

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INCORPORATED VILLAGE OF LAUREL HOLLOW
PLANNING BOARD
PUBLIC HEARING
August 19, 2020
7 p.m.

VILLAGE HALL
1492 Laurel Hollow Road
Syosset, New York 11791-9603
(Via video conference.)

- PRESENT: CHRIS HADJANDREAS, Chairman
SCOTT ABRAMS, Member
NANCY JONES, Member
JAMES GALTIERI, Member

ALSO PRESENT:

- HOWARD AVRUTINE, Village Attorney
ELIZABETH KAYE, Clerk/Treasurer

RONALD KOENIG
OFFICIAL COURT REPORTER

1 (whereupon, The Pledge of Allegiance was
2 recited.)

3 CHAIRMAN HADJANDREAS: Howard, you stop me if
4 I'm going on out of order, but I believe the first thing
5 we have to do is approve the minutes from the previous
6 meeting.

7 MR. AVRUTINE: Yes. The minutes were
8 distributed. Has everyone had a chance to review them?

9 MEMBER ABRAMS: I have one comment.

10 MR. AVRUTINE: Okay.

11 MEMBER ABRAMS: Nancy Jones's name appears
12 twice under present.

13 MR. AVRUTINE: That's because she's very
14 special. I made a mistake. But she is special. Okay.

15 MEMBER JONES: Thank you.

16 MR. AVRUTINE: Any other comments?

17 MEMBER JONES: I didn't even see that.

18 MR. AVRUTINE: So, may I have a motion to
19 adopt the May 21, '20 Planning Board minutes as
20 modified?

21 MEMBER GALTIERI: I make a motion.

22 MR. AVRUTINE: A motion by Member Galtieri.

23 CHAIRMAN HADJANDREAS: Second.

24 MR. AVRUTINE: A second by Chairman
25 Hadjandreas.

Proceedings

1 All in favor?

2 CHAIRMAN HADJANDREAS: Aye.

3 MEMBER ABRAMS: Aye.

4 MEMBER JONES: Aye.

5 MEMBER GALTIERI: Aye.

6 MR. AVRUTINE: All in favor, minutes approved.

7 The next items are public hearing. This is
8 the public hearing on Case Number T25 of 2020 and P5 of
9 2020, that was T25 and P5 of 2020, the public hearing on
10 the application of Sapna Dhariwal, 9 Glen Lane, for
11 approval to remove five trees in the rear yard. The
12 parcel of property under application is known as Section
13 14, Block 13, Lot 29, on the Nassau County Land and Tax
14 Map.

15 This property owner received permission to
16 remove five trees in 2018. The code states that any
17 application for a permit to remove more than five
18 protected trees and/or Mountain Laurel during a
19 four-year period including if the removal is in
20 connection with construction must be presented to the
21 Planning Board for consideration and determination.

22 I see there is a representative here of the
23 applicant. Please give your name and address for the
24 record.

25 MS. DHARIWAL: This is Sapna Dhariwal, 9 Glen

Proceedings

1 Lane, Laurel Hollow 11791.

2 MR. AVRUTINE: Thank you. You may proceed.
3 Please explain to the Board what you want to do and why
4 you want to do it.

5 MS. DHARIWAL: Oh, okay. So, I want to remove
6 these trees due to the health of the trees and also a
7 lot of shading in my pool area.

8 CHAIRMAN HADJANDREAS: Sapna, this is Chris
9 Hadjandreas. As we discussed, the arborist made a
10 recommendation that of the five trees that you asked to
11 be removed, one of them, which is Tree Number Five
12 that's referenced on the permit, be saved and possibly
13 through pruning, slight pruning, not overpruning, again
14 save that tree. And the arborist is recommending
15 removal of the other four trees.

16 would you agree to adhere to the arborist's
17 recommendations and keep that Tree Number Five?

18 MS. DHARIWAL: Yes, of course.

19 CHAIRMAN HADJANDREAS: Okay.

20 So, Howard, the Board has spoken, and if the
21 homeowner agrees to adhere to the arborist's
22 recommendations we would be agreeable to that.

23 MR. AVRUTINE: Okay.

24 MS. DHARIWAL: I have a question. There is a
25 tree leaning, you know, tilting down on my grass and my

1 pool house which is I think is almost dead. The
2 arborist noticed herself and she recommended that should
3 be removed. I hope that is under your attention. Just
4 making sure.

5 CHAIRMAN HADJANDREAS: It's not part of the
6 five that we viewed, the five that we looked at?

7 MS. DHARIWAL: No. No. No. It's separate,
8 yes. I don't know if you remember when you were
9 walking.

10 CHAIRMAN HADJANDREAS: I know, but that's
11 going to be a separate matter that I will have to, you
12 know, if it's a dangerous situation, I'll speak with the
13 arborist. We're going to have handle that separately.

14 MS. DHARIWAL: She made a recommendation. She
15 said that must be removed because it's going to fall
16 down and damage the pool house.

17 THE CLERK: She called that Tree Number Six.

18 MS. DHARIWAL: Exactly. That's right.

19 CHAIRMAN HADJANDREAS: So now --

20 THE CLERK: Do you want me to share the
21 report?

22 MEMBER GALTIERI: It's on the report, Chris.

23 CHAIRMAN HADJANDREAS: Okay.

24 MR. AVRUTINE: The only question is, Chris, do
25 you want to inspect it before any decision?

Proceedings

1 CHAIRMAN HADJANDREAS: We did. When we did
2 the site view visit we all saw it. I just thought that
3 tree was going to be pruned or whatever and left alone.
4 But if the arborist is recommending removal, I just want
5 to hear from the other board members what their thoughts
6 are.

7 MEMBER JONES: Chris, on her report she lists
8 six trees. Number Five, she says, to keep. But the
9 sixth tree is the tree that the homeowner is referring
10 to, Number Six, that Ms. Bibla said it should be
11 removed.

12 CHAIRMAN HADJANDREAS: Okay.

13 MEMBER JONES: So, it's still five trees that
14 she's asking to be removed.

15 CHAIRMAN HADJANDREAS: My mistake.

16 MEMBER JONES: That's how I'm reading the
17 report.

18 MR. AVRUTINE: Let's clarify for the record
19 because that sixth tree was not part of the application.
20 So in order to have that accomplished, the Board would
21 have to agree that it could be amended now to include
22 that tree so the relief would be remove four trees as
23 shown on the plan, One through Four, preserve Five, and
24 then remove that sixth tree that is identified in the
25 Bibla report, if that's what the Board decides to do.

1 CHAIRMAN HADJANDREAS: Does anybody on the
2 board have an objection with that?

3 MEMBER GALTIERI: No. It states clearly --
4 Chris, can you hear me?

5 CHAIRMAN HADJANDREAS: Yes.

6 MEMBER GALTIERI: It says clearly on this
7 report that it's in poor health and covered with vines,
8 leaning in a significant way and should be removed.

9 CHAIRMAN HADJANDREAS: I just wanted to make
10 sure nobody had an issue.

11 Scott?

12 MEMBER ABRAMS: I'm fine with it.

13 CHAIRMAN HADJANDREAS: Okay. Yes, Howard, we
14 would. I would, you know, I think we should vote as per
15 your recommendation to amend the agreement, amend and
16 vote.

17 MS. DHARIWAL: And there's one last thing.

18 MR. AVRUTINE: Hold on. Go ahead.

19 MS. DHARIWAL: So, there is a broken tree,
20 right, because I live next to a sump, and there is a
21 broken tree due to the storm which is ready to fall. If
22 you can read the Page 2 under the Number Six, after the
23 Number Six Tree notification, she mentioned about it
24 that somebody needs to notify Nassau County because that
25 tree can actually damage the fence. That's going to be

1 a major problem. How is that going to be --

2 CHAIRMAN HADJANDREAS: Ms. Dhariwal, that's
3 also on Nassau County property and that's nothing that
4 falls under -- it's in the sump. I saw what you're
5 talking about, but that's something that as a homeowner
6 you're going to have to notify Nassau County and get
7 them to act on that. And honestly, if I were you, I
8 would do it formally because then there's a record of it
9 and if there is any damage that happens to your
10 property, then I'm sure you'll have some kind of
11 recourse if you formally notify the County that this
12 tree is in danger of falling and damaging something on
13 your property including the fence and whatnot. Again,
14 I'm not a lawyer but that's how I would handle it.

15 MS. DHARIWAL: So I have to communicate?
16 Because I spoke to Joshua Lafazan the last couple of
17 years to take care of the sump and Ms. Kaye also
18 e-mailed from the office, and they have done nothing. I
19 have poison ivy coming from the other side and they just
20 don't want to do anything about it.

21 THE CLERK: Can you send me a picture and I'll
22 also attach the arborist report and I'll send it to his
23 office.

24 CHAIRMAN HADJANDREAS: That's completely out
25 of our purview. Keep going down that road and hopefully

1 they'll act on it.

2 But other than that, Howard, is there anything
3 else that you require?

4 MR. AVRUTINE: No. At this point in time let
5 the record reflect that the application has been
6 modified to include the sixth tree that was identified
7 in the report of Elizabeth Bibla that was filed with
8 this application.

9 So at this time, unless the Board has any
10 further comment or questions, would entertain a motion
11 to close the public hearing.

12 CHAIRMAN HADJANDREAS: I'll make that motion.

13 MR. AVRUTINE: Okay. May I have a second?

14 MEMBER JONES: I'll second it.

15 MR. AVRUTINE: Seconded by Member Jones.

16 All in favor?

17 CHAIRMAN HADJANDREAS: Aye.

18 MEMBER ABRAMS: Aye.

19 MEMBER JONES: Aye.

20 MEMBER GALTIERI: Aye.

21 MR. AVRUTINE: Let the record reflect that all
22 voted in favor to close the public hearing.

23 Let the record reflect that this matter is
24 deemed Type II under the New York State Environmental
25 Quality Review Act.

Proceedings

1 And we would have a motion on the application.
2 Does anyone want to make a motion?

3 MEMBER JONES: I'll motion.

4 Member Jones moving to approve the application
5 removing Trees One, Two, Three and Four; Tree Five to
6 remain; and Tree Six as identified in the Elizabeth
7 Bibla report also to be removed.

8 Is that correct? Is that the motion?

9 CHAIRMAN HADJANDREAS: Yes.

10 MEMBER JONES: Yes.

11 CHAIRMAN HADJANDREAS: Howard, I would like to
12 add some verbiage in terms of pruning on Tree Five
13 should not be significant as to harm the tree.

14 MR. AVRUTINE: So in connection with the
15 preservation of the pruning of Tree Five, it shall be
16 done in a way as to preserve the tree.

17 MS. DHARIWAL: Yes.

18 MR. AVRUTINE: That's the motion by Member
19 Jones.

20 Do we have a second?

21 CHAIRMAN HADJANDREAS: I will second that.

22 MR. AVRUTINE: Okay. Chairman Hadjandreas.
23 All in favor?

24 CHAIRMAN HADJANDREAS: Aye.

25 MEMBER ABRAMS: Aye.

Proceedings

1 MEMBER JONES: Aye.

2 MEMBER GALTIERI: Aye.

3 MR. AVRUTINE: Okay. Application approved to
4 remove Trees One through Four, and Six as per the Bibla
5 report, Tree Five to remain and be pruned in a fashion
6 that is designed to ensure its health.

7 Okay. That completes the public hearing. Is
8 there any other business?

9 CHAIRMAN HADJANDREAS: we will have to
10 schedule a new date. It's going to be in September.

11 THE CLERK: I'll call everybody.

12 CHAIRMAN HADJANDREAS: we'll send out first
13 Howard and get some information from you, definitely
14 after Labor Day, and we'll go from there. We have,
15 besides the hearing that was delayed because they
16 submitted a major change two days before our public
17 hearing, besides that one, I think there's one or two
18 others. So, it's going to be a busy hearing. We will
19 communicate that and we'll go from there.

20 MEMBER ABRAMS: I was talking to my neighbor
21 yesterday and they're going to be putting in a permit to
22 take down a bunch of trees that have storm damage and
23 lots of dead trees on their property. So I told them
24 they should get working soon because we've got a meeting
25 tonight and we'll have another one in approximately four

Proceedings

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

weeks, if you want to be on that agenda get it in quick.

MR. AVRUTINE: Very well.

CHAIRMAN HADJANDREAS: I think we're good.

MS. DHARIWAL: Thank you so much, everyone.

CERTIFIED THAT THE FOREGOING IS A TRUE AND ACCURATE TRANSCRIPT OF THE ORIGINAL STENOGRAPHIC MINUTES IN THIS CASE.

Ronald Koenig

RONALD H. KOENIG
Official Court Reporter