1	(*The meeting was called to order at 6:04 p.m.*)
2	CHAIRMAN SALADINO: Good evening, folks.
3	This is the Village of Greenport Zoning Board of
4	Appeals Regular Meeting.
5	Item No. 1 is a motion to accept and
6	approve the minutes of the September 20th, 2022
7	Zoning Board of Appeals meeting. So moved.
8	MEMBER REARDON: Second.
9	CHAIRMAN SALADINO: All in favor?
10	MEMBER KAUFMAN: Aye.
11	MEMBER GORDON: Aye.
12	MEMBER ZEMSKY: Aye.
13	MEMBER REARDON: Aye.
14	And I'll vote aye. (September 20, 2022
15	Minutes Approved - VOTE: 5/0/0/0).
16	Item No. 2 is a motion to schedule the next
17	Zoning Board of Appeals meeting for November
18	15th, 2022, at 6 p.m. at the Station One
19	Firehouse, Third and South Streets, Greenport,
20	New York, 11944. So moved.
21	MEMBER REARDON: Second.
22	MEMBER KAUFMAN: Second.
23	CHAIRMAN SALADINO: All in favor?
24	MEMBER REARDON: Aye.
25	MEMBER GORDON: Aye.

1	MEMBER ZEMSKY: Aye.
2	MEMBER KAUFMAN: Aye.
3	CHAIRMAN SALADINO: And I'll vote aye.
4	(November 15, 2022 Meeting Scheduled -
5	VOTE: 5/0/0/0).
6	Item No. 3 - (440 First Street) is a motion
7	to re-schedule the public hearing for 6 p.m. on
8	November 15th, 2022 at the Station One Firehouse,
9	Third and South Street, Greenport, New York,
10	11944, and this is at the request of the
11	applicant. The Suffolk County Tax Map # is
12	1001-4-7-1.1 and # (1001-4-7)-1.2.
13	But as it concerns this application, I'm
14	just I'm going to address the Building
15	Department. Because of because of us being
16	out of process when we accepted this application,
17	we kind of did it outside of the normal process.
18	We didn't request a site visit and we I'm
19	thinking the members agree we should have one, we
20	should have a site visit, so.
21	MEMBER GORDON: Before the hearing.
22	CHAIRMAN SALADINO: A site visit before the
23	hearing. And if we could ask the applicant to
24	stake out the property lines, this way because
25	it is about property lines.

1	And also, I noticed that this public
2	hearing was noticed in the newspaper, but only
3	because I drive by there occasionally. I've
4	never seen a placard and I'm thinking that once
5	it's noticed they should put a placard up.
6	COUNSEL CONNOLLY: They should, yeah. I
7	think they probably thought it was pre-scheduled
8	before.
9	CHAIRMAN SALADINO: So maybe we could
10	we'd ask them to do that, too, so the public
11	knows. And also
12	MEMBER GORDON: This seems
13	CHAIRMAN SALADINO: One more thing? One
14	more thing. And also, that they notify the
15	public, the adjacent homeowners, about the public
16	hearing and we could have those mailings at the
17	public hearing.
18	MR. BOLANOS: Got it.
19	CHAIRMAN SALADINO: Okay.
20	COUNSEL CONNOLLY: Yeah, I told Mr.
21	{Bressler} that he needed to notify the
22	neighbors.
23	CHAIRMAN SALADINO: The neighbors?
24	COUNSEL CONNOLLY: Yeah.
25	CHAIRMAN SALADINO: Do we want to put

1	I'm a big believer in the definition of adjacent.
2	You know, do we want to expand that or do we
3	the Village's policy, I think, is 200 feet. I'm
4	not sure; do we want to expand it or do we care?
5	Members?
6	COUNSEL CONNOLLY: I mean, you've done it
7	before with similar applications.
8	CHAIRMAN SALADINO: We have, I just don't
9	know how I don't want to say how important it
10	is but, you know, people usually know what's
11	going on. Do we think 200 feet is enough?
12	MEMBER GORDON: If that's what we've been
13	doing in the past, that's fine. I think we
14	should be doing
15	MEMBER REARDON: Two hundred feet is
16	plenty.
17	MEMBER ZEMSKY: I mean, does that
18	MEMBER GORDON: We should be doing just
19	what we usually do.
20	MEMBER ZEMSKY: And will that extend large
21	enough if it's like two double lots? Are you
22	still going to have 200 feet
23	CHAIRMAN SALADINO: Well, a Village lot is
24	50 x 50, so 200 feet would be
25	MEMBER ZEMSKY: A hundred, so it would be

1	fine with two double lots next to each other.
2	CHAIRMAN SALADINO: Well, the policy, the
3	policy of the Village they set a policy. It's
4	no place in our code. The Code says adjacent.
5	I look up adjacent in the dictionary, it means
6	adjacent.
7	MEMBER ZEMSKY: But that means behind you
8	as well.
9	CHAIRMAN SALADINO: It does. So, all so
10	we're going to go with Village policy that the
11	applicant will have to notify the neighbors
12	within 200 feet of the property.
13	Is there anything else, Diana, you wanted
14	to say about that?
15	MEMBER GORDON: No.
16	CHAIRMAN SALADINO: I thought you did. No?
17	Okay. And so that's going to be that's going
18	to be re-scheduled till next month, six o'clock,
19	we set them all at six o'clock.
20	The next application we have
21	MEMBER GORDON: Oh, are we the time for
22	the site visit?
23	CHAIRMAN SALADINO: Oh, I apologize. I
24	apologize.
25	MEMBER GORDON: Because I think by then we

## 7 Zoning Board of Appeals - 10/18/22 1 won't have daylight savings, so it probably needs 2 to be earlier, right? CHAIRMAN SALADINO: Whatever time most 3 folks think it's -- it would be most beneficial 4 to be there. What time do you want -- do you 5 think the site visit should be? 6 MEMBER ZEMSKY: It's most convenient right 7 8 before. CHAIRMAN SALADINO: Five o'clock? Four 9 o'clock? December 6th? What time do you think? 10 11 MEMBER REARDON: Five o'clock. 12 CHAIRMAN SALADINO: Five o'clock, folks? 13 MEMBER ZEMSKY: And that's on November 14 15th? You said December. CHAIRMAN SALADINO: I was being facetious. 15 16 December 15th -- November 15th. 17 (\*Laughter\*) 18 Does somebody have an almanac that could 19 tell us what time the sun sets on November 15th 20 so we're not doing this in the dark? Or we could 21 just --22 MEMBER GORDON: We will be doing it --23 MEMBER KAUFMAN: I think five o'clock is 24 safe. 25 MEMBER REARDON: It's probably close to

Street we're going to put a pin in, we're going

Item No. 4 is 117 Main Street. 117 Main

24

	Zoning Board of Appeals - 10/18/22 9
1	to table that till next month because the owner
2	or the applicant; Gustavo is the owner or the
3	applicant?
4	MS. ZILNICKI: The applicant.
5	CHAIRMAN SALADINO: The applicant asked
6	that we could reschedule until next month, so
7	we're going to accommodate him there, so we're
8	going to put a pin in that. So 117 Main Street
9	will be rescheduled until November 15th. So
10	moved.
11	MEMBER REARDON: Second.
12	CHAIRMAN SALADINO: All in favor?
13	MEMBER KAUFMAN: Aye.
14	MEMBER ZEMSKY: Aye.
15	MEMBER GORDON: Aye.
16	MEMBER REARDON: Aye.
17	CHAIRMAN SALADINO: And I'll vote aye.
18	(Public Hearing Rescheduled for 11/15/22 -
19	VOTE: 5/0/0/0).
20	Item No. 5 should we do Monsell Place,
21	just to get it out of the way?
22	MEMBER KAUFMAN: Sure.
23	CHAIRMAN SALADINO: We're we're going to go
24	out of turn on the agenda. Item No. 6 is 225
25	Monsell Place. It was a public hearing that was

1	scheduled for this evening.					
2	When the Zoning Board went to the site					
3	inspection as an explanation, when the Zoning					
4	Board went for the site inspection, the					
5	applicant we noticed that there was no placard					
6	and the applicant had never notified the					
7	neighbors, so we told him we didn't think we					
8	would be able to hold a public hearing under					
9	those circumstances. So, the conversation that					
10	we had with them is that we're going to					
11	re-schedule that public hearing for refresh my					
12	memory November 15th.					
13	MS. ZILNICKI: Okay. He was notified. I					
14	did call Wayne Turett and I let him know that the					
15	placard was in the office to be picked up and to					
16	be placed, you know, out front, so.					
17	MEMBER ZEMSKY: I don't think he received					
18	that phone call because he was completely in the					
19	dark about it.					
20	MEMBER REARDON: He'll be there to pick it					
21	up tomorrow.					
22	CHAIRMAN SALADINO: Okay. Whoever					
23	whoever					
24	MS. ZILNICKI: Okay.					
25	CHAIRMAN SALADINO: Whoever it was that					

1	didn't get the phone call or there was a
2	miscommunication, whatever it is, as of right now
3	we're re-scheduling this until November 15th.
4	So, that public hearing will be re-scheduled to
5	November 15th. So moved.
6	MR. KAUFMAN: Second.
7	CHAIRMAN SALADINO: All in favor?
8	MEMBER KAUFMAN: Aye.
9	MEMBER GORDON: Aye.
10	MEMBER REARDON: Aye.
11	MEMBER ZEMSKY: Aye.
12	And I'll vote aye. (Public Hearing
13	Re-Scheduled for 11/15/22 - VOTE: 5/0/0/0).
14	All right, Item No. 5 is 446 6th Street.
15	This is a motion to accept the application,
16	schedule a public hearing and a possible site
17	visit for an area variance applied for by Kate
18	Samuels on behalf of Ann Pettibone and Bo
19	Riccobono; am I getting that right? The
20	applicants propose to add a 5' x 10' deck on the
21	rear side of the property, as well as new windows
22	and doors on the rear elevation of the property.
23	The property is located in the R-2 One and
24	Two-Family (Residential) District, and the
25	Suffolk County Tax Map # is 1001-6-3-10.

12

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CHAIRMAN SALADINO: Okay. And -- I don't

1	think this is a big deal. If the I have one
2	or two questions just on the EA about the EAF.
3	I'm looking at your EAF and there's two
4	questions that trouble me. Will the proposed
5	action connect to existing wastewater utilities
6	and you answered no, and the reason that it
7	wouldn't is percolation which would indicate to
8	me a cesspool or and Greenport says if you're
9	within X amount of feet of a sewer system,
10	you're
11	KATE SAMUELS: Yeah, this
12	CHAIRMAN SALADINO: Are you suggesting that
13	this house is not connected to the waste water?
14	KATE SAMUELS: It is connected, yes. It's
15	just that the scope of work, I mean, it is, we're
16	just relocating a sink. So, it's it is
17	connecting to the existing system, but we're not
18	changing the system at all in terms of how we're
19	connected or where it's connected.
20	CHAIRMAN SALADINO: So it's just a matter
21	of checking yes instead of no.
22	KATE SAMUELS: Okay, got it.
23	CHAIRMAN SALADINO: Okay. And the other
24	the other thing on the EAF, will the proposed
25	action create storm water discharge, you say no.

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1	I don't know how that's not possible.
2	KATE SAMUELS: In terms of the deck
3	location or its whereabouts or?
4	CHAIRMAN SALADINO: Well, we're looking
5	right now, because you're in front of it, the
6	deck the deck actually you could probably
7	build as-of-right.
8	KATE SAMUELS: Uh-huh.
9	CHAIRMAN SALADINO: But because of how the
10	Village looks at these applications, we're
11	looking at the whole property.
12	KATE SAMUELS: Uh-huh.
13	CHAIRMAN SALADINO: And the question
14	relates to the property, so normally we would ask
15	you how you're getting around the storm water.
16	KATE SAMUELS: I mean, there's a current
17	dry wall on-site
18	CHAIRMAN SALADINO: Okay.
19	KATE SAMUELS: that I have placed in the
20	site plan.
21	CHAIRMAN SALADINO: Okay.
22	KATE SAMUELS: In the application.
23	CHAIRMAN SALADINO: So a dry well.
24	KATE SAMUELS: Yeah, the gutters
25	CHAIRMAN SALADINO: Okay.

1	KATE SAMUELS: just, you know, filter in
2	to the dry well on the site.
3	CHAIRMAN SALADINO: Okay. And we're
4	especially attentive to this because all of us
5	just most of us just went on a training
6	session about SEQRA, so we're all hyper-sensitive
7	about
8	KATE SAMUELS: Sure.
9	CHAIRMAN SALADINO: storm water runoff
10	and stuff, so.
11	KATE SAMUELS: Yeah.
12	CHAIRMAN SALADINO: That's why I asked.
13	Those are the questions I have. Do my colleagues
14	have any questions about this application? No?
15	MEMBER REARDON: I see you're putting a
16	like a paver patio in the back?
17	KATE SAMUELS: We are on this application,
18	I think it's going to be changed to pea gravel.
19	So on the updated application it'll send in it
20	will be pea gravel instead of pavers.
21	MEMBER REARDON: Okay. And then is there a
22	pergola above that?
23	KATE SAMUELS: No.
24	MEMBER REARDON: Okay. I don't have any
25	other questions.

## 16 Zoning Board of Appeals - 10/18/22 1 CHAIRMAN SALADINO: Okay. Dinny? MEMBER GORDON: So that's a more -- is that 2 3 going to be a more porous? 4 KATE SAMUELS: Yes, more porous. It's just 5 going to be on a -- like a crushed stone --6 MEMBER GORDON: New pavers. 7 KATE SAMUELS: -- then pea gravel on top. 8 MEMBER GORDON: Okay. CHAIRMAN SALADINO: Dena, anything for this 9 applicant? 10 11 MEMBER ZEMSKY: No. 12 CHAIRMAN SALADINO: No? Okay. 13 I'm going to make a motion that -- I'm 14 going to make a motion that we accept this application. So moved. 15 16 MEMBER REARDON: Second. 17 CHAIRMAN SALADINO: All in favor? 18 MEMBER KAUFMAN: Aye. 19 MEMBER GORDON: Aye. 20 MEMBER ZEMSKY: Ave. 21 MEMBER REARDON: Aye. 22 CHAIRMAN SALADINO: Aye. We're going to 23 schedule a public hearing for November 15th, we 24 set them all at six o'clock. And --25 MEMBER GORDON: What about a site visit?

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a time in one second. What time would --

CHAIRMAN SALADINO: We're going to give you

MEMBER KAUFMAN: I'm checking. I'm using

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1	my almanac for the Chairman to
2	MEMBER ZEMSKY: Daylight savings time
3	starts November 6th.
4	MEMBER KAUFMAN: So sundown is at 4:30 on
5	the 15th, so 5:30 would be pitch dark.
6	MEMBER ZEMSKY: It is.
7	MEMBER GORDON: It's going to be dark.
8	MEMBER ZEMSKY: What time does it get dark?
9	MEMBER KAUFMAN: 4:30 is sundown.
10	MEMBER REARDON: 4:30 or 5:30?
11	MEMBER KAUFMAN: 4:30 is sundown.
12	CHAIRMAN SALADINO: What time do we want
13	the site visit, folks? Do we want to do it in
14	the daytime or do we want to bring flashlights?
15	MEMBER KAUFMAN: We would need to do it at
16	4:30.
17	CHAIRMAN SALADINO: Okay, we're going to
18	set the site visit at 4:30.
19	MEMBER KAUFMAN: The moon rises at 10:30 if
20	we want to wait.
21	CHAIRMAN SALADINO: We are not going to do
22	it at 10:30.
23	(*Laughter*)
24	I'm probably going to be
25	MEMBER KAUFMAN: I know (inaudible)

1	CHAIRMAN SALADINO: I'm going to be
2	snoozing at 10:30.
3	All right. So, we're going to set the
4	public hearing for our meeting at on November
5	15th at six o'clock and we're going to set the
6	site visit for 4:30 on November 15th. And we're
7	going to ask you just to whatever you feel
8	needs to be what do we feel needs to be staked
9	out there?
10	MEMBER ZEMSKY: Where the deck is going to
11	be and where the
12	MEMBER REARDON: The decking.
13	CHAIRMAN SALADINO: The deck.
14	MEMBER ZEMSKY: And the I don't know if
15	you need to do the patio; it doesn't seem like
16	you would.
17	CHAIRMAN SALADINO: If you could just stake
18	out where the deck is going to be.
19	KATE SAMUELS: Okay.
20	CHAIRMAN SALADINO: Okay? The rest we
21	could kind of get off the survey and the site
22	plan. All right?
23	MEMBER ZEMSKY: Wait a second, one thing.
24	And we're having a public hearing on this one
25	also on the 15th?

1	CHAIRMAN SALADINO: At six o'clock.
2	MEMBER ZEMSKY: Six o'clock. So, you'll
3	get your placard and the cards and
4	KATE SAMUELS: Yes.
5	MEMBER ZEMSKY: Okay
6	KATE SAMUELS: Thank you.
7	CHAIRMAN SALADINO: That'll be explained to
8	her by the Building Department. Thank you.
9	Item No Item No did I
10	Item No. 7 is any other Zoning Board of
11	Appeals business that might properly come before
12	this Board. Anybody in the audience have
13	anything to ask?
14	(*Laughter*)
15	People in the back there? No? Anybody on
16	the dais? Diana?
17	MEMBER GORDON: Well, I just want to say
18	that I am still uncomfortable with this idea that
19	we wouldn't have an acceptance for the
20	applications. And today we've accepted two
21	applications, so, we are using the first step of
22	the process as we have done in the past.
23	And I understand that the Building
24	Department and the Village Administrator would
25	prefer that we not do that, but I don't see how

it could be otherwise. There are irregularities often in the applications that we have to address and I don't know how those matters can be simply handled by the administration and turned over to us. Because -- and we are continuing to accept -- to do the -- undertake the process of accepting the applications, and I think that's the appropriate way to do it. So, I hope our practice won't change, but I understand that there's some uncertainty about that.

I just wanted it to be noted for the record; it's my view, it doesn't necessarily mean that others on the Board are in agreement.

CHAIRMAN SALADINO: I tend to agree with you. I'm a -- I tend to agree. I think -- I think that the process that we've been using kind of works. We've had one application where maybe it didn't work, and I'm not so sure it didn't work. But -- but I don't understand, I'm just not sure that it would be a better system to have the Village accept the applications.

I understand in other municipalities that's what they do, but I also understand in the 70 years that the Zoning Board of Appeals has been in existence in the Village of Greenport, our

1	process is what we've done.
2	So, and I also and first and foremost, I
3	understand that this is a policy and the Village
4	has the right to create any policy that they
5	want. So, if going forward the Building
6	Department decides this is the policy that they
7	would like to follow, we, of course, would abide
8	by that. But if I had if I had a say-so in
9	it, I would I would I would think that five
10	pairs of eyes, five pairs of eyes looking at an
11	application before it got here is is decidedly
12	better than one pair of very busy eyes that has
13	other responsibilities also. So, I would like to
14	keep the current policy but, again, it's the
15	Village's decision to make.
16	Do any members have any if not an
17	opinion about this? The attorney?
18	COUNSEL CONNOLLY: No, it's like you
19	said, it's up to the higher powers at be.
20	Ideally, I mean, something would get to you
21	without being ready for a public hearing, but
22	obviously that's not always can't always
23	happen.
24	CHAIRMAN SALADINO: Yeah, yeah. I was
25	always of the mindset that it was a lot easier

1	squaring away things at Village Hall as opposed
2	to this dais. So if there are mistakes in an
3	application that was accepted and it got here and
4	then it was pointed out that perhaps there's an
5	error or a mistake or something, it's always
6	better to have it done there and bring the
7	correct application here. But, again, the
8	Village, they make the rules. So if we get to
9	vote on it I vote no, you know, so. Put Saladino
10	down for a no, I'm thinking put Gordon down for a
11	no. These guys don't want to vote, so.
12	MEMBER GORDON: It's not something we have
13	to vote have a motion and a vote.
14	CHAIRMAN SALADINO: (Laughter) I'm only
15	kidding, Dinny. I'm only kidding.
16	So, having said that, having Dinny said her
17	peace and me saying mine
18	MEMBER ZEMSKY: Well, with my limited
19	experience, since I'm the newest one on the
20	Board, I would tend to agree with both of you,
21	that it seems we're doing it anyway, as Dinny
22	said, you know. Some things are coming before
23	us
24	MEMBER GORDON: From these two.
25	MEMBER ZEMSKY: Yeah.

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1	MEMBER GORDON: (Inaudible).	
2	CHAIRMAN SALADINO: Is that it? Okay.	
3	Having said all that, <i>Item No. 8 is a</i>	
4	motion to adjourn. So moved.	
5	MEMBER REARDON: I'll second it.	
6	CHAIRMAN SALADINO: All in favor?	
7	MEMBER GORDON: Aye.	
8	MEMBER KAUFMAN: Aye.	
9	MEMBER ZEMSKY: Aye.	
10	MEMBER REARDON: Aye.	
11	CHAIRMAN SALADINO: And I'll vote aye.	
12	Thank you, folks.	
13	(*The meeting was adjourned at 6:28 p.m.*)	
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18 19 20 21 22 23 24 25		
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	Zoning Board of Appeals - 10/18/22	25
1	CERTIFICATION	
2		
3	STATE OF NEW YORK )	
4	) SS:	
5	COUNTY OF SUFFOLK )	
6		
7	I, ALISON MAHONEY, a Court Reporter and	
8	Notary Public for and within the State of New	
9	York, do hereby certify:	
10	THAT, the above and foregoing contains a	
11	true and correct transcription of the proceedings	
12	taken on October 18, 2022, at Station One	
13	Firehouse, Third & South Streets, Greenport, NY	
14	11944.	
15	I further certify that I am not related to	
16	any of the parties to this action by blood or	
17	marriage, and that I am in no way interested in	
18	the outcome of this matter.	
19	IN WITNESS WHEREOF, I have hereunto set my	
20	hand this 25th day of October, 2022.	
21		
22		
23	Alison Mahoney	
24	Alison Mahoney	
25		