

APPROVED

ROBERT LAGA
Chairman

NICHOLAS FANNIN
Vice Chairman

RICHARD FRANZETTI, P.E.
Wetland Inspector

ROSE TROMBETTA
Secretary

TOWN OF CARMEL
ENVIRONMENTAL CONSERVATION BOARD



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BOARD MEMBERS

Edward Barnett
Vincent Turano

ENVIRONMENTAL CONSERVATION BOARD MINUTES

NOVEMBER 7, 2019

PRESENT: CHAIRMAN, ROBERT LAGA, VICE-CHAIRMAN, NICHOLAS FANNIN,
EDWARD BARNETT

ABSENT: VINCENT TURANO

<u>APPLICANT</u>	<u>TAX MAP #</u>	<u>PAGE</u>	<u>ACTION OF THE BOARD</u>
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Planning Board Referral:

Homeland Towers LLC - NYSMSA Ltd. Partnership	65.19-1-43	1	No Board Action.
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Submission of an application or letter of permission:

The Water Club at Lake Mahopac Condo	76.30-1-21	1 - 7	No Board Action.
Minutes - 09/05/19		7	Approved.
10/03/19		7	Heldover.

The meeting was adjourned at 7:57 p.m.

Respectfully submitted,

Dawn M Andren

HOMELAND TOWERS LLC - NYSMSA LIMITED PARTNERSHIP - 254 CROTON FALLS ROAD; TM - 65.19-1-43 - PLANNING BOARD REFERRAL/INSTALLATION OF UTILITIES & DRAINAGE REPAIR WORK FOR EXISTING ACCESS DRIVE

- Robert Gaudio, Esq. of Snyder & Snyder on behalf of Homeland Towers & NYSMA Limited Partnership d/b/a Verizon Wireless appeared before the Board.

Chairman Laga said just to inform you, I know that the Planning Board has denied your application for this and since it was a referral to us, we can't review the Plans at this time. We have to take it off the agenda and we can't review the application.

Mr. Gaudioso replied for the record, we did submit an application for two items of the proposal: one being the utilities which are underground and run through the existing access drive - which are within the 100' buffer area. We made an application for that, and in that application, we argued that those utilities should be permitted as a letter of permission rather than a public hearing. We also proposed, as part of the application, an improvement to the existing drainage facilities part of which was also within the 100' buffer. In our cover letter, we cited to the fact that it's actually an exempt feature under the Town Code §89-12(d) item 10 and in the alternative, we requested whatever permits are necessary. So, I believe it was a bit more than just the referral.

Chairman Laga said I understand that but based on the fact that it has been denied by the Planning Board, we can no longer process this application.

Mr. Gaudioso replied the Board's position is that you take no position.

Chairman Laga said the Board's position is at this time, we cannot process the application.

Mr. Gaudioso said okay; very well.

THE WATER CLUB AT LAKE MAHOPAC CONDO - 141 EAST LAKE BLVD., MAHOPAC; TM - 76.30-1-21 - SUBMISSION OF AN APPLICATION OR LETTER OF PERMISSION/BEACH RENOVATION

- Mr. Paul Revans, Engineer for the project appeared before the Board.

Chairman Laga said please walk us through the project.

Mr. Revans replied the wall is in disrepair; it's leaning and we want to replace it with this vinyl sheet tiling product that has a hollow core and would be filled with concrete. You can see the specifications of the product on the last page (points to map).

Chairman Laga said these are driven down how deep?

Mr. Revans responded they come in 7' lengths; they're going to be going down below the frost line.

Chairman Laga said so how deep are these going to be installed? 48", 42"?

APPROVED

Mr. Revans said below the frostline so it'd be about 8" below the frostline because it's only coming about 2' above.

Chairman Laga said this is going in the water or are you installing it on land.

Mr. Revans replied in the water. There is an existing concrete wall that's there now and broken. We're going to be removing that and putting this back into the same location.

Chairman Laga said you came to us in February of 2014.

Mr. Revans replied correct; I was one of the people present at that time.

Chairman Laga said your application is a little light; what I mean by light is: you need to provide us a sequence of work - that you're going to remove the existing concrete wall - how? Are you going to demo it with a hydraulic hammer? Are you going to do it by hand? I need to know the sequence of operation. If you're going to use the hydraulic means, at the very minimum I also need a floating boom near your work area to prevent debris from floating out....

Vice-Chairman Fannin interjected there's a few other things we need.

Mr. Revans said we're going to try to use an excavator with a claw. A lot of the wall is already broken so we're just going to try and pull it out.

Chairman Laga said I need to know that information.

Mr. Revans said that's fine. I knew that this was just going to be informal.

Chairman Laga said this is for information only?

Mr. Revans replied yes; I want your feedback and then I'll come back to the next meeting with whatever you need.

Chairman Laga said you need to have a floating boom outside in the lake while you perform all work there. Once the boom is installed, you're going to have to notify the Town Wetlands Inspector to inspect to make sure it's installed correctly and you may need silt fence if you have work outside the work area that you want. On the plan drawing, designate silt fence, floating boom, storage area for material and stuff like that. Then, if you're going to have an excavator with a claw to remove all the stuff, we're going to need a spill-kit on site; the machine is going to have to be stored on 6 mil poly at night and you need to show us a refueling plan if that machine gets refueled - especially close to the lake.

Mr. Revans said we were intending on storing the equipment in the building's parking lot across the street. Do I still need the plastic?

Chairman Laga replied yes. It's a direct line right to the lake.

Mr. Barnett said where across the street?

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Mr. Revans replied the building is 141 East Lake Blvd. This is their beach that they have.

Chairman Laga asked is this the condos.

Mr. Revans replied yes; The Water Club.

Mr. Barnett asked is that more than 100' feet from the lake.

Mr. Revans said the building?

Mr. Barnett said I know the building; I'm talking about storing the equipment.

Mr. Revans said yes; it would be more than 100' because there is the driveway and then the parking lot in the back of the building.

Mr. Barnett said is that where it's going to go?

Mr. Revans replied we could put it there if that's where you want me to put it; whatever is the safest.

Mr. Barnett said when do you plan on doing this?

Mr. Revans replied (Audio/Video cuts out) over the winter because we're going to be pouring some concrete in the sheet piling.

Chairman Laga said that gets to the next question. So, you're going to be pouring, I assume 4,000 PSI concrete in the.....

Mr. Revans interjected 5,000.

Chairman Laga asked high yield or early set-up?

Mr. Revans replied yes.

Chairman Laga said you're going to need provide a concrete wash out because if you run short or over, you can't just wash it out into the street. You have to provide concrete wash-out details. And; during the installation of the concrete, while you're pouring it into these plastic forms that are on the lake, you have to come up with some sort of a (audio/video cuts out). So, think of setting these things and maybe having a plywood....

Mr. Revans interjected yes; we'll put the plywood upright.

Chairman Laga said yes; something along those lines. Then a concrete wash-out for the batch because even if they dump the whole load, they'll still have to clean it out. You have to have a spill-kit on site. Anything else you have there (directed to Vice-Chairman Fannin)?

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Vice-Chairman Fannin said just a couple things. We need the deed. A deed has to be submitted in the file.

Mr. Revans said just a copy of the deed?

Vice-Chairman Fannin replied yes; you can get that from the County Clerk if you don't have one available. If the applicant for this is not the owner of the property, we'll need a letter from the owner of the property giving permission for this work to be done.

Mr. Revans replied I believe I gave you a letter of authorization. Well; that's the letter of the authorization for me to speak on his behalf. Is that the same thing?

Chairman Laga interjected after you install the plastic and the concrete, are you going as a straight line across or are you going to follow the contour of that beach?

Mr. Revans replied a straight line across.

Chairman Laga then asked what are you going to do with the area that's not filled in with sand right now.

Mr. Revans replied fill it in with sand.

Chairman Laga said then we'll need a clean-fill certificate for that sand material.

Mr. Revans said there is sand that had been there and it's kind of washed out into the water. Can we reclaim that?

Chairman Laga said I don't want you dredging.

Mr. Barnett simultaneously said you're talking about dredging.

Mr. Revans replied no; not dredging; just pulling.....

Chairman Laga said but that means you're going to stick the excavator bucket into the lake with a hydraulic ram.

Mr. Revans replied okay; we'll just get new sand.

Chairman Laga said yes; that's more efficient. You also have a boat dock there.

Mr. Revans responded I'm not doing anything with the boat dock. You're talking about that stone jetty that's going out?

Chairman Laga said there's a permanent dock there. Do they take it in during the winter?

Mr. Barnett asked what's the length.

Mr. Revans responded they have a metal.....

Chairman Laga interjected yes.

Mr. Revans continued I didn't see it the last time I was there which was about a month ago.

Chairman Laga said you're also putting some steps on this property based on the drawings that I see?

Mr. Revans replied yes; that would be a precast set of steps.

Chairman Laga said what are the lengths of these pre-cast.....

Mr. Revans replied 7 feet.

Chairman Laga said so you're driving them down 4'?

Mr. Revans responded I'm driving them down until they're level with the existing wall that is there. It'll be the same height. I think there are some dimensions there. I think it's only about 8" above the water line but the steps are there just to make it safer for people to go into the water.

Mr. Barnett asked what's the length of this.

Mr. Revans replied it's approximately 100'.

Chairman Laga said do you have the latest survey? I know there are two survey markers out there.

Mr. Revans replied the markers are there but the survey is also on the front sheet of the plans. I can give you something larger. Do you want a hard-copy?

Chairman Laga replied I'd like it in hard-copy if you could.

Mr. Revans said a 22" by 34"?

Chairman Laga said yes; just so I can read it.

Mr. Revans said how many copies.

Chairman Laga said give us four please. Do you need any other permits besides us?

Mr. Revans replied you should have copies of the information I got from the DEP there and from the DEC - it said there was less than 5,000 square feet so they didn't have any objections (audio/video cut out) could if that makes any difference.

Chairman Laga said you're going to drive it across the street into the back and around?

Mr. Revans the equipment is probably only going to be there a day or two at the most unless we hit something unforeseen. Maybe you guys have better of knowledge of what's there. Is there a lot of rock under there?

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Vice-Chairman Fannin said the wall goes across the whole beach. Is that correct - the current one that you're going to rip out?

Chairman Laga said there isn't one there now.

Vice-Chairman Fannin said that is currently there on the sides.....

Mr. Revans asked if he could approach the dais.

Chairman Laga said (to Vice-Chairman Fannin) if you're looking at the front of the property, there's a beach - this beach here - a horseshoe beach. All the way over here to the left, this is the only piece of wall you're removing - correct?

Mr. Revans replied no; there's another (not at a mic so inaudible).

Chairman Laga said are you removing this one and this one?

Mr. Revans replied yes; because there was no footings; they were just plopped in place.

Chairman Laga said I belong to the property next to you - the one with the gazebo.

Mr. Revans said Mahopac Ridge?

Chairman Laga said you have your property lines already set; you're going to go across. I'd like to see a distance from here to here - how much wall you're putting in and what's the area in here that you're filling in. I don't want you pulling the sand in. Put your wall in across here and then in this area you can fill with sand.

Vice-Chairman Fannin said clean fill?

Chairman Laga said clean sand.

Mr. Revans (back at podium) said I think we need about 60 yards.

Chairman Laga said you're probably going to need more than that.

Mr. Barnett said so you're talking about 8" above the spill-way level.

Chairman Laga said I just want it to say certified clean fill.

Vice-Chairman Fannin said it does say certified.

Mr. Revans (back at dais) this will stick out of the water about 8" and then from the water line to the bottom is 18".

Chairman Laga said so you're only putting these in 26"?

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Mr. Revans replied no.

Chairman Laga said now how are they going to get installed?

For the remainder of the meeting (11 minutes) there was no audio and the video was cutting out.

MINUTES - 09/05/19 & 10/03/19

Vice Chairman Fannin moved to approve the September 5, 2019 minutes. The motion was seconded by Mr. Barnett with all in favor.

10/03/19 - Heldover.

Vice Chairman Fannin moved to adjourn the meeting at 7:57 p.m. The motion was seconded by Mr. Barnett with all in favor.

Respectfully submitted,

Dawn M. Andren