

LIVINGSTON PLANNING BOARD

September 04, 2019

The regular meeting of the Livingston Planning Board was held August 07 2019 and opened at 7:00.

In attendance were Chairman Phil Schmidt, Robert Bellinger, Bernie Stickles, James Mc Farland, Chip Keil, John Ross, Stephen Thibault and Martin Nayowith. Attorney Ted Hilscher.

Engineer Michelle Mormile

Absent: NONE:

A motion to accept the minutes of the August 07, 2019 minutes was made by Chip Keil and 2nd by Stephen Thibault. All voted AYE. Motion passed.

Correspondence:

1. A letter from Livingston Fire District Commissioner.
2. A letter from Mark Eger.
3. Hudson Register Star letter to the Editor.
4. Reminder there will be an Active Shooter Class on September 19 2019 all are welcome.

The Public Hearing for Bell Atlantic Mobile Systems of Allentown, Inc. and Tarpon Towers II, LLC an application for a Special Use Permit and Site Plan approval for a 150 foot wireless telecommunications facility at 51 Dansky Road owned by the James Guzzi family. Opened at 7:03.

Benjamin Botelho, Esq. from the Murry Law Firm represented the applicants, and gave an overview of the project.

1. Why the tower was necessary.
2. Blue Hill owned by Eger, the tower is not fit and is in a dead zone.
3. FCC letter approved the Eger tower and new construction is going forward.
4. When there are multiple towers in the area all must be considered before a new one is built.

Comments from the public.

1. How many towers in the area are operating? More than 3. What is the reason for so many towers?
2. A letter was received to have an outside consultant report and see if other properties with towers will work. Botelho responded that Verizon places their towers where feasible.
3. Mr. Majerczek next door neighbor is concerned the tower is on his property. He is requesting a copy of the survey.
4. Fire Chief Paul Jahns spoke.
 - a. Is there an inventory of all towers and were all tower owners spoken to about this project.
 - b. Balloon test not up for the required time.
 - c. Haven't done your research and need to follow procedures.
5. Pete Lenz inquired about 4G and 5G being available. 5G not feasible.
6. C Krein How many acres? Property is 42 acres. Tower is 100 x 100 with small buildings nearby.
7. 100 x 100 would require a fall zone.

A motion to keep the hearing open for the October meeting was made by Chip Keil and 2nd by Bernie Stickles. All present voted AYE. Motion passed.

The applicant was required to return to the October meeting with a current signed survey map of the proposed property.

Global Montello Group Corp. Site plan and Special Use Permit for a retail convenience center with a café and gas station has requested to be on the October Meeting to be able to have more time to receive required reports.

Donald P. Hamm and Mary Jean Hamm a subdivision application to be able to subdivide 5 acres from 87.566 acres. Property located 29 Hamm Road Livingston. Tax map No. 151.-1-32. Fee paid.

Attorney Ted Guterman represented the Hamm's. All paperwork complete. A public hearing will be held October 02 2019 at 7:02. To be advertised.

Barbara Ettinger-Huesby represented by Sun Common Lea Springstead a special use permit to relocate a top pole ground array. Move the pole from the front of the house to the rear of the house. Fee Paid.

After much discussion it was discovered that it would be closer to the property line and applicant would need an Area Variance form the ZBA.

Applicant to return after going to the ZBA.

Joseph S. Taras + heirs (owner of lot 1) and James R. Nanfeldt (owner of lot 2) a lot line adjustment. Property located 14 Rocky Lane. Tax map No 161.00-1-77 and Tax map No 161.00-1-78. Fee paid.

The applicants want to combine Lot B 2 acres with Lot A 1.102 acres making 3.012 acres. The Board reviewed this application and deemed it complete.

A motion to declare a negative declaration was made by Robert Bellinger and 2nd by Steve Thiebault. All present voted AYE.

A motion to approve the Taras and Nanfeldt application as presented was made by Stephen Thiebault and 2nd by John Ross. All present voted AYE.

Elaine M. Jensen trust (owner of lot 1) and Frank and Margaret Papp (owner of lot 2) a lot line adjustment. Property located 38 Memory Lane. Tax map No. 149-1-12-100 and Tax map No. 150-1-18.121. Fee paid.

The applicants wish to combine Lot A 6.451 acres + 8.940 acres and Lot B 18.39 acres. The Board reviewed this application and deemed it complete.

A motion to declare a negative declaration was made by Robert Bellinger and 2nd by Steve Thiebault. All present voted AYE.

A motion to approve the Papp and Elaine M. Jensen trust application as presented was made by Chip Keil and 2nd by Robert Bellinger. All present voted AYE.

Joseph and Callo Macri a subdivision application to subdivide 72 acres into two 36.3 acres. Property located Deer Haven Road. Tax map No. 171.00-1-38.22. Fee not paid.

The Board reviewed the application and discovered that both owners were not in agreement to subdivide.

A motion to deny the Macri application was made by Robert Bellinger and 2nd by John Ross. All present voted AYE.

There being no further business a motion to adjourn was made by Bernie Stickle and 2nd by James McFarland. All voted AYE. Motion carried.

Next scheduled meeting will be held October 02, 2019 at 7:00 p.m.
Meeting closed at 8:10

Respectfully submitted,

Eileen Yandik
Secretary Livingston Planning Board.