

Planning AND ZONING COMMISSION

Town of Glenville

18 Glenridge Road

Glenville, NY 12302

November 13, 2023

Present: M. Carr, Chairman, N. Brower Dobiesz, J. Lippmann, J. McPherson,
P. Ragucci, V. Soldani

Also

Attending: A. Tozzi, Dir. of Planning, C. Pierson, Town Attorney, L. Walkuski,
Stenographer

Absent: K. Semon

Meeting called to order at 7:04 PM

Motion to approve a modification to the agenda moving item #7 to item #6 and item #6 to item #7.

Moved by: N. Brower Dobiesz

Seconded by: P. Ragucci

Ayes: 6 – Carr, Brower Dobiesz, Lippmann, McPherson, Ragucci, Soldani

Noes: 0

Absent: 1 - Semon

Motion Approved

Motion to approve minutes from the October 16, 2023 meeting.

Moved by: P. Ragucci

Seconded by: V. Soldani

Ayes: 4 – Carr, Brower Dobiesz, Lippmann, Soldani

Noes: 0

Absent: 1 - Semon

Abstention: 2 – McPherson, Ragucci

Motion Approved

Joe Popolizio
34 Freemans Bridge Road

Public Hearing

This application is for the subdivision of 12.9 +/- acres into two lots. Lot #1 will front Maple Avenue and total 4.57 +/- acres and Lot #2 will front Freemans Bridge Road and total 8.33 +/- acres. The applicant is also asking for a zone change on the proposed newly created Lot #1. Currently, the area to be Lot #1 is split zoned (Research/Development/Technology and Freemans Bridge Road Corridor District). The applicant is requesting to have the zoning changed to Research/Development/Technology for Lot #1 while Lot #2 will remain within the FBR Corridor District.

John Hitchcock, ABD Engineering, was present.

J. Hitchcock gave an overview of the project. The 12.9-acre parcel has frontage on both FBR and Maple Ave. Ext. The parcel is naturally “subdivided” by a stream that crosses the property. They will follow that line and divide it into two parcels; Lot #1 will be 4.57-acres and have frontage on Maple Ave. while Lot #2 will be 8.33-acres and have frontage on FBR. The site currently has two zones: R/D/T and Freemans Bridge Road Corridor District. Currently, this is going to the Town Board for a zoning change on the proposed Lot #1 so the entire newly created parcel will only be zoned R/D/T.

At this time Chairman Carr opened the public hearing.

Alphonso De Arroyo, 10 Maple Avenue – said his only concern was when Mr. Popolizio took over the property, before that it was owned by Mr. Sarnowski, the property was well maintained. Since Mr. Popolizio has taken over the property there have been dead trees. Mr. Popolizio was asked to have those trees taken down. The trees were taken down but left there. In addition, there were other trees that also needed to be taken down and they were not. He has not done anything with the property, and he is concerned about how much longer it will be collecting trash from Stewarts. How long will the trees be left? Will there be action to clean up the lot anytime soon? Mr. Popolizio had someone clean that lot recently and they hit a 6” gas main and never reported it. He only found it because he walked on the lot looking for his cat and found the gas main sticking out of the ground. It’s one thing after another. He has not done anything with it and he would like to see it either cleaned up or something done with it soon.

Angela Pettis, 7 Maple Avenue – What is the intention of the change?

M. Carr said the intention is for the property to be subdivided. They are intending to put up a flex warehouse space.

A. Pettis asked if it is for storage.

M. Carr answered it is a type of commercial business.

With no other comments from the floor, Chairman Carr closed the public hearing.

J. Lippmann stated she just wanted to say there is no proposed plan that is being considered by this board at this moment. It is just a subdivision, so before anything does happen to that property it will be back before this board for review.

**Richbell Capital
457 Dutch Meadows Road**

Public Hearing

The applicant's project The Residences at Fox Meadows (formerly Dutch Meadows Residential Community) was previously approved for a subdivision and site plan in April 2020. The applicant is looking to subdivide approximately 16.4 +/- acres on the easternly portion of the project into Lot # 1A (phase I construction) and Lot #1B (phase II construction). Additionally, Richbell Capital is looking for a modification of the PDD to incorporate the proposed new subdivision.

William Hoblock, Richbell Capital, was present.

B. Hoblock said he is here because they are subdividing the Residences at Fox Meadows, which was approved as a Dutch Meadows Lane Residential Planned Development District, showing Lot #1A to the left and Lot#1B on the right which continues down below. Lot #1A is Phase I of the community and construction is finished. They are in the process of putting their permanent loan from their construction loan on Phase I. They are looking to start construction on Phase II. To do that the lender requires subdividing the parcel into two.

M. Carr said it's a lender request.

B. Hoblock replied that is correct.

At this time Chairman Carr opened the public hearing.

With no comments from the floor, Chairman Carr closed the public hearing.

**Hospitality Syracuse, Inc.
122 Freemans Bridge Road**

**Public Hearing
Final Minor Subdivision**

The applicant is requesting to subdivide a 14.4 +/- acre parcel into two lots (0.73 +/- acres and 13.7 +/- acres respectively). The smaller lot will be utilized to develop a 2,650 sq. ft. drive-thru restaurant. The parcel falls within the Freemans Bridge Road Corridor District.

Tim Freitag, Bohler Engineering, was present.

T. Freitag stated the applicant is looking to subdivide a portion of the property that currently hosts Verizon to build a quick service restaurant with a drive thru. As a reminder to the board, the Verizon project's master plan included for an additional approximate 7,500 sq. ft. retail building where they are proposing a 2,600 sq. ft. drive-thru restaurant and additional development in the back. This plan was thoroughly reviewed back in 2016 when it was proposed and approved, so this is an amendment for the use change and reconfiguration of the site. At the last meeting there were preliminary conditions of approval that were responded to in their October 25th memo to the board and town. The biggest changes were some curbing adjustments and loss of a couple of parking spaces to accommodate an increase in greenspace. They were lost for connectivity of the sidewalk out to the right of way. Sidewalks will be along the entire frontage of the right of way, both their parcel and the remaining Verizon parcel. Both the applicant and the current owner have agreed to build that sidewalk as part of the project.

M. Carr asked if the reciprocal easements are shown on the plat.

T. Freitag brought a draft RA and presented it to town council. He would be happy to address any questions/comments that come out of that review.

M. Carr stated the only questions the board had from the agenda meeting were the sidewalks and the RA. The applicant has agreed to the sidewalks and the board is very appreciative of that. It will improve mobility and provide safe walking spaces on Freemans Bridge Road. The commission was looking for the reciprocal easement language, which has also been provided.

P. Ragucci asked about snow removal.

T. Freitag replied that maintenance/responsibility will be addressed by the shared access driveway. The property owner will be responsible for snow removal on their site. There is over 35% of greenspace on their site. It is more than an adequate area for snow storage on their site. To put this in perspective the prior master plan had 12% of greenspace allocated which has now increased up to 35%.

J. Lippmann stated the only lingering item was the board was expecting review comments by a TDE regarding the SWPPP and the site plan. She would ask any approval be conditional upon receiving those comments.

M. Carr asked if the town has received any comments yet and asked what engineering firm is doing the review.

A. Tozzi replied Creighton Manning is doing the review. It is not completed yet.

T. Freitag said there will be a SWPPP amendment issued to DEC showing the significant increase in greenspace from the original SWPPP (increase from 12% to 35%).

A discussion took place among the board members as to where to place the SWPPP condition and it was determined to place it on the site plan.

At this time Chairman Carr opened the public hearing.

Angela Pettis, 7 Maple Ave – What does this type of development do to private property taxes? Does it raise taxes?

M. Carr said it will probably be going to lower the taxes as you will have businesses providing financial aid to the community.

With no further comments from the floor, the public hearing was closed.

MOTION

In the matter of the final minor subdivision application by Hospitality Syracuse, LLC for a two – lot subdivision located at 122 Freemans Bridge Road, the Planning and Zoning Commission hereby approves the application. The Commission’s decision is based upon the following findings:

The proposed use takes into consideration the relationship of this project to the neighborhood and the community, and the best use of the land being subdivided. Factors considered include:

- Compliance with the requirements of the Zoning Ordinance and the policies of the Comprehensive Plan.
- Logical arrangement, location, and width of streets.
- The lots’ and street(s)’ relationship to the topography of the site.
- Adequacy and arrangement of water supply, sewage disposal and drainage.
- Accommodation for future development of adjoining lands as yet unsubdivided.
- Adequacy of lot sizes to achieve the above.

Motion

Moved by: M. Carr

Seconded by: P. Ragucci

Ayes: 6 – Carr, Brower Dobiesz, Lippmann, McPherson, Ragucci, Soldani

Noes: 0

Absent: 1 – Semon

Motion Approved

**Hospitality Syracuse, Inc.
122 Freemans Bridge Road**

**Public Hearing
Final Site Plan Review**

The applicant is proposing to establish a 2,650 sq. ft. drive-thru restaurant with approximately 24 onsite parking spaces. Two-way circulation on shared access drive is proposed while also maintaining the existing right out only drive. The proposed typical operation hours are 7AM – 1AM Monday-Sunday with 8-12 employees working one shift. New energy efficient onsite lighting, stormwater management, new utility connections, trash enclosure, sidewalks, landscaping, and signage are also proposed. The parcel is zoned Freemans Bridge Road Corridor District.

T. Freitag, Bohler Engineering, was present.

T. Freitag said the update is the same as the subdivision. They have addressed the conditions of the preliminary approval. They are pursuing the 2,650 sq. ft. quick serve restaurant with drive thru replacing the former 7,500 sq. ft. retail facility for this site. There will be approximately 19 parking spots and a single lane drive thru circulating around the perimeter of the site. This is an isolated drive thru layout that allows parking along the front of the building. Guests will be able to enter the store and leave without having to cross the drive thru traffic. The drive thru traffic is promoted around the backhand side following the Freemans Bridge Corridor design guidelines with drive thru windows, etc. There is shared access with the neighboring Verizon facility therefore, no new curb cuts are proposed as part of this project. There is sidewalk connectivity out to the public right of way.

M. Carr asked if it is public knowledge on who is coming in on this project. Members said the name is listed on the plans. M. Carr said for those of you who don't know the project is for a Taco Bell.

M. Carr quickly reviewed the items that will be part of the conditional approval; SWPPP review by TDE, traffic review by TDE, landscaping letter of credit, and Freemans Bridge Road Corridor Standards.

P. Ragucci said he jumped ahead regarding snow removal on the subdivision but for public record he asked if there was adequate space for snow removal.

T. Freitag replied there is.

J. Lippmann stated the only other condition would be the TDE reviews of the engineering itself.

At this time Chairman Carr opened the public hearing. With no comments from the floor, the public hearing was closed.

MOTION

In the matter of the final site plan review application by Hospitality Syracuse, LLC for the establishment of a 2,650 sq. ft. drive thru restaurant located at 122 Freemans Bridge Road, the Planning and Zoning Commission hereby conditionally approves the application. The Commission's decision is based upon the following findings:

1. The proposed use does conform to other applicable provisions of the Zoning Ordinance, including, but not limited to, landscaping requirements, building design, off-street parking requirements, building setbacks, fence requirements, sign regulations, storm water management and erosion control requirements, etc.
2. The proposed use does exhibit adequate and logical vehicular access and circulation, including intersections, road widths, curbing, and traffic controls.
3. The proposed use does exhibit satisfactory pedestrian and bicycle access and circulation, including separation of pedestrian traffic from automobile traffic, the placement and usefulness of on-site sidewalks and walkways, the accommodation for pedestrians at adjacent street intersections, and overall pedestrian and bicyclist safety and convenience.
4. The proposed use does exhibit adequate and logical location, arrangement, and setting of off-street parking and loading areas.
5. The proposed use does exhibit adequate and logical placement, arrangement, size, and design of buildings, lighting, and signs.

6. The proposed use does provide for the adequate type and arrangement of trees, shrubs, and other landscaping elements, as they relate to visual and noise buffering of adjacent sites and the reduction of visual impacts from the street.
7. The proposed use does demonstrate adequate provisions for the collection and/or disposal of storm water, sanitary waste, and garbage.
8. The proposed use will allow for adequate on-site snow plowing and snow storage.
9. The proposed use does demonstrate adequacy and durability of structures, roadways, utilities, and landscaping in areas with moderate to high susceptibility to flooding, ponding, and/or erosion.
10. The proposed use does retain existing trees and vegetation for aesthetic reasons, and minimize soil erosion and siltation.
11. The proposed use does protect adjacent properties against noise, glare, light pollution, odors, litter, unsightliness, or other objectionable features.
12. The proposed use does provide suitable open space for buffering and/or recreation purposes.

Conditions of Approval:

1. The Town Designated Engineer is to review SWPPP, provide a traffic review, and an overall general engineering review for the project.
2. The applicant is to provide a letter of credit in the event the initial landscaping needs replacing if it fails.
3. The Planning Department is to review the project for conformance to the Freemans Bridge Road Design Standards and Landscaping.

Motion

Moved by: M. Carr

Seconded by: P. Ragucci

Ayes: 6 – Carr, Brower Dobiesz, Lippmann, McPherson, Ragucci, Soldani

Noes: 0

Absent: 1 – Semon

Motion Approved

**Allison Schroder
15 Glenridge Road**

**SEQR Determination
Preliminary Site Plan Review**

This application is for the establishment of a spiritual store providing crystals, incense, books, oracle cards, meditation tools and holistic wellness products. The current zoning is Town Center Overlay and General Business.

A. Schroder, the applicant, was present.

A. Schroder said it is her intent to open a retail space at 15 Glenridge Road. It will be a holistic store to help individuals with their personal wellness journey. Items will include crystals, sage, herb and spices. She is a licensed massage therapist, for 15 years, so she has a background in healing and plans on bringing her formulas and menus to this retail space.

M. Carr said there were a couple of questions and asked if she could define holistic wellness.

A. Schroder replied anyone who is into mindfulness, massaging or practicing yoga. Anything bringing them peacefulness/serenity and whatever tools they made need to make that journey. The herbs and teas are used more for hypertension and hormone balances. She draws from her experience as a massage therapist. She knows what will work and puts those together and will retail those teas, salves, and ointments that are made from natural products. Anyone who has any issues with the immune system and it will be based for any issue with the circulatory, respiratory systems. The herbs, spices and teas will help with the issues.

M. Carr asked if the applicant was licensed with the NYS Dept. of Health as a licensed massage therapist.

A. Schroder said she is.

M. Carr also asked what types of products will be in the store.

A. Schroder said herbs, spices, crystals, sage, tarot cards. Anything that people gravitate to to help them bring calmness and peace of mind.

M. Carr asked if this is a retail operation.

A. Schroder said yes it will be retail. Originally, she wanted to bring her massage practice there but learned she cannot run a massage business at that location because it is not in the Adult Overlay District, so instead of abandoning the project she decided to continue with the retail aspect of it.

M. Carr asked if there would be any massage therapy at all.

A. Schroder replied no.

A discussion took place regarding the uses that are allowed/not allowed within this district. M. Carr wanted to make sure the applicant was aware of what was not allowed. A. Schroder said she will also have a sign for notary services as she is a public notary.

M. Carr asked what will be the hours of operation.

A. Schroder said from 10AM – 6PM.

M. Carr asked what are the meditation tools that will be used.

A. Schroder said those will be crystals, CDs, mats, incense, and sage. Items that will be used to create a safe sacred space.

M. Carr asked if the meditation will be taking place at this location.

A. Schroder responded no, she only retails the items for people to purchase and take with them to their own space.

P. Ragucci asked how many people will be accommodated from a traffic standpoint at one time.

A. Schroder said the parking lot is shared so about 5-6 at one time.

C. Pierson asked if the applicant is still working as a massage therapist.

A. Schroder said she is concentrating on preparing the teas, herbs, and salves.

M. Carr asked if her license is still in effect.

A. Schroder said it is.

C. Pierson said they just want to make sure that if you get approval you know after approval you can't ever have massage therapy at this location.

A. Schroder said she is aware of that based on the list and her discussions with town staff. She has another location for massage therapy.

MOTION

In the matter of the site plan application by Allison Schroder for the establishment of a spiritual store providing crystals, incense, books, oracle cards, meditation tools and holistic wellness products located at 15 Glenridge Road, the Planning and Zoning Commission finds that this application will not result in a significant potential adverse environmental impact. Consequently, the Planning and Zoning Commission hereby issues a negative declaration.

Motion

Moved by: M. Carr

Seconded by: P. Ragucci

Ayes: 6 – Carr, Brower Dobiesz, Lippmann, McPherson, Ragucci, Soldani

Noes: 0

Absent: 1 – Semon

Motion Approved

MOTION

In the matter of the preliminary site plan review application by Allison Schroder for the establishment of a spiritual store providing crystals, incense, books, oracle cards, meditation tools and holistic wellness

products located at 15 Glenridge Road, located at 15 Glenridge Road, the Planning and Zoning Commission hereby approves the application.

The Commission hereby schedules a public hearing for 12/11/23 to consider the final site plan review application for this particular project.

The Commission hereby schedules a public hearing for 12/11/23 to consider the final site plan review application for this particular project. However, in order for the Commission to schedule a public hearing for 12/11/23, nine (9) copies of the revised site plan must be submitted to the Town of Glenville Planning Department no later than 14 calendar days prior to the public hearing date.

Motion

Moved by: M. Carr

Seconded by: J. McPherson

Ayes: 6- Carr, Brower Dobiesz, Lippmann, McPherson, Ragucci, Soldani

Noes: 0

Absent: 1- Semon

Motion Approved

**Cellco Partnership d/b/a Verizon Wireless
185 Swaggertown Road**

**Public Hearing
Final Site Plan Review**

This application is for the installation of a 124 foot +/- monopole tower w/attached antennas within a proposed 100'x100' leased area. Installation will include ground-based equipment cabinets for power, telecommunications, and emergency generator. Access and utilities proposed via existing access road/driveway, utilities will be constructed within 30' access and utility easement. The property is zoned Suburban Residential.

M. Carr said a presentation from the applicant's representative will be provided. A public hearing is scheduled for tonight which is why he is sure most of the audience is in attendance. There is a process on how we do this. As you saw before this if you want to speak, raise your hand, state your name and address and then you may ask questions. We are not going to take the same question 15 times and we will give everyone a chance to speak. If we get the same question several times over, we will answer it once. We will not make any decisions on this project tonight due to the turnout. We will collect all the questions/comments and provide them to the applicant and their representatives, and are requesting answers, in writing, to those questions. The Planning & Zoning Commission does appreciate the turnout and thinks it is good, in our country, where people can come out and provide comments and concerns and we listen to them. Again, we appreciate you coming out. We do like the opportunity to hear from the general public. Most of the time we have boring meetings and it's nice to get a feel for what the general population likes to see in town. Obviously, this is just focused on the Verizon application. He will try to limit the amount of time each person speaks to give everyone the opportunity to ask their questions as well. We are looking forward to hearing what you have to say.

Dave Brennan, Young & Sommer, representing Cellco Partnership d/b/a Verizon Wireless. Rick Andras, a radio frequency RF engineer with Verizon Wireless, and Sara Colman, Airosmith Development, a real estate specialist that helps find sites.

D. Brennan said he would like to speak and give some additional information to the board and the public about this application, but he wants to be respectful of everyone's time because they came out here to speak to the board and make their comments. He will keep it brief but will give a short presentation.

At this time a slide presentation was put up for all to see.

D. Brennan said he has taken some materials from the application packet and will go through it. He would like to state why they are here presenting this project. He showed the blue area where there is Verizon Wireless coverage that provides adequate and safe service to the community. The tan area is what has been identified as insufficient coverage. These sites start with the premise there is not sufficient coverage (or the existing sites) due to capacity constraints and users on the system and have provided an area where they need improved coverage. The radio frequency engineers go out and they identify these sites. It's usually a combination of information from the network, sometimes it is centered on consumer complaints, and it basically generates an area on their map where they need improved coverage. Rick Andras is then tasked with creating a search area and that search area roughly corresponds with the area where they are trying to provide service. We can't do this from outside of town and beam it in from a distance. In this day and age, they need to be centered on the area where they don't have good coverage. From there the zoning map and topo map are also reviewed. It identifies if there are wetlands and if so would eliminate the site. If there is a high area, we kind of focus on that because the higher the elevation typically the lower the tower. If you are on very low land to make up for the differential they would use a taller tower. With that in hand, it is turned over to Sara Colman to go out to scrub the search area to see which parcels are big enough, which parcels are vacant and knocks on doors to see if they are interested. In this area the primary candidate was the Trinity Presbyterian Church. There is a vacant area to the east, largely constrained with some wetland lands and is 35 feet lower in elevation. The choice was made to concentrate on the church parcel which is heavily treed and at a higher elevation which keeps the tower lower.

D. Brennan said when the site is turned on the propagation analysis indicates that the green area will be the added coverage. The floret, in the middle, is the site. There are 3 arcs coming off it. As you see in your travels cell towers look like they have panel antennas, typically 3 sets at the top pointing in 3 different directions. Basically, they have one going north, south, and east largely providing coverage up and down Swaggertown Road and largely to the neighborhood to the east. That is why they are here and the solution they are trying to achieve.

D. Brennan pointed to the next slide showing the approximate location of the cell tower from an aerial view.

D. Brennan next discussed the setbacks. The tower is 137' from Baldwin Road, 146' to Swaggertown Road, 263' to the southern property line and 141' to the northwest property line. It is a proposed 120' tall tower with a 4' lighting rod. The tip of the antenna is at 120'.

D. Brennan stated they are coming off the existing parking lot with a driveway. At the top will be a cleared area and within the cleared area will be a 50' x 50' fenced area providing room for Verizon's equipment and room for additional carriers. One of the things he will talk about tonight is they try to strike a balance with the height Verizon needs and the height the community, meaning the boards, wants

to see and that there is room for additional co-locators. Typically, they don't want to build a site and have AT&T come in and build behind them. Typically, they are asked to build something that is able to handle additional carriers. The height of this will allow for two additional carriers below us on one tower to provide multiple solutions.

D. Brennan said located at the base of the tower are equipment boxes and radio transmitters, on a concrete slab, about 8' tall surrounded by trees. That shouldn't be seen from anywhere off-site. It is a fenced compound with a 6' tall chain link fence and with 1' of barbed wire. They are not proposing a backup generator, which is a typical question they are asked about. They are also not proposing to provide any lighting at the tower. They are close to the airport. Information has been submitted to the FAA who has determined a light is not required on the top of the tower. There will be a work light at the base of the tower for the rare occasion that someone needs to go there in the dark. It is on a spring wound timer and not on a motion sensor, so it won't go on if some furry friends are in the neighborhood. It is there in case there is a necessity for some maintenance in the middle of the night which is pretty rare.

D. Brennan next discussed the proposed profile view of the tower with the 4' lightening rod which is about 5/8" thick. The tower usually tapers from about 18" at the top down to 2-3' at the bottom. It is a typical array with 3 sides of antennas with additional room below for additional carriers.

D. Brennan said they did fly a balloon at the tower height to pick up what the visibility would be. The clear color is where there is no visibility, the light blue is where there would be visibility if they cut every tree down and there was no vegetation, and the dark blue is where there is visibility (at the airport, at the open field across the street, a little visibility to the north but largely going down Swaggertown, and Tomahawk Trail looking straight up at the tower). They took pictures of the balloon and created simulations of what it would look like based upon the height of the balloon. The balloon is inflated to a diameter of 3' so they can scale it knowing what the diameter is in the distance.

D. Brennan said in the scheme of things this looks good for a tower. He knows the audience doesn't agree, however putting up a tower with this limited visibility from all these neighborhoods is very good. He then reviewed different views from pictures that were taken from Baldwin, west side of Swaggertown, and Tomahawk Trail.

D. Brennan said one of the concerns they often hear about is radio frequency safety. They did provide a report indicating that at full power the site is at 0.96% of what the FCC allows. What he means by full power is that cell towers don't work like PYX106 in Albany transmitting at 50,000 watts to reach Lake George. Cell towers work on an as needed basis. When you use your cell phone it communicates with the tower and the tower communicates back to your phone. It's not communicating with the phone unless you initiate it or someone initiates a call to you. The power level varies depending upon how far you are from the tower to keep the call from static/hiccups. As you drive away from the cell tower the power on the phone increases, the power on the tower increases until you reach the limits of the tower, the infamous dropped call, or it hands off to the next tower. These towers don't transmit like PYX106. They turn on and off in response to devices that are using them. Even at maximum usage the tower is still only at 0.96% of what FCC allows.

M. Carr said he will open it up for the commission to make any comments and then open up the public hearing. Again, he is asking for folks to cooperate. They will take each question as it comes. If it is a question that was asked before they will move on to the next question.

J. Lippmann asked if there was going to be any clearing of trees from the property.

D. Brennan said they will be clearing the driveway area (12' wide) and will need a little additional space on either side of the driveway for shoulders and the utilities and the 50'x50' compound to allow for the fence compound for the tower.

J. Lippmann asked if the visual, that was pretty close to the property, accounted for the trees that will be coming down.

D. Brennan said he believed so as the trees are not photoshopped out, so those trees are in the foreground and tower is behind it.

M. Carr asked if there were any other locations other than the wetland area that Verizon may have considered prior to choosing this particular location.

D. Brennan replied there are two parcels across the street to the east, both of which are lower in elevation, and one property to the west, which is a large vacant property, but it is already slated for subdivision and unavailable to them. Those were the large parcels that fit the criteria where they need approximately 5-acres to place a tower.

M. Carr asked D. Brennan if he could explain why they need to look at a parcel that large.

D. Brennan said in practicality they look for larger parcels because there are concerns about fall zones. There are pictures of fallen cell towers on the internet but there are also pictures of cell towers being the only remaining standing structure from hurricanes/tornadoes. Because of that concern, they like larger parcels so that if the tower fell in anyway in 360 degrees, it would remain on the host parcel.

M. Carr stated he is going to open the public hearing and will get to everyone the best he can. Raise your hand, state your name and address. If you have questions, ask the questions directly to the commission. They will be collected and provided to the applicant as he indicated earlier. Once the questions/concerns are tallied and provided to the applicant a written response is requested. He believes they will be posted on the town's website. Again, the commission is not making any decision on this tonight. They are only here to listen to questions/concerns. If they can answer a question quickly, they will but some questions cannot be answered immediately so we ask that they get the courtesy of being able to go out and get the answers for you. If everyone could cooperate and maintain a level of civility that would be great and I'm sure we will. We appreciate having everyone here.

At this time Chairman Carr opened the public hearing.

Pete Vernooy – 37 Baldwin Road – He is a retired Verizon outside line engineer who has built a lot of these towers. Would you entertain, as similar to Salty's in Clifton Park, a fern type tower that is hidden within the trees for aesthetic reasons?. They would blend in with the trees.

M. Carr asked if this is similar to the Frankenpine?

P. Vernoo said yes, there are many varieties. He is suggesting the blending in of the concrete pole with the surrounding area instead of seeing the pole going north on Swaggertown as shown in the picture. In his day they did a lot with arborvitae to protect the site outside the chain link area. You hardly ever knew the equipment was there. He would entertain that as another item to maintain privacy.

M. Carr said unfortunately arborvitae is deer food, but it's just a comment.

P. Vernoo said there is a lot of deer up in that area. He was wondering where are they going to access their power as he assumes that this is going to be fiber fed. Where are they going to be coming in from off of Baldwin or Swaggertown?

Travis Herron – 1044 Tomahawk Trail – He is concerned as to what this will do to his property value. It's all well and good that you can't see the thing until the leaves fall. Come January, February it is going to stick out like a sore thumb. 30 years from now if we look to sell how much are we going to lose on our home because there is a cell tower literally in our backyard?

Barbara Brown – 1163 Iroquois Path – She said she got notified last week about tonight's meeting. Her question is how long has this been in the works? She knows it couldn't have been two weeks, it had to be months. Why didn't we learn about this sooner?

M. Carr stated he expected that question and Pat Ragucci will answer that question.

P. Ragucci said this first came to the commission as a conceptual plan on June 12th, which is public record and on the website. So, June 12th they came before us, and we had a conceptual meeting in regards to it. He encourages residents, if they haven't done so already, to subscribe to town notifications through your email. You will receive town board agendas, planning board agendas, emailed to you directly so you will be able to see what is on the agenda for the coming month. June 12th is when we first saw it, whether there were discussions before that he cannot address that. We do appreciate you being here.

M. Carr said the reason you got the letter is by law you have to get the letter. If you live within a certain distance of the project the town is required by law to notify residents.

C. Pierson said the letters were delivered within the proper time frame. It wasn't like they were held to the last minute; the letters were delivered within the required time frame.

Vicki Brown – 1040 Tomahawk Trail – There are 3 properties at 1040 that share the property line with the church. Based on the picture that was shown before, we are not going to get any benefit from the cell tower. She is 150' from the church and won't get any benefit.

M. Carr asked if she could explain more.

V. Brown said based on the pictures shown the benefits will be to people on the other side of the tower not those directly behind the cell tower. She asked if they ever considered the vacant property across from Hadel Road. It is approximately 60-acres that sits up on a hill, with no properties near it. Would that be considered an area so it's not right near us?

M. Carr said these questions will be answered.

Ed Salvo – 1011 Arapaho Path – He has been living here since 1988. As you can see from these pictures, it illustrates the beautiful neighborhood of Indian Hills which has been an established neighborhood for almost 50 years. He is here to voice his objection to the proposed cell tower. In his opinion, this will clearly result in a substantial change in the character of the surrounding neighborhood, which you know is a criteria that is taken into account when considering a change, setbacks, etc. He is concerned that this proposed use will violate and create a substantial change in the character of the neighborhood.

Scott Trudell – 7 Baldwin Road – said he has questions and comments and believes he can speak for several of the residents that live in the immediate area. There are about 26 homes that are within 500' per the site plan.

M. Carr asked where is he located on Baldwin?

S. Trudell said he is the second driveway on the left on Baldwin off Swaggertown Road. There was no engineer, visual site review done from my property.

M. Carr said he just wanted to get an idea where he was located.

S. Trudell said he is 250' from the base of the pole. His home was built in 1920 and the land has been in his family since 1950 prior to the construction of the church and many of the immediate homes in the area. He chose to purchase the property from a family member in 1995, deciding at that time that Glenville was a beautiful place to live, and he loves the setting. He has a private 2-acre parcel of land that abuts over 100-acres of private land full of wildlife, deer, woodpeckers, turkey, fox, the list goes on. When he opened his mail, he was disgusted. To say the least anyone who is familiar with this area, and the small parcel of land directly behind the church, knows that this proposed monstrosity is being squeezed in amongst dozens of our homes, beautiful homes to say the least, in a community with a beautiful natural setting. The view from all of these homes, including mine, will be destroyed. My property line is 240' from the very base of the proposed cell tower. The plans don't show the structures. You can't visually see my home and you visually can't see the neighboring home that lies a mere 150' feet from the base of the cell tower. After spending hours looking at this plan, the town code, the technical data, the setbacks, the fall zone data, the federal regulations, this all became very clear to him. What does he focus on when he gets up to speak? Does he focus on the town code that indicates the setbacks for a cell tower should be 1.25 times the height of the tower? Simple math says that should be 155' from the nearest property line. This tower is 141' from the nearest property line. Does he focus on it being 135' from the nearest power line and 130' from the road? Does he focus on the fall zone that says you need to allow for one additional foot to fall for every 10' of tower? Does he focus on the poor scale of the neighboring property that was sectioned off of my property in the 1950's that shows a crooked property line when it should be straight to the road? No, he is not going to focus on the

technical stuff, because this is pretty simple, and it should be pretty simple for the town. He is going to focus on the first paragraph of the town code §270-46 *“The purpose of these regulations is to promote the health, safety and general welfare of the residents and landowners of the Town of Glenville; to provide standards for the safe provision of personal wireless service facilities consistent with applicable federal and state regulations; to minimize the total number of personal wireless service towers in the Town by encouraging shared use of existing tall buildings and other high structures; and to minimize adverse visual effects from personal wireless service towers.”* It also says the following *“locational priorities shall apply in the order specified, consistent with the Town's obligation to create the least amount of adverse aesthetic impact and to preserve the scenic values of the Town”*. This is pretty simple. After reading this, let me say what the reality is here. This is about money for the church. Money will be paid to them in the form of a land lease. They can average anywhere between \$1,200 – \$1,500 per month. You can Google it and look it up. It is well known the church has been in financial distress due to the lack of attendance and lack of money coming in. However, the church's financial distress is not and should not be the neighbor's problem; it's their problem. You see this money that they will get comes at the risk of the health and safety of its neighbors. The money comes with financial losses to the dozens of homes within 500' of the tower that will have the scenic value of their property ruined. The health problems you ask, there are numerous health studies that say these towers RFs, which is a certain type of radiation, can cause health problems within 400 meters which is 1,300'. This tower is within 500' of 26 homes. Health problems can include headaches, both literally and figuratively, fatigue, sleep disturbances, heart issues, cancer, muscle/nerve disorders, etc. He can say as a resident he is deathly afraid of this being so close to his home 240' away. He lost his father, a Vietnam Vet, last year to Adult-Onset Muscular Dystrophy. He worked as a radar tech in the military, around electromagnetic and RF frequencies. His physicians confirmed for them that it is very likely that it was from being around those types of frequencies, enough said. The financial losses, Google it, and he doesn't care what anybody says, studies show property value losses average 7-15% within 400 meters of a tower. Most of these homes real estate values average well into the \$300k, 26 of them totaled together is near \$8MM in real estate value, simple percentages, simple math \$500,000 - \$1.2MM in real estate value lost. Look, there was a time where we said cigarettes were safe, there was a time where we said asbestos was safe, there was a time where we said the Titanic wouldn't sink, there was also a time where we said gas stove and pizza ovens were safe. A common saying comes to my head with this situation and that's NIMBY – Not In My Backyard. So, I respectfully ask the board, and I appreciate all your time in being here and I appreciate all that you do for our town, I respectfully ask all the panel members here tonight let's do a show of hands, would any of you want this unsafe ugly monstrosity in your backyard? Would you want your children, your grandchildren growing up underneath it; 140' away, 240' away. Do we have a show of hands?

M. Carr responded we are not here to vote on this. We are interested in what the residents have to say.

C. Pierson said as their counsel she would advise them not to.

S. Trudell replied he thought so. This monstrosity is a Pandora's box. Once a Pandora's box is opened you will not be able to close it. This will affect the beauty of this part of Glenville, and he asks as a long-time tax paying member of this community that this application be denied and not proceed any further. I ask that you do the right thing on behalf of the tax paying residents and landowners that this will ultimately affect. Let me make this clear I am not opposed to cell towers in the appropriate areas, that don't affect the integrity of the community or the health and safety of its residents. This site is not the

highest priority. This tower conflicts with the nature and character of the neighborhood. This tower violates our health and safety. As per code the town has an obligation to create the least amount of adverse impact and to preserve the scenic values of this town. This is not the right area. There are other appropriate areas that don't affect the integrity of the community and the health/safety of the residents. To the Planning Board your job is to protect your tax-paying residents, and again he greatly appreciates their service to this town. He has done his homework- there are stacks of it; the federal guidelines, the studies, the regulations, and he is legally prepared to file an Article 78, if need be, but he again respectfully asks them to do the right thing and deny the application.

Mary Cremo – 1042 Tomahawk Trail – Scott did a wonderful presentation of the information that we have been bombarded with this week as we have been trying to research and look at all the data as much as possible in a very short amount of time. She is very disappointed that they didn't hear about this until Monday, although she understands it is in the code and regulations state that it only has to be told to us within 5 days of this meeting. A lot of people are talking about the health risks of the RF waves, and she is a science person. She believes in science, but she also knows that science changes. On one of the assessment forms there is a question that asks if there are any schools, nursing homes or other facilities within 1,500' of the project. Why is that question on there? Her house is less than 240' from the proposed site. The pictures of the area show how beautiful the area is, that is not a question, it's one of the reasons she bought their house. They are directly in back of the tree line and it's not so much the tower she will be looking at but she will be looking at that 8' cement slab base. It will be in direct line with her backyard where she happens to babysit for her little grandchildren. Although the research doesn't say that it definitely causes cancer, it doesn't say that it doesn't, and she isn't taking the chance with her little grandkids. She really hopes you all consider the negative impact this is going to have on us. She's not a licensed daycare facility so she can't go about it that way, but she is human. She has small grandchildren. We have neighbors whose property values are going to decrease, and she can bring in multiple pages. She appreciates you opening this up to us, but there is a lot more that needs to be said and talked about.

Ronald Fetcho – 26 Spring Road – He has done a little bit of research on cell towers and what he has read is that there is a new technology coming to place and it is called 5G. From what he knows about 5G the ability for 5G wavelengths to be transmitted over miles and miles is impossible. You are probably looking at 100-200 yards. So, why are we putting up this huge cell tower for what is probably going to be 4G technology when we all know 5G is what is coming in? You get yourself a box that goes onto a telephone pole that is used, in a small particular area, which is what is required for the new technology.

M. Carr said that is a great question and we will get an answer from the applicant.

Steven Winters-Bona – 1037 Tomahawk Trail – He agrees with pretty much everything that has been said here. He is curious as with all other applications the town receives tax dollars, but with this being the church and they do not pay taxes, the town will not receive any more tax dollars. Why would the town do this when there is opposition and there is no fiscal benefit?

Deborah Schultz – 2 Socha Lane – She would like to know why people further away didn't get notified. When the balloon was up in the air, we saw it from our home which was a fun thing, but a monopoly is

not. Her house is located about 1,500' from there. If it hadn't been for her daughter, she wouldn't have even known.

M. Carr said it is based on distance from the proposed location.

D. Schultz said she does live further away but it shouldn't be that way.

M. Carr said he will defer to counsel. He doesn't believe it specifies the type of application. Notification is for any application. It has to get mailed out whether it is a CBD shop or cell tower.

D. Schultz asked how can you change that.

M. Carr said that is a great question and he will have to talk to the town board about that. He tells people all the time there are zoning regulations in place for a reason. A lot of times, it is not perfect, a lot of times it can be tweaked/improved. We have a specific framework that we try to work with. He is glad she is here, although not located within the notification radius, but she is here, and we are appreciative of that and your comments.

D. Schultz said that's another thing, she lives on a corner lot. When she wanted to put up a 6' stockade fence. (audience got loud could not hear the remainder of what was said).

A. Tozzi said this cell tower application has different notification requirements. Notifications for this type of application go out twice the distance as a regular site plan.

M. Carr repeated what A. Tozzi said for the benefit of the audience. The distance is 1,000 feet for the cell tower application.

Justin Kalinkewicz – 159 Swaggertown Road – Listening to the presentation the presenter said that coverage was the primary reason that they were going to put the tower in this location resulting from feedback Verizon received that there was lack of coverage in this area. For them to determine the location of the tower they knocked on doors and he thinks judging by the feedback that has been received tonight maybe this is a good opportunity for Celco to engage with the stakeholders that are adjacent to the tower not just the folks who are driving by and posting their complaints on the support. He doesn't know if there is an opportunity or if they are willing to engage with us via a survey or something similar, or mobile survey where we could provide feedback. It just seems silly that they are engaging with the people who drive by rather than the people who actually are within the area with lack of coverage.

M. Carr said that is a good idea and asked how many people own a cell phone? He said they have equipment where they go around and test the signals. A machine with a type of meter, so they know and can determine if this were a cell phone would it make contact with the tower. He believes that will also factor into their decision in knowing where those dead spots are.

Kathryn Jones – 16 Marilyn Drive – She has Mint Mobile costing \$15/mo. and she has no problems. She doesn't think anyone here is worried about signal. What she is worried about is that the research is not definitive. She doesn't think anyone in this room, as passionate as they are, is going to say this research

is definitive, but it is saying the WHO, ACP and all across Europe is saying it is possible, if not probable, these waves cause cancer. The ACS says it takes two decades for a tumor to develop so we have to wait and see. She does not want her child to be a guinea pig and Glen Worden school to be a guinea pig. It doesn't have to be right in this location. There doesn't seem to be a lot of benefits to putting it right there.

Carl DiCesare – 295 Swaggertown Road – He listened to Mary speak and looked at the pictures. He grew up in Indian Hills and his parents live 1038 Tomahawk Trail which is adjacent to where the tower will be. He looks at the pictures of the neighborhood and thinks about growing up there, riding his bike, thinks about the fabric of the neighborhood, and a lot of the people he sees here tonight. Driving down Swaggertown Rd. he sees the families, young kids, parents that are always around with their children and what becomes apparent to him is if this does pass, the fabric of the neighborhood will absolutely change. The people who do not want to be there or no longer feel safe there will move and you will get a whole different dynamic in that neighborhood which has been a beautiful neighborhood in this town. He thinks we need to think long range about the way you are looking at this project. He goes with what everyone else is saying, he has Verizon, and he doesn't have any cell phone issues. He is curious about how many actually do. I understand that you have 5 days to give this out to the community and he thinks the turnout here is pretty substantial for 5 days notifications, but he thinks it's dirty that you guys took that much time to get the word out that this was actually going on.

C. Pierson asked how many notices were sent out? We know back on June 12th there was a publication that this was on the agenda as a conceptual item. When was the first notice put out to the public, was it one that was just 5 days ago?

The audience began to make comments and C. Pierson asked the audience to be quiet so an answer could be given as this is on the record.

L. Walkuski answered a notification goes out to residents or property owners that are 1,000 feet from the subject property. They were mailed out on Thursday, November 2nd and the public hearing notification was put into the Daily Gazette on Friday, November 3rd. We must have a public notification placed in our approved town newspaper, which is the Daily Gazette. Our requirement is that we must give notice 5 days prior, but we put it in 10 days before the public hearing. We sent out 100 letters just for this public hearing.

J. Lippmann said it is impractical for every application that comes before the Planning Board to have notices sent out to everybody in town or even a larger distance to everybody in town. She would like to reiterate what Patrick said today. If you sign up for the Town of Glenville emails, the agendas get sent out every single month. We meet every single month and that agenda does get noticed.

M. Carr said we meet twice a month.

J. Lippmann said that is correct. It is also important to recognize that we don't have a public hearing as soon as an application comes before us because there is a lot of work and comments we are absorbing and learning about an application. It's not necessarily ripe and ready for public comment early in the process and that's why the public hearing is usually done a little bit further on. We are not making a decision tonight. We are going to make a decision at some point in the future. She doesn't think that it's

wrong or improper that you were notified 5 days ago that the public hearing was tonight. There is still an opportunity to obtain your feedback. We accept emails, we accept phone calls, we want to be engaged. She recognizes that the audience wishes they had more time, but the board is not acting tonight. There is still an opportunity for us to hear your comments and we do listen to every single one of them. We will entertain it and think about it and do what we believe is best. We are volunteers on this board and we have no financial incentive whatsoever so please keep that in mind as well.

P. Ragucci said not to keep repeating this but we are volunteers. He is not the IT person for the town, but he highly recommends signing up for the email. You will get the agenda for December ahead of time so you will be able to see all the items we are talking about. It is all public information. This goes back to June 12th, so this has been five months that this has been talked about. It has been on our agenda and it's part of the public record. You go to the town website, you can look at the agenda, you can look at the minutes and all the information goes back to that time. He highly recommends that people go to the website and sign up or just go to the website and pull the information manually as needed. If anyone has to go to ZBA for any appeals, you will get ZBA agendas, you will get all that information emailed to you and it is very useful.

M. Carr said it would be nice to have attendance at our meetings like this because we generally don't.

Amy Hutchinson – Iroquois Path – She lives in this area and is a member of the church and she is embarrassed to say that because she hasn't been there enough to really voice her opinion because she doesn't feel good even going to that place right now. She spent her entire life going to school, working hard, getting educated and she is a pharmacist. She sees a lot of you on a regular basis. She has been taking care of your families, children, and my community working 10-12 hr. long days, vaccinating through COVID, being there every day when everyone else was home safe in their house. Now she is going to ask something of the board. Children are different than the rest of us. We have a school really close to this and a neighborhood of children. Their brains absorb these wave lengths deeper, it affects them differently. Every drug, everything affects children differently. She has spent time in the health field. She wants the board to think about this when they are making this decision about this community. None of us are complaining about our phones. We don't need these phones. If we don't know, and we don't because the ACS has not made a decision and the European countries that are technically ahead of us, and she knows this because her husband is an engineer, her son is an engineer and they travel to Germany and are working on these cell towers, it is not decided. Why take the risk? We don't need it. We have a school, children, families, why would we risk that?

Michael Cremo – 1042 Tomahawk Trail – he thinks Scott said a lot and he is not going to repeat it, but his concern is not so much with the notice going out within 5 days but the fact that is said final on the agenda. So, people thought this is it, we need to get there. He thinks that had a lot to do with it.

M. Carr said that's fine but when it says "final" that means the application is slated for final. That doesn't necessarily mean action is taken. Once they have the public hearing the board has 62 days to render its decision and if we get comments, this is a perfect example of community input and feedback, we are going to take those and get answers. It's an open book. We all live in the town. He lives in the town and grew up here. He gets it. You talk about volunteering your time, yes, we volunteer our time. A lot of hours and a lot of time going out to look at things. Their plates are full just like everyone else's and we try to do the best we can to make decisions that will be a benefit to everyone else.

M. Cremo said if you look at all the trees, obviously now with the fall leaf pick up, it will be more visible. He asked if this does get approved then the non-tax paying entity will be receiving financial compensation and not really paying anything back to the town. They don't pay taxes, so they won't be paying anything back to the town. If there is a dead zone, everybody here doesn't seem to have any problem. He has Cricket, he has had Verizon, and he didn't have any problems. It really won't affect them. There is some dead zone over by the dog park on Van Buren perhaps it should be located over there where the dead zone is.

Carl P. Dicesare – 1038 Tomahawk Trail – He said nobody here is against cell towers. The problem is we don't want it in the neighborhood when there are potential health problems. When you listen to the lawyer talk and we asked if there were other places that they could put it, they said no, we are not going to do that because there is going to be a subdivision there. That tells him that if there is going to be a subdivision there then the people who are moving in this will have an adverse effect against them. You guys don't live where we live. When you vote on it pretend you live where we live to absorb our feelings and concerns. I'm sure there are other places you can do it. Amedore was here for a project that was approved but never went through. You are volunteers, you don't have to do it. What you have to do is put yourself in the same situation. Pretend it's your kids, grandkids, and great grandkids. The reason people moved to Indian Hills is because it is a nice place. When you vote, vote with your heart and your brain.

Sarah Kalinkewicz – 159 Swaggertown Road – She lives .3 miles from the cell tower. Many of you have seen my children and me, with my dogs strapped to my waist, running down the alley chasing after my two little kids ages 3 and 5. They love going to church to read the church's story walk. It's a little path that is located about where the cell tower will be and that will be gone which will be very sad for us.

M. Carr asked what will be gone?

S. Kalinkewicz said the church has a story walk path with a story that you can read as you go along. Right now, it's Pete the Cat. She wants to piggyback off what Amy, the pharmacist, said. Glen Worden is less than a mile away and there are so many children in that neighborhood along with her two young children. She is very afraid of this for her children, not herself. She is glad she is not the only one that feels this way because she knows the research now doesn't show a definitive link to it, so we don't know. As a mother you do anything for your kids. She is terrified of this. She is asking the board to please not put it through.

Bob Tashjian – 36 Baldwin Road – the Verizon person mentioned that a generator is not going to be used. He doesn't know if anybody lives next to someone with a generator. He knows, from the generator across the street and the generator next door, when the power goes down because he hears them. It might not be appropriate now but that doesn't mean in 6 months that we should probably have this. He thinks the health risks outplay whatever benefits we are going to get regarding cell towers and cell service. The property taxes and being able to resell your house are going to be affected by that. The risks and the drawbacks totally outweigh the benefits here. He thinks there are many other uses for this property. It is being used as story path. That is a great use. Why not build a retreat that would be great. He thinks the community would support it. He has a plow and has offered to plow the parking lot at no charge. He thinks religion is very important in the community. He thinks the financial part of it should not be

considered as the important thing. He thinks the risks and the amount it will place our kids at risk with being injured at a later time. You will not know. We are making the decision now but who knows what cell towers are going to do in the future. He is against it. He built his house 18 years ago and spent an large amount of money and pays a lot of taxes, he doesn't mind paying taxes, but he asks that you vote against this.

Sara Stygles – 1033 Tomahawk Trail – If this does go through would they ever see a reduction in their property taxes based on the fact that their property values are going to be decreased? What can they do as a next step since a final decision is not being made tonight.

M. Carr said the intent is to collect all these questions and once we get answers, they will be posted on the Town of Glenville website. They are going to review the material and probably consult with experts, radio frequency folks. He is also curious about the tax situation, and all that information will be taken into consideration. There is a meeting next month, December 11th. We are going to close the public hearing tonight. We have an agenda meeting and a regular meeting, and we are going to go through that information and try and come to a consensus as a regulatory board here and make a decision.

S. Stygles asked would it help if they got a petition started so there are more voices than what was reached by the letter.

M. Carr said he is not going to advise them one way or another what to do. It is not his position to do so. If that is something they want to do they are free to do it.

P. Ragucci said you are still able to send written comments to the town. They read them and he encourages any additional comments.

M. Carr said he has been doing this a long time and remembers when the first cell towers came to West Glenville in the mid 1990's. Some of the same questions/concerns were voiced then. The last one we had was moved behind the old East Glenville firehouse which is approximately 200' from Pashley Elementary School where his kids went. He understands the concerns.

S. Stygles said she went to grad school (audience was loud and tape did not pick up what was studied) and there have been studies that have been done showing the impact of cell towers on (could not hear over background noise) navigation. If it can impact a honeybee obviously it can impact other life forms. She suggests that the board do more research into that.

M. Carr said they fully plan to look at whether it's bugs, bunnies, birds. We appreciate it, thank you.

S. Trudell said he wanted to offer his volunteer services to the group. If anyone wants to see him outside, he will take names, phone numbers, emails and is willing to be a designated point person for the group. He has already consulted with his attorney. He has counsel ready if they need to use it. He welcomes anybody to provide him with their contact information and develop an email chain or communication channel so that everyone gets the same information and if we have to retain counsel that can be discussed as well.

An individual asked if they have to provide a burden of proof for the health and safety of the community to the town.

M. Carr said he doesn't have an answer but will ask the applicant. Cell phone towers are all over the country. There is case law and there are all kinds of documentation for the past 20 years and we will certainly take that into consideration.

She said she appreciated all of them and the time that they volunteer. She suggested the newsletter that goes out to the residents of Glenville include how to sign up for information from the town. She doesn't think a lot of people know how to.

With no more comments from the floor, the public hearing was closed.

MOTION

The Planning & Zoning Commission is making a motion to table this application until next month.

Motion

Moved by: P. Ragucci

Seconded by: J. Lippmann

Ayes: 6 – Carr, Brower Dobiesz, Lippmann, McPherson, Ragucci, Soldani

Noes: 0

Absent: 1 – Semon

Motion Approved

Without any further business the meeting adjourned at 8:47 PM.

Lynn Walkuski, Stenographer

Julie Davenport, Town Clerk