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CENTRAL PINE BARRENS

JOINT PLANNING AND POLICY COMMISSION

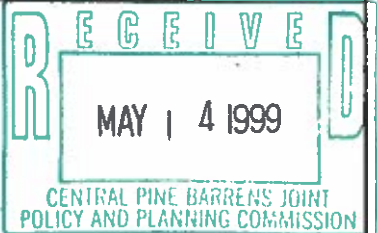
----- :
In the Matter of the Application of :

GEORGE L. SCHMELZER :

pursuant to Section 6.7.3.3 of the :
Pine Barrens Comprehensive Land Use :
Plan. :

----- :

HEARING in the above-captioned matter, held
on the 28th day of April, 1999 at 4:25 P.M., at the
Brookhaven Town Offices, Building 4, 3233 Route 112,
Medford, New York, pursuant to Notice of Letter of
Interpretation dated February 23, 1999, and before
Sheila Pariser, R.P.R., a Notary Public of the State
of New York.



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1 A P P E A R A N C E S:

2

ROBERT J. GAFFNEY, Chairman
Suffolk County Executive
BY: ROY DRAGOTTA

4

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FELIX J. GRUCCI, JR., Vice Chairman
Supervisor, Town of Brookhaven
BY: BARBARA WIPLUSH

6

7

VINCENT CANNUSCIO, Member
Supervisor, Town of Southampton
BY: JEFF MURPHREE

8

9

10

VINCENT VILLELLA, Member
Supervisor, Town of Riverhead

11

12

RAY E. COWEN, P.E., Member
DEC Regional Director
Representing George Pataki, Governor

13

14

DONNA PLUNKETT, Staff to Commission
JOHN MULAZZO, ESQ.

15

16

DORIS E. ROTH, ESQ.
Attorney for Commission

17

18

WILLIAM H. SPITZ, Chief
Water Supply Office, NYSDEC

19

20

GEORGE L. SCHMELZER, Applicant

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22

MARK H. RIZZO, Environmental Analyst

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421-2355

692-7363

1 [THE HEARING WAS CALLED TO ORDER BY THE
2 CHAIRMAN, ROY DRAGOTTA, AT 4:25 P.M.]
3

4 MR. DRAGOTTA:

I will read the public
5 announcement.

6 "Please take notice that a
7 hearing on the Letter of Interpretation
8 appeal of George L. Schmelzer has been
9 scheduled for April 28, 1999 at four p.m.
10 at the Brookhaven Town Offices, Building 4,
11 which is located at 3233 Route 112 in
12 Medford, New York, 11763. Said appeal is
13 made pursuant to Section 6.7.3.3 of the
14 Central Pine Barrens Comprehensive Land Use
15 Plan (the Plan).

16 "The Central Pine Barrens Joint
17 Planning and Policy Commission will be
18 holding the appeal hearing pursuant to
19 Section 6.7.3.4 of the Plan. The appellant
20 was allocated 5.28 Pine Barrens Credits in
21 a Letter of Interpretation dated February
22 23, 1999 for Suffolk County Tax Map Parcel
23 #200-463-1-15.001. The parcel is located
24 to the east of Halsey Manor Road and to the
25 northeast of County Road 111.

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1 "Any persons who wish to comment
2 on the appeal are invited to attend the
3 hearing."

4 I will open the hearing at this
5 point. Mr. Mulazzo?

6 MR. MULAZZO: My name is John Mulazzo of the
7 Commission. What I am going to do today is
8 just give a brief review of the parcel and
9 offer a couple of documents for the record,
10 and then I will ask Mr. Schmelzer to make
11 his interpretation for the record.

12 The first exhibit that I have, I
13 would like to mark it as Exhibit 1, two tax
14 maps, Section 412, and Section 463.

15 MS. ROTH: Let's call that Exhibit Number 1.
16 [WHEREUPON TWO TAX MAPS WERE MARKED STAFF
17 EXHIBIT 1 IN EVIDENCE.]

18 MR. RIZZO: This just indicates
19 Mr. Schmelzer's property. It is a thirty-
20 three acre parcel located, as was described
21 in the legal notice, located south of the
22 Expressway and north of Hot Water Street,
23 to the east of Halsey Manor Road. It
24 appears to be landlocked, and the tax map
25 identified it as 200-463-1-15.001, and the

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1 tax map indicates an area of thirty-three
2 acres by deed and 27.7 acres calculated.

3 MR. MULLAZZO: The second exhibit, which as
4 prepared by Mark Rizzo who works for the
5 Commission, and I will introduce it and we
6 will call it Staff 2. I will have Mark
7 describe what it is showing.

8 [WHEREUPON AERIAL PHOTOGRAPH WAS MARKED
9 STAFF EXHIBIT 2 IN EVIDENCE.]

10 MR. RIZZO: This is an aerial photo of the
11 property of Mr. Schmelzer with his tax map
12 outlined in yellow, and it is near
13 Interstate 495, which is the Long Island
14 Expressway.

15 To the south is County Route 111;
16 to the north is Interstate 495, the LIE,
17 and to the south is County Route 111.

18 Does anybody have any questions
19 on this?

20 The LIE is there and Route 111 is
21 there. [INDICATING]

22 MR. MULLAZZO: When was the aerial photo taken?

23 MR. RIZZO: Suffolk County E-1199 Project
24 from 1996.

25 MR. MULLAZZO: The third exhibit, Staff Exhibit

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3. This is another map identified as Staff Number 3.

Mark, did you prepare this?

MR. RIZZO: Yes, I did. It is the same aerial photo and the same yellow parcel that's Mr. Schmelzer's parcel; also included in this is Brookhaven Tax Map parcels in the immediate area.

[WHEREUPON AERIAL PHOTOGRAPH WAS MARKED STAFF EXHIBIT 3 IN EVIDENCE.]

MR. MULAZZO: The tax map parcel is overlaid?

MR. RIZZO: Yes, sir.

MR. MULAZZO: Exhibit 4, which is Map 4, Staff Number 4.

[WHEREUPON TAX MAP 4 WAS MARKED STAFF EXHIBIT 4 IN EVIDENCE.]

MR. RIZZO: This is the same vicinity as the other previously marked map, and this shows Mr. Schmelzer's parcel in purple, and it also shows the Suffolk County Tax parcel that was in the previous map in the gray outline and in the green, shaded in green are Suffolk County owned parcels owned by the County of Suffolk.

MR. MULAZZO: What are these distances?

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1 MR. RIZZO: Also, you will see south of
2 Mr. Schmelzer's parcel, there is a yellow
3 line with a distance of twenty-seven
4 hundred and eighty feet plus or minus that
5 is the distance to this right of way, and
6 you can see where the yellow line ends.

7 MR. MULLAZZO: Is that improved?

8 MR. RIZZO: I believe that's not improved.

9 MR. MULLAZZO: What is the other distance?

10 MR. RIZZO: The red line that goes off to the
11 west is twelve hundred fifteen feet, plus
12 or minus, and that line shows a distance
13 from Hot Water Street to County Route 111,
14 which is an improved road as you can see on
15 the aerial photos.

16 MR. MULLAZZO: How did you determine the
17 distances?

18 MR. RIZZO: I used a mapping program called
19 Arcview Version 3.1 Geographic Information
20 Systems.

21 Does anybody have any questions?

22 MR. MULLAZZO: The next exhibit, which will be
23 5, Staff 5, is a copy of the letter
24 Mr. Schmelzer gave the Commission, which
25 you all have received.

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1 [WHEREUPON COPY OF LETTER WAS MARKED STAFF
2 EXHIBIT 5 IN EVIDENCE.]

3 MR. MULLAZZO: The next exhibit, which will be
4 Number 6, is a copy of a deed dated August
5 26, 1992, granted between 20th Century
6 Realty Corp. and George L. Schmelzer and
7 Ingrid Schmelzer with a transfer tax
8 notation on the left-hand column of fifteen
9 dollars. [HANDING]

10 [WHEREUPON COPY OF DEED DATED AUGUST 26,
11 1992 WAS MARKED STAFF EXHIBIT 6 IN
12 EVIDENCE.]

13 MR. MULLAZZO: Number 7 is a deed dated December
14 26, 1990 between Laurel Associates and
15 George L. Schmelzer and Ingrid Schmelzer
16 with a transfer notation on the left-hand
17 column of sixteen dollars, and also
18 indicated by the transfer tax stamp on the
19 front of the document as sixteen dollars.

20 I believe these were the deeds
21 that we used to convey the property.

22 [WHEREUPON DEED DATED DECEMBER 26, 1990 WAS
23 MARKED STAFF EXHIBIT 7 IN EVIDENCE.]

24 MS. ROTH: What was Exhibit Number 7?

25 MR. MULLAZZO: Laurel Associates, Inc., that is

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1 the grantor. The grantee is George L.
2 Schmelzer and Ingrid Schmelzer.

3 The eighth exhibit from staff is
4 a Pine Barrens' Certificate Number 200-150
5 dated October 15th, which was received and
6 date stamped the 27th of April for the
7 Commission, issued in the amount of two
8 Pine Barrens' credits, stamped conveyed,
9 and it shows the conveyance price of
10 seventy thousand dollars.

11 [WHEREUPON PINE BARRENS' CREDIT CERTIFICATE
12 WAS MARKED STAFF EXHIBIT 8 EVIDENCE.]

13 MR. DRAGOTTA: Off the record.

14 [DISCUSSION OFF THE RECORD]

15 MR. MULAZZO: And the last exhibit I have is a
16 letter dated January 18th. I just want to
17 clear up for the record, Staff Exhibit
18 Number 8, which is the Pine Barrens' Credit
19 Certificate, is not in conjunction or
20 connection with the appeal on
21 Mr. Schmelzer's property. It is just an
22 exhibit for the record.

23 MS. ROTH: The purpose of it is to show the
24 value of the property?

25 MR. MULAZZO: Yes. The last exhibit we have,

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1 which is Number 9, again, is not being
2 submitted by Mr. Schmelzer. It is just an
3 exhibit which was made part of a prior
4 Letter of Interpretation Appeal heard by
5 the Pine Barrens Credit Clearing House, a
6 letter from Fred E. Wood dated January 18,
7 1996 and attached includes an estimated
8 cost of improving. It includes an
9 evaluation of improving an old filed map in
10 the Town of Brookhaven, the cost of
11 infrastructure improvements.

12 Again, it is not submitted by
13 Mr. Schmelzer.

14 Those are all the exhibits I
15 have.

16 [WHEREUPON LETTER DATED JANUARY 18, 1996
17 WAS MARKED STAFF EXHIBIT 9 IN EVIDENCE.]

18 MR. DRAGOTTA: Mr. Schmelzer, I think you can go
19 from here. Do you have any other comments
20 you would like to make?

21 MR. MULAZZO: No, I have described the parcel
22 for the Board, and I would like to note the
23 Board had its last meeting when we
24 scheduled the hearing and asked
25 Mr. Schmelzer if it is possible to submit a

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1 copy of a yield map, and I don't know if
2 you have that.

3 It is a three acre parcel. It is
4 out in Brookhaven and allocated 3.2 acres
5 of pine barrens.

6 MR. DRAGOTTA: Did you say you have two deeds
7 there, a total of thirty-three acres?

8 MR. MULLAZZO: It appears that the deeds
9 conveyed the same parcel. I contacted the
10 Suffolk County Department of Real Estate
11 Senior Title Search, and I gave the tax map
12 numbers, and I asked her to provide us with
13 the deeds to the parcel, and this is what
14 she provided, Exhibits Numbers 7 and 6.

15 MR. DRAGOTTA: Can you explain for the record
16 what stamps on the deeds mean?

17 MR. MULLAZZO: Transfer tax stamps, and it is
18 four dollars for every thousand dollars'
19 worth of consideration, as appears on the
20 transfer form, by the Department of State
21 Taxation and Finance.

22 MS. WIPLUSH: What is the zoning on this?

23 MR. MULLAZZO: It is an A zone.

24 MS. ROTH: Are these exhibits the same
25 parcel?

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1 MR. MULLAZZO: I checked and they, indeed, seem
2 to be the same parcel.

3 MR. DRAGOTTA: Those two deeds are for the same
4 parcel from different people?

5 MR. MULLAZZO: Yes.

6 MS. ROTH: Based upon the transfer tax shown
7 on the deed, what would that indicate as
8 the price of the parcel?

9 MR. MULLAZZO: Fifteen and sixteen.

10 MS. WIPLUSH: Four thousand and --

11 MR. MULLAZZO: [INTERPOSING] Three seventy-five
12 zero. It would be seven thousand seven
13 hundred fifty dollars.

14 MS. ROTH: The two together?

15 MR. MULLAZZO: The two together.

16 MR. DRAGOTTA: Do you have any other comments?

17 MR. MULLAZZO: No.

18 MR. SCHMELZER: What is this?

19 MR. MULLAZZO: This is the price of the credits.

20 MR. SCHMELZER: Is this the highest price?

21 MR. MULLAZZO: It is the highest price.

22 MR. SCHMELZER: Do you have the lowest price,
23 too? You are self-serving by showing me
24 the highest price. You should show the
25 highest and lowest, both.

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1 MR. MULAZZO: I can find that out. What we can
2 do is keep the record open and I can submit
3 that. I don't want to say the wrong thing
4 off the top of my head.

5 MR. DRAGOTTA: Can you tell us why you think the
6 credit allocation is incorrect?

7 MR. SCHMELZER: The gentleman said -- somebody
8 said it is twenty-seven.

9 MR. MULAZZO: On the tax map, it shows,
10 calculated on the tax map. You have the
11 tax map over there. It has a calculated
12 27.7 calculated.

13 MR. SCHMELZER: I saw the map of this at one
14 time. The surveyor had nothing to go on,
15 so he put a notation on this map, and once
16 he entered a ditch, he just continued the
17 line directly. No found monuments, no
18 this, no nothing.

19 I found all the monuments right
20 here. I spent a lot of time. The cost of
21 this land is not just what I paid for it.
22 It is the work that was done on it. Every
23 monument is existing.

24 You can ask me anything you want.

25 MR. MULAZZO: It is their exhibit, not mine.

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1 Are you submitting that as an exhibit?

2 MR. SCHMELZER: Yes.

3 MS. PLUNKETT: This is your only copy?

4 MR. SCHMELZER: Yes. That was a preliminary
5 survey. I was broke, and the surveyor
6 wanted to make a fancy one. I didn't want
7 him to make a fancy one, so that's what he
8 made.

9 MR. DRAGOTTA: There is no name on it or
10 anything.

11 MR. SCHMELZER: I found one monument because it
12 had gypsy moths, and they cleared
13 everything up, and it was warm weather and
14 I happened to see this monument.

15 MR. DRAGOTTA: Anybody care to see this survey?

16 MR. COWEN: What is your legal access to this
17 property, Mr. Schmelzer?

18 MR. SCHMELZER: I claim legal access through Old
19 Woods Road. They have been there for
20 generations.

21 MR. COWEN: Do you have a legal document that
22 gives you access or something?

23 MR. SCHMELZER: I don't know of any. It goes to
24 what County land now is to the south. I
25 can show you many "woods" roads there.

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1 People assume that right of way is by
2 usage, and you can see where the roads
3 were. High parcels are filled in, low
4 parcels dug out. It is interesting to see.

5 I can get a map back as far as
6 '38 from the Federal Government showing
7 that land. The roads are there that go all
8 to the woods.

9 My knees are no good, and now I
10 can't even walk on it.

11 MR. COWEN: Mr. Schmelzer, why do you think
12 there are two deeds on this property? Can
13 you explain that?

14 MR. SCHMELZER: Yes. Rotkowski & Company -- you
15 heard of them, didn't you?

16 MR. COWEN: No.

17 MR. SCHMELZER: Rotkowski, he changed his name to
18 Randall, by the way. Rotkowski gave it to
19 Randall and Bernard Fish or whatever,
20 whichever corporations they worked with
21 there, somebody in Brookhaven Town
22 Assessor's Office. I exposed them, and I
23 discovered this accidentally, and I said
24 there is something going on here, but I
25 couldn't prove it.

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1 One day when I was in County
2 Center, I took a deed book off the rack and
3 put it down on the desk and opened the
4 pages to a certain page, and there was an
5 approval. It was really weird. Two
6 fellows in the Assessor's Office, I think
7 acquired them the next day. I think that's
8 how it was. They were furnishing
9 descriptions of land to that group.

10 I got all the pieces, I looked at
11 the workbooks of the whole town described
12 and marked it down. The deeds were about
13 that thick. [INDICATING]

14 MR. COWEN: I didn't hear in your explanation
15 why there are two deeds on the property.

16 MR. SCHMELZER: It seems one of them was a
17 crooked deed to one of the corporations
18 that Rotkowski later to Randall was an
19 official of. They wiped that out, and got
20 a deed from them and paid them for it. It
21 was either pay them or pay a lawyer.

22 So, the second deed was from the
23 original owner of the corporation.

24 MR. DRAGOTTA: I would like to see the deed,
25 please.

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1 So, one of the deeds is the
2 suspected deed, so to speak, the first one,
3 the 1990 deed from Laurel Associates?

4 MR. SCHMELZER: From the corporation? The
5 corporation was an old corporation in the
6 first part of the century. I bought this
7 land and I think in the '20's it was
8 dissolved because it was a dead corporation
9 by proclamation.

10 So, who has interest in the
11 corporation that would still give a deed
12 years later?

13 So, I tracked the thing down to
14 people in Nassau County, and finally to
15 Florida, and an heir to the stock.

16 MR. DRAGOTTA: You got a deed out of them?

17 MR. SCHMELZER: Not a deed, but a transfer of the
18 stock. Now, as a stockholder, it went
19 through the court. Me and my wife are
20 named officers of the corporation, and the
21 corporation has offices, deeded it to us.

22 MR. MULLAZZO: He tracked down the heirs and he
23 brought all the stock and something, and as
24 a principal stockholder, it was transferred
25 to you?

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1 MR. SCHMELZER: There was a lot of formality. We
2 are the officers of the corporation.

3 MR. MULLAZZO: Then the deed from Laurel
4 Associates was the one that you exposed by
5 opening the books?

6 MR. SCHMELZER: Yes, just to get rid of them.
7 Instead of paying lawyers, I paid them.
8 Lawyers would charge more.

9 MR. DRAGOTTA: It shows that he found to be a
10 suspect deed.

11 MR. COWEN: There is no question as to
12 Mr. Schmelzer's title to the property.

13 MR. DRAGOTTA: I didn't see any documents, but
14 this certainly shows title to it. There is
15 no allegation being made that he doesn't
16 have proper title. I don't know what value
17 the property has.

18 MR. MULLAZZO: We are not making any allegation
19 as to your title.

20 MR. DRAGOTTA: There is no question but that he
21 owns the property.

22 MR. SCHMELZER: I saw monuments that were several
23 feet apart. Maybe the width of this room
24 or something, and so I didn't know which
25 was right. So, a man named Morgan, later

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1 Florio, now the County, went and conveyed
2 the land along the south to the ditch.
3 That means the property belongs -- the
4 property a little bit to the north, you
5 will find a little difference in the deeds
6 in the description.

7 I think this is the difference in
8 the land of the two descriptions. It
9 depends upon what monument it goes to.

10 MR. DRAGOTTA You are claiming you have more?

11 MR. SCHMELZER: Either it is the one to the south
12 or the one to the north. I notice the
13 monuments are a few feet apart there. I
14 don't know why the difference was. Maybe
15 at the turn of the century, I don't know.
16 They are all dead. I don't know.

17 MR. DRAGOTTA: What is the size of the area?

18 MR. MULAZZO: Isn't that now part of this one
19 here? I think that is included.

20 MR. SCHMELZER: Do you want this?

21 MR. MULAZZO: No, it is included. He did
22 research again, and he found a piece and it
23 is contained within the parcel on which he
24 is the owner.

25 MR. SCHMELZER: There are a lot of mistakes in

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1 this area. I made up a spread sheet map of
2 all the parcels in the area, and I found
3 the parcel here that the County shows,
4 "Unknown owner," here.

5 In Riverhead, on the second
6 floor, on the tax map, it says, "Unknown
7 owner."

8 I said, "That isn't an unknown
9 owner."

10 He says, "You have to prove it."

11 I said, "I don't have to prove
12 it. If I want to buy it, buy it." People
13 take title on maps and they are one on top
14 of the other.

15 There was confusion between the
16 zoning maps and the tax maps. There was,
17 on the County Zoning Map, there was a
18 subdivision, and I don't recall what the
19 name of it is, that complicates title
20 companies, too.

21 At one time I knew where the
22 subdivision was, but I forgot. This will
23 show some of it, but I don't want to lose
24 that.

25 MR. COWEN:

Mr. Schmelzer, did you bring in a

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1 yield map for this property? Has anyone
2 explained to you what a yield map is?

3 MR. SCHMELZER: It says right on here, someplace
4 on this here.

5 MR. COWEN: This is not a yield map,
6 Mr. Schmelzer. When you develop
7 property --

8 MR. SCHMELZER: [INTERPOSING] We are not
9 developing it. It is a survey, and it is
10 figured out by the dimensions what the
11 yield is. It is plain and simple.

12 MR. COWEN: It doesn't work that way.
13 Suppose this property was on a road and you
14 wanted to actually go in there and make
15 lots and build houses?

16 MR. SCHMELZER: We are not talking about that.

17 MR. COWEN: Yes, you are.

18 MR. SCHMELZER: You are, but I am not.

19 MR. COWEN: That's what we are talking about.

20 This is the way things work. When you
21 develop property, you have to use part of
22 the acreage to build roads and to build
23 recharge areas and that sort of thing.

24 Therefore, the formula that we
25 use to allocate credits, and a credit is

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1 essentially one building unit, reflects the
2 fact that you have to subtract some of the
3 acreage because you can't use that acreage
4 in your development, and that's why you
5 don't have the number of credits.

6 MR. SCHMELZER: Well, that's a fraud against the
7 people themselves. First you want to give
8 them five acres and then you want to steal
9 it. Isn't that right?

10 MR. COWEN: No.

11 MR. SCHMELZER: I have two acres and five acres
12 here.

13 MR. MULAZZO: I think he is questioning the
14 town zoning.

15 MR. DRAGOTTA: That's not before us. We have
16 nothing to do with the zoning.

17 MR. SCHMELZER: It is a way to steal people's
18 land by one saying we have nothing to do
19 with that.

20 MR. COWEN: The fact is you can't get, what
21 is it, thirty-three acres, is that what you
22 are saying? In five acre zoning, you
23 probably couldn't even get six lots on this
24 -- six times five is thirty -- because of
25 the way it is configured. It is a very

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1 strange shaped property to begin with.

2 MR. SCHMELZER: Most of the property is strange.
3 You can see mistakes right in here. This
4 piece here is a rectangle, and look at it.

5 It depends on who has the biggest
6 voice, whether the rectangle is correct or
7 the trapezoid is correct.

8 MR. DRAGOTTA: Is there anything you would like
9 to add, Mr. Schmelzer?

10 MR. COWEN: Let me ask one base line question
11 here.

12 For the record, Mr. Schmelzer,
13 would you state what it is that you are
14 seeking here today?

15 MR. SCHMELZER: I am asking development rights to
16 the figures as the zoning, divide the
17 acreage up by five. Five is stealing
18 enough land without trying to steal more.

19 MR. COWEN: And the basis for your request
20 was? What would be the basis?

21 MR. SCHMELZER: Just what I said. To me, five
22 acres, they did that to steal the people's
23 rights and now you are trying to take more
24 away.

25 Suppose somebody wanted to buy

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1 the land for an estate? They didn't want
2 to divide it? What would you need then in
3 development of roads? Look at it that way.

4 MR. COWEN: You wouldn't be applying for
5 credits at that point.

6 MR. DRAGOTTA: 6.6, and you gave how many?

7 MR. MULE: His letter said 6.6. The other
8 letter said 5.28.

9 MR. SCHMELZER: You say we have to put roads in,
10 and I also say it should be sold as one
11 parcel for an estate then. So, I could
12 claim for every five acres one development
13 right. You are looking at it so you can
14 give me less. I am looking at it so I can
15 be fair.

16 It appears to me you do
17 everything to give less, everything you can
18 think of.

19 MR. COWEN: I have no further questions.

20 MR. MULAZZO: There is a decision on May 7th,
21 but I have to provide him one other thing
22 for the record, and I don't know.

23 MR. DRAGOTTA: I asked earlier, there is a
24 decision dated May 7th, but there are
25 things to add to this record. We would

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1 like to adjourn the decision date to May
2 19, 1999. May we have your permission to
3 do so?

4 MR. SCHMELZER: Okay.

5 MR. DRAGOTTA: Do you have anything else you
6 would like to add?

7 MR. SCHMELZER: I don't think so. If I think of
8 something else, I will think of it. I
9 reserve the right to think of something.

10 MR. DRAGOTTA: Is there anybody in the public
11 that would like to comment?

12 No other comments.

13 MR. MULLAZZO: We will hold this open until May
14 19th.

15 MR. DRAGOTTA: We will keep the record open
16 until the 19th. I am closing the hearing
17 and keeping the record open and the public
18 comment portion open.

19 MR. SCHMELZER: Can I get a copy prior to the
20 next hearing?

21 MR. DRAGOTTA: You should have it.

22 Does anyone in the audience have
23 any public comment they would like to make?

24 Do I have a motion to adjourn?

25 MR. COWEN: So move.

Modern Shorthand

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SUPERVISOR VILLELLA: Second.

MR. DRAGOTTA: All in favor?

[WHEREUPON THE MOTION MADE AND SECONDED WAS
VOTED ON AND CARRIED. THIS HEARING WAS
ADJOURNED AT 5:00 P.M. TO MAY 19, 1999.]

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STAFF EXHIBITS MARKED IN EVIDENCE

- Exhibit 1: Two tax maps Page 4
- Exhibit 2: Aerial map Page 5
- Exhibit 3: Aerial map Page 6
- Exhibit 4: Tax Map 4 Page 6
- Exhibit 5: Copy of letter Page 8
- Exhibit 6: Copy of deed dated 8/26/92 Page 8
- Exhibit 7: Deed dated 12/26/90 Page 8
- Exhibit 8: Pine Barrens' Credit Certification Page 9
- Exhibit 9: Letter dated 1/18/96 Page 10

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