 CHAIRWOMAN GORDON: That's fine
21 with me and I like Mr. Corwin's idea of
22 taking the easy ones, what we think
23 will be the easy ones, and hope that we
24 made the right decision about what easy
25 is correct.

1
2 Can we move on to the Nicholson?

3 We have here a motion to accept an
4 application for an area variance
5 publically noticed and schedule a
6 public hearing for Bryan Nicholson at a
7 lot east of 217 Monsell Place, Suffolk
8 County Tax Map 1001-2-2-29.

9 The property is located in the R-1
10 District. The applicant seeks an area
11 variance to obtain a building permit to
12 construct a new single-family dwelling
13 with a footprint approximately 979
14 square feet including a covered entry
15 porch.

16 Section 150-13E regarding existing
17 small lots. A lot owned individually
18 and separately and separated in
19 ownership from any adjoining tracts of
20 land, which has a total lot area or lot
21 width less than prescribed in this
22 chapter may be used for a one-family
23 residence, provided that such lot shall
24 be developed in conformity with all
25 applicable district regulations.

1 Proceedings - 7-19-16 34
2 The total dimensions of both side
3 yards for a principal building shall be
4 computed on the basis of four-tenths of
5 the lot width; however, no side yard
6 dimension shall be less than
7 four-tenths of the total dimensions of
8 both side yards computed as aforesaid,
9 and no side yard dimension shall be
10 less than 10 feet.

11 The proposed house is 5 feet from
12 the east property line, requiring a
13 side yard area variance of 5 feet.

14 This is new construction,
15 something we don't see all that often.

16 Are there comments about the --

17 MR. SALADINO: Can we hear from
18 the applicant?

19 CHAIRWOMAN GORDON: Sure.

20 Remember, this isn't the hearing,
21 it's simply a decision about whether to
22 accept the application.

23 MR. SALADINO: I understand, but I
24 have a couple of questions for the
25 applicant.

1
2 Mr. Nicholson, from reading your
3 application, you can build this house
4 without a variance.

5 MR. NICHOLSON: Okay.

6 MR. SALADINO: Am I correct?

7 MR. NICHOLSON: According to the
8 code, I believe that the building
9 envelope on the lot wouldn't allow for
10 it.

11 If you're saying it does, then it
12 does.

13 MR. SALADINO: If it is
14 four-tenths of the width, it comes out
15 to 16 feet and a few inches and from
16 looking at your plan, you have ten feet
17 on either side, so I'm kind of curious
18 as to why you would ask for a variance
19 when you don't need one.

20 MR. NICHOLSON: If you look at the
21 lot or the house next door, they're
22 only one foot, four inches off the side
23 of their property line, so moving the
24 house over, there is a parking lot on
25 the other side, so aesthetically it

1
2 keeps up the neighborhood, allows for a
3 driveway for two cars, which is needed
4 as per the Village Code, so moving it
5 over and having a variance allows for
6 what I deem an aesthetically pleasing
7 and proper home that fits in with the
8 current neighborhood.

9 MR. SALADINO: I'm having, and
10 obviously it is or will be your
11 property and you can build anyplace on
12 it, and be rejected and appeal that, I
13 just have a problem with the process
14 of, you know, our job is to minimize
15 nonconformance, not create new
16 nonconformity. If we read Chapter
17 150-1, we're kind of like mandated to
18 reduce nonconformity in the Village,
19 and here to accommodate, not you, but
20 to accommodate a neighbor, you're
21 asking us to create a substandard, you
22 know, a nonconforming house.

23 MR. NICHOLSON: Not just to
24 accommodate a neighbor, to accommodate
25 basically the Village as a whole for

1
2 something that would be pleasing to the
3 eye for everybody that drives down the
4 street in the neighborhood.

5 MR. SALADINO: Isn't that just --
6 we could debate question of opinions,
7 I'm not sure if that's fact.

8 MR. NICHOLSON: If we move the
9 house to the center of the lot, the
10 driveway then becomes, I believe 11
11 feet wide.

12 MR. SALADINO: Is that --

13 MR. NICHOLSON: You know, I don't
14 want to be -- it's a very thin
15 driveway, and you're opening doors or
16 cramming doors on the neighboring
17 fence.

18 MR. SALADINO: That's not been my
19 experience, I have an 11-foot driveway.
20 I don't want to debate, I don't want to
21 debate the application, now, we'll do
22 it at the public hearing, but I was
23 just curious about that.

24 And I was -- I was curious about
25 that and you don't have to respond, but

1 I would ask, you went before the
2 Planning Board with this application?

3 MR. NICHOLSON: Yes.

4 MR. SALADINO: Can you give us a
5 sense --

6 MR. NICHOLSON: They said they
7 weren't going to take anything up until
8 the Zoning Board made a determination.

9 MR. SALADINO: They would have
10 addressed this application if you
11 didn't ask for this variance?

12 MR. NICHOLSON: Correct.

13 MR. SALADINO: And following the
14 process, you would have a public
15 hearing, your neighbor would have had a
16 chance to comment and the Planning
17 Board at that time would have either
18 took those comments into consideration
19 and either rejected or accepted your
20 application, and if they rejected it,
21 that would get you here.

22 A few of the people in the room
23 today heard that I'm like a process
24 guy, you know, to me that would be kind

1
2 of like the process, but there is no
3 guarantee that that's going to be a
4 parking lot forever on the east side of
5 you.

6 MS. NEFF: Excuse me. The
7 likelihood that Eastern Long Island
8 Hospital would not need that parking
9 lot is not very great.

10 MR. SALADINO: I don't know that
11 for a fact.

12 MS. NEFF: And I think the
13 Planning Board suggested that you move
14 your house forward on the lot because
15 the house next door is less than two
16 feet from the property line and only 13
17 feet, that's where the house is.

18 MR. CORWIN: Can we save this for
19 the public hearing?

20 MS. NEFF: I have a comment to
21 make. Thank you.

22 I see that your ideas of how you
23 would like the house to be on the lot
24 is clear in the plan.

25 MR. SALADINO: (Inaudible.)

1 MS. NEFF: Yes, I know, but it's
2 closer to the street.

3 MR. SALADINO: I don't have a
4 problem with the front yard setback, I
5 take no exception to where it is or --

6 MS. NEFF: Okay.

7 Thank you.

8 The Planning Board, I believe -- I
9 believe as I read all this a couple
10 days ago, suggested that he move it
11 closer. In other words, because of
12 the -- saying take a look at the houses
13 in the neighborhood before you figure
14 out what the front yard setback is.

15 MR. SALADINO: I dispute that. I
16 don't think that's what they said. I
17 think it had to do with the driveway,
18 the tree, the pole. It didn't have to
19 do with the aesthetics of the
20 neighborhood, but I'm not gonna hold up
21 your application.

22 CHAIRWOMAN GORDON: It seems to me
23 that you're in the middle of the
24 process now, and that continuing with

1
2 it to a hearing next month makes sense,
3 then we can debate the --

4 MR. SALADINO: My contention is
5 he --

6 CHAIRWOMAN GORDON: He shouldn't
7 have to bother.

8 MR. SALADINO: My contention is he
9 shouldn't be in the middle of this
10 process, but again, it's his property
11 and he can --

12 MS. NEFF: Right, he's an
13 applicant, he wants to do what he wants
14 to do.

15 MR. SALADINO: It's his property
16 and he can do what he wants to do.

17 MR. NICHOLSON: If I may, I
18 believe if you look at what the
19 building envelope of the property of
20 what I submitted, the building envelope
21 only allows 12 feet wide, so I would
22 have to come back before the Board
23 anyway if I wanted to put the house in
24 the middle of the lot, so moving the
25 house to the left is the easiest, least

1
2 offensive way to put the house on this
3 property.

4 MR. SALADINO: I'm looking at the
5 plan here and there's 15 feet between
6 the property line on the west side and
7 5 feet from the east side boundary. If
8 you move the house 5 feet, if you move
9 the house 5 feet to the west, the
10 minimum, the side yard would be, it
11 only has to be 16.8 because of the lot
12 width but not less than ten feet on
13 each side, you would have that so
14 that -- so that --

15 MR. NICHOLSON: It's 10 and 15,
16 the house is 21 feet, 10 inches, so 21
17 plus 15 plus 10 is more than 42, and
18 the lot --

19 MR. SALADINO: I'm looking at your
20 drawing, and it says 15 feet from the
21 side of the house to the property line,
22 15.2 inches and 5 feet no inches on the
23 other side.

24 MR. NICHOLSON: Okay, you're
25 right.

1 CHAIRWOMAN GORDON: I think we
2 should go ahead and vote on the motion.

3 I move that we accept an
4 application for an area variance
5 publically notice and schedule a public
6 hearing for Bryan Nicholson for his lot
7 east of 217 Monsell Place.

8 MS. NEFF: Second.

9 CHAIRWOMAN GORDON: Mr. Corwin?

10 MR. CORWIN: Yes.

11 CHAIRWOMAN GORDON: Mr. Saladino?

12 MR. SALADINO: Yes.

13 CHAIRWOMAN GORDON: Ms. Neff?

14 MS. NEFF: Yes.

15 CHAIRWOMAN GORDON: And I vote
16 yes.

17 So moving along with our schedule
18 of trying to find a time --

19 MR. NICHOLSON: Can I make another
20 comment?

21 CHAIRWOMAN GORDON: This is
22 complete.

23 Go ahead, make another comment.

24 MR. NICHOLSON: I'll have to look
25

1
2 at the Village Code again, but it says
3 it has to be combined 25 feet.

4 MR. SALADINO: Well, it's my
5 understanding with the Village Code on
6 an undersized lot, you do four-tenths
7 and that's the combined, so this would
8 be 16.8 feet, but the Building
9 Inspector is here, you can ask her, but
10 I'm reasonably certain I'm correct.

11 MR. NICHOLSON: Okay.

12 CHAIRWOMAN GORDON: Moving along
13 with the schedule, the site visit would
14 be at 5 o'clock on August 16th at the
15 lot east of 227 Monsell Place.

16 MS. NEFF: John, do you want to
17 read it for her?

18 MR. SALADINO: Sure.

19 Item number 5, motion to accept an
20 application for an area variance,
21 publically notice and schedule a public
22 hearing for Svoboda and Bull, 24 Beach
23 Road, Suffolk County Tax Map number
24 1001-3-2-06. The property is located
25 in the R-1 District.

1 Proceedings - 7-19-16 46
2 The proposed reconstruction of the
3 existing house with new 241 square feet
4 of new additions requires an area
5 variance of 2 feet on the south
6 bulkhead property line, also recognized
7 as the front yard. The proposed front
8 yard setback is 19.5 feet where the
9 required front yard setback has been
10 reduced from 30 to 21.5 feet.

11 Section 150-12A of the Village of
12 Greenport Code requires a 12-foot side
13 yard setback in the R-1 District.

14 The proposed reconstruction of the
15 existing house with new 241-square-foot
16 of new additions requires an area
17 variance of 4.7 feet on the west
18 property line, recognized as the side
19 yard.

20 Section 150-12A of the Village of
21 Greenport Code requires a 30-foot
22 combined side yard setback in the R-1
23 District.

24 The proposed combined side yard
25 setback for the reconstruction and new

1
2 additions of the existing nonconforming
3 house is 12.7 feet requiring a
4 17.3-foot side yard area variance.

5 CHAIRWOMAN GORDON: Any questions
6 about this proposal? It seem to be
7 pretty clear.

8 MR. SALADINO: Can we hear from
9 the applicant?

10 CHAIRWOMAN GORDON: Do we have a
11 representative of the applicant?

12 MR. BULL: Yes. Steven Bull, 24
13 Beach Road.

14 CHAIRWOMAN GORDON: Would you like
15 to -- you've actually said a good deal
16 in your text in the document that we
17 have. Do you have anything to add to
18 that?

19 MR. BULL: I think the document
20 speaks for itself. Thank you, but I
21 can answer a question if you have one.

22 CHAIRWOMAN GORDON: Anybody have
23 questions?

24 MR. SALADINO: I don't have a
25 question, but I have a request that,

1
2 again I can't speak for my colleagues,
3 I'm assuming we are going to accept
4 this application. The next time you
5 come for the public hearing, if you
6 could perhaps for this Board give us an
7 estimate of the cost of the repair,
8 renovation, alterations.

9 MR. BULL: I'll try to get you an
10 estimate on that cost of repair and
11 renovations. That would, I presume,
12 include the raising of the house?

13 MR. SALADINO: Everything except
14 the value of the land.

15 MR. BULL: I'll see I can put
16 something together for you on that.

17 CHAIRWOMAN GORDON: Are we ready
18 then to vote on this?

19 (No response.)

20 MS. GORDON: Motion to accept an
21 application for an area variance,
22 publically notice and schedule a public
23 hearing for Svoboda and Bull, 24 Beach
24 Road.

25 MS. NEFF: Second.

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CHAIRWOMAN GORDON: Mr. Corwin?

MR. CORWIN: Yes.

CHAIRWOMAN GORDON: Mr. Saladino?

MR. SALADINO: Yes.

CHAIRWOMAN GORDON: Ms. Neff?

MS. NEFF: Yes.

CHAIRWOMAN GORDON: I vote yes.

So we are up to 5:15 for a site visit on August 16th. We are moving along nicely through these items.

Two more.

Motion to accept an application for an area variance, publically notice and schedule a public hearing for Walter and Diane Foote, 126 Center Street, Suffolk County Tax Map 1001-4-2-25.

The property is located in the R-2 District and is not located in the Historic District. The applicants seeks area variances to obtain a building permit to construct an addition to the existing nonconforming dwelling.

1
2 Section 150-13B2 of the Village of
3 Greenport Code requires that on a
4 corner lot, front yards are required on
5 both street frontages. One yard other
6 than the front yard shall be deemed to
7 be a rear yard and the other or others
8 to be side yards.

9 Center Street: The proposed front
10 yard setback for the new construction
11 on is 1.7 feet requiring a 14.3-foot
12 front yard area variance for the
13 addition of a front porch. The setback
14 calculations are based on Section
15 150-13D, which reduces the required
16 30-foot front yard setback to 16 feet
17 based on the average setback of the two
18 existing dwellings with the greatest
19 setbacks within 200 feet on each side
20 of said proposed dwelling, on the same
21 side of the street and within the same
22 block and same district.

23 Section 150-12A of the Village of
24 Greenport Code requires 30 percent lot
25 coverage in the R-2 District.

1 The proposed lot coverage is 34.28
2
3 percent requiring a lot coverage
4 variance of 4.28 percent. The site is
5 3,954 square feet. The existing
6 building coverage is 32.67 percent with
7 the proposed porch being an increase of
8 1.6 percent.

9 This is already a nonconforming
10 building, a very old building, I think,
11 so what is being requested here is
12 simply the addition of a porch which
13 would return it to its original
14 appearance or pretty close.

15 Do we have a representative here?

16 MS. WINGATE: No.

17 CHAIRWOMAN GORDON: Are there
18 questions about this?

19 (No response.)

20 MS. GORDON: Mr. Foote has made
21 the point quite strongly that he is
22 returning a historical feature of the
23 building, and shows how it was and
24 there's a picture showing how it was
25 originally.

1 MS. NEFF: Or how it was when this
2 picture was taken.

3 CHAIRWOMAN GORDON: Right.

4 MS. NEFF: It was probably in the
5 early '60s or something like that,
6 maybe mid to late '60s.

7 MR. SALADINO: David, did you play
8 on this porch?

9 CHAIRWOMAN GORDON: We have a site
10 plan that shows this as a rather modest
11 increase, extension.

12 Are we ready to vote on this?

13 MR. SALADINO: Sure.

14 CHAIRWOMAN GORDON: All right.

15 I will make a motion to accept an
16 application for an area variance,
17 publically notice and schedule a public
18 hearing for Walter and Diane Foote, 126
19 Center Street. The property is located
20 in the R2 District and is not located
21 in the Historic District.

22 Do I have a second?

23 MS. NEFF: Second.

24 CHAIRWOMAN GORDON: Mr. Corwin,

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how do you vote?

MR. CORWIN: Yes.

CHAIRWOMAN GORDON: Mr. Saladino?

MR. SALADINO: Yes.

CHAIRWOMAN GORDON: Ms. Neff?

MS. NEFF: Yes.

CHAIRWOMAN GORDON: And I vote
yes.

That brings us up to 5:30 for site
visit on August 16th.

MR. SALADINO: I would just ask
that all the -- including the last one,
that all the additions of the
properties be staked so when we go for
the site visit, we know exactly.

MS. NEFF: I think probably --

MS. WINGATE: That is all part of
the --

CHAIRWOMAN GORDON: That's usually
done.

I have a question about the
statement, a very firm statement that
it wasn't in the Historic District.
The Historic District does not include

1 anything on Second Street.

2
3 MS. WINGATE: The house is about
4 two houses away from the Historic
5 District border.

6 CHAIRWOMAN GORDON: Okay.

7 So if you go further north on
8 Second Street, that's within the
9 Historic District?

10 MS. WINGATE: Yes.

11 CHAIRWOMAN GORDON: Okay.

12 MS. NEFF: I'll read the next one,
13 if you want.

14 CHAIRWOMAN GORDON: Yes, please.

15 MS. NEFF: Item number 7, motion
16 to accept an application for an area
17 variance, publically notice and
18 schedule a public hearing for Elmer
19 Tuthill, 129 Bay Avenue, Suffolk County
20 Tax Map number 1001-5-3-1.4.

21 The property is located in the R-2
22 District and is located in the Historic
23 District. The applicant seeks area
24 variances for a building permit to
25 construct an in-ground swimming pool.

1 Proceedings - 7-19-16 55
2 Section 150-7C, Subsection 3A,
3 permitted accessory uses requires the
4 edge of the pool shall be kept a
5 distance of not less than 20 feet from
6 all property lines, in the R-2
7 District.

8 The proposed swimming pool setback
9 is 10 feet on the east property line,
10 requiring an area variance of 10 feet.

11 Section 150-7C Subsection 3B, if
12 located within 50 feet of any property
13 line, such pool shall be screened from
14 the view of abutting properties.

15 The plans submitted have not
16 illustrated any screening from the view
17 of the abutting properties.

18 Section 150-2, Definitions:
19 Swimming pool, any manmade body of
20 water, including any swimming pool,
21 tank, depression or excavation in any
22 material --

23 CHAIRWOMAN GORDON: You skipped.

24 MS. NEFF: I skipped something, I
25 did?

I'm reading from the agenda.

MS. WINGATE: The Notice of Disapproval and the application differ in that they address some of the issues before they started zoning application, for example, the fence.

CHAIRWOMAN GORDON: Right, so the problem has been addressed.

MS. WINGATE: Not having a fence, but they went ahead and put the fence on the plan.

CHAIRWOMAN GORDON: Okay.

MS. NEFF: Am I still reading page 3 at the top?

CHAIRWOMAN GORDON: Page 4.

MS. NEFF: Okay.

Any manmade body of water, including any swimming pool, tank, depression or excavation in any material, dike or berm constructed, erected, excavated or maintained which will cause the retention of water to a greater depth than 18 inches and having a plane surface area of water greater

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2 than 100 square feet, except as shall
3 hereinafter be excluded. The manmade
4 body of water shall be construed to
5 mean a body of water to be used for
6 swimming or bathing by any family or
7 persons residing on the premises and
8 their guests. Such body of water shall
9 not be operated for gain and shall be
10 located on a rear lot only as an
11 accessory use to the dwellings thereon.

12 The proposed swimming pool is
13 proposed to be in the front and side
14 yards, requiring a variance.

15 MR. SALADINO: I have a question
16 for Eileen.

17 Did you say you have a revised
18 application from them that includes the
19 fence?

20 MS. WINGATE: A fence.

21 MR. SALADINO: And the screen?

22 MS. WINGATE: Yes. You should
23 have that.

24 MR. SALADINO: Is there another
25 Notice of Disapproval written?

1
2 MS. WINGATE: No, I don't have to
3 redo the Notice of Disapproval.

4 MS. NEFF: So this is it?

5 CHAIRWOMAN GORDON: Is this
6 actually a new survey, I mean, I see
7 the -- the survey I have has a fence
8 around the proposed pool.

9 MS. WINGATE: You didn't see the
10 survey without the fence because they
11 remedied it while they put in their
12 Zoning Board application. I turned
13 down the application because it didn't
14 have a fence, and they remedied that.

15 CHAIRWOMAN GORDON: I spoke with
16 the Village Attorney after to ask
17 whether this required a coordinated
18 review, he said it was a Type 2 action,
19 and it did not.

20 Is there a representative here for
21 this application?

22 (No response.)

23 MS. GORDON: Are we ready to
24 decide about accepting this
25 application?

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(No response.)

MS. NEFF: I have one question about the survey that I'm looking at.

The proposed pool, is it -- how are we defining the front yard? In other words, to me when I look at it, it looks like it's a side yard.

MS. WINGATE: It's in front of the house.

MS. NEFF: Partially.

MS. WINGATE: Partially.

MS. NEFF: But it's all to the side of the house.

MS. WINGATE: Swimming pools are supposed to be in the rear, so whether it's in the front or whether it's in the side, it's still not in the rear.

MS. NEFF: Definitely not in the rear. Okay, thank you.

CHAIRWOMAN GORDON: Maybe somebody else would like to make the motion.

MR. SALADINO: I make a motion to accept the application of Elmer Tuthill for an in-ground swimming pool, 129 Bay

1 Avenue.

2 So moved.

3 MS. NEFF: Second.

4 CHAIRWOMAN GORDON: Mr. Corwin,
5 how do you vote?

6 MR. CORWIN: Yes.

7 CHAIRWOMAN GORDON: Mr. Saladino?

8 MR. SALADINO: Yes.

9 CHAIRWOMAN GORDON: Ms. Neff?

10 MS. NEFF: Yes.

11 CHAIRWOMAN GORDON: And I vote
12 yes.

13 We have the complete record here,
14 5:45 site visit on August 16th to 129
15 Bay Avenue for Mr. Tuthill.

16 I think that takes us to the
17 housekeeping details.

18 Given that we are not dealing with
19 SAKD, do I have a motion to accept the
20 minutes of the June meeting, June 14,
21 2016?

22 MS. NEFF: I move that we accept
23 the minutes of the June 14th ZBA
24 meeting.

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MR. SALADINO: Second.

CHAIRWOMAN GORDON: Any opposed?

(No response.)

MS. GORDON: Any abstentions?

(No response.)

MS. GORDON: The ZBA minutes for May 17, 2016. I didn't see them on the website. Have other people looked at the May meeting?

MR. SALADINO: I did.

CHAIRWOMAN GORDON: Are you prepared to accept them?

MR. SALADINO: I am.

CHAIRWOMAN GORDON: Mr. Corwin?

MR. CORWIN: I am going to recuse myself on item number 10.

CHAIRWOMAN GORDON: Okay.

MR. CORWIN: I'm sorry. I made a mistake, I am abstaining from voting, I'm not going to recuse myself.

CHAIRWOMAN GORDON: We have scheduled the times for visit times for items 2 through 7.

MS. WINGATE: There wasn't a

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second.

MS. NEFF: I'll second to accept the May 17th meeting minutes.

CHAIRWOMAN GORDON: We have scheduled site visit times for the applications we accepted.

And we need a motion to schedule the next ZBA meeting for Tuesday, August 16th at 6:00 p.m. here in the Third Street Fire Station Conference Room.

MS. NEFF: Second.

CHAIRWOMAN GORDON: All in favor?

MR. CORWIN: Aye.

MR. SALADINO: Aye.

MS. NEFF: Aye.

CHAIRWOMAN GORDON: Motion to adjourn.

MR. SALADINO: Second.

MR. CORWIN: Before you adjourn, I think that you need to make a lineup of when the public hearing will appear.

CHAIRWOMAN GORDON: Yes.

MR. CORWIN: And I would suggest

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2 Mr. Foote first, Mr. Tuthill second. I
3 would suggest Mr. Foote first, he seems
4 like.

5 CHAIRWOMAN GORDON: I agree.

6 MR. CORWIN: Mr. Tuthill second,
7 and then probably Mr. Bull and
8 Mr. Nicholson, and then the two
9 Olinkiewicz public hearings.

10 CHAIRWOMAN GORDON: Yes.

11 MR. CORWIN: It would be nice if
12 we could put times for them.

13 MR. SALADINO: You know you have
14 two continued public hearings, one for
15 SAKD and one for Liakeas.

16 MS. NEFF: I would put Mr. Liakeas
17 first.

18 MR. SALADINO: I would suggest
19 that perhaps we hold off. The chairman
20 will be back for the August meeting, so
21 perhaps we should let the chairman.

22 CHAIRWOMAN GORDON: All right, but
23 I think we should make a motion to
24 accept this order because I agree that
25 there are some that are easier than

1
2 others, so the order would be, not
3 saying which comes first, the hearings
4 or the --

5 MS. NEFF: Well, the hearings
6 normally come first.

7 CHAIRWOMAN GORDON: But dealing
8 with the continuing hearings --

9 With respect to the applications
10 we accepted tonight, I move that the
11 order be Foote, Tuthill, Svoboda,
12 Nicholson, Olinkiewicz.

13 Do I have a second?

14 MS. NEFF: Second.

15 MR. PALLAS: If I may, I think the
16 wording should be that you're
17 scheduling the hearing and put it in
18 that order, I don't believe you
19 actually voted to schedule the hearing
20 yet, it's a matter of process, you need
21 to do that and I in addition put it
22 this order.

23 CHAIRWOMAN GORDON: I think in all
24 the motions, we used the words notice
25 and hearing.

1
2 MR. PALLAS: If you did, I
3 apologize.

4 CHAIRWOMAN GORDON: But it's easy
5 to revise this and make a motion to
6 schedule -- does somebody else want the
7 word this motion?

8 MS. NEFF: I would just make the
9 point that I think the adjourned public
10 hearings, the one for 610 Main Street,
11 Liakeas, that should be first, and if
12 other people agree, we could put SAKD
13 after the order that we all seemed to
14 like, Foote, Tuthill, Bull, Nicholson,
15 Olinkiewicz.

16 CHAIRWOMAN GORDON: The
17 alternative would be to refer this
18 discussion to Doug Moore and let him
19 decide since he is going to run this
20 meeting.

21 MR. SALADINO: I think Mr. Liakeas
22 is going to generate a small bit of
23 controversy, with all due respect to
24 Mr. Olinkiewicz, I'm sure there is
25 going to be conversation about those

1
2 two applications, you know, how you
3 manage one is a continuation, one a new
4 public hearing, SAKD I voiced my
5 opinion about that, I don't think it's
6 going to be a long dragged out process.
7 The other applications, I don't see a
8 lot of public comment with that, so to
9 put the noncontroversial applications
10 first, get them out of the way would
11 seem -- again, I would be willing to
12 defer it to --

13 CHAIRWOMAN GORDON: My inclination
14 is to defer it to the chairman on this.

15 MS. NEFF: I'm willing to do that.

16 CHAIRWOMAN GORDON: We don't need
17 to have a motion. Presumably just it
18 will be understood that we will
19 communicate, that the Building
20 Department will communicate with
21 Chairman Moore about the order of the
22 hearings for August.

23 MR. SALADINO: The only
24 complication is public notice, public
25 notice, you know, we're going to have

1
2 to provide the public with a certain
3 amount of information. At some point,
4 somebody is going to have to decide.

5 CHAIRWOMAN GORDON: But we don't
6 have to provide the public with the
7 notice of the order of the hearings.

8 MS. WINGATE: Do not.

9 MS. NEFF: On the other hand, it
10 certainly is helpful to the public. To
11 come to the meeting, you can go out to
12 dinner, if you knew you were last.

13 AUDIENCE MEMBER: As long as we
14 have 24 hours' notice on the agenda.

15 MR. SALADINO: It will be noticed
16 in the newspaper.

17 The members don't control the
18 agenda.

19 CHAIRWOMAN GORDON: I think we
20 have an idea of what to say to the
21 chairman for the next time.

22 May I now make a motion to
23 adjourn?

24 MR. SALADINO: Second.

25 CHAIRWOMAN GORDON: Everybody say

1
2 Aye.

3 MR. CORWIN: Aye.

4 MR. SALADINO: Aye.

5 MS. NEFF: Aye.

6 CHAIRWOMAN GORDON: Thank you very
7 much.

8 (Time Noted: 7:22 p.m.)
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C E R T I F I C A T E

I, STEPHANIE O'KEEFFE, a shorthand reporter and Notary Public within and for the State of New York, do hereby certify:

That the within proceedings is a true and accurate record of the stenographic notes taken by me.

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

Stephanie O'Keefe

STEPHANIE O'KEEFFE

AUDIENCE MEMBER: [2] 5/3 67/12
CHAIRWOMAN GORDON: [119]
MR. BULL: [4] 47/11 47/18 48/8 48/14
MR. CORWIN: [18] 18/12 24/19 29/12 29/19 30/21 39/17 43/10 49/2 53/2 60/6 61/15 61/18 62/14 62/20 62/24 63/5 63/10 68/2
MR. NICHOLSON: [15] 35/4 35/6 35/19 36/22 37/7 37/12 38/3 38/6 38/12 41/16 42/14 42/23 43/19 43/24 44/10
MR. PALLAS: [8] 19/13 31/5 31/13 31/16 31/21 32/6 64/14 64/25
MR. PEDRAZZI: [5] 8/15 9/3 9/8 10/15 10/22
MR. SALADINO: [73]
MS. McENTEE: [6] 15/24 16/5 16/14 16/18 17/5 17/9
MS. NEFF: [58] 4/12 4/15 11/23 12/7 12/16 12/21 14/25 15/3 15/10 17/24 18/16 20/6 20/11 23/6 24/11 24/23 25/6 31/23 32/7 39/5 39/11 39/19 39/25 40/6 41/11 43/8 43/14 44/15 48/24 49/6 51/25 52/4 52/23 53/6 53/16 54/11 54/14 55/23 56/13 56/16 58/3 59/2 59/10 59/12 59/18 60/3 60/10 60/22 62/2 62/12 62/16 63/15 64/4 64/13 65/7 66/14 67/8 68/4
MS. WINGATE: [17] 14/16 14/21 51/15 53/17 54/2 54/9 56/2 56/9 57/19 57/21 57/25 58/8 59/8 59/11 59/14 61/24 67/7

'60s [2] 52/6 52/7

-

-----x [2] 1/3
1/7

0
06 [1] 44/24

1
1,000 [1] 22/22
1.4 [1] 54/20
1.6 [2] 5/14 51/8
1.7 [1] 50/11
10 [10] 14/15 21/10 22/10 34/10 42/15 42/16 42/17 55/9 55/10 61/17
100 [3] 16/10 21/25 57/2
1001-2-2-29 [1] 33/8
1001-3-2-06 [1] 44/24
1001-3-4-3 [1] 3/7
1001-4-2-25 [1] 49/18
1001-4-4-29 [1] 13/10
1001-4-8-3 [1] 20/17
1001-5-3-1.4 [1] 54/20
11 [2] 6/12 37/10
11-foot [1] 37/19
12 [5] 2/20 7/8 7/16 7/23 41/21
12-foot [1] 46/12
12.18 [1] 14/2
12.7 [1] 47/3
126 [2] 49/16 52/19
129 [3] 54/19 59/25 60/15
12A [15] 13/19 13/24 14/4 14/8 14/14 21/2 21/8 21/12 21/19 21/24 22/5 22/12 46/11 46/20 50/23
12B [4] 5/15 7/17 8/3 8/8
13 [3] 7/12 39/16 45/16
13B2 [1] 50/2
14 [1] 60/21
14.3-foot [1] 50/11
147.3 [1] 5/13
14th [1] 60/24
15 [5] 22/3 42/5 42/15 42/17 42/20
15-foot [1] 22/8
15.2 [1] 42/22
150-1 [1] 36/17
150-12 [1] 2/20
150-12A [14] 13/19 13/24 14/4 14/8 21/2 21/8

21/12 21/19 21/24 22/5 22/12 46/11 46/20 50/23
150-12B [4] 5/15 7/17 8/3 8/8
150-13 [1] 45/16
150-13B2 [1] 50/2
150-16A.1 [1] 6/13
150-16A1 [2] 6/9 6/19
150-16B.E [1] 7/5
150-2 [1] 55/18
150-21A [1] 45/6
150-7C [2] 55/2 55/11
150-I3D [1] 50/15
150-I3E [1] 33/16
150-I6A [1] 6/5
150A [1] 22/20
15th [2] 3/20 10/15
16 [2] 35/15 50/16
16.8 [2] 42/11 44/8
16A.1 [1] 6/13
16A1 [2] 6/9 6/19
16B.E [1] 7/5
16th [7] 12/3 25/5 44/14 49/10 53/11 60/15 62/10
17 [1] 61/8
17.3-foot [1] 47/4
17.9 [1] 14/8
17th [1] 62/4
18 [1] 56/24
19 [1] 1/9
19.5 [1] 46/8

2
2,110.50 [1] 21/6
20 [2] 7/10 55/5
20-foot [1] 22/15
200 [2] 45/22 50/19
2016 [5] 1/9 2/3 3/8 60/22 61/8
21 [4] 5/20 6/17 42/16 42/16
21.5 [1] 46/10
217 [2] 33/7 43/8
21A [1] 45/6
221 [5] 13/3 13/9 18/3 18/7 18/8
227 [1] 44/15
238 [2] 20/16 24/14
24 [4] 44/22 47/12 48/23 67/14
241 [1] 46/3
241-square-foot [1] 46/15
242 [1] 16/8
25 [3] 14/9 44/3 49/18
25,000 [1] 7/6
29 [2] 13/10 33/8

3
3,474 [1] 21/22
3,533.7 [1] 5/18
3,681 [1] 5/11
3,954 [1] 51/5
30 [4] 22/6 22/13 46/10 50/24
30-foot [2] 46/21 50/16
304.5 [1] 22/24
32 [1] 6/14
32.67 [1] 51/6
33 [1] 7/8
34.28 [1] 51/2
35 [3] 7/19 8/6 21/13
37 [2] 2/19 21/11
3A [1] 55/2
3B [1] 55/11

4
4,026 [1] 21/18
4.28 [1] 51/4
4.7 [1] 46/17
40 [1] 5/17
41.7 [1] 5/12
42 [1] 42/17
47 [1] 7/20
47.82 [1] 13/23

4:30 [4] 11/16 12/13 19/7 19/11
4:45 [1] 25/5

5
5,389.5 [1] 20/25
5-foot [1] 14/13
50 [4] 21/7 21/23 22/2 55/12
52.35 [1] 14/4
5:15 [1] 49/9
5:30 [1] 53/10
5:45 [1] 60/15

6
6,587 [1] 13/18
60 [3] 13/25 14/5 21/9
610 [2] 3/5 65/10
62 [1] 27/7
695.5 [1] 22/18
6:00 [2] 11/17 62/10
6:01 [1] 1/9
6:03 [1] 2/3

7
7,500 [4] 13/20 15/12 21/4 21/20
7.10 [3] 2/15 14/10 14/23
7.65 [1] 14/6
7:22 [1] 68/8
7C [2] 55/2 55/11

8
800 [1] 22/18

9
913 [1] 13/21
979 [1] 33/13

A
about [37] 3/2 3/22 10/11 12/13 15/4 17/4 17/15 19/16 23/5 23/18 23/19 25/10 25/25 26/15 26/18 26/24 27/2 27/8 27/24 29/10 29/16 30/2 30/8 32/24 34/16 34/21 37/23 37/24 47/6 51/18 53/22 54/3 58/24 59/4 65/25 66/5 66/21
absent [1] 2/7
absolutely [1] 29/9
abstaining [1] 61/20
abstentions [1] 61/5
abutting [2] 55/14 55/17
accept [24] 11/21 12/9 13/6 15/24 20/13 24/11 24/13 28/4 32/12 33/3 34/22 43/4 44/19 48/3 48/20 49/13 52/16 54/16 59/24 60/20 60/23 61/13 62/3 63/24
acceptance [1] 16/5
accepted [9] 11/5 11/10 17/20 17/22 20/3 28/14 38/20 62/7 64/10
accepting [2] 25/16 58/24
accessory [2] 55/3 57/11
accommodate [4] 36/19 36/20 36/24 36/24
According [1] 35/7
accurate [2] 2/15 69/7
acting [1] 2/7
action [3] 45/11 58/18 69/10
actually [4] 27/15 47/15 58/6 64/19
add [1] 47/17
added [1] 10/10
addition [6] 7/24 45/4 49/24 50/13 51/12 64/21
additions [4] 46/4 46/16 47/2 53/14
address [1] 56/5
addressed [2] 38/11 56/9
adequate [1] 3/21
adjoining [1] 33/19
adjourn [3] 62/19 62/21 67/23
adjourned [4] 3/7 3/14 3/24 65/9
adjourning [3] 8/20 8/21 25/12
ADMINISTRATOR [1] 1/17
advances [1] 3/11
aesthetically [2] 35/25 36/6

A

aesthetics [1] 40/20
aforsaid [1] 34/8
after [6] 4/6 8/13 25/4 29/7 58/16 65/13
again [6] 20/6 32/18 41/10 44/2 48/2 66/11
agenda [10] 2/9 2/23 4/18 4/20 5/3 25/8 25/14 56/2 67/14 67/18
ago [1] 40/11
agree [6] 26/20 28/23 29/8 63/5 63/24 65/12
ahead [4] 5/9 43/3 43/24 56/11
all [32] 9/5 11/11 11/14 11/22 12/9 12/22 15/15 19/2 19/5 19/17 19/18 19/22 20/2 20/9 26/19 29/14 31/13 32/16 33/24 34/15 40/10 52/15 53/13 53/14 53/18 55/6 59/13 62/14 63/22 64/23 65/13 65/23
allow [2] 12/13 35/9
allows [3] 36/2 36/5 41/21
almost [2] 10/16 26/5
along [3] 43/18 44/12 49/11
already [2] 19/20 51/9
also [4] 2/17 8/24 19/18 46/6
alteration [1] 45/8
alterations [1] 48/8
alternative [1] 65/17
although [2] 3/10 3/13
am [8] 2/5 35/6 56/14 61/14 61/16 61/20 69/9 69/11
amount [3] 9/24 26/10 67/3
announcements [1] 3/2
another [6] 12/15 28/8 31/12 43/20 43/24 57/24
answer [2] 31/23 47/21
any [21] 9/4 9/15 9/16 15/19 23/22 24/7 33/19 45/12 47/5 55/12 55/16 55/19 55/20 55/21 56/18 56/19 56/20 57/6 61/3 61/5 69/10
Anybody [1] 47/22
anyone [1] 17/14
anyplace [1] 36/11
anything [4] 25/12 38/8 47/17 54/2
anyway [1] 41/23
apologize [1] 65/3
appeal [1] 36/12
APPEALS [3] 1/4 2/4 5/23
appear [1] 62/23
appearance [1] 51/14
appears [1] 23/10
applicable [1] 33/25
applicant [18] 3/9 6/3 6/7 6/24 7/15 8/6 9/11 13/11 20/18 28/12 33/10 34/18 34/25 41/13 45/2 47/9 47/11 54/23
applicants [4] 28/7 28/7 30/20 49/21
application [47] 5/25 8/17 9/14 13/6 15/15 15/24 16/5 16/11 16/25 17/4 17/19 20/13 23/6 23/22 24/11 24/13 27/2 27/4 27/8 28/13 30/14 31/10 31/14 31/18 33/4 34/22 35/3 37/21 38/3 38/11 38/21 40/22 43/5 44/20 48/4 48/21 49/13 52/17 54/16 56/4 56/6 57/18 58/12 58/13 58/21 58/25 59/24
applications [15] 11/4 11/22 12/24 12/25 19/7 20/2 26/16 26/19 27/22 31/16 62/7 64/9 66/2 66/7 66/9
appreciate [1] 10/9
approximately [1] 33/13
architect [1] 9/11
architectural [1] 9/16
are [52] 2/9 2/23 4/6 4/8 4/16 5/8 7/7 7/13 8/9 8/16 8/19 10/2 10/3 10/6 10/15 11/9 11/21 11/25 12/15 15/14 15/23 18/7 19/7 19/9 20/10 23/5 23/13 23/18 23/25 24/10 25/12 25/20 25/24 28/2 29/16 29/22 34/16 48/3 48/17 49/9 49/10 50/4 50/14 51/17 52/13 58/23 59/6 59/15 60/19 61/12 63/25 63/25
area [41] 3/4 3/11 5/13 5/15 7/7 13/6 13/12 13/15 17/19 18/6 20/13 20/19 20/23 21/5 21/10 21/15 21/21 22/2 22/8 22/16 22/23 22/24 33/4 33/10 33/20 34/13 43/5 44/20 45/2 46/4 46/16 47/4 48/21 49/14 49/22 50/12 52/17 54/16 54/23 55/10 56/25

around [1] 58/8
article [2] 45/6 45/17
as [25] 7/4 10/4 13/16 18/2 18/2 19/19 20/23 24/8 24/8 24/8 25/3 25/7 30/4 34/8 35/18 36/4 36/25 40/10 46/7 46/18 52/11 57/2 57/10 67/13 67/13
ask [7] 11/25 35/18 38/2 38/12 44/9 53/12 58/16
asked [1] 9/12
asking [2] 26/18 36/21
assuming [1] 48/3
Attorney [1] 58/16
August [14] 3/8 3/15 12/4 17/23 24/16 25/5 25/19 44/14 49/10 53/11 60/15 62/10 63/20 66/22
August 16th [5] 25/5 44/14 49/10 53/11 60/15
August 2016 [1] 3/8
Ave [1] 20/16
Avenue [10] 12/16 13/4 13/9 16/8 18/7 18/9 24/14 54/19 60/2 60/16
average [2] 45/20 50/17
aware [1] 17/5
away [1] 54/4
Aye [8] 18/15 62/15 62/16 62/17 68/2 68/3 68/4 68/5

B

back [3] 29/6 41/22 63/20
based [4] 6/14 7/20 50/14 50/17
basically [2] 10/13 36/25
basis [1] 34/4
bathing [1] 57/6
Bay [3] 54/19 59/25 60/16
be [81]
Beach [3] 44/22 47/13 48/23
beat [1] 10/17
because [12] 3/15 8/17 8/22 15/9 19/19 20/3 39/14 40/12 42/11 58/10 58/13 63/24
becomes [1] 37/10
been [11] 3/7 3/23 4/7 4/25 16/15 17/2 17/16 26/23 37/18 46/9 56/9
before [8] 16/23 17/2 18/10 38/2 40/14 41/22 56/6 62/21
began [1] 8/12
beginning [1] 12/10
being [5] 3/13 3/14 27/19 51/7 51/11
believe [7] 8/11 35/8 37/10 40/9 40/10 41/18 64/18
berm [1] 56/21
berth [6] 6/22 6/23 7/2 7/4 7/6 7/9
berths [1] 7/7
between [1] 42/5
bit [2] 28/25 65/22
block [3] 20/17 45/25 50/22
blood [1] 69/10
BOARD [19] 1/4 2/4 3/21 5/22 10/7 11/9 11/19 17/14 18/11 23/24 32/9 38/3 38/9 38/18 39/13 40/9 41/22 48/6 58/12
body [5] 55/19 56/18 57/4 57/5 57/8
border [1] 54/5
both [3] 34/2 34/8 50/5
bother [1] 41/7
boundary [1] 42/7
brings [1] 53/10
Bryan [2] 33/6 43/7
build [2] 35/3 36/11
building [25] 1/18 3/19 5/10 6/11 7/3 7/20 8/3 8/7 33/11 34/3 35/8 41/19 41/20 44/8 45/3 45/5 45/10 45/15 49/23 51/6 51/10 51/10 51/23 54/24 66/19
buildings [2] 7/18 8/5
bulkhead [2] 7/21 46/6
Bull [5] 44/22 47/12 48/23 63/7 65/14
button [2] 2/13 2/18

C

calculations [2] 6/15 50/14
came [1] 9/5

can [28] 9/7 9/15 11/5 11/14 19/24 25/17 26/18 27/5 27/6 29/9 29/10 30/12 32/2 33/2 34/17 35/3 36/11 38/5 39/18 41/3 41/11 41/16 43/20 44/9 47/8 47/21 48/15 67/11
can't [2] 17/11 48/2
cancel [1] 26/9
cars [1] 36/3
cause [1] 56/23
center [4] 37/9 49/16 50/9 52/20
certain [4] 28/3 28/5 44/10 67/2
certainly [3] 4/2 29/23 67/10
certify [2] 69/5 69/9
chair [2] 2/7 25/7
chairman [6] 19/14 63/19 63/21 66/14 66/21 67/21
Chairwoman [1] 4/14
chance [3] 3/22 10/11 38/17
change [2] 25/18 25/21
changed [1] 4/5
changes [3] 2/23 3/16 4/7
changing [2] 26/6 26/8
chapter [2] 33/22 36/16
City [1] 9/6
clarification [2] 9/5 19/15
clear [3] 19/16 39/24 47/7
close [6] 10/18 12/15 19/10 27/6 27/16 51/14
closely [1] 24/5
closer [2] 40/3 40/12
closing [3] 8/14 8/16 8/21
code [23] 2/21 5/16 6/6 6/10 6/14 6/20 7/17 8/4 21/3 21/13 21/19 22/6 22/13 22/20 35/8 36/4 44/2 44/5 45/17 46/12 46/21 50/3 50/24
colleagues [2] 17/12 48/2
combined [6] 14/7 14/9 44/3 44/7 46/22 46/24
come [9] 9/7 9/12 28/12 29/6 30/7 41/22 48/5 64/6 67/11
comes [3] 16/20 35/14 64/3
comfortable [1] 23/25
comment [6] 27/11 38/17 39/20 43/21 43/24 66/8
comments [2] 34/16 38/19
Commercial [1] 5/19
committing [1] 25/20
communicate [2] 66/19 66/20
complete [3] 17/9 43/23 60/14
completed [2] 16/10 16/25
completely [1] 16/6
complication [1] 66/24
complies [1] 15/10
computed [2] 34/4 34/8
concerning [1] 24/13
concluded [1] 4/2
Conference [1] 62/11
conforming [1] 13/13
conformity [1] 33/24
conforms [1] 15/16
consideration [4] 5/24 12/23 17/22 38/19
considered [2] 4/3 17/21
considering [3] 4/25 13/5 31/16
construct [6] 13/13 20/20 33/12 45/4 49/23 54/25
constructed [1] 56/21
construction [3] 5/10 34/14 50/10
construed [1] 57/4
content [2] 17/8 24/2
contention [2] 41/4 41/8
continuation [1] 66/3
continued [2] 3/14 63/14
continuing [2] 40/25 64/8
control [1] 67/17
controversial [1] 27/23
controversy [1] 65/23
conversation [3] 27/14 28/21 65/25
coordinated [1] 58/17
copies [1] 2/8
corner [1] 50/4
correct [6] 17/9 32/5 32/25 35/6 38/13 44/10

C
CORWIN [11] 1/14 18/12 23/25 24/4 24/19 29/12 43/10 49/2 52/25 60/5 61/15
Corwin's [1] 32/21
cost [2] 48/7 48/10
cottage [2] 22/3 22/10
could [8] 11/20 18/2 30/17 31/11 37/6 48/6 63/12 65/12
COUNTY [7] 1/2 3/6 13/9 33/8 44/23 49/17 54/19
couple [7] 2/9 20/3 25/24 29/20 29/23 34/24 40/10
course [1] 32/7
coverage [11] 2/19 2/22 4/11 5/11 5/17 21/11 21/14 50/25 51/2 51/3 51/6
covered [1] 33/14
cramming [1] 37/16
create [5] 13/14 20/22 36/15 36/21 45/12
creates [4] 13/18 14/12 20/25 21/18
curious [3] 35/17 37/23 37/24
current [1] 36/8
cut [1] 14/25

D
Dan [1] 9/11
Daniel [1] 3/12
DAVID [3] 1/14 12/21 52/8
day [2] 19/6 19/17
days [3] 9/2 27/7 40/11
deal [4] 26/18 28/3 28/5 47/15
dealing [2] 60/19 64/7
deals [1] 6/21
dealt [2] 8/12 31/25
debate [4] 37/6 37/20 37/21 41/3
decide [5] 28/2 28/4 58/24 65/19 67/4
decided [1] 27/5
decision [6] 11/20 27/8 29/16 30/8 32/24 34/21
deem [1] 36/6
deemed [2] 45/7 50/6
deeply [1] 10/12
defects [1] 23/22
defer [3] 31/17 66/12 66/14
defining [1] 59/6
Definitely [1] 59/19
Definitions [1] 55/18
degree [1] 45/12
Department [1] 66/20
depression [2] 55/21 56/20
depth [3] 21/23 21/25 56/24
design [1] 9/16
details [1] 60/18
determination [2] 24/5 38/9
determine [1] 11/4
determined [2] 3/23 15/16
determines [1] 5/23
developed [1] 33/24
Diane [2] 49/16 52/19
did [7] 28/23 52/8 55/25 57/17 58/19 61/11 65/2
didn't [6] 9/18 38/12 40/19 58/9 58/13 61/8
differ [1] 56/4
different [2] 4/24 11/12
difficult [1] 10/4
dike [1] 56/21
diligently [1] 9/23
dimension [2] 34/6 34/9
dimensions [2] 34/2 34/7
DINI [3] 1/12 2/5 18/20
dinner [1] 67/12
dirt [1] 23/8
Disapproval [6] 3/18 8/25 10/14 56/4 57/25 58/3
discuss [3] 19/24 19/25 26/2
discussed [1] 4/23
discussion [5] 9/13 25/10 27/2 27/6 65/18
dispute [1] 40/16
disrespectful [1] 30/9

distance [1] 55/5
district [24] 5/19 14/20 21/15 22/22 23/2 33/10 33/25 44/25 45/25 46/13 46/23 49/20 49/21 50/22 50/25 52/21 52/22 53/24 53/25 54/5 54/9 54/22 54/23 55/7
do [31] 11/14 17/24 19/2 19/5 25/4 28/18 28/19 29/12 30/16 32/15 37/21 40/18 40/20 41/13 41/14 41/16 41/16 44/6 44/16 47/10 47/17 51/15 52/23 53/2 60/6 60/20 64/13 64/21 66/15 67/8 69/5
document [2] 47/16 47/19
documents [1] 17/16
does [7] 5/3 5/5 35/11 35/12 45/11 53/25 65/6
doesn't [3] 8/20 26/11 27/4
doing [2] 9/2 13/5
domain [1] 30/23
don't [34] 4/20 9/17 9/20 12/8 12/18 15/7 15/19 20/8 23/21 24/7 26/7 27/12 27/19 29/25 30/7 30/15 30/23 34/15 35/19 37/13 37/20 37/20 37/25 39/10 40/4 40/17 47/24 58/2 64/18 66/5 66/7 66/16 67/5 67/17
done [4] 29/10 31/13 32/5 53/21
door [2] 35/21 39/15
doors [2] 37/15 37/16
Doug [2] 2/6 65/18
down [3] 2/14 37/3 58/13
dragged [1] 66/6
drawing [1] 42/20
drawings [1] 15/22
drives [1] 37/3
driveway [7] 23/8 23/10 36/3 37/10 37/15 37/19 40/18
due [1] 65/23
dwelling [6] 22/21 33/12 45/19 45/23 49/25 50/20
dwellings [3] 45/21 50/18 57/11

E
each [9] 7/6 31/2 31/3 31/10 31/14 32/9 42/13 45/22 50/19
earlier [1] 19/16
early [1] 52/6
easier [2] 29/24 63/25
easiest [1] 41/25
east [8] 22/11 33/7 34/12 39/4 42/7 43/8 44/15 55/9
Eastern [1] 39/7
easy [7] 29/14 29/17 29/21 32/22 32/23 32/24 65/4
edge [1] 55/4
EILEEN [2] 1/18 57/16
either [3] 35/17 38/18 38/20
elaborate [1] 30/10
elevator [1] 7/21
ELLEN [2] 1/15 26/17
Elmer [2] 54/18 59/24
else [2] 59/22 65/6
end [1] 28/14
enlargement [1] 45/9
enough [3] 11/18 24/5 27/11
entirely [1] 16/18
entry [1] 33/14
envelope [3] 35/9 41/19 41/20
erected [1] 56/22
estimate [2] 48/7 48/10
evening [3] 2/2 28/15 29/11
event [1] 5/22
every [1] 31/18
everybody [4] 4/19 15/21 37/3 67/25
everyone [1] 5/3
everything [3] 16/12 16/24 48/13
exactly [1] 53/16
examined [1] 24/4
example [1] 56/7
excavated [1] 56/22
excavation [2] 55/21 56/20
except [2] 48/13 57/2
exception [1] 40/6

excluded [1] 57/3
Excuse [3] 4/13 15/25 39/6
executed [1] 16/11
exempt [1] 6/4
existing [12] 13/13 20/20 33/16 45/4 45/17 45/21 46/3 46/15 47/2 49/24 50/18 51/5
expect [2] 11/14 30/2
experience [1] 37/19
experienced [2] 23/23 24/8
extension [1] 52/12
extensive [1] 28/20
eye [1] 37/3

F
fact [6] 2/25 4/4 28/19 31/24 37/7 39/11
fall [1] 20/4
familiar [1] 9/21
family [6] 21/14 22/21 33/12 33/22 45/18 57/6
far [1] 32/11
favor [1] 62/14
feature [1] 51/22
feel [2] 26/22 27/10
feet [92]
fence [9] 37/17 56/7 56/10 56/11 57/19 57/20 58/7 58/10 58/14
few [4] 5/8 23/15 35/15 38/23
fifteen [1] 12/14
Fifth [8] 12/16 13/3 13/9 16/8 18/7 18/8 20/16 24/14
figure [2] 9/20 40/14
find [2] 23/21 43/19
fine [2] 29/2 32/20
Fire [1] 62/11
firehouse [2] 1/7 12/5
firm [1] 53/23
first [17] 2/11 2/18 3/3 4/10 11/24 12/4 12/25 13/3 25/4 32/4 63/2 63/3 63/17 64/3 64/6 65/11 66/10
fits [1] 36/7
five [4] 2/15 8/17 11/12 19/8
floor [2] 7/7 22/23
folks [1] 29/5
following [2] 4/17 38/14
follows [2] 13/16 20/23
foot [11] 14/13 22/8 22/15 35/22 37/19 46/12 46/15 46/21 47/4 50/11 50/16
footage [3] 6/15 15/5 15/8
Footie [7] 49/16 51/20 52/19 63/2 63/3 64/11 65/14
footprint [1] 33/13
forever [1] 39/4
forward [1] 39/14
four [7] 4/8 28/20 34/4 34/7 35/14 35/22 44/6
four-tenths [4] 34/4 34/7 35/14 44/6
frame [1] 22/17
front [20] 15/8 22/4 22/7 22/8 30/4 40/5 40/15 46/7 46/7 46/9 50/4 50/6 50/9 50/12 50/13 50/16 57/13 59/6 59/9 59/17
frontages [1] 50/5
fully [3] 16/10 16/10 16/25
further [2] 54/7 69/9

G
gain [1] 57/9
generate [1] 65/22
George [1] 3/5
get [7] 11/18 28/16 28/17 29/10 38/22 48/9 66/10
gets [1] 31/19
getting [1] 32/8
give [6] 3/20 3/21 10/11 27/22 38/5 48/6
given [2] 17/16 60/19
go [9] 5/8 16/23 26/13 29/13 43/3 43/24 53/15 54/7 67/11
goes [1] 23/9
going [27] 11/21 11/25 12/9 19/4 19/5 23/16 25/18 26/25 27/13 27/14 27/16 28/2 28/5 28/16 28/17 30/25 38/8 39/3 48/3 61/16 61/21

G
going... [6] 65/19 65/22 65/25 66/6 66/25 67/4
gonna [1] 40/21
good [2] 2/2 47/15
GORDON [7] 1/12 2/5 48/20 51/20 58/23 61/5
61/7
got [1] 28/24
great [1] 39/9
greater [3] 45/19 56/24 56/25
greatest [2] 45/21 50/18
GREENPORT [20] 1/2 1/8 2/5 2/21 3/6 5/16
6/6 6/9 6/13 6/19 7/17 8/4 18/9 21/3 22/6
22/13 46/12 46/21 50/3 50/24
ground [2] 54/25 59/25
guarantee [1] 39/3
guess [2] 19/8 25/17
guests [1] 57/8
guidance [1] 25/17
guy [1] 38/25

H
had [10] 4/5 8/23 10/21 11/16 14/25 25/12
27/11 31/25 38/16 40/18
hand [1] 67/9
hard [1] 29/4
has [12] 3/7 4/20 5/11 7/3 17/14 33/20 42/11
44/3 46/9 51/20 56/9 58/7
hasn't [1] 16/15
have [104]
haven't [2] 24/4 25/11
having [8] 4/8 25/25 26/12 30/20 36/5 36/9
56/10 56/24
he [14] 6/24 40/11 41/5 41/6 41/8 41/11 41/13
41/13 41/16 41/16 51/21 58/18 63/3 65/19
he's [1] 41/12
hear [3] 9/17 34/17 47/8
heard [2] 25/19 38/24
hearing [39] 3/3 3/11 3/13 3/25 8/14 8/20
13/8 16/23 18/23 20/15 23/16 24/15 24/16
27/7 27/17 30/6 30/13 30/18 31/11 31/19
32/13 33/6 34/20 37/22 38/16 39/19 41/2 43/7
44/22 48/5 48/23 49/15 52/19 54/18 62/23
64/17 64/19 64/25 66/4
hearings [18] 1/5 2/24 3/2 19/18 27/21 30/21
30/25 31/10 32/2 32/3 63/9 63/14 64/3 64/5
64/8 65/10 66/22 67/7
height [10] 7/13 7/15 7/18 7/20 7/21 7/22
7/24 8/2 8/5 10/6
held [1] 9/3
help [2] 10/7 20/7
helpful [1] 67/10
her [4] 28/13 28/15 44/9 44/17
here [14] 10/17 12/4 28/12 31/5 33/3 36/19
38/22 42/5 44/9 51/11 51/15 58/20 60/14
62/10
hereby [1] 69/5
hereinafter [1] 57/3
hesitate [1] 31/22
him [1] 65/18
his [4] 3/18 41/10 41/15 43/7
Historic [9] 14/20 23/2 49/21 52/22 53/24
53/25 54/4 54/9 54/22
historical [1] 51/22
hold [4] 30/12 30/17 40/21 63/19
Holdings [1] 3/12
home [1] 36/7
hope [1] 32/23
Hospital [1] 39/8
hotel [4] 6/16 27/3 27/12 30/5
hours' [1] 67/14
house [28] 13/14 20/21 21/14 22/17 34/11
35/3 35/21 35/24 36/22 37/9 39/14 39/15
39/17 39/23 41/23 41/25 42/2 42/8 42/9 42/16
42/21 46/3 46/15 47/3 48/12 54/3 59/10 59/14
housekeeping [1] 60/18
houses [2] 40/13 54/4
how [8] 39/22 51/23 51/24 52/2 53/2 59/5
60/6 66/2

however [1] 34/5
I
I'd [2] 11/18 25/17
I'll [8] 5/8 10/24 31/17 43/25 48/9 48/15 54/12
62/3
I'm [33] 2/6 2/7 9/10 10/21 11/13 12/19 17/8
23/15 23/23 24/8 25/4 25/8 25/13 28/9 28/10
28/22 32/8 35/17 36/9 37/7 38/24 40/21 42/4
42/19 44/10 44/10 48/3 56/2 59/4 61/19 61/21
65/24 66/15
idea [3] 30/5 32/21 67/20
ideas [1] 39/22
illustrated [1] 55/16
imagine [1] 31/18
important [1] 5/5
impression [1] 27/22
in-ground [2] 54/25 59/25
inadequate [1] 8/23
inaudible [1] 39/25
inches [6] 35/15 35/22 42/16 42/22 42/22
56/24
inclination [1] 66/13
include [2] 48/12 53/25
includes [2] 30/13 57/18
including [4] 33/14 53/13 55/20 56/19
increase [3] 45/11 51/7 52/12
individually [1] 33/17
inform [1] 28/6
information [2] 4/21 67/3
input [2] 30/2 30/19
INSPECTOR [2] 1/18 44/9
intent [1] 19/17
interested [1] 69/11
interpretation [1] 5/24
is [122]
Island [1] 39/7
isn't [2] 34/20 37/5
issuance [1] 8/24
issue [2] 27/18 31/12
issued [3] 3/19 10/14 26/5
issues [2] 15/20 56/5
it [86]
it's [29] 2/25 3/14 3/23 5/4 11/13 11/15 14/11
16/17 18/3 25/18 26/5 26/21 27/14 34/21
37/14 40/2 41/10 41/15 42/15 44/4 59/8 59/9
59/13 59/17 59/17 59/18 64/20 65/4 66/5
item [13] 3/3 4/17 14/21 14/23 14/23 20/11
20/12 25/6 32/2 32/2 44/19 54/15 61/17
items [3] 25/14 49/11 61/24
its [4] 5/23 15/5 31/19 51/13
itself [2] 23/22 47/20

J
James [5] 13/2 13/8 17/20 20/5 20/15
Joann [1] 16/8
job [3] 16/14 16/18 36/14
Joe [2] 31/5 31/17
JOHN [2] 1/13 44/16
July [3] 1/9 2/3 3/19
June [3] 60/21 60/21 60/24
jurisdictions [1] 30/23
just [15] 2/25 10/2 16/4 16/9 19/15 19/21 29/9
30/18 36/13 36/23 37/5 37/23 53/12 65/8
66/17

K
keeps [1] 36/2
kept [1] 55/4
kind [6] 27/10 27/15 28/10 35/17 36/17 38/25
knew [1] 67/12
know [25] 4/22 5/5 9/22 10/16 12/8 16/22
20/2 26/6 26/8 26/24 27/17 28/11 28/14 28/24
30/3 36/14 36/22 37/13 38/25 39/10 40/2
53/16 63/13 66/2 66/25

L
l3D [1] 50/15

l3E [1] 33/16
l50 [1] 14/14
l50-12A [1] 14/14
l6A [1] 6/5
land [2] 33/20 48/14
last [4] 7/13 25/25 53/13 67/12
late [2] 8/18 52/7
later [2] 19/24 28/25
latitude [1] 26/7
least [2] 15/7 41/25
left [1] 41/25
legal [1] 27/18
legally [1] 29/18
length [3] 7/9 7/10 7/12
lengthy [2] 25/9 26/25
less [7] 23/23 33/21 34/6 34/10 39/15 42/12
55/5
let [4] 12/23 30/6 63/21 65/18
let's [1] 28/19
Liakeas [5] 3/5 63/15 63/16 65/11 65/21
like [17] 11/18 11/24 20/7 25/17 26/22 31/24
32/21 36/17 38/24 39/2 39/23 47/14 52/6 59/8
59/22 63/4 65/14
likelihood [1] 39/7
limits [2] 7/18 8/4
line [12] 14/14 22/4 22/11 34/12 35/23 39/16
42/6 42/21 46/6 46/18 55/9 55/13
lines [1] 55/6
lineup [1] 62/22
list [1] 30/25
little [1] 28/24
livable [2] 22/19 22/23
loading [5] 6/21 6/23 7/2 7/4 7/7
located [14] 7/21 14/19 22/21 22/25 33/9
44/24 49/19 49/20 52/20 52/21 54/21 54/22
55/12 57/10
locations [3] 11/12 19/8 19/9
long [5] 10/21 18/2 39/7 66/6 67/13
look [6] 32/9 35/20 40/13 41/18 43/25 59/7
looked [3] 15/15 32/10 61/9
looking [7] 10/6 29/5 30/10 35/16 42/4 42/19
59/4
looks [1] 59/8
lot [66] 2/12 2/13 2/18 2/19 2/22 4/11 5/11
5/15 5/17 13/13 13/17 13/18 13/20 13/23
13/25 14/3 14/3 14/5 14/21 14/22 15/4 15/6
20/20 20/24 20/25 21/3 21/7 21/7 21/9 21/11
21/14 21/17 21/18 21/20 21/23 21/25 23/9
25/14 26/7 30/2 33/7 33/17 33/20 33/20 33/23
34/5 35/9 35/21 35/24 37/9 39/4 39/9 39/14
39/23 41/24 42/11 42/18 43/7 44/6 44/15 50/4
50/24 51/2 51/3 57/10 66/8
lots [3] 13/15 20/22 33/17

M
Madam [3] 4/13 19/14 25/7
made [4] 32/24 38/9 51/20 61/19
Main [2] 3/5 65/10
maintained [1] 56/22
maintenance [1] 45/7
make [20] 11/11 16/9 16/21 17/5 17/18 19/22
24/5 24/12 27/7 39/21 43/20 43/24 52/16
59/22 59/23 62/22 63/23 65/5 65/8 67/22
makes [2] 32/17 41/2
manage [1] 66/3
mandated [1] 36/17
manmade [3] 55/19 56/18 57/3
many [1] 9/20
Map [6] 3/6 13/10 33/8 44/23 49/17 54/20
marriage [1] 69/11
material [2] 55/22 56/21
matter [2] 64/20 69/12
matters [1] 26/2
maximum [3] 2/21 5/17 21/13
may [10] 15/25 16/16 18/11 33/22 41/17 61/8
61/10 62/4 64/15 67/22
maybe [5] 5/8 18/22 20/3 52/7 59/21
McEntee [1] 16/8

M
me [13] 4/13 9/12 10/17 11/16 15/8 15/25 29/3 32/21 38/25 39/6 40/23 59/7 69/8
mean [5] 8/21 12/8 30/16 57/5 58/6
means [1] 4/17
meet [2] 19/4 28/11
meeting [27] 2/4 3/8 3/15 3/24 4/3 8/13 11/2 11/3 11/17 12/2 12/2 17/23 19/19 19/25 24/17 25/20 26/20 28/6 32/14 60/21 60/25 61/10 62/4 62/9 63/20 65/20 67/11
MEMBER [4] 1/12 1/13 1/14 1/15
members [3] 11/9 23/24 67/17
mid [1] 52/7
middle [3] 40/24 41/9 41/24
might [4] 25/3 25/10 27/23 27/23
mind [2] 27/9 27/10
minimize [1] 36/14
minimum [11] 2/22 13/20 13/25 14/5 21/3 21/9 21/20 21/25 22/6 22/13 42/10
minutes [6] 8/18 12/14 60/21 60/24 61/7 62/4
mistake [1] 61/20
mixed [1] 6/11
mixed-use [1] 6/11
modest [1] 52/11
Monsell [3] 33/7 43/8 44/15
month [10] 10/10 10/24 11/6 27/20 28/8 28/12 28/16 29/6 29/6 41/2
Moore [3] 2/6 65/18 66/21
more [7] 10/12 25/14 27/11 27/13 30/13 42/17 49/12
motion [24] 13/5 15/23 17/18 18/10 20/12 24/10 24/12 33/3 43/3 44/19 48/20 49/13 52/16 54/15 59/22 59/23 60/20 62/8 62/18 63/23 65/5 65/7 66/17 67/22
motions [1] 64/24
move [10] 12/23 33/2 37/8 39/13 40/11 42/8 42/8 43/4 60/23 64/10
moved [1] 60/3
moves [1] 31/12
moving [9] 10/25 18/19 35/23 36/4 41/24 43/18 44/12 45/9 49/10
Mr [20] 2/17 3/16 18/12 24/4 24/21 29/12 32/21 35/2 43/10 43/12 49/2 49/4 52/25 53/4 60/5 60/8 61/15 63/2 63/16 65/24
Mr. [12] 18/8 18/14 23/25 24/19 51/20 60/16 63/2 63/3 63/6 63/7 63/8 65/21
Mr. Bull [1] 63/7
Mr. Corwin [2] 23/25 24/19
Mr. Foote [2] 51/20 63/3
Mr. Liakas [1] 65/21
Mr. Nicholson [1] 63/8
Mr. Olinkiewicz's [1] 18/8
Mr. Saladino [1] 18/14
Mr. Tuthill [3] 60/16 63/2 63/6
Ms [11] 18/16 24/23 43/14 48/20 49/6 51/20 53/6 58/23 60/10 61/5 61/7
much [5] 10/20 10/24 23/4 27/13 68/7
multi [1] 32/3
multi-public [1] 32/3
my [15] 9/10 12/4 17/12 27/9 27/9 31/4 32/18 32/19 37/18 41/4 41/8 44/4 48/2 66/4 66/13
myself [2] 61/17 61/21

N
name [1] 9/10
necessarily [2] 24/2 27/4
necessity [1] 26/24
need [8] 4/20 35/19 39/8 45/19 62/8 62/22 64/20 66/16
needed [1] 36/3
NEFF [7] 1/15 18/16 24/23 43/14 49/6 53/6 60/10
neighbor [3] 36/20 36/24 38/16
neighborhood [5] 36/2 36/8 37/4 40/14 40/21
neighboring [1] 37/16
new [21] 1/2 1/8 2/5 8/24 8/24 9/6 13/15 20/22 33/12 34/14 36/15 45/12 46/3 46/4 46/15 46/16 46/25 50/10 58/6 66/3 69/5

newspaper [1] 67/16
next [21] 3/24 4/24 8/13 8/22 10/24 11/6 12/2 20/5 25/15 27/20 28/6 28/16 29/6 32/14 35/21 39/15 41/2 48/4 54/12 62/9 67/21
nice [1] 63/11
nicely [1] 49/11
Nicholson [7] 33/2 33/6 35/2 43/7 63/8 64/12 65/14
night [2] 27/5 30/8
nine [2] 7/9 8/10
no [21] 8/19 17/6 19/8 25/15 25/21 30/22 34/5 34/9 39/2 40/6 42/22 45/18 48/19 51/16 51/19 58/2 58/22 59/2 61/4 61/6 69/11
noncompliance [1] 45/13
nonconformance [1] 36/15
nonconforming [7] 20/21 36/22 45/5 45/10 47/2 49/24 51/9
nonconformity [2] 36/16 36/18
noncontroversial [1] 66/9
nonexistent [1] 30/11
normal [1] 45/7
normally [1] 64/6
north [2] 14/13 54/7
not [48] 2/21 6/3 9/2 10/17 10/17 12/19 14/11 14/19 15/6 16/5 16/17 17/6 22/25 23/18 24/2 24/8 28/15 28/22 29/17 30/9 30/18 30/20 32/12 36/15 36/19 36/23 37/7 37/18 39/8 39/9 40/21 42/12 45/11 49/20 52/21 53/25 55/5 55/15 56/10 57/9 58/19 59/18 59/19 60/19 61/21 64/2 67/8 69/9
Notary [1] 69/4
noted [2] 2/10 68/8
notes [1] 69/7
nothing [2] 29/18 45/6
notice [23] 3/16 3/18 3/21 8/25 8/25 10/13 26/5 26/9 26/9 43/6 44/21 48/22 49/14 52/18 54/17 56/3 57/25 58/3 64/24 66/24 66/25 67/7 67/14
noticed [4] 13/7 20/14 33/5 67/15
now [6] 4/6 5/2 9/17 37/21 40/25 67/22
number [10] 2/15 3/7 25/6 28/3 28/5 44/19 44/23 54/15 54/20 61/17

O
o'clock [2] 12/11 44/14
O'KEEFFE [2] 69/3 69/17
objection [1] 25/15
obtain [3] 33/11 45/3 49/22
obviously [3] 9/12 9/19 36/10
occupancy [1] 6/16
of solutions [1] 25/24
off [9] 5/25 6/4 6/8 6/23 7/2 7/4 11/20 35/22 63/19
off-street [6] 5/25 6/4 6/8 6/23 7/2 7/4
offensive [1] 42/2
offer [1] 9/15
often [1] 34/15
Okay [18] 8/15 12/17 15/11 16/3 19/12 20/10 24/6 29/15 35/5 40/7 42/24 44/11 54/6 54/11 56/13 56/17 59/20 61/18
old [1] 51/10
Olinkiewicz [12] 2/12 2/17 13/2 13/8 17/21 20/5 20/16 32/11 63/9 64/12 65/15 65/24
Olinkiewicz's [1] 18/8
once [2] 26/4 28/11
one [39] 4/8 7/2 7/5 11/14 12/15 13/3 19/6 19/11 19/13 19/17 19/20 22/17 22/21 25/4 26/20 27/25 29/11 30/14 30/19 31/2 31/3 31/12 31/13 32/10 32/10 33/22 35/19 35/22 45/18 47/21 50/5 53/13 54/12 59/3 63/14 63/15 65/10 66/3 66/3
one-family [2] 22/21 33/22
one-story [1] 22/17
ones [4] 29/14 29/17 32/22 32/23
only [11] 3/15 3/19 9/15 10/14 27/9 35/22 39/16 41/21 42/11 57/10 66/23
opening [1] 37/15
operated [1] 57/9

opinion [2] 32/18 66/5
opinions [2] 11/19 37/6
opportunity [1] 25/21
opposed [3] 12/19 30/4 61/3
order [10] 3/20 32/10 63/24 64/2 64/11 64/18 64/22 65/13 66/21 67/7
original [2] 8/10 51/13
originally [1] 51/25
other [19] 11/8 15/11 15/14 16/20 23/24 24/9 26/15 27/20 30/20 35/25 40/12 42/23 50/5 50/7 59/7 61/9 65/12 66/7 67/9
others [2] 50/7 64/2
otherwise [1] 17/18
our [8] 11/16 11/25 12/2 16/13 16/18 25/8 36/14 43/18
ourselves [1] 25/20
out [6] 9/12 35/14 40/15 66/6 66/10 67/11
outcome [1] 69/12
over [3] 26/13 35/24 36/5
overcome [1] 10/4
own [1] 31/19
owned [1] 33/17
ownership [1] 33/19

P
p.m [3] 1/9 62/10 68/8
page [4] 2/11 4/18 56/14 56/16
PALLAS [1] 1/17
paragraph [1] 45/16
parking [12] 5/21 6/2 6/4 6/8 6/12 6/14 6/17 6/18 10/5 35/24 39/4 39/8
part [2] 25/13 53/18
Partially [2] 59/11 59/12
participate [1] 9/13
parties [1] 69/10
parts [1] 4/9
past [2] 16/16 32/6
paste [1] 14/25
PAUL [1] 1/17
Pedrazzi [1] 9/10
Pennessi [2] 3/12 3/17
people [9] 4/22 8/22 10/11 24/9 27/23 30/7 38/23 61/9 65/12
per [2] 12/14 36/4
percent [13] 2/19 5/12 5/14 5/17 16/10 21/12 21/13 21/16 50/24 51/3 51/4 51/6 51/8
perhaps [9] 4/20 19/10 19/23 27/20 28/13 30/3 48/6 63/19 63/21
permit [5] 3/19 33/11 45/3 49/23 54/24
permitted [1] 55/3
persons [1] 57/7
pertaining [1] 45/14
picture [2] 51/24 52/3
place [4] 17/2 33/7 43/8 44/15
plan [6] 12/7 35/16 39/24 42/5 52/11 56/12
plane [1] 56/25
Planning [4] 38/3 38/17 39/13 40/9
plans [1] 55/15
play [1] 52/8
please [1] 54/14
pleasing [2] 36/6 37/2
pleasure [1] 11/23
plus [2] 42/17 42/17
podium [1] 9/8
point [4] 17/7 51/21 65/9 67/3
pole [1] 40/19
pool [12] 30/3 54/25 55/4 55/8 55/13 55/19 55/20 56/19 57/12 58/8 59/5 59/25
pools [1] 59/15
porch [6] 30/4 33/15 50/13 51/7 51/12 52/9
possibility [1] 28/2
possibly [1] 25/9
postponed [1] 19/20
powers [1] 16/20
premises [1] 57/7
prepared [1] 61/13
prescribed [1] 33/21
presentation [1] 24/3

P
presenting [1] 15/17
President [1] 3/12
Presumably [1] 66/17
presume [1] 48/11
pretty [3] 26/21 47/7 51/14
prevent [2] 26/12 45/7
principal [1] 34/3
probably [5] 11/17 18/4 52/5 53/17 63/7
problem [9] 10/12 12/10 12/19 25/13 27/19 30/11 36/13 40/5 56/9
problems [2] 14/25 24/7
proceedings [1] 69/6
process [11] 8/11 17/15 23/18 36/13 38/15 38/24 39/2 40/25 41/10 64/20 66/6
project [4] 6/3 9/22 25/11 27/12
proper [1] 36/7
properties [3] 53/15 55/14 55/17
property [26] 14/13 14/19 18/8 22/4 22/11 22/25 33/9 34/12 35/23 36/11 39/16 41/10 41/15 41/19 42/3 42/6 42/21 44/24 46/6 46/18 49/19 52/20 54/21 55/6 55/9 55/12
proposal [3] 18/7 21/5 47/6
propose [1] 17/18
proposed [40] 2/19 4/7 4/12 5/10 6/11 6/12 7/3 7/9 7/19 8/11 13/17 13/23 14/3 14/7 14/12 20/24 21/7 21/11 21/17 21/23 22/3 22/10 22/17 23/9 34/11 45/18 45/23 46/2 46/7 46/14 46/24 50/9 50/20 51/2 51/7 55/8 57/12 57/13 58/8 59/5
proposes [1] 8/6
proposing [2] 3/17 20/6
provide [2] 67/2 67/6
provided [3] 7/3 33/23 45/10
public [53] 1/5 2/24 3/2 3/3 3/10 3/20 3/25 5/5 13/8 18/23 19/18 20/15 23/16 24/15 24/16 26/4 26/9 27/6 27/10 27/17 27/21 30/2 30/6 30/13 30/18 30/21 30/25 31/25 32/3 32/13 33/6 37/22 38/15 39/19 43/6 44/21 48/5 48/22 49/15 52/18 54/18 62/23 63/9 63/14 65/9 66/4 66/8 66/24 66/24 67/2 67/6 67/10 69/4
publically [9] 13/7 20/14 33/5 43/6 44/21 48/22 49/14 52/18 54/17
put [13] 11/20 18/3 41/23 42/2 48/15 56/11 58/11 63/12 63/16 64/17 64/21 65/12 66/9
putting [1] 25/14

Q
question [14] 11/8 12/4 15/2 17/15 23/7 31/4 31/7 31/8 37/6 47/21 47/25 53/22 57/15 59/3
questions [10] 9/16 9/21 15/14 23/5 23/14 23/18 34/24 47/5 47/23 51/18
quite [1] 51/21

R
R-1 [4] 33/9 44/25 46/13 46/22
R-2 [6] 21/15 22/21 49/19 50/25 54/21 55/6
R2 [1] 52/21
raise [2] 11/8 17/17
raising [1] 48/12
rather [1] 52/11
re [1] 26/9
re-notice [1] 26/9
read [9] 4/6 4/21 5/9 13/4 20/8 36/16 40/10 44/17 54/12
reading [4] 20/8 35/2 56/2 56/14
ready [5] 15/23 24/10 48/17 52/13 58/23
realistic [2] 11/13 29/10
really [9] 2/25 9/15 9/18 10/3 10/6 10/17 26/6 28/16 29/25
rear [9] 22/11 22/14 22/15 23/9 50/7 57/10 59/16 59/18 59/20
reasonably [1] 44/10
received [1] 3/15
recently [1] 3/17
recognized [2] 46/6 46/18
reconstruction [4] 45/9 46/2 46/14 46/25
record [3] 18/3 60/14 69/7

recuse [2] 61/16 61/21
redo [1] 58/3
reduce [2] 9/23 36/18
reduced [2] 8/10 46/10
reduces [1] 50/15
refer [2] 25/23 65/17
reflected [1] 32/18
regarding [2] 3/4 33/16
regards [1] 45/13
regular [1] 11/2
regulations [2] 33/25 45/14
rejected [3] 36/12 38/20 38/21
related [1] 69/9
remaining [1] 8/9
remedied [2] 58/11 58/14
Remember [2] 16/4 34/20
renovation [1] 48/8
renovations [1] 48/11
repair [3] 45/8 48/7 48/10
repetitive [1] 27/15
reporter [1] 69/4
representative [3] 47/11 51/15 58/20
representing [1] 5/12
request [4] 3/9 7/14 15/18 47/25
requested [6] 4/10 6/2 7/25 15/5 18/6 51/11
requesting [2] 6/24 9/25
requests [4] 6/7 7/15 13/11 20/18
require [5] 22/8 22/15 22/23 28/20 30/24
required [10] 7/4 7/8 13/12 20/19 29/17 29/18 46/9 50/4 50/15 58/17
requirement [7] 5/21 6/2 6/5 6/8 6/18 6/22 6/25
requirements [2] 6/16 15/17
requires [27] 2/21 5/16 6/14 7/5 8/25 13/19 13/24 14/5 14/9 14/14 21/3 21/5 21/8 21/13 21/20 21/24 22/6 22/13 22/20 29/16 46/4 46/12 46/16 46/21 50/3 50/24 55/3
requiring [23] 2/14 5/13 6/17 7/11 7/22 13/15 13/21 13/25 14/6 14/10 14/15 20/23 21/9 21/15 21/21 21/25 30/19 34/12 47/3 50/11 51/3 55/10 57/14
residence [1] 33/23
residing [1] 57/7
respect [4] 2/11 4/11 64/9 65/23
respond [2] 8/23 37/25
response [6] 48/19 51/19 58/22 59/2 61/4 61/6
rest [2] 11/3 11/19
retention [1] 56/23
return [1] 51/13
returning [1] 51/22
review [5] 9/18 11/6 11/22 24/11 58/18
reviewing [1] 11/3
revise [1] 65/5
revised [1] 57/17
right [15] 12/22 14/11 15/7 15/13 19/2 23/12 23/20 31/23 32/24 41/12 42/25 52/4 52/15 56/8 63/22
Road [3] 44/23 47/13 48/24
roof [1] 7/22
room [2] 38/23 62/12
run [1] 65/19

S
said [6] 38/7 40/17 45/23 47/15 50/20 58/18
SAKD [10] 3/11 25/11 26/2 26/19 27/2 27/19 60/20 63/15 65/12 66/4
SALADINO [7] 1/13 18/14 24/21 43/12 49/4 53/4 60/8
same [11] 19/4 19/10 19/19 26/10 32/3 45/23 45/24 45/25 50/20 50/21 50/22
save [1] 39/18
say [7] 24/8 25/18 27/24 28/19 57/17 67/20 67/25
saying [3] 35/11 40/13 64/3
says [4] 2/13 2/14 42/20 44/2
schedule [16] 13/7 19/18 24/15 32/12 33/5 43/6 43/18 44/13 44/21 48/22 49/15 52/18

54/18 62/8 64/19 65/6
scheduled [5] 11/5 12/2 20/15 61/23 62/6
scheduling [2] 25/5 64/17
screen [1] 57/21
screened [1] 55/13
screening [1] 55/16
second [24] 3/10 14/21 14/22 17/24 17/25 24/18 32/4 43/9 48/25 52/23 52/24 54/2 54/8 60/4 61/2 62/2 62/3 62/13 62/20 63/2 63/6 64/13 64/14 67/24
seconds [1] 19/13
section [35] 2/20 5/15 6/5 6/9 6/12 6/19 7/5 7/16 8/3 8/8 13/19 13/24 14/4 14/8 14/14 20/16 21/2 21/8 21/12 21/19 21/24 22/5 22/12 22/19 33/16 45/5 45/16 46/11 46/20 50/2 50/14 50/23 55/2 55/11 55/18
see [15] 2/12 10/4 10/24 11/21 15/7 24/7 27/19 27/20 34/15 39/22 48/15 58/6 58/9 61/8 66/7
seeing [1] 25/13
seeks [4] 33/10 45/2 49/22 54/23
seem [2] 47/6 66/11
seemed [1] 65/13
seems [5] 11/15 25/23 26/20 40/23 63/3
sense [4] 32/8 32/17 38/6 41/2
separate [3] 31/2 31/4 31/9
separated [1] 33/18
separately [1] 33/18
session [3] 1/6 26/2 26/12
set [3] 16/12 16/24 18/23
setback [19] 14/9 14/15 22/7 22/14 40/5 40/15 45/18 45/19 45/20 46/8 46/9 46/13 46/22 46/25 50/10 50/13 50/16 50/17 55/8
setbacks [2] 45/22 50/19
seven [1] 19/21
several [2] 13/11 20/18
shall [12] 33/23 34/3 34/6 34/9 45/6 50/6 55/4 55/13 57/2 57/4 57/8 57/9
shared [1] 23/10
shorthand [1] 69/3
should [9] 2/10 14/24 15/22 43/3 57/22 63/21 63/23 64/16 65/11
shouldn't [3] 26/6 41/6 41/9
showing [1] 51/24
shows [2] 51/23 52/11
side [32] 14/7 14/13 14/15 34/2 34/5 34/8 34/9 34/13 35/17 35/22 35/25 39/4 42/6 42/7 42/10 42/13 42/21 42/23 45/22 45/24 46/12 46/18 46/22 46/24 47/4 50/8 50/19 50/21 57/13 59/8 59/14 59/18
simply [2] 34/21 51/12
since [5] 4/24 5/7 11/9 18/5 65/19
single [1] 33/12
single-family [1] 33/12
site [18] 5/12 11/5 11/11 12/11 18/24 19/16 24/15 25/3 25/19 32/13 44/13 49/9 51/4 52/10 53/10 53/16 60/15 62/6
sitting [1] 2/6
six [8] 11/7 11/11 19/7 19/8 26/15 27/20 28/20 30/21
size [5] 6/22 6/25 13/20 21/4 21/20
skipped [2] 55/23 55/24
small [3] 11/15 33/17 65/22
so [36] 3/20 10/2 10/15 16/16 19/10 20/5 20/8 23/17 25/4 25/23 29/19 30/5 30/8 32/11 35/17 35/23 35/25 36/4 41/21 41/24 42/13 42/14 42/16 43/18 44/7 49/9 51/11 53/15 54/7 56/8 58/4 59/16 60/3 63/20 64/2 66/8
solution [1] 30/11
solutions [1] 25/24
some [7] 10/7 23/23 25/17 28/7 56/5 63/25 67/3
somebody [3] 59/21 65/6 67/4
something [8] 9/19 17/3 27/24 34/15 37/2 48/16 52/6 55/24
sometimes [1] 28/24
sorry [2] 10/21 61/19
sought [2] 3/4 3/11

S
south [1] 46/5
space [3] 5/21 6/18 22/19
spaces [4] 5/20 6/12 6/14 6/18
speak [3] 17/11 30/7 48/2
speaks [1] 47/20
spoke [2] 19/16 58/15
square [26] 5/11 5/14 5/18 6/15 7/6 13/18
13/20 13/21 15/5 15/8 15/12 20/25 21/4 21/6
21/18 21/21 21/22 22/18 22/18 22/22 22/24
33/14 46/3 46/15 51/5 57/2
staff [1] 19/15
staked [1] 53/15
start [4] 2/24 19/6 19/11 29/14
started [2] 11/16 56/6
STATE [2] 1/2 69/5
statement [2] 53/23 53/23
Station [1] 62/11
stay [1] 28/24
stenographic [1] 69/7
STEPHANIE [2] 69/3 69/17
Steven [1] 47/12
stick [1] 11/25
still [2] 56/14 59/18
stone [3] 16/12 16/24 23/8
stories [2] 7/19 8/5
story [5] 7/25 8/2 8/7 22/17 30/5
street [21] 1/7 3/5 5/25 6/4 6/8 6/23 7/2 7/4
19/10 37/4 40/3 45/24 49/17 50/5 50/9 50/21
52/20 54/2 54/8 62/11 65/10
strongly [1] 51/21
structural [1] 45/8
subdivide [2] 13/12 20/19
subdivision [7] 13/14 13/17 14/12 20/21
20/24 21/17 24/14
submitted [2] 41/20 55/15
Subsection [2] 55/2 55/11
substance [1] 23/19
substandard [3] 13/15 20/22 36/21
such [6] 10/21 33/23 45/11 45/14 55/13 57/8
SUFFOLK [7] 1/2 3/6 13/9 33/7 44/23 49/17
54/19
suggest [5] 19/6 28/19 62/25 63/3 63/18
suggested [2] 39/13 40/11
supposed [1] 59/16
sure [11] 9/9 16/9 16/22 19/3 19/22 28/22
34/19 37/7 44/18 52/14 65/24
surface [1] 56/25
survey [5] 15/22 58/6 58/7 58/10 59/4
suspect [1] 27/12
Svoboda [3] 44/22 48/23 64/11
swimming [10] 30/3 54/25 55/8 55/19 55/20
56/19 57/6 57/12 59/15 59/25

T
take [3] 38/8 40/6 40/13
taken [2] 52/3 69/7
takes [1] 60/17
taking [1] 32/22
talked [1] 25/25
talking [2] 26/15 26/24
talks [1] 15/4
tank [2] 55/21 56/19
Tax [6] 3/6 13/9 33/8 44/23 49/17 54/20
tell [1] 28/15
telling [1] 29/5
ten [3] 9/2 35/16 42/12
tenths [4] 34/4 34/7 35/14 44/6
text [1] 47/16
than [15] 23/23 27/11 30/13 33/21 34/6 34/10
39/15 42/12 42/17 45/20 50/6 55/5 56/24 57/2
63/25
thank [9] 10/19 10/23 17/10 23/3 39/21 40/8
47/20 59/20 68/6
that [151]
that's [20] 9/19 12/4 14/11 15/9 23/11 29/2
29/17 29/18 29/18 31/20 31/23 32/20 37/7
37/18 39/3 39/17 40/17 44/7 53/20 54/8

their [3] 35/23 57/8 58/11
them [19] 11/7 11/10 12/15 19/2 19/5 19/9
20/9 25/16 28/4 28/6 29/5 29/23 32/12 32/16
57/18 61/8 61/13 63/12 66/10
then [13] 6/6 9/19 11/17 19/6 25/11 28/14
29/15 35/11 37/10 41/3 48/18 63/7 63/8
there [30] 2/9 4/7 5/8 7/24 9/4 10/2 10/15
11/9 12/10 15/14 16/23 17/3 19/7 19/17 19/19
23/5 23/13 25/24 27/13 27/18 29/22 34/16
35/24 39/2 51/17 57/24 58/20 61/25 63/25
65/24
there's [3] 32/4 42/5 51/24
thereon [1] 57/11
these [11] 3/16 3/22 12/10 12/24 20/8 26/19
28/3 28/20 31/15 32/10 49/11
they [14] 4/6 11/4 27/22 38/7 38/7 38/10
38/21 40/17 56/5 56/6 56/11 58/10 58/11
58/14
they're [2] 4/24 35/21
thin [1] 37/14
things [1] 3/22
think [34] 3/22 5/4 10/10 10/11 11/7 12/13
19/25 25/23 26/17 27/25 29/9 29/12 29/13
30/5 30/9 30/10 31/23 32/22 39/12 40/17
40/18 43/2 47/19 51/10 53/17 60/17 62/22
63/23 64/15 64/23 65/9 65/21 66/5 67/19
thinking [2] 18/25 25/9
third [9] 1/7 2/13 2/18 6/21 7/25 12/3 14/23
32/5 62/11
this [68] 2/3 4/21 8/11 8/17 9/14 10/12 13/14
15/4 15/15 15/24 16/4 16/9 17/2 17/4 17/6
17/9 17/13 17/17 18/7 19/11 19/25 20/21 22/7
22/15 22/23 22/25 23/8 25/8 27/9 27/12 33/21
34/14 34/20 35/3 38/3 38/11 38/12 39/18
40/10 41/9 42/2 43/22 44/7 45/6 47/6 48/4
48/6 48/18 51/9 51/18 52/2 52/9 52/11 52/13
58/4 58/5 58/17 58/21 58/24 63/24 64/22 65/5
65/7 65/17 65/19 66/14 69/10 69/12
those [8] 2/8 2/23 4/16 8/9 8/12 10/7 38/19
65/25
thought [5] 4/4 4/21 26/14 27/16 31/21
three [4] 7/11 8/2 8/7 30/5
three-story [3] 8/2 8/7 30/5
through [4] 25/8 25/16 49/11 61/24
time [25] 3/25 4/24 8/22 8/23 9/18 11/15
11/18 17/14 17/17 18/23 19/5 25/15 25/25
26/10 27/11 29/4 30/23 30/24 31/13 32/4
38/18 43/19 48/4 67/21 68/8
times [4] 61/23 61/23 62/6 63/12
today [3] 9/3 25/12 38/24
together [1] 48/16
told [1] 15/6
Tom [1] 9/10
tonight [5] 27/17 28/4 28/13 31/25 64/10
too [2] 9/20 31/21
took [1] 38/19
top [1] 56/15
total [4] 5/14 33/20 34/2 34/7
tracts [1] 33/19
tree [1] 40/19
trip [1] 10/22
true [1] 69/6
try [3] 9/12 32/15 48/9
trying [1] 43/19
Tuesday [2] 12/3 62/9
turned [1] 58/12
Tuthill [7] 54/19 59/24 60/16 63/2 63/6 64/11
65/14
two [26] 4/8 5/20 7/13 7/18 8/5 10/2 10/7
12/14 12/25 13/15 18/5 19/9 20/22 21/14
27/21 31/25 36/3 39/15 45/18 45/20 49/12
50/17 54/4 63/8 63/14 66/2
two-family [2] 21/14 45/18
Type [1] 58/18
typos [1] 2/10

U
uncomfortable [2] 28/9 28/10

under [1] 2/13
undersized [1] 44/6
understand [6] 10/3 16/7 16/19 16/21 30/15
34/23
understanding [1] 44/5
understood [1] 66/18
unlikely [1] 26/21
until [3] 3/8 11/20 38/8
up [7] 4/25 19/21 36/2 38/8 40/21 49/9 53/10
us [9] 12/23 17/5 17/16 26/12 36/21 38/5 48/6
53/10 60/17
use [2] 6/11 57/11
used [3] 33/22 57/5 64/24
useful [1] 4/22
uses [1] 55/3
usually [1] 53/20

V
value [1] 48/14
variance [55] 2/14 4/3 4/5 4/10 5/9 5/13 5/20
6/7 6/17 6/22 6/25 7/11 7/14 7/16 7/22 7/25
8/2 13/6 13/16 13/21 14/2 14/6 14/10 14/16
17/20 20/14 20/23 21/6 21/10 21/16 21/21
22/2 22/9 22/16 22/24 33/4 33/11 34/13 35/4
35/18 36/5 38/12 43/5 44/20 46/5 46/17 47/4
48/21 49/14 50/12 51/4 52/17 54/17 55/10
57/14
variances [15] 3/4 4/8 4/23 8/9 9/24 10/8
13/12 15/6 18/5 18/6 20/19 30/19 45/2 49/22
54/24
very [14] 3/17 9/21 9/23 10/4 10/19 10/23
12/15 19/9 23/3 37/14 39/9 51/10 53/23 68/6
view [3] 4/4 55/14 55/16
viewers [1] 5/8
village [27] 1/2 1/17 1/18 2/20 5/16 6/6 6/10
6/13 6/20 7/17 8/4 11/15 21/12 22/5 22/12
22/20 36/4 36/18 36/25 44/2 44/5 45/17 46/11
46/20 50/2 50/23 58/16
violation [1] 8/7
visit [14] 11/6 12/14 18/24 24/15 25/3 25/19
32/13 44/13 49/10 53/11 53/16 60/15 61/23
62/6
visits [3] 11/12 12/11 19/17
voiced [1] 66/4
vote [15] 15/23 18/11 18/18 24/10 24/25
32/19 43/3 43/16 48/18 49/8 52/13 53/2 53/8
60/6 60/12
voted [1] 64/19
voting [1] 61/20

W
wait [2] 23/16 28/8
Walter [2] 49/16 52/19
want [12] 11/7 16/9 16/21 17/4 18/22 19/21
37/14 37/20 37/20 44/16 54/13 65/6
wanted [1] 41/23
wants [3] 41/13 41/13 41/16
was [20] 3/17 3/19 8/17 10/14 18/25 19/20
19/20 26/18 27/18 31/4 31/6 37/22 37/24
37/24 51/23 51/24 52/2 52/3 52/5 58/18
wasn't [2] 53/24 61/25
water [7] 55/20 56/18 56/23 56/25 57/4 57/5
57/8
Waterfront [1] 5/19
way [5] 9/5 25/8 42/2 66/10 69/11
wayside [1] 20/4
WC [1] 5/18
we [124]
we'll [6] 2/24 28/8 32/9 32/11 32/12 37/21
we're [15] 4/17 8/21 9/22 12/9 15/6 19/4 19/5
26/25 28/4 28/15 28/17 30/10 31/16 36/17
66/25
we've [1] 26/23
website [1] 61/9
well [8] 16/17 17/13 19/2 19/19 19/23 25/3
44/4 64/5
went [2] 38/2 56/11
were [6] 8/11 19/22 26/14 27/16 31/5 67/12

W

weren't [1] 38/8
west [4] 22/4 42/6 42/9 46/17
what [25] 4/6 4/22 4/25 10/3 11/23 13/4 16/22
28/18 29/10 29/12 29/16 30/16 31/6 31/20
32/22 32/24 36/6 40/15 40/17 41/13 41/16
41/18 41/20 51/11 67/20
when [7] 8/11 19/25 35/19 52/2 53/15 59/7
62/23
where [17] 7/16 8/3 13/19 13/24 14/4 14/8
14/14 21/2 21/8 21/19 21/24 22/5 22/12 22/19
39/17 40/6 46/8
whether [11] 11/4 11/21 12/9 20/2 26/18 31/9
31/11 34/21 58/17 59/16 59/17
which [11] 7/5 13/18 20/25 21/18 26/13 33/20
36/3 50/15 51/12 56/22 64/3
while [1] 58/11
who [3] 2/6 2/8 4/16
whole [1] 36/25
why [1] 35/18
wide [4] 7/8 7/10 37/11 41/21
width [11] 7/12 13/23 13/25 14/3 14/5 21/7
21/9 33/21 34/5 35/14 42/12
will [28] 3/23 4/2 4/23 8/12 9/24 10/10 13/4
13/4 13/14 20/3 20/4 20/22 22/7 22/15 22/23
29/20 29/23 32/18 32/23 36/10 52/16 56/23
62/23 63/20 66/18 66/18 66/20 67/15
willing [2] 66/11 66/15
WINGATE [1] 1/18
wish [1] 31/5
within [10] 14/19 23/2 45/22 45/24 50/19
50/21 54/8 55/12 69/4 69/6
without [2] 35/4 58/10
wondering [1] 11/13
word [2] 16/2 65/7
wording [1] 64/16
words [5] 15/11 30/20 40/12 59/7 64/24
work [4] 1/6 25/7 25/25 26/12
working [2] 9/23 25/16
would [46] 4/5 4/22 9/2 10/5 11/10 11/11
11/24 12/3 12/12 12/13 19/2 19/21 20/7 26/8
31/18 35/18 37/2 38/2 38/10 38/15 38/16
38/18 38/22 38/25 39/8 39/23 41/21 42/10
42/13 44/7 44/13 47/14 48/11 51/13 53/12
59/22 62/25 63/3 63/11 63/16 63/18 64/2 65/8
65/17 66/10 66/11
wouldn't [3] 25/22 31/22 35/9
written [1] 57/25

Y

yard [30] 14/7 14/9 14/13 14/15 22/7 22/8
22/14 22/16 34/5 34/9 34/13 40/5 40/15 42/10
46/7 46/8 46/9 46/13 46/19 46/22 46/24 47/4
50/5 50/6 50/7 50/10 50/12 50/16 59/6 59/8
yards [5] 34/3 34/8 50/4 50/8 57/14
yes [37] 4/15 12/6 15/3 18/4 18/13 18/17
18/18 18/21 23/11 24/20 24/22 24/24 25/2
38/4 40/2 43/11 43/13 43/15 43/17 47/12 49/3
49/5 49/7 49/8 53/3 53/5 53/7 53/9 54/10
54/14 57/22 60/7 60/9 60/11 60/13 62/24
63/10
yet [1] 64/20
yields [1] 30/18
YORK [5] 1/2 1/8 2/5 9/6 69/5
you [102]
you'll [1] 2/12
you're [8] 9/21 30/25 35/11 36/20 37/15 40/24
42/24 64/16
you've [1] 47/15
your [13] 4/18 11/23 23/17 35/2 35/16 36/10
38/16 38/20 39/14 39/22 40/22 42/19 47/16

Z

ZBA [6] 3/8 8/13 17/23 60/24 61/7 62/9
zoning [6] 1/4 2/4 5/22 38/9 56/6 58/12