

1 STATE OF NEW YORK : COUNTY OF ROCKLAND

2 TOWN OF STONY POINT : PLANNING BOARD

3 - - - - - X

IN THE MATTER

4 OF

CROWN CASTLE REPLACEMENT FACILITY

5 - - - - - X

Town of Stony Point

6 RHO Building

7 5 Clubhouse Lane

Stony Point, New York

8 July 25, 2019

8:45 p.m.

9 BEFORE:

10

PETER MULLER, ACTING CHAIRMAN

11 MICHAEL FERGUSON, BOARD MEMBER

PAUL JOACHIM, BOARD MEMBER

12 EUGENE KRAESE, BOARD MEMBER

JERRY ROGERS, BOARD MEMBER

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16 ROCKLAND & ORANGE REPORTING

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17 New City, New York 10956

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1 Proceedings

2 CHAIRMAN MULLER: Number 5 on our agenda  
3 tonight, Crown Castle Replacement Facility,  
4 SBL 15.02-4-46, located at 160 North Liberty  
5 Drive, the Stony Ridge Shopping Plaza. We  
6 got the review, correct? Is everybody  
7 satisfied with the public -- okay.

8 MR. KENNY: Good evening. My name is  
9 David Kenny. I'm an attorney with Snyder and  
10 Snyder, representing Crown Castle for this  
11 replacement facility application.

12 Just as a brief history, we did have a  
13 TAC meeting on July 11th. And we did have a  
14 site visit at the site on July 13th. We're  
15 working on a few provisions for this Board,  
16 including revised photo simulations. We've  
17 had an additional viewpoint that was pointed  
18 out at a site visit that we're going to  
19 incorporate into our revised photo  
20 simulations.

21 We're also going to provide a fall zone  
22 letter, and we're continuing to work on  
23 getting confirmation from the DEC regarding  
24 our letter stating that we don't believe  
25 we'll have a significant impact because we're

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2 not taking any new firemen, and the facility  
3 will be in the same foundation that exists  
4 today.

5 So while we're continuing to work on  
6 these responses, we did actually reach out to  
7 the Town Attorney. There was a question from  
8 the Planning Board regarding the details  
9 behind the Town Board pre-application waivers  
10 that were granted. The Town Attorney Brian  
11 Nugent did send out a letter. We sent that  
12 to the Planning Board. It was -- the  
13 Planning Board was CCed on the communication.

14 That letter did provide the additional  
15 details behind the pre-application waivers  
16 that were granted. They're essentially the  
17 same that I discussed with this Board at the  
18 last meeting. Some of the waivers were for a  
19 removal bond. The prior facility had the  
20 removal bond still intact. We can get a  
21 waiver from that there through the review by  
22 the Town Board. They still need a new  
23 removal bond. We can provide that at that  
24 time.

25 Many of the application's requirements

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2 that we asked waivers for, again, they were  
3 intended for a new facility on raw land.

4 This being a replacement facility, working on  
5 a previously approved site, that's why we  
6 asked for many of the waivers we asked for.

7 Our understanding is that we are being  
8 referred to the ARB for their review and  
9 recommendation on the application. We then  
10 hope to have, after their comments, a full  
11 responsive submission to this Board for the  
12 August meeting. And hopefully, at the August  
13 meeting, we can schedule a public hearing for  
14 the next meeting in September. We'll take  
15 August if the Board is ready for that.

16 CHAIRMAN MULLER: You just said next  
17 month you'll ask for a public hearing.

18 MR. KENNY: Correct.

19 CHAIRMAN MULLER: We were going to give  
20 a public hearing tonight, schedule it for  
21 August.

22 MR. KENNY: We're absolutely fine with  
23 that.

24 MR. STACH: You'll have all your items  
25 submitted?

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2 MR. KENNY: Absolutely. The only thing  
3 we're making sure is that the ARB doesn't  
4 have any substantive comments that requires  
5 additional changes. But we're working on all  
6 of them.

7 CHAIRMAN MULLER: We'll find that out as  
8 we have our public hearing to take comment,  
9 correct?

10 MR. KENNY: Exactly.

11 CHAIRMAN MULLER: Can I have a motion to  
12 refer them to the ARB?

13 BOARD MEMBER ROGERS: I'll make that  
14 motion, Mr. Chair.

15 CHAIRMAN MULLER: Second?

16 BOARD MEMBER KRAESE: Second.

17 CHAIRMAN MULLER: Gene seconded. All in  
18 favor?

19 (Response of aye was given.)

20 CHAIRMAN MULLER: Opposed? That  
21 carries. Can I have a motion to have a  
22 public hearing set for next month,  
23 August 22nd?

24 BOARD MEMBER JOACHIM: I'll make that  
25 motion.

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2 CHAIRMAN MULLER: Second?

3 BOARD MEMBER FERGUSON: I'll second it.

4 CHAIRMAN MULLER: Michael seconded. All  
5 in favor?

6 (Response of aye was given.)

7 CHAIRMAN MULLER: Opposed? Okay, that  
8 carries as well.

9 MR. KENNY: Thank you for your time.

10 CHAIRMAN MULLER: Thank you.

11 (Time noted: 8:49 p.m.)

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THE FOREGOING IS CERTIFIED to be a true  
and correct transcription of the original  
stenographic minutes to the best of my ability.

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Jennifer L. Johnson