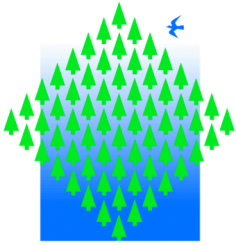


Commission Meeting Summary (FINAL)
for Wednesday, November 20, 2002 (Approved 12/11/02)
Brookhaven Town Hall, Building 4; 3233 Route 112; Medford
4:00 pm



**CENTRAL
PINE
BARRENS**
JOINT
PLANNING
&
POLICY
COMMISSION

Commission members present: Mr. Proios (for Suffolk County), Ms. Prusinowski and Ms. Compitello (for Brookhaven), Mr. MacLellan (for Riverhead), Mr. Murphree (for Southampton) and Mr. Cowen (for New York State).

Others present: General counsel was Mr. Rigano. Staff members from the Commission and other agencies included Mr. Corwin, Ms. Trezza, Ms. Jakobsen, Ms. Carter and Mr. Randolph (from the Commission), Mr. Spitz (from the NYS Department of Environmental Conservation), and Ms. Wilutis (Brookhaven Town Attorney). Additional attendees are shown on the attached sign-in sheet.

The meeting was called to order at approximately 4:08 pm by Mr. Proios, with a five member quorum.

Robert J. Gaffney
Chair

Ray E. Cowen
Member

Patrick A. Heaney
Member

Robert F. Kozakiewicz
Member

John Jay LaValle
Member

Public Comment

Summary: The only speaker was Mr. Alan Stadler, representing the Ridge Civic Association. He spoke about the Ridge Elementary School, a part of the Longwood School District. The elementary school is located on the east side of Ridge Road, on the south side of the Suffolk County Pine Trail Nature Preserve, and on the north side of the NYS DEC Ridge Conservation Area. He stated that he believes that the school is considering the construction of soccer fields for the Longwood Youth Sports Association; that he wonders if this is permitted in this area of the pine barrens; that he is unsure if the property in question is within the Compatible Growth or Core Areas; that he wants to know if the Commission has to be notified first; that he wonders whether the school district understands whether they need Commission review; and what the clearing restrictions are for this area.

Administrative

- ! Meeting schedule for January through June: review, approval (faxed)

Summary: A brief discussion occurred regarding the possibility of trying to meet once per month starting in 2003, rather than the current schedule of once every three weeks. It was also noted that a fixed day of each month could be selected. It was agreed that the third Wednesday of each month would be tried, and that the initial dates for 2003 will be 1/15 (in place of the currently scheduled 1/8 date); 2/19; 3/19; 4/16; 5/21; 6/18; and 7/16. **A motion was made by Mr. MacLellan and seconded by Ms. Prusinowski to schedule Commission meetings for these days in 2003, and to cancel the previously scheduled 1/8/03 meeting. The motion was approved by a 5-0 vote.** A revised schedule will be sent out as soon as the locations are determined.

- ! Introduction of new Brookhaven Town Attorney (not on the original agenda)

Summary: Ms. Karen Wilutis was introduced to the Commission members as the new Brookhaven Town Attorney.

P.O. Box 587
3525 Sunrise Highway
2nd Floor
Great River, NY 11739-
0587

Phone (631) 224-2604
Fax (631) 224-7653
Internet:
www.pb.state.ny.us

Plan Implementation

- ! Enforcement legislation: discussion (from 10/23)
Summary: It was noted that the three Towns are working on revising their town codes to be uniform with respect to penalties for violations of pine barrens restrictions, and that they will soon be comparing their efforts for consistency.

Core Preservation Area

- ! Amerada Hess / Manorville (Brookhaven) / site plan, zone change / hardship: DEIS hearing; request by applicant for postponement or extension (hardship hearing held 11/7/01; current ECL 57 decision deadline is open)
Summary: Ms. Carter reported that the Commission has received a letter from Mr. Eugene DiNicola, the attorney for the sponsor, requesting that the public hearing on this project's Draft Environmental Impact Statement, which is scheduled for this evening at 7:00 pm, be continued to a future meeting. A discussion ensued regarding the reason for the request; what the project sponsor will present on the continuation date; the current SEQRA comment deadline of 12/2/02 based upon the public hearing being held tonight; and Mr. Rigano's report that the project sponsor's attorney has assured him that the project sponsor is not changing the project.

A motion was then made by Mr. Cowen and seconded by Mr. Murphree to continue tonight's hearing to 3:00 pm on 1/15/03, and to set the date of 1/25/03 as the new comment deadline. The motion was approved by a 5-0 vote. A brief discussion then occurred regarding the possibility of appointing a hearing officer to conduct tonight's portion of the hearing, and Mr. Proios volunteered to serve in that capacity. **A motion was then made by Mr. Cowen and seconded by Mr. Murphree to appoint Mr. Proios as the hearing officer for tonight's hearing. The motion was approved by a 5-0 vote.**

Compatible Growth Area (CGA)

The following item may be partly within the Core area:

- ! Longwood Central School District, Ridge Elementary School: status; correspondence from Ridge Civic Association (from 10/23 meeting)
Summary: Mr. Corwin distributed the attached letter from Ms. Christine Sosik of the Ridge Civic Association regarding the planned project at the Ridge Elementary School. Mr. Corwin went over the prior Commission discussions of this issue, including Mr. Stadler's comments to the Commission at prior meetings; the letter which Mr. Rigano sent to the school on behalf of the Commission regarding the Commission's jurisdiction; the resulting request from the Longwood School District for a map of the pine barrens area, which was sent; and the need to determine what properties are involved and their location within the CGA and the Core area. It was agreed that a follow up contact will be made with the school district.
- ! Brookhaven Town Center / Yaphank (Brookhaven) / regional shopping center / Development of Regional Significance: decision extension request (hearing held 10/17/01; decision deadline is today)
Summary: Ms. Jakobsen reported that the attached request was received from Mr. Charles Voorhis of Nelson, Pope & Voorhis requesting an extension of the Commission's

decision deadline for the Brookhaven Town Center project until the last meeting date in January 2003. **A motion was made by Mr. MacLellan and seconded by Mr. Cowen to agree to the extension and to set the new decision deadline date as 1/15/03. The motion was approved by a 5-0 vote.**

- ! Brookhaven National Laboratory groundwater remediation program (not on the original agenda)

Summary: Mr. Proios noted that he has received calls from Laboratory staff regarding the efforts of the Laboratory to reach an agreement with the owners of a private parcel located to the south of the Laboratory site for the purpose of the Laboratory staff accessing it for groundwater remediation activities. A brief discussion ensued regarding the Commission's prior discussion of this effort with respect to the effect that any current clearing for groundwater remediation would have upon any future development activities for that parcel.

Closed Advisory Session

Summary: **A motion was made by Mr. MacLellan and seconded by Mr. Murphree to enter into a closed advisory session for the purpose of receiving legal advice from counsel. The motion was approved by a 5-0 vote, and the Commission entered into closed session from approximately 4:52 pm to 5:46 pm.**

Adjournment until Public Hearing

Summary: The regular meeting was adjourned at this time.

The following hearing began at 7:00 pm, with Mr. Proios serving as the hearing officer; no other members were present.

Core Preservation Area

- ! Amerada Hess / Manorville (Brookhaven) / site plan, zone change / hardship: DEIS hearing (hardship hearing held 11/7/01; current ECL 57 decision deadline is open)

Summary: A separate stenographic transcript exists for this item. This hearing will be continued at the 1/15/03 Commission meeting at 3:00 pm. The hearing was adjourned at approximately 7:07 pm.

Attachments (in order of discussion):

1. Attendance sheet (date; 1 page)
2. Speaker sign in sheet (date; 1 page)
3. Letter from Mr. DeNicola re Hess application (11/13/02; 1 page)
4. Letter from Ms. Sosik of Ridge Civic Association re school property (11/1/02; 2 pages)
5. Letter from Mr. Voorhis of re Brookhaven Town Center (11/15/02; 1 page)