

TOWNSHIP OF ANDOVER
 LAND USE BOARD
 TUESDAY, OCTOBER 19, 2021
 7:30 P.M.

 IN THE MATTER OF:) TRANSCRIPT OF
 APPLICATION OF) PROCEEDING
 BHT PROPERTIES GROUP,
 BLOCK 151, LOT 21,
 CONSTRUCTION BUSINESS
 OFFICE AND CONSTRUCTION)
 EQUIPMENT AND MATERIAL)
 STORAGE.)

 B E F O R E:
 THERE BEING PRESENT:

PAUL MESSERSCHMIDT, CHAIRMAN (ABSENT)
 SUZANNE HOWELL, ACTING CHAIRPERSON
 MAYOR JANIS MCGOVERN (ABSENT)
 JOHN O'CONNELL, MEMBER
 JOHN CARAFELLO, MEMBER (RECUSED)
 RICHARD SKEWES, MEMBER
 STEVEN KEPREOS, MEMBER (ABSENT)
 ERIC OLSEN, MEMBER
 CECE PATISON, MEMBER (ABSENT)
 JOSEPH ORDILE, ALTERNATE #1 MEMBER
 JOSEPH TOLERICO, ALTERNATE #2 MEMBER
 ERIC KARR, ALTERNATE #3 MEMBER

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
CERTIFIED COURT REPORTERS
 P.O. BOX 505
 SADDLE BROOK, NJ 07663
 201-641-1812
 LauraACaruccillc@gmail.com

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

I N D E X

<u>WITNESS</u>	<u>SWORN</u>	<u>TESTIMONY</u>
MATTHEW MORRIS, L.A., P.P.	18	18
Cross Examination by Mr. Thomas		22
PAUL RICCI, AICP, P.P.	40	
Voir Dire Examination by Mr. Thomas		41
Direct Examination by Mr. Thomas		44
Cross-Examination by Ms. Durkin		57
Board/Professional Questions		
Mr. Molica	51	
Mr. Karr	68	
MARIELLE SAINZ	71	
Direct Examination by Mr. Thomas		71
Board/Professional Questions		
Mr. Karr	108	
Mr. Ordile	109, 120	
Mr. Olsen	115	
Mr. O'Connell	118, 140	
Mr. Molica	119, 151	
Mr. Stoner	156	
Mr. Morris	165	
Mr. Tolerico	166	

E X H I B I T S

<u>NUMBER</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
A-15	Plan Set, Last Revised September 29, 2021	81
A-16	Facilities Operator Program Manual	97

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

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

THOMAS MOLICA, ESQUIRE
 Counsel for the Land Use Board

ROGER W. THOMAS, ESQUIRE
 DOLAN & DOLAN, P.A.
 53 Spring Street
 Newton, New Jersey 07860
 Counsel for the Applicant

ELIZABETH M. DURKIN, ESQUIRE
 THE DURKIN FIRM, LLC
 354 Eisenhower Parkway
 Plaza II, Suite 2550
 Livingston, New Jersey 07039
 Counsel for the Interested Party

A L S O P R E S E N T:

STEPHANIE PIZZULLO, LAND USE SECRETARY

MATTHEW MORRIS, P.P., BOARD PLANNER

CORY STONER, P.E., BOARD ENGINEER

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

ACTING CHAIRPERSON HOWELL: I'll call
 this meeting to order, please.

Would everybody please stand for the
 Pledge of Allegiance. The flag is here.

(Whereupon, all rise for a recitation
 of the Pledge of Allegiance.)

ACTING CHAIRPERSON HOWELL: Pursuant to
 the Open Public Meetings Act, notice this is an open
 public meeting of the Andover Land Use Board to be
 conducted at the Hillside Barn located at 146 Lake
 Iliff Road, Andover, New Jersey 07860.

Notice in accordance with Open Public
 Meetings Act, Chapter 231, Public Law 85. The rules
 are generally as stated on the agenda.

No new testimony will be taken after
 10:30 p.m. Adequate notice of this meeting has been
 electronically filed, a copy posted on the website of
 Andover Township at www.andover.org.

Roll call.

MS. PIZZULLO: Ms. McGovern asked to be
 excused.

Mr. Olsen?

MR. OLSEN: Here.

MS. PIZZULLO: Mr. Carafello?

MR. CARAFELLO: Here.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 MR. PIZZULLO: Mr. O'Connell?
 2 MR. O'CONNELL: Here.
 3 MS. PIZZULLO: Ms. Patison?
 4 (No response.)
 5 MR. PIZZULLO: Mr. Skewes?
 6 MR. SKEWES: Here.
 7 MS. PIZZULLO: Mr. Kepreos asked to be
 8 excused.
 9 Mr. Ordile?
 10 MR. ORDILE: Here.
 11 MS. PIZZULLO: Mr. Tolerico?
 12 MR. TOLERICO: Here.
 13 MS. PIZZULLO: Mr. Karr?
 14 MR. KARR: Here.
 15 MS. PIZZULLO: Mr. Messerschmidt asked
 16 to be excused.
 17 Ms. Howell?
 18 ACTING CHAIRPERSON HOWELL: Here.
 19 All right. Administrative items.
 20 First on the agenda are the approval of the minutes
 21 of the October 5th, 2021 meeting.
 22 Does anyone on the board have any
 23 corrections or wish to make any comments on the
 24 minutes?
 25 (No response.)

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 variances to permit the applicant to demolish all
 2 existing structures, regrade the lot and utilize the
 3 property for storage of construction vehicles and
 4 construction equipment and materials.
 5 In addition, the applicant will install
 6 a pedestrian walkway, commercial office building and
 7 provide all necessary subsurface and surface
 8 stormwater facilities and provide other site
 9 features. The runway will be maintained and used for
 10 access and storage.
 11 Mr. Thomas, would you like to...
 12 MR. CARAFELLO: Madam Chair, let the
 13 record show, I'm going to recuse myself from this
 14 application, BHT.
 15 ACTING CHAIRPERSON HOWELL: Also note
 16 for the record, Mr. Carafello is stepping down.
 17 (Whereupon, Mr. Carafello recuses
 18 himself.)
 19 MR. MOLICA: Our other statutory
 20 recusal -- Mayor McGovern is absent anyway so she
 21 does not need to.
 22 Mr. Thomas?
 23 MR. THOMAS: Roger W. Thomas from the
 24 law firm of Dolan & Dolan on behalf of the applicant
 25 BHT Properties.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 ACTING CHAIRPERSON HOWELL: Not hearing
 2 anything, may I have a motion to approve the minutes
 3 of October 5th, 2021?
 4 MR. TOLERICO: I'll make the motion.
 5 MR. KARR: I'll second.
 6 MS. PIZZULLO: Mr. Olsen?
 7 MR. OLSEN: Yes.
 8 MS. PIZZULLO: Mr. Carafello?
 9 MR. CARAFELLO: Yes.
 10 MS. PIZZULLO: Mr. Skewes?
 11 MR. SKEWES: Yes.
 12 MS. PIZZULLO: Mr. Ordile?
 13 MR. ORDILE: Yes.
 14 MS. PIZZULLO: Mr. Tolerico?
 15 MR. TOLERICO: Yes.
 16 MS. PIZZULLO: Mr. Karr?
 17 MR. KARR: Yes.
 18 MS. PIZZULLO: Ms. Howell?
 19 ACTING CHAIRPERSON HOWELL: Yes.
 20 There are no resolutions tonight.
 21 We have no completeness reviews
 22 tonight.
 23 Hearings. We have BHT Properties
 24 Group, B151, L-21 and A21-2, an application for
 25 Preliminary and Final Major Site Plan approval and

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 We are here tonight to continue the
 2 application, as outlined by the Chair.
 3 Thank you for this opportunity.
 4 There are some preliminary matters that
 5 I wanted to address. I discussed this with your
 6 counsel. As you know, there were discussions at the
 7 last meeting with regard to some of those preliminary
 8 matters. They include the issue of the type of
 9 variance that we're dealing with. Also, the issue
 10 has come up with regard --
 11 MR. TOLERICO: Can you please move
 12 closer to the microphone for the folks in the back?
 13 Thank you.
 14 MR. THOMAS: Preliminarily there are
 15 some administrative matters -- not administrative --
 16 preliminary matters that I think are necessary to be
 17 dealt with.
 18 As I indicated at the last meeting,
 19 there is the issue of variance. And there is an
 20 issue with regard to -- excuse me -- the question of
 21 what stormwater regulations are in fact applicable.
 22 I think the latter of those two is appropriate to
 23 start off first.
 24 I have taken the position, and I've
 25 sent a letter to the board with a copy to your

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 counsel as well as to Ms. Durkin, who is representing
2 some of the objectors, that in fact we believe that
3 the regulations, the old regulations, I'll put it
4 that way, are, in fact, the ones that are applicable.

5 I do note that your engineer, Mr. Cory
6 Stoner, has reviewed it with regard to review of the
7 applications in terms of the old regulations, and we
8 believe that's appropriate.

9 And we believe that is true because of
10 the fact that -- for the following reasons.

11 The board -- strike that. The
12 governing body ended up approving a new set of
13 regulations on February the 18th, 2021. Our
14 application was filed on the 1st of March 2021. The
15 regulations for stormwater management have to be
16 approved by the county. Your municipality submitted
17 the county -- submitted the ordinance to the county
18 on the 29th of March 2021. I have a copy of the
19 resolution by the county indicating that they acted
20 upon that in Andover as well as a number of other
21 municipalities conditionally approving your ordinance
22 on the 12th of July of 2021.

23 Our application was submitted, as I've
24 indicated, on the 1st of September. It was
25 ultimately deemed complete on the 18th of September

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 old regulations. I cited in my letter the fact that
2 there was a case by the name of Dunbar. I don't need
3 to cite it because it's in the letter. It indicates
4 that an application, when it comes to the time of
5 application -- I'm sure all of you are familiar with
6 -- that is determined by the determination of
7 completeness.

8 Our determination of completeness was
9 the 18th of May. Your ordinance was effective on the
10 27th of May. That means that the regulations for
11 stormwater, as far as this application is concerned,
12 is, in fact, as of the old regulations and not the
13 new.

14 So that's the position that we're
15 taking. We believe that's the right position, and
16 we're looking for the board to affirm that.

17 MR. MOLICA: Okay. So we'll take --

18 MR. THOMAS: One other thing. Thank
19 you. Sorry to interrupt, Tom.

20 When I spoke with Mr. Molica, there was
21 a discussion about the status of this application in
22 front of the DEP. I can advise that the DEP never
23 had a prior application, the only application that
24 they had is this application that had been previously
25 submitted, and they are reviewing this application

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 -- strike that -- of May 2021. That's as evidenced
2 by your minutes of those particular -- of that
3 particular meeting.

4 The ordinance, itself, indicates that
5 the Stormwater Management Ordinance for Andover
6 Borough is effective at the date when the county
7 either approved it or within 60 days of the
8 submission to the county if the county fails to act.

9 So if I take the most favorable
10 position with regard to Andover borough, even though
11 -- township, I apologize.

12 Even though the township -- or even
13 though the county ended up taking an action on July
14 12th, that is beyond the 60-day period from which
15 your town submitted it to the county.

16 If we take that number, that brings us
17 to the 27th of May 2021. Our application was deemed
18 complete on the 18th of May 2021, some nine days
19 before.

20 We believe that that is determinative
21 of when the ordinance is applicable. And at that
22 time the ordinance is applicable for -- and I refer
23 to it colloquially as the old regulations.

24 As I said, your engineer has taken the
25 position that he has reviewed that with regard to the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 pursuant to the old regulations.

2 Thank you.

3 Sorry.

4 MR. MOLICA: So we're going to address
5 Mr. Thomas' request regarding the first issue, the
6 Stormwater Management Ordinance applicability. He's
7 filed a letter to the board dated October 15, 2021
8 setting forth the bases for his position.

9 He's essentially asserting -- or he is
10 asserting that the Time-of-Application Rule applies
11 to this application. And because this application in
12 its current form was deemed complete by the board on
13 May 18th, 2021, and our Stormwater Management
14 Ordinance, the new ordinance, did not go into effect
15 until the county approval on July 12, I believe,
16 2021, then the old township ordinance should apply.

17 I don't believe myself or Cory have any
18 substantive issues with that.

19 Mr. Stoner has addressed that in his
20 October 16th review memorandum.

21 I will say that I, myself, am a bit
22 confused as to why the DEP, who mandated every town
23 in the State of New Jersey to have new municipal
24 stormwater management ordinances in effect by March
25 2nd, 2021 so that that would be uniform with the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 initiation date of the -- or the date that the new
2 statewide regulations went into effect, I don't know
3 why they didn't deal with this situation that
4 Mr. Thomas has raised, specifically Section 97 of the
5 Municipal Land Use Law that requires county approval
6 for stormwater management regulations.

7 The end of it all is that they didn't
8 address it, and now, despite their efforts to have
9 uniformity across the state, you're going to see some
10 towns having ordinances go into effect on one day and
11 other towns having them go into effect on another
12 day.

13 I don't know what the DEP will do about
14 this. Okay. It wouldn't be out of the question for
15 the DEP to take a position at some point to tell the
16 towns: No, your effective date is the effective date
17 of the regulations. But we haven't heard that.

18 I think Mr. Thomas and his client did
19 support their argument that the Time-of-Application
20 Rule should apply.

21 But they are proceeding at their risk,
22 in a sense, because the DEP could very well require
23 everything to be done under the new ordinance, even
24 though they went into effect after the March 2nd,
25 2021 date that they were supposed to.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 review.

2 And I asked for proof that they have an
3 exact set of plans that we have in front of us. When
4 I say that, typically the DEP, if you have a
5 substantial change in the plan during the process and
6 they change the regulations, you may not be under the
7 old regs, you might be under the new regs.

8 But I'm, kind of, falling back on the
9 fact that this is reviewed on our side and it's being
10 reviewed by the DEP.

11 But, obviously, if they show that the
12 DEP is reviewing it and the DEP is okaying the review
13 under the old regulations, I believe we should follow
14 suit and be, you know, consistent with our reviews.

15 The biggest difference of the two
16 ordinances, just so everybody understands, is the
17 green infrastructure portion of the ordinance, which
18 for the most part, the biggest element of it is the
19 decrease in the amount of drainage that can go into
20 an individual basin. They try to make it so you have
21 a bunch of smaller basins rather than some larger
22 basins.

23 So the impact of this application could
24 be, instead of having five big basins, you might have
25 ten smaller basins. How that plays into, you know,

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 I'll let Cory speak in further detail,
2 because he does address this in his October 16th
3 report, and he can talk a little bit more about it,
4 if necessary.

5 But, again, we have a lot of work to do
6 tonight, and I'm comfortable proceeding, Mr. Thomas.

7 Cory, do you have anything?

8 MR. STONER: No.

9 Substantially I agree with what you're
10 saying there, Tom. I'm not 100 percent sold that,
11 you know, the ordinance is not effective.

12 But I don't see a problem with us going
13 forward with the old regulations.

14 When I say it's not effective, the
15 ordinance, itself, is written. That is adopted and
16 published.

17 But the DEP does put in there that the
18 county needs to approve -- sorry about that -- the
19 county needs to approve the ordinance. It's very odd
20 that they have the county approving it after the
21 ordinance is adopted an enacted and published.

22 But either way, we reviewed it under
23 the old regulations. And in my report I ask -- you
24 know, the DEP is reviewing this application in detail
25 for freshwater wetlands permits and stormwater

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 the design, it can make it -- it can make a
2 considerable difference.

3 So if the DEP comes back and states
4 that they have to go against the new regulations,
5 they would have to update any site plan accordingly.

6 They would have to come back to the
7 board with whatever changes and amend whatever
8 approval the board may grant.

9 MR. MOLICA: Right.

10 Cory, you did request documentation in
11 your latest review memo dated October 16, 2021.
12 Mr. Thomas indicated tonight in his opening that they
13 feel that they have confirmation with the DEP that
14 the application will be reviewed under the old
15 regulations at the state level.

16 But, again, we can condition any
17 approval on getting that confirmation that you asked
18 for in writing from the applicant, right?

19 MR. STONER: I agree.

20 MR. THOMAS: And I'm sure that the
21 board, as it usually does with the boards that I
22 represent, it will be a condition of any approval by
23 this board on any outside agency review, which will
24 include, of course, the DEP. We understand that.

25 So, therefore, I'm assuming based upon
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 the discussion that we will continue to proceed under
2 the old regulations.

3 The second issue that I want to discuss
4 is the one that we brought up at the last minute, and
5 that is the question of what type of variance we are
6 dealing with. As you know, the Mayor & Councilperson
7 have both recused themselves.

8 We have taken the position that this is
9 a (c) variance. I've outlined that in both my letter
10 to the board on the 17th of September 2021 as well as
11 reiterating that in my letter of the 15th of October
12 2021. We believe it is clear that in fact this is
13 not a (d)(1) variance and that it should be
14 considered a (c) variance.

15 And we have several reasons for that,
16 and we've submitted that information.

17 We also see that there has been a
18 report by your planner, Mr. Morris. There's two
19 reports: One was in April; One was most recently
20 yesterday on the 18th of October 2021, in which he
21 continues to take the position that it is a
22 (d) variance. We believe that he is in error in that
23 regard.

24 We would like to hear what his analysis
25 is under oath so that I can end up understanding and

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. THOMAS: I'm not going to raise any
2 questions.

3 MR. MOLICA: So Matt will be accepted.
4 He is our professional land use planner.

5 Matt, can you explain to the board and
6 give them a summary of the report that you did dated
7 October 18, 2021, specifically with regard to the
8 relief that you feel is required for the application?

9 MR. MORRIS: So in my report dated
10 October 18th, the subject property is located in the
11 Commercial Industrial Zone.

12 And under the Table 2 under Section
13 1934 of the Andover Township Code, one of the
14 permitted uses is a construction business office and
15 construction equipment and material storage.

16 Now, the ordinance and the code doesn't
17 elaborate on that use at all.

18 From review of the Master Plan, Master
19 Plan Re-exams and the Zoning Ordinances, it is my
20 interpretation that in that statement as a
21 construction business office and construction
22 equipment and material storage that the principal use
23 should be the construction business, itself.

24 So far in this application as
25 presented, it has been presented as an outdoor

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 ask some questions in regard to that. Then we will
2 have our planner discuss that issue as well.

3 MR. MOLICA: I believe Mr. Morris was
4 sworn in at the beginning of the year.

5 If you weren't Matt, we can swear you
6 in again.

7 Raise your right hand, please. Do you
8 swear or affirm any testimony you're going to give in
9 this matter is the truth, the whole truth, and
10 nothing but the truth?

11 MR. MORRIS: I do.

12 M A T T H E W M O R R I S, L.A., P.P.,
13 21 Meadows Road, Lafayette, New Jersey, having
14 been duly sworn, testifies as follows:

15 MR. MOLICA: State your name and
16 professional affiliation for the record.

17 MR. MORRIS: My name is Matthew Morris.
18 I'm a landscape -- licensed landscape architect, New
19 Jersey Professional Planner, and also an associate.

20 MR. MOLICA: Mr. Morris has been
21 appointed as the board's planner.

22 I don't believe that the board or
23 myself have any questions about his qualifications.

24 Roger, do you have any questions about
25 his qualifications?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 storage facility.

2 And in looking at the ordinances and
3 Master Plan, it shows that the -- you know, when
4 you're looking at an industrial zone, a lot of uses
5 that -- this principal use would be the construction
6 business office, and construction equipment and
7 materials storage possibly would be accessory. And
8 it would be accessory and customarily incidental to
9 the construction business.

10 You know, nowhere in looking at the
11 Master Plan and the ordinances do we see that.

12 I think the intent would be to have
13 strictly an outdoor storage facility. I think that
14 the understanding is that if you have a construction
15 business that you're trying to run, there's going to
16 be equipment and materials that may come along with
17 that principal use.

18 MR. MOLICA: Matt, let me ask you a
19 question. Is the fact that it's written, quote,
20 unquote:

21 "Construction business office and
22 construction equipment and materials storage."

23 Isn't that significant in how that is
24 phrased, the equipment and the material storage
25 coming at the end s that it's incidental to the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 business office use, construction business office?
 2 MR. MORRIS: I believe that the
 3 principal intent of the use is a construction
 4 business office.
 5 And so in stating that they need a use
 6 variance, if that's really the principal use, and
 7 then you go down the line with the construction
 8 equipment and materials would be the accessory use,
 9 or any use that would be incidental to the principal
 10 use.
 11 MR. MOLICA: As indicated, the
 12 applicant has called what they're doing two different
 13 things. Construction business office and
 14 construction equipment and material storage was the
 15 title of Exhibit A-1 that was introduced at the July
 16 20th meeting.
 17 But the proposed use on A-2 says:
 18 "Outdoor Storage Facility of Special
 19 Order and Ordinary Construction Materials and
 20 Equipment."
 21 That to me are two entirely different
 22 things, right?
 23 MR. MORRIS: I think the applicant
 24 would have to -- yeah, that's the argument about what
 25 would be the principal use of the subject property.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 Can you hear me okay?
 2 MR. MORRIS: I can hear you fine.
 3 MR. THOMAS: Were you involved in the
 4 application that's known as Pace Glass,
 5 Inc./Limecrest Road, LLC.
 6 MR. MORRIS: I was not involved in that
 7 application.
 8 MR. THOMAS: But you're familiar with
 9 that application, are you not?
 10 MR. MORRIS: I am somewhat familiar
 11 with it, yes.
 12 MR. THOMAS: You have had an
 13 opportunity to review that application, have you not?
 14 MR. MORRIS: I have reviewed what I
 15 could.
 16 I have the resolution for that
 17 application. I'm not familiar with all the testimony
 18 that was given.
 19 MR. THOMAS: Fair enough.
 20 But you have had the opportunity to
 21 review the resolution, correct?
 22 MR. MORRIS: Yes.
 23 MR. THOMAS: Okay.
 24 And, in fact, in that -- in that
 25 resolution that was prepared on behalf of this board,

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 It would have to be clarified by the applicant.
 2 MR. MOLICA: Do you have any further
 3 comments you'd like to make at this point, Matt,
 4 about your report or about the proposed use.
 5 MR. MORRIS: Not at the moment.
 6 I think that is the prime question in
 7 hand at the moment.
 8 MR. MOLICA: Would the applicant care
 9 to address the findings that Mr. Morris has set forth
 10 in his report and his determination that a (d)(1)
 11 variance is required for the:
 12 "Outdoor storage facility of special
 13 order and ordinary construction materials and
 14 equipment."
 15 Or as you also call it construction
 16 business office and construction equipment and
 17 material storage?
 18 MR. THOMAS: I'd be happy to ask some
 19 questions.
 20 Thank you very much, Mr. Molica.
 21 Mr. Morris, you have decided that this
 22 is a (d) variance
 23 Is that correct?
 24 MR. MORRIS: Correct.
 25 MR. THOMAS: Can I ask you a question?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 and this board adopted that resolution, you're aware
 2 that it indicated that in that application that there
 3 were several things that they were dealing with,
 4 correct?
 5 MR. MORRIS: There were several...
 6 There were several things?
 7 Can you be more specific?
 8 MR. THOMAS: Sure.
 9 They were dealing with a (d)(6)
 10 variance, were they not?
 11 MR. MORRIS: I'm looking for the
 12 resolution now.
 13 I cannot verify what the specifics
 14 were.
 15 MR. MOLICA: The resolution speaks for
 16 itself.
 17 I mean, we can stipulate as to what the
 18 relief sought and what the relief granted was. I
 19 don't think Matt --
 20 MR. THOMAS: You're absolutely right.
 21 I'll be happy to -- you can stipulate.
 22 But it also indicates that in that
 23 application there were a series of (c) variances, and
 24 included in that analysis, the (c) variance, it
 25 included a review of the outdoor storage ordinance;

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 you would agree that that's part of that application,
 2 correct?
 3 MR. MORRIS: Outdoor storage was part
 4 of that application.
 5 MR. THOMAS: And, in fact, what this
 6 board did in 2017 was make a determination that in
 7 fact the outdoor storage ordinance is in fact a
 8 (c) variance.
 9 They characterized it as a (c) variance
 10 and ultimately approved it as a (c) variance as part
 11 of that application.
 12 They granted a series of variances,
 13 including that (c) variance. The only (d) variances
 14 they ended up approving was a (d)(6) variance, which,
 15 as you all know, is a height variance.
 16 Isn't that the case?
 17 MR. MORRIS: That was that specific
 18 case.
 19 MR. THOMAS: Well, you are familiar
 20 with the term "precedent," are you not?
 21 MR. MORRIS: I am familiar with the
 22 term "precedent."
 23 But can I say before we talk about that
 24 precedent that's set that I can tell you -- you know,
 25 I cannot vouch for why the board would have

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 use, unless there is testimony to show that
 2 otherwise.
 3 MR. THOMAS: Well, you didn't answer my
 4 question.
 5 The question was, are you familiar with
 6 the term "precedent".
 7 MR. MOLICA: Roger, that's a legal
 8 term-of-art.
 9 MR. THOMAS: I'm asking.
 10 If he's not, he can say no.
 11 MR. MORRIS: I understand precedence.
 12 MR. THOMAS: Therefore, that particular
 13 case found that there was a precedent set with regard
 14 to that case as it related to an outdoor storage as
 15 being a (c) variance; you would agree with that,
 16 would you not?
 17 MR. MORRIS: I agree with that.
 18 But I also understand that each
 19 application has its own individual merits.
 20 MR. MOLICA: What he's saying is --
 21 MR. THOMAS: No, I'm not crossing you,
 22 Tom. I'm cross-examining this gentleman.
 23 The fact of the matter is you're saying
 24 that -- in other words, you're saying that a variance
 25 to determine whether it's a (c) variance, or a

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 specifically voted on it.
 2 I know the specifics in that situation
 3 was that the primary use -- again, you're talking
 4 about the section where we're talking about outdoor
 5 storage. I'm talking about the permitted use in the
 6 zone of the construction business office along with
 7 the materials and the storage.
 8 Now for Pace Glass, the principal --
 9 MR. MOLICA: The Pace Glass facility
 10 isn't a storage facility. It has a very specific
 11 business.
 12 MR. MORRIS: Pace Glass is a recycling
 13 facility.
 14 And now where it came to outdoor
 15 storage, what wound up happening with outdoor storage
 16 is those bails are collected onsite and then they're
 17 taken inside the principal use, principal structure,
 18 to be sorted and distributed. And I believe that is
 19 the main difference we're talking about here, where
 20 the use on the site in that situation, it was a
 21 principal glass recycling facility and the outdoor
 22 storage was the accessory use that we were talking
 23 about.
 24 Wherein this case right now, we're
 25 presenting it as the outdoor storage is the principal

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 (d) variance, or something else, is dependent upon
 2 the facts?
 3 MR. MORRIS: I think in that situation
 4 it's very different.
 5 Because, as I said, we're talking about
 6 principal use. We're not talking about the separate
 7 part of the code which talks about the outdoor
 8 storage. We're talking about the principal uses
 9 permitted in the zone.
 10 Now, again, I bring up my letter and
 11 argument that when you're talking about principal
 12 uses in Pace Glass, the principal use was a glass
 13 recycling facility.
 14 And so the outdoor storage was official
 15 -- would be customary, incidental and insubordinate
 16 to that use.
 17 Now, in this application thus far it's
 18 presented as the outdoor storage being the principal
 19 use. And that would require -- that is not
 20 permitted.
 21 A construction business office along
 22 with construction equipment and material storage,
 23 that is a principal use. And if it's presented as
 24 just a specific outdoor storage as the principal use,
 25 that would create a (d)(1) variance because it is not

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 a use permitted in the zone.

2 MR. THOMAS: You're aware -- I'll try
3 to get close to the mic.

4 You are aware that in fact this
5 application was filed in accordance with the
6 permitted use that is contained in the very section
7 that you just talked about, Table 2, which is talking
8 about the fact that this is an application for a
9 construction business office and construction
10 equipment and storage material storage; you're aware
11 that's what the application is filed as?

12 MR. MORRIS: I understand that's what
13 the application is filed as.

14 However, I'm not completely satisfied
15 that that is use being posed.

16 MR. THOMAS: When is the last time that
17 you ended up testifying that in fact a variance,
18 whether it was a (c) variance or a (d) variance, is
19 dependent upon the facts? When did you testify to
20 that concept personally?

21 MR. MORRIS: I have not had to testify
22 before the board in that fashion before.

23 MR. THOMAS: Have you ever heard of any
24 planner testifying that a variance, a (c) or (d), is
25 dependent upon the facts.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 purpose of this particular ordinance is that it is an
2 -- I'll use the exact language, if you can just give
3 me a second.

4 But the intent and purpose of this
5 ordinance is for the -- that the construction and
6 equipment and material is incidental to the business
7 office.

8 You're aware that in fact the word
9 "and" is a conjunctive not a disjunctive word?

10 In other words, when you end up using
11 the word "and," it says that the principal use here
12 is the combination of a construction business office
13 and a construction equipment and material storage
14 facility. That's what the use is, and that's what
15 the conjunctive "and" is intended to establish
16 Isn't that correct?

17 MR. MOLICA: I think he already
18 answered.

19 MR. THOMAS: No, I don't think he's
20 answered that at all, Tom.

21 MR. MOLICA: No, he did. He said that
22 he thought that --

23 MR. THOMAS: I've asked him
24 specifically. I've asked him specifically as to
25 whether or not --

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. MORRIS: Is it dependent upon the
2 facts? It's dependent on how it's presented based on
3 Municipal Land Use Law.

4 MR. THOMAS: But you're saying it's
5 dependent upon the facts that you've been telling us
6 for the last three, four minutes.

7 MR. MORRIS: It's dependent upon
8 whether or not --

9 MR. MOLICA: I don't think that's what
10 he said. I think he said the facts of the case --

11 MR. THOMAS: I object.

12 MR. MOLICA: -- are different than the
13 facts here.

14 But I don't think we know all the facts
15 either.

16 MR. THOMAS: So, in other words,
17 Mr. Morris, the facts matter to you?

18 You just testified you have never
19 testified in regard to establishing a variance based
20 upon the facts. You have never heard of a planner
21 that ever has testified that a variance is dependent
22 upon determining the facts. Let me move on.

23 You are further aware, because you have
24 cited in your most recent application [sic] that in
25 fact it is your understanding that the intent and

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. MOLICA: We'll answer this
2 question.

3 I really think we've got to move on.
4 ACTING CHAIRPERSON HOWELL: We're going
5 to move on.

6 MR. THOMAS: Well, I've got a fair
7 number of questions, Madam Chair.

8 I think it's important for this board
9 to understand what it is they are being asked to
10 evaluate. It's important for me on behalf of my
11 client to understand what it is that we are supposed
12 to be proving.

13 We think that, in fact, this is a
14 (c) variance. And I think I have the right to
15 explore that.

16 ACTING CHAIRPERSON HOWELL: And I
17 believe that the attorney and the board agreed with
18 our planner that this is a (d) variance.

19 MR. THOMAS: Well, in other words,
20 you're telling me no matter what I say, whatever
21 proves -- let me just understand.

22 What you're telling me is the board has
23 already made up its mind; therefore, whatever I say
24 and whatever I can end up getting out of Mr. Morris
25 and whatever my planner says, it doesn't really

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 matter.
 2 Is that what you're telling me now,
 3 Chair?
 4 ACTING CHAIRPERSON HOWELL: No, it
 5 isn't.
 6 What I am saying is that the board
 7 relies on the testimony of our professional. Our
 8 professional says -- is stating this is a
 9 (d) variance.
 10 MR. MOLICA: Mr. Ricci is here.
 11 Do you want to have him talk about --
 12 MR. THOMAS: When I get done with
 13 Mr. Morris, I'll be happy to put him on.
 14 MS. DURKIN: May I also be heard and
 15 place an objection on the record?
 16 MR. MOLICA: When the time comes, Liz.
 17 Let's finish this step-by-step and when the time
 18 comes.
 19 MS. DURKIN: But I agree with the Chair
 20 and direction of the board. I just wanted to put an
 21 objection on the record.
 22 Just for the record, Elizabeth Durkin
 23 from the Durkin firm on behalf of the objectors.
 24 I thought the board's planner in his
 25 most recent report clearly sets forth that that's his
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. THOMAS: I will be happy to do
 2 that, Mr. Molica.
 3 The fact of the matter is that there is
 4 nothing in what you have cited in both the 2011
 5 Master Plan and the 2000 -- there's also the '92
 6 Master Plan -- there's nothing in the ordinance that
 7 would benefit what you're saying is the position that
 8 this is an accessory use or incidental use.
 9 What is in the ordinance and what is in
 10 the Master Plan is that they were encouraging this
 11 use which is now defined in your particular master --
 12 in your particular ordinance as being a construction
 13 business office and a construction equipment and
 14 storage facility.
 15 There is nothing that you can point to
 16 in the Master Plan. As a matter of fact, the
 17 language is all in favor of establishing what is
 18 going to be a balance between economic recovery, if
 19 you will, of this municipality to have industrial
 20 uses, which is what this property has been for the
 21 last 50 years.
 22 You understand that's true and that's
 23 what the Master Plan says, isn't that correct?
 24 MR. MORRIS: I understand that this was
 25 originally in the Industrial Zone, and in the 2011
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 opinion, but it has to be based on the evidence to be
 2 presented by this applicant. And I think that has
 3 been a critical problem with this application. It
 4 has had many changes over a long period of time. And
 5 I recognize that Mr. Thomas is the second attorney on
 6 this application. The first went with (inaudible)
 7 and now BHT.
 8 And I can tell you in looking at a lot
 9 of applications on a weekly basis, I don't have -- I
 10 have no idea what you're going to do. I just think
 11 you just need to move forward. The applicant needs
 12 to put their application on. Stop drilling the
 13 board's planner.
 14 MR. THOMAS: I don't think I'm drilling
 15 anybody. I'm just asking questions, number one.
 16 MR. MOLICA: Thank you, Ms. Durkin.
 17 We're going to let Mr. Thomas finish his questioning
 18 of Mr. Morris.
 19 I'm urging you, Roger, please, we've
 20 got a lot of work to do here. This has been
 21 lingering for a long time. I don't necessarily think
 22 this is productive, but I'm allowing you to do it
 23 because you've asked to be able to do it.
 24 So let's try to get this to a finish
 25 here.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Master Plan it was changed to the Commercial
 2 Industrial Zone to provide additional -- in my last
 3 letter I actually quoted the section of the 2011
 4 Master Plan that stated that. The intent was to --
 5 let me find it.
 6 The intent was to --
 7 "Andover Township Land Use Board has
 8 determined that certain areas currently
 9 situated in the Industrial Zone District
 10 should be modified to also permit a range of
 11 commercial uses, likewise modified zone
 12 district, in order to provide a broader range
 13 of goods and services to the residents of
 14 Andover Township and to (inaudible) revitalize
 15 the area."
 16 MR. MOLICA: Why wouldn't they just
 17 permit an outdoor storage as a permitted use.
 18 MR. MORRIS: I think also to get back
 19 to your conjunction conversation, I mean, right now
 20 it's being proposed as outdoor storage facility.
 21 MR. THOMAS: That's your assumption.
 22 MR. MOLICA: That's one of the exhibits
 23 says.
 24 But that competes with the some of the
 25 others.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 So to Ms. Durkin's point, I think we
2 really have to understand what's going on here.
3 MR. THOMAS: The application that we
4 presented is that it is a construction business
5 office and a construction facility, a materials
6 storage facility.

7 Then you would agree that this is, in
8 fact, in accordance with what is the ordinance which
9 is found in your Table 2 and, therefore, it is not an
10 incidental use but it is also a permitted use;
11 therefore, this turns into a (c) variance according
12 to your analysis under the facts as you see them?

13 MS. DURKIN: Object to even the form of
14 the question.

15 MR. MOLICA: Yeah, that's a difficult
16 hypothetical to ask at this point.

17 I don't think it's possible. And I
18 don't think it's necessary.

19 Liz, we heard your objection. Again
20 we're not bound by formal rules of evidence here.
21 It's noted for the record.

22 I don't think that Matt needs to answer
23 that question. You know, I'd like to move this
24 forward. He stated his position. His report speaks
25 for itself and you've asked him questions.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 satisfying those conditions; isn't that true?

2 MR. MORRIS: That is true.

3 However --

4 MR. THOMAS: Doesn't it make -- if
5 you're right that it's a (d) variance, doesn't that
6 make it a (d)(3) variance.

7 MR. MORRIS: No. Because there's two
8 separate things we're talking about here.

9 We're talking about permitted uses as
10 compared to the outdoor storage. And my presented
11 argument in my report has to do with the proof needed
12 to show that the use as proposed meets the use in the
13 Table 2 and --

14 MR. THOMAS: I'm sorry. Finish.

15 MR. MORRIS: That's what we're looking
16 at. I believe that the outdoor storage is -- I think
17 in terms of outdoor storage, the intent of the
18 outdoor storage part of the ordinance has to do with,
19 you know, talking about the specifics about, okay,
20 you have a primary use. In that they talk about you
21 have a nursery, or you have an agricultural use where
22 you want to sell your goods. That's the principal
23 use.

24 And then the outdoor storage says,
25 okay, well, in most situations you have to have it in

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. THOMAS: You're familiar with the
2 Cox Book, are you not?

3 MR. MORRIS: Yes.

4 MR. THOMAS: That's an authoritative
5 book, is it not?

6 MR. MORRIS: It is.

7 It gives you a example of precedent as
8 based on land use law. As we all know, there's a new
9 one every year, depending on cases how it's
10 interpreted by the judge.

11 But, yes.

12 MR. THOMAS: In fact, it's cited on a
13 regular basis, as far as you know, isn't that true?

14 MR. MORRIS: It is.

15 MR. THOMAS: And I would refer you to
16 page 751 in which it is defined in Mr. Cox's book
17 that a conditional use -- and I'm not agreeing that
18 this is a (d) variance.

19 But if, in fact, it's a (d) variance,
20 it goes onto indicate that a conditional use is
21 permitted in the zone only if it satisfies the
22 specific condition stated in the ordinance.

23 Well, what you have outlined is the
24 fact that we have an outdoor storage ordinance that
25 talks about it's permitted as long as you end up

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 the side yard or the rear yard and screened unless
2 you have a nursery or unless you have an agricultural
3 thing.

4 What I'm saying in my report is that we
5 need to establish the principal use for the site.

6 MR. THOMAS: If we establish the
7 principal use of this site in accordance with
8 Table 2, you would agree this is at best a
9 (c) variance.

10 MR. MORRIS: Hypothetically if that
11 information is presented to the point where the board
12 would agree with it, yes.

13 MR. THOMAS: All right. I have no
14 other questions.

15 But I'd like to present Mr. Ricci to
16 provide our position from the planning.

17 MR. MOLICA: I'm going to ask that you
18 keep it short as possible here because again --

19 MR. THOMAS: We want to move on.

20 MR. MOLICA: Raise your right hand,
21 please.

22 Do you swear or affirm the testimony
23 you're going to give in this matter will be the
24 truth, the whole truth, and nothing but the truth, so
25 help you God?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. RICCI: I do.
 2 PAUL RICCI, P.P.,
 3 17 Monmouth Avenue, Atlantic Highlands,
 4 New Jersey, having been duly sworn, testifies as
 5 follows:
 6 MR. MOLICA: State your name and
 7 professional affiliation for the record, please.
 8 MR. RICCI: Yes.
 9 My name is Paul Ricci, R-I-C-C-I, with
 10 Ricci Planning.
 11 MR. MOLICA: You've got to turn the mic
 12 on.
 13 MR. RICCI: My name is Paul Ricci,
 14 R-I-C-C-I.
 15 I'm a licensed Professional Planner in
 16 the State of New Jersey.
 17 VOIR DIRE EXAMINATION
 18 BY MR. THOMAS:
 19 Q. Mr. Ricci, why don't you provide the
 20 board and Ms. Durkin with regard to your background
 21 as a Professional Planner?
 22 A. Yes.
 23 I've been licensed since the year 2001.
 24 I'm also a member of the America
 25 Institute of Certified Planners.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 I think locally I've represented fire.
 2 And I've testified in Andover Borough is probably the
 3 closest.
 4 MR. MOLICA: Have you done any recent
 5 applications either on the municipal side or on the
 6 private side that concerns professional outdoor
 7 storage facilities?
 8 MR. RICCI: In reviewing as a municipal
 9 planner.
 10 MR. MOLICA: Either/or.
 11 MR. RICCI: I'm the borough planner of
 12 the Borough of Middlesex.
 13 From time to time they permit outdoor
 14 storage solely without a building as a principal
 15 permitted use.
 16 Over my course of my career I've
 17 reviewed applications for that.
 18 MR. MOLICA: What about in Sussex
 19 County, have you seen any?
 20 MR. RICCI: I don't represent
 21 communities in Sussex County.
 22 MR. MOLICA: I have no further
 23 questions for Mr. Ricci.
 24 Ms. Durkin, do you have any questions
 25 about Mr. Ricci's qualifications?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 I have a graduate degree from Rutgers
 2 University, which I received in 1997.
 3 I'm currently a municipal planning
 4 consultant to five communities.
 5 And I testify regularly in front of
 6 boards on daily basis, upwards of 200 boards
 7 throughout the state at this time.
 8 Q. When you testified in front of those
 9 200 boards throughout the state, have you been
 10 qualified as a professional planner and your
 11 credentials have been accepted?
 12 A. Yes.
 13 Q. That's been true during the period of
 14 your career from 2000 until the present time, some 20
 15 years?
 16 A. Correct.
 17 MR. THOMAS: I have no additional
 18 questions unless Mr. Molica or Ms. Durkin do.
 19 MR. MOLICA: Just quickly.
 20 Very quickly Paul, your licenses are
 21 all current, I assume?
 22 MR. RICCI: Yes.
 23 MR. MOLICA: Have you ever testified
 24 before this board?
 25 MR. RICCI: I have not.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MS. DURKIN: Absolutely not.
 2 He's certainly acceptable.
 3 MR. MOLICA: So we accept Mr. Ricci's
 4 qualifications. He's accepted as a professional land
 5 use planner testifying for the applicant. And right
 6 now we're specifically hearing from him about the
 7 relief that we think is required for the application.
 8 MR. THOMAS: Thank you.
 9 DIRECT EXAMINATION
 10 BY MR. THOMAS:
 11 Q. Paul, you've heard the testimony and
 12 you read the reports of Mr. Morris, have you not?
 13 A. I have.
 14 Q. You heard in his testimony, this is a
 15 (d) variance pursuant to the ordinance as it relates
 16 to the outdoor storage, correct?
 17 A. Correct.
 18 Q. Do you agree with that?
 19 A. I have to respectfully disagree with
 20 Mr. Morris.
 21 Q. And tell us the reasons why.
 22 A. Okay.
 23 I took some detailed notes so I may
 24 rely on my outline somewhat more than I would because
 25 I want to be crystal-clear in my train of thought.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 It's been referenced to some extent, your code has a
2 table. It's Table 2. It's 190 -- Chapter 190,
3 Attachment 3.

4 And, essentially, it's a two-page
5 table. That table identifies principal permitted
6 uses. It identifies accessory uses and conditional
7 uses. It also identifies zone districts. And we're
8 in the Commercial Industrial Zone, CI. So in a way
9 it's a tabular table.

10 In the Principal Use section, which
11 we've been discussing, it specifically identifies
12 nonaccessory use, not a conditional use, but a
13 principal permitted use, construction business office
14 and construction equipment and material storage as a
15 permitted use.

16 And I'll talk about the later sections
17 of the requirements that are elsewhere.

18 I mean, the word, in my opinion, "and"
19 connects these clauses or sentences. It's my opinion
20 that the way it reads, "Construction business
21 Office."

22 Then it goes "and construction
23 equipment" -- it doesn't say construction equipment
24 storage. It goes "and construction equipment and
25 material storage."

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 But that's not what we're asking for
2 this evening.

3 Section 190-21 establishes the
4 requirements for outdoor storage. This is located in
5 the General Regulations section of the code. It's
6 not in the Conditional Use section.

7 And the reason that's important is if
8 something is listed in a Conditional Use section and
9 you don't meet those requirements, that creates a
10 (d) variance rather than a (c) variance.

11 And then it's not listed in a section
12 regulating zoning land uses either. It's the General
13 Regulations section is where it's located.

14 And it states that outdoor storage
15 becomes prohibitive if the principal structure or
16 use, right -- in this context I'm saying construction
17 equipment and material storage is a use independent.

18 So if the principal structure or a use
19 without a building per se, the storage, is functional
20 and not vacant for more than three months, then it
21 becomes prohibited.

22 In this context we're not seeking that.
23 We're seeking a singular combination use that's
24 identified in your Principal Use section.

25 I believe that that section was likely
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 So I believe that it permits both those
2 two uses, either independently or collectively
3 together.

4 They're not listed -- they're all
5 listed in the same box. It's not -- they're not
6 listed independently.

7 By way of example, you have
8 administrative and corporate offices. Then you have
9 business offices listed separately in that code.

10 But in the same box you list with and,
11 "construction business office and a construction
12 equipment and material storage use."

13 As we are applying it, as has been
14 testified and partially presented to by the
15 applicant, is that it's a singular use in this
16 context.

17 The principal permitted use is a
18 construction office and the associated storage with
19 it. And that's how we see this use, as one principal
20 use. I believe that the way that this wording is
21 written under the strict wording of the way -- under
22 the strict wording that it's identified, I believe
23 that you can have a construction business office and
24 independently a construction equipment and material
25 storage yard independently the way this is written.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 written to prevent the abandonment of equipment on a
2 property.

3 No one wants something to turn into an
4 eyesore that's not maintained. That's not something
5 that's proposed here.

6 The Outdoor Storage section of the code
7 also requires, as stated by Mr. Morris, that the
8 outdoor storage of materials be screened by special
9 planting or fence as approved by the Land Use Board
10 so this is not visible from adjacent residential zone
11 or public street except -- and "except" in this
12 context means not including, right, such storage is
13 as normal and incidental, right, accompanying but not
14 a major of part of that something that would mean.

15 So that would say if you have some
16 smaller items, you don't have to screen that, is what
17 that means. This is different than saying that, you
18 know, it's subordinate and it's accessory, an
19 accessory use of the property in that context.

20 It also says that the storage is
21 required to be in the side, in the rear yards. I
22 think Mr. Morris agrees that we comply with those
23 provisions.

24 So the other thing I didn't mention, it
25 was in my outline. I just wanted to briefly discuss.
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 I'm a pretty brief guy.
 2 From a land use planning perspective,
 3 everything that we've heard really relates to -- I
 4 mean -- excuse me, let me just step back for a
 5 second. When you look at the outdoor storage
 6 section, it has all these requirements, right?
 7 But if you have requirements associated
 8 with a use, that anticipates that use is permissible
 9 in some form if you meet those requirements.
 10 Screening, right, it's not a use.
 11 And just to go down the road. Just say
 12 the board says this is a (d)(1) use variance. Under
 13 the law, I have to prove the positive criteria, say,
 14 you know, it meets -- the site is particularly well
 15 suited. I would have to meet the negative criteria
 16 and say it doesn't have a substantial detriment in
 17 the public good, namely, the surrounding property
 18 owners, or the intent and purpose of the zone plan.
 19 But the big thing about the (d)(1)
 20 variance, as you know, it's the Medici burden of
 21 proof. I would have to reconcile the admission of
 22 the use in the Master Plan. It's already reconciled
 23 because the use is identified in your Principal Use
 24 section. It's also identified in some form within
 25 Section 190-21 that creates those requirements.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 equipment and material storage; is that significant
 2 in terms of making this a continuous use or somehow
 3 partly a principal use and partly an accessory use?
 4 **A.** Yes.
 5 The word "and" is inclusive; it
 6 continues. And it's also in the same box. It's not
 7 listed separately.
 8 Like, you have different offices listed
 9 separately in the same table. It's one thought
 10 that's continuous for the use. I think that's clear.
 11 **MR. THOMAS:** No other questions.
 12 **MR. MOLICA:** Okay. Paul, I'm going to
 13 be brief.
 14 I don't know if you and Matt are
 15 really, at the end of the day, saying two different
 16 things.
 17 Would you agree that the proposed use
 18 that is set forth on the applicant's Exhibit A-2 --
 19 and I don't know what you've seen and you haven't
 20 seen from your own client. I'm not really going to
 21 ask you.
 22 But would you agree that a proposed
 23 principal use of quote, unquote, an outdoor storage
 24 facility of special order and ordinary construction
 25 materials and equipment is not a permitted use?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 So I don't believe it's a (d) variance, and I think
 2 I've stated my reasons.
 3 If it was a (d) variance, though, it
 4 would have to be a conditional use (d) variance
 5 because it pertains to a condition. I think it's
 6 hard to say that the use is not permitted under the
 7 Principal Use section when it clearly states in the
 8 box that it is. I'm not sure I can come to any other
 9 conclusion.
 10 So the only area that we are
 11 potentially not meeting is associated with the
 12 condition. Condition is not a use. The use is
 13 storage. Screening is not a use; it's a condition.
 14 So to the extent that this board says
 15 it's a (d) variance, it would be my professional
 16 opinion that it can only be a conditional use
 17 variance.
 18 And I don't believe that it is a (d)(3)
 19 variance. I'm just stating my professional opinion
 20 on the matters as I see it.
 21 **Q.** What is the significance, Paul, of the
 22 fact that in the table it talks about the fact --
 23 excuse me -- it talk about the fact that the uses
 24 that are permitted in this particular zone are the
 25 construction business office and the construction

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 Would you agree with that?
 2 **MR. RICCI:** Are you asking me if a
 3 construction business --
 4 **MR. MOLICA:** No, no. I'm asking you if
 5 a quote, unquote, outdoor storage facility of special
 6 order and ordinary construction materials and
 7 equipment is a permitted use?
 8 **MR. RICCI:** Independent without having
 9 the office building?
 10 **MR. MOLICA:** Yes.
 11 **MR. RICCI:** I think it is a permitted
 12 use, yes.
 13 **MR. MOLICA:** Okay. Well, why doesn't
 14 it say that in the ordinance.
 15 **MR. RICCI:** It says:
 16 "Construction business office and
 17 construction equipment and material storage."
 18 It's saying both.
 19 **MR. MOLICA:** Well, I see that as you
 20 have a construction company, or a recycling company
 21 like Pace Glass, who's operating a business, to that
 22 effect in the building, and they need what they're
 23 storing outside to effectuate the business operations
 24 on the inside.

What has your client told you about
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 what's going on on the inside of this building if
2 they're building something?

3 MR. RICCI: Regarding the inside of the
4 building, I know it's used as office space to run the
5 business, itself.

6 MR. MOLICA: But is it a construction
7 company that would run the business.

8 Because to me the other conflation
9 here, I see a construction company being a
10 construction company, K. Hov or something like --
11 somebody like that.

12 Okay, that's an example. It's not
13 dispositive.

14 But to me there's a difference between
15 a company that's engaged in the business of
16 construction versus a company that's engaged in the
17 business of providing outdoor storage space to
18 people. I think those are two entirely different
19 things.

20 Would you agree?

21 MR. RICCI: The code says "construction
22 business office."

23 MR. MOLICA: I'm just asking you if you
24 agree.

25 MR. RICCI: The applicant has indicated
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 offices; or are you going to rent it out to like a
2 company that's engaged in the storage business.

3 Okay?

4 I don't think we've really heard enough
5 testimony to that effect yet.

6 MR. RICCI: I understand your point.
7 Then you have to decide what construction is.

8 Are you saying it's a formal
9 construction business versus someone that performs
10 construction? Construction is what -- I mean, it's
11 probably definable. I'm not sure it's definable in
12 this development.

13 MR. MOLICA: I've got to be honest with
14 you, there's over 15 acres of space devoted to
15 storage.

16 I mean, it must be -- I would think
17 that this would be, like, a global construction
18 conglomerate that would come in and need all this
19 stuff stored so that it could keep doing its
20 construction business activities.

21 MR. RICCI: We are a large company
22 but...

23 MR. MOLICA: Let's hear, maybe, from
24 the applicant. We'll get some operational testimony
25 going here, and we can table this discussion to a

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 that they're going to use the office as a
2 construction business office.

3 So I think, Mr. Morris, I guess, what
4 you were saying is that, I guess, we have to provide
5 testimony as to why it is a construction business
6 office, is what you're saying?

7 MR. MOLICA: You know, and I don't have
8 any problem with that because, again, I think that
9 we've -- me being the board attorney and the board
10 members have seen a couple of different incarnations
11 of things here, and we want to truly and fully
12 understand what the applicant is actually
13 contemplating.

14 And I don't know, quite frankly, if
15 they even know that yet, okay.

16 So I know that we're endeavoring to try
17 to figure out what the relief specifically is for
18 this application.

19 But perhaps it's best to table this
20 discussion and hear from a BHT representative as to
21 what they actually intend to happen at the site, and
22 maybe they can answer questions like: Well, what's
23 going to go on in the building; Are you going to
24 really sell this or rent this to a construction
25 company that's going to use it for its construction

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 certain degree because Mr. Carafello recused himself.
2 It's a statutory recusal.

3 MS. DURKIN: I do have a question.

4 MR. MOLICA: Ms. McGovern did too.

5 She's not even here tonight. So it's not like
6 they're going to return to the board at tonight's
7 meeting if the board, you know, agreed that they're
8 eligible and the relief you're seeking is not for
9 land use.

10 I don't see that how that prejudices
11 the application.

12 MS. DURKIN: I just have a question.

13 MR. THOMAS: I'll defer to you.

14 MR. MOLICA: Ms. Durkin, what's your
15 question, please?

16 MS. DURKIN: I just want to make sure
17 that I understand the reason Table 2 (inaudible) used
18 in the zone.

19 Am I correct in the line of
20 questioning?

21 I missed the opening. I ran a little
22 late.

23 MR. MOLICA: For the record, I don't
24 think that I have any further questions for Mr. Ricci
25 at this point.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 So, Ms. Durkin, you are afforded the
2 opportunity to question Mr. Ricci specifically about
3 his opinions as to the relief required.
4 MS. DURKIN: Mr. Chairman, I just want
5 to make sure I understand.
6 CROSS EXAMINATION
7 BY MS. DURKIN:
8 Q. You differ with the board's planner in
9 his report, that it is your professional opinion as a
10 planner that the Table 2 of the principal permitted
11 uses -- because there's a box there -- it says,
12 "Construction business office and construction
13 equipment and material storage," all three of those
14 items are together as one principal use.
15 Is that your testimony, sir?
16 A. I didn't hear you.
17 Can you please repeat your question?
18 Q. Certainly.
19 I'm looking at my phone because I just
20 wanted to pull up the ordinance while I was speaking.
21 MR. THOMAS: Liz, let me just help you
22 a little bit because I know it's hard to read.
23 MS. DURKIN: It actually lights.
24 Thank you very much.
25 BY MS. DURKIN:

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 office and construction equipment and material
2 storage.
3 I was at the first hearing. I listened
4 to the testimony. I heard testimony that there was
5 going to be construction equipment and there was
6 going to be storage on the site, and that the office
7 was going to be used for a construction office,
8 right, associated with -- there was going to be
9 construction equipment outside, and there was going
10 to material storage.
11 So if you have construction equipment
12 and material storage, you have a business, I think
13 it's reasonable for me to assume that that's a
14 construction business office because that's what's
15 being stored there and that's what it's being used
16 for, construction.
17 Q. I just want to understand your specific
18 testimony as Mr. Ricci as a planner. Is it your
19 testimony that because those three uses are in one
20 box, those three uses are read as one principal use
21 permitted on the site?
22 A. I believe it can be either/or. I
23 believe -- because "and" is an inclusive word and it
24 connects together. It says, "Construction business
25 office," right.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 Q. Sir, do you have in front of you
2 Table 2 of the Municipal Ordinances?
3 A. I do.
4 Q. I just want to make sure I understand
5 your testimony.
6 As the planner, my understanding is
7 you're offered at this early stage before any
8 testimony has been given by the applicant on the
9 potential use on the site to counter the board's
10 planner's report where the board's planner requires
11 -- says that there's a (d)(1) variance requirement
12 here because there are two uses that are in this
13 application, construction office and the outside
14 storage; am I correct?
15 A. I don't agree with that.
16 Q. No.
17 So, in your opinion, what is this
18 telling you in Table 2?
19 A. Table 2 -- and I'll say it again; is
20 that okay? In Table 2, again it identifies principal
21 permitted uses, all right. It identifies, I don't
22 know, 20 or so uses. There's independent lines for
23 each use, right, one, two, three -- six down in the
24 table as a singular line item, not two items.
25 It identifies construction business

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 I don't think it's worded the greatest;
2 I'll agree with that. And "construction equipment
3 and material storage."
4 So I think you can have either the
5 combination or a construction business office you can
6 have, or you can have construction equipment and
7 material storage as a second portion of that use in
8 the paragraph.
9 Q. So if you took out the word "and" in
10 that box and put in the word "or," then would you
11 then as a professional planner concur with the
12 opinion in the board planner's report?
13 A. No.
14 You can have a construction business
15 office and then you can have one of the two or -- or
16 you can associated with it construction equipment or
17 material storage, based on what you're saying.
18 Q. So when you look at this chart, which
19 is in alphabetical order, it starts with A,
20 Administrative offices, and ends with W for
21 Wholesale. It's in alphabetical order, correct?
22 A. It is not.
23 Q. It's not?
24 A. No.
25 It goes "light manufacturing," then it

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 says "shopping center," then its goes "places of
 2 worship."
 3 Q. I'm looking in "Principal Uses:
 4 Administrative corporate offices."
 5 Also that goes down to chart CB1, PBG1,
 6 for zones. Then your box is down after in between
 7 business services and fast food establishments.
 8 A. Yes.
 9 Q. Are we right?
 10 A. Yes.
 11 Q. Okay.
 12 So then if you continue down on those
 13 boxes, because it seems to me that those boxes relate
 14 to a potential use, right, you would agree that
 15 there's a box that says "medical offices," correct?
 16 A. Yes.
 17 Q. Medical office is completely different
 18 than a construction office, correct?
 19 A. Yes.
 20 Q. Okay. It has its own box, correct?
 21 A. Yes.
 22 Q. Okay. The same thing with health
 23 clubs, right?
 24 Health clubs has its own box, correct?
 25 A. Yes.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 Q. Okay.
 2 So each potential group of a use has
 3 its own box; isn't that how this table is written?
 4 A. I don't agree with that.
 5 Q. You don't, okay.
 6 When you go to the box that says,
 7 "Hotels and motels," you can agree that's a general
 8 use in terms of hotels and motels, correct?
 9 A. Yeah.
 10 So unless you're going to say there's
 11 not more than one principal use on the property, like
 12 in a shopping center, you can make that argument,
 13 it's -- for example, if there's a greenhouse and
 14 nurseries, there's things that are a greenhouse and a
 15 nursery, that's a combined use.
 16 So, you know, a greenhouse and a
 17 nursery, you're saying I can have a nursery, but I
 18 can't have a greenhouse in the same property?
 19 Q. I think based on this reading of the
 20 Table 2 and also the board professional planner, I
 21 think it's exactly that, you get one principal use.
 22 A. I disagree with that.
 23 Q. What site would have hotels and motels
 24 on it?
 25 A. You can have a building that could be

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 Q. Okay. And then if you go further down
 2 and you say where it says:
 3 "Theaters and bowling alleys and
 4 skating rinks" --
 5 "Theaters and bowling alleys and
 6 skating rinks".
 7 Do you see that, sir?
 8 A. Yes. I believe you can have a theater,
 9 a bowling alley and a skating rink, or you can have
 10 one of each of them independently.
 11 If you didn't come to that conclusion
 12 then -- you know, you can only have a skating rink, a
 13 bowling alley, or a theater, or you can have any of
 14 them.
 15 Q. How do you come to that conclusion,
 16 sir?
 17 A. Because that's what it says you can
 18 have.
 19 Q. The box -- you don't think it's just
 20 specific to a certain potential general use?
 21 A. I don't.
 22 Q. You agree that theaters, bowling alleys
 23 and skating rinks are different than a medical office
 24 or a warehouse, correct?
 25 A. They are different.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 split down the middle and that's a hotel and a motel.
 2 Why not?
 3 Q. Where in the Master Plan or anything
 4 you reviewed relative to Andover's ordinance or the
 5 adoption of ordinances regarding permitted uses in
 6 this zone does it say specifically what you just
 7 said?
 8 A. It doesn't say it anywhere. It doesn't
 9 say what he said either.
 10 Q. That's not true. If we go down to
 11 where it says, "Public and private schools," do you
 12 see that, "Public and private schools"?
 13 Do you see that? It's a line item
 14 between childcare between greenhouse and nursery.
 15 The one up from greenhouse and nursery?
 16 Do you see that? It says, "Public and
 17 private schools," correct? "Public and private
 18 schools," correct?
 19 A. Okay, let me ask you this question.
 20 Q. No. I'm asking you the question. I'm
 21 just asking, does that line item say, "Public and
 22 private school"? It's a yes or a no.
 23 A. Yes.
 24 Q. Okay. You're a professional planner.
 25 In your professional opinion, what site

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 do you know of that an ordinance would have been
2 drafted that would have allowed on one piece of
3 property a principal use of a public school and a
4 private school?

5 **A.** I think it comes to the question of
6 whether you allow -- if that's the question, is how
7 you handle two principal uses on a lot in sync. I
8 think that's how it would be handled.

9 **Q.** No.
10 I completely disagree with that. I
11 think if you go through the table, as a planner, the
12 boxes are to a potential general use.

13 And then the table continues as to line
14 items for each one of the zones and whether or not
15 it's not permitted or a conditional use?

16 However, that's how those tables are
17 written; they're by category, correct?

18 **A.** Category of use?

19 **Q.** Category of use.

20 **A.** Yes.

21 **Q.** Yeah.

22 Warehouses, schools, hotels,
23 entertainment, theaters, skating rinks, bowling
24 alleys, restaurants, drive-through, sit-down, each
25 box, correct?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. THOMAS: Thank you.

2 MR. MOLICA: I think -- I do, at least
3 I think, that when we talk about a construction
4 business office and construction material and vehicle
5 storage, I contemplate that being, as Matt thinks,
6 incidental to the office use.

7 If you have a company, like I said
8 before, the Pace Glass Company, who is operating a
9 recycling business, recycling glass inside the
10 building, and stores the materials needed to
11 effectuate that business outside, that's why I think
12 that is entirely different than what your client is
13 proposing.

14 But then again, as I said before, I'm
15 not exactly sure what they're proposing, and I think
16 we need to hear some operational testimony from BHT.
17 We haven't heard from them to date.

18 MR. THOMAS: We'll be happy to do that
19 right now.

20 MR. RICCI: Am I excused?

21 MR. MOLICA: Yeah, I think you are.

22 I have no further -- does the board --
23 Ms. Durkin, do you have any further questions for
24 Mr. Ricci at this point?

25 MS. DURKIN: I do not.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 **A.** So would you agree -- can I ask you a
2 question? You ask me a question.

3 Based on this then, you're saying
4 construction equipment and material storage is
5 permitted without a building on that piece of
6 property?

7 **Q.** I'm not saying anything. I'm not
8 giving that opinion. I'm not a professional planner.
9 The board's planner issued a report that says that a
10 (d)(1) variance is required because your application,
11 although we've not heard any testimony on the new
12 plans, is that there's two principal uses on that
13 site being proposed. And you're simply here to
14 buffer that argument.

15 MR. MOLICA: I think Matt Morris can
16 speak for himself, Ms. Durkin. He has spoken to his
17 report tonight.

18 THE WITNESS: All I'll say in
19 conclusion based on that line of questioning is that,
20 if that's true that construction equipment and
21 material storage can be permitted without a principal
22 building, then --

23 MR. MOLICA: I don't believe that's
24 what Mr. Morris opined, and I don't think that's what
25 his report says.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. MOLICA: We have one question from
2 the board.

3 MR. KARR: So my question would be, we
4 spent a lot of time trying to determine the intent of
5 190, Table 2.

6 If we look at the conditional accessory
7 uses, the intent, it mentions, storage, silos, bins,
8 hoppers containment of some materials. It later
9 says, warehousing, storing wholesaling and certain
10 materials.

11 The first one, storage, silos, bins, et
12 cetera is not a permitted use in the CI zone. The
13 warehousing, wholesaling certain materials is a
14 conditional use.

15 I think when we look at the intent,
16 which is what we've been doing for the last 40
17 minutes, the intent of this document is to separate
18 out that use as a conditional or accessory use, at
19 least we understood to be the principal use.

20 But as we've said, we don't know what
21 that is.

22 MR. RICCI: May I respond to that?

23 MR. THOMAS: No.

24 That's not a question.

25 MR. KARR: What's your opinion on that?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. THOMAS: That's a question.
 2 MR. RICCI: I understand, sir.
 3 And I did look at that section. As
 4 part of my evaluation I looked at that. And at the
 5 end it says:
 6 "Facilities subject to the standards
 7 sets forth 190-55.2."
 8 That pertains to concrete and asphalt
 9 product and production facility. So it doesn't -- I
 10 don't think it's germane to this application.
 11 MR. KARR: 190-54, those materials are
 12 warehousing, storing and wholesale of certain
 13 materials.
 14 ACTING CHAIRPERSON HOWELL: What is the
 15 question, Eric?
 16 MR. KARR: That's the one I was
 17 actually referring to, what's defined in 190-54.
 18 MR. RICCI: The recent and conditional
 19 use, 190-54 says:
 20 "Warehouse storing, wholesaling of
 21 certain materials."
 22 And it lists 190-54. I don't know the
 23 specific provisions of that section.
 24 MR. KARR: No further questions.
 25 MR. MOLICA: Okay. I think with that,
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Ms. Sainz from the applicant.
 2 MR. MOLICA: Would you raise your right
 3 hand, please?
 4 Do you swear or affirm any testimony
 5 you may give in this matter will be the truth, the
 6 whole truth, and nothing but the truth?
 7 MS. SAINZ: Yes.
 8 M A R I E L L E S A I N Z,
 9 5081 SW 48th Street, Davie, Florida, having been
 10 duly sworn, testifies as follows:
 11 MR. MOLICA: Can you state your name,
 12 first and last name, and professional affiliation for
 13 the record, please?
 14 MR. THOMAS: And spell your last name,
 15 please.
 16 MS. SAINZ: My name is Marielle Sainz,
 17 S-A-I-N-Z.
 18 And I'm Chief Operations for BHT
 19 Construction.
 20 MR. SKEWES: Can you repeat that?
 21 Chief operations for...
 22 MS. SAINZ: BHT Construction.
 23 DIRECT EXAMINATION
 24 BY MR. THOMAS:
 25 Q. Ms. Sainz, what is the relationship
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Counsel, are you going to call a representative from
 2 BHT.
 3 MR. THOMAS: I, in fact, am.
 4 MR. MOLICA: I think for the record --
 5 we usually make this announcement at the beginning of
 6 the meeting.
 7 Per board practice, we won't hear any
 8 new testimony after 10:30 p.m. this evening.
 9 MR. THOMAS: That's fine, I understand.
 10 Ms. Sainz.
 11 ACTING CHAIRPERSON HOWELL: Excuse me.
 12 Could we take a ten-minute break, and ten minutes
 13 only, before we start testimony?
 14 Thank you.
 15 MR. THOMAS: You're the Chair.
 16 MR. MOLICA: You're in charge.
 17 ACTING CHAIRPERSON HOWELL: I know.
 18 Ten-minute break.
 19 (Whereupon, a brief recess is held.)
 20 ACTING CHAIRPERSON HOWELL: Okay, we're
 21 back on the record.
 22 Mr. Thomas?
 23 MR. THOMAS: Thank you.
 24 I'd like to present Ms. Sainz.
 25 Oh, sorry, I'd like to present
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 between BHT Construction and BHT Properties?
 2 A. So BHT Construction is the construction
 3 division of BHT Properties Group.
 4 Q. And what does BHT Construction do as a
 5 business?
 6 A. We do construction.
 7 Q. The kind of construction, maybe you can
 8 describe that in a little bit more detail?
 9 A. We do a lot of land development.
 10 So we do a lot of civil work on our
 11 properties.
 12 So, you know, that includes grading,
 13 maintenance, stormwater pipe, infill, backfill,
 14 asphalt.
 15 Q. And you do these as part of
 16 construction projects as a contractor or
 17 subcontractor?
 18 A. Yes, correct.
 19 Q. And this particular site, can you tell
 20 us how this particular site fits into BHT
 21 Construction and in relation to BHT Properties?
 22 A. So BHT Properties Group, we have
 23 several properties across the country.
 24 And we plan on using this property to
 25 store our material that we'll need for BHT
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Construction's properties in the northeast.
 2 Q. Okay. And when you say you'll be
 3 utilizing this property for BHT Construction, explain
 4 that.
 5 What is that you're going to be
 6 utilizing it for, and the nature of the equipment as
 7 well, if you don't mind?
 8 A. Yeah.
 9 So as Chief Operations, I need to get
 10 material to our sites.
 11 For example, we have a property right
 12 now in upstate New York. Say, a month from now I
 13 have to bring pipe to the site because we're going to
 14 start putting in the stormwater system.
 15 I would call our facility here and say:
 16 We need this much pipe; we need it at this time.
 17 And do the logistics and scheduling to
 18 bring the pipe to our project.
 19 Q. So this pipe, or the pipe or other
 20 equipment that you're going to describe in a little
 21 bit, this is all material that you use as part of
 22 your construction business, is that what you're
 23 saying?
 24 A. Yes, correct.
 25 Q. And what area will this particular site

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 A. I'm sorry. A bay. A concrete bay.
 2 And the material will be stored about,
 3 I'd say, no higher than 6 feet.
 4 Q. Okay. And what other kinds of
 5 materials will -- and, by the way, the pipe and that
 6 other material, where -- that will be stored in what?
 7 A. The pipe and the fence will be stored
 8 in storage containers, I would say about
 9 8-and-a-half-foot-tall, 40-foot-wide. Very similar
 10 to the property next door to the site.
 11 Q. And you've been to the site, have you
 12 not?
 13 A. Yes.
 14 Q. And you've seen the site next door?
 15 A. Yes, correct.
 16 Q. They have storage containers on that
 17 site, do they not?
 18 A. Yes.
 19 Q. Are they essentially the same or very
 20 similar to the type of container that you're talking
 21 about?
 22 A. Yes.
 23 Q. You also indicate -- strike that.
 24 The plan also indicates that there's
 25 going to be a building on the property

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 serve in relation to BHT Construction?
 2 A. This will serve the majority of
 3 properties in the northeast area.
 4 Q. And what does the northeast mean to
 5 you? What are the states, for example?
 6 A. I would say anything north of Virginia
 7 and as far as west as Pennsylvania.
 8 Q. Okay. And the materials that are on
 9 the site, they include -- what is your intent? Your
 10 intent is to put what kind of materials on the site?
 11 A. So we plan to store materials just
 12 pipe, as I already mentioned. There's all different
 13 kinds of pipe that goes into civil work, conduit
 14 pipe, copper pipe.
 15 We also plan on storing fencing
 16 material because all our properties require fences.
 17 Also aggregate materials is probably
 18 about 20 percent for storage. And that will be
 19 things like asphalt millings, crushed stone, gravel,
 20 mulch, things of that nature.
 21 Q. And how will they be stored on the
 22 site?
 23 A. Those will be stored in 5-foot
 24 containers, kind of a U-shaped --
 25 Q. Is it a container or is it a bay?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Is that correct?
 2 A. Yes.
 3 Q. All right.
 4 Can you tell us what that building is
 5 to be utilized for?
 6 A. The building will be used for storage
 7 again for more of our valuable materials, such as our
 8 copper pipe, and also for operations for the office.
 9 Q. And the location of that building is
 10 how far from the roadway, to the best of your
 11 knowledge, approximately?
 12 A. I believe it is 70 feet from the
 13 property line.
 14 Q. Okay. And then the parking lot is now
 15 where? Behind --
 16 A. We decided to put it behind the
 17 building.
 18 Q. And why did you do that?
 19 A. Well, we wanted to appease, you know,
 20 the neighbors. And also not have any storage in the
 21 front of the building.
 22 Q. The site ends up having a considerable
 23 amount of land.
 24 Is that correct?
 25 A. Yes.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 Q. Under the current plan, will there any
2 storage of materials at all in the front yard in the
3 front of the building?
4 A. No. No, they will not.
5 Q. Now, you are familiar with the plan.
6 There is currently in the vast majority of the front,
7 all of the frontage is along Stickles Pond Road; is
8 that not correct?
9 A. Correct.
10 Q. Now, can you describe that frontage in
11 terms of vegetation and what you observe now in that
12 -- on that frontage?
13 A. It will remain the same.
14 Q. Okay. Tell us what you observe and
15 what's going to remain the same.
16 A. So anywhere from the runway to Stickles
17 Pond Road will all remain the same. We will not
18 disturb the land there.
19 So vegetation, trees, all will remain.
20 Q. Will any of the trees, as far as you
21 know, that are currently existing on the site along
22 Stickles Pond Road, to the best of your knowledge,
23 will any of those be removed --
24 A. No.
25 Q. -- in any significant way?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 are you in a position to be able to advise whether or
2 not the trucks that will be accessing the site, will
3 they be utilizing Route 206 for the most part?
4 A. Yes.
5 Q. That's the major road, the north/south;
6 therefore, you can -- as a matter of fact, you have
7 the ability to be able to direct -- the truckers will
8 in fact utilize Route 206 in order to access the
9 road, or access this site
10 Is that correct?
11 A. Yes, correct.
12 Q. So, therefore, you can direct that, in
13 fact, any truckers that are coming can only use 206
14 and then come down to Stickles Pond Road during -- in
15 that third of a mile?
16 A. Yes.
17 Q. And that will be part of your plan.
18 Is that correct?
19 A. Yes.
20 We want to have the least amount of
21 trucks going up Stickles Pond Road past the access
22 road.
23 Q. Let's talk about the actual plan.
24 In terms of -- if you need you can take
25 a quick look?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 Now, of course there's going to be an
2 access to the building, correct?
3 A. Correct.
4 Q. Now, obviously if there's trees in the
5 access, those trees will be removed?
6 A. Right.
7 Because we have to make room.
8 Q. Is it going to be removal just for the
9 driveway, or are there any further trees that you
10 anticipate being removed?
11 A. Just for the driveway.
12 Q. There is also going to be the access,
13 Can you tell us how far that access is from -- excuse
14 me -- from Route 206?
15 A. The access road is about a third of a
16 mile from Route 206 to the Stickles Pond
17 intersection.
18 Q. And is that going to be the only access
19 that you end up having for purposes of administering
20 the site, if you want to put it that way?
21 A. Yes.
22 Q. Now, based upon your understanding of
23 the operations and the necessity to deliver and to
24 remove the materials, whether it be equipment or
25 construction vehicles or the equipment, will you --

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 We'll get this marked eventually. But
2 there's also --
3 MR. THOMAS: Oh, by the way, if I can
4 Mr. Chairman -- Madam Chair, excuse me -- as well as
5 Mr. Molica, if it would be helpful, and I think it's
6 appropriate, we would like to mark as, I believe,
7 A-15, the plans that have been submitted. I believe
8 that those plans are dated the 13th of September
9 2021.
10 MR. MOLICA: The board has been in
11 receipt of these revised plans, which were promised
12 as part of our prior discussions at prior meetings.
13 They are already part of the record, but the
14 applicant has asked that they also be marked as
15 exhibits.
16 So we can collectively mark all 27
17 sheets, Stephanie, as Exhibit 15. And that will be
18 the plan set, the most recent plan set, filed by the
19 applicant, plans dated -- bearing a last revision
20 date of September 29, 2021.
21 MR. THOMAS: Okay, hold on.
22 MR. MOLICA: That's what I have. That
23 is consistent with my recollection because I believe,
24 you know, we had established an October 1 date at the
25 last meeting for the applicant to get this plan set

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 in.
 2 So it has for the record done that.
 3 And in addition to having them part of the record,
 4 we're going to also mark them collectively as Exhibit
 5 A-15.
 6 (Whereupon, Plan Set, Last Revised
 7 September 29, 2021 is marked as Exhibit A-15
 8 for identification.)
 9 BY MR. THOMAS:
 10 Q. Referring now, Ms. Sainz, to A-15. I'm
 11 going to refer you to Sheet 4, which is described as
 12 Overall Site Plan. I'm going to give you the actual
 13 plan.
 14 Do you have that?
 15 Thank you.
 16 A. Thank you.
 17 Q. Sheet 4?
 18 A. Okay.
 19 Q. Going from -- and I believe we're going
 20 to make an assumption for our discussion that
 21 Stickles Pond Road is an east/west road.
 22 I don't know that's exactly right, but
 23 for our discussion it's going to be an east/west
 24 road.
 25 Therefore, we are going to end up

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 area as well.
 2 Q. What will -- what will their duties be
 3 in relation to the deliveries and the pickups, if you
 4 will, of the materials; how would they interact with
 5 that?
 6 A. To help with the coordination.
 7 Q. And what does that mean?
 8 A. To make sure the correct material is
 9 arriving and departing the facility.
 10 Also, that in their time that they're
 11 allowed to be there. We have operations of 8 to 5.
 12 Make sure everything stays on time so we don't go
 13 over that.
 14 Q. By the way, you just indicated 8 to 5.
 15 Is that your proposed hours of operation, 8 to 5?
 16 A. Yes.
 17 Q. That's 8 a.m. to 5 p.m.?
 18 A. Correct.
 19 Q. How many days a week?
 20 A. Monday through Friday.
 21 Q. Will you be working at all on Saturday
 22 or Sunday?
 23 A. No.
 24 Q. Okay.
 25 Will these individuals also be engaged

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 saying that the westerly part of the site is where
 2 the building is, and the easterly part of the site,
 3 even though you don't own it, is sort of where that
 4 pond is, correct?
 5 A. Yes.
 6 Q. So let's go from west to east. You end
 7 up having the building. You've already described
 8 that building.
 9 You have parking there. How many
 10 parking spaces are you proposing at this time?
 11 A. We are proposing 40.
 12 Q. Can you tell us the number of employees
 13 that you anticipate being onsite on a regular basis?
 14 A. Anywhere from 10 to 20 employees.
 15 Q. And can you tell us what those
 16 employees -- what kind of employees they will be,
 17 whether they are management and/or hourly workers?
 18 And, secondly, if you can advise us
 19 what their job descriptions would be?
 20 A. Yes.
 21 So it will be a combination of salaried
 22 employees and hourly employees. We will have a
 23 manager onsite. Also, the hourly employees will help
 24 with logistics of the scheduling for the material to
 25 come in and out of the property, also maintain the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 in assisting any deliveries in terms of making them
 2 aware of the most efficient way to drop off their
 3 particular loads --
 4 A. Oh, yes, of course.
 5 Q. -- so they're not roaming around the
 6 site trying to figure out where they're going?
 7 A. No.
 8 Q. How are they going to do that?
 9 A. Logistics.
 10 Q. Logistics is wonderful sound.
 11 Are they going to be trained?
 12 A. No. They will be trained.
 13 Q. What are you going to direct them, what
 14 are you going to be telling them to do when I, as a
 15 truck driver, comes in and says, okay, I've got a
 16 load of X, what do you want me to do? What are you
 17 going to do?
 18 A. We have to pay these truck drivers to
 19 do it as quickly and as efficiently possible because
 20 we don't want to waste our time and have them waste
 21 our money.
 22 Q. All right. Let's go in terms of the
 23 actual site. If we go on the westerly side. We've
 24 already talked about the building and the parking
 25 lot.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

- 1 What's in that general area, as far as
2 you know, and what kind of activities are going to go
3 on there?
4 A. That is where we're going to have the
5 storage containers.
6 Q. And the storage containers will
7 contain, again you've indicated, it's pipe, it's
8 fencing material.
9 Anything else generally?
10 A. It's possible we maybe throw some rebar
11 in there or other materials, such as geo fabric.
12 But for the most part it will be
13 storing the pipe and the fencing, because that's
14 something we need in all of our projects.
15 Q. Will you be storing any type of
16 hazardous materials in those container boxes?
17 A. No.
18 Q. Will you be storing any type of
19 volatile materials in those boxes?
20 A. No.
21 Q. All of the materials that you'll be
22 storing in the boxes, will they be insert material,
23 insert meaning that they're not going to leach or
24 anything?
25 A. No.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 A. Yes, of course.
2 Q. Okay. Now, you're aware that, in fact,
3 this site is subject to certain limitations by way of
4 wetland and buffer areas.
5 Is that correct?
6 A. Correct.
7 Q. Are you planning on doing anything by
8 way of storage of materials in either the wetlands or
9 in the buffer areas?
10 A. No.
11 Q. Those are all outlined on the plans and
12 are protected and they'll be further defined by the
13 engineer, correct?
14 A. Correct.
15 Q. All right.
16 Going further easterly, there is an
17 area that is almost like an arrow that goes into the
18 site which you don't own. Then there is another area
19 further to the east.
20 What is that area?
21 A. That's going to be the same
22 construction equipment storage.
23 Q. Okay. Now, those two construction
24 areas -- you've been on the site. Can you tell us
25 how that is going to be protected from a visual

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 Q. So they're either going to be pipe or
2 they're going to be rebar?
3 A. Um-hmm.
4 Q. Is that outlined in the -- sort of the
5 hatched area that is referred to on Sheet 4?
6 A. Yes.
7 Q. And then going in an easterly -- strike
8 that -- yeah, in an easterly direction, what's next?
9 A. That is where we plan to store our
10 construction equipment.
11 Q. Okay. And when you say "construction
12 equipment," what does that mean? What are you going
13 to be storing there?
14 A. Mostly construction vehicles, such as a
15 bulldozer, a common dump truck, a motor grader,
16 excavator, skid steer, things of that nature.
17 Q. And what's going to be the height of
18 those -- of those vehicles, to the best of your
19 knowledge?
20 A. They're going to average around 15 feet
21 or less.
22 Q. Okay. If there's any kind of component
23 that has the ability to rise above the 15 feet, will
24 they be instructed to end up making sure that they're
25 at the lowest point at all times?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 viewpoint from the people that are either driving on
2 Stickles Pond Road or living on Stickles Pond Road?
3 A. Yes.
4 So the two wetland areas that are in
5 front of the construction storage, or the equipment
6 storage, it's almost like a hill.
7 So it goes up and then there's a little
8 dip behind it and also is a lot of tree line. So
9 it's, essentially, hidden from Stickles Pond Road.
10 Q. And when you say there's a tree line,
11 can you describe what kind of trees that you're
12 observing on the area that you're talking about
13 that's in front of the area that's stored for
14 construction vehicles?
15 A. The type of trees?
16 Q. Yeah.
17 A. Deciduous trees.
18 Q. Not so much -- the height of the trees.
19 A. Oh, they're tall, yeah.
20 Q. What's tall? I consider myself tall.
21 What's tall?
22 A. I would say over 20 feet.
23 Q. Over 20 feet?
24 A. Yeah.
25 Q. Would you consider them higher than

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 20 feet?
- 2 A. Yeah.
- 3 Q. Do you have any idea what they are?
- 4 A. No.
- 5 Q. Okay, fair enough.
- 6 Again, there's another area of
- 7 wetlands. That is going to be protected, correct?
- 8 A. Yes.
- 9 Q. All right.
- 10 Now, going further to the east there's
- 11 another hatched area. What's that going to be?
- 12 A. That is going to be the storage
- 13 containers.
- 14 Q. Okay. And the storage containers will,
- 15 again, be exactly the same as what you've already
- 16 indicated on the westerly site?
- 17 A. Correct.
- 18 Q. And those storage containers are the
- 19 same as the abutting property that has already been
- 20 approved by this board
- 21 Is that correct?
- 22 A. Correct.
- 23 Q. Can you tell us -- and then there's
- 24 another hatched area that is in front of -- or more
- 25 or less abutting Stickles Pond Road.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 the engineer?
- 2 A. Yes.
- 3 Q. Okay.
- 4 Now, the area in between the two
- 5 container storage areas at least along Stickles Pond
- 6 Road is open?
- 7 A. Um-hmm.
- 8 Q. All right. Is that going to remain
- 9 open?
- 10 A. Yes.
- 11 Q. There is currently -- at one time this
- 12 was used as an airstrip. There is shown an airstrip
- 13 on that site.
- 14 Will that continue to be left open?
- 15 A. Yes.
- 16 Q. As far as you know, there's going to be
- 17 a drainage facility, which will be described by the
- 18 engineer.
- 19 But that will be the only structure, if
- 20 you will, that's going to be there?
- 21 A. Yes.
- 22 Q. That's really just a facility that's
- 23 the whole -- that's going to be there, it's a natural
- 24 facility, correct?
- 25 A. Correct.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 What is that going to be?
- 2 A. That's going to be where we have the
- 3 aggregate material storage.
- 4 Q. That's where the bins are going to be,
- 5 et cetera?
- 6 A. Yes.
- 7 Q. Now, is it your understanding that
- 8 there's going to be some additional buffering -- by
- 9 the way, is there natural buffering that currently
- 10 exists along that site?
- 11 A. There is.
- 12 Q. What is that?
- 13 A. It's a tree line.
- 14 Q. Is that tree line, to the best of your
- 15 knowledge, going to be disturbed?
- 16 A. No.
- 17 Q. Is there going to be anything further
- 18 to supplement the tree line in an effort to mitigate
- 19 and eliminate the view of those either bays or the
- 20 storage containers?
- 21 A. Yes.
- 22 We plan on putting evergreens there.
- 23 Q. And a fence?
- 24 A. And a fence.
- 25 Q. A description of that will be done by

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

- 1 Q. Can you tell us, based upon your
- 2 understanding of the needs on this site, how many
- 3 construction pieces of equipment are going to be on
- 4 the site on average?
- 5 A. I would say anywhere from 10 to 50,
- 6 depending on the season.
- 7 Q. Explain what you mean by "depending
- 8 upon the season."
- 9 A. So a lot of our construction work in
- 10 the northeast is placed in the summer months, or the
- 11 warmer months.
- 12 So we will have less storage on the
- 13 site during that time. And more in the winter months
- 14 that we have upwards of 50 equipment.
- 15 Q. So can you explain how, when you end up
- 16 having your busy season -- by the way, what is the
- 17 construction season in the northeast, that you're
- 18 aware of, from when to when, what months?
- 19 A. So we usually start -- well, it depends
- 20 on the area.
- 21 But anywhere from March to November.
- 22 Q. So during that construction season,
- 23 whatever it may be, can you tell us when you have the
- 24 vehicles working on your construction sites, are they
- 25 likely to be brought back and forth and back and

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 forth, or will they end up just simply staying on the
 2 site, and then if you have another project they'll be
 3 moved to this next site?
 4 How does that work?
 5 A. So we want to eliminate as much travel
 6 as possible. When it comes to equipment, it's
 7 expensive. It's lot of, you know, moving. So we
 8 tend to have the vehicles on our construction site
 9 for the majority of the time that we're doing the
 10 construction.
 11 Q. Is that the reason why during the
 12 construction season it's likely that you're going to
 13 have as few as ten that might be available?
 14 A. Yes, exactly.
 15 Q. Okay.
 16 Then when you have the winter coming
 17 along, those months, whatever they may be, November,
 18 December, January, February?
 19 A. Right.
 20 Q. Then you might very well have no --
 21 little or no construction, that's where the 50 are
 22 going to come on?
 23 A. Right, correct.
 24 Q. Now, in terms of the materials that are
 25 going to be stored in the containers, can you tell us

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Do you have a plan with regard to
 2 handling the vehicles in a particular -- any
 3 droppings or spills should they occur, in regard to
 4 those vehicles? First of all, let me back off a
 5 second.
 6 You have been involved in construction
 7 for BHT Construction for a number of years, correct?
 8 A. Correct.
 9 Q. And have you had experience in terms of
 10 your construction sites with any spills or problems
 11 in that regard?
 12 A. No, we never have.
 13 Q. Now, can you tell us what your plan is
 14 as a company to attempt to mitigate any concerns with
 15 regard to those construction vehicles and their
 16 potential for any spills or leaks in regard to that?
 17 A. Yeah.
 18 We'll have a spill protection plan in
 19 place. We've adopted a remediation program from a
 20 company called ECS. It's a very reputable company
 21 when it comes to that sort of thing.
 22 And we'll make sure we're going to have
 23 all spill kits in and proper equipment onsite, and
 24 have the staff properly trained on how to use that in
 25 case we ever have to do any remediation.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 how many containers you anticipate to be onsite?
 2 A. Anywhere from 500 to 1,000?
 3 Q. How are they going to be stored, or
 4 arranged, let's put it that way?
 5 A. We will arrange them single, so one
 6 container. And in, like, a nice, neat row. They'll
 7 be lined up.
 8 Q. And the site, Sheet 4 indicates a
 9 series of lines. Is that the -- do those lines
 10 represent the access points for the containers?
 11 A. Yes, exactly.
 12 Q. And in between the lines is where those
 13 containers are going to be located?
 14 A. Correct.
 15 Q. Are those containers going to be stored
 16 single, or are they going to double stacked?
 17 A. Single.
 18 Q. So you're willing to stipulate that
 19 they would only be single stacked?
 20 A. Yes.
 21 Q. That's 8- to 8-and-a-half feet?
 22 A. Yes.
 23 Q. Now, there was some concern with regard
 24 to the fact that there are vehicles that are going to
 25 be stored onsite.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 We'll also inspect any construction
 2 vehicles coming into the site to make sure there are
 3 no leaks. If we do come across any, there will be
 4 proper steps to remediate.
 5 Q. Therefore, when a vehicle comes onsite,
 6 there's going to be an initial inspection to make
 7 sure there's no leak, and if there is a leak, what
 8 will you do?
 9 A. We'll put the spill plan into action.
 10 Q. Or you'll fix it?
 11 A. Yes.
 12 Q. And, thereafter, there'd be regular
 13 inspections?
 14 A. Yes.
 15 Q. That will be in conjunction with this
 16 spill plan that's being proposed, correct?
 17 A. Yes, correct.
 18 MR. THOMAS: Madam Chair, we're going
 19 to offer the Facilities Operator Program Manual. I
 20 believe that brings us up to A-15.
 21 MR. MOLICA: Sixteen, A-16.
 22 MR. THOMAS: Sixteen. A-16. Thank
 23 you, Mr. Molica.
 24 (Whereupon, Facilities Operator Program
 25 Manual, is marked as Exhibit A-16 for

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 identification.)
 2 MR. MOLICA: Do you have a copy?
 3 MR. THOMAS: I've got a ton of copies.
 4 Oh, there you go.
 5 MR. MOLICA: We have copies here at the
 6 dais. Counsel, I saw that you handed Ms. Durkin a
 7 copy.
 8 MR. THOMAS: Yes.
 9 MR. MOLICA: Can you make sure you have
 10 copies available with you in case the members of the
 11 public want.
 12 MR. THOMAS: Sure.
 13 I'm going to keep one for myself. And
 14 I have additional copies at the end of the meeting if
 15 anyone wants one.
 16 MR. MOLICA: Did everyone hear that?
 17 MR. THOMAS: If it turns out that
 18 anybody wants to have a copy, I have additional
 19 copies. I don't know that I have enough necessarily
 20 for everybody, but I do have a number of copies,
 21 probably an additional, I think, 15 or so. So if you
 22 want one, they're available at the end of the
 23 meeting.
 24 MR. MOLICA: Thank you.
 25 BY MR. THOMAS:

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 Now, the 20 employees, you don't have a
 2 definite number. I gather you're saying it's between
 3 ten and 20. So you're not absolutely certain how
 4 many employees you're necessarily going to have?
 5 A. Right. We'll probably start with ten.
 6 And if things ramp up and, you know, we need more
 7 hands on deck, we'll bring in --
 8 Q. You're going to hire them. And I'm
 9 assuming that they're going to be hired locally?
 10 A. Oh, yeah. All of our projects hire
 11 local persons, workers.
 12 Q. Let's talk in terms of access of
 13 vehicles, whether that be vehicles -- the employee
 14 vehicles, or for that matter, the delivery vehicles.
 15 Employee vehicles, if you have 20,
 16 presumably they come in the morning and they leave in
 17 the afternoon, right?
 18 A. Right.
 19 Q. So a trip, as you understand it, is
 20 somebody who comes in, and another trip is when they
 21 leave?
 22 A. Correct.
 23 Q. So those are -- I assume there's mostly
 24 either by cars, or pickup truck, or things of that
 25 nature, correct?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 Q. Continuing on.
 2 Again, the building, I think we talked
 3 about it, but just to reiterate, how big is the
 4 building, by the way?
 5 A. I'm going to say around 12,000 square
 6 feet.
 7 Q. Again, that is going to be used, you
 8 said, for purposes of a business office as well as
 9 storage of the more valuable materials?
 10 A. Yes, correct.
 11 Q. Will that be a continuing operation?
 12 Will there ever be a time where that building is not
 13 utilized or in any kind of way vacant as part of this
 14 overall operation?
 15 A. No.
 16 We'll always have valuable materials we
 17 have to store.
 18 Q. You'll always have somebody working in
 19 the business office; is that also correct?
 20 A. Yes.
 21 Q. And will those people be under your
 22 control?
 23 A. Yes.
 24 Q. And the hours of operation, you've
 25 already indicated.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 A. Yes.
 2 Q. What are the kind of -- what deliveries
 3 are going to be made and what kind of vehicles are
 4 going to be making those deliveries?
 5 A. So in regards to trips in and out?
 6 Q. Well, just let's describe the vehicles
 7 first; what are they?
 8 A. Trucks, semi-trucks, tractors.
 9 Q. Okay, semi tractor trailers?
 10 A. Um-hmm.
 11 Q. So you're going to end up having those
 12 come in?
 13 A. Um-hmm.
 14 Q. Now, are they going to be coming in on
 15 a regular basis?
 16 A. More than likely. You know, we are
 17 going to need material every single day, either
 18 coming in or coming out. So I anticipate, you know,
 19 we'll say if we had 150 trips, maybe that would
 20 happen four times a month.
 21 Q. Okay. And that would -- is it likely
 22 that it's going to be -- 150 trips, that means 75
 23 trucks will be coming in?
 24 A. Yes.
 25 Q. And they would be coming in not all of

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
 201-641-1812

1 once?
 2 A. No.
 3 Q. They're not coming in from one
 4 particular location?
 5 A. No.
 6 Q. They would be coming in during the
 7 course of the day from 8 o'clock in the morning to
 8 5 o'clock in the afternoon?
 9 A. Correct.
 10 Q. Then they would be -- once they
 11 arrived, are they required as part of your operation,
 12 and will they be required as part of your operation
 13 to sort of sign in and say, okay, I'm here, where do
 14 I go?
 15 A. Yes. We'll have someone -- the staff
 16 will direct them where to go, where to drop off the
 17 material at.
 18 Q. And they will then either be directed
 19 or shown -- what if it's a new driver and the first
 20 time he or she has ever been on the site, and they're
 21 supposed to go with a piece of construction
 22 equipment, what are you going to do to tell them to
 23 get to the right spot?
 24 A. We will have the staff there to direct
 25 them to the right spot and bring them down to the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Q. A handful would be what, ten or 15?
 2 A. Less than that, yeah.
 3 Q. Now, I was going to have you go over
 4 those exhibits, but I think that we've already had
 5 Mr. Mazer go over them, so I'm not sure that's
 6 necessarily necessary at this point in time.
 7 You've already indicated that the
 8 operation is going to be 8 to 5. You know, maybe
 9 what I would like to do is to just show you some of
 10 the exhibits that we previously submitted to verify
 11 that these in fact are the kind of materials that
 12 you're going to have onsite. Do you mind doing that?
 13 A. Sure, sure.
 14 MR. THOMAS: Do we need to take the
 15 mics with us?
 16 MR. MOLICA: Yeah, that would be best,
 17 if you don't mind.
 18 Thank you.
 19 BY MR. THOMAS:
 20 Q. Why don't you stand up over there. And
 21 we're going to go to A-1. That's just simply the
 22 overall view.
 23 Is that correct?
 24 A. Yes.
 25 Q. All right. I don't know that we need

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 correct area where they have to drop off.
 2 Q. The staff will be trained so they
 3 understand a particular piece of equipment goes here
 4 versus a piece of --
 5 A. Oh, yeah.
 6 Q. -- construction equipment goes in one
 7 location and the construction vehicles would go in
 8 another location?
 9 A. Yes.
 10 Q. You'll have staff trained to know
 11 that's going to be happening?
 12 A. Yeah. Because that stuff is not easy
 13 to move around. So they'll have to make sure they
 14 know where it's going.
 15 Q. I was going to go over. You said the
 16 maximum is going to be about 150 trips about four
 17 times a month.
 18 If it's not those maximums, what do you
 19 anticipate is going to be likely the truck traffic
 20 that's going to come to the site on an average day?
 21 A. I would say a couple trucks tops. It's
 22 all going to be dependent on, you know, if any of our
 23 sites need material and at what time. Also it's very
 24 seasonal, materials. But I don't anticipate more
 25 than a handful of trucks per day.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 to explain that any further.
 2 The next one indicates property
 3 information. It indicates the overall acreage.
 4 What is the overall acreage?
 5 A. Overall acreage is 97 acres.
 6 Q. And the activity or usable area at this
 7 point is what, approximately?
 8 A. For the storage facility?
 9 Q. Yes.
 10 A. The outdoor storage facility is for
 11 construction material and construction equipment.
 12 Q. And how many acres is that?
 13 A. Forty-eight.
 14 Q. Okay. And you've already talked about
 15 the fact that there's already going to be the hours
 16 of operation so we don't need to go over that again.
 17 Thank you.
 18 If you don't mind, now we're going to
 19 go to A-3. It says, "Storage Containers."
 20 Can you describe, are these the kind of
 21 storage containers that are going to be used onsite?
 22 A. Yes.
 23 And it's exactly how it will be lined
 24 up, nice and neat.
 25 Q. All right. So it's going to be --

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 ACTING CHAIRPERSON HOWELL: Excuse me,
 2 Mr. Thomas.
 3 MR. THOMAS: I'm sorry, yeah, yeah.
 4 I've seen them before, so all right.
 5 BY MR. THOMAS:
 6 Q. So you have on the -- I guess it would
 7 be the right side is the actual storage container?
 8 A. Yes.
 9 Q. And it's indicates -- the dimensions
 10 are on there. Those are accurate dimensions?
 11 A. Yes.
 12 Q. And on the other side it gives you an
 13 example of how they're going to be stored and they're
 14 going to be in individual rooms, correct?
 15 A. Correct.
 16 Q. And this is the same -- these are the
 17 same storage containers that are on the site next
 18 door?
 19 A. Yes, very similar.
 20 Q. We're going to go to A-4. These are
 21 what are called Construction Equipment. Can you
 22 describe them and advise whether or not these are the
 23 same or similar kind of equipment that are going to
 24 stored on the site?
 25 A. This is exactly what will be stored on

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 involve this kind of activity?
 2 A. It's 15 to 20 percent. No more than 20
 3 percent of storage.
 4 Q. That's not a big part of your
 5 operation?
 6 A. No.
 7 Q. It's the pipe and the other things that
 8 are --
 9 A. Yes.
 10 Q. And now we get to the pipe and the
 11 other things?
 12 A. The construction material, yeah.
 13 Q. This is now for the record A-6, the
 14 construction material. Again, it's obvious, but we
 15 need to make a record. So can you tell us what is
 16 shown on A-6?
 17 A. Yeah. So this is the majority of what
 18 the pipe that we'll be storing, stormwater pipe.
 19 Then this is a, like, geo fabric that we use for --
 20 as like a subbase, fencing, the chain link fence. It
 21 will also have, like, a metal panel fence that we'll
 22 store as well. And then possibly rebar.
 23 Q. And those kinds of materials are going
 24 to end up -- those are the things that are going to
 25 be inside the containers, right?

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 there. So you have the equipment over here: Motor
 2 graders, loaders, bulldozers, skid builders -- I'm
 3 sorry -- skid steer loaders, dump trucks, trenchers,
 4 excavators. And this isn't all of them, but this is
 5 some of them right here.
 6 Q. Those are the kinds of things that are
 7 going to be stored onsite?
 8 A. Yes.
 9 Q. And that's the one that's up back
 10 behind those trees, whatever those height are?
 11 A. Yes.
 12 Q. Got it.
 13 A. Ten feet, 100 feet.
 14 Q. All right. We now have what is
 15 described as construction materials. Can you
 16 describe this in relation to what you have for the
 17 other construction materials inside the containers,
 18 what is this out here?
 19 A. Yeah.
 20 So this is what the bays will look like
 21 that are made out of concrete. And the material
 22 inside here will be like aggregate, as I mentioned
 23 asphalt millings, crushed stone, gravel, even sand,
 24 material of that nature.
 25 Q. And how much of the operation will

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 A. Yes.
 2 Q. All right. I don't think I have any
 3 other questions of you. Thank you very much.
 4 A. You're welcome.
 5 MR. MOLICA: Why don't you both have a
 6 seat, then the board will ask questions.
 7 MR. KARR: So you just testified that
 8 this aggregate material, sand, crushed stone, all of
 9 the materials, those are all materials commonly used
 10 in production of concrete and asphalt?
 11 MS. SAINZ: We use it for our subbase.
 12 So that when we're doing our grading, we get to a
 13 final grade, before we put the asphalt on, we'll have
 14 to have a subbase of, you know, rick rack, crushed
 15 stone, thin gravel, and then the sand.
 16 MR. KARR: So those are primarily the
 17 construction -- do you consider those raw materials
 18 for concrete and asphalt product?
 19 MS. SAINZ: Not necessarily for it but
 20 as part of it, yes.
 21 MR. KARR: They would be stored in
 22 bins. Could you consider them hoppers or those
 23 cement silos.
 24 MS. SAINZ: I guess kind of a U-shape
 25 like a bay.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. KARR: Got it.
 2 Are you aware that it's specifically
 3 called out in the Andover code that it's permitted in
 4 the GI zone but not in CI zone.
 5 MS. SAINZ: I'm not aware of any of the
 6 zoning requirements. Just operations of the
 7 facility.
 8 MR. KARR: No further questions.
 9 ACTING CHAIRPERSON HOWELL: Thank you.
 10 MR. ORDILE: First of all, I'm very
 11 happy to see somebody from the BHT operations side to
 12 finally be here after four such meetings.
 13 I was truly looking forward to have
 14 some dialogue with Mr. Nusser tonight, but I'm also
 15 happy to have a dialogue with yourself.
 16 Anyway, how is the northeast being
 17 serviced right since they don't have -- from what BHT
 18 Construction property is the northeast being serviced
 19 right now?
 20 MS. SAINZ: So we're using vendors that
 21 are around our local areas. We would like to have
 22 something like this so we don't run into time
 23 constraints, which is something that we're
 24 experiencing at this very moment. Also sometimes the
 25 lead time on some of that stormwater pipe is three to

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Maryland.
 2 MR. ORDILE: Do you oversee all of
 3 those? You're responsible for all of those.
 4 MS. SAINZ: Yes. It's a lot.
 5 MR. ORDILE: How long have you been
 6 with BHT?
 7 MS. SAINZ: A year-and-a-half.
 8 MR. ORDILE: A year-and-a-half.
 9 I do have other questions. Just bear
 10 with me, please.
 11 MS. SAINZ: Sure.
 12 MR. ORDILE: So you testified -- I want
 13 to go back to the aggregate question that Mr. Karr
 14 asked.
 15 First of all, the bins that we're
 16 speaking of, I believe you testified that there are
 17 5-foot walls?
 18 MS. SAINZ: Yes.
 19 MR. ORDILE: I'm trying to remember. I
 20 thought Mr. Nusser indicated they were much taller
 21 than that, possibly 8-foot.
 22 MS. SAINZ: No.
 23 MR. MOLICA: Mr. Nusser will testify
 24 again presumably about the plan revisions that are
 25 marked as an exhibit. The board and the public and

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 four months. And that sets us back in our project.
 2 We may have to wait two months, and then it turns
 3 into three, into four. Before we know it, we're in
 4 winter and we can't finish project.
 5 So having something like this and
 6 having the material ready that we already have in one
 7 of our facilities and being able to just, you know,
 8 take a freight load and move it to our property would
 9 save us a tremendous amount of time and money.
 10 MR. ORDILE: Where else are these type
 11 of properties located in the country.
 12 MS. SAINZ: We have properties in
 13 Florida, in South Carolina, in Washington,
 14 California, New York, Maryland and Virginia.
 15 MR. MOLICA: I think the board member
 16 is asking about these specific properties similar or
 17 akin to what you're seeking approval for here.
 18 MS. SAINZ: Those are, yeah, yeah.
 19 MR. ORDILE: So how many are there?
 20 MS. SAINZ: There's several. I learn
 21 of new ones every day. Currently ongoing right now
 22 with our construction projects we have one in
 23 California, one in New York, one in South Carolina,
 24 and one in Florida.

And we have an upcoming one in
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 everybody will have the opportunity, I believe, to
 2 question Mr. Nusser again.
 3 MR. ORDILE: Okay. Then I'll hold off
 4 on that particular question.
 5 Going back to the operations. You
 6 indicated that it would be 8 to 5 Monday through
 7 Friday.
 8 Absolutely there will never be any
 9 weekends?
 10 MS. SAINZ: No.
 11 MR. ORDILE: Okay.
 12 And you also indicated that during the
 13 winter months, it sounds like you're basically shut
 14 down?
 15 MS. SAINZ: It's hard in the winter
 16 months in the northeast, as everyone knows. You
 17 can't do a lot of civil work when the ground is
 18 frozen or when you have 3 feet of snow.
 19 So it's all weather dependent, to be
 20 honest. So a mild winter, it's possibly we can do
 21 construction throughout the winter. It just all
 22 depends on the weather.
 23 MR. ORDILE: And just kind of help me
 24 understand a little again how you support the BHT
 25 Properties. Because I thought BHT -- I don't know

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 much about BHT.

2 But what I understand is, BHT is kind
3 of like a property management. They go out, they
4 purchase property, and then they sell it off to
5 someone else.

6 MS. SAINZ: Yes.

7 So, in essence, BHT Construction is the
8 contractor for BHT Properties Group. It's just, you
9 know, I guess, like an umbrella.

10 So BHT Properties Group is who owns the
11 properties and represents the tenants. And then BHT
12 Construction does all the construction work for BHT
13 Properties Group. We create our own division within
14 BHT Properties Group called BHT Construction.

15 MR. ORDILE: Okay. And you said you've
16 been with the company a year-and-a-half.

17 MS. SAINZ: Yes.

18 MR. ORDILE: Are you aware that the
19 initial application from BHT Properties was probably
20 about two years ago.

21 MS. SAINZ: Yeah, before my time.

22 MR. ORDILE: Okay. Is there a reason
23 that that property wasn't considered for this type of
24 usage back then.

25 MS. SAINZ: I'm not sure.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. ORDILE: I will actually stop at
2 this point and ask to be able to come back with other
3 questions, though.

4 MR. MOLICA: Other board members with
5 questions?

6 MR. OLSEN: Some of my questions have
7 been answered. So these other properties that you
8 manage, has the -- what you're proposing to store
9 there, has that ever changed at your other
10 facilities? So, in other words, you propose to store
11 this material and then new materials arrive on the
12 site.

13 MS. SAINZ: As far as a change in the
14 material.

15 MR. OLSEN: Correct.

16 MS. SAINZ: No. So the material that
17 we're proposing to store at this facility is the same
18 material we use at all of our projects.

19 MR. OLSEN: Have you ever done for any
20 of those other -- other of those properties noise
21 studies?

22 Can you testify to the noise that's
23 going to be emitted from the site from all of the
24 moving of materials, the trucks, traffic?

25 MR. MOLICA: I think we can hear

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. ORDILE: Mr. Thomas, can you tell
2 me who might be able to answer that question.

3 MR. THOMAS: I'm not sure I know that
4 either, to be honest.

5 MR. ORDILE: I'm not asking you. I'm
6 asking who -- which witness you'll bring forward that
7 would be able to answer that question so I can ask it
8 at the appropriate time.

9 MR. THOMAS: Well, I can check.

10 Although I don't know respectfully. I'm happy to try
11 to find that information out. But I'm not sure how
12 that necessarily relates to this particular
13 application since the other application has been
14 withdrawn, as you know.

15 And, in fact, we now have this
16 application that's been filed since March.

17 But in fairness, you've asked the
18 question. I'll see what I can come up with. I have
19 no idea why the original application was put in, and
20 I don't -- I have a pretty good idea why it was
21 withdrawn, but I don't know why it was put in
22 initially.

23 MR. ORDILE: Ms. Sainz, I'm sorry, I
24 lost my train of thought so...

25 MR. THOMAS: If you want to come back.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 testimony from an expert probably to that effect
2 unless...

3 MS. SAINZ: No. Yeah, I can't.

4 MR. MOLICA: I think that that's
5 probably better.

6 MR. OLSEN: So you're proposing that
7 another...

8 MR. MOLICA: I would think Mr. Nusser
9 is going to probably talk about that.

10 MR. THOMAS: I don't know. I mean, I
11 think the question -- if the question was does
12 Ms. Sainz know whether or not other studies were
13 performed at other sites, maybe she can answer that
14 question.

15 If you're going to get into the details
16 of what they showed, I suspect that may be beyond her
17 expertise.

18 Can you answer if you know whether or
19 not other sites had performed any kind of noise
20 study?

21 MS. SAINZ: I do not.

22 MR. THOMAS: Okay.

23 MR. MOLICA: And, for the record,
24 Ms. Sainz isn't testifying as an expert; she's

25 testifying as a fact witness about the operations of

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 the proposed site so...
2 MR. OLSEN: Can you testify to the
3 amounts of each material that will be stored on the
4 site.

5 MS. SAINZ: I can't say for sure. I
6 know the majority will be the pipe, the stormwater
7 pipe, and the fencing. Because those are two items
8 that we use at every site of ours.

9 And we use it in large quantities. So
10 I can say for certain that the majority of the
11 storage will be those two items.

12 MR. OLSEN: Okay. And you are
13 describing the storage of vehicles and the spill
14 plans that you have.

15 Can you describe how those vehicles
16 that are stored will be serviced? Will they be
17 serviced on this facility, or will they be taken
18 offsite and serviced somewhere else?

19 MS. SAINZ: We do -- we could do both.
20 So with our properties that we have now, sometimes we
21 have them come onto the property to service them.

22 Say we're renting from rentals, they
23 would come to the property and service it for us. If
24 it's something that's larger, we probably would have
25 to take it off the site to have it serviced.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 testify as to what he might think would be the
2 reasonable answer to that question in terms of
3 operations for oil changes, things of that nature.

4 MR. MOLICA: I have no problem with
5 that, provided Mr. Nusser can respond those types of
6 questions.

7 MR. THOMAS: Right.

8 MR. MOLICA: You did introduce Exhibit
9 A-16, which is the program manual that addresses
10 that.

11 And I'm glad Mr. Nusser will be the
12 designated witness to handle those types of things.

13 MR. ORDILE: I've got one more
14 question. You talk about all the trees that are
15 going to be preserved. I notice fall coming.

16 ACTING CHAIRPERSON HOWELL: Speak into
17 the mic.

18 MR. ORDILE: I notice fall coming.
19 When the foliage is gone, storing all these maximum
20 amount of equipment, which you say is in the winter,
21 how are you going to keep the residents from seeing
22 the storage units, the storage yard with all the
23 foliage gone?

24 MR. THOMAS: Again, I think that is a
25 question more aptly posed to Mr. Nusser, who is the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 But the majority of them will come to
2 the site.

3 MR. OLSEN: So if they come to the site
4 and they're serviced, will they be serviced in the
5 building, or will be serviced outdoors.

6 MS. SAINZ: I'm not sure.

7 MR. OLSEN: In your other facilities.

8 MS. SAINZ: We are out -- we don't have
9 another facility like this outdoors.

10 MR. OLSEN: Okay, that's all my
11 questions right now.

12 MR. O'CONNELL: I have a question.
13 Yeah.

14 If you're doing oil changes on -- if
15 you're doing oil changes on those machines, how do
16 propose to keep the spillage and drippings and the
17 leakages from all this machinery on there to keep it
18 from the sensitive Pequest River.

19 MR. THOMAS: I think that's a question
20 that is I think beyond the scope of the testimony
21 here and beyond her expertise.

22 She has indicated that there is going
23 to be a spill plan and that spill plan includes the
24 fact that there will be servicing.

25 And we can end up having Mr. Nusser

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 engineer who prepared the site plan. I think he can
2 answer your question in greater detail so that you
3 understand what it is that the applicant is proposing
4 to assure that there will be no visibility not only
5 during the periods where there's existing trees with
6 leaves but also when it's in winter and how we
7 propose to handle that.

8 So I'm happy to answer that question.
9 I'm not avoiding it. This is just not the right
10 witness.

11 MR. MOLICA: I have questions. I don't
12 know, Matt and Cory, do you have questions?

13 MR. ORDILE: I have some additional
14 questions.

15 MR. MOLICA: I'll go -- Matt, Cory and
16 I can go after all the board members.

17 MR. ORDILE: So referring back to the
18 pictures on Exhibit 2, it mentions something about a
19 receiving area.

20 Can you describe what is meant by the
21 receiving area?

22 MS. SAINZ: Receiving area or receiving
23 the material.

24 MR. ORDILE: So is there a defined area
25 on the site plan that the material is received, all

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 the material is received at first?
 2 Help me understand. A truck comes in
 3 with material.
 4 MS. SAINZ: Yeah. So there would be
 5 someone, one of the employees, onsite to receive the
 6 material and direct them to the right area to be
 7 dropped off.
 8 MR. ORDILE: I'm sorry, that's not
 9 clear.
 10 That's not clear to me.
 11 Somebody comes in, a truck comes in,
 12 and they say go way over there.
 13 MS. SAINZ: So a truck would come in.
 14 They would check in with one of the staff members,
 15 receive the materials, you know, a packing list or a
 16 number, whatever it may be, a building. And then
 17 make sure it's the correct material.
 18 And then direct them to where to drop
 19 off the material, whether it's --
 20 MR. ORDILE: So they could be sent to
 21 the far end of the property to drop off the
 22 aggregate, or one of the containers, or some
 23 equipment for the -- whatever construction material
 24 for the containers.
 25 MS. SAINZ: Yes.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 right now.
 2 So our property in California --
 3 MR. ORDILE: That's nice to know.
 4 That's nice to know. We've interested in
 5 understanding if there's any other -- this is the
 6 first of its kind for BHT Construction.
 7 MS. SAINZ: Yes.
 8 MR. ORDILE: How long has BHT
 9 Construction been in existence?
 10 MS. SAINZ: Around seven years.
 11 MR. ORDILE: Seven years.
 12 MS. SAINZ: Um-hmm.
 13 MR. ORDILE: BHT Construction did what
 14 prior? I still...
 15 MS. SAINZ: I don't understand.
 16 MR. ORDILE: I'll have to come back to
 17 that. Okay, let me go on to something else.
 18 On Exhibit A-3. Pull up A-3. You
 19 mentioned that the containers are all sitting ever so
 20 nicely in one row. That's the way they're going to
 21 be stored, correct?
 22 MS. SAINZ: They'll be lined up, yes.
 23 MR. ORDILE: Okay. Each of them appear
 24 to be in the picture that they're on a platform.
 25 MS. SAINZ: It looks like they're on

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. ORDILE: Is there a drop point in
 2 each area?
 3 MS. SAINZ: I don't know. That's
 4 something that we'll have to work out operation-wise.
 5 MR. ORDILE: I'm sorry.
 6 What about the other facilities?
 7 MS. SAINZ: This is our first storage
 8 facility that we have like this.
 9 MR. ORDILE: I'm sorry, I must have
 10 missed your statement.
 11 MS. SAINZ: Yeah, we have other
 12 properties where we do the construction. You know,
 13 we have --
 14 MR. ORDILE: I'm sorry.
 15 What I asked earlier was, are there
 16 other properties what you're planning here around the
 17 country.
 18 MS. SAINZ: Oh, I misunderstand. No.
 19 I'm sorry.
 20 This would be the first one of this
 21 nature. Yes.
 22 MR. ORDILE: Thank you for clarifying.
 23 I don't think that was clear to anyone.
 24 MS. SAINZ: No, no, I'm sorry. Other
 25 properties are what we're doing construction-wise

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 pallet in the photo.
 2 MR. ORDILE: So is that how they come
 3 into the facility on that, and then placed with
 4 material already inside, or would they come into the
 5 facility empty, place them on the ground and then
 6 eventually fill them.
 7 MS. SAINZ: The containers would be
 8 empty. And as we receive the material, we would come
 9 and unload it into the container.
 10 MR. ORDILE: Okay. So you're creating
 11 500 to 1,000, so day one there's going to 500.
 12 MS. SAINZ: Yes.
 13 MR. ORDILE: All laid out, all empty.
 14 MS. SAINZ: Yes.
 15 MR. ORDILE: And then trucks are going
 16 to start coming in --
 17 MS. SAINZ: To be unloaded.
 18 MR. ORDILE: -- to unload the material
 19 and put things --
 20 MS. SAINZ: Over time, yes.
 21 MR. ORDILE: Okay, over time.
 22 Is a singular type of material
 23 maintained in each one, or do they combine, like,
 24 pipes and fencing and rebar?
 25 MS. SAINZ: We will not combine. They

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 will be separate to the container.
 2 So fencing will only be in a fencing
 3 container.
 4 MR. ORDILE: Okay. Are these all
 5 locked up.
 6 MS. SAINZ: We'll have them locked,
 7 yes.
 8 MR. ORDILE: Okay, they'll all be
 9 locked.
 10 Are these containers specifically made
 11 for you for this purpose, or are these containers
 12 that are going to be bought on the open market?
 13 MS. SAINZ: Bought on the open market.
 14 We're not going to have them made just for us.
 15 MR. ORDILE: Okay. So you don't know
 16 the history of any of these containers, what they're
 17 made of, what was contained in them.
 18 MS. SAINZ: It depends if we buy them
 19 new or used. I imagine we'll buy them new.
 20 MR. ORDILE: I'm sorry, can you repeat
 21 that, please.
 22 MS. SAINZ: I'm not sure how we intend
 23 to obtain the containers.
 24 So that will depend on whether they
 25 were purchased new, never used, or used.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. ORDILE: So these security cameras
 2 will have night vision.
 3 MS. SAINZ: Yes.
 4 MR. ORDILE: And they will be -- any
 5 idea how many?
 6 MS. SAINZ: I do not.
 7 MR. ORDILE: So when material leaves
 8 and material is needed to be taken out of the
 9 container, it's not as if the container -- it will
 10 never be that the container is picked up, put on a
 11 flatbed and take it out.
 12 MS. SAINZ: No.
 13 MR. ORDILE: They empty it --
 14 MS. SAINZ: Yes.
 15 MR. ORDILE: -- manually, put it onto
 16 whatever kind of truck --
 17 MS. SAINZ: Correct.
 18 MR. ORDILE: -- to get it out of the
 19 facility.
 20 So a truck would be driven onto the
 21 property up to where that container is and will be
 22 right from the point of that containers?
 23 MS. SAINZ: More than likely, yes.
 24 MR. ORDILE: More than likely. Exhibit
 25 A-4, please.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. ORDILE: I thought you said they
 2 were going to be 8-by-25.
 3 Did I misunderstand you?
 4 MR. THOMAS: I don't think she
 5 testified to that.
 6 MR. ORDILE: I believe she did. I
 7 believe she testified 8 by something. I don't
 8 recall. I thought it was 25.
 9 MS. SAINZ: No, 40.
 10 MR. ORDILE: Forty feet.
 11 MR. MOLICA: We can check if we need
 12 to, but Ms. Sainz can answer the question if she
 13 knows the answer.
 14 MR. THOMAS: She did. She said 40.
 15 MR. MOLICA: Oh, she did.
 16 MS. SAINZ: Forty feet.
 17 MR. MOLICA: I didn't hear. I'm sorry.
 18 MR. ORDILE: Are there going to be
 19 security cameras throughout the site.
 20 MS. SAINZ: Yes.
 21 MR. ORDILE: I think it was brought out
 22 in Mr. Stoner's report something about the lighting.
 23 Is there going to be a full lighting plan around the
 24 building itself?
 25 MS. SAINZ: That's correct.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 So it sounds as if we were kind of
 2 hippy as far as which specific equipment would end up
 3 being on the property, or did I misunderstand? I
 4 know that's a list that's there but it doesn't sound
 5 like we understand.
 6 MS. SAINZ: Those are the list of
 7 equipment that we currently use for our projects.
 8 MR. ORDILE: Those are all the
 9 different types of equipment.
 10 MS. SAINZ: Yes.
 11 MR. ORDILE: I'm sorry.
 12 How many did you say -- what's the plan
 13 to have -- how many pieces of equipment on the
 14 property.
 15 MS. SAINZ: Anywhere from ten to 50.
 16 MR. ORDILE: Ten.
 17 MS. SAINZ: Yes.
 18 MR. ORDILE: Ten to 50 pieces of
 19 equipment.
 20 MS. SAINZ: Yes.
 21 MR. ORDILE: On those two very large
 22 acres of property.
 23 MS. SAINZ: Yes.
 24 MR. ORDILE: And that ten to 50 will
 25 fill that up.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MS. SAINZ: I'm not saying it will fill
2 it up; that's just what we intend to have.
3 MR. ORDILE: How is that number
4 actually determined.
5 MS. SAINZ: By the number of projects
6 that we currently have, or have in the pipeline.
7 MR. ORDILE: Where would this equipment
8 come from.
9 MS. SAINZ: We will own it.
10 MR. ORDILE: You will own it.
11 Where is it now?
12 MS. SAINZ: We don't have 10 to 50
13 right now. So this is for the future.
14 But we do have a couple that we own,
15 and they're on our projects. We're currently using
16 them.
17 MR. ORDILE: So these pieces of
18 equipment would come from those -- once those
19 projects are done would be brought into this
20 facility.
21 MS. SAINZ: Yes.
22 When we're not using them.
23 MR. ORDILE: And you don't ever
24 anticipate it going over 50.
25 MS. SAINZ: No.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. ORDILE: What is that based on?
2 MS. SAINZ: That's the knowledge that I
3 was given.
4 MR. ORDILE: I'm sorry.
5 MS. SAINZ: The knowledge that I was
6 given from the principal of the company.
7 MR. ORDILE: The knowledge that you
8 were given.
9 MS. SAINZ: Yes.
10 MR. ORDILE: Regarding what? Somebody
11 told you the number 50.
12 MS. SAINZ: The amount of projects that
13 we're going to have going on, we will never exceed 50
14 pieces of equipment on this facility.
15 Our plan is to have more facilities
16 like this. So one in the west, one in the south, one
17 in the midwest. And we will -- whatever projects we
18 have going on at that time in that region, you know,
19 when we're not using equipment, it will be stored at
20 the other facility. So this is just for the
21 northeast.
22 MR. ORDILE: That equipment, where it's
23 stored, you indicate that it's going to be gravel.
24 MS. SAINZ: Yes, correct.
25 MR. ORDILE: And again the acreage, I'm

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 trying to -- what's the total acreage assigned to --
2 MS. SAINZ: I do not know off the top
3 of my head.
4 MR. THOMAS: I think Mr. Nusser would
5 be a better individual to answer that question.
6 MR. ORDILE: Okay.
7 Mr. Thomas, if I do ask a question that
8 is not appropriate for Ms. Sainz, please let me know.
9 I'll be more than happy to move on.
10 MS. SAINZ: I have the acreage here. I
11 just can't read it. Twelve? Four.
12 MR. O'CONNELL: Twelve acres.
13 MR. ORDILE: Total.
14 MR. O'CONNELL: Yeah, construction
15 equipment.
16 MR. ORDILE: I'm sorry, John, what was
17 it? Four acres.
18 MR. O'CONNELL: Twelve, 12.
19 MR. ORDILE: Thank you.
20 I'm hard of hearing. So 12 acres, 50
21 pieces of equipment, does that kind of make sense.
22 MS. SAINZ: That's what we're
23 proposing.
24 MR. ORDILE: Okay. When they're
25 stored, are they stored with like equipment, so like

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 would all the dump trucks be together in one area.
2 MS. SAINZ: Yeah. We would like to
3 organize it that way.
4 MR. ORDILE: It's not just a random if
5 there's a stock, put it there, there's a stock, put
6 it there.
7 MS. SAINZ: No. We would like to have
8 organization of it.
9 MR. ORDILE: Okay. And is there a
10 reason for that.
11 MS. SAINZ: Organized with like kind?
12 I think it just makes more sense to have everything
13 that looks alike together.
14 MR. ORDILE: It looks nicer.
15 MS. SAINZ: Yeah.
16 MR. ORDILE: In an area that nobody's
17 going to see.
18 MS. SAINZ: Exactly.
19 MR. ORDILE: How does that equipment
20 actually get moved onto the property and off the
21 property, a piece of equipment?
22 So what is the biggest piece of
23 equipment on that list, please?
24 MS. SAINZ: I would say either the dump
25 truck -- probably the dump truck, the common dump

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 truck.

2 MR. ORDILE: Okay, the dump truck.

3 So would the dump truck drive itself?

4 Not drive itself. Would the dump truck be driven by
5 someone to its location in the storage area.

6 MS. SAINZ: More than likely we would
7 have it dropped off by the freight, the truck.

8 MR. ORDILE: Be dropped off where.

9 MS. SAINZ: In the area that is
10 designated on the site plan.

11 MR. ORDILE: So the back piece of the
12 property.

13 MS. SAINZ: Yes.

14 MR. ORDILE: Okay. So it would just be
15 like the edge of it, somebody would dump it off, dump
16 the truck off there.

17 MS. SAINZ: We would organize it
18 appropriately.

19 MR. ORDILE: I'm sorry.

20 MS. SAINZ: We would organize it
21 appropriately. So wherever the dump trucks are going
22 to go, we will have it go.

23 MR. ORDILE: I didn't see any paved
24 areas back there. Why would there not be paved areas
25 like with the storage, since things are -- you've got

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 deliver it to Maine, if you're doing something up in
2 Maine.

3 MS. SAINZ: We would use this material
4 -- let's say we have a site in New York where we're
5 having -- pulling a lot of material from that
6 property, which does happen.

7 Instead of, you know, we were selling
8 it locally, we could use it on other properties,
9 which we would bring it here, and we would store it
10 until we could use it somewhere else.

11 MR. ORDILE: Is there anything
12 underneath that?

13 It said it was going to be gravel. Is
14 there anything under any of those individuals that
15 would prevent any kind of seepage or runoff from
16 going into other areas of the property.

17 MS. SAINZ: No.

18 MR. ORDILE: Is there anything that
19 would actually cover it so that no wind or dust --
20 the wind would blow dust around in the general area.

21 MS. SAINZ: This would typically be
22 more of a heavy material that's, you know, like a
23 crushed stone.

24 MR. ORDILE: You mentioned sand.

25 MS. SAINZ: I was just speaking of
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 heavy equipment traveling on that property.

2 MS. SAINZ: So with heavy equipment and
3 paving, they don't mix well. So that's why we have
4 the gravel.

5 MR. ORDILE: Okay.

6 But if they drive through the -- I
7 don't have my map here -- but they would have to
8 drive along those paved areas in order to get to that
9 area, correct?

10 MS. SAINZ: Yes.

11 MR. ORDILE: Yes.

12 MS. SAINZ: Yeah.

13 MR. ORDILE: Okay. Exhibit A-5,
14 please. That's an aggregate, correct.

15 MS. SAINZ: Yes.

16 MR. ORDILE: So you had testified to
17 the different types of aggregate. And I don't want
18 to get into those types right now.

19 But do they change through the seasons,
20 through the year; would it be asphalt millings at one
21 point and mulch at some point.

22 MS. SAINZ: No, I don't anticipate it
23 changing over the year per season or anything.

24 MR. ORDILE: Is it cost effective to
25 actually store it yourself, load it yourself, and

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 different types of aggregates that could be stored.

2 MR. ORDILE: One that was mentioned was
3 sand.

4 But even with crushed stone it has
5 dust. So is there anything ever to cover it to
6 protect.

7 MS. SAINZ: I would think the concrete
8 walls would be enough. If we need to consider
9 covering, then we would.

10 MR. ORDILE: That property, that's the
11 piece of property that is closest to Stickles Pond
12 Road and the residential areas, correct?

13 MS. SAINZ: Yes.

14 We also plan on having an 8-foot fence
15 surrounding the property too, to be at 5 feet.

16 MR. ORDILE: The wind goes over that
17 right, too.

18 MS. SAINZ: If we need to discuss
19 covering, we can.

20 MR. ORDILE: It's an open field, pretty
21 much a big open field in that area that you're
22 leaving open, the runway. I think you've been there,
23 correct.

24 MS. SAINZ: Yes.

25 MR. ORDILE: Okay. So you know that --
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 I need to make this a question. I can't make it a
 2 question so I'll hold off.
 3 MR. MOLICA: But I want to make it
 4 clear that the runway is not going to have any
 5 aggregate material in it.
 6 MR. ORDILE: No, no. That's
 7 understood. It's just that it's an open area and the
 8 winds sweep onto that area.
 9 MR. THOMAS: Understood.
 10 MR. ORDILE: And the trucks are loaded
 11 with the aggregate. So they're loaded. They would
 12 -- the truck would drive to that particular area of
 13 the property, correct.
 14 MS. SAINZ: Correct.
 15 MR. ORDILE: They would drive along the
 16 runway to leave and go out the exit and back out to
 17 the 206, correct?
 18 MS. SAINZ: Yes.
 19 They would use the same exit that they
 20 --
 21 MR. ORDILE: The same entrance and
 22 exit, they would go that route towards the office
 23 building, to the building.
 24 MS. SAINZ: Yes.
 25 MR. ORDILE: Then out the exit.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 containers, never stored outside of the containers,
 2 never, ever.
 3 MS. SAINZ: No, I will not say that.
 4 There may be a time where we use the fence, you know,
 5 you see how it's stored there in the picture, we may
 6 store that outside the containers.
 7 But it will nice and neat. And we
 8 don't want to ruin our material either, so we will
 9 make sure everything is always looking appropriate
 10 and nice.
 11 MR. ORDILE: Where would that fencing
 12 outside the container be stored, in what section.
 13 MS. SAINZ: It will be stored in the
 14 area where the storage containers are, but it may not
 15 necessarily be in a storage container.
 16 MR. ORDILE: Okay, thank you.
 17 I believe the rest of the questions are
 18 for Mr. Nusser, so that's all I have.
 19 Thank you very much. I appreciate you
 20 taking the time to answer my questions.
 21 ACTING CHAIRPERSON HOWELL: Before we
 22 go to our professionals, I'd like to take a
 23 five-minute break. Five minutes only, though,
 24 please.
 25 (Whereupon, a brief recess is held.)

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Is there any plan to wash down the
 2 runways, or wash down the front entrance, wash down
 3 206 to keep the dust and the aggregate from
 4 collecting?
 5 MS. SAINZ: I don't know. I don't
 6 know.
 7 MR. ORDILE: Is it something you're
 8 thinking about.
 9 MS. SAINZ: We could, I suppose.
 10 MR. ORDILE: Okay, good idea.
 11 MR. KARR: Dust control could be a
 12 condition. If the board would approve the
 13 application that could definitely be a condition.
 14 MR. THOMAS: We understand that if the
 15 board feels it's necessary, we can certainly talk to
 16 Mr. Stoner in terms of appropriate dust mitigation
 17 measures, whatever is reasonable under that
 18 circumstance.
 19 MR. ORDILE: Exhibit A-6, please.
 20 That's it, get the young guy to do it.
 21 MR. THOMAS: That's exactly right.
 22 MR. ORDILE: I'm correct in
 23 understanding that -- this is the construction
 24 material.
 25 This will only always be within the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. MOLICA: So we made an announcement
 2 earlier, we typically don't accept any new testimony
 3 after 10:30. Ms. Sainz is an out-of-state witness.
 4 We are going to try to complete her
 5 cross-examination so she does not have to return if
 6 she cannot because of her again out-of-state location
 7 and everything.
 8 So with that, do any other board
 9 members have questions for this witness?
 10 MR. O'CONNELL: Yes.
 11 The building for the storage and
 12 operations, are we going to get any kind of
 13 architectural renderings or anything?
 14 Is it a one-story, two-story?
 15 MR. THOMAS: I think the architectural
 16 plans have been submitted. And I think your
 17 engineer, Mr. Stoner, has made reference to the fact
 18 that the building that has been submitted is somewhat
 19 of a generic building. That's the building we're
 20 going to be putting on the site.
 21 MR. O'CONNELL: Generic.
 22 MR. THOMAS: I'm sorry.
 23 MR. O'CONNELL: A generic building.
 24 MR. THOMAS: Yeah. And I'm sure that
 25 we're going to end up having either the engineer --

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 we can talk about, for example, colors, things of
 2 that nature.
 3 The building and the shape of the
 4 building and all that, that building that had been
 5 submitted some time ago. So that's the building that
 6 we're going utilize. We can certainly talk about
 7 what the facade looks like and that sort of thing.
 8 MR. O'CONNELL: That had been submitted
 9 for the prior application.
 10 MR. THOMAS: No. Well, you know what,
 11 that's an answer -- I'm not sure I have the answer to
 12 that question. I know it's been submitted. I
 13 thought it was this application. It might have been
 14 the prior application. If it's the same building, I
 15 don't know specifically.
 16 MR. O'CONNELL: As we pointed out, also
 17 I think Mr. Ordile brought it up, a 12.14 acres to
 18 store 50 units of construction equipment, that's an
 19 awful lot of acreage.
 20 MR. THOMAS: That's the testimony.
 21 That's correct, that's it.
 22 MR. O'CONNELL: Are you willing to make
 23 it a condition that there will be no more than --
 24 MR. THOMAS: If that's the ultimate the
 25 condition, yes. The answer is yes, we will.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MS. SAINZ: Yes, exactly.
 2 MR. O'CONNELL: Those machines for
 3 loading and unloading in those areas would also
 4 necessarily have the reverse beeping.
 5 MS. SAINZ: To my knowledge, any
 6 construction equipment has that. When you reverse
 7 there is a beeping noise.
 8 MR. THOMAS: I've had that question
 9 about a hundred times when I represent boards. We're
 10 perfectly happy to talk about that, subject to any
 11 rules and regulations. If we can do something to
 12 mitigate that, we will certainly --
 13 MR. O'CONNELL: Neighbors.
 14 MR. THOMAS: Exactly. That's always
 15 the concern. So we understand that.
 16 And we want to work with you and the
 17 neighbors to try to mitigate that noise.
 18 MR. O'CONNELL: I just have a very big
 19 concern about the viability and business model here
 20 for the amount of times you're handling and moving,
 21 especially if you're storing pipe here, or fencing
 22 here, to go to Delaware.
 23 MS. SAINZ: So to answer that, when it
 24 comes to our properties, we only need fence at one
 25 time for one property. It would only be one time --

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. O'CONNELL: And you're saying also
 2 that that container is going to have 500 to 1,000
 3 onsite single stack.
 4 Now, how is the loading and unloading
 5 going to be performed for that since they don't get
 6 moved?
 7 MR. THOMAS: I'm not -- I'm not the
 8 witness.
 9 MS. SAINZ: So we'll have equipment
 10 there onsite to facilitate that, to take it from the
 11 trailer and to move it to the container.
 12 MR. O'CONNELL: Basically forklifts,
 13 things like nature.
 14 MS. SAINZ: Yeah.
 15 So usually material will be stored on
 16 some sort of a pallet. We use a skid steer or
 17 forklift to pull it off to place it into the
 18 container.
 19 MR. O'CONNELL: Also the aggregate
 20 area, that would also be dump trucks dropping off
 21 equipment and aggregate there.
 22 MS. SAINZ: Yes.
 23 MR. O'CONNELL: And when they need
 24 aggregate, they'll get a backhoe or something there
 25 to load it.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 if we have a project in Delaware, there will be one
 2 time where we're moving fence from the container for
 3 one property in Delaware.
 4 So it's not like we're going to be
 5 moving the fence or material every single day. I
 6 mentioned, it will maybe be, you know, four times a
 7 month where we have, you know, more than ten trucks
 8 going into the area, bringing material or loading or
 9 unloading.
 10 MR. O'CONNELL: Well, when you're
 11 talking about 500 to 1,000 containers, my concern is
 12 you have a tremendous amount of inventory on hand.
 13 You've got a lot of capital invested in that just
 14 sitting not generating any revenue.
 15 MS. SAINZ: No.
 16 But especially right now with the cost
 17 of material, inflation is ridiculous. I mean, the
 18 pipe I could have bought in March is 25 percent more
 19 expensive now in November than it was in March.
 20 So we want to avoid things like that,
 21 which is why we would have the material stored here.
 22 There's always going to be inflation. Prices are
 23 always going to go up. Just have it stored there.
 24 Maybe it sits there for a year and we don't use it.
 25 When we need it, it will be there. It will be cost

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 effective as well.
 2 MR. O'CONNELL: I came from
 3 environmental retail. Just in my mind, the less
 4 handling, if anything, the better off you were for
 5 your cost. And that's the inflation, prices go up.
 6 But they also come back down, right?
 7 Now a lot of price issues are because
 8 of delivery and trucks, the pandemic and so forth,
 9 lack of truck drivers. That's going to change. The
 10 same with the prices of oil. They better go back
 11 down.
 12 MS. SAINZ: It could, yeah.
 13 MR. O'CONNELL: Piping and so forth. I
 14 just have a concern about the business model. You're
 15 storing so much equipment and materials that to me it
 16 doesn't really make viable sense from a business
 17 model.
 18 MR. THOMAS: Well, Mr. O'Connell, let
 19 me just respond to that. Because while I understand
 20 your concern, respectfully -- I do mean respectfully
 21 -- you know, that is an issue that really is the
 22 concern of the applicant. Your job is to determine
 23 whether or not the site plan meets yours standards
 24 and whether or not whatever variances we are
 25 ultimately required to meet, meet the standards.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 For the record too so that we can avoid
 2 redundancy in questions, I want everyone to focus on
 3 Ms. Sainz's testimony and how it relates to what the
 4 function of this hearing is to determine what relief
 5 they're required to obtain and whether they're
 6 entitled to it from a Land Use Board and a zoning
 7 perspective specifically, okay?
 8 MR. O'CONNELL: Thank you.
 9 ACTING CHAIRPERSON HOWELL: Eric, you
 10 had one.
 11 MR. OLSEN: Just so presumably as
 12 you're moving materials around, specifically you'll
 13 have some damaged products. What would be the plan
 14 to store those damaged products?
 15 Say, your fencing rips or a forklift
 16 punctures, one of these types, where on this facility
 17 would you be storing those damaged materials.
 18 MS. SAINZ: That is something I haven't
 19 discussed with anyone on my team, but I can bring it
 20 up.
 21 And I would assume we would set aside
 22 an area or maybe a container or two for damaged
 23 goods.
 24 MR. OLSEN: So you would designate an
 25 area --

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 Whether or not this is a good or bad
 2 business model is really the applicant's concern.
 3 They feel though this is a good plan, given the
 4 construction activity around the northeast and given
 5 the fact that they have had experience over the last
 6 five or six years involved in the construction
 7 business.
 8 And they have felt that this is a good
 9 central location for them to be able to provide for
 10 materials at a time when they need it so that it's
 11 not delayed.
 12 Yes, right now the supply chain is a
 13 mess. But there's also the problem, as you are
 14 certainly aware, you know, five years ago instead of
 15 the pipe coming, you know, in two weeks, it may have
 16 come in two months just simply because of delays that
 17 normally happen even without the pandemic. So that's
 18 what they're really trying to avoid.
 19 Respectfully, that's their business
 20 decision and that's their business model. I
 21 understand you may have a concern, but your
 22 jurisdiction is that of the Municipal Land Use Law
 23 and whether or not we meet our standards.
 24 MR. MOLICA: I don't disagree with
 25 Counsel.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MS. SAINZ: That's what I would say,
 2 from an operational standpoint.
 3 Again, I'd have to run it by my team to
 4 see how they want to approach that, but I could
 5 suggest something.
 6 MR. OLSEN: Would the plan be to remove
 7 those damaged materials at some point, or would you
 8 continue to have it on site.
 9 MS. SAINZ: No.
 10 At some point we would make a plan to
 11 remove them.
 12 MR. OLSEN: Okay, that's that.
 13 ACTING CHAIRPERSON HOWELL: Any other
 14 questions from the board? Okay.
 15 MR. MOLICA: I have a few questions,
 16 then I'll defer to Matt and Cory so we can continue.
 17 Ms. Sainz, you have answered a lot of
 18 questions tonight. I commend you and I thank you.
 19 You did have to travel from out of state.
 20 So again your presence I think has been
 21 very helpful ultimately.
 22 I remain curious about the relationship
 23 between BHT Properties and BHT Construction. But I
 24 don't think for tonight's purposes I really want to
 25 explore that in any great detail, right.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 BHT Construction, though, must be
 2 extremely busy if they need this type of facility
 3 Is that correct?
 4 MS. SAINZ: Yes.
 5 So we have, I would say, several
 6 projects in the pipeline coming up within the next
 7 year or two that we would want to have this facility
 8 ready for by the time we start construction on those
 9 other projects.
 10 MR. MOLICA: These are projects in the
 11 northeast, not just in New Jersey.
 12 MS. SAINZ: In the northeast area.
 13 MR. MOLICA: You used the word "civil"
 14 a couple times in describing the work.
 15 Can you give us an example about the
 16 type of construction work that you actually do?
 17 MS. SAINZ: Yeah.
 18 It's lot of civil work. So we do a lot
 19 of excavating.
 20 MR. MOLICA: But for who? Like, who is
 21 the clientele? You don't have to name specific...
 22 MS. SAINZ: We have tenants that we
 23 build for, so we have an agreement with them and we
 24 build to what they need.
 25 MR. MOLICA: So tenants rent from BHT
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 Properties, rent facilities from BHT.
 2 MS. SAINZ: Yes.
 3 So I don't want to say any of the
 4 tenants' names. But say we have a tenant who needs
 5 an auto auction facility or something of that nature,
 6 we would build to what their plans are and deliver
 7 the property to them when it's complete.
 8 Then they become our tenant because BHT
 9 Properties Group still owns the property.
 10 MR. MOLICA: For this site, I think in
 11 describing it you used storage a couple times in your
 12 testimony, but you also used the word "logistics."
 13 When we talk about the building that's being
 14 proposed, when we talk about the 12,000-square-foot
 15 building, give me as much detail as you can about
 16 what the employees are doing inside the building.
 17 MS. SAINZ: So inside the building,
 18 one, we would have someone managing the site to make
 19 sure everything is running properly. And then we
 20 would have employees scheduling any deliveries or
 21 receiving any deliveries.
 22 Also, you know, putting the drivers
 23 into the correct location and determining where it's
 24 going to be delivered, the container or onsite --
 25 MR. THOMAS: Would they also be
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 involved in making sure that the materials inside are
 2 placed in the right locations because these are the
 3 valuable materials.
 4 MS. SAINZ: Yes.
 5 MR. THOMAS: So they would have the
 6 responsibility of supervising that activity, bring
 7 the material in, making sure that it's properly
 8 stored, not damaged.
 9 And then when it gets to be unloaded or
 10 off-loaded and stored in and then it's going to be
 11 taken off, that they are responsible for making sure
 12 that it gets taken out of the site and off -- out of
 13 the building in a proper manner so the materials, the
 14 valuable materials are not damaged.
 15 MS. SAINZ: Yes.
 16 MR. THOMAS: Okay.
 17 MS. SAINZ: An inventory, a proper
 18 inventory of everything.
 19 MR. MOLICA: So, Counsel, I understand
 20 that there's an indoor storage component in the
 21 building that should not be understated.
 22 Do you contemplate making --
 23 negotiating deals with tenants to do projects from
 24 this office building?
 25 MS. SAINZ: No.
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. MOLICA: Where is that done?
 2 MS. SAINZ: That's done with BHT
 3 Properties Group.
 4 So any type of -- BHT Construction is
 5 just the construction component.
 6 MR. MOLICA: So it's almost like a
 7 property manager who's told go out and build this
 8 suite for this tenant, or go there and fix this for
 9 this tenant?
 10 MS. SAINZ: If you want to look at it
 11 that way, yes.
 12 MR. MOLICA: But it is its own entity
 13 --
 14 MS. SAINZ: Yes.
 15 MR. MOLICA: -- separate from BHT
 16 Properties?
 17 Is it separately owned?
 18 MS. SAINZ: No.
 19 MR. MOLICA: So BHT Properties owns BHT
 20 Construction?
 21 MS. SAINZ: Yes.
 22 MR. MOLICA: Could the applicant
 23 provide some type of corporate chart that depicts the
 24 ownership relationship?
 25 MR. THOMAS: I mean, of course we
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 could. But why -- how does that relate to this
2 application? I'll be happy to talk to you afterwards
3 about that.

4 MR. MOLICA: I just want to understand
5 the difference between BHT Properties and BHT
6 Construction.

7 MR. THOMAS: I understand you want to
8 know that. I want to know why I don't win the
9 lottery. The question -- it's not relevant to the
10 operation. I think we'll end up talking about that a
11 little bit later.

12 MR. MOLICA: I disagree.

13 MR. THOMAS: Well, we'll talk.

14 MR. MOLICA: I had a few more
15 questions.

16 So no deals or contracts are negotiated
17 from this office location, correct?

18 MS. SAINZ: No.

19 MR. MOLICA: But this office location
20 will be responsible for overseeing distribution of
21 materials and vehicles besides where there is a
22 contract in place for BHT Construction to do work,
23 correct.

24 MS. SAINZ: Yes.

25 MR. MOLICA: Okay. And all of the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. MOLICA: Now, you referenced the
2 other offices that have a similar or same operation
3 as what's being proposed here.

4 In the past application that was
5 withdrawn, there was some comprehensive promotional
6 material and pictures of BHT-run facilities.

7 Do you have information or literature
8 about the other offices that act as the way this is
9 going to act?

10 MS. SAINZ: I'm not sure what the prior
11 application was submitted for that.

12 MR. MOLICA: Well, I'm asking, do you
13 have some materials that you could exhibit or file
14 with the board that showed what the other offices
15 that you're saying are --

16 MS. SAINZ: Oh, that we built for other
17 tenants.

18 MR. MOLICA: Yeah, yeah.

19 For this purpose, right?

20 MS. SAINZ: Yeah. Yeah, we could show
21 some completed properties. I don't see why that
22 would be an issue.

23 MR. MOLICA: That may be helpful too.

24 So you heard testimony -- you gave
25 testimony about the various exhibits. Who created

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 materials and vehicles are to be owned by BHT
2 Properties?

3 Who owns the materials and vehicles?

4 MS. SAINZ: I don't know. I would have
5 to ask the -- defer that question to the company.

6 MR. MOLICA: Can we get that
7 information at some point, too.

8 MS. SAINZ: Sure.

9 MR. MOLICA: You don't contemplate
10 leasing space at the site in the vast amount of
11 acreage that's devoted to outdoor storage of vehicles
12 and materials to other entities?

13 MS. SAINZ: No.

14 MR. MOLICA: In other words, it's all
15 either owned by BHT, either the construction
16 company --

17 MS. SAINZ: Yes.

18 MR. MOLICA: -- the properties group.

19 You would agree to any such condition
20 if the board acted favorable on the application, no
21 space would ever be rented out to people to store
22 their vehicles?

23 MS. SAINZ: Not to my knowledge, no.

24 MR. THOMAS: The answer is yes, we
25 would accept that.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 A-2 and the phrase "outdoor storage facility"; do you
2 know?

3 MS. SAINZ: I do not know.

4 MR. MOLICA: All right. But it was
5 someone from BHT? That was an exhibit that was
6 generated internally, correct.

7 MS. SAINZ: Yes, it's possible. I was
8 not the one who made the presentation so I'm not
9 entirely sure.

10 MR. MOLICA: When BHT thinks of this
11 site, do you call it the storage facility in Andover
12 or...

13 MS. SAINZ: We refer to all of our
14 projects by the name of the city, so we'll call it
15 the Andover project.

16 MR. MOLICA: Okay, I don't think I have
17 any further questions for this witness.

18 So I'll invite Matt and/or Cory to
19 question her. Then we have to keep moving.

20 MR. STONER: I have a few questions and
21 maybe a few comments here.

22 First of all, you went around the
23 different areas, the storage, equipment storage.

24 This is a large area. We have, like, 32 acres of
25 total storage area.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 Is this going to be done in stages, or
2 one big construction project, everything in one shot?
3 MS. SAINZ: I actually do not know, but
4 I would imagine we would do it in stages, maybe Phase
5 1, Phase 2.

6 But I can't say for certain.

7 MR. STONER: That would be important
8 for the application if it comes time for approval,
9 you know, the stages, you want to have the use of
10 Stage I, Phase 2, things of that nature that it be
11 well defined.

12 MR. THOMAS: I think that's reasonable.
13 We'll get that information between now and the next
14 meeting.

15 MR. STONER: When it comes to the
16 storage areas, I do have a question regarding -- I do
17 question the size of the area for equipment storage,
18 okay.

19 You said before there's 10 to 50 pieces
20 of equipment.

21 Now you say the maximum that comes out
22 on the storage area for the 12 acres of equipment,
23 that's one to three pieces per acre. That's a lot of
24 area for, you know, a piece of equipment.

25 So being the fact that this is an
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MS. SAINZ: I see your concern. And I
2 would have to assume that we will have them all the
3 same color. It will look nice. It's not going to
4 look like a shipping port where we have all different
5 types of colors and kinds.

6 MR. STONER: The traffic, you stated
7 before -- and I know you're going to have a traffic
8 engineer testify later so it will be talked about
9 more. You said 150 trips a day. Then I have four
10 times a month.

11 MS. SAINZ: So 190 trips a day is what
12 is -- yeah. And 40 of that will be allotted to the
13 staff, because we have ten to 20 staff so...

14 But I don't anticipate using 150 trips
15 per trucks a day. Like I said, it will be more
16 around four times a month where we might have
17 something of that volume.

18 MR. STONER: So four times a month you
19 think it will max out.

20 MS. SAINZ: Yeah.

21 Depending on deliveries. So if we have
22 a large type delivery coming in, it's possible we
23 have several truck loads for that material.

24 But we would not have large pipe coming
25 in every single day or leaving every single day.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 environmentally -- that's some environmentally
2 sensitive areas, I think you have to justify why such
3 a large area is needed, you know, for the storage.
4 That's just my opinion on that -- on that aspect of
5 it. It just seems like a very large area for the
6 number of pieces of equipment that are proposed.

7 You talked about the refuge area. I
8 think that's very important to be shown on the plans
9 at some point. I'm sure Mr. Nusser --

10 MR. THOMAS: The refuge, what was
11 described by one of the gentleman, the damaged, that
12 area.

13 MR. STONER: Correct.

14 The containers and bins, we talked
15 about 500 to 1,000 containers. The question about
16 whether or not they will be new -- new containers or
17 old containers.

18 MS. SAINZ: Right. That, I don't know.

19 MR. STONER: I have more concerns
20 because these containers, even though there's going
21 to be some buffer provided, but there's a good chance
22 some of these containers are going to be seen.

23 And I'm just concerned it looks like a
24 shipping containers coming into the port where it's
25 red, yellow, green, blue, white.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MR. STONER: You're talking about 75
2 trucks a day. You're saying a normal day, a typical
3 day per month would ten to 15 trucks a day.

4 MS. SAINZ: I would say so, yes.

5 MR. STONER: I think I said that worked
6 out, okay.

7 The building. There was discussion
8 about the building. I'm not sure if you're familiar
9 with the building details.

10 I know, Mr. Thomas, you spoke about the
11 fact that there's going to be that same building.
12 Maybe just this might be something for your engineer.
13 Just look at the building and make sure it actually
14 matches. I know the shape matches. The detail shows
15 the garage doors on the front and the back.

16 But show, like, an entry that comes out
17 the front of the building. It doesn't really match
18 the sight line. It does the rectangle but...

19 MR. THOMAS: We'll be happy to make
20 sure that the details of that quote, unquote, generic
21 structure is one that really fits this particular
22 site. You know, the idea was that the
23 12,500-square-foot building that's going to be used.

24 Now, whether or not the one that was
25 submitted ends up having, you know, a door in the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 back versus the side versus the front, you're right,
 2 I don't know that. But we'll try to clarify that so
 3 it's clear for you and the board.
 4 MR. STONER: I think it would be
 5 important to have the proper floor plan that goes
 6 with the offices, you know, general area, break room,
 7 whatever rooms just to make sure that kind of shows
 8 -- at least a floor plan really should be provided.
 9 Any site plan we get in front of the
 10 board, we always have any architectural, elevation
 11 and the floor plan. I think we might have an
 12 elevation there, but we don't have possibly the true
 13 floor plan of what's being proposed.
 14 MR. THOMAS: Okay.
 15 MR. STONER: The storage equipment
 16 containers. I assume that -- you know, if you look
 17 at the plan -- I'm looking at Sheet 4 of the plan.
 18 They have rows basically that show aisle ways where
 19 there's going to be millings, cap mills, which you're
 20 allowed to do.
 21 Then you have the gravel areas between
 22 each milling roadway. I assume that's where the
 23 containers are going to be stacked.
 24 MS. SAINZ: Not stacked but --
 25 MR. STONER: Not stacked. End to end.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MS. SAINZ: Yes.
 2 MR. STONER: There are probably two
 3 each coming up in a row.
 4 MS. SAINZ: It will be aligned neatly,
 5 yes. We want to have, like, a clear organization,
 6 you know, to the project. We don't want to have
 7 things laying around. We don't it want them to be
 8 all discolored. We want it to look nice.
 9 MR. STONER: I think it would be good
 10 to see where those containers are going to be outside
 11 the storage. We heard today there's some other
 12 outside storage outside the container.
 13 MS. SAINZ: It's possible, yes.
 14 MR. STONER: For the drainpipe and then
 15 the fences, I assume both of those would be stored
 16 outside.
 17 MS. SAINZ: No.
 18 Essentially we want to have everything
 19 stored inside the containers because it also protects
 20 our material.
 21 Even those materials are meant for
 22 outdoors, underground, you know, we want to prolong
 23 the life of all our materials.
 24 Perchance there may be some time where
 25 we have to put a fence and store it outside of the

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 containers. And that's what I was referring to when
 2 I answered the question.
 3 MR. THOMAS: Cory, can I just
 4 understand? That part I get. We just talked about
 5 that.
 6 But then you were saying in terms of --
 7 what are you looking for? Because right now the plan
 8 shows that you have -- where the containers are, you
 9 have the rows where the millings are capped so that
 10 those rows show that they will then -- in between the
 11 rows is where the containers are.
 12 You simply want us to put some
 13 schematic, some boxes shown? I don't understand what
 14 you're looking for.
 15 MR. STONER: If I see containers in
 16 those areas, I'm expecting to see containers the
 17 whole way, no out -- you know, the positioning of
 18 fencing, piping, things of that nature.
 19 If you say it's all going to go inside,
 20 then it's all going to go inside.
 21 So if the zoning officer shows out
 22 there you have an aisle load of drainpipe outside --
 23 MR. THOMAS: That's a violation.
 24 I get it.
 25 MR. STONER: -- that's not according to

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 the plan. I know during construction, I understand
 2 it might be advantageous, you know, to put it inside
 3 the container.
 4 But that doesn't always occur. It
 5 shows up one day; it's going out next week. They're
 6 probably not going to take the effort to put it
 7 inside the container and pull it back out. Just a
 8 thought I have.
 9 If it's going to be in a container,
 10 it's going to be in a container. The same thing with
 11 the bins and material. I know the area, there's a --
 12 what is it, a 3.9-acre area where the bins are, but I
 13 can't picture how the bins are going to be arranged.
 14 Are they arranged around the perimeter
 15 of that area? In rows?
 16 MS. SAINZ: Similar to the photo.
 17 That's really the only thing I have to go over.
 18 MR. THOMAS: That's A-5.
 19 MR. STONER: So you think it will be
 20 bins around that area, that 3.9-acre area.
 21 MR. THOMAS: If you don't know the
 22 answer, then that's a question that we'll answer.
 23 MR. STONER: Okay, I think that's all I
 24 have for right now.

Thank you.
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. MOLICA: Matt, do you have
 2 questionings.
 3 MR. MORRIS: I believe that you asked
 4 -- had asked some of the questions that I was
 5 concerned about, and Cory followed up on as well.
 6 You know, just one other question that
 7 I had. I know you had said there's going to be about
 8 ten to 20 employees, and you had a manager and then
 9 some other employees dealing with logistics. I mean,
 10 as Mr. Molica commented on, it seems like it will be
 11 a lot of that employees -- there's not necessarily
 12 running the business out of this site but more the
 13 employees are helping with the, like, receiving and
 14 sending out of materials?
 15 MS. SAINZ: Yes.
 16 And then we will have the salaried
 17 employees, like I said, a manager, someone to keep
 18 track of inventory that's going in and out of the
 19 property.
 20 MR. MORRIS: Okay. So they kind of
 21 help manage the material coming in and out.
 22 MS. SAINZ: Um-hmm.
 23 MR. MORRIS: That was the only
 24 question.
 25 MR. MOLICA: One follow-up question I
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 have to that.
 2 Does BHT Construction do work for any
 3 client that isn't related to BHT Properties?
 4 In other words, do you have other jobs
 5 besides the stuff that you have to do for tenants of
 6 the BHT Properties.
 7 MS. SAINZ: To my knowledge, no.
 8 MR. MOLICA: Okay. Does anyone else
 9 from the board have any questions?
 10 MR. TOLERICO: I just want to say, so
 11 basically the people that are in that building are
 12 going to be managing the storage.
 13 MS. SAINZ: For the site.
 14 MR. TOLERICO: They're not going to be
 15 doing anything else but managing.
 16 So, basically, you're using that
 17 building to manage the storage of tenant materials
 18 for that.
 19 MS. SAINZ: Yes.
 20 MR. TOLERICO: You're not using it for
 21 anything else?
 22 MR. THOMAS: That's in furtherance of
 23 your construction activity that will occur offsite,
 24 correct.
 25 MS. SAINZ: Correct.
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. THOMAS: So they're an integral
 2 part of the whole process of construction, correct?
 3 MS. SAINZ: Correct.
 4 MR. O'CONNELL: Just one question. You
 5 said your hours are 8 to 5, Monday through Friday.
 6 MS. SAINZ: Yes.
 7 MR. O'CONNELL: What happens if a
 8 vehicle making a delivery gets there before 8 a.m.,
 9 say, 7 a.m.?
 10 MS. SAINZ: So that's actually a very
 11 common thing with truck drivers. And they have to
 12 find an area to pull off site or a parking area, you
 13 know, maybe gas stations, until they're able to go to
 14 their facility to deliver.
 15 MR. O'CONNELL: Okay. Well, in that
 16 case, Stickle Pond cannot do parking on the road.
 17 MS. SAINZ: No, no.
 18 MR. O'CONNELL: And I would not want
 19 them pulling up any of the side streets.
 20 MR. THOMAS: No.
 21 MS. SAINZ: No, no.
 22 I mean, truck drivers, they know what
 23 they're allowed to do and what they're not allowed to
 24 do.
 25 MR. O'CONNELL: Okay, famous last
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 words.
 2 MR. THOMAS: And if they don't know and
 3 if you put in a condition, we can be very clear that
 4 the instructions to the truck drivers will be that
 5 they are not authorized to deliver and wait either on
 6 Stickle Pond Road, which we know is not allowing
 7 parking, for that matter any residential streets in
 8 and off of Stickle Pond Road.
 9 They're going to end up having to find
 10 someplace along 206. Where that may be, we have no
 11 idea. But they won't be either on Stickle Pond Road
 12 or any of the residential streets, the names of which
 13 -- I apologize -- I don't know. They won't be there.
 14 MR. O'CONNELL: Would that be a
 15 condition.
 16 MR. THOMAS: That would be a reasonable
 17 condition.
 18 MR. O'CONNELL: Thank you.
 19 Also, this is probably more a question
 20 for the engineer.
 21 But looking at the proposed storage and
 22 construction material area where the containers are
 23 going to be, I just realized looking at this. How
 24 can you maneuver a tractor trailer through there the
 25 way the roads are set up, or the passages?
LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. STONER: You're talking which --
 2 I'm sorry, which one? I don't know. The one on the
 3 east, or the one on the west, or both.
 4 MR. O'CONNELL: I'm looking at the one
 5 closest to the lake. How does that sound? Is that
 6 east?
 7 MR. STONER: That would be on the east.
 8 MR. O'CONNELL: Okay, on the east.
 9 MR. STONER: That's more of a question
 10 for their engineer. They can provide, you know, the
 11 type of vehicle that's going to take that containers
 12 out, take the materials out. They can provide a
 13 truck turning template, things of that nature.
 14 Because we want them to technically stay on those
 15 roads and not go across the gravel causing a rutting
 16 situation, things of that nature.
 17 Good comment.
 18 MR. O'CONNELL: Thank you.
 19 ACTING CHAIRPERSON HOWELL: All right.
 20 We are now past 10:30.
 21 I know Ms. Durkin is going to have
 22 questions. We know the public is going to have
 23 questions.
 24 First, I just want a raise of hands
 25 right now. How many people from the public are

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 thinking of asking questions?
 2 MR. THOMAS: Can I ask a quick
 3 question.
 4 Ms. Durkin, do you have any idea how
 5 much you would have in terms of your questioning.
 6 MS. DURKIN: Yeah, a good half-hour to
 7 an hour.
 8 MR. MOLICA: That's the concern of the
 9 board. This is our typical hard stop. We do have
 10 other business. I understand that Ms. Sainz is an
 11 out-of-state witness.
 12 There were some questions asked that
 13 you didn't have a response to, but you were pretty
 14 confident, I think, that you could provide a
 15 response.
 16 Would you be willing to return to this
 17 board so we can continue your cross-examination by
 18 members of the public that are represented and by
 19 other members of the public that are not at a future
 20 date?
 21 MS. SAINZ: Yes.
 22 MR. MOLICA: Thank you.
 23 So with that, I think what we'd like to
 24 do is adjourn tonight's proceeding so the board can
 25 finish its other business. We will start at the next

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 hearing with continuing our cross-examination of
 2 Ms. Sainz. Ms. Durkin will proceed first in that
 3 regard. Then members of the public that are not
 4 represented by Ms. Durkin will have the opportunity
 5 to ask Ms. Sainz questions. We're not going to be
 6 hearing statements yet, just questioning of Ms. Sainz
 7 at the next meeting date.
 8 MR. THOMAS: Mr. Molica, could you also
 9 advise the members of the public -- and I know I do
 10 this all the time with boards I represent -- that
 11 there have been a lot of questions asked by members
 12 of the board. I'm sure Ms. Durkin will have a lot of
 13 additional questions. What I'm hopeful is what the
 14 board will recognize is that repeat questions and
 15 constant, you know, asking the questions that have
 16 already asked and answered, we can sort of limit
 17 that.
 18 MS. DURKIN: I'm just going to say one
 19 thing. I've been doing this over 30 years. I
 20 certainly know what the -- I sat quiet all night
 21 long. You basically testified for your witness.
 22 (Inaudible) just move on for that. You don't need to
 23 school us.
 24 MR. THOMAS: I'm not schooling you at
 25 all.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 MR. MOLICA: We can avoid this
 2 dialogue. If we feel that there are redundant
 3 questions or questions that have been asked and
 4 answered, we will deal with it when the time comes.
 5 MS. DURKIN: To all these people
 6 sitting in this live --
 7 MR. MOLICA: Counsel.
 8 (Simultaneous Speaking.)
 9 MR. MOLICA: Counsel, we don't need a
 10 dialogue here between the two of you, okay.
 11 MS. DURKIN: -- not dismissive of the
 12 public either. It's very important to know the only
 13 --
 14 MR. MOLICA: Counsel, Counsel.
 15 ACTING CHAIRPERSON HOWELL: Both of
 16 you.
 17 MR. MOLICA: Come on.
 18 We just made an announcement.
 19 The applicant has agreed that it will
 20 return with Ms. Sainz at a future meeting date. We
 21 will begin at that time with Ms. Durkin's
 22 cross-examination, followed by members of the public
 23 who are not represented by Ms. Durkin, period.
 24 No further discussion needs to ensue at
 25 this point, except we need to determine what that

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.
201-641-1812

1 date is.

2 When is the next meeting date,

3 Stephanie?

4 MS. PIZZULLO: The next scheduled
5 meeting date is November 16th; however, because I
6 will not be here, Paul, did not want to have the
7 meeting on that date? He asked to move it to either
8 the 23rd or 30th.

9 ACTING CHAIRPERSON HOWELL: So what we
10 have here is two possible dates, the 23rd of November
11 or --

12 MR. MOLICA: Are those regularly
13 scheduled meeting dates.

14 MS. PIZZULLO: No, they are not.

15 MR. MOLICA: Then we have to notice and
16 the applicant has to notice.

17 MR. THOMAS: Well, actually we don't.
18 We don't have to notice if you announce it today.

19 MR. MOLICA: We have to notice for the
20 special meeting.

21 MR. THOMAS: Yes, you do.

22 MS. DURKIN: I'm sorry, what was the
23 other date.

24 MR. MOLICA: The 23rd or the 30th.

25 MR. THOMAS: I can tell you that I've

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 feet, okay.

2 But the board will publish its own
3 notice of its special meeting on November 30th, 2021.

4 MS. DURKIN: I just had one other bit
5 of housekeeping that I discussed with you earlier. I
6 brought it up in the September meeting.

7 Based on the Environmental Commission's
8 review to this board, their suggestion was that the
9 board retain their own environmental expert to
10 prepare EIS, Environmental Impact Statement, which we
11 support.

12 MR. MOLICA: We understand your
13 position. The board has --

14 MS. DURKIN: I didn't finish my
15 sentence.

16 MR. MOLICA: Why don't you come forward
17 then, Liz, because you're not using a microphone like
18 you're supposed to.

19 MS. DURKIN: Well, you didn't tell me
20 that beforehand.

21 MR. MOLICA: That's standard practice.
22 There's a microphone right here. I just want to be
23 able to hear you.

24 ACTING CHAIRPERSON HOWELL: Okay,
25 please.

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 been advised by my engineer that he's not available
2 on the 23rd.

3 Now, the 30th is, I believe, the fifth
4 Tuesday of the month. And generally that's pretty
5 good. What about you guys? The 30th? Everybody is
6 good on my side for the 30th.

7 MR. MOLICA: I'm available on the 30th.

8 MR. THOMAS: Ms. Durkin.

9 MS. DURKIN: The 23rd is tough.

10 MR. THOMAS: We agree with you.

11 MR. MOLICA: We're only looking at the
12 30th at this point.

13 MS. DURKIN: I'm fine with that date.

14 MR. THOMAS: So can you make the
15 announcement.

16 MR. MOLICA: So with that, this matter
17 will be carried to Tuesday, November 30th at 7:30
18 p.m. The meeting will be held at this location. The
19 board will publish its own notice, because this
20 meeting on November 30th will be a special meeting.
21 Okay.

22 But because we're making the
23 announcement tonight, the applicant will not be
24 required to serve its own public notice to the
25 property owners adjacent to the property within 200

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 MS. DURKIN: Particularly given that
2 this application has gone on for the better part of
3 two years, an EIS statement will take some time to
4 prepare, I just think it would be advisable for the
5 board, if they're going to engage an environmental
6 engineer, that they do it sooner than later so that
7 that report is here and available for the board.

8 ACTING CHAIRPERSON HOWELL: We will
9 take that under advisement.

10 Thank you very much.

11 MS. DURKIN: Just understand --

12 ACTING CHAIRPERSON HOWELL: We
13 understand how that works, yes.

14 Thank you. I appreciate it.

15 (Whereupon, this matter BHT Properties
16 Group is will continuing at a future date.

17 Time noted: 10:43 p.m.)

18

19

20

21

22

23

24

25

LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.

201-641-1812

1 CERTIFICATE**2**

3 I, RONDA L. REINSTEIN, a Certified Court
4 Reporter of the State of New Jersey, authorized to
5 administer oaths pursuant to R.S.41:2-2, do hereby
6 certify that the foregoing is a true and accurate
7 transcript of the testimony as taken stenographically
8 by and before me at the time, place and on the date
9 herein before set forth, to the best of my ability.

10 I DO FURTHER CERTIFY that I am neither a
11 relative nor employee nor attorney nor counsel of any
12 of the parties to this action, and that I am neither
13 a relative nor employee of such attorney or counsel,
14 and that I am not financially interested in the
15 action.

16**17****18****19****20****21****22****23****24** -----

RONDA L. REINSTEIN, CCR No. 30X100217800

25**LAURA A. CARUCCI, C.S.R., R.P.R., L.L.C.****201-641-1812**

	10:18, 11:9, 12:13, 17:20, 19:10	27th [2] - 10:17, 11:10	6	ability [3] - 79:7, 86:23, 177:9
'92 [1] - 35:5	19 [1] - 1:2	29 [3] - 3:19, 80:20, 81:7	6 [1] - 75:3	able [10] - 34:23, 79:1, 79:7, 110:7, 114:2, 114:7, 115:2, 146:9, 167:13, 175:23
0	190 [4] - 45:2, 68:5, 159:11	29th [1] - 9:18	60 [1] - 10:7	ABSENT [4] - 1:10, 1:12, 1:16, 1:18
07039 [1] - 2:9	190-21 [2] - 47:3, 49:25	2nd [2] - 12:25, 13:24	60-day [1] - 10:14	absent [1] - 7:20
07663 [1] - 1:24	190-54 [4] - 69:11, 69:17, 69:19, 69:22	3	68 [1] - 3:7	Absolutely [2] - 44:1, 112:8
07860 [2] - 2:6, 4:11	190-55.2 [1] - 69:7	3 [3] - 1:21, 45:3, 112:18	7	absolutely [2] - 24:20, 99:3
1	1934 [1] - 19:13	3.9-acre [2] - 164:12, 164:20	7 [1] - 167:9	abutting [2] - 89:19, 89:25
1 [3] - 1:19, 80:24, 157:5	1997 [1] - 42:2	30 [1] - 171:19	70 [1] - 76:12	accept [3] - 44:3, 140:2, 154:25
1,000 [5] - 94:2, 124:11, 142:2, 144:11, 158:15	1st [2] - 9:14, 9:24	30th [10] - 173:8, 173:24, 174:3, 174:5, 174:6, 174:7, 174:12, 174:17, 174:20, 175:3	71 [2] - 3:8, 3:8	acceptable [1] - 44:2
10 [4] - 82:14, 92:5, 129:12, 157:19	2	30X100217800 [1] - 177:24	75 [2] - 100:22, 160:1	accepted [3] - 19:3, 42:11, 44:4
100 [2] - 14:10, 106:13	2 [18] - 1:20, 19:12, 29:7, 37:9, 39:13, 40:8, 45:2, 56:17, 57:10, 58:2, 58:18, 58:19, 58:20, 63:20, 68:5, 120:18, 157:5, 157:10	32 [1] - 156:24	751 [1] - 38:16	access [12] - 7:10, 78:2, 78:5, 78:12, 78:13, 78:15, 78:18, 79:8, 79:9, 79:21, 94:10, 99:12
108 [1] - 3:9	20 [14] - 42:14, 58:22, 74:18, 82:14, 88:22, 88:23, 89:1, 99:1, 99:3, 99:15, 107:2, 159:13, 165:8	354 [1] - 2:8	7:30 [2] - 1:2, 174:17	accessing [1] - 79:2
109 [1] - 3:10	200 [3] - 42:6, 42:9, 174:25	4	8	accessory [11] - 20:7, 20:8, 21:8, 26:22, 35:8, 45:6, 48:18, 48:19, 51:3, 68:6, 68:18
10:30 [4] - 4:16, 70:8, 140:3, 169:20	2000 [2] - 35:5, 42:14	4 [5] - 81:11, 81:17, 86:5, 94:8, 161:17	8 [11] - 83:11, 83:14, 83:15, 83:17, 94:21, 101:7, 103:8, 112:6, 126:7, 167:5, 167:8	accompanying [1] - 48:13
10:43 [1] - 176:17	2001 [1] - 41:23	40 [6] - 3:4, 68:16, 82:11, 126:9, 126:14, 159:12	8-and-a-half [1] - 94:21	accordance [4] - 4:12, 29:5, 37:8, 40:7
115 [1] - 3:10	201-641-1812 [1] - 1:25	40-feet-wide [1] - 75:9	8-and-a-half-feet-tall [1] - 75:9	according [2] - 37:11, 163:25
118 [1] - 3:11	2011 [3] - 35:4, 35:25, 36:3	41 [1] - 3:4	8-by-25 [1] - 126:2	accordingly [1] - 16:5
119 [1] - 3:11	2017 [1] - 25:6	44 [1] - 3:5	8-foot [2] - 111:21, 136:14	accurate [2] - 105:10, 177:6
12 [4] - 12:15, 131:18, 131:20, 157:22	2021 [25] - 1:2, 3:19, 5:21, 6:3, 9:13, 9:14, 9:18, 9:22, 10:1, 10:17, 10:18, 12:7, 12:13, 12:16, 12:25, 13:25, 16:11, 17:10, 17:12, 17:20, 19:7, 80:9, 80:20, 81:7, 175:3	48th [1] - 71:9	81 [1] - 3:19	acre [1] - 157:23
12,000 [1] - 98:5	206 [8] - 78:14, 78:16, 79:3, 79:8, 79:13, 137:17, 138:3, 168:10	5	85 [1] - 4:13	acreage [8] - 104:3, 104:4, 104:5, 130:25, 131:1, 131:10, 141:19, 154:11
12,000-square-foot [1] - 150:14	20th [1] - 21:16	5 [9] - 83:11, 83:14, 83:15, 83:17, 101:8, 103:8, 112:6, 136:15, 167:5	9	acres [10] - 55:14, 104:5, 104:12, 128:22, 131:12, 131:17, 131:20, 141:17, 156:24, 157:22
12,500-square-foot [1] - 160:23	21 [2] - 1:5, 18:13	5-foot [2] - 74:23, 111:17	97 [3] - 3:20, 13:4, 104:5	act [3] - 10:8, 155:8, 155:9
12.14 [1] - 141:17	22 [1] - 3:3	50 [14] - 35:21, 92:5, 92:14, 93:21, 128:15, 128:18, 128:24, 129:12, 129:24, 130:11, 130:13, 131:20, 141:18, 157:19	A	Act [2] - 4:8, 4:13
120 [1] - 3:10	231 [1] - 4:13	500 [6] - 94:2, 124:11, 142:2, 144:11, 158:15	A-1 [2] - 21:15, 103:21	acted [2] - 9:19, 154:20
12th [2] - 9:22, 10:14	23rd [5] - 173:8, 173:10, 173:24, 174:2, 174:9	505 [1] - 1:24	A-15 [6] - 3:19, 80:7, 81:5, 81:7, 81:10, 96:20	ACTING [26] - 1:11, 4:1, 4:7, 5:18, 6:1, 6:19, 7:15, 32:4,
13th [1] - 80:8	25 [2] - 126:8, 144:18	5081 [1] - 71:9	A-16 [5] - 3:20, 96:21, 96:22, 96:25, 119:9	
140 [1] - 3:11	2550 [1] - 2:9	51 [1] - 3:6	A-2 [3] - 21:17, 51:18, 156:1	
146 [1] - 4:10	27 [1] - 80:16	53 [1] - 2:5	A-3 [3] - 104:19, 123:18	
15 [9] - 12:7, 55:14, 80:17, 86:20, 86:23, 97:21, 103:1, 107:2, 160:3		57 [1] - 3:5	A-4 [2] - 105:20, 127:25	
150 [5] - 100:19, 100:22, 102:16, 159:9, 159:14		5th [2] - 5:21, 6:3	A-5 [2] - 134:13, 164:18	
151 [2] - 1:5, 3:11			A-6 [3] - 107:13, 107:16, 138:19	
156 [1] - 3:12			a.m [3] - 83:17, 167:8, 167:9	
15th [1] - 17:11			A21-2 [1] - 6:24	
16 [1] - 16:11			abandonment [1] - 48:1	
165 [1] - 3:12				
166 [1] - 3:13				
16th [3] - 12:20, 14:2, 173:5				
17 [1] - 41:3				
17th [1] - 17:10				
18 [3] - 3:2, 19:7				
18th [7] - 9:13, 9:25,				

<p>32:16, 33:4, 69:14, 70:11, 70:17, 70:20, 105:1, 109:9, 119:16, 139:21, 147:9, 148:13, 169:19, 172:15, 173:9, 175:24, 176:8, 176:12</p> <p>action [4] - 10:13, 96:9, 177:12, 177:15</p> <p>activities [2] - 55:20, 85:2</p> <p>activity [5] - 104:6, 107:1, 146:4, 151:6, 166:23</p> <p>actual [4] - 79:23, 81:12, 84:23, 105:7</p> <p>addition [2] - 7:5, 81:3</p> <p>additional [8] - 36:2, 42:17, 90:8, 97:14, 97:18, 97:21, 120:13, 171:13</p> <p>address [5] - 8:5, 12:4, 13:8, 14:2, 22:9</p> <p>addressed [1] - 12:19</p> <p>addresses [1] - 119:9</p> <p>Adequate [1] - 4:16</p> <p>adjacent [2] - 48:10, 174:25</p> <p>adjourn [1] - 170:24</p> <p>administer [1] - 177:5</p> <p>administering [1] - 78:19</p> <p>Administrative [3] - 5:19, 60:20, 61:4</p> <p>administrative [3] - 8:15, 46:8</p> <p>admission [1] - 49:21</p> <p>adopted [4] - 14:15, 14:21, 24:1, 95:19</p> <p>adoption [1] - 64:5</p> <p>advantageous [1] - 164:2</p> <p>advisable [1] - 176:4</p> <p>advise [5] - 11:22, 79:1, 82:18, 105:22, 171:9</p> <p>advised [1] - 174:1</p> <p>advisement [1] - 176:9</p> <p>affiliation [3] - 18:16, 41:7, 71:12</p> <p>affirm [4] - 11:16, 18:8, 40:22, 71:4</p> <p>afforded [1] - 57:1</p> <p>afternoon [2] - 99:17, 101:8</p> <p>afterwards [1] - 153:2</p> <p>agency [1] - 16:23</p>	<p>agenda [2] - 4:14, 5:20</p> <p>aggregate [14] - 74:17, 90:3, 106:22, 108:8, 111:13, 121:22, 134:14, 134:17, 137:5, 137:11, 138:3, 142:19, 142:21, 142:24</p> <p>aggregates [1] - 136:1</p> <p>ago [3] - 113:20, 141:5, 146:14</p> <p>agree [24] - 14:9, 16:19, 25:1, 27:15, 27:17, 33:19, 37:7, 40:8, 40:12, 44:18, 51:17, 51:22, 52:1, 53:20, 53:24, 58:15, 60:2, 61:14, 62:22, 63:4, 63:7, 66:1, 154:19, 174:10</p> <p>agreed [3] - 32:17, 56:7, 172:19</p> <p>agreeing [1] - 38:17</p> <p>agreement [1] - 149:23</p> <p>agrees [1] - 48:22</p> <p>agricultural [2] - 39:21, 40:2</p> <p>AICP [1] - 3:4</p> <p>airstrip [2] - 91:12</p> <p>aisle [2] - 161:18, 163:22</p> <p>akin [1] - 110:17</p> <p>aligned [1] - 162:4</p> <p>alike [1] - 132:13</p> <p>Allegiance [2] - 4:4, 4:6</p> <p>alley [2] - 62:9, 62:13</p> <p>alleys [4] - 62:3, 62:5, 62:22, 65:24</p> <p>allotted [1] - 159:12</p> <p>allow [1] - 65:6</p> <p>allowed [5] - 65:2, 83:11, 161:20, 167:23</p> <p>allowing [2] - 34:22, 168:6</p> <p>almost [3] - 87:17, 88:6, 152:6</p> <p>alphabetical [2] - 60:19, 60:21</p> <p>ALTERNATE [3] - 1:19, 1:20, 1:21</p> <p>amend [1] - 16:7</p> <p>America [1] - 41:24</p> <p>amount [9] - 15:19, 76:23, 79:20, 110:9, 119:20, 130:12,</p>	<p>143:20, 144:12, 154:10</p> <p>amounts [1] - 117:3</p> <p>analysis [3] - 17:24, 24:24, 37:12</p> <p>AND [2] - 1:6, 1:7</p> <p>Andover [13] - 4:9, 4:11, 4:18, 9:20, 10:5, 10:10, 19:13, 36:7, 36:14, 43:2, 109:3, 156:11, 156:15</p> <p>ANDOVER [1] - 1:1</p> <p>Andover's [1] - 64:4</p> <p>announce [1] - 173:18</p> <p>announcement [5] - 70:5, 140:1, 172:18, 174:15, 174:23</p> <p>another.. [1] - 116:7</p> <p>answer [22] - 27:3, 32:1, 37:22, 54:22, 114:2, 114:7, 116:13, 116:18, 119:2, 120:2, 120:8, 126:12, 126:13, 131:5, 139:20, 141:11, 141:25, 143:23, 154:24, 164:22</p> <p>answered [7] - 31:18, 31:20, 115:7, 148:17, 163:2, 171:16, 172:4</p> <p>anticipate [9] - 78:10, 82:13, 94:1, 100:18, 102:19, 102:24, 129:24, 134:22, 159:14</p> <p>anticipates [1] - 49:8</p> <p>Anyway [1] - 109:16</p> <p>anyway [1] - 7:20</p> <p>apologize [2] - 10:11, 168:13</p> <p>appear [1] - 123:23</p> <p>appease [1] - 76:19</p> <p>applicability [1] - 12:6</p> <p>applicable [4] - 8:21, 9:4, 10:21, 10:22</p> <p>Applicant [1] - 2:6</p> <p>applicant [26] - 7:1, 7:5, 7:24, 16:18, 21:12, 21:23, 22:1, 22:8, 34:2, 34:11, 44:5, 46:15, 53:25, 54:12, 55:24, 58:8, 71:1, 80:14, 80:19, 80:25, 120:3, 145:22, 152:22, 172:19, 173:16, 174:23</p>	<p>applicant's [2] - 51:18, 146:2</p> <p>APPLICATION [1] - 1:4</p> <p>Application [2] - 12:10, 13:19</p> <p>application [63] - 6:24, 7:14, 8:2, 9:14, 9:23, 10:17, 11:4, 11:5, 11:11, 11:21, 11:23, 11:24, 11:25, 12:11, 14:24, 15:23, 16:14, 19:8, 19:24, 23:4, 23:7, 23:9, 23:13, 23:17, 24:2, 24:23, 25:1, 25:4, 25:11, 27:19, 28:17, 29:5, 29:8, 29:11, 29:13, 30:24, 34:3, 34:6, 34:12, 37:3, 44:7, 54:18, 56:11, 58:13, 66:10, 69:10, 113:19, 114:13, 114:16, 114:19, 138:13, 141:9, 141:13, 141:14, 153:2, 154:20, 155:4, 155:11, 157:8, 176:2</p> <p>applications [4] - 9:7, 34:9, 43:5, 43:17</p> <p>applies [1] - 12:10</p> <p>apply [2] - 12:16, 13:20</p> <p>applying [1] - 46:13</p> <p>appointed [1] - 18:21</p> <p>appreciate [2] - 139:19, 176:14</p> <p>approach [1] - 148:4</p> <p>appropriate [7] - 8:22, 9:8, 80:6, 114:8, 131:8, 138:16, 139:9</p> <p>appropriately [2] - 133:18, 133:21</p> <p>approval [9] - 5:20, 6:25, 12:15, 13:5, 16:8, 16:17, 16:22, 110:17, 157:8</p> <p>approve [4] - 6:2, 14:18, 14:19, 138:12</p> <p>approved [5] - 9:16, 10:7, 25:10, 48:9, 89:20</p> <p>approving [4] - 9:12, 9:21, 14:20, 25:14</p> <p>April [1] - 17:19</p> <p>aptly [1] - 119:25</p> <p>architect [1] - 18:18</p> <p>architectural [3] - 140:13, 140:15,</p>	<p>161:10</p> <p>area [59] - 36:15, 50:10, 73:25, 74:3, 83:1, 85:1, 86:5, 87:17, 87:18, 87:20, 88:12, 88:13, 89:6, 89:11, 89:24, 91:4, 92:20, 102:1, 104:6, 120:19, 120:21, 120:22, 120:24, 121:6, 122:2, 132:1, 132:16, 133:5, 133:9, 134:9, 135:20, 136:21, 137:7, 137:8, 137:12, 139:14, 142:20, 144:8, 147:22, 147:25, 149:12, 156:24, 156:25, 157:17, 157:22, 157:24, 158:3, 158:5, 158:7, 158:12, 161:6, 164:11, 164:12, 164:15, 164:20, 167:12, 168:22</p> <p>areas [18] - 36:8, 87:4, 87:9, 87:24, 88:4, 91:5, 109:21, 133:24, 134:8, 135:16, 136:12, 143:3, 156:23, 157:16, 158:2, 161:21, 163:16</p> <p>argument [6] - 13:19, 21:24, 28:11, 39:11, 63:12, 66:14</p> <p>arrange [1] - 94:5</p> <p>arranged [3] - 94:4, 164:13, 164:14</p> <p>arrive [1] - 115:11</p> <p>arrived [1] - 101:11</p> <p>arriving [1] - 83:9</p> <p>arrow [1] - 87:17</p> <p>art [1] - 27:8</p> <p>aside [1] - 147:21</p> <p>aspect [1] - 158:4</p> <p>asphalt [8] - 69:8, 72:14, 74:19, 106:23, 108:10, 108:13, 108:18, 134:20</p> <p>asserting [2] - 12:9, 12:10</p> <p>assigned [1] - 131:1</p> <p>assisting [1] - 84:1</p> <p>associate [1] - 18:19</p> <p>associated [5] - 46:18, 49:7, 50:11, 59:8, 60:16</p>
---	--	---	--	---

<p>assume [8] - 42:21, 59:13, 99:23, 147:21, 159:2, 161:16, 161:22, 162:15</p> <p>assuming [2] - 16:25, 99:9</p> <p>assumption [2] - 36:21, 81:20</p> <p>assure [1] - 120:4</p> <p>Atlantic [1] - 41:3</p> <p>Attachment [1] - 45:3</p> <p>attempt [1] - 95:14</p> <p>attorney [5] - 32:17, 34:5, 54:9, 177:11, 177:13</p> <p>auction [1] - 150:5</p> <p>authoritative [1] - 38:4</p> <p>authorized [2] - 168:5, 177:4</p> <p>auto [1] - 150:5</p> <p>available [6] - 93:13, 97:10, 97:22, 174:1, 174:7, 176:7</p> <p>Avenue [1] - 41:3</p> <p>average [3] - 86:20, 92:4, 102:20</p> <p>avoid [4] - 144:20, 146:18, 147:1, 172:1</p> <p>avoiding [1] - 120:9</p> <p>aware [13] - 24:1, 29:2, 29:4, 29:10, 30:23, 31:8, 84:2, 87:2, 92:18, 109:2, 109:5, 113:18, 146:14</p> <p>awful [1] - 141:19</p>	<p>basis [5] - 34:9, 38:13, 42:6, 82:13, 100:15</p> <p>bay [4] - 74:25, 75:1, 108:25</p> <p>bays [2] - 90:19, 106:20</p> <p>bear [1] - 111:9</p> <p>bearing [1] - 80:19</p> <p>become [1] - 150:8</p> <p>becomes [2] - 47:15, 47:21</p> <p>beeping [2] - 143:4, 143:7</p> <p>beforehand [1] - 175:20</p> <p>begin [1] - 172:21</p> <p>beginning [2] - 18:4, 70:5</p> <p>behalf [4] - 7:24, 23:25, 32:10, 33:23</p> <p>Behind [1] - 76:15</p> <p>behind [3] - 76:16, 88:8, 106:10</p> <p>BEING [1] - 1:9</p> <p>benefit [1] - 35:7</p> <p>best [8] - 40:8, 54:19, 76:10, 77:22, 86:18, 90:14, 103:16, 177:9</p> <p>better [5] - 116:5, 131:5, 145:4, 145:10, 176:2</p> <p>between [15] - 35:18, 53:14, 61:6, 64:14, 72:1, 91:4, 94:12, 99:2, 148:23, 153:5, 157:13, 161:21, 163:10, 172:10</p> <p>beyond [4] - 10:14, 116:16, 118:20, 118:21</p> <p>BHT [63] - 1:5, 6:23, 7:14, 7:25, 34:7, 54:20, 67:16, 70:2, 71:18, 71:22, 72:1, 72:2, 72:3, 72:4, 72:20, 72:21, 72:22, 72:25, 73:3, 74:1, 95:7, 109:11, 109:17, 111:6, 112:24, 112:25, 113:1, 113:2, 113:7, 113:8, 113:10, 113:11, 113:12, 113:14, 113:19, 123:6, 123:8, 123:13, 148:23, 149:1, 149:25, 150:1, 150:8, 152:2, 152:4, 152:15, 152:19, 153:5,</p>	<p>153:22, 154:1, 154:15, 155:6, 156:5, 156:10, 166:2, 166:3, 166:6, 176:15</p> <p>BHT-run [1] - 155:6</p> <p>big [7] - 15:24, 49:19, 98:3, 107:4, 136:21, 143:18, 157:2</p> <p>biggest [3] - 15:15, 15:18, 132:22</p> <p>bins [10] - 68:7, 68:11, 90:4, 108:22, 111:15, 158:14, 164:11, 164:12, 164:13, 164:20</p> <p>bit [7] - 12:21, 14:3, 57:22, 72:8, 73:21, 153:11, 175:4</p> <p>BLOCK [1] - 1:5</p> <p>blow [1] - 135:20</p> <p>blue [1] - 158:25</p> <p>board [65] - 5:22, 8:25, 9:11, 11:16, 12:7, 12:12, 16:7, 16:8, 16:21, 16:23, 17:10, 18:22, 19:5, 23:25, 24:1, 25:6, 25:25, 29:22, 32:8, 32:17, 32:22, 33:6, 33:20, 40:11, 41:20, 42:24, 49:12, 50:14, 54:9, 56:6, 56:7, 60:12, 63:20, 67:22, 68:2, 70:7, 80:10, 89:20, 108:6, 110:15, 111:25, 115:4, 120:16, 138:12, 138:15, 140:8, 148:14, 154:20, 155:14, 161:3, 161:10, 166:9, 170:9, 170:17, 170:24, 171:12, 171:14, 174:19, 175:2, 175:8, 175:9, 175:13, 176:5, 176:7</p> <p>BOARD [3] - 1:1, 2:13, 2:14</p> <p>Board [5] - 2:3, 4:9, 36:7, 48:9, 147:6</p> <p>board's [7] - 18:21, 33:24, 34:13, 57:8, 58:9, 58:10, 66:9</p> <p>Board/Professional [2] - 3:6, 3:9</p> <p>boards [6] - 16:21, 42:6, 42:9, 143:9, 171:10</p> <p>body [1] - 9:12</p>	<p>Book [1] - 38:2</p> <p>book [2] - 38:5, 38:16</p> <p>Borough [3] - 10:6, 43:2, 43:12</p> <p>borough [2] - 10:10, 43:11</p> <p>bought [2] - 125:12, 144:18</p> <p>Bought [1] - 125:13</p> <p>bound [1] - 37:20</p> <p>bowling [6] - 62:3, 62:5, 62:9, 62:13, 62:22, 65:23</p> <p>box [15] - 46:5, 46:10, 50:8, 51:6, 57:11, 59:20, 60:10, 61:6, 61:15, 61:20, 61:24, 62:19, 63:3, 63:6, 65:25</p> <p>BOX [1] - 1:24</p> <p>boxes [7] - 61:13, 65:12, 85:16, 85:19, 85:22, 163:13</p> <p>break [4] - 70:12, 70:18, 139:23, 161:6</p> <p>brief [4] - 49:1, 51:13, 70:19, 139:25</p> <p>briefly [1] - 48:25</p> <p>bring [9] - 28:10, 73:13, 73:18, 99:7, 101:25, 114:6, 135:9, 147:19, 151:6</p> <p>bringing [1] - 144:8</p> <p>brings [2] - 10:16, 96:20</p> <p>broader [1] - 36:12</p> <p>BROOK [1] - 1:24</p> <p>brought [6] - 17:4, 92:25, 126:21, 129:19, 141:17, 175:6</p> <p>buffer [4] - 66:14, 87:4, 87:9, 158:21</p> <p>buffering [2] - 90:8, 90:9</p> <p>build [4] - 149:23, 149:24, 150:6, 152:7</p> <p>builders [1] - 106:2</p> <p>building [59] - 7:6, 43:14, 47:19, 52:9, 52:22, 53:1, 53:2, 53:4, 54:23, 63:25, 66:5, 66:22, 67:10, 75:25, 76:4, 76:6, 76:9, 76:17, 76:21, 77:3, 78:2, 82:2, 82:7, 82:8, 84:24, 98:2, 98:4, 98:12, 118:5, 121:16, 126:24, 137:23,</p>	<p>140:11, 140:18, 140:19, 140:23, 141:3, 141:4, 141:5, 141:14, 150:13, 150:15, 150:16, 150:17, 151:13, 151:21, 151:24, 160:7, 160:8, 160:9, 160:11, 160:13, 160:17, 160:23, 166:11, 166:17</p> <p>built [1] - 155:16</p> <p>bulldozer [1] - 86:15</p> <p>bulldozers [1] - 106:2</p> <p>bunch [1] - 15:21</p> <p>burden [1] - 49:20</p> <p>business [65] - 19:14, 19:21, 19:23, 20:6, 20:9, 20:15, 20:21, 21:1, 21:4, 21:13, 22:16, 26:6, 26:11, 28:21, 29:9, 31:6, 31:12, 35:13, 37:4, 45:13, 45:20, 46:9, 46:11, 46:23, 50:25, 52:3, 52:16, 52:21, 52:23, 53:5, 53:7, 53:15, 53:17, 53:22, 54:2, 54:5, 55:2, 55:9, 55:20, 57:12, 58:25, 59:12, 59:14, 59:24, 60:5, 60:14, 61:7, 67:4, 67:9, 67:11, 72:5, 73:22, 98:8, 98:19, 143:19, 145:14, 145:16, 146:2, 146:7, 146:19, 146:20, 165:12, 170:10, 170:25</p> <p>BUSINESS [1] - 1:6</p> <p>busy [2] - 92:16, 149:2</p> <p>but.. [2] - 55:22, 160:18</p> <p>buy [2] - 125:18, 125:19</p> <p>BY [9] - 41:18, 44:10, 57:7, 57:25, 71:24, 81:9, 97:25, 103:19, 105:5</p>
B				
<p>B151 [1] - 6:24</p> <p>backfill [1] - 72:13</p> <p>background [1] - 41:20</p> <p>backhoe [1] - 142:24</p> <p>bad [1] - 146:1</p> <p>bails [1] - 26:16</p> <p>balance [1] - 35:18</p> <p>Barn [1] - 4:10</p> <p>Based [2] - 66:3, 175:7</p> <p>based [11] - 16:25, 30:2, 30:19, 34:1, 38:8, 60:17, 63:19, 66:19, 78:22, 92:1, 130:1</p> <p>bases [1] - 12:8</p> <p>basin [1] - 15:20</p> <p>basins [4] - 15:21, 15:22, 15:24, 15:25</p>	<p>B</p>	<p>B</p>	<p>B</p>	<p>B</p>
C				
<p>C.S.R [1] - 1:23</p> <p>California [3] - 110:14, 110:23, 123:2</p> <p>cameras [2] - 126:19, 127:1</p> <p>cannot [4] - 24:13,</p>	<p>C</p>	<p>C</p>	<p>C</p>	<p>C</p>

<p>25:25, 140:6, 167:16 cap [1] - 161:19 capital [1] - 144:13 capped [1] - 163:9 CARAFELLO [4] - 1:14, 4:25, 6:9, 7:12 Carafello [5] - 4:24, 6:8, 7:16, 7:17, 56:1 care [1] - 22:8 career [2] - 42:14, 43:16 Carolina [2] - 110:13, 110:23 carried [1] - 174:17 cars [1] - 99:24 CARUCCI [1] - 1:23 case [10] - 11:2, 25:16, 25:18, 26:24, 27:13, 27:14, 30:10, 95:25, 97:10, 167:16 cases [1] - 38:9 category [1] - 65:17 Category [2] - 65:18, 65:19 causing [1] - 169:15 CB1 [1] - 61:5 CCR [1] - 177:24 CECE [1] - 1:18 cement [1] - 108:23 center [2] - 61:1, 63:12 central [1] - 146:9 certain [11] - 36:8, 56:1, 62:20, 68:9, 68:13, 69:12, 69:21, 87:3, 99:3, 117:10, 157:6 certainly [6] - 44:2, 138:15, 141:6, 143:12, 146:14, 171:20 Certainly [1] - 57:18 CERTIFIED [1] - 1:23 Certified [2] - 41:25, 177:3 certify [1] - 177:6 CERTIFY [1] - 177:10 cetera [2] - 68:12, 90:5 chain [2] - 107:20, 146:12 Chair [8] - 7:12, 8:2, 32:7, 33:3, 33:19, 70:15, 80:4, 96:18 CHAIRMAN [1] - 1:10 Chairman [2] - 57:4, 80:4 CHAIRPERSON [26] - 1:11, 4:1, 4:7, 5:18, 6:1, 6:19, 7:15, 32:4, 32:16, 33:4, 69:14,</p>	<p>70:11, 70:17, 70:20, 105:1, 109:9, 119:16, 139:21, 147:9, 148:13, 169:19, 172:15, 173:9, 175:24, 176:8, 176:12 chance [1] - 158:21 change [5] - 15:5, 15:6, 115:13, 134:19, 145:9 changed [2] - 36:1, 115:9 changes [5] - 16:7, 34:4, 118:14, 118:15, 119:3 changing [1] - 134:23 Chapter [2] - 4:13, 45:2 characterized [1] - 25:9 charge [1] - 70:16 chart [3] - 60:18, 61:5, 152:23 check [3] - 114:9, 121:14, 126:11 Chief [3] - 71:18, 71:21, 73:9 childcare [1] - 64:14 CI [3] - 45:8, 68:12, 109:4 circumstance [1] - 138:18 cite [1] - 11:3 cited [4] - 11:1, 30:24, 35:4, 38:12 city [1] - 156:14 civil [5] - 72:10, 74:13, 112:17, 149:13, 149:18 clarified [1] - 22:1 clarify [1] - 161:2 clarifying [1] - 122:22 clauses [1] - 45:19 clear [10] - 17:12, 44:25, 51:10, 121:9, 121:10, 122:23, 137:4, 161:3, 162:5, 168:3 clearly [2] - 33:25, 50:7 client [6] - 13:18, 32:11, 51:20, 52:25, 67:12, 166:3 clientele [1] - 149:21 close [1] - 29:3 closer [1] - 8:12 closest [3] - 43:3, 136:11, 169:5 clubs [2] - 61:23,</p>	<p>61:24 Code [1] - 19:13 code [8] - 19:16, 28:7, 45:1, 46:9, 47:5, 48:6, 53:21, 109:3 collected [1] - 26:16 collecting [1] - 138:4 collectively [3] - 46:2, 80:16, 81:4 colloquially [1] - 10:23 color [1] - 159:3 colors [2] - 141:1, 159:5 combination [4] - 31:12, 47:23, 60:5, 82:21 combine [2] - 124:23, 124:25 combined [1] - 63:15 comfortable [1] - 14:6 coming [21] - 20:25, 79:13, 93:16, 96:2, 100:14, 100:18, 100:23, 100:25, 101:3, 101:6, 119:15, 119:18, 124:16, 146:15, 149:6, 158:24, 159:22, 159:24, 162:3, 165:21 commend [1] - 148:18 comment [1] - 169:17 commented [1] - 165:10 comments [3] - 5:23, 22:3, 156:21 Commercial [3] - 19:11, 36:1, 45:8 commercial [2] - 7:6, 36:11 Commission's [1] - 175:7 common [3] - 86:15, 132:25, 167:11 commonly [1] - 108:9 communities [2] - 42:4, 43:21 company [18] - 52:20, 53:7, 53:9, 53:10, 53:15, 53:16, 54:25, 55:2, 55:21, 67:7, 95:14, 95:20, 113:16, 130:6, 154:5, 154:16 Company [1] - 67:8 compared [1] - 39:10 competes [1] - 36:24 complete [5] - 9:25, 10:18, 12:12, 140:4,</p>	<p>150:7 completed [1] - 155:21 completely [3] - 29:14, 61:17, 65:10 completeness [3] - 6:21, 11:7, 11:8 comply [1] - 48:22 component [3] - 86:22, 151:20, 152:5 comprehensive [1] - 155:5 concept [1] - 29:20 concern [11] - 94:23, 143:15, 143:19, 144:11, 145:14, 145:20, 145:22, 146:2, 146:21, 159:1, 170:8 concerned [3] - 11:11, 158:23, 165:5 concerns [3] - 43:6, 95:14, 158:19 conclusion [4] - 50:9, 62:11, 62:15, 66:19 concrete [6] - 69:8, 75:1, 106:21, 108:10, 108:18, 136:7 concur [1] - 60:11 condition [14] - 16:16, 16:22, 38:22, 50:5, 50:12, 50:13, 138:12, 138:13, 141:23, 141:25, 154:19, 168:3, 168:15, 168:17 Condition [1] - 50:12 conditional [11] - 38:17, 38:20, 45:6, 45:12, 50:4, 50:16, 65:15, 68:6, 68:14, 68:18, 69:18 Conditional [2] - 47:6, 47:8 conditionally [1] - 9:21 conditions [1] - 39:1 conducted [1] - 4:10 conduit [1] - 74:13 confident [1] - 170:14 confirmation [2] - 16:13, 16:17 conflation [1] - 53:8 confused [1] - 12:22 conglomerate [1] - 55:18 conjunction [2] - 36:19, 96:15 conjunctive [2] - 31:9,</p>	<p>31:15 connects [2] - 45:19, 59:24 consider [5] - 88:20, 88:25, 108:17, 108:22, 136:8 considerable [2] - 16:2, 76:22 considered [2] - 17:14, 113:23 consistent [2] - 15:14, 80:23 constant [1] - 171:15 constraints [1] - 109:23 construction [140] - 7:3, 7:4, 19:14, 19:15, 19:21, 19:23, 20:5, 20:6, 20:9, 20:14, 20:22, 21:1, 21:3, 21:7, 21:14, 22:13, 22:15, 22:16, 26:6, 28:21, 28:22, 29:9, 31:5, 31:12, 31:13, 35:12, 35:13, 37:4, 37:5, 45:13, 45:14, 45:22, 45:23, 45:24, 46:11, 46:18, 46:23, 46:24, 47:16, 50:25, 51:24, 52:3, 52:6, 52:17, 52:20, 53:6, 53:9, 53:10, 53:16, 53:21, 54:2, 54:5, 54:24, 54:25, 55:7, 55:9, 55:10, 55:17, 55:20, 57:12, 58:13, 58:25, 59:1, 59:5, 59:7, 59:9, 59:11, 59:14, 59:16, 60:2, 60:5, 60:6, 60:14, 60:16, 61:18, 66:4, 66:20, 67:3, 67:4, 72:2, 72:6, 72:7, 72:16, 73:22, 78:25, 86:10, 86:11, 86:14, 87:22, 87:23, 88:5, 88:14, 92:3, 92:9, 92:17, 92:22, 92:24, 93:8, 93:10, 93:12, 93:21, 95:6, 95:10, 95:15, 96:1, 101:21, 102:6, 102:7, 104:11, 106:15, 106:17, 107:12, 107:14, 108:17, 110:22, 112:21, 113:12, 121:23, 122:12, 122:25, 131:14, 138:23, 141:18,</p>
---	---	---	---	---

<p>143:6, 146:4, 146:6, 149:8, 149:16, 152:5, 154:15, 157:2, 164:1, 166:23, 167:2, 168:22</p> <p>CONSTRUCTION [2] - 1:6, 1:6</p> <p>Construction [32] - 20:21, 21:13, 21:19, 45:20, 52:16, 55:10, 57:12, 59:24, 71:19, 71:22, 72:1, 72:2, 72:4, 72:21, 73:3, 74:1, 95:7, 105:21, 109:18, 113:7, 113:12, 113:14, 123:6, 123:9, 123:13, 148:23, 149:1, 152:4, 152:20, 153:6, 153:22, 166:2</p> <p>Construction's [1] - 73:1</p> <p>construction-wise [1] - 122:25</p> <p>consultant [1] - 42:4</p> <p>contain [1] - 85:7</p> <p>contained [2] - 29:6, 125:17</p> <p>container [26] - 74:25, 75:20, 85:16, 91:5, 94:6, 105:7, 124:9, 125:1, 125:3, 127:9, 127:10, 127:21, 139:12, 139:15, 142:2, 142:11, 142:18, 144:2, 147:22, 150:24, 162:12, 164:3, 164:7, 164:9, 164:10</p> <p>Containers [1] - 104:19</p> <p>containers [50] - 74:24, 75:8, 75:16, 85:5, 85:6, 89:13, 89:14, 89:18, 90:20, 93:25, 94:1, 94:10, 94:13, 94:15, 104:21, 105:17, 106:17, 107:25, 121:22, 121:24, 123:19, 124:7, 125:10, 125:11, 125:16, 125:23, 127:22, 139:1, 139:6, 139:14, 144:11, 158:14, 158:15, 158:16, 158:17, 158:20,</p>	<p>158:22, 158:24, 161:16, 161:23, 162:10, 162:19, 163:1, 163:8, 163:11, 163:15, 163:16, 168:22, 169:11</p> <p>containment [1] - 68:8</p> <p>contemplate [3] - 67:5, 151:22, 154:9</p> <p>contemplating [1] - 54:13</p> <p>context [5] - 46:16, 47:16, 47:22, 48:12, 48:19</p> <p>continue [7] - 8:1, 17:1, 61:12, 91:14, 148:8, 148:16, 170:17</p> <p>continues [3] - 17:21, 51:6, 65:13</p> <p>Continuing [1] - 98:1</p> <p>continuing [3] - 98:11, 171:1, 176:16</p> <p>continuous [2] - 51:2, 51:10</p> <p>contract [1] - 153:22</p> <p>contractor [2] - 72:16, 113:8</p> <p>contracts [1] - 153:16</p> <p>control [2] - 98:22, 138:11</p> <p>conversation [1] - 36:19</p> <p>coordination [1] - 83:6</p> <p>copies [6] - 97:3, 97:5, 97:10, 97:14, 97:19, 97:20</p> <p>copper [2] - 74:14, 76:8</p> <p>copy [6] - 4:17, 8:25, 9:18, 97:2, 97:7, 97:18</p> <p>corporate [3] - 46:8, 61:4, 152:23</p> <p>correct [66] - 22:23, 23:21, 24:4, 25:2, 31:16, 35:23, 44:16, 56:19, 58:14, 60:21, 61:15, 61:18, 61:20, 61:24, 62:24, 63:8, 64:17, 64:18, 65:17, 65:25, 72:18, 73:24, 75:15, 76:1, 76:24, 77:8, 78:2, 79:10, 79:11, 79:18, 82:4, 83:8, 87:5, 87:13, 89:7, 89:21, 91:24, 93:23, 95:7, 96:16,</p>	<p>96:17, 98:10, 98:19, 99:25, 102:1, 103:23, 105:14, 121:17, 123:21, 126:25, 130:24, 134:9, 134:14, 136:12, 136:23, 137:13, 137:17, 138:22, 141:21, 149:3, 150:23, 153:17, 153:23, 156:6, 166:24, 167:2</p> <p>Correct [22] - 22:24, 42:16, 44:17, 77:9, 78:3, 83:18, 87:6, 87:14, 89:17, 89:22, 91:25, 94:14, 95:8, 99:22, 101:9, 105:15, 115:15, 127:17, 137:14, 158:13, 166:25, 167:3</p> <p>corrections [1] - 5:23</p> <p>Cory [11] - 9:5, 12:17, 14:1, 14:7, 16:10, 120:12, 120:15, 148:16, 156:18, 163:3, 165:5</p> <p>CORY [1] - 2:14</p> <p>cost [4] - 134:24, 144:16, 144:25, 145:5</p> <p>Councilperson [1] - 17:6</p> <p>counsel [4] - 8:6, 9:1, 177:11, 177:13</p> <p>Counsel [11] - 2:3, 2:6, 2:10, 70:1, 97:6, 146:25, 151:19, 172:7, 172:9, 172:14</p> <p>country [1] - 58:9</p> <p>country [3] - 72:23, 110:11, 122:17</p> <p>county [14] - 9:16, 9:17, 9:19, 10:6, 10:8, 10:13, 10:15, 12:15, 13:5, 14:18, 14:19, 14:20</p> <p>County [2] - 43:19, 43:21</p> <p>couple [5] - 54:10, 102:21, 129:14, 149:14, 150:11</p> <p>course [7] - 16:24, 43:16, 78:1, 84:4, 87:1, 101:7, 152:25</p> <p>Court [1] - 177:3</p> <p>COURT [1] - 1:23</p> <p>cover [2] - 135:19, 136:5</p>	<p>covering [2] - 136:9, 136:19</p> <p>Cox [1] - 38:2</p> <p>Cox's [1] - 38:16</p> <p>create [2] - 28:25, 113:13</p> <p>created [1] - 155:25</p> <p>creates [2] - 47:9, 49:25</p> <p>creating [1] - 124:10</p> <p>credentials [1] - 42:11</p> <p>criteria [2] - 49:13, 49:15</p> <p>critical [1] - 34:3</p> <p>cross [5] - 27:22, 140:5, 170:17, 171:1, 172:22</p> <p>CROSS [1] - 57:6</p> <p>Cross [2] - 3:3, 3:5</p> <p>cross-examination [4] - 140:5, 170:17, 171:1, 172:22</p> <p>Cross-Examination [1] - 3:5</p> <p>cross-examining [1] - 27:22</p> <p>crossing [1] - 27:21</p> <p>crushed [6] - 74:19, 106:23, 108:8, 108:14, 135:23, 136:4</p> <p>crystal [1] - 44:25</p> <p>crystal-clear [1] - 44:25</p> <p>curious [1] - 148:22</p> <p>current [3] - 12:12, 42:21, 77:1</p> <p>customarily [1] - 20:8</p> <p>customary [1] - 28:15</p>	<p>173:23, 174:13, 176:16, 177:8</p> <p>dated [6] - 12:7, 16:11, 19:6, 19:9, 80:8, 80:19</p> <p>dates [2] - 173:10, 173:13</p> <p>Davie [1] - 71:9</p> <p>days [3] - 10:7, 10:18, 83:19</p> <p>deal [2] - 13:3, 172:4</p> <p>dealing [5] - 8:9, 17:6, 24:3, 24:9, 165:9</p> <p>deals [2] - 151:23, 153:16</p> <p>dealt [1] - 8:17</p> <p>December [1] - 93:18</p> <p>decide [1] - 55:7</p> <p>decided [2] - 22:21, 76:16</p> <p>Deciduous [1] - 88:17</p> <p>decision [1] - 146:20</p> <p>deck [1] - 99:7</p> <p>decrease [1] - 15:19</p> <p>deemed [3] - 9:25, 10:17, 12:12</p> <p>defer [3] - 56:13, 148:16, 154:5</p> <p>definable [2] - 55:11</p> <p>defined [6] - 35:11, 38:16, 69:17, 87:12, 120:24, 157:11</p> <p>definite [1] - 99:2</p> <p>definitely [1] - 138:13</p> <p>degree [2] - 42:1, 56:1</p> <p>Delaware [3] - 143:22, 144:1, 144:3</p> <p>delayed [1] - 146:11</p> <p>delays [1] - 146:16</p> <p>deliver [5] - 78:23, 135:1, 150:6, 167:14, 168:5</p> <p>delivered [1] - 150:24</p> <p>deliveries [7] - 83:3, 84:1, 100:2, 100:4, 150:20, 150:21, 159:21</p> <p>delivery [4] - 99:14, 145:8, 159:22, 167:8</p> <p>demolish [1] - 7:1</p> <p>DEP [15] - 11:22, 12:22, 13:13, 13:15, 13:22, 14:17, 14:24, 15:4, 15:10, 15:12, 16:3, 16:13, 16:24</p> <p>departing [1] - 83:9</p> <p>dependent [10] - 28:1, 29:19, 29:25, 30:1, 30:2, 30:5, 30:7, 30:21, 102:22,</p>
D				
<p>d(1) [7] - 17:13, 22:10, 28:25, 49:12, 49:19, 58:11, 66:10</p> <p>d(3) [2] - 39:6, 50:18</p> <p>d(6) [2] - 24:9, 25:14</p> <p>daily [1] - 42:6</p> <p>dais [1] - 97:6</p> <p>damaged [8] - 147:13, 147:14, 147:17, 147:22, 148:7, 151:8, 151:14, 158:11</p> <p>date [20] - 10:6, 13:1, 13:16, 13:25, 67:17, 80:20, 80:24, 170:20, 171:7, 172:20, 173:1, 173:2, 173:5, 173:7,</p>				

<p>112:19 depicts [1] - 152:23 describe [10] - 72:8, 73:20, 77:10, 88:11, 100:6, 104:20, 105:22, 106:16, 117:15, 120:20 described [5] - 81:11, 82:7, 91:17, 106:15, 158:11 describing [3] - 117:13, 149:14, 150:11 description [1] - 90:25 DESCRIPTION [1] - 3:18 descriptions [1] - 82:19 design [1] - 16:1 designate [1] - 147:24 designated [2] - 119:12, 133:10 despite [1] - 13:8 detail [7] - 14:1, 14:24, 72:8, 120:2, 148:25, 150:15, 160:14 detailed [1] - 44:23 details [3] - 116:15, 160:9, 160:20 determination [4] - 11:6, 11:8, 22:10, 25:6 determinative [1] - 10:20 determine [5] - 27:25, 68:4, 145:22, 147:4, 172:25 determined [3] - 11:6, 36:8, 129:4 determining [2] - 30:22, 150:23 detriment [1] - 49:16 development [2] - 55:12, 72:9 devoted [2] - 55:14, 154:11 dialogue [4] - 109:14, 109:15, 172:2, 172:10 differ [1] - 57:8 difference [5] - 15:15, 16:2, 26:19, 53:14, 153:5 different [19] - 21:12, 21:21, 28:4, 30:12, 48:17, 51:8, 51:15, 53:18, 54:10, 61:17, 62:23, 62:25, 67:12, 74:12, 128:9, 134:17, 136:1,</p>	<p>156:23, 159:4 difficult [1] - 37:15 dimensions [2] - 105:9, 105:10 dip [1] - 88:8 DIRE [1] - 41:17 Dire [1] - 3:4 DIRECT [2] - 44:9, 71:23 direct [7] - 79:7, 79:12, 84:13, 101:16, 101:24, 121:6, 121:18 Direct [2] - 3:5, 3:8 directed [1] - 101:18 direction [2] - 33:20, 86:8 disagree [5] - 44:19, 63:22, 65:10, 146:24, 153:12 discolored [1] - 162:8 discuss [4] - 17:3, 18:2, 48:25, 136:18 discussed [3] - 8:5, 147:19, 175:5 discussing [1] - 45:11 discussion [8] - 11:21, 17:1, 54:20, 55:25, 81:20, 81:23, 160:7, 172:24 discussions [2] - 8:6, 80:12 disjunctive [1] - 31:9 dismissive [1] - 172:11 dispositive [1] - 53:13 distributed [1] - 26:18 distribution [1] - 153:20 District [1] - 36:9 district [1] - 36:12 districts [1] - 45:7 disturb [1] - 77:18 disturbed [1] - 90:15 division [2] - 72:3, 113:13 DO [1] - 177:10 document [1] - 68:17 documentation [1] - 16:10 Dolan [2] - 7:24 DOLAN [2] - 2:5 done [10] - 13:23, 33:12, 43:4, 81:2, 90:25, 115:19, 129:19, 152:1, 152:2, 157:1 door [4] - 75:10, 75:14, 105:18, 160:25</p>	<p>doors [1] - 160:15 double [1] - 94:16 down [19] - 7:16, 21:7, 49:11, 58:23, 61:5, 61:6, 61:12, 62:1, 64:1, 64:10, 65:24, 79:14, 101:25, 112:14, 138:1, 138:2, 145:6, 145:11 drafted [1] - 65:2 drainage [2] - 15:19, 91:17 drainpipe [2] - 162:14, 163:22 drilling [2] - 34:12, 34:14 drippings [1] - 118:16 drive [7] - 65:24, 133:3, 133:4, 134:6, 134:8, 137:12, 137:15 drive-through [1] - 65:24 driven [2] - 127:20, 133:4 driver [2] - 84:15, 101:19 drivers [6] - 84:18, 145:9, 150:22, 167:11, 167:22, 168:4 driveway [2] - 78:9, 78:11 driving [1] - 88:1 drop [6] - 84:2, 101:16, 102:1, 121:18, 121:21, 122:1 dropped [3] - 121:7, 133:7, 133:8 dropping [1] - 142:20 droppings [1] - 95:3 duly [3] - 18:14, 41:4, 71:10 dump [13] - 86:15, 106:3, 132:1, 132:24, 132:25, 133:2, 133:3, 133:4, 133:15, 133:21, 142:20 Dunbar [1] - 11:2 during [10] - 15:5, 42:13, 79:14, 92:13, 92:22, 93:11, 101:6, 112:12, 120:5, 164:1 Durkin [20] - 3:5, 9:1, 33:22, 33:23, 34:16, 41:20, 42:18, 43:24, 56:14, 57:1, 66:16, 67:23, 97:6, 169:21,</p>	<p>170:4, 171:2, 171:4, 171:12, 172:23, 174:8 DURKIN [26] - 2:7, 2:8, 33:14, 33:19, 37:13, 44:1, 56:3, 56:12, 56:16, 57:4, 57:7, 57:23, 57:25, 67:25, 170:6, 171:18, 172:5, 172:11, 173:22, 174:9, 174:13, 175:4, 175:14, 175:19, 176:1, 176:11 Durkin's [2] - 37:1, 172:21 dust [5] - 135:19, 135:20, 136:5, 138:3, 138:16 Dust [1] - 138:11 duties [1] - 83:2</p>	<p>139:8, 140:25, 154:15, 168:5, 168:11, 172:12, 173:7 Either/or [1] - 43:10 either/or [1] - 59:22 elaborate [1] - 19:17 electronically [1] - 4:17 element [1] - 15:18 elevation [2] - 161:10, 161:12 eligible [1] - 56:8 eliminate [2] - 90:19, 93:5 Elizabeth [1] - 33:22 ELIZABETH [1] - 2:7 elsewhere [1] - 45:17 emitted [1] - 115:23 employee [3] - 99:13, 177:11, 177:13 Employee [1] - 99:15 employees [17] - 82:12, 82:14, 82:16, 82:22, 82:23, 99:1, 99:4, 121:5, 150:16, 150:20, 165:8, 165:9, 165:11, 165:13, 165:17 empty [4] - 124:5, 124:8, 124:13, 127:13 enacted [1] - 14:21 encouraging [1] - 35:10 End [1] - 161:25 end [25] - 13:7, 17:25, 20:25, 31:10, 32:24, 38:25, 51:15, 69:5, 78:19, 81:25, 82:6, 86:24, 92:15, 93:1, 97:14, 97:22, 100:11, 107:24, 118:25, 121:21, 128:2, 140:25, 153:10, 161:25, 168:9 endeavoring [1] - 54:16 ended [4] - 9:12, 10:13, 25:14, 29:17 ends [3] - 60:20, 76:22, 160:25 engage [1] - 176:5 engaged [4] - 53:15, 53:16, 55:2, 83:25 engineer [14] - 9:5, 10:24, 87:13, 91:1, 91:18, 120:1, 140:17, 140:25,</p>
E				
<p>early [1] - 58:7 east [7] - 82:6, 87:19, 89:10, 169:3, 169:6, 169:7, 169:8 east/west [2] - 81:21, 81:23 easterly [4] - 82:2, 86:7, 86:8, 87:16 easy [1] - 102:12 economic [1] - 35:18 ECS [1] - 95:20 edge [1] - 133:15 effect [9] - 12:14, 12:24, 13:2, 13:10, 13:11, 13:24, 52:22, 55:5, 116:1 effective [8] - 10:6, 11:9, 13:16, 14:11, 14:14, 134:24, 145:1 effectuate [2] - 52:23, 67:11 efficient [1] - 84:2 efficiently [1] - 84:19 effort [2] - 90:18, 164:6 efforts [1] - 13:8 eight [1] - 104:13 EIS [2] - 175:10, 176:3 Eisenhower [1] - 2:8 either [25] - 10:7, 14:22, 30:15, 43:5, 46:2, 47:12, 60:4, 64:9, 86:1, 87:8, 88:1, 90:19, 99:24, 100:17, 101:18, 114:4, 132:24,</p>				

<p>159:8, 160:12, 168:20, 169:10, 174:1, 176:6 ENGINEER [1] - 2:14 ensue [1] - 172:24 entertainment [1] - 65:23 entirely [4] - 21:21, 53:18, 67:12, 156:9 entities [1] - 154:12 entitled [1] - 147:6 entity [1] - 152:12 entrance [2] - 137:21, 138:2 entry [1] - 160:16 Environmental [2] - 175:7, 175:10 environmental [3] - 145:3, 175:9, 176:5 environmentally [2] - 158:1 equipment [88] - 7:4, 19:15, 19:22, 20:6, 20:16, 20:22, 20:24, 21:8, 21:14, 22:14, 22:16, 28:22, 29:10, 31:6, 31:13, 35:13, 45:14, 45:23, 45:24, 46:12, 46:24, 47:17, 48:1, 51:1, 51:25, 52:7, 52:17, 57:13, 59:1, 59:5, 59:9, 59:11, 60:2, 60:6, 60:16, 66:4, 66:20, 73:6, 73:20, 78:24, 78:25, 86:10, 86:12, 87:22, 88:5, 92:3, 92:14, 93:6, 95:23, 101:22, 102:3, 102:6, 104:11, 105:23, 106:1, 119:20, 121:23, 128:2, 128:7, 128:9, 128:13, 128:19, 129:7, 129:18, 130:14, 130:19, 130:22, 131:15, 131:21, 131:25, 132:19, 132:21, 132:23, 134:1, 134:2, 141:18, 142:9, 142:21, 143:6, 145:15, 156:23, 157:17, 157:20, 157:22, 157:24, 158:6, 161:15 Equipment [2] - 21:20, 105:21 EQUIPMENT [1] - 1:7</p>	<p>Eric [2] - 69:15, 147:9 ERIC [2] - 1:17, 1:21 error [1] - 17:22 especially [2] - 143:21, 144:16 ESQUIRE [3] - 2:3, 2:4, 2:7 essence [1] - 113:7 essentially [4] - 12:9, 45:4, 75:19, 88:9 Essentially [1] - 162:18 establish [3] - 31:15, 40:5, 40:6 established [1] - 80:24 establishes [1] - 47:3 establishing [2] - 30:19, 35:17 establishments [1] - 61:7 et [2] - 68:11, 90:5 evaluate [1] - 32:10 evaluation [1] - 69:4 evening [2] - 47:2, 70:8 eventually [2] - 80:1, 124:6 evergreens [1] - 90:22 evidence [2] - 34:1, 37:20 evidenced [1] - 10:1 exact [2] - 15:3, 31:2 Exactly [2] - 132:18, 143:14 exactly [10] - 63:21, 67:15, 81:22, 89:15, 93:14, 94:11, 104:23, 105:25, 138:21, 143:1 EXAMINATION [4] - 41:17, 44:9, 57:6, 71:23 Examination [5] - 3:3, 3:4, 3:5, 3:5, 3:8 examination [4] - 140:5, 170:17, 171:1, 172:22 examining [1] - 27:22 example [9] - 38:7, 46:7, 53:12, 63:13, 73:11, 74:5, 105:13, 141:1, 149:15 exams [1] - 19:19 excavating [1] - 149:19 excavator [1] - 86:16 excavators [1] - 106:4 exceed [1] - 130:13 except [3] - 48:11,</p>	<p>172:25 excuse [5] - 8:20, 49:4, 50:23, 78:13, 80:4 Excuse [2] - 70:11, 105:1 excused [4] - 4:21, 5:8, 5:16, 67:20 exhibit [3] - 111:25, 155:13, 156:5 Exhibit [12] - 21:15, 51:18, 80:17, 81:4, 81:7, 96:25, 119:8, 120:18, 123:18, 127:24, 134:13, 138:19 exhibits [5] - 36:22, 80:15, 103:4, 103:10, 155:25 existence [1] - 123:9 existing [3] - 7:2, 77:21, 120:5 exists [1] - 90:10 exit [4] - 137:16, 137:19, 137:22, 137:25 expecting [1] - 163:16 expensive [2] - 93:7, 144:19 experience [2] - 95:9, 146:5 experiencing [1] - 109:24 expert [3] - 116:1, 116:24, 175:9 expertise [2] - 116:17, 118:21 explain [4] - 19:5, 73:3, 92:15, 104:1 Explain [1] - 92:7 explore [2] - 32:15, 148:25 extent [2] - 45:1, 50:14 extremely [1] - 149:2 eyesore [1] - 48:4</p>	<p>facility [41] - 20:1, 20:13, 22:12, 26:9, 26:10, 26:13, 26:21, 28:13, 31:14, 35:14, 36:20, 37:5, 37:6, 51:24, 52:5, 69:9, 73:15, 83:9, 91:17, 91:22, 91:24, 104:8, 104:10, 109:7, 115:17, 117:17, 118:9, 122:8, 124:3, 124:5, 127:19, 129:20, 130:14, 130:20, 147:16, 149:2, 149:7, 150:5, 156:1, 156:11, 167:14 fact [44] - 8:21, 9:2, 9:4, 9:10, 11:1, 11:12, 15:9, 17:12, 20:19, 23:24, 25:5, 25:7, 27:23, 29:4, 29:8, 29:17, 30:25, 31:8, 32:13, 35:3, 35:16, 37:8, 38:12, 38:19, 38:24, 50:22, 50:23, 70:3, 79:6, 79:8, 79:13, 87:2, 94:24, 103:11, 104:15, 114:15, 116:25, 118:24, 140:17, 146:5, 157:25, 160:11 facts [12] - 28:2, 29:19, 29:25, 30:2, 30:5, 30:10, 30:13, 30:14, 30:17, 30:20, 30:22, 37:12 fails [1] - 10:8 fair [2] - 32:6, 89:5 Fair [1] - 23:19 fairness [1] - 114:17 fall [2] - 119:15, 119:18 falling [1] - 15:8 familiar [10] - 11:5, 23:8, 23:10, 23:17, 25:19, 25:21, 27:5, 38:1, 77:5, 160:8 famous [1] - 167:25 far [13] - 11:11, 19:24, 28:17, 38:13, 74:7, 76:10, 77:20, 78:13, 85:1, 91:16, 115:13, 121:21, 128:2 fashion [1] - 29:22 fast [1] - 61:7 favor [1] - 35:17 favorable [2] - 10:9, 154:20</p>	<p>features [1] - 7:9 February [2] - 9:13, 93:18 feet [16] - 75:3, 76:12, 86:20, 86:23, 88:22, 88:23, 89:1, 94:21, 98:6, 106:13, 112:18, 126:10, 126:16, 136:15, 175:1 felt [1] - 146:8 fence [12] - 48:9, 75:7, 90:23, 90:24, 107:20, 107:21, 136:14, 139:4, 143:24, 144:2, 144:5, 162:25 fences [2] - 74:16, 162:15 fencing [12] - 74:15, 85:8, 85:13, 107:20, 117:7, 124:24, 125:2, 139:11, 143:21, 147:15, 163:18 few [5] - 93:13, 148:15, 153:14, 156:20, 156:21 field [2] - 136:20, 136:21 fifth [1] - 174:3 figure [2] - 54:17, 84:6 file [1] - 155:13 filed [8] - 4:17, 9:14, 12:7, 29:5, 29:11, 29:13, 80:18, 114:16 fill [3] - 124:6, 128:25, 129:1 Final [1] - 6:25 final [1] - 108:13 finally [1] - 109:12 financially [1] - 177:14 findings [1] - 22:9 fine [3] - 23:2, 70:9, 174:13 finish [6] - 33:17, 34:17, 34:24, 110:4, 170:25, 175:14 Finish [1] - 39:14 fire [1] - 43:1 firm [2] - 7:24, 33:23 FIRM [1] - 2:8 First [6] - 5:20, 95:4, 109:10, 111:15, 156:22, 169:24 first [13] - 8:23, 12:5, 34:6, 59:3, 68:11, 71:12, 100:7, 101:19, 121:1, 122:7, 122:20,</p>
F				
<p>fabric [2] - 85:11, 107:19 facade [1] - 141:7 facilitate [1] - 142:10 facilities [9] - 7:8, 43:7, 110:7, 115:10, 118:7, 122:6, 130:15, 150:1, 155:6 Facilities [4] - 3:20, 69:6, 96:19, 96:24 Facility [1] - 21:18</p>				

<p>123:6, 171:2 fits [2] - 72:20, 160:21 five [5] - 15:24, 42:4, 139:23, 146:6, 146:14 Five [1] - 139:23 five-minute [1] - 139:23 fix [2] - 96:10, 152:8 flag [1] - 4:4 flatbed [1] - 127:11 floor [4] - 161:5, 161:8, 161:11, 161:13 Florida [3] - 71:9, 110:13, 110:24 focus [1] - 147:2 foliage [2] - 119:19, 119:23 folks [1] - 8:12 follow [2] - 15:13, 165:25 follow-up [1] - 165:25 followed [2] - 165:5, 172:22 following [1] - 9:10 follows [3] - 18:14, 41:5, 71:10 food [1] - 61:7 for.. [1] - 71:21 foregoing [1] - 177:6 forklift [2] - 142:17, 147:15 forklifts [1] - 142:12 form [4] - 12:12, 37:13, 49:9, 49:24 formal [2] - 37:20, 55:8 forth [10] - 12:8, 22:9, 33:25, 51:18, 69:7, 92:25, 93:1, 145:8, 145:13, 177:9 Forty [3] - 104:13, 126:10, 126:16 Forty-eight [1] - 104:13 forward [6] - 14:13, 34:11, 37:24, 109:13, 114:6, 175:16 Four [2] - 131:11, 131:17 four [10] - 30:6, 100:20, 102:16, 109:12, 110:1, 110:3, 144:6, 159:9, 159:16, 159:18 frankly [1] - 54:14 freight [2] - 110:8, 133:7</p>	<p>freshwater [1] - 14:25 Friday [3] - 83:20, 112:7, 167:5 front [17] - 11:22, 15:3, 42:5, 42:8, 58:1, 76:21, 77:2, 77:3, 77:6, 88:5, 88:13, 89:24, 138:2, 160:15, 160:17, 161:1, 161:9 frontage [3] - 77:7, 77:10, 77:12 frozen [1] - 112:18 full [1] - 126:23 fully [1] - 54:11 function [1] - 147:4 functional [1] - 47:19 FURTHER [1] - 177:10 furtherance [1] - 166:22 future [4] - 129:13, 170:19, 172:20, 176:16</p>	<p>governing [1] - 9:12 grade [1] - 108:13 grader [1] - 86:15 graders [1] - 106:2 grading [2] - 72:12, 108:12 graduate [1] - 42:1 grant [1] - 16:8 granted [2] - 24:18, 25:12 gravel [8] - 74:19, 106:23, 108:15, 130:23, 134:4, 135:13, 161:21, 169:15 great [1] - 148:25 greater [1] - 120:2 greatest [1] - 60:1 green [2] - 15:17, 46:25 greenhouse [6] - 63:13, 63:14, 63:16, 63:18, 64:14, 64:15 ground [2] - 112:17, 124:5 GROUP [1] - 1:5 Group [10] - 6:24, 72:3, 72:22, 113:8, 113:10, 113:13, 113:14, 150:9, 152:3, 176:16 group [2] - 63:2, 154:18 guess [5] - 54:3, 54:4, 105:6, 108:24, 113:9 guy [2] - 49:1, 138:20 guys [1] - 174:5</p>	<p>143:10, 153:2, 160:19 hard [5] - 50:6, 57:22, 112:15, 131:20, 170:9 hatched [3] - 86:5, 89:11, 89:24 hazardous [1] - 85:16 head [1] - 131:3 health [1] - 61:22 Health [1] - 61:24 hear [12] - 17:24, 23:1, 23:2, 54:20, 55:23, 57:16, 67:16, 70:7, 97:16, 115:25, 126:17, 175:23 heard [14] - 13:17, 29:23, 30:20, 33:14, 37:19, 44:11, 44:14, 49:3, 55:4, 59:4, 66:11, 67:17, 155:24, 162:11 hearing [7] - 6:1, 44:6, 59:3, 131:20, 147:4, 171:1, 171:6 Hearings [1] - 6:23 heavy [3] - 134:1, 134:2, 135:22 height [4] - 25:15, 86:17, 88:18, 106:10 held [3] - 70:19, 139:25, 174:18 Help [1] - 121:2 help [6] - 40:25, 57:21, 82:23, 83:6, 112:23, 165:21 helpful [3] - 80:5, 148:21, 155:23 helping [1] - 165:13 hereby [1] - 177:5 herein [1] - 177:9 hidden [1] - 88:9 higher [2] - 75:3, 88:25 Highlands [1] - 41:3 hill [1] - 88:6 Hillside [1] - 4:10 himself [3] - 7:18, 56:1, 66:16 hippy [1] - 128:2 hire [2] - 99:8, 99:10 hired [1] - 99:9 history [1] - 125:16 hmm [6] - 86:3, 91:7, 100:10, 100:13, 123:12, 165:22 hold [3] - 80:21, 112:3, 137:2 honest [3] - 55:13, 112:20, 114:4</p>	<p>hopeful [1] - 171:13 hoppers [2] - 68:8, 108:22 hotel [1] - 64:1 Hotels [1] - 63:7 hotels [3] - 63:8, 63:23, 65:22 hour [2] - 170:6, 170:7 hourly [3] - 82:17, 82:22, 82:23 hours [4] - 83:15, 98:24, 104:15, 167:5 housekeeping [1] - 175:5 Hov [1] - 53:10 HOWELL [26] - 1:11, 4:1, 4:7, 5:18, 6:1, 6:19, 7:15, 32:4, 32:16, 33:4, 69:14, 70:11, 70:17, 70:20, 105:1, 109:9, 119:16, 139:21, 147:9, 148:13, 169:19, 172:15, 173:9, 175:24, 176:8, 176:12 Howell [2] - 5:17, 6:18 hundred [1] - 143:9 hypothetical [1] - 37:16 Hypothetically [1] - 40:10</p>
G		H		
<p>garage [1] - 160:15 gas [1] - 167:13 gather [1] - 99:2 general [6] - 62:20, 63:7, 65:12, 85:1, 135:20, 161:6 General [2] - 47:5, 47:12 generally [3] - 4:14, 85:9, 174:4 generated [1] - 156:6 generating [1] - 144:14 generic [3] - 140:19, 140:23, 160:20 Generic [1] - 140:21 gentleman [2] - 27:22, 158:11 geo [2] - 85:11, 107:19 germane [1] - 69:10 GI [1] - 109:4 given [8] - 23:18, 58:8, 130:3, 130:6, 130:8, 146:3, 146:4, 176:1 glad [1] - 119:11 glass [3] - 26:21, 28:12, 67:9 Glass [7] - 23:4, 26:8, 26:9, 26:12, 28:12, 52:21, 67:8 global [1] - 55:17 God [1] - 40:25 goods [3] - 36:13, 39:22, 147:23</p>	<p>half [4] - 111:7, 111:8, 113:16, 170:6 half-hour [1] - 170:6 hand [5] - 18:7, 22:7, 40:20, 71:3, 144:12 handed [1] - 97:6 handful [2] - 102:25, 103:1 handle [3] - 65:7, 119:12, 120:7 handled [1] - 65:8 handling [3] - 95:2, 143:20, 145:4 hands [2] - 99:7, 169:24 happy [13] - 22:18, 24:21, 33:13, 35:1, 67:18, 109:11, 109:15, 114:10, 120:8, 131:9</p>	<p>idea [9] - 34:10, 89:3, 114:19, 114:20, 127:5, 138:10, 160:22, 168:11, 170:4 identification [2] - 81:8, 97:1 identified [4] - 46:22, 47:24, 49:23, 49:24 identifies [7] - 45:5, 45:6, 45:7, 45:11, 58:20, 58:21, 58:25 II [1] - 2:9 Iliff [1] - 4:11 imagine [2] - 125:19, 157:4 Impact [1] - 175:10 impact [1] - 15:23 important [7] - 32:8, 32:10, 47:7, 157:7, 158:8, 161:5, 172:12 IN [1] - 1:3 Inaudible [1] - 171:22 inaudible [3] - 34:6, 36:14, 56:17</p>		

<p>Inc./Limecrest [1] - 23:5 incarnations [1] - 54:10 incidental [9] - 20:8, 20:25, 21:9, 28:15, 31:6, 35:8, 37:10, 48:13, 67:6 include [3] - 8:8, 16:24, 74:9 included [2] - 24:24, 24:25 includes [2] - 72:12, 118:23 including [2] - 25:13, 48:12 inclusive [2] - 51:5, 59:23 independent [2] - 47:17, 58:22 Independent [1] - 52:8 independently [5] - 46:2, 46:6, 46:24, 46:25, 62:10 indicate [3] - 38:20, 75:23, 130:23 indicated [15] - 8:18, 9:24, 16:12, 21:11, 24:2, 53:25, 83:14, 85:7, 89:16, 98:25, 103:7, 111:20, 112:6, 112:12, 118:22 indicates [8] - 10:4, 11:3, 24:22, 75:24, 94:8, 104:2, 104:3, 105:9 indicating [1] - 9:19 individual [4] - 15:20, 27:19, 105:14, 131:5 individuals [2] - 83:25, 135:14 indoor [1] - 151:20 industrial [2] - 20:4, 35:19 Industrial [5] - 19:11, 35:25, 36:2, 36:9, 45:8 infill [1] - 72:13 inflation [3] - 144:17, 144:22, 145:5 information [7] - 17:16, 40:11, 104:3, 114:11, 154:7, 155:7, 157:13 infrastructure [1] - 15:17 initial [2] - 96:6, 113:19 initiation [1] - 13:1</p>	<p>insert [2] - 85:22, 85:23 inside [17] - 26:17, 52:24, 53:1, 53:3, 67:9, 106:17, 106:22, 107:25, 124:4, 150:16, 150:17, 151:1, 162:19, 163:19, 163:20, 164:2, 164:7 inspect [1] - 96:1 inspection [1] - 96:6 inspections [1] - 96:13 install [1] - 7:5 instead [2] - 15:24, 146:14 Instead [1] - 135:7 Institute [1] - 41:25 instructed [1] - 86:24 instructions [1] - 168:4 insubordinate [1] - 28:15 integral [1] - 167:1 intend [3] - 54:21, 125:22, 129:2 intended [1] - 31:15 intent [14] - 20:12, 21:3, 30:25, 31:4, 36:4, 36:6, 39:17, 49:18, 68:4, 68:7, 68:15, 68:17, 74:9, 74:10 interact [1] - 83:4 interested [2] - 123:4, 177:14 Interested [1] - 2:10 internally [1] - 156:6 interpretation [1] - 19:20 interpreted [1] - 38:10 interrupt [1] - 11:19 intersection [1] - 78:17 introduce [1] - 119:8 introduced [1] - 21:15 inventory [4] - 144:12, 151:17, 151:18, 165:18 invested [1] - 144:13 invite [1] - 156:18 involve [1] - 107:1 involved [5] - 23:3, 23:6, 95:6, 146:6, 151:1 issue [9] - 8:8, 8:9, 8:19, 8:20, 12:5, 17:3, 18:2, 145:21, 155:22</p>	<p>issued [1] - 66:9 issues [2] - 12:18, 145:7 item [3] - 58:24, 64:13, 64:21 items [7] - 5:19, 48:16, 57:14, 58:24, 65:14, 117:7, 117:11 itself [9] - 10:4, 14:15, 19:23, 24:16, 37:25, 53:5, 126:24, 133:3, 133:4</p>	<p>128:1, 131:21, 132:11, 135:15, 140:12, 161:7, 165:20 kinds [5] - 74:13, 75:4, 106:6, 107:23, 159:5 kits [1] - 95:23 knowledge [10] - 76:11, 77:22, 86:19, 90:15, 130:2, 130:5, 130:7, 143:5, 154:23, 166:7 known [1] - 23:4 knows [2] - 112:16, 126:13</p>	<p>laying [1] - 162:7 leach [1] - 85:23 lead [1] - 109:25 leak [2] - 96:7 leakages [1] - 118:17 leaks [2] - 95:16, 96:3 learn [1] - 110:20 leasing [1] - 154:10 least [5] - 67:2, 68:19, 79:20, 91:5, 161:8 leave [3] - 99:16, 99:21, 137:16 leaves [2] - 120:6, 127:7 leaving [2] - 136:22, 159:25 left [1] - 91:14 legal [1] - 27:7 Less [1] - 103:2 less [4] - 86:21, 89:25, 92:12, 145:3 letter [8] - 8:25, 11:1, 11:3, 12:7, 17:9, 17:11, 28:10, 36:3 level [1] - 16:15 licensed [3] - 18:18, 41:15, 41:23 licenses [1] - 42:20 life [1] - 162:23 light [1] - 60:25 lighting [2] - 126:22, 126:23 lights [1] - 57:23 likely [9] - 47:25, 92:25, 93:12, 100:16, 100:21, 102:19, 127:23, 127:24, 133:6 likewise [1] - 36:11 limit [1] - 171:16 limitations [1] - 87:3 line [14] - 21:7, 56:19, 58:24, 64:13, 64:21, 65:13, 66:19, 76:13, 88:8, 88:10, 90:13, 90:14, 90:18, 160:18 lined [3] - 94:7, 104:23, 123:22 lines [4] - 58:22, 94:9, 94:12 lingering [1] - 34:21 link [1] - 107:20 list [5] - 46:10, 121:15, 128:4, 128:6, 132:23 listed [8] - 46:4, 46:5, 46:6, 46:9, 47:8, 47:11, 51:7, 51:8 listened [1] - 59:3 lists [1] - 69:22 literature [1] - 155:7</p>
J			L	
<p>JANIS [1] - 1:12 January [1] - 93:18 Jersey [10] - 2:6, 2:9, 4:11, 12:23, 18:13, 18:19, 41:4, 41:16, 149:11, 177:4 job [2] - 82:19, 145:22 jobs [1] - 166:4 John [1] - 131:16 JOHN [2] - 1:13, 1:14 JOSEPH [2] - 1:19, 1:20 judge [1] - 38:10 July [4] - 9:22, 10:13, 12:15, 21:15 jurisdiction [1] - 146:22 justify [1] - 158:2</p>			<p>L-21 [1] - 6:24 L.A [2] - 3:2, 18:12 L.L.C [1] - 1:23 lack [1] - 145:9 Lafayette [1] - 18:13 laid [1] - 124:13 lake [1] - 169:5 Lake [1] - 4:10 LAND [2] - 1:1, 2:12 land [9] - 19:4, 38:8, 44:4, 47:12, 49:2, 56:9, 72:9, 76:23, 77:18 Land [8] - 2:3, 4:9, 13:5, 30:3, 36:7, 48:9, 146:22, 147:6 landscape [2] - 18:18 language [2] - 31:2, 35:17 large [8] - 55:21, 117:9, 128:21, 156:24, 158:3, 158:5, 159:22, 159:24 larger [2] - 15:21, 117:24 Last [2] - 3:19, 81:6 last [14] - 8:7, 8:18, 17:4, 29:16, 30:6, 35:21, 36:2, 68:16, 71:12, 71:14, 80:19, 80:25, 146:5, 167:25 late [1] - 56:22 latest [1] - 16:11 latter [1] - 8:22 LAURA [1] - 1:23 LauraACaruccillc@gmail.com [1] - 1:25 Law [4] - 4:13, 13:5, 30:3, 146:22 law [3] - 7:24, 38:8, 49:13</p>	
K				
<p>Karr [5] - 3:7, 3:9, 5:13, 6:16, 111:13 KARR [15] - 1:21, 5:14, 6:5, 6:17, 68:3, 68:25, 69:11, 69:16, 69:24, 108:7, 108:16, 108:21, 109:1, 109:8, 138:11 keep [9] - 40:18, 55:19, 97:13, 118:16, 118:17, 119:21, 138:3, 156:19, 165:17 Kepreos [1] - 5:7 KEPREOS [1] - 1:16 kind [28] - 15:8, 72:7, 74:10, 74:24, 82:16, 85:2, 86:22, 88:11, 98:13, 100:2, 100:3, 103:11, 104:20, 105:23, 107:1, 108:24, 112:23, 113:2, 116:19, 123:6, 127:16,</p>				

<p>live [1] - 172:6 living [1] - 88:2 Livingston [1] - 2:9 Liz [4] - 33:16, 37:19, 57:21, 175:17 LLC [2] - 2:8, 23:5 load [5] - 84:16, 110:8, 134:25, 142:25, 163:22 loaded [3] - 137:10, 137:11, 151:10 loaders [2] - 106:2, 106:3 loading [3] - 142:4, 143:3, 144:8 loads [2] - 84:3, 159:23 local [2] - 99:11, 109:21 locally [3] - 43:1, 99:9, 135:8 located [6] - 4:10, 19:10, 47:4, 47:13, 94:13, 110:11 location [11] - 76:9, 101:4, 102:7, 102:8, 133:5, 140:6, 146:9, 150:23, 153:17, 153:19, 174:18 locations [1] - 151:2 locked [3] - 125:5, 125:6, 125:9 logistics [4] - 73:17, 82:24, 150:12, 165:9 Logistics [2] - 84:9, 84:10 look [13] - 49:5, 60:18, 68:6, 68:15, 69:3, 79:25, 106:20, 152:10, 159:3, 159:4, 160:13, 161:16, 162:8 looked [1] - 69:4 looking [18] - 11:16, 20:2, 20:4, 20:10, 24:11, 34:8, 39:15, 57:19, 61:3, 109:13, 139:9, 161:17, 163:7, 163:14, 168:21, 168:23, 169:4, 174:11 looks [5] - 123:25, 132:13, 132:14, 141:7, 158:23 lost [1] - 114:24 LOT [1] - 1:5 lottery [1] - 153:9 lowest [1] - 86:25</p>	<p style="text-align: center;">M</p> <p>machinery [1] - 118:17 machines [2] - 118:15, 143:2 Madam [4] - 7:12, 32:7, 80:4, 96:18 main [1] - 26:19 Maine [2] - 135:1, 135:2 maintain [1] - 82:25 maintained [3] - 7:9, 48:4, 124:23 maintenance [1] - 72:13 major [2] - 48:14, 79:5 Major [1] - 6:25 majority [7] - 74:2, 77:6, 93:9, 107:17, 117:6, 117:10, 118:1 manage [3] - 115:8, 165:21, 166:17 management [5] - 9:15, 12:24, 13:6, 82:17, 113:3 Management [3] - 10:5, 12:6, 12:13 manager [4] - 82:23, 152:7, 165:8, 165:17 managing [3] - 150:18, 166:12, 166:15 mandated [1] - 12:22 maneuver [1] - 168:24 manner [1] - 151:13 Manual [3] - 3:21, 96:19, 96:25 manual [1] - 119:9 manually [1] - 127:15 manufacturing [1] - 60:25 map [1] - 134:7 March [8] - 9:14, 9:18, 12:24, 13:24, 92:21, 114:16, 144:18, 144:19 Marielle [1] - 71:16 MARIELLE [1] - 3:8 mark [3] - 80:6, 80:16, 81:4 marked [5] - 80:1, 80:14, 81:7, 96:25, 111:25 market [2] - 125:12, 125:13 Maryland [2] - 110:14, 111:1 Master [13] - 19:18, 20:3, 20:11, 35:5,</p>	<p>35:6, 35:10, 35:16, 35:23, 36:1, 36:4, 49:22, 64:3 master [1] - 35:11 match [1] - 160:17 matches [2] - 160:14 MATERIAL [1] - 1:7 material [84] - 19:15, 19:22, 20:24, 21:14, 22:17, 28:22, 29:10, 31:6, 31:13, 45:14, 45:25, 46:12, 46:24, 47:17, 51:1, 52:17, 57:13, 59:1, 59:10, 59:12, 60:3, 60:7, 60:17, 66:4, 66:21, 67:4, 72:25, 73:10, 73:21, 74:16, 75:2, 75:6, 82:24, 83:8, 85:8, 85:22, 90:3, 100:17, 101:17, 102:23, 104:11, 106:21, 106:24, 107:12, 107:14, 108:8, 110:6, 115:11, 115:14, 115:16, 115:18, 117:3, 120:23, 120:25, 121:1, 121:3, 121:6, 121:17, 121:19, 121:23, 124:4, 124:8, 124:18, 124:22, 127:7, 127:8, 135:3, 135:5, 135:22, 137:5, 138:24, 139:8, 142:15, 144:5, 144:8, 144:17, 144:21, 151:7, 155:6, 159:23, 162:20, 164:11, 165:21, 168:22 Materials [1] - 21:19 materials [65] - 7:4, 20:7, 20:16, 20:22, 21:8, 22:13, 26:7, 37:5, 48:8, 51:25, 52:6, 67:10, 68:8, 68:10, 68:13, 69:11, 69:13, 69:21, 74:8, 74:10, 74:11, 74:17, 75:5, 76:7, 77:2, 78:24, 83:4, 85:11, 85:16, 85:19, 85:21, 87:8, 93:24, 98:9, 98:16, 102:24, 103:11, 106:15, 106:17, 107:23, 108:9, 108:17,</p>	<p>115:11, 115:24, 121:15, 145:15, 146:10, 147:12, 147:17, 148:7, 151:1, 151:3, 151:13, 151:14, 153:21, 154:1, 154:3, 154:12, 155:13, 162:21, 162:23, 165:14, 166:17, 169:12 Matt [15] - 18:5, 19:3, 19:5, 20:18, 22:3, 24:19, 37:22, 51:14, 66:15, 67:5, 120:12, 120:15, 148:16, 156:18, 165:1 MATTER [1] - 1:3 matter [14] - 18:9, 27:23, 30:17, 32:20, 33:1, 35:3, 35:16, 40:23, 71:5, 79:6, 99:14, 168:7, 174:16, 176:15 matters [5] - 8:4, 8:8, 8:15, 8:16, 50:20 Matthew [1] - 18:17 MATTHEW [2] - 2:13, 3:2 max [1] - 159:19 maximum [3] - 102:16, 119:19, 157:21 maximums [1] - 102:18 MAYOR [1] - 1:12 Mayor [2] - 7:20, 17:6 Mazer [1] - 103:5 McGovern [4] - 1:12, 4:20, 7:20, 56:4 Meadows [1] - 18:13 mean [17] - 24:17, 36:19, 45:18, 48:14, 49:4, 55:10, 55:16, 74:4, 83:7, 86:12, 92:7, 116:10, 144:17, 145:20, 152:25, 165:9, 167:22 meaning [1] - 85:23 means [4] - 11:10, 48:12, 48:17, 100:22 meant [2] - 120:20, 162:21 measures [1] - 138:17 medical [2] - 61:15, 62:23 Medical [1] - 61:17 Medici [1] - 49:20 meet [6] - 47:9, 49:9,</p>	<p>49:15, 145:25, 146:23 meeting [27] - 4:2, 4:9, 4:16, 5:21, 8:7, 8:18, 10:3, 21:16, 50:11, 56:7, 70:6, 80:25, 97:14, 97:23, 157:14, 171:7, 172:20, 173:2, 173:5, 173:7, 173:13, 173:20, 174:18, 174:20, 175:3, 175:6 meetings [2] - 80:12, 109:12 Meetings [2] - 4:8, 4:13 meets [3] - 39:12, 49:14, 145:23 MEMBER [9] - 1:13, 1:14, 1:15, 1:16, 1:17, 1:18, 1:19, 1:20, 1:21 member [2] - 41:24, 110:15 members [12] - 54:10, 97:10, 115:4, 120:16, 121:14, 140:9, 170:18, 170:19, 171:3, 171:9, 171:11, 172:22 memo [1] - 16:11 memorandum [1] - 12:20 mention [1] - 48:24 mentioned [6] - 74:12, 106:22, 123:19, 135:24, 136:2, 144:6 mentions [2] - 68:7, 120:18 merits [1] - 27:19 mess [1] - 146:13 Messerschmidt [1] - 5:15 MESSERSCHMIDT [1] - 1:10 metal [1] - 107:21 mic [3] - 29:3, 41:11, 119:17 microphone [3] - 8:12, 175:17, 175:22 mics [1] - 103:15 middle [1] - 64:1 Middlesex [1] - 43:12 midwest [1] - 130:17 might [11] - 15:7, 15:24, 93:13, 93:20, 114:2, 119:1, 141:13, 159:16,</p>
---	---	--	---	---

<p>160:12, 161:11, 164:2</p> <p>mild [1] - 112:20</p> <p>mile [2] - 78:16, 79:15</p> <p>milling [1] - 161:22</p> <p>millings [5] - 74:19, 106:23, 134:20, 161:19, 163:9</p> <p>mills [1] - 161:19</p> <p>mind [6] - 32:23, 73:7, 103:12, 103:17, 104:18, 145:3</p> <p>minute [4] - 17:4, 70:12, 70:18, 139:23</p> <p>minutes [8] - 5:20, 5:24, 6:2, 10:2, 30:6, 68:17, 70:12, 139:23</p> <p>missed [2] - 56:21, 122:10</p> <p>misunderstand [3] - 122:18, 126:3, 128:3</p> <p>mitigate [4] - 90:18, 95:14, 143:12, 143:17</p> <p>mitigation [1] - 138:16</p> <p>mix [1] - 134:3</p> <p>model [5] - 143:19, 145:14, 145:17, 146:2, 146:20</p> <p>modified [2] - 36:10, 36:11</p> <p>Molica [10] - 3:6, 3:11, 11:20, 22:20, 35:2, 42:18, 80:5, 96:23, 165:10, 171:8</p> <p>MOLICA [138] - 2:3, 7:19, 11:17, 12:4, 16:9, 18:3, 18:15, 18:20, 19:3, 20:18, 21:11, 22:2, 22:8, 24:15, 26:9, 27:7, 27:20, 30:9, 30:12, 31:17, 31:21, 32:1, 33:10, 33:16, 34:16, 36:16, 36:22, 37:15, 40:17, 40:20, 41:6, 41:11, 42:19, 42:23, 43:4, 43:10, 43:18, 43:22, 44:3, 51:12, 52:4, 52:10, 52:13, 52:19, 53:6, 53:23, 54:7, 55:13, 55:23, 56:4, 56:14, 56:23, 66:15, 66:23, 67:2, 67:21, 68:1, 69:25, 70:4, 70:16, 71:2, 71:11, 80:10, 80:22, 96:21, 97:2, 97:5, 97:9, 97:16, 97:24, 103:16, 108:5,</p>	<p>110:15, 111:23, 115:4, 115:25, 116:4, 116:8, 116:23, 119:4, 119:8, 120:11, 120:15, 126:11, 126:15, 126:17, 137:3, 140:1, 146:24, 148:15, 149:10, 149:13, 149:20, 149:25, 150:10, 151:19, 152:1, 152:6, 152:12, 152:15, 152:19, 152:22, 153:4, 153:12, 153:14, 153:19, 153:25, 154:6, 154:9, 154:14, 154:18, 155:1, 155:12, 155:18, 155:23, 156:4, 156:10, 156:16, 165:1, 165:25, 166:8, 170:8, 170:22, 172:1, 172:7, 172:9, 172:14, 172:17, 173:12, 173:15, 173:19, 173:24, 174:7, 174:11, 174:16, 175:12, 175:16, 175:21</p> <p>moment [3] - 22:5, 22:7, 109:24</p> <p>Monday [3] - 83:20, 112:6, 167:5</p> <p>money [2] - 84:21, 110:9</p> <p>Monmouth [1] - 41:3</p> <p>month [9] - 73:12, 100:20, 102:17, 144:7, 159:10, 159:16, 159:18, 160:3, 174:4</p> <p>months [11] - 47:20, 92:10, 92:11, 92:13, 92:18, 93:17, 110:1, 110:2, 112:13, 112:16, 146:16</p> <p>morning [2] - 99:16, 101:7</p> <p>Morris [18] - 3:12, 17:18, 18:3, 18:17, 18:20, 22:9, 22:21, 30:17, 32:24, 33:13, 34:18, 44:12, 44:20, 48:7, 48:22, 54:3, 66:15, 66:24</p> <p>MORRIS [39] - 2:13,</p>	<p>3:2, 18:11, 18:17, 19:9, 21:2, 21:23, 22:5, 22:24, 23:2, 23:6, 23:10, 23:14, 23:22, 24:5, 24:11, 25:3, 25:17, 25:21, 26:12, 27:11, 27:17, 28:3, 29:12, 29:21, 30:1, 30:7, 35:24, 36:18, 38:3, 38:6, 38:14, 39:2, 39:7, 39:15, 40:10, 165:3, 165:20, 165:23</p> <p>most [10] - 10:9, 15:18, 17:19, 30:24, 33:25, 39:25, 79:3, 80:18, 84:2, 85:12</p> <p>mostly [1] - 99:23</p> <p>Mostly [1] - 86:14</p> <p>motel [1] - 64:1</p> <p>motels [3] - 63:7, 63:8, 63:23</p> <p>motion [2] - 6:2, 6:4</p> <p>motor [2] - 86:15, 106:1</p> <p>move [13] - 8:11, 30:22, 32:3, 32:5, 34:11, 37:23, 40:19, 102:13, 110:8, 131:9, 142:11, 171:22, 173:7</p> <p>moved [3] - 93:3, 132:20, 142:6</p> <p>moving [7] - 93:7, 115:24, 143:20, 144:2, 144:5, 147:12, 156:19</p> <p>MR [540] - 4:23, 4:25, 5:1, 5:2, 5:5, 5:6, 5:10, 5:12, 5:14, 6:4, 6:5, 6:7, 6:9, 6:11, 6:13, 6:15, 6:17, 7:12, 7:19, 7:23, 8:11, 8:14, 11:17, 11:18, 12:4, 14:8, 16:9, 16:19, 16:20, 18:3, 18:11, 18:15, 18:17, 18:20, 19:1, 19:3, 19:9, 20:18, 21:2, 21:11, 21:23, 22:2, 22:5, 22:8, 22:18, 22:24, 22:25, 23:2, 23:3, 23:6, 23:8, 23:10, 23:12, 23:14, 23:19, 23:22, 23:23, 24:5, 24:8, 24:11, 24:15, 24:20, 25:3, 25:5, 25:17, 25:19, 25:21, 26:9, 26:12, 27:3, 27:7,</p>	<p>27:9, 27:11, 27:12, 27:17, 27:20, 27:21, 28:3, 29:2, 29:12, 29:16, 29:21, 29:23, 30:1, 30:4, 30:7, 30:9, 30:11, 30:12, 30:16, 31:17, 31:19, 31:21, 31:23, 32:1, 32:6, 32:19, 33:10, 33:12, 33:16, 34:14, 34:16, 35:1, 35:24, 36:16, 36:18, 36:21, 36:22, 37:3, 37:15, 38:1, 38:3, 38:4, 38:6, 38:12, 38:14, 38:15, 39:2, 39:4, 39:7, 39:14, 39:15, 40:6, 40:10, 40:13, 40:17, 40:19, 40:20, 41:1, 41:6, 41:8, 41:11, 41:13, 41:18, 42:17, 42:19, 42:22, 42:23, 42:25, 43:4, 43:8, 43:10, 43:11, 43:18, 43:20, 43:22, 44:3, 44:8, 44:10, 51:11, 51:12, 52:2, 52:4, 52:8, 52:10, 52:11, 52:13, 52:15, 52:19, 53:3, 53:6, 53:21, 53:23, 53:25, 54:7, 55:6, 55:13, 55:21, 55:23, 56:4, 56:13, 56:14, 56:23, 57:21, 66:15, 66:23, 67:1, 67:2, 67:18, 67:20, 67:21, 68:1, 68:3, 68:22, 68:23, 68:25, 69:1, 69:2, 69:11, 69:16, 69:18, 69:24, 69:25, 70:3, 70:4, 70:9, 70:15, 70:16, 70:23, 71:2, 71:11, 71:14, 71:20, 71:24, 80:3, 80:10, 80:21, 80:22, 81:9, 96:18, 96:21, 96:22, 97:2, 97:3, 97:5, 97:8, 97:9, 97:12, 97:16, 97:17, 97:24, 97:25, 103:14, 103:16, 103:19, 105:3, 105:5, 108:5, 108:7, 108:16, 108:21, 109:1, 109:8, 109:10, 110:10, 110:15, 110:19, 111:2, 111:5, 111:8, 111:12, 111:19, 111:23, 112:3,</p>	<p>112:11, 112:23, 113:15, 113:18, 113:22, 114:1, 114:3, 114:5, 114:9, 114:23, 114:25, 115:1, 115:4, 115:6, 115:15, 115:19, 115:25, 116:4, 116:6, 116:8, 116:10, 116:22, 116:23, 117:2, 117:12, 118:3, 118:7, 118:10, 118:12, 118:19, 119:4, 119:7, 119:8, 119:13, 119:18, 119:24, 120:11, 120:13, 120:15, 120:17, 120:24, 121:8, 121:20, 122:1, 122:5, 122:9, 122:14, 122:22, 123:3, 123:8, 123:11, 123:13, 123:16, 123:23, 124:2, 124:10, 124:13, 124:15, 124:18, 124:21, 125:4, 125:8, 125:15, 125:20, 126:1, 126:4, 126:6, 126:10, 126:11, 126:14, 126:15, 126:17, 126:18, 126:21, 127:1, 127:4, 127:7, 127:13, 127:15, 127:18, 127:24, 128:8, 128:11, 128:16, 128:18, 128:21, 128:24, 129:3, 129:7, 129:10, 129:17, 129:23, 130:1, 130:4, 130:7, 130:10, 130:22, 130:25, 131:4, 131:6, 131:12, 131:13, 131:14, 131:16, 131:18, 131:19, 131:24, 132:4, 132:9, 132:14, 132:16, 132:19, 133:2, 133:8, 133:11, 133:14, 133:19, 133:23, 134:5, 134:11, 134:13, 134:16, 134:24, 135:11, 135:18, 135:24, 136:2,</p>
--	---	--	--	---

<p>136:10, 136:16, 136:20, 136:25, 137:3, 137:6, 137:9, 137:10, 137:15, 137:21, 137:25, 138:7, 138:10, 138:11, 138:14, 138:19, 138:21, 138:22, 139:11, 139:16, 140:1, 140:10, 140:15, 140:21, 140:22, 140:23, 140:24, 141:8, 141:10, 141:16, 141:20, 141:22, 141:24, 142:1, 142:7, 142:12, 142:19, 142:23, 143:2, 143:8, 143:13, 143:14, 143:18, 144:10, 145:2, 145:13, 145:18, 146:24, 147:8, 147:11, 147:24, 148:6, 148:12, 148:15, 149:10, 149:13, 149:20, 149:25, 150:10, 150:25, 151:5, 151:16, 151:19, 152:1, 152:6, 152:12, 152:15, 152:19, 152:22, 152:25, 153:4, 153:7, 153:12, 153:13, 153:14, 153:19, 153:25, 154:6, 154:9, 154:14, 154:18, 154:24, 155:1, 155:12, 155:18, 155:23, 156:4, 156:10, 156:16, 156:20, 157:7, 157:12, 157:15, 158:10, 158:13, 158:19, 159:6, 159:18, 160:1, 160:5, 160:19, 161:4, 161:14, 161:15, 161:25, 162:2, 162:9, 162:14, 163:3, 163:15, 163:23, 163:25, 164:18, 164:19, 164:21, 164:23, 165:1, 165:3, 165:20, 165:23, 165:25, 166:8, 166:10,</p>	<p>166:14, 166:20, 166:22, 167:1, 167:4, 167:7, 167:15, 167:18, 167:20, 167:25, 168:2, 168:14, 168:16, 168:18, 169:1, 169:4, 169:7, 169:8, 169:9, 169:18, 170:2, 170:8, 170:22, 171:8, 171:24, 172:1, 172:7, 172:9, 172:14, 172:17, 173:12, 173:15, 173:17, 173:19, 173:21, 173:24, 173:25, 174:7, 174:8, 174:10, 174:11, 174:14, 174:16, 175:12, 175:16, 175:21</p> <p>MS [219] - 4:20, 4:24, 5:3, 5:7, 5:11, 5:13, 5:15, 6:6, 6:8, 6:10, 6:12, 6:14, 6:16, 6:18, 33:14, 33:19, 37:13, 44:1, 56:3, 56:12, 56:16, 57:4, 57:7, 57:23, 57:25, 67:25, 71:7, 71:16, 71:22, 108:11, 108:19, 108:24, 109:5, 109:20, 110:12, 110:18, 110:20, 111:4, 111:7, 111:11, 111:18, 111:22, 112:10, 112:15, 113:6, 113:17, 113:21, 113:25, 115:13, 115:16, 116:3, 116:21, 117:5, 117:19, 118:6, 118:8, 120:22, 121:4, 121:13, 121:25, 122:3, 122:7, 122:11, 122:18, 122:24, 123:7, 123:10, 123:12, 123:15, 123:22, 123:25, 124:7, 124:12, 124:14, 124:17, 124:20, 124:25, 125:6, 125:13, 125:18, 125:22, 126:9, 126:16, 126:20, 126:25, 127:3, 127:6, 127:12,</p>	<p>127:14, 127:17, 127:23, 128:6, 128:10, 128:15, 128:17, 128:20, 128:23, 129:1, 129:5, 129:9, 129:12, 129:21, 129:25, 130:2, 130:5, 130:9, 130:12, 130:24, 131:2, 131:10, 131:22, 132:2, 132:7, 132:11, 132:15, 132:18, 132:24, 133:6, 133:9, 133:13, 133:17, 133:20, 134:2, 134:10, 134:12, 134:15, 134:22, 135:3, 135:17, 135:21, 135:25, 136:7, 136:13, 136:18, 136:24, 137:14, 137:18, 137:24, 138:5, 138:9, 139:3, 139:13, 142:9, 142:14, 142:22, 143:1, 143:5, 143:23, 144:15, 145:12, 147:18, 148:1, 148:9, 149:4, 149:12, 149:17, 149:22, 150:2, 150:17, 151:4, 151:15, 151:17, 151:25, 152:2, 152:10, 152:14, 153:18, 153:24, 154:4, 154:8, 154:13, 154:17, 154:23, 155:10, 155:16, 155:20, 156:3, 156:7, 156:13, 157:3, 158:18, 159:1, 159:11, 159:20, 160:4, 161:24, 162:1, 162:4, 162:13, 162:17, 164:16, 165:15, 165:22, 166:7, 166:13, 166:19, 166:25, 167:3, 167:6, 167:10, 167:17, 167:21, 170:6, 170:21, 171:18, 172:5, 172:11, 173:4, 173:14, 173:22,</p>	<p>174:9, 174:13, 175:4, 175:14, 175:19, 176:1, 176:11</p> <p>mulch [2] - 74:20, 134:21</p> <p>municipal [4] - 12:23, 42:3, 43:5, 43:8</p> <p>Municipal [4] - 13:5, 30:3, 58:2, 146:22</p> <p>municipalities [1] - 9:21</p> <p>municipality [2] - 9:16, 35:19</p> <p>must [3] - 55:16, 122:9, 149:1</p>	<p>149:2, 149:24, 171:22, 172:9, 172:25</p> <p>needed [4] - 39:11, 67:10, 127:8, 158:3</p> <p>needs [7] - 14:18, 14:19, 34:11, 37:22, 92:2, 150:4, 172:24</p> <p>negative [1] - 49:15</p> <p>negotiated [1] - 153:16</p> <p>negotiating [1] - 151:23</p> <p>neighbors [2] - 76:20, 143:17</p> <p>Neighbors [1] - 143:13</p> <p>never [10] - 11:22, 30:18, 30:20, 95:12, 112:8, 125:25, 127:10, 130:13, 139:1, 139:2</p> <p>new [21] - 4:15, 9:12, 11:13, 12:14, 12:23, 13:1, 13:23, 15:7, 16:4, 38:8, 66:11, 70:8, 101:19, 110:21, 115:11, 125:19, 125:25, 140:2, 158:16</p> <p>New [14] - 2:6, 2:9, 4:11, 12:23, 18:13, 18:18, 41:4, 41:16, 73:12, 110:14, 110:23, 135:4, 149:11, 177:4</p> <p>Newton [1] - 2:6</p> <p>next [13] - 75:10, 75:14, 86:8, 93:3, 104:2, 105:17, 149:6, 157:13, 164:5, 170:25, 171:7, 173:2, 173:4</p> <p>nice [8] - 94:6, 104:24, 123:3, 123:4, 139:7, 139:10, 159:3, 162:8</p> <p>nicely [1] - 123:20</p> <p>nicer [1] - 132:14</p> <p>night [2] - 127:2, 171:20</p> <p>nine [1] - 10:18</p> <p>NJ [1] - 1:24</p> <p>nobody's [1] - 132:16</p> <p>noise [5] - 115:20, 115:22, 116:19, 143:7, 143:17</p> <p>nonaccessory [1] - 45:12</p> <p>normal [2] - 48:13, 160:2</p>
N				
<p>name [12] - 11:2, 18:15, 18:17, 41:6, 41:9, 41:13, 71:11, 71:12, 71:14, 71:16, 149:21, 156:14</p> <p>namely [1] - 49:17</p> <p>names [2] - 150:4, 168:12</p> <p>natural [2] - 90:9, 91:23</p> <p>nature [14] - 73:6, 74:20, 86:16, 99:25, 106:24, 119:3, 122:21, 141:2, 142:13, 150:5, 157:10, 163:18, 169:13, 169:16</p> <p>neat [3] - 94:6, 104:24, 139:7</p> <p>neatly [1] - 162:4</p> <p>necessarily [9] - 34:21, 97:19, 99:4, 103:6, 108:19, 114:12, 139:15, 143:4, 165:11</p> <p>necessary [6] - 7:7, 8:16, 14:4, 37:18, 103:6, 138:15</p> <p>necessity [1] - 78:23</p> <p>need [34] - 7:21, 11:2, 21:5, 34:11, 40:5, 52:22, 55:18, 67:16, 72:25, 73:9, 73:16, 79:24, 85:14, 99:6, 100:17, 102:23, 103:14, 103:25, 104:16, 107:15, 126:11, 136:8, 136:18, 137:1, 142:23, 143:24, 144:25, 146:10,</p>				

<p>normally [1] - 146:17 north [1] - 74:6 north/south [1] - 79:5 northeast [12] - 73:1, 74:3, 74:4, 92:10, 92:17, 109:16, 109:18, 112:16, 130:21, 146:4, 149:11, 149:12 note [2] - 7:15, 9:5 noted [2] - 37:21, 176:17 notes [1] - 44:23 nothing [6] - 18:10, 35:4, 35:6, 35:15, 40:24, 71:6 notice [11] - 4:8, 4:16, 119:15, 119:18, 173:15, 173:16, 173:18, 173:19, 174:19, 174:24, 175:3 Notice [1] - 4:12 November [8] - 92:21, 93:17, 144:19, 173:5, 173:10, 174:17, 174:20, 175:3 nowhere [1] - 20:10 NUMBER [1] - 3:18 number [13] - 9:20, 10:16, 32:7, 34:15, 82:12, 95:7, 97:20, 99:2, 121:16, 129:3, 129:5, 130:11, 158:6 nurseries [1] - 63:14 nursery [7] - 39:21, 40:2, 63:15, 63:17, 64:14, 64:15 Nusser [12] - 109:14, 111:20, 111:23, 112:2, 116:8, 118:25, 119:5, 119:11, 119:25, 131:4, 139:18, 158:9</p>	<p>144:10, 145:2, 145:13, 147:8, 167:4, 167:7, 167:15, 167:18, 167:25, 168:14, 168:18, 169:4, 169:8, 169:18 O'Connell [3] - 3:11, 5:1, 145:18 oath [1] - 17:25 oaths [1] - 177:5 object [1] - 30:11 Object [1] - 37:13 objection [3] - 33:15, 33:21, 37:19 objectors [2] - 9:2, 33:23 observe [2] - 77:11, 77:14 observing [1] - 88:12 obtain [2] - 125:23, 147:5 obvious [1] - 107:14 obviously [2] - 15:11, 78:4 occur [3] - 95:3, 164:4, 166:23 October [11] - 5:21, 6:3, 12:7, 12:20, 14:2, 16:11, 17:11, 17:20, 19:7, 19:10, 80:24 OCTOBER [1] - 1:2 odd [1] - 14:19 OF [4] - 1:1, 1:3, 1:4 off-loaded [1] - 151:10 offer [1] - 96:19 offered [1] - 58:7 office [50] - 7:6, 19:14, 19:21, 20:6, 20:21, 21:1, 21:4, 21:13, 22:16, 26:6, 28:21, 29:9, 31:7, 31:12, 35:13, 37:5, 45:13, 46:11, 46:18, 46:23, 50:25, 52:9, 52:16, 53:4, 53:22, 54:1, 54:2, 54:6, 57:12, 58:13, 59:1, 59:6, 59:7, 59:14, 59:25, 60:5, 60:15, 61:17, 61:18, 62:23, 67:4, 67:6, 76:8, 98:8, 98:19, 137:22, 151:24, 153:17, 153:19 OFFICE [1] - 1:6 Office [1] - 45:21 officer [1] - 163:21 offices [11] - 46:8,</p>	<p>46:9, 51:8, 55:1, 60:20, 61:4, 61:15, 155:2, 155:8, 155:14, 161:6 official [1] - 28:14 offsite [2] - 117:18, 166:23 oil [4] - 118:14, 118:15, 119:3, 145:10 okaying [1] - 15:12 old [14] - 9:3, 9:7, 10:23, 11:1, 11:12, 12:1, 12:16, 14:13, 14:23, 15:7, 15:13, 16:14, 17:2, 158:17 Olsen [3] - 3:10, 4:22, 6:6 OLSEN [16] - 1:17, 4:23, 6:7, 115:6, 115:15, 115:19, 116:6, 117:2, 117:12, 118:3, 118:7, 118:10, 147:11, 147:24, 148:6, 148:12 once [3] - 101:1, 101:10, 129:18 One [5] - 11:18, 17:19, 136:2, 165:25 one [76] - 13:10, 17:4, 19:13, 34:15, 36:22, 38:9, 46:19, 48:3, 51:9, 57:14, 58:23, 59:19, 59:20, 60:15, 62:10, 63:11, 63:21, 64:15, 65:2, 65:14, 68:1, 68:11, 69:16, 91:11, 94:5, 97:13, 97:15, 97:22, 101:3, 102:6, 104:2, 106:9, 110:6, 110:22, 110:23, 110:24, 110:25, 119:13, 121:5, 121:14, 121:22, 122:20, 123:20, 124:11, 124:23, 130:16, 132:1, 134:20, 140:14, 143:24, 143:25, 144:1, 144:3, 147:10, 147:16, 150:18, 156:8, 157:2, 157:23, 158:11, 160:21, 160:24, 164:5, 165:6, 167:4, 169:2, 169:3, 169:4, 171:18, 175:4 one-story [1] - 140:14</p>	<p>ones [2] - 9:4, 110:21 ongoing [1] - 110:21 onsite [14] - 26:16, 82:13, 82:23, 94:1, 94:25, 95:23, 96:5, 103:12, 104:21, 106:7, 121:5, 142:3, 142:10, 150:24 Open [2] - 4:8, 4:12 open [10] - 4:8, 91:6, 91:9, 91:14, 125:12, 125:13, 136:20, 136:21, 136:22, 137:7 opening [2] - 16:12, 56:21 operating [2] - 52:21, 67:8 operation [13] - 83:15, 98:11, 98:14, 98:24, 101:11, 101:12, 103:8, 104:16, 106:25, 107:5, 122:4, 153:10, 155:2 operation-wise [1] - 122:4 operational [3] - 55:24, 67:16, 148:2 Operations [2] - 71:18, 73:9 operations [11] - 52:23, 71:21, 76:8, 78:23, 83:11, 109:6, 109:11, 112:5, 116:25, 119:3, 140:12 Operator [3] - 3:20, 96:19, 96:24 opined [1] - 66:24 opinion [12] - 34:1, 45:18, 45:19, 50:16, 50:19, 57:9, 58:17, 60:12, 64:25, 66:8, 68:25, 158:4 opinions [1] - 57:3 opportunity [6] - 8:3, 23:13, 23:20, 57:2, 112:1, 171:4 or.. [1] - 156:12 order [9] - 4:2, 22:13, 36:12, 51:24, 52:6, 60:19, 60:21, 79:8, 134:8 Order [1] - 21:19 ORDILE [118] - 1:19, 5:10, 6:13, 109:10, 110:10, 110:19, 111:2, 111:5, 111:8, 111:12, 111:19, 112:3, 112:11,</p>	<p>112:23, 113:15, 113:18, 113:22, 114:1, 114:5, 114:23, 115:1, 119:13, 119:18, 120:13, 120:17, 120:24, 121:8, 121:20, 122:1, 122:5, 122:9, 122:14, 122:22, 123:3, 123:8, 123:11, 123:13, 123:16, 123:23, 124:2, 124:10, 124:13, 124:15, 124:18, 124:21, 125:4, 125:8, 125:15, 125:20, 126:1, 126:6, 126:10, 126:18, 126:21, 127:1, 127:4, 127:7, 127:13, 127:15, 127:18, 127:24, 128:8, 128:11, 128:16, 128:18, 128:21, 128:24, 129:3, 129:7, 129:10, 129:17, 129:23, 130:1, 130:4, 130:7, 130:10, 130:22, 130:25, 131:6, 131:13, 131:16, 131:19, 131:24, 132:4, 132:9, 132:14, 132:16, 132:19, 133:2, 133:8, 133:11, 133:14, 133:19, 133:23, 134:5, 134:11, 134:13, 134:16, 134:24, 135:11, 135:18, 135:24, 136:2, 136:10, 136:16, 136:20, 136:25, 137:6, 137:10, 137:15, 137:21, 137:25, 138:7, 138:10, 138:19, 138:22, 139:11, 139:16 Ordile [4] - 3:10, 5:9, 6:12, 141:17 ordinance [31] - 9:17, 9:21, 10:4, 10:21, 10:22, 11:9, 12:14, 12:16, 13:23, 14:11, 14:15, 14:19, 14:21, 15:17, 19:16, 24:25,</p>
O				
<p>o'clock [2] - 101:7, 101:8 O'CONNELL [33] - 1:13, 5:2, 118:12, 131:12, 131:14, 131:18, 140:10, 140:21, 140:23, 141:8, 141:16, 141:22, 142:1, 142:12, 142:19, 142:23, 143:2, 143:13, 143:18,</p>				

<p>25:7, 31:1, 31:5, 35:6, 35:9, 35:12, 37:8, 38:22, 38:24, 39:18, 44:15, 52:14, 57:20, 64:4, 65:1 Ordinance [3] - 10:5, 12:6, 12:14 Ordinances [2] - 19:19, 58:2 ordinances [6] - 12:24, 13:10, 15:16, 20:2, 20:11, 64:5 Ordinary [1] - 21:19 ordinary [3] - 22:13, 51:24, 52:6 organization [2] - 132:8, 162:5 organize [3] - 132:3, 133:17, 133:20 Organized [1] - 132:11 original [1] - 114:19 originally [1] - 35:25 otherwise [1] - 27:2 out-of-state [3] - 140:3, 140:6, 170:11 Outdoor [3] - 21:18, 25:3, 48:6 outdoor [36] - 19:25, 20:13, 22:12, 24:25, 25:7, 26:4, 26:14, 26:15, 26:21, 26:25, 27:14, 28:7, 28:14, 28:18, 28:24, 36:17, 36:20, 38:24, 39:10, 39:16, 39:17, 39:18, 39:24, 43:6, 43:13, 44:16, 47:4, 47:14, 48:8, 49:5, 51:23, 52:5, 53:17, 104:10, 154:11, 156:1 outdoors [3] - 118:5, 118:9, 162:22 outline [2] - 44:24, 48:25 outlined [5] - 8:2, 17:9, 38:23, 86:4, 87:11 outside [14] - 16:23, 52:23, 58:13, 59:9, 67:11, 139:1, 139:6, 139:12, 162:10, 162:12, 162:16, 162:25, 163:22 overall [4] - 98:14, 103:22, 104:3, 104:4 Overall [2] - 81:12, 104:5 oversee [1] - 111:2 overseeing [1] -</p>	<p>153:20 own [16] - 27:19, 51:20, 61:20, 61:24, 63:3, 82:3, 87:18, 113:13, 129:9, 129:10, 129:14, 152:12, 174:19, 174:24, 175:2, 175:9 owned [3] - 152:17, 154:1, 154:15 owners [2] - 49:18, 174:25 ownership [1] - 152:24 owns [4] - 113:10, 150:9, 152:19, 154:3</p> <p style="text-align: center;">P</p> <p>P.A [1] - 2:5 P.E [1] - 2:14 P.M [1] - 1:2 p.m [5] - 4:16, 70:8, 83:17, 174:18, 176:17 P.O [1] - 1:24 P.P [5] - 2:13, 3:2, 3:4, 18:12, 41:2 Pace [7] - 23:4, 26:8, 26:9, 26:12, 28:12, 52:21, 67:8 packing [1] - 121:15 PAGE [1] - 3:18 page [2] - 38:16, 45:4 pallet [2] - 124:1, 142:16 pandemic [2] - 145:8, 146:17 panel [1] - 107:21 paragraph [1] - 60:8 parking [7] - 76:14, 82:9, 82:10, 84:24, 167:12, 167:16, 168:7 Parkway [1] - 2:8 part [26] - 15:18, 25:1, 25:3, 25:10, 28:7, 39:18, 48:14, 69:4, 72:15, 73:21, 79:3, 79:17, 80:12, 80:13, 81:3, 82:1, 82:2, 85:12, 98:13, 101:11, 101:12, 107:4, 108:20, 163:4, 167:2, 176:2 partially [1] - 46:14 particular [18] - 10:2, 10:3, 27:12, 31:1, 35:11, 35:12, 50:24, 72:19, 72:20, 73:25,</p>	<p>84:3, 95:2, 101:4, 102:3, 112:4, 114:12, 137:12, 160:21 particularly [1] - 49:14 Particularly [1] - 176:1 parties [1] - 177:12 partly [2] - 51:3 Party [1] - 2:10 passages [1] - 168:25 past [3] - 79:21, 155:4, 169:20 Patison [1] - 5:3 PATISON [1] - 1:18 Paul [7] - 41:9, 41:13, 42:20, 44:11, 50:21, 51:12, 173:6 PAUL [2] - 1:10, 3:4 paved [3] - 133:23, 133:24, 134:8 paving [1] - 134:3 pay [1] - 84:18 PBG1 [1] - 61:5 pedestrian [1] - 7:6 Pennsylvania [1] - 74:7 people [7] - 53:18, 88:1, 98:21, 154:21, 166:11, 169:25, 172:5 Pequest [1] - 118:18 Per [1] - 70:7 per [6] - 47:19, 102:25, 134:23, 157:23, 159:15, 160:3 percent [5] - 14:10, 74:18, 107:2, 107:3, 144:18 Perchance [1] - 162:24 perfectly [1] - 143:10 performed [3] - 116:13, 116:19, 142:5 performs [1] - 55:9 perhaps [1] - 54:19 perimeter [1] - 164:14 period [4] - 10:14, 34:4, 42:13, 172:23 periods [1] - 120:5 permissible [1] - 49:8 permit [4] - 7:1, 36:10, 36:17, 43:13 permits [2] - 14:25, 46:1 permitted [30] - 19:14, 26:5, 28:9, 28:20, 29:1, 29:6, 36:17, 37:10, 38:21, 38:25,</p>	<p>39:9, 43:15, 45:5, 45:13, 45:15, 46:17, 50:6, 50:24, 51:25, 52:7, 52:11, 57:10, 58:21, 59:21, 64:5, 65:15, 66:5, 66:21, 68:12, 109:3 personally [1] - 29:20 persons [1] - 99:11 perspective [2] - 49:2, 147:7 pertains [2] - 50:5, 69:8 Phase [3] - 157:4, 157:5, 157:10 phone [1] - 57:19 photo [2] - 124:1, 164:16 phrase [1] - 156:1 phrased [1] - 20:24 picked [1] - 127:10 pickup [1] - 99:24 pickups [1] - 83:3 picture [3] - 123:24, 139:5, 164:13 pictures [2] - 120:18, 155:6 piece [10] - 65:2, 66:5, 101:21, 102:3, 102:4, 132:21, 132:22, 133:11, 136:11, 157:24 pieces [9] - 92:3, 128:13, 128:18, 129:17, 130:14, 131:21, 157:19, 157:23, 158:6 pipe [27] - 72:13, 73:13, 73:16, 73:18, 73:19, 74:12, 74:13, 74:14, 75:5, 75:7, 76:8, 85:7, 85:13, 86:1, 107:7, 107:10, 107:18, 109:25, 117:6, 117:7, 143:21, 144:18, 146:15, 159:24 pipeline [2] - 129:6, 149:6 pipes [1] - 124:24 Piping [1] - 145:13 piping [1] - 163:18 PIZZULLO [19] - 2:12, 4:20, 4:24, 5:1, 5:3, 5:5, 5:7, 5:11, 5:13, 5:15, 6:6, 6:8, 6:10, 6:12, 6:14, 6:16, 6:18, 173:4, 173:14 place [6] - 33:15, 95:19, 124:5,</p>	<p>142:17, 153:22, 177:8 placed [3] - 92:10, 124:3, 151:2 places [1] - 61:1 Plan [17] - 3:19, 6:25, 19:18, 19:19, 20:3, 20:11, 35:5, 35:6, 35:10, 35:16, 35:23, 36:1, 36:4, 49:22, 64:3, 81:6, 81:12 plan [47] - 15:5, 16:5, 49:18, 72:24, 74:11, 74:15, 75:24, 77:1, 77:5, 79:17, 79:23, 80:18, 80:25, 81:13, 86:9, 90:22, 95:1, 95:13, 95:18, 96:9, 96:16, 111:24, 118:23, 120:1, 120:25, 126:23, 128:12, 130:15, 133:10, 136:14, 138:1, 145:23, 146:3, 147:13, 148:6, 148:10, 161:5, 161:8, 161:9, 161:11, 161:13, 161:17, 163:7, 164:1 planner [25] - 17:18, 18:2, 18:21, 19:4, 29:24, 30:20, 32:18, 32:25, 33:24, 34:13, 42:10, 43:9, 43:11, 44:5, 57:8, 57:10, 58:6, 58:10, 59:18, 60:11, 63:20, 64:24, 65:11, 66:8, 66:9 Planner [3] - 18:19, 41:15, 41:21 PLANNER [1] - 2:13 planner's [2] - 58:10, 60:12 Planners [1] - 41:25 planning [5] - 40:16, 42:3, 49:2, 87:7, 122:16 Planning [1] - 41:10 plans [11] - 15:3, 66:12, 80:7, 80:8, 80:11, 80:19, 87:11, 117:14, 140:16, 150:6, 158:8 planting [1] - 48:9 platform [1] - 123:24 plays [1] - 15:25 Plaza [1] - 2:9 Pledge [2] - 4:4, 4:6 point [23] - 13:15, 22:3, 35:15, 37:1,</p>
--	---	--	--	---

<p>37:16, 40:11, 55:6, 56:25, 67:24, 86:25, 103:6, 104:7, 115:2, 122:1, 127:22, 134:21, 148:7, 148:10, 154:7, 158:9, 172:25, 174:12</p> <p>pointed [1] - 141:16</p> <p>points [1] - 94:10</p> <p>Pond [17] - 77:7, 77:17, 77:22, 78:16, 79:14, 79:21, 81:21, 88:2, 88:9, 89:25, 91:5, 136:11, 167:16, 168:6, 168:8, 168:11</p> <p>pond [1] - 82:4</p> <p>port [2] - 158:24, 159:4</p> <p>portion [2] - 15:17, 60:7</p> <p>posed [2] - 29:15, 119:25</p> <p>position [14] - 8:24, 10:10, 10:25, 11:14, 11:15, 12:8, 13:15, 17:8, 17:21, 35:7, 37:24, 40:16, 79:1, 175:13</p> <p>positioning [1] - 163:17</p> <p>positive [1] - 49:13</p> <p>possible [9] - 37:17, 40:18, 84:19, 85:10, 93:6, 156:7, 159:22, 162:13, 173:10</p> <p>possibly [5] - 20:7, 107:22, 111:21, 112:20, 161:12</p> <p>posted [1] - 4:17</p> <p>potential [6] - 58:9, 61:14, 62:20, 63:2, 65:12, 95:16</p> <p>potentially [1] - 50:11</p> <p>practice [2] - 70:7, 175:21</p> <p>precedence [1] - 27:11</p> <p>precedent [5] - 25:20, 25:22, 25:24, 27:13, 38:7</p> <p>precedent " [1] - 27:6</p> <p>prejudices [1] - 56:10</p> <p>Preliminary [1] - 8:14</p> <p>Preliminary [1] - 6:25</p> <p>preliminary [3] - 8:4, 8:7, 8:16</p> <p>prepare [2] - 175:10, 176:4</p>	<p>prepared [2] - 23:25, 120:1</p> <p>presence [1] - 148:20</p> <p>PRESENT [1] - 1:9</p> <p>present [4] - 40:15, 42:14, 70:24, 70:25</p> <p>presentation [1] - 156:8</p> <p>presented [10] - 19:25, 28:18, 28:23, 30:2, 34:2, 37:4, 39:10, 40:11, 46:14</p> <p>presenting [1] - 26:25</p> <p>preserved [1] - 119:15</p> <p>presumably [3] - 99:16, 111:24, 147:11</p> <p>pretty [5] - 49:1, 114:20, 136:20, 170:13, 174:4</p> <p>prevent [2] - 48:1, 135:15</p> <p>previously [2] - 11:24, 103:10</p> <p>price [1] - 145:7</p> <p>Prices [1] - 144:22</p> <p>prices [2] - 145:5, 145:10</p> <p>primarily [1] - 108:16</p> <p>primary [2] - 26:3, 39:20</p> <p>prime [1] - 22:6</p> <p>principal [44] - 19:22, 20:5, 20:17, 21:3, 21:6, 21:9, 21:25, 26:8, 26:17, 26:21, 26:25, 28:6, 28:8, 28:11, 28:12, 28:18, 28:23, 28:24, 31:11, 39:22, 40:5, 40:7, 43:14, 45:5, 45:13, 46:17, 46:19, 47:15, 47:18, 51:3, 51:23, 57:10, 57:14, 58:20, 59:20, 63:11, 63:21, 65:3, 65:7, 66:12, 66:21, 68:19, 130:6</p> <p>Principal [5] - 45:10, 47:24, 49:23, 50:7, 61:3</p> <p>private [7] - 43:6, 64:11, 64:12, 64:17, 64:22, 65:4</p> <p>problem [5] - 14:12, 34:3, 54:8, 119:4, 146:13</p> <p>problems [1] - 95:10</p> <p>proceed [2] - 17:1, 171:2</p> <p>PROCEEDING [1] -</p>	<p>1:4</p> <p>proceeding [3] - 13:21, 14:6, 170:24</p> <p>process [2] - 15:5, 167:2</p> <p>product [2] - 69:9, 108:18</p> <p>production [2] - 69:9, 108:10</p> <p>productive [1] - 34:22</p> <p>products [2] - 147:13, 147:14</p> <p>professional [17] - 18:16, 19:4, 33:7, 33:8, 41:7, 42:10, 43:6, 44:4, 50:15, 50:19, 57:9, 60:11, 63:20, 64:24, 64:25, 66:8, 71:12</p> <p>Professional [3] - 18:19, 41:15, 41:21</p> <p>professionals [1] - 139:22</p> <p>program [2] - 95:19, 119:9</p> <p>Program [3] - 3:20, 96:19, 96:24</p> <p>prohibited [1] - 47:21</p> <p>prohibitive [1] - 47:15</p> <p>project [8] - 73:18, 93:2, 110:1, 110:4, 144:1, 156:15, 157:2, 162:6</p> <p>projects [16] - 72:16, 85:14, 99:10, 110:22, 115:18, 128:7, 129:5, 129:15, 129:19, 130:12, 130:17, 149:6, 149:9, 149:10, 151:23, 156:14</p> <p>prolong [1] - 162:22</p> <p>promised [1] - 80:11</p> <p>promotional [1] - 155:5</p> <p>proof [3] - 15:2, 39:11, 49:21</p> <p>proper [5] - 95:23, 96:4, 151:13, 151:17, 161:5</p> <p>properly [3] - 95:24, 150:19, 151:7</p> <p>Properties [23] - 6:23, 7:25, 72:1, 72:3, 72:21, 72:22, 112:25, 113:8, 113:10, 113:13, 113:14, 113:19, 148:23, 150:1,</p>	<p>150:9, 152:3, 152:16, 152:19, 153:5, 154:2, 166:3, 166:6, 176:15</p> <p>PROPERTIES [1] - 1:5</p> <p>properties [19] - 72:11, 72:23, 73:1, 74:3, 74:16, 110:11, 110:12, 110:16, 113:11, 115:7, 115:20, 117:20, 122:12, 122:16, 122:25, 135:8, 143:24, 154:18, 155:21</p> <p>property [51] - 7:3, 19:10, 21:25, 35:20, 48:2, 48:19, 49:17, 63:11, 63:18, 65:3, 66:6, 72:24, 73:3, 73:11, 75:10, 75:25, 76:13, 82:25, 89:19, 104:2, 109:18, 110:8, 113:3, 113:4, 113:23, 117:21, 117:23, 121:21, 123:2, 127:21, 128:3, 128:14, 128:22, 132:20, 132:21, 133:12, 134:1, 135:6, 135:16, 136:10, 136:11, 136:15, 137:13, 143:25, 144:3, 150:7, 150:9, 152:7, 165:19, 174:25</p> <p>propose [3] - 115:10, 118:16, 120:7</p> <p>proposed [16] - 21:17, 22:4, 36:20, 39:12, 48:5, 51:17, 51:22, 66:13, 83:15, 96:16, 117:1, 150:14, 155:3, 158:6, 161:13, 168:21</p> <p>proposing [9] - 67:13, 67:15, 82:10, 82:11, 115:8, 115:17, 116:6, 120:3, 131:23</p> <p>protect [1] - 136:6</p> <p>protected [3] - 87:12, 87:25, 89:7</p> <p>protection [1] - 95:18</p> <p>protects [1] - 162:19</p> <p>prove [1] - 49:13</p> <p>proves [1] - 32:21</p> <p>provide [12] - 7:7, 7:8, 36:2, 36:12, 40:16, 41:19, 54:4, 146:9,</p>	<p>152:23, 169:10, 169:12, 170:14</p> <p>provided [3] - 119:5, 158:21, 161:8</p> <p>providing [1] - 53:17</p> <p>proving [1] - 32:12</p> <p>provisions [2] - 48:23, 69:23</p> <p>Public [8] - 4:8, 4:12, 4:13, 64:11, 64:12, 64:16, 64:17, 64:21</p> <p>public [15] - 4:9, 48:11, 49:17, 65:3, 97:11, 111:25, 169:22, 169:25, 170:18, 170:19, 171:3, 171:9, 172:12, 172:22, 174:24</p> <p>publish [2] - 174:19, 175:2</p> <p>published [2] - 14:16, 14:21</p> <p>Pull [1] - 123:18</p> <p>pull [4] - 57:20, 142:17, 164:7, 167:12</p> <p>pulling [2] - 135:5, 167:19</p> <p>punctures [1] - 147:16</p> <p>purchase [1] - 113:4</p> <p>purchased [1] - 125:25</p> <p>purpose [5] - 31:1, 31:4, 49:18, 125:11, 155:19</p> <p>purposes [3] - 78:19, 98:8, 148:24</p> <p>pursuant [3] - 12:1, 44:15, 177:5</p> <p>Pursuant [1] - 4:7</p> <p>put [24] - 9:3, 14:17, 33:13, 33:20, 34:12, 60:10, 74:10, 76:16, 78:20, 94:4, 96:9, 108:13, 114:19, 114:21, 124:19, 127:10, 127:15, 132:5, 162:25, 163:12, 164:2, 164:6, 168:3</p> <p>putting [4] - 73:14, 90:22, 140:20, 150:22</p>
Q				
qualifications [4] - 18:23, 18:25, 43:25, 44:4				

<p>qualified [1] - 42:10 quantities [1] - 117:9 questioning [5] - 34:17, 56:20, 66:19, 170:5, 171:6 questionings [1] - 165:2 Questions [2] - 3:6, 3:9 questions [52] - 18:1, 18:23, 18:24, 19:2, 22:19, 32:7, 34:15, 37:25, 40:14, 42:18, 43:23, 43:24, 51:11, 54:22, 56:24, 67:23, 69:24, 108:3, 108:6, 109:8, 111:9, 115:3, 115:5, 115:6, 118:11, 119:6, 120:11, 120:12, 120:14, 139:17, 139:20, 140:9, 147:2, 148:14, 148:15, 148:18, 153:15, 156:17, 156:20, 165:4, 166:9, 169:22, 169:23, 170:1, 170:12, 171:5, 171:11, 171:13, 171:14, 171:15, 172:3 quick [2] - 79:25, 170:2 quickly [3] - 42:19, 42:20, 84:19 quiet [1] - 171:20 quite [1] - 54:14 quote [4] - 20:19, 51:23, 52:5, 160:20 quoted [1] - 36:3</p>	<p>Re [1] - 19:19 Re-exams [1] - 19:19 read [4] - 44:12, 57:22, 59:20, 131:11 reading [1] - 63:19 reads [1] - 45:20 ready [2] - 110:6, 149:8 realized [1] - 168:23 really [19] - 21:6, 32:3, 32:25, 37:2, 49:3, 51:15, 51:20, 54:24, 55:4, 91:22, 145:16, 145:21, 146:2, 146:18, 148:24, 160:17, 160:21, 161:8, 164:17 rear [2] - 40:1, 48:21 reason [5] - 47:7, 56:17, 93:11, 113:22, 132:10 reasonable [5] - 59:13, 119:2, 138:17, 157:12, 168:16 reasons [4] - 9:10, 17:15, 44:21, 50:2 rebar [4] - 85:10, 86:2, 107:22, 124:24 receipt [1] - 80:11 receive [3] - 121:5, 121:15, 124:8 received [3] - 42:2, 120:25, 121:1 receiving [5] - 120:19, 120:21, 120:22, 150:21, 165:13 Receiving [1] - 120:22 recent [5] - 30:24, 33:25, 43:4, 69:18, 80:18 recently [1] - 17:19 recess [2] - 70:19, 139:25 recitation [1] - 4:5 recognize [2] - 34:5, 171:14 recollection [1] - 80:23 reconcile [1] - 49:21 reconciled [1] - 49:22 record [19] - 7:13, 7:16, 18:16, 33:15, 33:21, 33:22, 37:21, 41:7, 56:23, 70:4, 70:21, 71:13, 80:13, 81:2, 81:3, 107:13, 107:15, 116:23, 147:1 recovery [1] - 35:18</p>	<p>rectangle [1] - 160:18 recusal [2] - 7:20, 56:2 recuse [1] - 7:13 recused [2] - 17:7, 56:1 RECUSED [1] - 1:14 recuses [1] - 7:17 recycling [6] - 26:12, 26:21, 28:13, 52:20, 67:9 red [1] - 158:25 redundancy [1] - 147:2 redundant [1] - 172:2 refer [4] - 10:22, 38:15, 81:11, 156:13 reference [1] - 140:17 referenced [2] - 45:1, 155:1 referred [1] - 86:5 referring [3] - 69:17, 120:17, 163:1 Referring [1] - 81:10 refuge [2] - 158:7, 158:10 regard [19] - 8:7, 8:10, 8:20, 9:6, 10:10, 10:25, 17:23, 18:1, 19:7, 27:13, 30:19, 41:20, 94:23, 95:1, 95:3, 95:11, 95:15, 95:16, 171:3 regarding [3] - 12:5, 64:5, 157:16 Regarding [2] - 53:3, 130:10 regards [1] - 100:5 region [1] - 130:18 regrade [1] - 7:2 regs [2] - 15:7 regular [4] - 38:13, 82:13, 96:12, 100:15 regularly [2] - 42:5, 173:12 regulating [1] - 47:12 regulations [22] - 8:21, 9:3, 9:7, 9:13, 9:15, 10:23, 11:1, 11:10, 11:12, 12:1, 13:2, 13:6, 13:17, 14:13, 14:23, 15:6, 15:13, 16:4, 16:15, 17:2, 143:11 Regulations [2] - 47:5, 47:13 REINSTEIN [2] - 177:3, 177:24 reiterate [1] - 98:3 reiterating [1] - 17:11</p>	<p>relate [2] - 61:13, 153:1 related [2] - 27:14, 166:3 relates [4] - 44:15, 49:3, 114:12, 147:3 relation [4] - 72:21, 74:1, 83:3, 106:16 relationship [3] - 71:25, 148:22, 152:24 relative [3] - 64:4, 177:11, 177:13 relevant [1] - 153:9 relief [8] - 19:8, 24:18, 44:7, 54:17, 56:8, 57:3, 147:4 relies [1] - 33:7 rely [1] - 44:24 remain [6] - 77:13, 77:15, 77:17, 77:19, 91:8, 148:22 remediate [1] - 96:4 remediation [2] - 95:19, 95:25 remember [1] - 111:19 removal [1] - 78:8 remove [3] - 78:24, 148:6, 148:11 removed [3] - 77:23, 78:5, 78:10 renderings [1] - 140:13 rent [4] - 54:24, 55:1, 149:25, 150:1 rentals [1] - 117:22 rented [1] - 154:21 renting [1] - 117:22 repeat [4] - 57:17, 71:20, 125:20, 171:14 report [19] - 14:3, 14:23, 17:18, 19:6, 19:9, 22:4, 22:10, 33:25, 37:24, 39:11, 40:4, 57:9, 58:10, 60:12, 66:9, 66:17, 66:25, 126:22, 176:7 Reporter [1] - 177:4 REPORTERS [1] - 1:23 reports [2] - 17:19, 44:12 represent [5] - 16:22, 43:20, 94:10, 143:9, 171:10 representative [2] - 54:20, 70:1 represented [4] - 43:1, 170:18, 171:4,</p>	<p>172:23 representing [1] - 9:1 represents [1] - 113:11 reputable [1] - 95:20 request [2] - 12:5, 16:10 require [3] - 13:22, 28:19, 74:16 required [11] - 19:8, 22:11, 44:7, 48:21, 57:3, 66:10, 101:11, 101:12, 145:25, 147:5, 174:24 requirement [1] - 58:11 requirements [8] - 45:17, 47:4, 47:9, 49:6, 49:7, 49:9, 49:25, 109:6 requires [3] - 13:5, 48:7, 58:10 residential [4] - 48:10, 136:12, 168:7, 168:12 residents [2] - 36:13, 119:21 resolution [7] - 9:19, 23:16, 23:21, 23:25, 24:1, 24:12, 24:15 resolutions [1] - 6:20 Respectfully [1] - 146:19 respectfully [4] - 44:19, 114:10, 145:20 respond [3] - 68:22, 119:5, 145:19 response [4] - 5:4, 5:25, 170:13, 170:15 responsibility [1] - 151:6 responsible [3] - 111:3, 151:11, 153:20 rest [1] - 139:17 restaurants [1] - 65:24 retail [1] - 145:3 retain [1] - 175:9 return [4] - 56:6, 140:5, 170:16, 172:20 revenue [1] - 144:14 reverse [2] - 143:4, 143:6 review [11] - 9:6, 12:20, 15:1, 15:12, 16:11, 16:23, 19:18, 23:13, 23:21, 24:25, 175:8</p>
R				
<p>R-I-C-C-I [1] - 41:14 R.P.R [1] - 1:23 R.S.41:2-2 [1] - 177:5 rack [1] - 108:14 Raise [2] - 18:7, 40:20 raise [3] - 19:1, 71:2, 169:24 raised [1] - 13:4 ramp [1] - 99:6 ran [1] - 56:21 random [1] - 132:4 range [2] - 36:10, 36:12 rather [2] - 15:21, 47:10 raw [1] - 108:17</p>				

<p>reviewed [9] - 9:6, 10:25, 14:22, 15:9, 15:10, 16:14, 23:14, 43:17, 64:4 reviewing [4] - 11:25, 14:24, 15:12, 43:8 reviews [2] - 6:21, 15:14 revised [1] - 80:11 Revised [2] - 3:19, 81:6 revision [1] - 80:19 revisions [1] - 111:24 revitalize [1] - 36:14 Ricci [11] - 33:10, 40:15, 41:9, 41:10, 41:13, 41:19, 43:23, 56:24, 57:2, 59:18, 67:24 RICCI [23] - 3:4, 41:1, 41:8, 41:9, 41:13, 42:22, 42:25, 43:8, 43:11, 43:20, 52:2, 52:8, 52:11, 52:15, 53:3, 53:21, 53:25, 55:6, 55:21, 67:20, 68:22, 69:2, 69:18 Ricci's [2] - 43:25, 44:3 RICHARD [1] - 1:15 rick [1] - 108:14 ridiculous [1] - 144:17 rink [2] - 62:9, 62:12 rinks [3] - 62:4, 62:23, 65:23 rinks " [1] - 62:6 rips [1] - 147:15 rise [2] - 4:5, 86:23 risk [1] - 13:21 River [1] - 118:18 road [8] - 49:11, 78:15, 79:5, 79:9, 79:22, 81:21, 81:24, 167:16 Road [18] - 4:11, 18:13, 23:5, 77:7, 77:17, 77:22, 79:14, 79:21, 81:21, 88:2, 88:9, 89:25, 91:6, 136:12, 168:6, 168:8, 168:11 roads [2] - 168:25, 169:15 roadway [2] - 76:10, 161:22 roaming [1] - 84:5 Roger [4] - 7:23, 18:24, 27:7, 34:19 ROGER [1] - 2:4 Roll [1] - 4:19</p>	<p>RONDA [2] - 177:3, 177:24 room [2] - 78:7, 161:6 rooms [2] - 105:14, 161:7 Route [4] - 78:14, 78:16, 79:3, 79:8 route [1] - 137:22 row [3] - 94:6, 123:20, 162:3 rows [5] - 161:18, 163:9, 163:10, 163:11, 164:15 ruin [1] - 139:8 Rule [2] - 12:10, 13:20 rules [3] - 4:13, 37:20, 143:11 run [6] - 20:15, 53:4, 53:7, 109:22, 148:3, 155:6 running [2] - 150:19, 165:12 runoff [1] - 135:15 runway [5] - 7:9, 77:16, 136:22, 137:4, 137:16 runways [1] - 138:2 Rutgers [1] - 42:1 rutting [1] - 169:15</p>	<p>121:25, 122:3, 122:7, 122:11, 122:18, 122:24, 123:7, 123:10, 123:12, 123:15, 123:22, 123:25, 124:7, 124:12, 124:14, 124:17, 124:20, 124:25, 125:6, 125:13, 125:18, 125:22, 126:9, 126:16, 126:20, 126:25, 127:3, 127:6, 127:12, 127:14, 127:17, 127:23, 128:6, 128:10, 128:15, 128:17, 128:20, 128:23, 129:1, 129:5, 129:9, 129:12, 129:21, 129:25, 130:2, 130:5, 130:9, 130:12, 130:24, 131:2, 131:10, 131:22, 132:2, 132:7, 132:11, 132:15, 132:18, 132:24, 133:6, 133:9, 133:13, 133:17, 133:20, 134:2, 134:10, 134:12, 134:15, 134:22, 135:3, 135:17, 135:21, 135:25, 136:7, 136:13, 136:18, 136:24, 137:14, 137:18, 137:24, 138:5, 138:9, 139:3, 139:13, 142:9, 142:14, 142:22, 143:1, 143:5, 143:23, 144:15, 145:12, 147:18, 148:1, 148:9, 149:4, 149:12, 149:17, 149:22, 150:2, 150:17, 151:4, 151:15, 151:17, 151:25, 152:2, 152:10, 152:14, 152:18, 152:21, 153:18, 153:24, 154:4, 154:8, 154:13, 154:17, 154:23, 155:10, 155:16, 155:20, 156:3, 156:7, 156:13, 157:3, 158:18, 159:1,</p>	<p>159:11, 159:20, 160:4, 161:24, 162:1, 162:4, 162:13, 162:17, 164:16, 165:15, 165:22, 166:7, 166:13, 166:19, 166:25, 167:3, 167:6, 167:10, 167:17, 167:21, 170:21 Sainz's [1] - 147:3 salaried [2] - 82:21, 165:16 sand [5] - 106:23, 108:8, 108:15, 135:24, 136:3 sat [1] - 171:20 satisfied [1] - 29:14 satisfies [1] - 38:21 satisfying [1] - 39:1 Saturday [1] - 83:21 save [1] - 110:9 saw [1] - 97:6 scheduled [2] - 173:4, 173:13 scheduling [3] - 73:17, 82:24, 150:20 schematic [1] - 163:13 school [4] - 64:22, 65:3, 65:4, 171:23 schooling [1] - 171:24 schools [5] - 64:11, 64:12, 64:17, 64:18, 65:22 scope [1] - 118:20 screen [1] - 48:16 screened [2] - 40:1, 48:8 Screening [2] - 49:10, 50:13 se [1] - 47:19 season [7] - 92:6, 92:8, 92:16, 92:17, 92:22, 93:12, 134:23 seasonal [1] - 102:24 seasons [1] - 134:19 seat [1] - 108:6 second [7] - 6:5, 17:3, 31:3, 34:5, 49:5, 60:7, 95:5 secondly [1] - 82:18 SECRETARY [1] - 2:12 Section [4] - 13:4, 19:12, 47:3, 49:25 section [18] - 26:4, 29:6, 36:3, 45:10, 47:5, 47:6, 47:8, 47:11, 47:13, 47:24,</p>	<p>47:25, 48:6, 49:6, 49:24, 50:7, 69:3, 69:23, 139:12 sections [1] - 45:16 security [2] - 126:19, 127:1 see [25] - 13:9, 14:12, 17:17, 20:11, 37:12, 46:19, 50:20, 52:19, 53:9, 56:10, 62:7, 64:12, 64:13, 64:16, 109:11, 114:18, 132:17, 133:23, 139:5, 148:4, 155:21, 159:1, 162:10, 163:15, 163:16 seeing [1] - 119:21 seeking [4] - 47:22, 47:23, 56:8, 110:17 seepage [1] - 135:15 sell [3] - 39:22, 54:24, 113:4 selling [1] - 135:7 semi [2] - 100:8, 100:9 semi-trucks [1] - 100:8 sending [1] - 165:14 sense [4] - 13:22, 131:21, 132:12, 145:16 sensitive [2] - 118:18, 158:2 sent [2] - 8:25, 121:20 sentence [1] - 175:15 sentences [1] - 45:19 separate [5] - 28:6, 39:8, 68:17, 125:1, 152:15 separately [4] - 46:9, 51:7, 51:9, 152:17 September [8] - 3:19, 9:24, 9:25, 17:10, 80:8, 80:20, 81:7, 175:6 series [3] - 24:23, 25:12, 94:9 serve [3] - 74:1, 74:2, 174:24 service [2] - 117:21, 117:23 serviced [9] - 109:17, 109:18, 117:16, 117:17, 117:18, 117:25, 118:4, 118:5 services [2] - 36:13, 61:7 servicing [1] - 118:24 set [12] - 9:12, 15:3, 22:9, 25:24, 27:13,</p>
S				
	<p>S-A-I-N-Z [1] - 71:17 SADDLE [1] - 1:24 Sainz [18] - 70:10, 70:24, 71:1, 71:16, 71:25, 81:10, 114:23, 116:12, 116:24, 126:12, 131:8, 140:3, 148:17, 170:10, 171:2, 171:5, 171:6, 172:20 SAINZ [180] - 3:8, 71:7, 71:16, 71:22, 108:11, 108:19, 108:24, 109:5, 109:20, 110:12, 110:18, 110:20, 111:4, 111:7, 111:11, 111:18, 111:22, 112:10, 112:15, 113:6, 113:17, 113:21, 113:25, 115:13, 115:16, 116:3, 116:21, 117:5, 117:19, 118:6, 118:8, 120:22, 121:4, 121:13,</p>	<p>121:25, 122:3, 122:7, 122:11, 122:18, 122:24, 123:7, 123:10, 123:12, 123:15, 123:22, 123:25, 124:7, 124:12, 124:14, 124:17, 124:20, 124:25, 125:6, 125:13, 125:18, 125:22, 126:9, 126:16, 126:20, 126:25, 127:3, 127:6, 127:12, 127:14, 127:17, 127:23, 128:6, 128:10, 128:15, 128:17, 128:20, 128:23, 129:1, 129:5, 129:9, 129:12, 129:21, 129:25, 130:2, 130:5, 130:9, 130:12, 130:24, 131:2, 131:10, 131:22, 132:2, 132:7, 132:11, 132:15, 132:18, 132:24, 133:6, 133:9, 133:13, 133:17, 133:20, 134:2, 134:10, 134:12, 134:15, 134:22, 135:3, 135:17, 135:21, 135:25, 136:7, 136:13, 136:18, 136:24, 137:14, 137:18, 137:24, 138:5, 138:9, 139:3, 139:13, 142:9, 142:14, 142:22, 143:1, 143:5, 143:23, 144:15, 145:12, 147:18, 148:1, 148:9, 149:4, 149:12, 149:17, 149:22, 150:2, 150:17, 151:4, 151:15, 151:17, 151:25, 152:2, 152:10, 152:14, 152:18, 152:21, 153:18, 153:24, 154:4, 154:8, 154:13, 154:17, 154:23, 155:10, 155:16, 155:20, 156:3, 156:7, 156:13, 157:3, 158:18, 159:1,</p>	<p>159:11, 159:20, 160:4, 161:24, 162:1, 162:4, 162:13, 162:17, 164:16, 165:15, 165:22, 166:7, 166:13, 166:19, 166:25, 167:3, 167:6, 167:10, 167:17, 167:21, 170:21 Sainz's [1] - 147:3 salaried [2] - 82:21, 165:16 sand [5] - 106:23, 108:8, 108:15, 135:24, 136:3 sat [1] - 171:20 satisfied [1] - 29:14 satisfies [1] - 38:21 satisfying [1] - 39:1 Saturday [1] - 83:21 save [1] - 110:9 saw [1] - 97:6 scheduled [2] - 173:4, 173:13 scheduling [3] - 73:17, 82:24, 150:20 schematic [1] - 163:13 school [4] - 64:22, 65:3, 65:4, 171:23 schooling [1] - 171:24 schools [5] - 64:11, 64:12, 64:17, 64:18, 65:22 scope [1] - 118:20 screen [1] - 48:16 screened [2] - 40:1, 48:8 Screening [2] - 49:10, 50:13 se [1] - 47:19 season [7] - 92:6, 92:8, 92:16, 92:17, 92:22, 93:12, 134:23 seasonal [1] - 102:24 seasons [1] - 134:19 seat [1] - 108:6 second [7] - 6:5, 17:3, 31:3, 34:5, 49:5, 60:7, 95:5 secondly [1] - 82:18 SECRETARY [1] - 2:12 Section [4] - 13:4, 19:12, 47:3, 49:25 section [18] - 26:4, 29:6, 36:3, 45:10, 47:5, 47:6, 47:8, 47:11, 47:13, 47:24,</p>	<p>47:25, 48:6, 49:6, 49:24, 50:7, 69:3, 69:23, 139:12 sections [1] - 45:16 security [2] - 126:19, 127:1 see [25] - 13:9, 14:12, 17:17, 20:11, 37:12, 46:19, 50:20, 52:19, 53:9, 56:10, 62:7, 64:12, 64:13, 64:16, 109:11, 114:18, 132:17, 133:23, 139:5, 148:4, 155:21, 159:1, 162:10, 163:15, 163:16 seeing [1] - 119:21 seeking [4] - 47:22, 47:23, 56:8, 110:17 seepage [1] - 135:15 sell [3] - 39:22, 54:24, 113:4 selling [1] - 135:7 semi [2] - 100:8, 100:9 semi-trucks [1] - 100:8 sending [1] - 165:14 sense [4] - 13:22, 131:21, 132:12, 145:16 sensitive [2] - 118:18, 158:2 sent [2] - 8:25, 121:20 sentence [1] - 175:15 sentences [1] - 45:19 separate [5] - 28:6, 39:8, 68:17, 125:1, 152:15 separately [4] - 46:9, 51:7, 51:9, 152:17 September [8] - 3:19, 9:24, 9:25, 17:10, 80:8, 80:20, 81:7, 175:6 series [3] - 24:23, 25:12, 94:9 serve [3] - 74:1, 74:2, 174:24 service [2] - 117:21, 117:23 serviced [9] - 109:17, 109:18, 117:16, 117:17, 117:18, 117:25, 118:4, 118:5 services [2] - 36:13, 61:7 servicing [1] - 118:24 set [12] - 9:12, 15:3, 22:9, 25:24, 27:13,</p>

<p>51:18, 80:18, 80:25, 147:21, 168:25, 177:9</p> <p>Set [2] - 3:19, 81:6</p> <p>sets [3] - 33:25, 69:7, 110:1</p> <p>setting [1] - 12:8</p> <p>seven [1] - 123:10</p> <p>Seven [1] - 123:11</p> <p>several [7] - 17:15, 24:3, 24:6, 72:23, 110:20, 149:5, 159:23</p> <p>several.. [1] - 24:5</p> <p>shape [3] - 108:24, 141:3, 160:14</p> <p>shaped [1] - 74:24</p> <p>Sheet [5] - 81:11, 81:17, 86:5, 94:8, 161:17</p> <p>sheets [1] - 80:17</p> <p>shipping [2] - 158:24, 159:4</p> <p>shopping [2] - 61:1, 63:12</p> <p>short [1] - 40:18</p> <p>shot [1] - 157:2</p> <p>show [9] - 7:13, 15:11, 27:1, 39:12, 103:9, 155:20, 160:16, 161:18, 163:10</p> <p>showed [2] - 116:16, 155:14</p> <p>shown [5] - 91:12, 101:19, 107:16, 158:8, 163:13</p> <p>shows [6] - 20:3, 160:14, 161:7, 163:8, 163:21, 164:5</p> <p>shut [1] - 112:13</p> <p>sic [1] - 30:24</p> <p>side [12] - 15:9, 40:1, 43:5, 43:6, 48:21, 84:23, 105:7, 105:12, 109:11, 161:1, 167:19, 174:6</p> <p>sight [1] - 160:18</p> <p>sign [1] - 101:13</p> <p>significance [1] - 50:21</p> <p>significant [3] - 20:23, 51:1, 77:25</p> <p>silos [3] - 68:7, 68:11, 108:23</p> <p>similar [6] - 75:9, 75:20, 105:19, 105:23, 110:16, 155:2</p> <p>Similar [1] - 164:16</p> <p>simply [5] - 66:13,</p>	<p>93:1, 103:21, 146:16, 163:12</p> <p>Simultaneous [1] - 172:8</p> <p>single [8] - 94:5, 94:16, 94:19, 100:17, 142:3, 144:5, 159:25</p> <p>Single [1] - 94:17</p> <p>singular [4] - 46:15, 47:23, 58:24, 124:22</p> <p>sit [1] - 65:24</p> <p>sit-down [1] - 65:24</p> <p>Site [2] - 6:25, 81:12</p> <p>site [77] - 7:8, 16:5, 26:20, 40:5, 40:7, 49:14, 54:21, 58:9, 59:6, 59:21, 63:23, 64:25, 66:13, 72:19, 72:20, 73:13, 73:25, 74:9, 74:10, 74:22, 75:10, 75:11, 75:14, 75:17, 76:22, 77:21, 78:20, 79:2, 79:9, 82:1, 82:2, 84:6, 84:23, 87:3, 87:18, 87:24, 89:16, 90:10, 91:13, 92:2, 92:4, 92:13, 93:2, 93:3, 93:8, 94:8, 96:2, 101:20, 102:20, 105:17, 105:24, 115:12, 115:23, 117:1, 117:4, 117:8, 117:25, 118:2, 118:3, 120:1, 120:25, 126:19, 133:10, 135:4, 140:20, 145:23, 148:8, 150:10, 150:18, 151:12, 154:10, 156:11, 160:22, 161:9, 165:12, 166:13, 167:12</p> <p>sites [6] - 73:10, 92:24, 95:10, 102:23, 116:13, 116:19</p> <p>sits [1] - 144:24</p> <p>sitting [3] - 123:19, 144:14, 172:6</p> <p>situated [1] - 36:9</p> <p>situation [5] - 13:3, 26:2, 26:20, 28:3, 169:16</p> <p>situations [1] - 39:25</p> <p>six [2] - 58:23, 146:6</p> <p>Sixteen [2] - 96:21, 96:22</p>	<p>size [1] - 157:17</p> <p>skating [6] - 62:4, 62:6, 62:9, 62:12, 62:23, 65:23</p> <p>Skewes [2] - 5:5, 6:10</p> <p>SKEWES [4] - 1:15, 5:6, 6:11, 71:20</p> <p>skid [4] - 86:16, 106:2, 106:3, 142:16</p> <p>smaller [3] - 15:21, 15:25, 48:16</p> <p>snow [1] - 112:18</p> <p>so.. [3] - 114:24, 117:1, 159:13</p> <p>sold [1] - 14:10</p> <p>solely [1] - 43:14</p> <p>someone [8] - 55:9, 101:15, 113:5, 121:5, 133:5, 150:18, 156:5, 165:17</p> <p>someplace [1] - 168:10</p> <p>sometimes [2] - 109:24, 117:20</p> <p>somewhat [3] - 23:10, 44:24, 140:18</p> <p>somewhere [2] - 117:18, 135:10</p> <p>sooner [1] - 176:6</p> <p>Sorry [2] - 11:19, 12:3</p> <p>sorry [22] - 14:18, 39:14, 70:25, 75:1, 105:3, 106:3, 114:23, 121:8, 122:5, 122:9, 122:14, 122:19, 122:24, 125:20, 126:17, 128:11, 130:4, 131:16, 133:19, 140:22, 169:2, 173:22</p> <p>sort [7] - 82:3, 86:4, 95:21, 101:13, 141:7, 142:16, 171:16</p> <p>sorted [1] - 26:18</p> <p>sought [1] - 24:18</p> <p>sound [3] - 84:10, 128:4, 169:5</p> <p>sounds [2] - 112:13, 128:1</p> <p>south [1] - 130:16</p> <p>South [2] - 110:13, 110:23</p> <p>space [5] - 53:4, 53:17, 55:14, 154:10, 154:21</p> <p>spaces [1] - 82:10</p> <p>Speaking [1] - 172:8</p>	<p>speaking [3] - 57:20, 111:16, 135:25</p> <p>speaks [2] - 24:15, 37:24</p> <p>Special [1] - 21:18</p> <p>special [7] - 22:12, 48:8, 51:24, 52:5, 173:20, 174:20, 175:3</p> <p>specific [10] - 24:7, 25:17, 26:10, 28:24, 38:22, 59:17, 62:20, 69:23, 110:16, 128:2</p> <p>specific.. [1] - 149:21</p> <p>specifically [15] - 13:4, 19:7, 26:1, 31:24, 44:6, 45:11, 54:17, 57:2, 64:6, 109:2, 125:10, 141:15, 147:7, 147:12</p> <p>specifics [3] - 24:13, 26:2, 39:19</p> <p>spell [1] - 71:14</p> <p>spent [1] - 68:4</p> <p>spill [7] - 95:18, 95:23, 96:9, 96:16, 117:13, 118:23</p> <p>spillage [1] - 118:16</p> <p>spills [3] - 95:3, 95:10, 95:16</p> <p>split [1] - 64:1</p> <p>spoken [1] - 66:16</p> <p>spot [2] - 101:23, 101:25</p> <p>Spring [1] - 2:5</p> <p>square [1] - 98:5</p> <p>stack [1] - 142:3</p> <p>stacked [5] - 94:16, 94:19, 161:23, 161:24, 161:25</p> <p>staff [8] - 95:24, 101:15, 101:24, 102:2, 102:10, 121:14, 159:13</p> <p>stage [1] - 58:7</p> <p>Stage [1] - 157:10</p> <p>stages [3] - 157:1, 157:4, 157:9</p> <p>stand [2] - 4:3, 103:20</p> <p>standard [1] - 175:21</p> <p>standards [4] - 69:6, 145:23, 145:25, 146:23</p> <p>standpoint [1] - 148:2</p> <p>start [8] - 8:23, 70:13, 73:14, 92:19, 99:5, 124:16, 149:8, 170:25</p> <p>starts [1] - 60:19</p>	<p>State [5] - 12:23, 18:15, 41:6, 41:16, 177:4</p> <p>state [9] - 13:9, 16:15, 42:7, 42:9, 71:11, 140:3, 140:6, 148:19, 170:11</p> <p>Statement [1] - 175:10</p> <p>statement [3] - 19:20, 122:10, 176:3</p> <p>statements [1] - 171:6</p> <p>states [4] - 16:3, 47:14, 50:7, 74:5</p> <p>statewide [1] - 13:2</p> <p>stating [3] - 21:5, 33:8, 50:19</p> <p>stations [1] - 167:13</p> <p>status [1] - 11:21</p> <p>statutory [2] - 7:19, 56:2</p> <p>stay [1] - 169:14</p> <p>staying [1] - 93:1</p> <p>stays [1] - 83:12</p> <p>steer [3] - 86:16, 106:3, 142:16</p> <p>stenographically [1] - 177:7</p> <p>step [3] - 33:17, 49:4</p> <p>step-by-step [1] - 33:17</p> <p>Stephanie [2] - 80:17, 173:3</p> <p>STEPHANIE [1] - 2:12</p> <p>stepping [1] - 7:16</p> <p>steps [1] - 96:4</p> <p>STEVEN [1] - 1:16</p> <p>Stickles [17] - 77:7, 77:16, 77:22, 78:16, 79:14, 79:21, 81:21, 88:2, 88:9, 89:25, 91:5, 136:11, 167:16, 168:6, 168:8, 168:11</p> <p>still [1] - 150:9</p> <p>still.. [1] - 123:14</p> <p>stipulate [3] - 24:17, 24:21, 94:18</p> <p>stock [2] - 132:5</p> <p>stone [6] - 74:19, 106:23, 108:8, 108:15, 135:23, 136:4</p> <p>Stoner [5] - 3:12, 9:6, 12:19, 138:16, 140:17</p> <p>STONER [25] - 2:14, 14:8, 16:19, 156:20, 157:7, 157:15, 158:13, 158:19, 159:6, 159:18,</p>
---	---	---	---	--

160:1, 160:5, 161:4, 161:15, 161:25, 162:2, 162:9, 162:14, 163:15, 163:25, 164:19, 164:23, 169:1, 169:7, 169:9 Stoner's [1] - 126:22 Stop [1] - 34:12 stop [2] - 115:1, 170:9 storage [134] - 7:3, 7:10, 19:15, 19:22, 20:1, 20:7, 20:13, 20:22, 20:24, 21:14, 22:12, 22:17, 24:25, 25:3, 25:7, 26:5, 26:7, 26:10, 26:15, 26:22, 26:25, 27:14, 28:8, 28:14, 28:18, 28:22, 28:24, 29:10, 31:13, 35:14, 36:17, 36:20, 37:6, 38:24, 39:10, 39:16, 39:17, 39:18, 39:24, 43:7, 43:14, 44:16, 45:14, 45:24, 45:25, 46:12, 46:18, 46:25, 47:4, 47:14, 47:17, 47:19, 48:8, 48:12, 48:20, 49:5, 50:13, 51:1, 51:23, 52:5, 52:17, 53:17, 55:2, 55:15, 57:13, 58:14, 59:2, 59:6, 59:10, 59:12, 60:3, 60:7, 60:17, 66:4, 66:21, 67:5, 68:7, 68:11, 74:18, 75:8, 75:16, 76:6, 76:20, 77:2, 85:5, 85:6, 87:8, 87:22, 88:5, 88:6, 89:12, 89:14, 89:18, 90:3, 90:20, 91:5, 92:12, 98:9, 104:8, 104:10, 104:21, 105:7, 105:17, 107:3, 117:11, 117:13, 119:22, 122:7, 133:5, 133:25, 139:14, 139:15, 140:11, 150:11, 151:20, 154:11, 156:1, 156:11, 156:23, 156:25, 157:16, 157:17, 157:22, 158:3, 161:15, 162:11, 162:12, 166:12, 166:17, 168:21 Storage [3] - 21:18,	48:6, 104:19 STORAGE [1] - 1:7 store [15] - 72:25, 74:11, 86:9, 98:17, 107:22, 115:8, 115:10, 115:17, 134:25, 135:9, 139:6, 141:18, 147:14, 154:21, 162:25 stored [36] - 55:19, 59:15, 74:21, 74:23, 75:2, 75:6, 75:7, 88:13, 93:25, 94:3, 94:15, 94:25, 105:13, 105:24, 105:25, 106:7, 108:21, 117:3, 117:16, 123:21, 130:19, 130:23, 131:25, 136:1, 139:1, 139:5, 139:12, 139:13, 142:15, 144:21, 144:23, 151:8, 151:10, 162:15, 162:19 stores [1] - 67:10 storing [15] - 52:23, 68:9, 69:12, 69:20, 74:15, 85:13, 85:15, 85:18, 85:22, 86:13, 107:18, 119:19, 143:21, 145:15, 147:17 Stormwater [3] - 10:5, 12:6, 12:13 stormwater [12] - 7:8, 8:21, 9:15, 11:11, 12:24, 13:6, 14:25, 72:13, 73:14, 107:18, 109:25, 117:6 story [2] - 140:14 Street [2] - 2:5, 71:9 street [1] - 48:11 streets [3] - 167:19, 168:7, 168:12 strict [2] - 46:21, 46:22 strictly [1] - 20:13 strike [4] - 9:11, 10:1, 75:23, 86:7 structure [5] - 26:17, 47:15, 47:18, 91:19, 160:21 structures [1] - 7:2 studies [2] - 115:21, 116:12 study [1] - 116:20	stuff [3] - 55:19, 102:12, 166:5 subbase [3] - 107:20, 108:11, 108:14 subcontractor [1] - 72:17 subject [5] - 19:10, 21:25, 69:6, 87:3, 143:10 submission [1] - 10:8 submitted [15] - 9:16, 9:17, 9:23, 10:15, 11:25, 17:16, 80:7, 103:10, 140:16, 140:18, 141:5, 141:8, 141:12, 155:11, 160:25 subordinate [1] - 48:18 substantial [2] - 15:5, 49:16 Substantially [1] - 14:9 substantive [1] - 12:18 subsurface [1] - 7:7 suggest [1] - 148:5 suggestion [1] - 175:8 suit [1] - 15:14 Suite [1] - 2:9 suite [1] - 152:8 suited [1] - 49:15 summary [1] - 19:6 summer [1] - 92:10 Sunday [1] - 83:22 supervising [1] - 151:6 supplement [1] - 90:18 supply [1] - 146:12 support [3] - 13:19, 112:24, 175:11 suppose [1] - 138:9 supposed [4] - 13:25, 32:11, 101:21, 175:18 surface [1] - 7:7 surrounding [2] - 49:17, 136:15 suspect [1] - 116:16 Sussex [2] - 43:18, 43:21 SUZANNE [1] - 1:11 SW [1] - 71:9 swear [4] - 18:5, 18:8, 40:22, 71:4 sweep [1] - 137:8 SWORN [1] - 3:1 sworn [4] - 18:4, 18:14, 41:4, 71:10	sync [1] - 65:7 system [1] - 73:14 T table [12] - 45:2, 45:5, 45:9, 50:22, 51:9, 54:19, 55:25, 58:24, 63:3, 65:11, 65:13 Table [14] - 19:12, 29:7, 37:9, 39:13, 40:8, 45:2, 56:17, 57:10, 58:2, 58:18, 58:19, 58:20, 63:20, 68:5 tables [1] - 65:16 tabular [1] - 45:9 talks [3] - 28:7, 38:25, 50:22 tall [4] - 88:19, 88:20, 88:21 taller [1] - 111:20 team [2] - 147:19, 148:3 technically [1] - 169:14 template [1] - 169:13 ten [13] - 15:25, 70:12, 93:13, 99:3, 99:5, 103:1, 128:15, 128:24, 144:7, 159:13, 160:3, 165:8 Ten [4] - 70:18, 106:13, 128:16, 128:18 ten-minute [1] - 70:12 Ten-minute [1] - 70:18 tenant [5] - 150:4, 150:8, 152:8, 152:9, 166:17 tenants [6] - 113:11, 149:22, 149:25, 151:23, 155:17, 166:5 tenants' [1] - 150:4 tend [1] - 93:8 term [4] - 25:20, 25:22, 27:6, 27:8 term-of-art [1] - 27:8 terms [15] - 9:7, 39:17, 51:2, 63:8, 77:11, 79:24, 84:1, 84:22, 93:24, 95:9, 99:12, 119:2, 138:16, 163:6, 170:5 testified [14] - 30:18, 30:19, 30:21, 42:8, 42:23, 43:2, 46:14, 108:7, 111:12, 111:16, 126:5,	126:7, 134:16, 171:21 testifies [3] - 18:14, 41:4, 71:10 testify [8] - 29:19, 29:21, 42:5, 111:23, 115:22, 117:2, 119:1, 159:8 testifying [5] - 29:17, 29:24, 44:5, 116:24, 116:25 TESTIMONY [1] - 3:1 testimony [32] - 4:15, 18:8, 23:17, 27:1, 33:7, 40:22, 44:11, 44:14, 54:5, 55:5, 55:24, 57:15, 58:5, 58:8, 59:4, 59:18, 59:19, 66:11, 67:16, 70:8, 70:13, 71:4, 116:1, 118:20, 140:2, 141:20, 147:3, 150:12, 155:24, 155:25, 177:7 THE [3] - 1:3, 2:8, 66:18 theater [2] - 62:8, 62:13 theaters [2] - 62:22, 65:23 Theaters [2] - 62:3, 62:5 themselves [1] - 17:7 THERE [1] - 1:9 there'd [1] - 96:12 thereafter [1] - 96:12 Therefore [3] - 27:12, 81:25, 96:5 therefore [6] - 16:25, 32:23, 37:9, 37:11, 79:6, 79:12 thin [1] - 108:15 thinking [2] - 138:8, 170:1 thinks [2] - 67:5, 156:10 third [2] - 78:15, 79:15 THOMAS [130] - 2:3, 2:4, 7:23, 8:14, 11:18, 16:20, 19:1, 22:18, 22:25, 23:3, 23:8, 23:12, 23:19, 23:23, 24:8, 24:20, 25:5, 25:19, 27:3, 27:9, 27:12, 27:21, 29:2, 29:16, 29:23, 30:4, 30:11, 30:16, 31:19, 31:23, 32:6, 32:19, 33:12, 34:14,
--	--	--	---	---

<p>35:1, 36:21, 37:3, 38:1, 38:4, 38:12, 38:15, 39:4, 39:14, 40:6, 40:13, 40:19, 41:18, 42:17, 44:8, 44:10, 51:11, 56:13, 57:21, 67:1, 67:18, 68:23, 69:1, 70:3, 70:9, 70:15, 70:23, 71:14, 71:24, 80:3, 80:21, 81:9, 96:18, 96:22, 97:3, 97:8, 97:12, 97:17, 97:25, 103:14, 103:19, 105:3, 105:5, 114:3, 114:9, 114:25, 116:10, 116:22, 118:19, 119:7, 119:24, 126:4, 126:14, 131:4, 137:9, 138:14, 138:21, 140:15, 140:22, 140:24, 141:10, 141:20, 141:24, 142:7, 143:8, 143:14, 145:18, 150:25, 151:5, 151:16, 152:25, 153:7, 153:13, 154:24, 157:12, 158:10, 160:19, 161:14, 163:3, 163:23, 164:18, 164:21, 166:22, 167:1, 167:20, 168:2, 168:16, 170:2, 171:8, 171:24, 173:17, 173:21, 173:25, 174:8, 174:10, 174:14</p> <p>Thomas [18] - 3:3, 3:4, 3:5, 3:8, 7:11, 7:22, 7:23, 13:4, 13:18, 14:6, 16:12, 34:5, 34:17, 70:22, 105:2, 114:1, 131:7, 160:10</p> <p>Thomas' [1] - 12:5</p> <p>three [9] - 30:6, 47:20, 57:13, 58:23, 59:19, 59:20, 109:25, 110:3, 157:23</p> <p>throughout [4] - 42:7, 42:9, 112:21, 126:19</p> <p>throw [1] - 85:10</p> <p>Time-of-Application [2] - 12:10, 13:19</p> <p>title [1] - 21:15</p> <p>to.. [1] - 7:11</p> <p>today [2] - 162:11,</p>	<p>173:18</p> <p>together [5] - 46:3, 57:14, 59:24, 132:1, 132:13</p> <p>Tolerico [3] - 3:13, 5:11, 6:14</p> <p>TOLERICO [8] - 1:20, 5:12, 6:4, 6:15, 8:11, 166:10, 166:14, 166:20</p> <p>Tom [4] - 11:19, 14:10, 27:22, 31:20</p> <p>ton [1] - 97:3</p> <p>tonight [10] - 6:20, 6:22, 8:1, 14:6, 16:12, 56:5, 66:17, 109:14, 148:18, 174:23</p> <p>tonight's [3] - 56:6, 148:24, 170:24</p> <p>took [2] - 44:23, 60:9</p> <p>top [1] - 131:2</p> <p>tops [1] - 102:21</p> <p>total [2] - 131:1, 156:25</p> <p>Total [1] - 131:13</p> <p>tough [1] - 174:9</p> <p>towards [1] - 137:22</p> <p>town [2] - 10:15, 12:22</p> <p>towns [3] - 13:10, 13:11, 13:16</p> <p>Township [4] - 4:18, 19:13, 36:7, 36:14</p> <p>township [3] - 10:11, 10:12, 12:16</p> <p>TOWNSHIP [1] - 1:1</p> <p>track [1] - 165:18</p> <p>tractor [2] - 100:9, 168:24</p> <p>tractors [1] - 100:8</p> <p>traffic [4] - 102:19, 115:24, 159:6, 159:7</p> <p>trailer [2] - 142:11, 168:24</p> <p>trailers [1] - 100:9</p> <p>train [2] - 44:25, 114:24</p> <p>trained [5] - 84:11, 84:12, 95:24, 102:2, 102:10</p> <p>transcript [1] - 177:7</p> <p>TRANSCRIPT [1] - 1:3</p> <p>travel [2] - 93:5, 148:19</p> <p>traveling [1] - 134:1</p> <p>tree [5] - 88:8, 88:10, 90:13, 90:14, 90:18</p> <p>trees [12] - 77:19, 77:20, 78:4, 78:5, 78:9, 88:11, 88:15,</p>	<p>88:17, 88:18, 106:10, 119:14, 120:5</p> <p>tremendous [2] - 110:9, 144:12</p> <p>trenchers [1] - 106:3</p> <p>trip [2] - 99:19, 99:20</p> <p>trips [7] - 100:5, 100:19, 100:22, 102:16, 159:9, 159:11, 159:14</p> <p>truck [25] - 84:15, 84:18, 86:15, 99:24, 102:19, 121:2, 121:11, 121:13, 127:16, 127:20, 132:25, 133:1, 133:2, 133:3, 133:4, 133:7, 133:16, 137:12, 145:9, 159:23, 167:11, 167:22, 168:4, 169:13</p> <p>truckers [2] - 79:7, 79:13</p> <p>Trucks [1] - 100:8</p> <p>trucks [18] - 79:2, 79:21, 100:8, 100:23, 102:21, 102:25, 106:3, 115:24, 124:15, 132:1, 133:21, 137:10, 142:20, 144:7, 145:8, 159:15, 160:2, 160:3</p> <p>true [10] - 9:9, 35:22, 38:13, 39:1, 39:2, 42:13, 64:10, 66:20, 161:12, 177:6</p> <p>truly [2] - 54:11, 109:13</p> <p>truth [9] - 18:9, 18:10, 40:24, 71:5, 71:6</p> <p>try [8] - 15:20, 29:2, 34:24, 54:16, 114:10, 140:4, 143:17, 161:2</p> <p>trying [6] - 20:15, 68:4, 84:6, 111:19, 131:1, 146:18</p> <p>TUESDAY [1] - 1:2</p> <p>Tuesday [2] - 174:4, 174:17</p> <p>turn [2] - 41:11, 48:3</p> <p>turning [1] - 169:13</p> <p>turns [3] - 37:11, 97:17, 110:2</p> <p>Twelve [3] - 131:11, 131:12, 131:18</p> <p>two [33] - 8:22, 15:15,</p>	<p>17:18, 21:12, 21:21, 39:7, 45:4, 46:2, 51:15, 53:18, 58:12, 58:23, 58:24, 60:15, 65:7, 66:12, 87:23, 88:4, 91:4, 110:2, 113:20, 117:7, 117:11, 128:21, 140:14, 146:15, 146:16, 147:22, 149:7, 162:2, 172:10, 173:10, 176:3</p> <p>two-page [1] - 45:4</p> <p>two-story [1] - 140:14</p> <p>type [15] - 8:8, 17:5, 75:20, 85:15, 85:18, 88:15, 110:10, 113:23, 124:22, 149:2, 149:16, 152:4, 152:23, 159:22, 169:11</p> <p>types [8] - 119:5, 119:12, 128:9, 134:17, 134:18, 136:1, 147:16, 159:5</p> <p>typical [2] - 160:2, 170:9</p> <p>typically [3] - 15:4, 135:21, 140:2</p>	<p>understood [2] - 68:19, 137:7</p> <p>uniform [1] - 12:25</p> <p>uniformity [1] - 13:9</p> <p>units [2] - 119:22, 141:18</p> <p>University [1] - 42:2</p> <p>unless [5] - 27:1, 40:1, 40:2, 42:18, 63:10</p> <p>unless.. [1] - 116:2</p> <p>unload [2] - 124:9, 124:18</p> <p>unloaded [2] - 124:17, 151:9</p> <p>unloading [3] - 142:4, 143:3, 144:9</p> <p>unquote [4] - 20:20, 51:23, 52:5, 160:20</p> <p>up [59] - 8:10, 9:12, 10:13, 17:4, 17:25, 25:14, 26:15, 28:10, 29:17, 31:10, 32:23, 32:24, 38:25, 57:20, 64:15, 76:22, 78:19, 79:21, 81:25, 82:7, 86:24, 88:7, 92:15, 93:1, 94:7, 96:20, 99:6, 100:11, 103:20, 104:24, 106:9, 107:24, 114:18, 118:25, 123:18, 123:22, 125:5, 127:10, 127:21, 128:2, 128:25, 129:2, 135:1, 140:25, 141:17, 144:23, 145:5, 147:20, 149:6, 153:10, 160:25, 162:3, 164:5, 165:5, 165:25, 167:19, 168:9, 168:25, 175:6</p> <p>upcoming [1] - 110:25</p> <p>update [1] - 16:5</p> <p>upstate [1] - 73:12</p> <p>upwards [2] - 42:6, 92:14</p> <p>urging [1] - 34:19</p> <p>usable [1] - 104:6</p> <p>usage [1] - 113:24</p> <p>USE [2] - 1:1, 2:12</p> <p>Uses [1] - 61:3</p> <p>uses [23] - 19:14, 20:4, 28:8, 28:12, 35:20, 36:11, 39:9, 45:6, 45:7, 46:2, 47:12, 50:23, 57:11, 58:12, 58:21, 58:22, 59:19, 59:20, 64:5,</p>
U				
			<p>U-shape [1] - 108:24</p> <p>U-shaped [1] - 74:24</p> <p>ultimate [1] - 141:24</p> <p>ultimately [4] - 9:25, 25:10, 145:25, 148:21</p> <p>Um-hmm [6] - 86:3, 91:7, 100:10, 100:13, 123:12, 165:22</p> <p>umbrella [1] - 113:9</p> <p>Under [2] - 49:12, 77:1</p> <p>under [18] - 13:23, 14:22, 15:6, 15:7, 15:13, 16:14, 17:1, 17:25, 19:12, 37:12, 46:21, 50:6, 98:21, 135:14, 138:17, 176:9</p> <p>underground [1] - 162:22</p> <p>underneath [1] - 135:12</p> <p>understated [1] - 151:21</p> <p>Understood [1] - 137:9</p>	

65:7, 66:12, 68:7 utilize [3] - 7:2, 79:8, 141:6 utilized [2] - 76:5, 98:13 utilizing [3] - 73:3, 73:6, 79:3	103:22 viewpoint [1] - 88:1 violation [1] - 163:23 Virginia [2] - 74:6, 110:14 visibility [1] - 120:4 visible [1] - 48:10 vision [1] - 127:2 visual [1] - 87:25 Voir [1] - 3:4 VOIR [1] - 41:17 volatile [1] - 85:19 volume [1] - 159:17 voted [1] - 26:1 vouch [1] - 25:25	wholesale [1] - 69:12 wholesaling [3] - 68:9, 68:13, 69:20 willing [3] - 94:18, 141:22, 170:16 win [1] - 153:8 wind [3] - 135:19, 135:20, 136:16 winds [1] - 137:8 winter [9] - 92:13, 93:16, 110:4, 112:13, 112:15, 112:20, 112:21, 119:20, 120:6 wise [2] - 122:4, 122:25 wish [1] - 5:23 withdrawn [3] - 114:14, 114:21, 155:5 WITNESS [2] - 3:1, 66:18 witness [10] - 114:6, 116:25, 119:12, 120:10, 140:3, 140:9, 142:8, 156:17, 170:11, 171:21 wonderful [1] - 84:10 word [10] - 31:8, 31:9, 31:11, 45:18, 51:5, 59:23, 60:9, 60:10, 149:13, 150:12 worded [1] - 60:1 wording [3] - 46:20, 46:21, 46:22 words [8] - 27:24, 30:16, 31:10, 32:19, 115:10, 154:14, 166:4, 168:1 workers [2] - 82:17, 99:11 works [1] - 176:13 worship [1] - 61:2 wound [1] - 26:15 writing [1] - 16:18 written [7] - 14:15, 20:19, 46:21, 46:25, 48:1, 63:3, 65:17 www.andover.org [1] - 4:18	134:23, 144:24, 149:7 year-and-a-half [3] - 111:7, 111:8, 113:16 years [10] - 35:21, 42:15, 95:7, 113:20, 123:10, 123:11, 146:6, 146:14, 171:19, 176:3 yellow [1] - 158:25 yesterday [1] - 17:20 York [4] - 73:12, 110:14, 110:23, 135:4 young [1] - 138:20 yourself [3] - 109:15, 134:25
V	W	Z	
vacant [2] - 47:20, 98:13 valuable [5] - 76:7, 98:9, 98:16, 151:3, 151:14 variance [51] - 8:9, 8:19, 17:5, 17:9, 17:13, 17:14, 17:22, 21:6, 22:11, 22:22, 24:10, 24:24, 25:8, 25:9, 25:10, 25:13, 25:14, 25:15, 27:15, 27:24, 27:25, 28:1, 28:25, 29:17, 29:18, 29:24, 30:19, 30:21, 32:14, 32:18, 33:9, 37:11, 38:18, 38:19, 39:5, 39:6, 40:9, 44:15, 47:10, 49:12, 49:20, 50:1, 50:3, 50:4, 50:15, 50:17, 50:19, 58:11, 66:10 variances [5] - 7:1, 24:23, 25:12, 25:13, 145:24 various [1] - 155:25 vast [2] - 77:6, 154:10 vegetation [2] - 77:11, 77:19 vehicle [4] - 67:4, 96:5, 167:8, 169:11 vehicles [27] - 7:3, 78:25, 86:14, 86:18, 88:14, 92:24, 93:8, 94:24, 95:2, 95:4, 95:15, 96:2, 99:13, 99:14, 99:15, 100:3, 100:6, 102:7, 117:13, 117:15, 153:21, 154:1, 154:3, 154:11, 154:22 vendors [1] - 109:20 verify [2] - 24:13, 103:10 versus [5] - 53:16, 55:9, 102:4, 161:1 viability [1] - 143:19 viable [1] - 145:16 view [2] - 90:19,	wait [2] - 110:2, 168:5 walkway [1] - 7:6 walls [2] - 111:17, 136:8 wants [3] - 48:3, 97:15, 97:18 warehouse [1] - 62:24 Warehouse [1] - 69:20 Warehouses [1] - 65:22 warehousing [3] - 68:9, 68:13, 69:12 warmer [1] - 92:11 wash [3] - 138:1, 138:2 Washington [1] - 110:13 waste [2] - 84:20 ways [1] - 161:18 weather [2] - 112:19, 112:22 website [1] - 4:17 week [2] - 83:19, 164:5 weekends [1] - 112:9 weekly [1] - 34:9 weeks [1] - 146:15 welcome [1] - 108:4 west [4] - 74:7, 82:6, 130:16, 169:3 westerly [3] - 82:1, 84:23, 89:16 wetland [2] - 87:4, 88:4 wetlands [3] - 14:25, 87:8, 89:7 Wherein [1] - 26:24 white [1] - 158:25 whole [6] - 18:9, 40:24, 71:6, 91:23, 163:17, 167:2 Wholesale [1] - 60:21	zone [15] - 20:4, 26:6, 28:9, 29:1, 36:11, 38:21, 45:7, 48:10, 49:18, 50:24, 56:18, 64:6, 68:12, 109:4 Zone [5] - 19:11, 35:25, 36:2, 36:9, 45:8 zones [2] - 61:6, 65:14 Zoning [1] - 19:19 zoning [4] - 47:12, 109:6, 147:6, 163:21	
	Y		
	yard [5] - 40:1, 46:25, 77:2, 119:22 yards [1] - 48:21 year [10] - 18:4, 38:9, 41:23, 111:7, 111:8, 113:16, 134:20,		