

**Shelter Island Conservation Advisory Council**  
**Minutes of Monthly Meeting**  
**July 20, 2009**

**Members Present:** Chairman Ed Bausman, Mark Cappellino, Tullia Limarzi, Steven Python, Jay Card, Mary Shaw

**Members Excused:** Paulette Van Vranken, Peder Larsen, John Reilly,  
Town Liaison: Supervisor Dougherty

**Others Present:** Emory Breiner

Chairman Bausman opened the meeting at 7:32PM

The minutes from June 15, 2009, were approved.

**Correspondence:**

**Letter from Point Lane Residents:**

Chairman Bausman reviewed the letter received from the Point Lane Residents regarding a little foot bridge constructed by the Chartouni family to transport their children to the beach. Chairman Bausman stated that as the waterways are not part of the CAC charge, he forwarded this letter to the WMAC.

**Old Business:**

**Management Plans:**

Chairman Bausman reported that the updated Management Plans have been forwarded to the CPFAB.

**Discussion of Wetlands: Manmade vs. Natural Ponds**

Member Limarzi distributed MS4 Regulations to the CAC for review and discussion.

Chairman Bausman stated that he feels that a manmade pond should not be made to conform to the same requirements of a kettle hole or a natural pond.

Member Card stated that he witnessed all the mechanical work being done on the Zueschner pond, which included being dug out twice and being filled in once, which was stopped by the Town. He opined that this process encourages the growth of invasive species and creates an unhealthy wetland.

CAC discussed the hardship that may befall a neighbor when a manmade water feature is created and then made to conform to the same requirements as a natural wetland.

Member Card reported that the DEC stated that a manmade pond may be filled in.

Member Shaw stated that manmade ponds should not be regulated the same way as a natural wetland.

CAC agreed that a list of pros and cons of manmade ponds should be created and reviewed at a future meeting.

**New Business:**

**Wetland Application:**

**Ireland: Address: 27 East Brander Parkway**

CAC reviewed and discussed this wetland application for the proposed demolition of existing two story dwelling, construction of new two story dwelling and pool, etc., within the regulated area.

Member Cappellino reported that part of the pool and covered patio are within the regulated area, the side yards look tight, and he feels the house can be moved forward to get everything else outside the regulated area.

Member Limarzi and Member Python agreed that the applicant can move everything outside the regulated area.

Chairman Bausman opined that the pool and hot tub should be moved outside the regulated area. He also noted that if the area behind the bulkhead was leveled off and the bulkhead raised by one foot, that would limit the runoff into the bay.

Member Card noted that the proposed house goes from sideline to sideline which would make it rather difficult to battle a fire. He suggested that if they came 15 feet behind the bulkhead they could build another wall and terrace it, in an effort to limit runoff into the bay.

Member Shaw suggested recommending that the Town review and properly address lot coverage requirements on all waterfront property. She also stated that while the applicant has a right to have a house on his property, he doesn't have a right to have a pool and hot tub.

Member Card suggested recommending that the regulated area, which can't be built on, be excluded from the size of the lot when figuring total lot coverage.

Chairman Bausman reminded the CAC that the DEC has no jurisdiction behind a bulkhead.

Member Shaw motion to recommend denial of this application as proposed because 3% reduction in the regulated area is minimal, due to size of the pool, hot tub, deck and patio, which intrude into the regulated area. Member Limarzi second the motion, all in favor.

Member Python motion to recommend approval of this application if the pool, hot tub, and 14'x10' deck were moved out of the regulated area. Member Card second the motion, 5 in favor, 1 opposed (Chairman Bausman).

Chairman Bausman stated that he does not believe the 14'x10' deck needs to be removed.

Chairman Bausman motion to recommend that the WMAC review the CAC recommendation to elevate the bulkhead one foot to curtail runoff into the bay. Member Python second the motion, 5 in favor, 1 opposed (Member Card).

Member Card stated that if the recommendation is to rebuild the bulkhead, he would like to see the bulkhead raised to the level of the house, but if the recommendation is to modify the bulkhead, he agrees to the one foot elevation.

**Pontone: Address: 22 Merkel Lane**

CAC reviewed and discussed this wetland application for the proposed substantial renovation of and addition to existing single family residence, construction of new swimming pool with patio, and detached garage with pool-house, within the regulated area.

Member Shaw suggested the proposed driveway be pervious. She further stated that the homeowner does not have a feasible alternative to the house plan, but the pool is not necessary. She further suggested that the Town Board review the regulations of pools in the regulated areas. She noted that the increased size of homes may increase water consumption.

Member Card noted that this proposed house is also going from side yard to side yard. He further suggested the railroad ties be removed as a mitigation measure.

Member Python noted that there are feasible alternatives for the pool and garage which are both within the 75 foot buffer. Member Limarzi agreed.

Member Cappellino also agreed with Member Python that the pool and garage can both be moved out of the regulated area.

Member Card stated that he would prefer to see the blacktop driveway rather than a pervious driveway, which encourages the use of weed killer.

CAC reviewed and discussed the effectiveness of the proposed plantings.

Member Card motion to deny this application as proposed due to a lack of effective mitigation measures. Member Cappellino second the motion, all in favor.

**Management Plans:**

Chairman Bausman distributed the draft Management Plan for Klenawicus Airfield to be reviewed and discussed at the next meeting. CAC reviewed the plan briefly, and agreed to comment on it at the next meeting.

CAC reviewed the tax map for the Management Plan for Brandenstein.

**Education:**

Chairman Bausman reported that Eastern Long Island Hospital Pharmacy is now accepting old medication from the public. Chairman Bausman thanked Member Shaw for bringing this matter to the attention of Eastern Long Island Hospital.

Meeting Adjourned at 11:10 PM.

Next Meeting Date: **Monday, August 17, 2009**@ 7:30 PM Town Hall

Respectfully submitted,

Danielle LiCausi

Clerk to the Committees

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