

SAYREVILLE PLANNING BOARD

MINUTES OF April 3, 2024

The meeting of the Sayreville Planning Board was called to order by Chairman Tighe and opened with salute to the flag. Chairman Tighe announced that the meeting was being conducted in accordance with the Open Public Meeting Law P.L. 1975, c231, Public Law, 1975.

Members of the Planning Board present were: Mr. Chodkiewicz, Mr. Allegre, Mr. Bolton, Ms. Lahrman, Mr. Muller, Mr. Shah, and Chairman Tighe

Absent Members: Mr. Ellmyer and Councilman John Zebrowski
Also present were: Mr. Cornell, Mr. Fowler, Mr. Sordillo, Esq. and Mr. Pohlman, Esq

AT THIS TIME, THE MEETING WAS OPENED:

Chairman Tighe asked the Planning Board Secretary if the board meeting was being conducted under the Sunshine Law and if all publications were notified, the secretary had stated, yes.

SITE PLANS/SUBDIVISION HEARING:

Masjid Sadar Community Center/House of Worship
Preliminary & Final Major Site Plan
212-216 Ernston Road, Sayreville
Blk 444.04, Lots 23, 24, 25 & 28
Atty: Law Office of Lawrence B. Sachs
8 Auer Court, #G
East Brunswick, NJ 08816

Please refer to the attached transcription for the full testimony and public questions/comments.

OLD BUSINESS/NEW BUSINESS/ADMINISTRATIVE MATTERS:

Next meeting on April 17th has been canceled; The May 1st meeting will have continuation of Masjid Sadar applicant. Location of this meeting will be determined and applicant will re-notice.

There being no further business to discuss, Mr. Allegre made a motion to adjourn; seconded by Mr. Bolton.

Respectfully submitted,

**Beth Magnani
Planning Board Secretary**

1 BOROUGH OF SAYREVILLE PLANNING BOARD
2 COUNTY OF MIDDLESEX - STATE OF NEW JERSEY

3 - - - - -
4 REGULAR MEETING FOR:

5 MASJID SADAR
6 COMMUNITY CENTER/HOUSE OF WORSHIP SITE PLAN
7 BLOCK 444, LOTS 23, 24, 25 & 28
8 216 ERNSTON ROAD, PARLIN

9 - - - - -

10 SAYREVILLE MUNICIPAL BUILDING
11 COUNCIL CHAMBERS - THIRD FLOOR
12 167 MAIN STREET
13 SAYREVILLE, NEW JERSEY 08872

14 - - -

15 WEDNESDAY, APRIL 3, 2024

16 7:30 P.M.

17 - - -

18 TRANSCRIPT OF PROCEEDINGS

19 PUBLIC HEARING

20

21

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 Millstone Township, New Jersey 08535
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1 BOARD MEMBERS PRESENT:

2
3 THOMAS TIGHE, CHAIRMAN
4
5 JAMES ALLEGRE, JR.
6
7 SEAN BOLTON
8
9 ALLEN CHODKIEWICZ
10
11 JUDY LAHRMAN
12
13 BARRY MULLER, VICE-CHAIRMAN
14
15 NORAN SHAH
16
17 DAN VOLOSIN

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22 PROFESSIONALS AND STAFF PRESENT:

23 JOSEPH SORDILLO, ESQUIRE, BOARD ATTORNEY
24 DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum
25
26 BRENT R. POHLMAN, ESQUIRE, RLUIPA ATTORNEY
27 Mandelbaum Barrett, P.C.
28
29 JAY CORNELL, P.E., BOARD ENGINEER
30 CME Associates
31
32 MICHAEL FOWLER, P.P., AICP, BOARD PLANNER
33 Michael P. Fowler Associates, LLC
34
35 BETH MAGNANI, BOARD SECRETARY
36 Borough of Sayreville

37

38

39 STENOGRAPHICALLY REPORTED BY:

40 ANGELA C. BUONANTUONO, CCR, RPR
41 License No. 30XI00233100

42

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

2

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--Counsel for the Applicant

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I N D E X

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1 PUBLIC QUESTIONS/COMMENT:

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E X H I B I T S

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2			
3	<u>NO.</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
4	A-1	Preliminary and Final Site Plans,	33
5		prepared by AWZ Engineering, dated	
6		November 30th, 2023	
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<p style="text-align: center;">7</p> <p>1 (Time Noted, 7:34 p.m.)</p> <p>2 CHAIRMAN TIGHE: The church decided</p> <p>3 they're going to get rid of 45 people. We're going</p> <p>4 to have everybody speak; nobody is going to not have</p> <p>5 a chance not to do this. The only thing we're going</p> <p>6 over tonight is the engineer and the architect. The</p> <p>7 only thing you're going to be able to ask questions</p> <p>8 about tonight is anything that the architect and the</p> <p>9 engineer talk about.</p> <p>10 So if you are here in favor or against</p> <p>11 it and you want to speak about that, that will be at</p> <p>12 a later meeting; it won't be tonight.</p> <p>13 So at that we have to come to about 171</p> <p>14 to be in compliance with the fire code, so as soon</p> <p>15 as we're in compliance we'll start the meeting. If</p> <p>16 we are not in compliance, then we're going to cancel</p> <p>17 this meeting and start over, and we don't want to do</p> <p>18 that. So you figure out who's staying and who's</p> <p>19 leaving.</p> <p>20 - - -</p> <p>21 (Time Noted, 7:36 p.m.)</p> <p>22 CHAIRMAN TIGHE: Somebody asked how</p> <p>23 come we're only talking to the architect and the</p> <p>24 engineer. You asked for a planner, a separate</p> <p>25 planner, that --</p>	<p style="text-align: center;">9</p> <p>1 transparent as possible; we just need it for you if</p> <p>2 you have a loved one and a young kid, it's two</p> <p>3 spots. I know it's a teaching moment, but we need</p> <p>4 to get down to 171 people to have this meeting</p> <p>5 tonight, so it's up to you what you want to do.</p> <p>6 I kindly ask some of you to exit</p> <p>7 because we don't want the meeting to cancel, so if</p> <p>8 some of you can exit you can come back at a</p> <p>9 different time.</p> <p>10 - - -</p> <p>11 (Time Noted, 7:39 p.m.)</p> <p>12 CHAIRMAN TIGHE: Anybody that is</p> <p>13 standing has to leave.</p> <p>14 MEMBER OF THE AUDIENCE: What if we</p> <p>15 have people who live in Sayreville raise their hands</p> <p>16 that live in Sayreville and those that don't...</p> <p>17 CHAIRMAN TIGHE: That's not going to</p> <p>18 work. That's not legal.</p> <p>19 MEMBER OF THE AUDIENCE: Why are</p> <p>20 children in here? The children should not be</p> <p>21 allowed in here. That's fair.</p> <p>22 That's fair; they're not taxpayers of</p> <p>23 Sayreville. That's fair.</p> <p>24 CHAIRMAN TIGHE: We cannot identify by</p> <p>25 dress or age; that would be discriminating. That's</p>
<p style="text-align: center;">8</p> <p>1 MEMBER OF THE AUDIENCE: Let him</p> <p>2 speak.</p> <p>3 CHAIRMAN TIGHE: That plan that the</p> <p>4 planner did we just got. We have to review it. You</p> <p>5 asked for a planner over and above theirs. We did</p> <p>6 that. We have to go over and go through it so that</p> <p>7 gives us time that we can ask questions and you too</p> <p>8 and the traffic engineer, okay?</p> <p>9 MEMBER OF THE AUDIENCE: How are we</p> <p>10 supposed to ask questions about a document we</p> <p>11 haven't seen?</p> <p>12 Is it posted online?</p> <p>13 CHAIRMAN TIGHE: That's why we're not</p> <p>14 speaking about it tonight.</p> <p>15 MEMBER OF THE AUDIENCE: I thought you</p> <p>16 said you're asking questions about a document you</p> <p>17 just received?</p> <p>18 CHAIRMAN TIGHE: No. We just received</p> <p>19 it. We have to review it, then we have to go over</p> <p>20 it.</p> <p>21 MEMBER OF THE AUDIENCE: It's not</p> <p>22 posted online. Will we have a chance to review it</p> <p>23 and ask questions?</p> <p>24 CHAIRMAN TIGHE: Yes.</p> <p>25 We're going to try to make this as</p>	<p style="text-align: center;">10</p> <p>1 what I was told by the lawyers.</p> <p>2 Ma'am, I'm not a lawyer. I'm going by</p> <p>3 the advice of my attorney.</p> <p>4 And it's not the people that are</p> <p>5 standing, we have to get to the number 171. I don't</p> <p>6 care how we do it and where we go. It's room</p> <p>7 capacity.</p> <p>8 - - -</p> <p>9 (Time noted, 7:41 p.m.)</p> <p>10 CHAIRMAN TIGHE: The fire marshal just</p> <p>11 told me if we're not going to comply he's going to</p> <p>12 ask the building to be cleared. If you want to have</p> <p>13 this meeting tonight we have to get down to 171.</p> <p>14 FIRE MARSHAL: At least 84.</p> <p>15 CHAIRMAN TIGHE: Listen, I'm</p> <p>16 embarrassed as much as you are, I wanted to have</p> <p>17 this meeting as much as everybody else. We want to</p> <p>18 get this going, we want this conversation to happen,</p> <p>19 but it can't happen with the crowd that is here</p> <p>20 tonight.</p> <p>21 - - -</p> <p>22 (Time noted, 7:43 p.m.)</p> <p>23 CHAIRMAN TIGHE: Mr. Sachs, listen,</p> <p>24 fire marshal said he's willing to work with us if we</p> <p>25 take half the people that go out. Four go out, four</p>

<p style="text-align: right;">11</p> <p>1 come in; we can switch on and off.</p> <p>2 We have to get to the number, the right</p> <p>3 number, to have the meeting.</p> <p>4 - - -</p> <p>5 (Time noted, 7:55 p.m.)</p> <p>6 CHAIRMAN TIGHE: Good evening. Please</p> <p>7 rise for the pledge of allegiance.</p> <p>8 (Salute to the flag.)</p> <p>9 CHAIRMAN TIGHE: Good evening. The</p> <p>10 purpose of this meeting is to hear an application of</p> <p>11 the Masjid Sadar. Since this is a religious</p> <p>12 application, questions about the timing and the</p> <p>13 intensity of the use are appropriate, as are</p> <p>14 questions about the type of events to be held on</p> <p>15 this site.</p> <p>16 However, questions or comments about</p> <p>17 religious beliefs, stereotypes, political opinions</p> <p>18 and current events are not relevant to this</p> <p>19 application and will not be permitted.</p> <p>20 I would like to remind everybody that</p> <p>21 we are neighbors in Sayreville; we shop in the same</p> <p>22 stores; we use the same parks; our children and</p> <p>23 grandchildren go to the same schools. We are a</p> <p>24 diverse community. It is appropriate to have</p> <p>25 questions to express the concerns of a land use</p>	<p style="text-align: right;">13</p> <p>1 CHAIRMAN TIGHE: I'll ask for a roll</p> <p>2 call now.</p> <p>3</p> <p>4 SECRETARY MAGNANI: Mr. Chodkiewicz?</p> <p>5 MEMBER CHODKIEWICZ: Here.</p> <p>6 SECRETARY MAGNANI: Mr. Allegre?</p> <p>7 MEMBER ALLEGRE: Here.</p> <p>8 SECRETARY MAGNANI: Mr. Bolton?</p> <p>9 MEMBER BOLTON: Here.</p> <p>10 SECRETARY MAGNANI: Mr. Ellmyer?</p> <p>11 Ms. Lahrman?</p> <p>12 MEMBER LAHRMAN: Here.</p> <p>13 SECRETARY MAGNANI: Mr. Muller?</p> <p>14 VICE-CHAIRMAN MULLER: Here.</p> <p>15 SECRETARY MAGNANI: Mr. Shah?</p> <p>16 MEMBER SHAH: Here.</p> <p>17 SECRETARY MAGNANI: Councilman</p> <p>18 Zebrowski?</p> <p>19 Chairman Tighe?</p> <p>20 CHAIRMAN TIGHE: Here.</p> <p>21 SECRETARY MAGNANI: Mr. Cornell?</p> <p>22 ENGINEER CORNELL: Here.</p> <p>23 SECRETARY MAGNANI: Mr. Fowler?</p> <p>24 PLANNER FOWLER: Here.</p> <p>25 SECRETARY MAGNANI: Mr. Sordillo?</p>
<p style="text-align: right;">12</p> <p>1 application. I want to remind everybody to be</p> <p>2 respectful of each other.</p> <p>3 The hearing is being recorded and a</p> <p>4 transcript will be created. The words said here</p> <p>5 tonight will be recorded for all times.</p> <p>6 While passion can certainly run high</p> <p>7 when residents are concerned about changes in</p> <p>8 residential zones, however the changes may affect</p> <p>9 the quality of life, I do not want anybody to say</p> <p>10 anything they may regret. Additionally, the board</p> <p>11 can only allow relevant questions and comments to be</p> <p>12 part of the record.</p> <p>13 So the only thing that is going to be</p> <p>14 allowed on the record is the testimony that their</p> <p>15 professionals are going to give and ours, and then</p> <p>16 the comments by you at the end.</p> <p>17 Does everybody understand that?</p> <p>18 Mr. Sachs, the floor is yours.</p> <p>19 SECRETARY MAGNANI: Aren't we going to</p> <p>20 do a roll call?</p> <p>21 CHAIRMAN TIGHE: I'm sorry. We need</p> <p>22 -- has this applicant -- has this been advertised in</p> <p>23 accordance with the Public Meetings Act?</p> <p>24 SECRETARY MAGNANI: Yes, Chairman, it</p> <p>25 has.</p>	<p style="text-align: right;">14</p> <p>1 ATTORNEY SORDILLO: Here.</p> <p>2 SECRETARY MAGNANI: We have a quorum.</p> <p>3 CHAIRMAN TIGHE: Communications</p> <p>4 agenda?</p> <p>5 SECRETARY MAGNANI: None this evening.</p> <p>6 CHAIRMAN TIGHE: We need the minutes</p> <p>7 from -- no minutes from --</p> <p>8 SECRETARY MAGNANI: No, no minutes</p> <p>9 this evening.</p> <p>10 CHAIRMAN TIGHE: No minutes, okay.</p> <p>11 Site Plans/Subdivision.</p> <p>12 SECRETARY MAGNANI: This evening we</p> <p>13 have Masjid Sadar, Community Center/House of Worship</p> <p>14 site plan, 216 Ernston Road, Parlin. Block 444,</p> <p>15 Lots 23, 24, 25 and 28.</p> <p>16 ATTORNEY SACHS: Good evening,</p> <p>17 Mr. Chairman. Board professionals, members of the</p> <p>18 board, Lawrence Sachs on behalf of the applicant,</p> <p>19 Masjid Sadar.</p> <p>20 This property is located at Block</p> <p>21 444.04. It's Lots 23, 24, 25 and 28. It is located</p> <p>22 on the north side of Ernston Road. It is</p> <p>23 approximately 2.49 acres. It's located in your R-7</p> <p>24 zone.</p> <p>25 This is a conditional use and site plan</p>

<p style="text-align: right;">15</p> <p>1 application. It's before you as a conditional use 2 because the applicant satisfies all of the 3 conditional use requirements set forth in the 4 ordinance.</p> <p>5 Presently on this property there are 6 several structures which are proposed to be 7 demolished, and our engineer will testify to that 8 this evening, and what we're going to be proposing 9 is a three-story, 44,391 square foot house of 10 worship with associated site improvements.</p> <p>11 And again my engineer will describe 12 that in detail. There are approximately 109 parking 13 spaces proposed, 64 of which will be underground.</p> <p>14 The building itself will consist of 15 prayer halls for both men and women.</p> <p>16 There is also proposed a basketball 17 court. A small exercise area for -- separately for 18 men and women.</p> <p>19 Men and women's locker rooms. 20 Kitchens. Bathrooms. 21 Male and women's ablution rooms. And 22 my engineer will describe or the architect will 23 describe what those are.</p> <p>24 Classrooms; offices; and storage areas. 25 This obviously -- this facility will</p>	<p style="text-align: right;">17</p> <p>1 utilized on-site.</p> <p>2 So, for instance, the basketball 3 facility -- the basketball court will not be 4 utilized while there's ritual activities. The 5 classroom will not be utilized while there's ritual 6 activities, except for Sunday school. So I just 7 want to put that on the record.</p> <p>8 As well, let me just give a little bit 9 of background about the hours of operation and the 10 timing of the daily prayers.</p> <p>11 The hours of operation are proposed to 12 be from 6:00 a.m. to 8:30 p.m. There are daily 13 prayers that occur five times a day. They will 14 occur at approximately 6:00 a.m., 1:00 p.m., 15 3:30 p.m., 5:30 p.m. and 8:00 p.m. That gets 16 adjusted based on the season because it's based on 17 when the moon is rising and the sun is setting.</p> <p>18 And at those particular prayers, you 19 will hear testimony, but it's approximately 20 to 30 20 attendees at those daily prayers.</p> <p>21 The Friday prayers will occur 12:15 to 22 12:45, 1:15 to 1:45. So there are two separate 23 prayer services and generally there's between 80 and 24 120 attendees at those particular prayer services.</p> <p>25 The school activities, there is an</p>
<p style="text-align: right;">16</p> <p>1 obviously serve an existing house of worship, which 2 is presently operating out of the Madison Park 3 Firehouse in Old Bridge. It's been there for some 4 time.</p> <p>5 It was located at this site previously; 6 however, it is no longer there now. But if this 7 board acts favorably there will be a new 8 construction and the congregation will move back to 9 this facility.</p> <p>10 MEMBER OF THE PUBLIC: We can't hear 11 you.</p> <p>12 ATTORNEY SACHS: I'm sorry? 13 MEMBER OF THE PUBLIC: Speak up, we 14 can't hear you.</p> <p>15 ATTORNEY SACHS: I'll try and speak a 16 little bit louder, thank you.</p> <p>17 And, obviously, it's going to serve the 18 partitioners of the Masjid Sadar mosque.</p> <p>19 Just a couple of things I want to state 20 for the record just operationally just to clear some 21 things up here, which were contained in some of the 22 reports that we received from the staff.</p> <p>23 The ritual activities, which will occur 24 on weekdays and on Fridays, will not operate at the 25 same time that any other facilities are being</p>	<p style="text-align: right;">18</p> <p>1 after-school activity for prayer -- for prayer study 2 for the children. That occurs between 5 and 3 6:00 p.m. on Monday through Thursday. It will not 4 occur on Friday, and it will not occur on weekends. 5 And there's a Sunday school which occurs from 6 10:00 a.m. to 1:00 p.m.</p> <p>7 In terms of employees, there is minimal 8 employees at this site: There will be a clerical 9 employee, a full-time clerical employee; a 10 custodian; and an Imam, who is the ritual clergy 11 leader for the mosque.</p> <p>12 There will be no outdoor activities or 13 festivals which will occur. All of the activities 14 and functions in this mosque will occur inside. 15 There will be no call to prayer that will be emitted 16 from this particular building. So all the 17 activities will be contained within the building.</p> <p>18 Couple of other points. There is a 19 family night which occurs on the second Friday of 20 each month. The hours of that are from 7 to 8:30, 21 and generally there's 90 to 100 attendees.</p> <p>22 Weddings will occur on Saturdays. 23 Usually late afternoon, around 4:00 p.m. It would 24 generally just be family and friends. They're 25 usually not largely attended. And there is no</p>

<p>19</p> <p>1 receptions that will occur onsite. So no wedding 2 receptions on-site.</p> <p>3 Funerals. There will be occasional 4 funerals at the mosque, just like you would have at 5 any other house of worship. They will utilize a 6 prep room as part of their ritual. And generally we 7 would probably have 60 to 100 attendees; if it's a 8 well beloved person it might be 100.</p> <p>9 And lastly, for Ramadan and for Eid. 10 Ramadan, as you know, we are actually in Ramadan 11 right now, but the services would be from 7:00 p.m. 12 to 10:30 p.m. They will use a shuttle bus to bring 13 people back and forth so that the parking lot will 14 never exceed capacity for Ramadan. And again, that 15 will run on a regular basis.</p> <p>16 And we will provide some type of 17 holiday and special event planning to the board, 18 Mr. Chairman, so that it's quite clear. We'll 19 provide that at the next meeting.</p> <p>20 CHAIRMAN TIGHE: Where are they going 21 to shuttle people from?</p> <p>22 ATTORNEY SACHS: Well, presently 23 they're using the Samsel school, all right. And 24 we'll work out something with respect to that. But 25 we'll have a firm Ramadan and Eid plan in place, and</p>	<p>21</p> <p>1 questions, any professionals' questions.</p> <p>2 And we also have our architect here 3 this evening, Mr. Joseph Javier, and he will provide 4 a -- he will describe what the building will look 5 like. We have several elevations. We have floor 6 plans.</p> <p>7 So we hope to get through all of that 8 testimony this evening. I'm not sure if we will 9 based upon the slight delay in the meeting. But I 10 do appreciate the board proceeding forward.</p> <p>11 CHAIRMAN TIGHE: Thank you.</p> <p>12 ATTORNEY SACHS: I think most of the 13 people who left were probably supporters of the 14 mosque, but that's okay because they'll certainly 15 have an opportunity to be heard.</p> <p>16 So with that said, Mr. Chairman, if I 17 could just have Mr. Shameer sworn in. And he wants 18 to just make a mission statement about the...</p> <p>19 CHAIRMAN TIGHE: Sure.</p> <p>20 MEMBER ALLEGRE: Mr. Sachs, according 21 to our engineer's report, the applicant provided 22 attendee count for the different prayers. Friday 23 prayer was listed as 120 to 180 attendees.</p> <p>24 ATTORNEY SACHS: Yes.</p> <p>25 MEMBER ALLEGRE: You reported 80 to</p>
<p>20</p> <p>1 that will be in writing.</p> <p>2 CHAIRMAN TIGHE: Okay.</p> <p>3 ATTORNEY SACHS: And in terms of Eid, 4 presently they conduct it at Kennedy Park when the 5 weather is good. And when the weather is not good 6 they have the good graces of using the Sayreville 7 War Memorial High School so -- and that's been 8 ongoing for a number of years now, and that will 9 continue in the future as well. So they will not be 10 utilizing this site for Eid.</p> <p>11 So with that said, Mr. Chairman, I just 12 wanted to cover a couple of the points that were 13 contained in some of the staff reports and just get 14 those issues out of the way.</p> <p>15 I do have two witnesses this evening 16 and also Mr. Shameer, who is one of the property 17 owners of the property would like to talk about the 18 mission of the Masjid Sadar, so I'm going to turn it 19 over to him in a second.</p> <p>20 But I do have my engineer, Mr. Adnan 21 Khan, from AWZ Engineering. And he will be 22 testifying as to the engineering and layout. He 23 will go over all the engineering details and over 24 all the site improvements that are proposed; 25 certainly he will be available for any board</p>	<p>22</p> <p>1 120.</p> <p>2 ATTORNEY SACHS: Yeah, that's total. 3 That's total. The 180 is total.</p> <p>4 So usually it averages about 80 to 90 5 to 100.</p> <p>6 MEMBER ALLEGRE: But 120 to 180 was 7 reported.</p> <p>8 ATTORNEY SACHS: Yeah. No, I 9 understand that. But we're talking about total 10 attendees for the two services.</p> <p>11 MEMBER ALLEGRE: Two services. 12 And then for regular prayer it was 13 reported 30 to 60 by the applicant, you mentioned 20 14 to 40.</p> <p>15 ATTORNEY SACHS: I said about 30.</p> <p>16 MEMBER ALLEGRE: I want to know what 17 the disparity is.</p> <p>18 ATTORNEY SACHS: Really no disparity. 19 I can tell you that -- and I took it as an average 20 because I think the 6:00 a.m. service usually has 21 about five people, and maybe the evening service has 22 some more.</p> <p>23 But certainly we're going to -- we're 24 going to tie that into the traffic testimony because 25 certainly I'm sure that is what everyone wants to</p>

<p style="text-align: right;">23</p> <p>1 hear, we'll tie that into traffic testimony as well.</p> <p>2 MEMBER ALLEGRE: Could you please</p> <p>3 confirm the family nighttime, because the report has</p> <p>4 7:00 to 8:00 p.m. and you said 8:30 p.m. is the end.</p> <p>5 ATTORNEY SACHS: No, 7 to 8 -- it</p> <p>6 might be 8:30, yeah.</p> <p>7 MEMBER ALLEGRE: Okay. That's all.</p> <p>8 Thank you, Mr. Chairman.</p> <p>9 CHAIRMAN TIGHE: It's all yours.</p> <p>10 ATTORNEY SACHS: Thank you,</p> <p>11 Mr. Chairman.</p> <p>12 CHAIRMAN TIGHE: State your name and</p> <p>13 your address.</p> <p>14 SHAMEER SADAR: Shameer Sadar, 147</p> <p>15 Jackson Avenue, Parlin, New Jersey. I'm president</p> <p>16 of the --</p> <p>17 ATTORNEY SORDILLO: I have to swear</p> <p>18 you in. Will you please raise your right hand.</p> <p>19 Do you swear or affirm that your</p> <p>20 testimony tonight is going to be the truth, the</p> <p>21 whole truth and nothing but the truth?</p> <p>22 SHAMEER SADAR: Correct.</p> <p>23 ATTORNEY SORDILLO: Thank you.</p> <p>24 SHAMEER SADAR: So before I start I say</p> <p>25 salaam, peace be unto you, and good night.</p>	<p style="text-align: right;">25</p> <p>1 also provide education and social programs.</p> <p>2 Our essential prayer service include</p> <p>3 our five daily prayers, as Attorney Larry Sachs</p> <p>4 mentioned, which happen before sunrise, at midday,</p> <p>5 midafternoon, sunset and night.</p> <p>6 The Friday prayer is the most important</p> <p>7 one because that's when the congregants come up</p> <p>8 mostly. The sermon, which is split into two</p> <p>9 sermons, because of the amount of people. Also we</p> <p>10 have the Ramadan night prayers, which is happening</p> <p>11 right now at Samsel school.</p> <p>12 The Eid Al-Fitr and Eid Al-Adha are the</p> <p>13 two major holidays of the year and we keep that in</p> <p>14 JFK Park, which are both held at JFK Park. And also</p> <p>15 we do have the funeral prayers.</p> <p>16 Our education program include Sunday</p> <p>17 school. For women, Qur'an classes; men, Arabic</p> <p>18 classes; children, story time. Monthly family</p> <p>19 nights, weekly youth studies. Homework help and</p> <p>20 career development workshop.</p> <p>21 Our social programs include exchange of</p> <p>22 turkeys on Thanksgiving, holiday greeting gifts to</p> <p>23 our respected neighbors on public safety</p> <p>24 departments. Conducting health screening, breast</p> <p>25 cancer awareness sessions, hunger relief food</p>
<p style="text-align: right;">24</p> <p>1 Ladies and gentlemen, esteemed members</p> <p>2 of the planning board, I stand before you today to</p> <p>3 advocate for the approval of the proposed masjid.</p> <p>4 As we all are aware the beauty of Sayreville lies in</p> <p>5 its rich diversity and Sayreville's population of</p> <p>6 1600-plus Muslims need a masjid.</p> <p>7 It's our place of worship; a home for</p> <p>8 our minds to grow, hearts to thrive together, and</p> <p>9 souls to be nourished. It is a place to foster the</p> <p>10 beloved teaching of Islam following the tradition of</p> <p>11 our Prophet Muhammad. Peace be upon him.</p> <p>12 Islam has always been a religion that</p> <p>13 exists within a community and not in separation. It</p> <p>14 cannot exist alone because values, such as good</p> <p>15 company, encouraging goodness, thriving to spread</p> <p>16 truth and much other will not happen in isolation.</p> <p>17 For example, what we are given for praying in</p> <p>18 congregation is 70 times greater than praying alone.</p> <p>19 This project is not just a place of</p> <p>20 worship; it is a symbol of unity and community</p> <p>21 development. Our intention is to create a space</p> <p>22 that cultivates understanding, inclusivity and</p> <p>23 collaboration amongst diverse backgrounds.</p> <p>24 The mosque will not only serve as a</p> <p>25 spiritual leader of the Sayreville community, but</p>	<p style="text-align: right;">26</p> <p>1 packages, and a Sayreville Day booth where we got</p> <p>2 the opportunity to meet and greet others in our</p> <p>3 community.</p> <p>4 It was a day where we met so many</p> <p>5 friendly faces, wrote their names in Arabic, and</p> <p>6 introduced our Qur'an to many. Doing so allowed us</p> <p>7 to break down walls and stigmas and instead build</p> <p>8 bridges and bonds.</p> <p>9 We have engaged with professional</p> <p>10 architects and city planners to ensure the design</p> <p>11 aligns with local and other regulations. We are</p> <p>12 committed to addressing any concerns and being</p> <p>13 proactive in contributing positively to the</p> <p>14 surrounding environment.</p> <p>15 I urge the planning board to consider</p> <p>16 the broader impact this project will have on</p> <p>17 promoting harmony and shared value within our</p> <p>18 community.</p> <p>19 Thank you for your time and</p> <p>20 consideration. Thank you, again, very much.</p> <p>21 CHAIRMAN TIGHE: Thank you.</p> <p>22 ATTORNEY SACHS: Thank you, Shameer.</p> <p>23 Actually, before I even start,</p> <p>24 Mr. Sordillo -- and I probably should have asked you</p> <p>25 in the beginning -- I know we provided you a notice</p>

<p style="text-align: right;">27</p> <p>1 and Affidavit of Publication; we do have 2 jurisdiction for this evening? 3 ATTORNEY SORDILLO: Yes. Yes, you do. 4 ATTORNEY SACHS: Okay, thank you. 5 ATTORNEY SORDILLO: Yes, I reviewed 6 that and it is acceptable. 7 ATTORNEY SACHS: Okay, thank you. 8 All right, Mr. Chairman, I guess my 9 first witness will be Mr. Adnan Khan from AWZ 10 Engineering. 11 CHAIRMAN TIGHE: If you can bring him 12 up and have him sworn in. 13 ATTORNEY SACHS: I will. 14 CHAIRMAN TIGHE: Good evening. 15 ADNAN KHAN: Good evening. 16 ATTORNEY SORDILLO: Do you swear or 17 affirm the testimony you are about to give this 18 evening is the truth, the whole truth, and nothing 19 but the truth? 20 ADNAN KHAN: I do. 21 ATTORNEY SORDILLO: Can you please 22 just state your name for the record. 23 ADNAN KHAN: Adnan Khan, K-H-A-N. 24 From AWZ Engineering. And I'm the project engineer 25 for this project.</p>	<p style="text-align: right;">Adnan Khan, P.E. 29</p> <p>1 specific pages. 2 ATTORNEY SORDILLO: Yeah, if you're 3 going to a specific page in the plan, but if these 4 are the plans that were submitted to the board 5 already as part of the application package, then we 6 don't have to mark those individually. 7 ATTORNEY SACHS: Okay. 8 9 E X A M I N A T I O N 10 11 ATTORNEY SACHS: So, Mr. Khan, if you 12 could briefly describe the current conditions and 13 what is being proposed? 14 ADNAN KHAN: Yes. First of all, these 15 plans are the exact same plans that were submitted 16 to the board and last revised November 30th, 2023. 17 The first sheet is like basically just 18 our cover sheet, like just the location where it 19 shows the zoning, where the project is located, the 20 zone. And, again, as Mr. Sachs mentioned before 21 it's in the R-7 zone, residential. We have a tax 22 map and, of course, we have a zoning map. 23 We do comply -- this project do comply 24 with all the bulk requirements; we're not seeking 25 any bulk variances for this project. It's fully</p>
<p style="text-align: right;">28</p> <p>1 CHAIRMAN TIGHE: Can you give us your 2 credentials? 3 ADNAN KHAN: Sure. I have a 4 'bachelors' degree in civil engineering, master's 5 degree in construction management from NJIT. 6 I've testified in front of federal 7 court, superior court and over hundreds of boards 8 throughout New Jersey as an expert witness. 9 Licensed professional engineer in 10 multiple states. Doing this probably over 34, 11 35 years now. 12 MEMBER ALLEGRE: Mr. Chairman, I make 13 a motion to accept his credentials. 14 CHAIRMAN TIGHE: Do I have a second? 15 MEMBER VOLOSIN: Second. 16 CHAIRMAN TIGHE: All in favor say 17 "aye." 18 BOARD MEMBERS IN UNISON: Aye. 19 ATTORNEY SACHS: Mr. Khan, why don't 20 you go over to the easel board because I'm sure 21 you're going to refer to some of the exhibits that 22 are there. 23 And I believe -- I'm not sure we have 24 to mark this, Mr. Chairman, it's part of the 25 submission, but I will have Mr. Khan refer to any</p>	<p style="text-align: right;">Adnan Khan, P.E. 30</p> <p>1 compliant. 2 We are seeking some design waivers and 3 variances and, of course, the parking variance. And 4 as I'm going to go through my testimony I'm going to 5 highlight those items. 6 Sheet C-02 is our demolition plan or 7 Existing Conditions Plan. This sheet depicts the 8 way the site is currently in -- the current 9 condition. And there are multiple structures; two 10 of them are like single-family homes. And I believe 11 there's one existing office/apartment use on the 12 building. 13 In total there are four lots with 14 multiple structures throughout. 15 The general topography of the site is 16 like the site drains from south to west. The high 17 point is towards the rear of the property, and 18 everything drains towards either to west side or to 19 the south on Ernston Road. 20 Ernston Road, again, is a county road 21 and it's under county jurisdiction. And throughout 22 this process we have been involved with county as 23 far as submitting the site plans to them, having 24 their comments, feedback and revising and 25 Mr. Cornell was part of those meetings as well as</p>

<p>Adnan Khan, P.E.</p> <p>31</p> <p>1 far as the coordination with the county.</p> <p>2 ENGINEER CORNELL: Mr. Khan, I</p> <p>3 apologize, I think you indicated that the last</p> <p>4 revision date of the plans was November; is that</p> <p>5 what you said?</p> <p>6 THE WITNESS: November 20th, 2023.</p> <p>7 ENGINEER CORNELL: I think the plans</p> <p>8 that the board has was last revised October. So I</p> <p>9 just wanted to clarify the dates.</p> <p>10 THE WITNESS: Oh, you know what, yes,</p> <p>11 I think I've got the old ones, but I have the new</p> <p>12 ones in my car. If you guys give me five minutes I</p> <p>13 can get it, or if you can have it -- I mean, there</p> <p>14 was not much changes. I think the only changes were</p> <p>15 based on the county comments.</p> <p>16 ATTORNEY SACHS: That's correct.</p> <p>17 ADNAN KHAN: Like as far as the plan,</p> <p>18 the layout, the parking, everything is the same.</p> <p>19 ENGINEER CORNELL: We have</p> <p>20 October 25th, 2023, is the last revision that was</p> <p>21 submitted to the board.</p> <p>22 ATTORNEY SACHS: Yeah, that's what I'm</p> <p>23 seeing in your report, as well.</p> <p>24 ADNAN KHAN: Yes.</p> <p>25 ATTORNEY SACHS: But I have a feeling</p>	<p>Adnan Khan, P.E.</p> <p>33</p> <p>1 and Final site plans prepared by AWZ Engineering,</p> <p>2 last date is November 30th, 2023, as an exhibit.</p> <p>3 And just for clarification this set of</p> <p>4 plan is based on the last county comments in which</p> <p>5 the only change was, like, to provide a no right</p> <p>6 turn sign, otherwise everything else is exactly the</p> <p>7 same as in the previous.</p> <p>8</p> <p>9 (Exhibit A-1, Preliminary and Final</p> <p>10 Site Plans, prepared by AWZ Engineering,</p> <p>11 dated November 30th, 2023, is marked.)</p> <p>12</p> <p>13 MEMBER OF THE AUDIENCE: No left turn.</p> <p>14 ATTORNEY SORDILLO: It also has, sorry</p> <p>15 to interrupt, it has 23 pages in total?</p> <p>16 THE WITNESS: That is correct.</p> <p>17 MEMBER OF THE AUDIENCE: No left turn.</p> <p>18 MEMBER OF THE AUDIENCE: Make no left</p> <p>19 turn.</p> <p>20 ATTORNEY SACHS: No left turn.</p> <p>21 ADNAN KHAN: All right, so I was going</p> <p>22 over the existing site. As I mentioned, is like the</p> <p>23 idea here is we're going to demolish all the</p> <p>24 existing structures and going to propose a new</p> <p>25 masjid structure.</p>
<p>Adnan Khan, P.E.</p> <p>32</p> <p>1 there were some revisions made --</p> <p>2 ADNAN KHAN: Based on the county.</p> <p>3 ATTORNEY SACHS: -- based on the</p> <p>4 county comments --</p> <p>5 ADNAN KHAN: Based on the county, yes.</p> <p>6 ATTORNEY SACHS: -- which I can have</p> <p>7 him get into them.</p> <p>8 ATTORNEY SORDILLO: There is a revised</p> <p>9 list, just we can utilize that and mark it -- the</p> <p>10 quick answer is we can mark it as an exhibit and</p> <p>11 then we move forward.</p> <p>12 ATTORNEY SACHS: That's fine.</p> <p>13 ADNAN KHAN: Yeah, we can mark this as</p> <p>14 an exhibit, yes.</p> <p>15 ATTORNEY SACHS: A-1.</p> <p>16 ATTORNEY SORDILLO: So we'll mark the</p> <p>17 entire set of plans as A-1.</p> <p>18 And if you could just -- just I know</p> <p>19 you've kind of identified, but since we're marking</p> <p>20 an exhibit, if you could just identify it for the</p> <p>21 record so it's clear that -- you know, what we're</p> <p>22 looking at and the revisions of those plans that are</p> <p>23 now Exhibit A-1.</p> <p>24 ADNAN KHAN: Sure. Again, we are</p> <p>25 looking at the site, engineering site -- Preliminary</p>	<p>Adnan Khan, P.E.</p> <p>34</p> <p>1 And I'm going to go over the site plan</p> <p>2 as we go to that sheet.</p> <p>3 ATTORNEY SORDILLO: And, Mr. Khan, I</p> <p>4 apologize, just so we're all clear, when you do go</p> <p>5 to a sheet that was revised beyond what was</p> <p>6 submitted, if you could just identify that; any</p> <p>7 sheet that was revised to the November 30th? Just</p> <p>8 so it's very clear for the record.</p> <p>9 THE WITNESS: Sure, yes.</p> <p>10 ATTORNEY SORDILLO: I know it's a</p> <p>11 little bit of a hassle, but I would appreciate that.</p> <p>12 THE WITNESS: No, no, that's fine.</p> <p>13 So C-01 is the same, C-02 is the same</p> <p>14 and now --</p> <p>15 ATTORNEY SORDILLO: You can just do it</p> <p>16 as you go through it.</p> <p>17 THE WITNESS: That's fine.</p> <p>18 Sheet C-03 is site development plan,</p> <p>19 but this is just like a basement but, again, it</p> <p>20 shows the first floor improvements also.</p> <p>21 So I'm going to use this sheet as an</p> <p>22 overall site plan, what the client is proposing here</p> <p>23 or the applicant is proposing.</p> <p>24 So, as I mentioned Ernston Road is a</p> <p>25 county road, and it's situated to the south of the</p>

<p>Adnan Khan, P.E.</p> <p>35</p> <p>1 properties on the lots. So what we are proposing is</p> <p>2 44,000 total floor area between the multiple floors.</p> <p>3 And, of course, our architect is going</p> <p>4 to go in detail as far as the distribution and the</p> <p>5 program of the building.</p> <p>6 Parking, I believe the parking was one</p> <p>7 of the major issues, so what we did is like for the</p> <p>8 basement plan we are proposing are as you enter --</p> <p>9 first of all, these two driveways are full-access</p> <p>10 driveways. You can come in through the driveways,</p> <p>11 or you can leave from those driveways and again, as</p> <p>12 I mentioned and the county made us some revisions</p> <p>13 and I'm going to mention as we go along on that</p> <p>14 sheet.</p> <p>15 However, so if you enter from Ernston</p> <p>16 Road you have a ramp towards the east of the parking</p> <p>17 area that goes down into the basement level where we</p> <p>18 are proposing 64 parking spaces.</p> <p>19 Out of those 64 it's a combination of</p> <p>20 handicap as well as regular parking spaces. And</p> <p>21 handicap spaces are van accessible, as required by</p> <p>22 the ADA regulations. So it's fully compliant</p> <p>23 parking as far as the ADA.</p> <p>24 So the ramp takes you into the basement</p> <p>25 level where you can park. And again, it's a full</p>	<p>Adnan Khan, P.E.</p> <p>37</p> <p>1 THE WITNESS: Sorry, yes. The surface</p> <p>2 parking at the ground level.</p> <p>3 ATTORNEY SACHS: Right, okay.</p> <p>4 THE WITNESS: The circulation is the</p> <p>5 same. Again, those two driveways will be</p> <p>6 incorporated as far as coming into the property.</p> <p>7 And circulating, finding a space and leaving either</p> <p>8 through the eastern driveway or the western</p> <p>9 driveway.</p> <p>10 Now this is the sheet that we made the</p> <p>11 change from the original. And it's been, I believe,</p> <p>12 in a revision column it's Revision Number 4, dated</p> <p>13 11/29/23 based on the county comment.</p> <p>14 And again, as I mentioned, throughout</p> <p>15 this process we have been involved with the county</p> <p>16 in every aspect as far as the traffic count, the</p> <p>17 traffic circulation, the site designing, distance</p> <p>18 between the driveways, the orientation of the</p> <p>19 driveways, how far the driveways should be from the</p> <p>20 property; where the landscaping should be.</p> <p>21 So there was a very detailed</p> <p>22 coordination between the county and the design team,</p> <p>23 went through this whole process. And this is the</p> <p>24 final layout that the county approved with a</p> <p>25 condition and that's the condition that we made, we</p>
<p>Adnan Khan, P.E.</p> <p>36</p> <p>1 circulation; the cars can circulate freely all</p> <p>2 around the basement area. And then they have an</p> <p>3 exit coming out of the same ramp and they can take</p> <p>4 any of the driveways, either the one to the east or</p> <p>5 the one to the west, to exit the site.</p> <p>6 Sheet C-04 is the site plan for the</p> <p>7 first floor. Now on this sheet you will see like --</p> <p>8 you don't see the parking in the basement because</p> <p>9 that's the reason we separate that out.</p> <p>10 This shows the first floor utilization</p> <p>11 of the building where we have basketball court and</p> <p>12 some other -- and I'm going to leave it to the</p> <p>13 architect to go over those details.</p> <p>14 But the first floor we are proposing 45</p> <p>15 parking spaces on the ground level. So if you</p> <p>16 recall we have 64 parking spaces in the basement</p> <p>17 through the ramp, and now the first floor is the</p> <p>18 ground parking, 45 parking spaces at the ground</p> <p>19 level.</p> <p>20 The idea --</p> <p>21 ATTORNEY SACHS: Adnan, when you say</p> <p>22 "first floor" we're talking about surface parking?</p> <p>23 THE WITNESS: Surface.</p> <p>24 ATTORNEY SACHS: Okay. Not on the</p> <p>25 first floor, but on the surface?</p>	<p>Adnan Khan, P.E.</p> <p>38</p> <p>1 changed on this plan is they don't want a full</p> <p>2 access left turn or right turn from the western</p> <p>3 driveway; they wanted to make it right only turn</p> <p>4 from the western driveway going out to Ernston Road.</p> <p>5 So, in other words, the cars won't be able to make a</p> <p>6 left on Ernston.</p> <p>7 So that was the only change. And then</p> <p>8 this sheet shows the addition of that sign, no left</p> <p>9 turn added to this sheet. So that was the only</p> <p>10 change we did.</p> <p>11 And, again, we did get a preliminary</p> <p>12 approval from the county for this project. We are</p> <p>13 -- again, there are some comments that we need to</p> <p>14 address. Some of them are comments that we need to</p> <p>15 do as part of the resolution compliance, and then</p> <p>16 the county will issue. But we have a preliminary</p> <p>17 approval from the county for this project to build</p> <p>18 this project, based on the configuration as shown.</p> <p>19 Sheet C-05 grading plan. Again, it's a</p> <p>20 basement plan, but it also shows grading on the</p> <p>21 ground level as well. So again, the idea here is we</p> <p>22 are trying to keep the same grading -- the same</p> <p>23 drainage pattern as the site currently exists, like</p> <p>24 everything flowing towards Ernston Road and to the</p> <p>25 western property line. However, currently there is</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">39</p> <p>1 no stormwater management at the site from any of 2 these lots, so any water that runs off from the site 3 it just runs off, either surface runoff towards 4 Ernston Road draining system, or towards the 5 existing properties to the west.</p> <p>6 So again one of the sheets when I'm 7 going to go, where I'm going to show like for this 8 project, this project is classified as a major 9 development as per the NJDEP requirements. And as 10 most of you know like just last year there were -- 11 the rules and regulations were updated for major 12 developments, and they were made much more stringent 13 as far as what we can do, like green infrastructure, 14 quantity reductions and all that stuff. So we are 15 complying with that.</p> <p>16 Again, there are some questions that we 17 are working with CME on those things, those 18 stormwater comments, but in the most -- those are 19 minor housekeeping comments that I think we can 20 easily -- I mean easily resolve as far as -- accept 21 those conditions as a condition of approval and 22 agree to comply with those requirements.</p> <p>23 However, drainage, as I mentioned, is 24 pretty much the same pattern, everything we 25 incorporated above-ground detention as well as</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">41</p> <p>1 underneath the pavement, we will be reducing -- not 2 only reducing the detention, we are also promoting 3 -- and again this is one of the comments that CME 4 has that above-ground detention is not considered 5 green infrastructure, however, I just defer a little 6 bit, it is like -- it is as part of the BMP manual 7 above-ground and underground infiltration systems 8 are part of a green infrastructure. And again, 9 that's something we can always talk about it once we 10 -- if this project gets the approval, and it is the 11 resolution compliance plans.</p> <p>12 However, and then again there is a 13 filtration system that is also a requirement that 14 any water that is from automobile surfaces has to be 15 cleaned first before it hits the infiltration 16 system. So we are proposing an infiltration system, 17 as well, so the way the proposed inlets and the 18 collection points throughout the site, all this 19 water first comes to a filtration system. From 20 there it passes through into the infiltration system 21 before it gets infiltrated into the ground.</p> <p>22 One other comment in the CME report 23 about the soil investigation. We did perform the 24 soil investigation, and in the last stormwater 25 report it was made part as an appendix.</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">40</p> <p>1 underground detention, and I'm going to explain that 2 once I'm going to go to the grading.</p> <p>3 Again you will see a lot of these 4 circles. These are the trees, proposed landscaping 5 that we are proposing along the perimeter of the 6 site. I believe, and I'm going to -- I have the 7 number and I'm going to go over the numbers how many 8 we are proposing. But the idea is we are scheduling 9 all these landscaping, which consists of deciduous 10 as well as evergreen trees throughout the property 11 along the perimeter. And the idea there is to 12 buffer the building, the parking area, as well as 13 provide some green infrastructure and greenery to 14 the project.</p> <p>15 Sheet C-07 again this is our utility 16 plan. It says "basement," but the first floor also 17 shows the detention basin. So looking at the 18 detention basin, as I mentioned it's a combination 19 of underground infiltration system and above-ground 20 detention system.</p> <p>21 This system, I mean as this is a major 22 project so by DEP requirements we have to reduce the 23 runoffs for 2-year, 10-year and 100-year storm, 24 which, we are, based on the volume that we are 25 proposing for the piped system, that will be</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">42</p> <p>1 However, just to let the board know 2 like the soils at the site, we did a pretty 3 comprehensive soil investigation at the site. The 4 soils at the site what we call is like K3, K4-type 5 soils which are good, permeable soils, which can 6 facilitate the infiltration that is required for 7 this BMP or for this stormwater system to work 8 efficiently. So most of the soils are like K3 and 9 K4-type soils.</p> <p>10 Then a few sheets, CO-9 and C0-10 is 11 our traffic circulation. And again, this was one of 12 the county's comment. They want us to run the 13 circulation for fire trucks, garbage trucks, 14 passenger cars, or any box trucks. So we assured 15 them the circulation plan, like, for a fire truck, 16 how the fire truck can access freely all around the 17 building and the parking area.</p> <p>18 The garbage trucks, same thing, like 19 how we can circulate around the site. And the same 20 thing for passenger cars as well as the box trucks.</p> <p>21 Landscape plan. We are proposing, I'm 22 just going to read the numbers, approximately 37 23 shade trees, 52 evergreen trees, and 482 shrubs, 24 which is a lot as part of the landscaping plan that 25 we are presenting here.</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">43</p> <p>1 Again, the trees are along the</p> <p>2 perimeter of the property, as I mentioned it's like</p> <p>3 to enhance the buffer, as well as to create a</p> <p>4 division line between the building and the parking</p> <p>5 area from the adjacent properties. And again, the</p> <p>6 shrubbery is all around like to, of course, to</p> <p>7 increase the aesthetics of the overall site and the</p> <p>8 building.</p> <p>9 ATTORNEY SACHS: Mr. Khan, before you</p> <p>10 leave landscaping, there is a buffer that is</p> <p>11 required in this zone. And what is that buffer?</p> <p>12 THE WITNESS: 50-foot.</p> <p>13 ATTORNEY SACHS: All right. And we</p> <p>14 are complying with that?</p> <p>15 THE WITNESS: We are complying with</p> <p>16 that, yes.</p> <p>17 ATTORNEY SACHS: All right. So on</p> <p>18 that plan you're showing a buffer from the rear</p> <p>19 property line to the nearest point of any building,</p> <p>20 which is 50 feet?</p> <p>21 THE WITNESS: That is correct.</p> <p>22 ATTORNEY SACHS: Okay, thank you.</p> <p>23 THE WITNESS: Then we have the lighting</p> <p>24 plan. Again, this is basement lighting plan. And</p> <p>25 the light fixtures that we pick up are like low --</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">45</p> <p>1 adjacent property with any spillage. So basically</p> <p>2 the way it's been designed, it's like zero spillage</p> <p>3 only shining on the property. And again, downward</p> <p>4 throw and full cut-off light fixtures.</p> <p>5 ATTORNEY SACHS: And in terms of</p> <p>6 lighting, Mr. Khan, when the facility closes for the</p> <p>7 evening, the lights are going to go out?</p> <p>8 THE WITNESS: Except for safety and</p> <p>9 security lights, yes.</p> <p>10 ATTORNEY SACHS: Security lighting</p> <p>11 which may be by motion detector or some form of --</p> <p>12 THE WITNESS: That's correct.</p> <p>13 ATTORNEY SACHS: And in terms of light</p> <p>14 spillage, just to clarify again, we're complying</p> <p>15 with the ordinance requirement of no light spillage</p> <p>16 past the property line; is that correct?</p> <p>17 THE WITNESS: That is correct, yes.</p> <p>18 ATTORNEY SACHS: Okay.</p> <p>19 And then I just printed out this Sheet</p> <p>20 C-16. And the reason is that we are proposing a</p> <p>21 monument sign. There is a variance involved with</p> <p>22 this one monument sign. It's not the area or the</p> <p>23 size; it's the location of where this monument sign</p> <p>24 will be on the property.</p> <p>25 According to the code the monument sign</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">44</p> <p>1 they're all LED light fixtures, not very warm</p> <p>2 colored, soft colored. So very soft colors, like</p> <p>3 probably 3000K, their intensity. But, again, in the</p> <p>4 basement area we have the light fixtures, all</p> <p>5 ceiling-mounted light fixtures. And they have</p> <p>6 enough illumination that provides safe -- safe and</p> <p>7 secure circulation for the patrons in the basement</p> <p>8 area.</p> <p>9 Similarly, Sheet C-13 shows the</p> <p>10 lighting on the ground level or the surface parking</p> <p>11 area. It's a combination of light fixtures on the</p> <p>12 building, accent light fixtures, decorative light</p> <p>13 fixtures, and downward throw light poles along the</p> <p>14 perimeter of the parking area.</p> <p>15 Again, all these light fixtures they're</p> <p>16 all downward throw, fully shielded. So it's not</p> <p>17 something that can glow and -- I mean annoying</p> <p>18 fixtures that can bug the neighbors or anything.</p> <p>19 Everything is downward and fully shielded and they</p> <p>20 are LED fixtures.</p> <p>21 And the way the intensities are shown</p> <p>22 on the plans and the way we designed it, by the time</p> <p>23 these light fixtures' intensities reaches to the</p> <p>24 property line they're almost zero. So it's not</p> <p>25 something that we are basically encroaching into an</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">46</p> <p>1 has to be 50 percent of the front yard, which is</p> <p>2 50-foot front yard. So it has to be 25 feet from</p> <p>3 the right-of-way line, however, we are proposing 12</p> <p>4 and a half feet because the way Ernston Road in that</p> <p>5 area is like the visibility, just because of the</p> <p>6 visibility so that the people driving on Ernston</p> <p>7 Road can see the sign and see the masjid. So that's</p> <p>8 the variance associated with the sign.</p> <p>9 However, we are complying with the</p> <p>10 height, we are complying with the sign square</p> <p>11 footage. Everything is in conformance with the</p> <p>12 zoning requirements.</p> <p>13 I think that's pretty much my direct.</p> <p>14 I can take any questions.</p> <p>15 ATTORNEY SACHS: Let me just, before</p> <p>16 we take any questions from the board, let me just go</p> <p>17 over a few more things.</p> <p>18 What about deliveries on-site; what</p> <p>19 types of trucks will be needed for deliveries here?</p> <p>20 And is there a loading area? If you can testify to</p> <p>21 that.</p> <p>22 THE WITNESS: Yes, my understanding</p> <p>23 here is like the maximum size trucks that we</p> <p>24 anticipate at the site is like box trucks,</p> <p>25 deliveries or delivery vans.</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">47</p> <p>1 ATTORNEY SACHS: Okay.</p> <p>2 THE WITNESS: Besides that it's all</p> <p>3 passenger cars. And again my understanding is it's</p> <p>4 like FedEx and UPS types of trucks.</p> <p>5 ATTORNEY SACHS: Okay. And as a</p> <p>6 result of that do we need a loading area?</p> <p>7 THE WITNESS: We do. Per the</p> <p>8 requirement, per the code, we do need three loading</p> <p>9 areas. However, we are not proposing because those</p> <p>10 trucks can easily fit into any of the parking space.</p> <p>11 Or if need to be, like most of the time when they're</p> <p>12 coming, one thing you have to understand the peak --</p> <p>13 the busiest time at this masjid will be Friday</p> <p>14 afternoon or Ramadan evening, or Sunday may be a</p> <p>15 little bit. Otherwise, you're not talking about</p> <p>16 people coming in and out.</p> <p>17 So even the parking, the way we</p> <p>18 designed the parking, everything is directed towards</p> <p>19 that one event, Friday afternoon prayers. Because</p> <p>20 that's the peak generator of the parking. Besides</p> <p>21 that you will find probably five, ten, fifteen cars</p> <p>22 maximum at any given time.</p> <p>23 So there's a lot of -- plenty of</p> <p>24 parking available throughout the site.</p> <p>25 ATTORNEY SACHS: All right. And so</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">49</p> <p>1 the water service will occur, and how sanitary sewer</p> <p>2 service.</p> <p>3 And I'm assuming we have all available</p> <p>4 utilities; if you could at least touch on water and</p> <p>5 sewer?</p> <p>6 THE WITNESS: Sure. All utilities</p> <p>7 will be brand new utilities because of size of the</p> <p>8 building and the use.</p> <p>9 New water, new -- I believe this</p> <p>10 building is fire sprinklered, but I will leave it to</p> <p>11 the architect to confirm that. But we have a fire</p> <p>12 service line, we have water line, we will have</p> <p>13 sanitary line. Of course, gas, electric, everything</p> <p>14 already, lights.</p> <p>15 ATTORNEY SACHS: Okay.</p> <p>16 All right, let me just go over -- Jay,</p> <p>17 I'm not going to go over your report but I just want</p> <p>18 to go over a couple maybe perhaps waivers we're</p> <p>19 seeking as well.</p> <p>20 Mr. Khan, do you have a copy of the</p> <p>21 report from Mr. Cornell?</p> <p>22 THE WITNESS: Yes.</p> <p>23 ATTORNEY SACHS: All right. Again, I</p> <p>24 don't want to go over all of it; we'll do that at</p> <p>25 the appropriate time.</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">48</p> <p>1 based upon the fact that the only deliveries which</p> <p>2 would occur on-site would occur from passenger</p> <p>3 vehicles, a box truck or a FedEx or an Amazon van;</p> <p>4 you're asking for a waiver of the requirement for a</p> <p>5 loading area; is that correct?</p> <p>6 THE WITNESS: That is correct, yes.</p> <p>7 ATTORNEY SACHS: Okay. Talk about</p> <p>8 refuse; how are we going to handle refuse and</p> <p>9 recycling?</p> <p>10 THE WITNESS: I'm going to go back to</p> <p>11 our sheet C-04. We do, as you come in from the</p> <p>12 eastern driveway from Ernston Road, just before the</p> <p>13 bank we are proposing a solid waste and recycling</p> <p>14 area where we have vents for both trash as well as</p> <p>15 recycle -- recyclables. So the idea there, and I</p> <p>16 think it's one of the circulation plans where we</p> <p>17 show the circulation for the garbage truck; the</p> <p>18 garbage truck can easily come in here, they can pull</p> <p>19 up the bin, load/unload, and then they have a lot of</p> <p>20 choices to leave the site.</p> <p>21 So it's a very direct approach of</p> <p>22 picking up and leaving the site for garage or</p> <p>23 recyclables.</p> <p>24 ATTORNEY SACHS: I know we didn't</p> <p>25 really talk about utilities. Can you talk about how</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">50</p> <p>1 THE WITNESS: I think there are a</p> <p>2 couple of things that I highlighted, if you want?</p> <p>3 ATTORNEY SACHS: Yeah, let me just go</p> <p>4 through them; if there's something I missed you can</p> <p>5 tell me.</p> <p>6 I think in terms of the sanitary sewer,</p> <p>7 low calculations those were actually on the plans;</p> <p>8 is that correct?</p> <p>9 THE WITNESS: Yes, for the building.</p> <p>10 However, there is a comment that Mr. Cornell wants</p> <p>11 us to break down based on the use, the total math.</p> <p>12 Which again you will hear the</p> <p>13 testimony that the way the building is structured</p> <p>14 like not all -- it's not going to have multiple</p> <p>15 users at any given time; it's going to be one</p> <p>16 primary use is the religious services, the prayers.</p> <p>17 So when that is happening, nothing else happens,</p> <p>18 everything is pretty much like shut down so -- but I</p> <p>19 think the comment is to break down the use, per the</p> <p>20 uses, the sanitary.</p> <p>21 So that's something we can show them.</p> <p>22 That's not a problem.</p> <p>23 ATTORNEY SACHS: Okay. And how about</p> <p>24 the water?</p> <p>25 THE WITNESS: The same thing, yes, we</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">51</p> <p>1 can do that too.</p> <p>2 ATTORNEY SACHS: Okay. And in terms</p> <p>3 of the storm sewer system, I think you already made</p> <p>4 a comment about the fact that it is a -- you believe</p> <p>5 it is a certified green infrastructure, the Kraken</p> <p>6 Filter?</p> <p>7 THE WITNESS: The Kraken Filter plus</p> <p>8 the infiltration. That's something -- those are</p> <p>9 like minor housekeeping comments that we can work</p> <p>10 with Mr. Cornell's office. And I don't see any</p> <p>11 issues as far as resolving any of those comments.</p> <p>12 ATTORNEY SACHS: Okay.</p> <p>13 I'm going to go over to Landscaping and</p> <p>14 Lighting. Certainly if there is additional</p> <p>15 landscaping required we can accommodate that?</p> <p>16 THE WITNESS: Absolutely.</p> <p>17 ATTORNEY SACHS: Okay. In terms of</p> <p>18 waivers --</p> <p>19 THE WITNESS: Just before we jump to</p> <p>20 the next, like for parking, lot improvement, Item F,</p> <p>21 and Number 3. I believe there's a recommendation to</p> <p>22 have a sidewalk connecting the building to Ernston</p> <p>23 Road.</p> <p>24 I believe that was at some point my</p> <p>25 understanding was discussed with the county and they</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">53</p> <p>1 THE WITNESS: Because parking in the</p> <p>2 front yard is not permitted.</p> <p>3 ATTORNEY SACHS: Oh, I understand that</p> <p>4 but in terms of the layout that you have, we need to</p> <p>5 provide, obviously, sufficient parking.</p> <p>6 THE WITNESS: Correct.</p> <p>7 ATTORNEY SACHS: Is that going to pose</p> <p>8 any sight triangle issues by having the parking in</p> <p>9 the front yard anywhere?</p> <p>10 THE WITNESS: No. We made sure it's</p> <p>11 not. And I think there was also one comment from</p> <p>12 the county while we were designing it, they want us</p> <p>13 to push the parking a little bit more to the north</p> <p>14 or inside that.</p> <p>15 Because originally when we had it, like</p> <p>16 we had the parking closer to Ernston Road so the</p> <p>17 county made us push this at least 25 feet from the</p> <p>18 property line and that is what the plan refers to.</p> <p>19 ATTORNEY SACHS: Okay. What about the</p> <p>20 -- we're asking for a waiver of sidewalks in the --</p> <p>21 along access driveways and aisles.</p> <p>22 Can you comment upon the safety</p> <p>23 features that are incorporated into this plan with</p> <p>24 respect to the pedestrian safety in the parking lot.</p> <p>25 THE WITNESS: Again, there are</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">52</p> <p>1 don't want; they don't want people to encourage</p> <p>2 people walking along Ernston Road.</p> <p>3 So that was one of the reasons that I</p> <p>4 think CME's comment is to connect somehow the</p> <p>5 building with the sidewalk, but they don't want the</p> <p>6 people -- they want to discourage people from</p> <p>7 walking because it's a very busy road so.</p> <p>8 But again, if the town wants and the</p> <p>9 county accepts it, we don't -- the applicant has no</p> <p>10 issue with providing one.</p> <p>11 ATTORNEY SACHS: We can provide that,</p> <p>12 certainly, if that's one of the conditions.</p> <p>13 Let's talk about parking lot</p> <p>14 improvements because I know --</p> <p>15 MEMBER OF THE PUBLIC: We can't hear</p> <p>16 you.</p> <p>17 ATTORNEY SACHS: We'll talk about</p> <p>18 parking lot improvements because there was a couple</p> <p>19 of issues raised by Mr. Cornell as to whether or not</p> <p>20 we're seeking a waiver.</p> <p>21 One of them is a restriction on on-site</p> <p>22 parking in the front yard setback. If you can just</p> <p>23 comment on that; we're seeking a waiver of that?</p> <p>24 THE WITNESS: That is correct, yes.</p> <p>25 ATTORNEY SACHS: And why is that?</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">54</p> <p>1 requirements for sidewalks and islands between the</p> <p>2 parking. As I mentioned the busiest time and again</p> <p>3 our traffic engineer is going to get into more</p> <p>4 detail about the parking, the busiest time is</p> <p>5 Friday, Friday afternoon prayers.</p> <p>6 So usually, it is my understanding,</p> <p>7 that the applicant has monitors during those</p> <p>8 services to direct the traffic. So I believe that's</p> <p>9 why I think that the waiver that we are seeking is</p> <p>10 because the monitors will help people who are going</p> <p>11 to be parking in the spaces, to guide them to safely</p> <p>12 travel from the parking to the building.</p> <p>13 ATTORNEY SACHS: All right. And we</p> <p>14 have two services; is that correct?</p> <p>15 THE WITNESS: That is correct, yes.</p> <p>16 ATTORNEY SACHS: And our traffic</p> <p>17 engineer can address that at the next meeting.</p> <p>18 THE WITNESS: That is correct.</p> <p>19 ATTORNEY SACHS: Another waiver</p> <p>20 request is -- well, we actually have head-to-head</p> <p>21 parking spaces; is that correct?</p> <p>22 THE WITNESS: That is correct.</p> <p>23 ATTORNEY SACHS: All right. And,</p> <p>24 again, traffic engineer can address that?</p> <p>25 THE WITNESS: That is correct, yes.</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">55</p> <p>1 ATTORNEY SACHS: And I think we spoke</p> <p>2 about a waiver for the loading space based on your</p> <p>3 testimony that deliveries are by box truck,</p> <p>4 passenger vehicle; you don't feel the need for a</p> <p>5 designated loading area?</p> <p>6 THE WITNESS: No.</p> <p>7 ATTORNEY SACHS: All right. Let's</p> <p>8 talk about -- if you could turn to Page 6 of 9 in</p> <p>9 Mr. Cornell's report, Paragraph 6. We're asking for</p> <p>10 a waiver regarding the deceleration lane.</p> <p>11 If you can just briefly go into that</p> <p>12 real quickly.</p> <p>13 THE WITNESS: Yeah, I believe that's a</p> <p>14 requirement. But, however, that was also discussed</p> <p>15 with the county, and the county doesn't want any</p> <p>16 deceleration.</p> <p>17 They looked at it very carefully, the</p> <p>18 comment from the town itself, but they decided not</p> <p>19 to provide any, and so that's why we're not</p> <p>20 proposing any.</p> <p>21 ATTORNEY SACHS: Okay.</p> <p>22 All right, traffic. I'm going to</p> <p>23 reserve for the traffic engineer. Okay, I'm not</p> <p>24 going to go into traffic this evening, so we'll</p> <p>25 reserve that.</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">57</p> <p>1 study done, what times the studies were done.</p> <p>2 It will be all be online; you can look</p> <p>3 at them. Until we're all on apples and apples, we</p> <p>4 can't do that.</p> <p>5 ATTORNEY SACHS: Mr. Chairman, just if</p> <p>6 I could --</p> <p>7 CHAIRMAN TIGHE: Mr. Sachs has the</p> <p>8 floor.</p> <p>9 ATTORNEY SACHS: If I could just</p> <p>10 address it. We have provided a traffic study --</p> <p>11 MEMBER OF THE AUDIENCE: We're waiting</p> <p>12 two and a half hours to talk about the traffic.</p> <p>13 CHAIRMAN TIGHE: Hey, hey, yo. You</p> <p>14 want the floor, you have to stand up and I have to</p> <p>15 give it to you; we're not going do have people</p> <p>16 shouting over each.</p> <p>17 Mr. Sachs, you have the floor.</p> <p>18 ATTORNEY SACHS: Thank you. Traffic</p> <p>19 study was provided.</p> <p>20 In fact, we also did another traffic</p> <p>21 study probably in the beginning of March as well.</p> <p>22 I believe the traffic study that your</p> <p>23 chairman is referring to is a traffic study; an</p> <p>24 analysis that your board wanted to have of our</p> <p>25 particular traffic.</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">56</p> <p>1 So, Mr. Khan, basically the waivers</p> <p>2 that we're seeking are the waivers --</p> <p>3 MEMBER OF THE AUDIENCE: That's the</p> <p>4 main thing.</p> <p>5 MEMBER OF THE AUDIENCE: That's the</p> <p>6 main thing.</p> <p>7 MEMBER OF THE AUDIENCE: That's</p> <p>8 exactly.</p> <p>9 MEMBER OF THE AUDIENCE: That's why</p> <p>10 we're here; this is why we are here, about the</p> <p>11 traffic.</p> <p>12 MEMBER OF THE AUDIENCE: And I could</p> <p>13 have sworn I see more than 20 --</p> <p>14 MEMBER OF THE AUDIENCE: We came to</p> <p>15 talk about the traffic; that's why we're here.</p> <p>16 CHAIRMAN TIGHE: We spoke before.</p> <p>17 We're not speaking about the traffic tonight because</p> <p>18 we asked for another study, we got the study. We</p> <p>19 have to review it before we can act on it.</p> <p>20 So if you're here to talk about</p> <p>21 parking, it's not happening tonight.</p> <p>22 UNIDENTIFIED SPEAKER: When did they</p> <p>23 actually do the studies?</p> <p>24 CHAIRMAN TIGHE: That will all come</p> <p>25 out, the date of the study, the date that we had the</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">58</p> <p>1 CHAIRMAN TIGHE: So we can look at the</p> <p>2 two of them.</p> <p>3 ATTORNEY SACHS: And that's why we're</p> <p>4 not covering the traffic tonight.</p> <p>5 MEMBER OF THE AUDIENCE: Because we</p> <p>6 don't have it.</p> <p>7 CHAIRMAN TIGHE: Hang on.</p> <p>8 Go ahead.</p> <p>9 ATTORNEY SACHS: I just wanted to</p> <p>10 clarify; we have provided two traffic studies and</p> <p>11 we're just waiting obviously for the board to review</p> <p>12 a traffic study by its independent traffic engineer.</p> <p>13 CHAIRMAN TIGHE: We're going to see</p> <p>14 the difference between the two reports and you will</p> <p>15 be able to see the difference, all right.</p> <p>16 ATTORNEY SACHS: Thank you,</p> <p>17 Mr. Chairman. I just wanted to clarify that point.</p> <p>18 CHAIRMAN TIGHE: Okay. Anything else?</p> <p>19 THE WITNESS: No, that's it.</p> <p>20 ATTORNEY SACHS: Okay.</p> <p>21 CHAIRMAN TIGHE: Hang on. Before you</p> <p>22 go, the board gets a chance.</p> <p>23 Any questions to the engineer from the</p> <p>24 board?</p> <p>25 Anybody have any questions of the</p>

<p>Adnan Khan, P.E.</p> <p>59</p> <p>1 engineer?</p> <p>2 ENGINEER CORNELL: Just some things</p> <p>3 that are minor, but I believe Mr. Sachs is going to</p> <p>4 discuss those in the future, so we'll hold off</p> <p>5 comments at this time.</p> <p>6 CHAIRMAN TIGHE: Go ahead, sir.</p> <p>7 VICE-CHAIRMAN MULLER: Mr. Khan, in</p> <p>8 terms of the classrooms that are being proposed can</p> <p>9 you speak on the usage, how many students, what time</p> <p>10 the classes are going to be?</p> <p>11 ATTORNEY SACHS: Yeah, I think,</p> <p>12 Mr. Muller, I may have mentioned that in the</p> <p>13 beginning. The classrooms will be utilized after</p> <p>14 school, so from 5 to 6:00 p.m. roughly. And that</p> <p>15 will just be for prayer study, just like any other</p> <p>16 religious institution has.</p> <p>17 We don't anticipate, I mean, we wish we</p> <p>18 had more children involved, but, unfortunately, it's</p> <p>19 maybe 15 or 20 in a classroom.</p> <p>20 Also, on Sunday mornings they have a</p> <p>21 Sunday school, that is from 10 to 1. And, again,</p> <p>22 it's probably the same type of attendance.</p> <p>23 VICE-CHAIRMAN MULLER: And how about</p> <p>24 the basketball courtyards, are they going to be open</p> <p>25 generally except for prayer time?</p>	<p>Adnan Khan, P.E.</p> <p>61</p> <p>1 occurring they potentially could be utilized.</p> <p>2 MEMBER OF THE AUDIENCE: How big is the</p> <p>3 gym?</p> <p>4 MEMBER ALLEGRE: Mr. Chairman, if I</p> <p>5 may.</p> <p>6 CHAIRMAN TIGHE: Go ahead.</p> <p>7 MEMBER ALLEGRE: This is a question for</p> <p>8 both Mr. Khan and Mr. Cornell.</p> <p>9 When calculating sanitary sewer needs,</p> <p>10 distribution -- water distribution needs, fire flow</p> <p>11 for the building, parking area, does the building</p> <p>12 code allow for scheduled times of uses, or is it the</p> <p>13 capacity of the building?</p> <p>14 THE WITNESS: Do you want to go?</p> <p>15 ENGINEER CORNELL: I think you have a</p> <p>16 number of different questions. Sanitary sewer is</p> <p>17 based upon the occupancy -- the potential occupancy</p> <p>18 of the building, which would be everything. So it</p> <p>19 could be everything combined.</p> <p>20 MEMBER ALLEGRE: No schedule -- the</p> <p>21 schedule would not matter, it's full capacity.</p> <p>22 ENGINEER CORNELL: Correct, which is</p> <p>23 why we asked for additional information concerning</p> <p>24 the design or point that was submitted.</p> <p>25 MEMBER ALLEGRE: So as an example, as</p>
<p>Adnan Khan, P.E.</p> <p>60</p> <p>1 ATTORNEY SACHS: Yeah, I'll comment on</p> <p>2 that too, Mr. Muller.</p> <p>3 Basketball courts are only open for use</p> <p>4 by the mosque; they're not open to the general</p> <p>5 public. They will, obviously, monitor that.</p> <p>6 They'll presumably utilize them in hours when the</p> <p>7 ritual activities are not occurring.</p> <p>8 So, certainly, they're not going to be</p> <p>9 on Friday afternoons, potentially it could be -- it</p> <p>10 probably wouldn't be Friday night either because</p> <p>11 they have a family -- they have a Friday night</p> <p>12 family service, but I would imagine it would</p> <p>13 probably be used on the weekends, and it may be used</p> <p>14 over the summer.</p> <p>15 But again, it's only open to the</p> <p>16 mosque; it's not open to the general public.</p> <p>17 VICE-CHAIRMAN MULLER: So open to the</p> <p>18 mosque, but not open during prayer time?</p> <p>19 ATTORNEY SACHS: Correct. In fact,</p> <p>20 none of the activities -- and when the architect</p> <p>21 will testify we'll describe the layout, but the</p> <p>22 classrooms, the gymnasium, the locker room, I think</p> <p>23 there's a small exercise area, none of that will be</p> <p>24 utilized when there's ritual activities occurring.</p> <p>25 So when ritual activities are not</p>	<p>Adnan Khan, P.E.</p> <p>62</p> <p>1 a question, the information you read earlier in your</p> <p>2 opening statement, the quantity of people, let's</p> <p>3 say, 40 people for prayer, but the prayer room holds</p> <p>4 500, so we're basing the calculations on 500, not</p> <p>5 40?</p> <p>6 ENGINEER CORNELL: Correct.</p> <p>7 MEMBER ALLEGRE: Same thing goes for</p> <p>8 the other systems?</p> <p>9 ENGINEER CORNELL: Correct.</p> <p>10 ENGINEER CORNELL: Water calculations</p> <p>11 are based upon the required fire flows which are a</p> <p>12 function of the building construction, the formulas</p> <p>13 that they have to go through and do to confirm that</p> <p>14 they meet the fire code requirements that are</p> <p>15 required based upon the code. Same thing, not based</p> <p>16 upon number of people, based upon construction --</p> <p>17 MEMBER ALLEGRE: But I'm asking more</p> <p>18 safety purposes; are we designing the systems based</p> <p>19 on a schedule rather than capacity?</p> <p>20 THE WITNESS: It's the capacity,</p> <p>21 maximum capacity.</p> <p>22 MEMBER ALLEGRE: So going back to, for</p> <p>23 example, I think the water flow before you</p> <p>24 mentioned, it was said by Mr. Khan that you were not</p> <p>25 going to be using all systems at once because they</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">63</p> <p>1 had different schedules, that's not how it should be 2 designed, right; you design it based on capacity? 3 THE WITNESS: That is correct. The 4 system, like, let's say, Friday afternoon is the 5 peak generator. But again, I think what 6 Mr. Cornell's report said, like he wants us at the 7 time, though, he said, like Friday afternoon it's 8 only going to be prayer, everything else will be 9 shut down, but he wants us to design for the other 10 uses also, if they will be in use. 11 So that when we design the pipe size or 12 type and flows and all of that, we make sure that we 13 take into account the maximum possibility. 14 MEMBER ALLEGRE: I just want to 15 clarify, it's not what you want; it's what the 16 building code requires? 17 ENGINEER CORNELL: That's correct. 18 That's what the ordinance requires, yes, and that's 19 what our report indicated. 20 I mentioned there are outstanding 21 issues in the report, those are the type of things. 22 They're technical in nature, the applicant has 23 agreed to address them, but if you do act favorably, 24 those would be conditions of approval where they 25 would have to submit those reports and demonstrate</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">65</p> <p>1 those are comments that in your report that we want 2 to make sure that they review it and sign-off as 3 well. 4 They maybe want fire lanes called out 5 on the plans. Those are the type of things that 6 your fire official will typically determine. 7 I can't tell you "yes" or "no," whether 8 they're going to want rear access or not; that's 9 their decision to make. And that's typically 10 something that they would review after the fact, as 11 well, just to make sure that it complies. 12 A lot of times the applicant will 13 request it and they don't receive that information, 14 so that's why it's always a condition that they have 15 to get a sign-off from that particular department to 16 make sure they're satisfied with it. 17 THE WITNESS: And just to add, like 18 the plans were submitted to the fire department as 19 well; we haven't received comments as of now. So 20 the plans... 21 MEMBER VOLOSIN: But they haven't 22 responded yet? 23 THE WITNESS: They haven't responded. 24 ATTORNEY SACHS: They have not. I 25 will reach out to them and certainly by the next</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">64</p> <p>1 that the sanitary sewer can handle overflow that 2 potentially could be generated by this facility. 3 MEMBER ALLEGRE: Is it fair to say we 4 should see that prior to any type of motion? 5 ENGINEER CORNELL: That's really a 6 board's decision. If it turns out that you approved 7 it and they could not meet it, technically they 8 wouldn't have approval; they would have to come back 9 to you. 10 So you can handle it either way, you 11 can have them provide it up front if you're 12 concerned, or if it's conditions -- because it's 13 technical in nature, a lot of times the board isn't 14 as concerned with that, they'll leave it to the 15 engineers to work out and make sure that it is 16 satisfied after approval is granted. 17 MEMBER ALLEGRE: Okay, thank you. 18 CHAIRMAN TIGHE: Any other members? 19 MEMBER VOLOSIN: Yes, Mr. Chairman. 20 CHAIRMAN TIGHE: Go ahead. 21 MEMBER VOLOSIN: Again, Mr. Cornell, 22 is it required that emergency vehicle access be 23 needed for the rear of this building? 24 ENGINEER CORNELL: Mr. Chairman, it's 25 really a function of your fire official. I think</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">66</p> <p>1 meeting, if not as soon as possible. 2 CHAIRMAN TIGHE: Anybody else? 3 Mr. Sachs, I have a question. 4 The dirt from where you're going to put 5 the garage underneath, you have the soil taken care 6 of with the county? 7 THE WITNESS: We have to. It has to 8 comply with all the local, state, federal laws. 9 CHAIRMAN TIGHE: Because now we're 10 going to have 64 parking spaces underground? 11 THE WITNESS: Yes. 12 CHAIRMAN TIGHE: What kind of 13 ventilation? 14 THE WITNESS: It will be some kind of 15 mechanical ventilation, but again, that needs to be 16 thought out like during the final construction. But 17 it will be a mechanical, like louvers or something. 18 CHAIRMAN TIGHE: It has to be because 19 you're going to have classrooms above it. 20 THE WITNESS: Yes. 21 CHAIRMAN TIGHE: Classrooms, the whole 22 -- everything else is above the parking garage. 23 THE WITNESS: And I think it's a code 24 requirement to, it has to be ventilated. 25 CHAIRMAN TIGHE: How about water in</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">67</p> <p>1 the basement; are you going to pump it out of the</p> <p>2 basement?</p> <p>3 THE WITNESS: We don't anticipate</p> <p>4 water in the basement.</p> <p>5 (Interruption by the audience.)</p> <p>6 CHAIRMAN TIGHE: Okay. I'm quite sure</p> <p>7 that's not funny if you all have water in your</p> <p>8 basement, but we'll see.</p> <p>9 THE WITNESS: You're talking about the</p> <p>10 rainwater, right?</p> <p>11 CHAIRMAN TIGHE: Rainwater. You have</p> <p>12 to clean the water off of the top and put it through</p> <p>13 a filter system.</p> <p>14 My question is what is going to happen</p> <p>15 with the filter system in the basement.</p> <p>16 THE WITNESS: It can be the same</p> <p>17 thing; it can be a lift station from the basement</p> <p>18 that can pump into the filtration system.</p> <p>19 CHAIRMAN TIGHE: That's not on the</p> <p>20 drawings yet; you don't have that?</p> <p>21 THE WITNESS: That is something we</p> <p>22 will be designing -- we will be developing as part</p> <p>23 of our construction documents.</p> <p>24 ATTORNEY SACHS: Yeah. Mr. Chairman,</p> <p>25 that will be a construction detail.</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">69</p> <p>1 VICE-CHAIRMAN MULLER: Mr. Chair, I</p> <p>2 have a few more questions.</p> <p>3 What is the size of the congregation</p> <p>4 today?</p> <p>5 THE WITNESS: That's for the</p> <p>6 architect.</p> <p>7 MEMBER OF THE AUDIENCE: Speak up.</p> <p>8 MEMBER OF THE AUDIENCE: Yeah, because</p> <p>9 we can't hear you.</p> <p>10 CHAIRMAN TIGHE: The question was what</p> <p>11 is the size of the congregation.</p> <p>12 MEMBER OF THE AUDIENCE: 1,600.</p> <p>13 MEMBER OF THE AUDIENCE: 1,600.</p> <p>14 MEMBER OF THE AUDIENCE: It's 1,600.</p> <p>15 ATTORNEY SACHS: About 300,</p> <p>16 Mr. Chairman.</p> <p>17 CHAIRMAN TIGHE: The answer is 300.</p> <p>18 MEMBER OF THE AUDIENCE: 1,600.</p> <p>19 ATTORNEY SACHS: Excuse me, if I can</p> <p>20 respond?</p> <p>21 CHAIRMAN TIGHE: Go ahead. Hang on.</p> <p>22 MEMBER OF THE AUDIENCE: So why do you</p> <p>23 need a 41,000-square-foot place for 300 people?</p> <p>24 ATTORNEY SACHS: Thank you, Mr. Chair.</p> <p>25 MEMBER OF THE AUDIENCE: Seriously.</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">68</p> <p>1 ENGINEER CORNELL: Mr. Tighe, those</p> <p>2 items are in our report, we indicate the need to</p> <p>3 have a soils investigation, soil borings that deal</p> <p>4 with groundwater issues. That's all something that</p> <p>5 will have to be addressed.</p> <p>6 THE WITNESS: Yes.</p> <p>7 ENGINEER CORNELL: And, Mr. Chairman,</p> <p>8 you mentioned excess soil, and they would need a</p> <p>9 permit from the borough to remove that, but we've</p> <p>10 also in our report raised the question about can you</p> <p>11 take some of that excess soil and possibly utilize</p> <p>12 it to create berms, to raise the height of the</p> <p>13 landscaping, to help screen the facility from the</p> <p>14 surrounding neighbors.</p> <p>15 Is that something --</p> <p>16 THE WITNESS: Yeah, that's something</p> <p>17 we'll definitely look into it, yes.</p> <p>18 ATTORNEY SACHS: Mr. Chairman, just</p> <p>19 for the record, I mean I will say, almost without</p> <p>20 exception, all of the technical recommendations of</p> <p>21 Mr. Cornell we can satisfy; there may be a few that</p> <p>22 we have to talk about, but we'll do that at the</p> <p>23 appropriate time after traffic.</p> <p>24 CHAIRMAN TIGHE: Does any other board</p> <p>25 member have any questions of the engineer?</p>	<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">70</p> <p>1 ATTORNEY SACHS: I believe the comment</p> <p>2 by Mr. Sadar at the beginning is that there are</p> <p>3 roughly 1,600 Muslims living in Sayreville; however,</p> <p>4 they all don't attend this particular mosque. So we</p> <p>5 have 300 --</p> <p>6 MEMBER OF THE AUDIENCE: Not yet.</p> <p>7 MEMBER OF THE AUDIENCE: Not yet.</p> <p>8 ATTORNEY SACHS: We have a regular</p> <p>9 membership of 300.</p> <p>10 Okay, I'm not going to respond to</p> <p>11 public comments, Mr. Chairman.</p> <p>12 VICE-CHAIRMAN MULLER: Is there</p> <p>13 anticipated growth that is going to increase with</p> <p>14 this congregation?</p> <p>15 ATTORNEY SACHS: I doubt it. I doubt</p> <p>16 it. Because, I'm sure many of you are familiar that</p> <p>17 people attend mosques -- people attend a mosque that</p> <p>18 might be convenient to them; so, in other words, if</p> <p>19 they work up in Bergen County, that's the mosque</p> <p>20 they're going to go to on a Friday afternoon or a</p> <p>21 Friday night.</p> <p>22 MEMBER OF THE AUDIENCE: He just said</p> <p>23 1,600 people live in Sayreville, so it will be</p> <p>24 convenient --</p> <p>25 (Stenographer admonition.)</p>

<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">71</p> <p>1 ATTORNEY SACHS: Mr. Chairman, I'm</p> <p>2 just curious, if we can instruct the public not to</p> <p>3 talk out?</p> <p>4 CHAIRMAN TIGHE: We can't be talking</p> <p>5 in between; you have to wait.</p> <p>6 The public session starts at</p> <p>7 10 o'clock. You are going to be able to ask them</p> <p>8 any question you want about the architect and the</p> <p>9 engineer.</p> <p>10 That's it tonight, right, Mr. Sachs?</p> <p>11 Are you done with your engineer?</p> <p>12 ATTORNEY SACHS: Yeah, I'm done with</p> <p>13 the engineer, Mr. Chairman.</p> <p>14 CHAIRMAN TIGHE: Anybody else?</p> <p>15 All right, you want to bring up the</p> <p>16 architect?</p> <p>17 Oh, okay. Mr. Fowler?</p> <p>18 PLANNER FOWLER: Did you go over my</p> <p>19 report?</p> <p>20 ATTORNEY SACHS: Mike, I didn't mean</p> <p>21 to skip your report, but I figured I would --</p> <p>22 PLANNER FOWLER: You'll do the same</p> <p>23 thing as Jay's; at a later date?</p> <p>24 ATTORNEY SACHS: Yes, absolutely.</p> <p>25 PLANNER FOWLER: That's all,</p>	<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">73</p> <p>1 testimony you are about to give this evening is the</p> <p>2 truth, the whole truth, and nothing but the truth?</p> <p>3 JOSEPH JAVIER: I do.</p> <p>4 ATTORNEY SORDILLO: Thank you.</p> <p>5 CHAIRMAN TIGHE: Credentials, please.</p> <p>6 JOSEPH JAVIER: I graduated from NJIT.</p> <p>7 I have a degree in management and five-year</p> <p>8 bachelor's degree in architecture. I got my license</p> <p>9 in 2004. I have been practicing for 20 years, I</p> <p>10 guess.</p> <p>11 I also work full-time for the City of</p> <p>12 Jersey; I'm the city architect. This is my</p> <p>13 part-time work.</p> <p>14 CHAIRMAN TIGHE: Motion to accept his</p> <p>15 credentials.</p> <p>16 MEMBER ALLEGRE: I make a motion to</p> <p>17 accept his credentials.</p> <p>18 MEMBER BOLTON: Second.</p> <p>19 SECRETARY MAGNANI: All in favor?</p> <p>20 BOARD MEMBERS IN UNISON: Aye.</p> <p>21 ATTORNEY SACHS: Thank you,</p> <p>22 Mr. Chairman.</p> <p>23</p> <p>24 E X A M I N A T I O N</p> <p>25</p>
<p style="text-align: center;">Adnan Khan, P.E.</p> <p style="text-align: right;">72</p> <p>1 Mr. Chair. Thank you.</p> <p>2 CHAIRMAN TIGHE: We didn't want you</p> <p>3 not to get in.</p> <p>4 All right, we're ready for the...</p> <p>5 ATTORNEY SACHS: Yes, if we can bring</p> <p>6 up the architect.</p> <p>7 THE WITNESS: Thank you very much.</p> <p>8 CHAIRMAN TIGHE: Thank you.</p> <p>9 ATTORNEY SORDILLO: Do you swear or</p> <p>10 affirm the testimony you are about to provide this</p> <p>11 board is the truth, the whole truth, and nothing but</p> <p>12 the truth?</p> <p>13 CHAIRMAN TIGHE: Introduce yourself,</p> <p>14 and tell me where you live, and then we'll swear you</p> <p>15 in.</p> <p>16 JOSEPH JAVIER: My name is Joseph</p> <p>17 Javier. Last name is spelled J-A-V-I-E-R. I live</p> <p>18 in Iselin, New Jersey, which is part of Woodbridge.</p> <p>19 CHAIRMAN TIGHE: Can you give us your</p> <p>20 credentials, please?</p> <p>21 ATTORNEY SORDILLO: Mr. Chairman,</p> <p>22 before that, I just need to swear him in.</p> <p>23 CHAIRMAN TIGHE: Okay.</p> <p>24 ATTORNEY SORDILLO: If you could raise</p> <p>25 your right hand. Do you swear or affirm the</p>	<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">74</p> <p>1 ATTORNEY SACHS: Mr. Javier, I know</p> <p>2 you've got some exhibits that you're going to refer</p> <p>3 to.</p> <p>4 THE WITNESS: Yes.</p> <p>5 ATTORNEY SACHS: So why don't you</p> <p>6 describe -- I know you have some elevations, and</p> <p>7 then we'll get into some of the floor plans.</p> <p>8 THE WITNESS: These exhibits will</p> <p>9 eventually be available to the public, correct?</p> <p>10 ATTORNEY SACHS: Well, they already</p> <p>11 are.</p> <p>12 THE WITNESS: Oh, they are now, okay.</p> <p>13 ATTORNEY SORDILLO: Mr. Sachs, are</p> <p>14 these, similar to the other, are these the same</p> <p>15 plans that were submitted --</p> <p>16 ATTORNEY SACHS: Yes.</p> <p>17 ATTORNEY SORDILLO: -- as part of the</p> <p>18 application plans?</p> <p>19 ATTORNEY SACHS: They were.</p> <p>20 ATTORNEY SORDILLO: It was already</p> <p>21 submitted, okay.</p> <p>22 ATTORNEY SACHS: They were.</p> <p>23 THE WITNESS: Yeah, we submitted eight</p> <p>24 sheets, dated October 3rd of '23.</p> <p>25 The first sheet is the cover sheet,</p>

<p>Joseph Javier, R.A. 75</p> <p>1 basically it goes over the total area of the 2 building by floor.</p> <p>3 The first floor is 13,000, about 4 13,000 square feet. The second floor is 5 21,700 square feet. Third floor is about 6 9,000 square feet. And then of course you have 7 basement level, which has the garage. And about 8 44,000 square feet.</p> <p>9 On the cover sheet again, it lists -- 10 it shows the images that we're trying to -- that 11 we're trying to do for the building, nighttime view 12 on the lower left. And then you have the different 13 views of the front elevation, the other pictures.</p> <p>14 And we're trying to design this and 15 will be designed per 2021 IBC code and all 16 New Jersey code requirements, including 2010 ADA 17 guidelines.</p> <p>18 The second sheet is SP-1, site plan, 19 basically we're showing the footprint of the 20 building in relation to the property. And we meet 21 all setback requirements for this building.</p> <p>22 And again there is a view of the 23 signage that will be along Ernston Road. That's on 24 the lower right.</p> <p>25 And it shows you again a night view so</p>	<p>Joseph Javier, R.A. 77</p> <p>1 mechanicals proposed in the basement -- in the 2 underground garage?</p> <p>3 THE WITNESS: I believe most are on 4 the roof.</p> <p>5 ATTORNEY SACHS: Okay. We'll talk 6 about that when we get to that.</p> <p>7 THE WITNESS: Yes.</p> <p>8 ATTORNEY SACHS: All right, that's 9 fine. Thank you.</p> <p>10 THE WITNESS: Okay? And then in this 11 parking garage there's also, on the lower left, 12 there's a kitchen there, that's the main kitchen. 13 That will be I guess where they do most of the 14 cooking.</p> <p>15 And then moving across on the far left 16 is the funeral -- for funeral services, I guess for 17 storing the bodies.</p> <p>18 ATTORNEY SACHS: It's the prep room as 19 we call it?</p> <p>20 THE WITNESS: Yeah.</p> <p>21 ATTORNEY SACHS: Thank you.</p> <p>22 THE WITNESS: And then at the far 23 right there is also stairs. So you have three 24 points of egress from the garage.</p> <p>25 The fourth sheet is the ground floor,</p>
<p>Joseph Javier, R.A. 76</p> <p>1 you can see how the lighting is during the evening.</p> <p>2 Third sheet is A-1, and that basically 3 shows you the layout of the parking garage.</p> <p>4 And then on the right side of the sheet 5 is the tower, which is the religious symbol for this 6 mosque.</p> <p>7 And there's a quick section to show you 8 the height of the parking garage below.</p> <p>9 ATTORNEY SACHS: And, Mr. Javier, 10 before you leave that, so there's obviously -- just 11 to give a little more detail -- A-1 details the 64 12 parking spaces, below-ground parking spaces.</p> <p>13 It shows obviously the access ramp in, 14 the access ramp out, okay.</p> <p>15 It also shows a staircase?</p> <p>16 THE WITNESS: Yes.</p> <p>17 ATTORNEY SACHS: Okay. Is there an 18 elevator proposed in this as well?</p> <p>19 THE WITNESS: Yes.</p> <p>20 ATTORNEY SACHS: Okay.</p> <p>21 THE WITNESS: It would have to be in 22 order to be fully ADA compliant so that anybody who 23 is disabled or in a wheelchair can access all floors 24 of the building.</p> <p>25 ATTORNEY SACHS: Okay. Any</p>	<p>Joseph Javier, R.A. 78</p> <p>1 or the main, first floor of the building. And it 2 shows you where all the prayer room and exercise 3 court, exercise room, and everything else that is 4 going to be on this ground floor.</p> <p>5 So the main -- the center of the 6 building will be the main entrance into the mosque. 7 And then you've got a main lobby area which is about 8 two stories. And then from there you can go 9 straight ahead and into the prayer room for the 10 male, and there's another section on the left side 11 which is also for the prayer room for male. The 12 male and female are separated.</p> <p>13 And then on the far right you have the 14 basketball court which is standard-size basketball 15 court.</p> <p>16 MEMBER OF THE AUDIENCE: How large?</p> <p>17 THE WITNESS: The gymnasium is about 18 155 feet long by 73 feet wide.</p> <p>19 ATTORNEY SACHS: Anything else on the 20 first floor, Mr. Javier.</p> <p>21 THE WITNESS: Again, you have the 22 kitchen area here on the ground floor on the lower 23 left of the plan.</p> <p>24 And then you've got the lockers and the 25 bathrooms for the male. And then you have the</p>

<p>Joseph Javier, R.A.</p> <p>79</p> <p>1 single occupant for the females, in case they need</p> <p>2 to use it they don't have to go upstairs to use the</p> <p>3 female...</p> <p>4 ATTORNEY SACHS: Okay. All right, so</p> <p>5 the first floor we have the typical separation</p> <p>6 between men and women; so men will have their own</p> <p>7 entrance, their own prayer hall, their own area to</p> <p>8 change, to take shoes off. And the women will have</p> <p>9 the same type of facility as well?</p> <p>10 THE WITNESS: Correct.</p> <p>11 ATTORNEY SACHS: Separate bathrooms?</p> <p>12 THE WITNESS: Yes.</p> <p>13 ATTORNEY SACHS: Okay. So essentially</p> <p>14 there's a separation between male and female</p> <p>15 activities, which is common in every mosque; is that</p> <p>16 correct?</p> <p>17 THE WITNESS: That's correct.</p> <p>18 ATTORNEY SACHS: Okay, thank you.</p> <p>19 THE WITNESS: And also there is a ramp</p> <p>20 in the front for those entering from the outside</p> <p>21 parking space.</p> <p>22 So you have a ramp on the left side of</p> <p>23 the stairs, left side of the steps.</p> <p>24 And then the parking in the garage you</p> <p>25 have the elevator to bring you up to the different</p>	<p>Joseph Javier, R.A.</p> <p>81</p> <p>1 the basketball court. But you do have the running</p> <p>2 track, just like a gymnasium, you have a running</p> <p>3 track around the basketball court.</p> <p>4 And then on the far left is a</p> <p>5 multipurpose hall. And then you have the offices</p> <p>6 for the teachers or managers, who is going to be</p> <p>7 running the facility.</p> <p>8 And then you have the classrooms.</p> <p>9 ATTORNEY SACHS: How many classrooms</p> <p>10 are there?</p> <p>11 THE WITNESS: I believe there are</p> <p>12 four.</p> <p>13 ATTORNEY SACHS: There's four</p> <p>14 classrooms, okay.</p> <p>15 THE WITNESS: Yes. And then the other</p> <p>16 areas are lockers, and, of course, the stairs.</p> <p>17 ATTORNEY SACHS: How big is the</p> <p>18 multipurpose room?</p> <p>19 THE WITNESS: Multipurpose room is</p> <p>20 about 50-by-50. Almost a square.</p> <p>21 ATTORNEY SACHS: Okay.</p> <p>22 THE WITNESS: And it could be</p> <p>23 something.</p> <p>24 ATTORNEY SACHS: So it's about</p> <p>25 2,500 square feet?</p>
<p>Joseph Javier, R.A.</p> <p>80</p> <p>1 floors.</p> <p>2 ATTORNEY SACHS: And just one last</p> <p>3 question about the basketball court because I heard</p> <p>4 a member of the public shout out how big is the</p> <p>5 basketball court, which I think you indicated, but</p> <p>6 that's just a regulation-size basketball court?</p> <p>7 THE WITNESS: Yes.</p> <p>8 ATTORNEY SACHS: Okay, thank you.</p> <p>9 THE WITNESS: Same thing as what you</p> <p>10 have in the high school.</p> <p>11 ATTORNEY SACHS: High school, church,</p> <p>12 synagogue, where we have similar facilities?</p> <p>13 THE WITNESS: Correct.</p> <p>14 ATTORNEY SACHS: Thank you.</p> <p>15 THE WITNESS: Next sheet is A3, which</p> <p>16 is the proposed second floor. And up here you have</p> <p>17 the ladies' exercise room on the far right.</p> <p>18 The lobby below you can view from</p> <p>19 upstairs on the second floor. You have the ladies</p> <p>20 prayer room in the center area. And then you have a</p> <p>21 glass that they can look down into the lower area</p> <p>22 where the male are praying.</p> <p>23 In the same area where the basketball</p> <p>24 court is there's a running track there and it's open</p> <p>25 also to -- from the second floor it's opened out to</p>	<p>Joseph Javier, R.A.</p> <p>82</p> <p>1 THE WITNESS: Yes.</p> <p>2 ATTORNEY SACHS: And I'm assuming that</p> <p>3 multipurpose room could be used for youth -- youth</p> <p>4 education, adult education; any type of activity</p> <p>5 associated with a house of worship, other than</p> <p>6 ritual activities?</p> <p>7 THE WITNESS: Correct.</p> <p>8 ATTORNEY SACHS: So we're not going to</p> <p>9 conduct anything other than ritual activities in the</p> <p>10 actual prayer halls, correct?</p> <p>11 THE WITNESS: Correct, yes.</p> <p>12 ATTORNEY SACHS: And again, that's</p> <p>13 standard with every mosque?</p> <p>14 THE WITNESS: Correct.</p> <p>15 ATTORNEY SACHS: So it's a fairly --</p> <p>16 so the multipurpose room is about 2,500 square feet.</p> <p>17 It could be used in connection with any purpose, any</p> <p>18 non-ritual purpose for this particular house of</p> <p>19 worship?</p> <p>20 THE WITNESS: Correct. I mean, you</p> <p>21 can bring the four classrooms into this so it's a</p> <p>22 group session.</p> <p>23 ATTORNEY SACHS: Okay. Very good.</p> <p>24 Thank you.</p> <p>25 ATTORNEY SORDILLO: Mr. Sachs, if I</p>

<p>Joseph Javier, R.A.</p> <p>83</p> <p>1 may just clarify, I think I heard, and I might have</p> <p>2 heard wrong, that there were about four classrooms,</p> <p>3 but I'm looking at the plans, and I think there</p> <p>4 might be five.</p> <p>5 I just want to make sure that the</p> <p>6 record is clear on that.</p> <p>7 THE WITNESS: Correct, there is five.</p> <p>8 Yes, there are five.</p> <p>9 ATTORNEY SACHS: Okay. Any other</p> <p>10 sheet? You have some other boards; you have one</p> <p>11 more board?</p> <p>12 THE WITNESS: We have the third floor</p> <p>13 on Sheet A4.</p> <p>14 Most of this is for the female and</p> <p>15 youth activity. You have the youth ladies, girls on</p> <p>16 the right side.</p> <p>17 Again the center area is open to below</p> <p>18 so it's not as big as what it looks like.</p> <p>19 And the far left you have the youth for</p> <p>20 the boys.</p> <p>21 And then I believe there's a cafeteria</p> <p>22 here on the left lower area.</p> <p>23 And, of course, you have your set of</p> <p>24 stairs that go from the third floor all the way down</p> <p>25 to the garage, as well as the elevator.</p>	<p>Joseph Javier, R.A.</p> <p>85</p> <p>1 ATTORNEY SACHS: Okay. Now, if you</p> <p>2 can go back to the first floor. And I just want to</p> <p>3 point it out to the board, there are what we call</p> <p>4 ablution rooms; if you can point those out? That's</p> <p>5 for washing.</p> <p>6 THE WITNESS: That's right here.</p> <p>7 ATTORNEY SACHS: All right, so it's</p> <p>8 about -- so the front of the building?</p> <p>9 THE WITNESS: Yes, towards the front</p> <p>10 on the left side.</p> <p>11 ATTORNEY SACHS: All right.</p> <p>12 THE WITNESS: By where the bathrooms</p> <p>13 are.</p> <p>14 ATTORNEY SACHS: All right. They're</p> <p>15 separated for male and female?</p> <p>16 THE WITNESS: Yes. This is -- most of</p> <p>17 the ground floor is for male, except for one single</p> <p>18 occupant for a female.</p> <p>19 ATTORNEY SACHS: All right. So</p> <p>20 basically in summary, then, so the first floor</p> <p>21 layout is strictly dedicated for ritual activities?</p> <p>22 THE WITNESS: That's correct.</p> <p>23 ATTORNEY SACHS: We have the two</p> <p>24 prayer halls; we have the two ablution rooms; you</p> <p>25 have bathrooms for male and female.</p>
<p>Joseph Javier, R.A.</p> <p>84</p> <p>1 ATTORNEY SACHS: How big is the</p> <p>2 cafeteria?</p> <p>3 THE WITNESS: The cafeteria is about</p> <p>4 18 by -- 18 by, 20, roughly. It's an odd shape.</p> <p>5 ATTORNEY SACHS: It's about 360 square</p> <p>6 feet?</p> <p>7 THE WITNESS: Yes.</p> <p>8 ATTORNEY SACHS: So it's about the</p> <p>9 size of most kitchens these days?</p> <p>10 THE WITNESS: Yes. Well, it's there</p> <p>11 to serve the number of students that will be in the</p> <p>12 classroom.</p> <p>13 ATTORNEY SACHS: Okay. If, in fact,</p> <p>14 they're served?</p> <p>15 THE WITNESS: Yes.</p> <p>16 ATTORNEY SACHS: And how big is the</p> <p>17 other -- you referenced two other rooms there as</p> <p>18 well, how large are those?</p> <p>19 THE WITNESS: The youth room for the</p> <p>20 boys is about 33 by 51, so about 1,500. And then</p> <p>21 the girls activity hall is 54 by 33.</p> <p>22 ATTORNEY SACHS: All right. So again,</p> <p>23 about 1,500 square feet?</p> <p>24 THE WITNESS: Yeah, about the same</p> <p>25 size.</p>	<p>Joseph Javier, R.A.</p> <p>86</p> <p>1 I think you have a kitchen there as</p> <p>2 well, if I'm not mistaken, on the left?</p> <p>3 THE WITNESS: Yes.</p> <p>4 ATTORNEY SACHS: And then the second</p> <p>5 floor dedicated more towards -- and the gymnasium as</p> <p>6 well on the first floor, with a running track above</p> <p>7 it.</p> <p>8 Second floor dedicated to classrooms,</p> <p>9 approximately five classrooms.</p> <p>10 And then the third floor is just some</p> <p>11 multipurpose rooms as well.</p> <p>12 THE WITNESS: That's correct.</p> <p>13 ATTORNEY SACHS: Again, let's just</p> <p>14 briefly for the record refer to the elevations, if</p> <p>15 you don't mind. If you have that one. That would</p> <p>16 be A6?</p> <p>17 THE WITNESS: A6, but I don't believe</p> <p>18 we submitted this.</p> <p>19 ATTORNEY SACHS: Okay. So we can mark</p> <p>20 that as A-2?</p> <p>21 THE WITNESS: Oh yeah, sorry, it was</p> <p>22 submitted.</p> <p>23 ATTORNEY SACHS: It was submitted?</p> <p>24 THE WITNESS: It was the last sheet of</p> <p>25 the set.</p>

<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">87</p> <p>1 ATTORNEY SACHS: All right. So it is</p> <p>2 submitted, so we don't need to mark it. It's</p> <p>3 labeled as A6.</p> <p>4 THE WITNESS: So on the lower right it</p> <p>5 shows the basketball court with the running track on</p> <p>6 the third floor.</p> <p>7 ATTORNEY SACHS: Okay.</p> <p>8 THE WITNESS: And then basically some</p> <p>9 elevations of the building.</p> <p>10 ATTORNEY SACHS: All right, let's go</p> <p>11 through each elevation. So the one on the top left,</p> <p>12 which elevation is that?</p> <p>13 THE WITNESS: That's the front</p> <p>14 elevation on the south side of the property.</p> <p>15 ATTORNEY SACHS: So that's the</p> <p>16 elevation you would see from Ernston Road?</p> <p>17 THE WITNESS: And then on the top</p> <p>18 right is the left side of the building.</p> <p>19 ATTORNEY SACHS: Okay. So the top</p> <p>20 right is the side elevation?</p> <p>21 THE WITNESS: Yes, on the left side if</p> <p>22 you are facing the building.</p> <p>23 ATTORNEY SACHS: All right. How about</p> <p>24 the elevations below. What is that?</p> <p>25 THE WITNESS: Elevation below is on</p>	<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">89</p> <p>1 symbolic purposes?</p> <p>2 THE WITNESS: Yes.</p> <p>3 ATTORNEY SACHS: If you have been to</p> <p>4 other -- if you have been to Muslim countries where</p> <p>5 there's quite a few mosques --</p> <p>6 THE WITNESS: Where they use it, where</p> <p>7 they have some kind of signal or sound, but in this</p> <p>8 case I believe the owner is not going to use it for</p> <p>9 that.</p> <p>10 ATTORNEY SACHS: All right. So</p> <p>11 there's no sound emitted from that minaret and it's</p> <p>12 more for symbolic nature, similar to a church spire</p> <p>13 or other house of worship impertinence?</p> <p>14 THE WITNESS: That's correct.</p> <p>15 ATTORNEY SACHS: Okay. Let me just</p> <p>16 ask a few more questions and I'm going to give</p> <p>17 Mr. Fowler his due because I think he made a couple</p> <p>18 of comments, which you may have already.</p> <p>19 All right, so one of the questions</p> <p>20 Mr. Fowler raised is does the dome or minaret allow</p> <p>21 for occupancy? I think I know the answer to that.</p> <p>22 THE WITNESS: No.</p> <p>23 ATTORNEY SACHS: So you can't even</p> <p>24 access that?</p> <p>25 THE WITNESS: You could.</p>
<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">88</p> <p>1 the right side.</p> <p>2 ATTORNEY SACHS: That's the right side</p> <p>3 elevation. So that would be the eastern side</p> <p>4 elevation?</p> <p>5 THE WITNESS: That's correct.</p> <p>6 ATTORNEY SACHS: And what about the</p> <p>7 other elevations?</p> <p>8 THE WITNESS: And, of course, this is</p> <p>9 the back portion of the building.</p> <p>10 ATTORNEY SACHS: All right. That's</p> <p>11 the rear elevation?</p> <p>12 THE WITNESS: Yes.</p> <p>13 ATTORNEY SACHS: And what is the</p> <p>14 height of the -- height of the structure and the</p> <p>15 height of the minaret?</p> <p>16 THE WITNESS: The overall height of</p> <p>17 the structure is 40, except for the tower. The</p> <p>18 tower is about 69 feet.</p> <p>19 ATTORNEY SACHS: All right. And I</p> <p>20 think you've heard some testimony, or at least in my</p> <p>21 opening, that there will be no call to prayer from</p> <p>22 that tower.</p> <p>23 THE WITNESS: No, it's just there for</p> <p>24 symbolic.</p> <p>25 ATTORNEY SACHS: It's there for</p>	<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">90</p> <p>1 ATTORNEY SACHS: You could but --</p> <p>2 THE WITNESS: You could for</p> <p>3 maintenance purposes.</p> <p>4 Again this is not the final design;</p> <p>5 this will be designed later on based on community</p> <p>6 input or other input that we get from the town.</p> <p>7 ATTORNEY SACHS: All right, but it</p> <p>8 does not provide for occupancy.</p> <p>9 And, Mr. Chairman, I'm sure if the</p> <p>10 board wanted a condition that it would not be</p> <p>11 occupied -- certainly we want a condition that there</p> <p>12 will be no call to prayer -- from there we will</p> <p>13 certainly agree to that.</p> <p>14 What about the mechanicals, you stated</p> <p>15 that they're on the rooftop?</p> <p>16 THE WITNESS: Yes.</p> <p>17 ATTORNEY SACHS: And will those be</p> <p>18 screened from view?</p> <p>19 THE WITNESS: Yes.</p> <p>20 ATTORNEY SACHS: Okay.</p> <p>21 THE WITNESS: And you won't even see</p> <p>22 it from the ground level.</p> <p>23 ATTORNEY SACHS: All right, so they'll</p> <p>24 be screened either by parapet or located as such</p> <p>25 that you're not going to see them from any</p>

<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">91</p> <p>1 direction?</p> <p>2 THE WITNESS: Correct. It's, in fact,</p> <p>3 on the lower roof of the second floor, so the third</p> <p>4 floor is blocking it from view.</p> <p>5 ATTORNEY SACHS: Okay.</p> <p>6 Any thought about having solar panels</p> <p>7 on this building at all?</p> <p>8 THE WITNESS: That's a possibility.</p> <p>9 ATTORNEY SACHS: Okay. Or other green</p> <p>10 energy improvements?</p> <p>11 THE WITNESS: That's going to be up to</p> <p>12 the owner.</p> <p>13 ATTORNEY SACHS: Okay.</p> <p>14 Mr. Chairman, I don't have anything</p> <p>15 further.</p> <p>16 Again, if there's comments,</p> <p>17 architectural -- I'll address Mr. Cornell's report</p> <p>18 and Mr. Fowler's report when we come back here</p> <p>19 because I want to make sure we get all of the</p> <p>20 testimony in, but I think we covered anything that</p> <p>21 might have been specific.</p> <p>22 ENGINEER CORNELL: Mr. Chairman, in my</p> <p>23 report for the architect, something maybe if you</p> <p>24 want to take a look at, the first floor figures that</p> <p>25 are shown on the plan, an example, the first floor</p>	<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">93</p> <p>1 THE WITNESS: That's correct.</p> <p>2 ATTORNEY SACHS: We'll do that.</p> <p>3 ENGINEER CORNELL: Thank you.</p> <p>4 ATTORNEY SACHS: Thank you.</p> <p>5 CHAIRMAN TIGHE: Mr. Fowler?</p> <p>6 PLANNER FOWLER: Mr. Chairman, just</p> <p>7 two questions, I believe.</p> <p>8 You had said that the mechanicals would</p> <p>9 be screened by the fact that the front of the</p> <p>10 building is higher than the rear, but if you look at</p> <p>11 the property, the rear of the residents sit up high,</p> <p>12 they'll be looking right out at the building.</p> <p>13 Will you have a parapet along the rear</p> <p>14 of the building so it will block their view?</p> <p>15 THE WITNESS: That's where we would</p> <p>16 have the screening.</p> <p>17 PLANNER FOWLER: You said screening,</p> <p>18 so the screening on the building itself?</p> <p>19 THE WITNESS: Yes. And then on the</p> <p>20 front, the third floor would screen the mechanical</p> <p>21 from the front.</p> <p>22 PLANNER FOWLER: Right. I'm more</p> <p>23 concerned with the residents of the rear, the</p> <p>24 parapet would be their screening of the mechanicals.</p> <p>25 THE WITNESS: Yes.</p>
<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">92</p> <p>1 says 13,460. But if you measure the individual</p> <p>2 square footages that are on the plan everything</p> <p>3 shown on the first floor, it doesn't equal that</p> <p>4 number.</p> <p>5 And the same is true for the second</p> <p>6 floor and third floor. So maybe just take a look at</p> <p>7 that and try to qualify why the numbers don't match.</p> <p>8 THE WITNESS: Is that for -- are you</p> <p>9 saying it's greater or less?</p> <p>10 ENGINEER CORNELL: It's a combination</p> <p>11 of both. For example, the first floor you say</p> <p>12 13,460 but if you total the "gents prayer", "gents</p> <p>13 prayer, number one and two," and the "basketball</p> <p>14 court," it's over 15,000. So it exceeds that. Plus</p> <p>15 there's other uses on the floor.</p> <p>16 THE WITNESS: Okay.</p> <p>17 ENGINEER CORNELL: The other one, if</p> <p>18 you go to the second floor it says 21, 000 square</p> <p>19 feet. If you total the square footages shown on the</p> <p>20 second floor, it's a lot less than 21,000 square</p> <p>21 feet.</p> <p>22 So I just want to get a clear</p> <p>23 understanding of the footprint size, the size of all</p> <p>24 the individual uses, because that comes into play</p> <p>25 when we calculate the parking as well.</p>	<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">94</p> <p>1 PLANNER FOWLER: And then the minaret</p> <p>2 you said is 69 feet high, or 59?</p> <p>3 THE WITNESS: About 69, I believe.</p> <p>4 PLANNER FOWLER: So just one of the</p> <p>5 questions I had was, you know, that it could have</p> <p>6 that height if it's needed to meet its intended</p> <p>7 purpose; so is it possible that it could be looked</p> <p>8 at and reduced to 59 feet, because 69 feet high is</p> <p>9 rather imposing.</p> <p>10 ATTORNEY SACHS: Yeah, we can look at</p> <p>11 that, Mike, yeah.</p> <p>12 I mean, obviously I think there's a</p> <p>13 reason why it has to be a certain height, but</p> <p>14 obviously we'll report back at the next meeting on</p> <p>15 that.</p> <p>16 PLANNER FOWLER: Thank you.</p> <p>17 That's all I have, Mr. Chairman.</p> <p>18 CHAIRMAN TIGHE: Anybody else have any</p> <p>19 questions of the architect? Go ahead.</p> <p>20 MEMBER ALLEGRE: The lighting on the</p> <p>21 side -- the lighting on the side of the building,</p> <p>22 are they only down lights, or do they point upwards</p> <p>23 as well?</p> <p>24 THE WITNESS: Most is going to be down</p> <p>25 lighting. And again, it's just ambient lighting.</p>

<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">95</p> <p>1 So again, the goal is to keep the</p> <p>2 lighting within the property. And, you know, some</p> <p>3 towns have dark ordinances where you can't...</p> <p>4 MEMBER ALLEGRE: Will these lights</p> <p>5 that are on the -- all the fascia elevations except</p> <p>6 for I'll call it the front of this building, will be</p> <p>7 the south face?</p> <p>8 THE WITNESS: Yes.</p> <p>9 MEMBER ALLEGRE: Will they be on at</p> <p>10 nighttime?</p> <p>11 THE WITNESS: During nighttime? I</p> <p>12 think after the place close, I guess it will be shut</p> <p>13 down a little bit, maybe some --</p> <p>14 MEMBER ALLEGRE: I'd like to know</p> <p>15 "yes" or "no."</p> <p>16 ATTORNEY SACHS: The answer is there</p> <p>17 will be no lighting at night.</p> <p>18 MEMBER ALLEGRE: No lighting around</p> <p>19 you?</p> <p>20 ATTORNEY SACHS: Yeah. I think the</p> <p>21 engineer testified that the only light might be</p> <p>22 security lighting, which would be activated by</p> <p>23 motion detector.</p> <p>24 But once the facility closes up for the</p> <p>25 night, all the lighting will be off.</p>	<p style="text-align: right;">97</p> <p>1 recreational uses that could be accommodated on a</p> <p>2 basketball court.</p> <p>3 CHAIRMAN TIGHE: So your testimony is</p> <p>4 that the basketball court isn't going to be used for</p> <p>5 religious services?</p> <p>6 ATTORNEY SACHS: No.</p> <p>7 CHAIRMAN TIGHE: Okay.</p> <p>8 ATTORNEY SACHS: No. The only place</p> <p>9 where you will have religious services is on the</p> <p>10 first floor and the two prayer halls.</p> <p>11 CHAIRMAN TIGHE: All right.</p> <p>12 Since they're done this is what we're</p> <p>13 going to do. Whoever comes up has to give their</p> <p>14 name, their address, where they live. You get three</p> <p>15 minutes to speak.</p> <p>16 We are only speaking on what these two</p> <p>17 gentlemen went over. If you have a question for the</p> <p>18 architect or the engineer, that's all we're going to</p> <p>19 do, okay. We're here for an hour and a half to</p> <p>20 answer all these questions.</p> <p>21 Next time we'll come back, by the end</p> <p>22 of the meeting we'll let you know when the meeting</p> <p>23 -- when the next meeting is going to be. And I</p> <p>24 don't think we're going to be able to come up with a</p> <p>25 place yet. I did send out a place to the mayor</p>
<p style="text-align: center;">Joseph Javier, R.A.</p> <p style="text-align: right;">96</p> <p>1 MEMBER ALLEGRE: Okay.</p> <p>2 ENGINEER CORNELL: Mr. Chairman, but</p> <p>3 there are notes on the engineering plan concerning</p> <p>4 hours for the lights. I don't know if you want to</p> <p>5 have your engineer review those at a later date, but</p> <p>6 it is indicated when the lights in the ground, when</p> <p>7 they'll be off. It's on the plans.</p> <p>8 CHAIRMAN TIGHE: Any other questions</p> <p>9 from the board members?</p> <p>10 ATTORNEY SACHS: Mr. Chairman, I thank</p> <p>11 Javier. I have nothing further at this point.</p> <p>12 So I know you want to open up to the</p> <p>13 public, we're certainly willing to -- unless there's</p> <p>14 board questions, I'm sorry.</p> <p>15 MEMBER BOLTON: Just on the basketball</p> <p>16 court, designs in the area/around the area for other</p> <p>17 uses other than just basketball?</p> <p>18 ATTORNEY SACHS: Probably dodgeball.</p> <p>19 I mean, you know, any indoor activities, yeah. I</p> <p>20 mean, there could be other indoor activities.</p> <p>21 MEMBER BOLTON: That's just completely</p> <p>22 dedicated, just to athletic/sport?</p> <p>23 ATTORNEY SACHS: Yeah, it's really</p> <p>24 just for -- it's primarily a basketball court, but</p> <p>25 certainly I'm sure there is going to be other</p>	<p style="text-align: right;">98</p> <p>1 telling him that we want a bigger place and we're</p> <p>2 going to work on that.</p> <p>3 So with that being said, I would like</p> <p>4 to keep this as orderly as possible. Remember</p> <p>5 everybody has been waiting, so keep it to the three</p> <p>6 minutes and then move on. We're only talking about</p> <p>7 the architect and the engineer.</p> <p>8 Anybody want to speak?</p> <p>9 Motion to open the public?</p> <p>10 VICE-CHAIRMAN MULLER: Motion.</p> <p>11 BOARD MEMBER: Second.</p> <p>12 SECRETARY MAGNANI: All in favor?</p> <p>13 BOARD MEMBERS IN UNISON: Aye.</p> <p>14 ATTORNEY SORDILLO: And, Mr. Chair, if</p> <p>15 I may, just as a reminder, I know the chairman just</p> <p>16 said it, but you will be provided an opportunity to</p> <p>17 provide comments, not just questions of the</p> <p>18 witnesses, but that's going to be at the end of the</p> <p>19 close of the application.</p> <p>20 After all witnesses have testified,</p> <p>21 after all questions have been made of the witnesses,</p> <p>22 then there will be an opportunity for the public to</p> <p>23 make public comments, meaning you identified</p> <p>24 potential testimony or information you want to</p> <p>25 provide to the board with regard to this</p>

<p style="text-align: right;">99</p> <p>1 application.</p> <p>2 But that's not what is happening right</p> <p>3 now. Right now is just questions of the two</p> <p>4 witnesses on the testimony that they made this</p> <p>5 evening.</p> <p>6 CHAIRMAN TIGHE: Sir, you're first.</p> <p>7 MICHAEL DELANEY: Good evening,</p> <p>8 Mr. Chairman.</p> <p>9 CHAIRMAN TIGHE: Three minutes.</p> <p>10 MICHAEL DELANEY: Mr. Chairman, board</p> <p>11 members, my name is Mike Delaney. I live at 4</p> <p>12 Bielak Place in Parlin. I just have two questions</p> <p>13 for Mr. Javier, if I could.</p> <p>14 The first one had to do with the height</p> <p>15 of the minaret. He said 69 feet. Is that to the</p> <p>16 top of the structure, or does that include -- I</p> <p>17 think it's called a jaamour on top, which is three</p> <p>18 balls and a crescent?</p> <p>19 And I apologize for the pronunciation,</p> <p>20 it's my first time.</p> <p>21 CHAIRMAN TIGHE: That's okay.</p> <p>22 JOSEPH JAVIER: It's to the top, not</p> <p>23 including that ball symbol that you're talking</p> <p>24 about. It's about 68 feet 7 inches.</p> <p>25 MICHAEL DELANEY: Do we know what the</p>	<p style="text-align: right;">101</p> <p>1 know, the electrical, the sanitary sewer, for</p> <p>2 example. I'm curious about the maximum capacity of</p> <p>3 the prayer halls, if that number has been</p> <p>4 calculated, for example, as part of the fire code?</p> <p>5 JOSEPH JAVIER: Well, we took the</p> <p>6 total area and divided it by the number allowable</p> <p>7 for assembly. That's how we got the maximum</p> <p>8 capacity.</p> <p>9 MICHAEL DELANEY: So you have those</p> <p>10 numbers, the maximum capacities for the...</p> <p>11 JOSEPH JAVIER: Yeah. I believe it was</p> <p>12 -- I think for the Main Meeting Room it was like</p> <p>13 533.</p> <p>14 MICHAEL DELANEY: Was that the "Gents</p> <p>15 Prayer Hall Number 1"?</p> <p>16 JOSEPH JAVIER: Yes.</p> <p>17 MICHAEL DELANEY: Okay. I'm using</p> <p>18 from Mr. Cornell's letter. 531 you said?</p> <p>19 JOSEPH JAVIER: 533.</p> <p>20 MICHAEL DELANEY: 33. And how about</p> <p>21 and "Gents Prayer Hall Number 2"?</p> <p>22 JOSEPH JAVIER: That was about in the</p> <p>23 300s.</p> <p>24 MICHAEL DELANEY: 300-ish?</p> <p>25 JOSEPH JAVIER: Yes.</p>
<p style="text-align: right;">100</p> <p>1 total height would be?</p> <p>2 JOSEPH JAVIER: I guess it's another --</p> <p>3 if you add that symbol, another 10 feet.</p> <p>4 MICHAEL DELANEY: And is that going to</p> <p>5 be visible from Route 9?</p> <p>6 JOSEPH JAVIER: I would not...</p> <p>7 MEMBER OF THE AUDIENCE: Yeah, of</p> <p>8 course.</p> <p>9 MEMBER OF THE AUDIENCE: I'll never see</p> <p>10 the sun again.</p> <p>11 JOSEPH JAVIER: Again, we can reduce</p> <p>12 it. This is not the final height; this is just a</p> <p>13 proposal.</p> <p>14 MICHAEL DELANEY: My second</p> <p>15 question -- I know I only have a few minutes --</p> <p>16 CHAIRMAN TIGHE: You're doing good.</p> <p>17 MICHAEL DELANEY: Thank you -- had to</p> <p>18 do with Mr. Allegre brought up earlier, he was</p> <p>19 talking about maximum capacity. It's also for</p> <p>20 Mr. Javier.</p> <p>21 JOSEPH JAVIER: Okay, what's the</p> <p>22 second?</p> <p>23 MICHAEL DELANEY: The second question,</p> <p>24 Mr. Allegre brought up earlier and talked about</p> <p>25 maximum capacity but that was about some of the, you</p>	<p style="text-align: right;">102</p> <p>1 MICHAEL DELANEY: And is it possible</p> <p>2 that --</p> <p>3 JOSEPH JAVIER: Again, that's based in</p> <p>4 the area, and you divide it by your standing room</p> <p>5 only maximum without the seats.</p> <p>6 MICHAEL DELANEY: Maximum capacity,</p> <p>7 right, yes.</p> <p>8 How about the ladies' prayer hall.</p> <p>9 JOSEPH JAVIER: Ladies' prayer room I</p> <p>10 think is a little less, it's like 300.</p> <p>11 MICHAEL DELANEY: Is there any way we</p> <p>12 can get specific numbers here?</p> <p>13 And I guess my last question would be I</p> <p>14 wasn't sure what I heard earlier, and I apologize,</p> <p>15 on whether or not the multipurpose hall would be</p> <p>16 used for overflow in the events that the prayer</p> <p>17 halls were full?</p> <p>18 ATTORNEY SACHS: I can answer that</p> <p>19 question.</p> <p>20 MICHAEL DELANEY: Sure.</p> <p>21 ATTORNEY SACHS: It would not be. The</p> <p>22 only ritual activities will occur on the first</p> <p>23 floor.</p> <p>24 MICHAEL DELANEY: I apologize if</p> <p>25 that's a dumb question.</p>

<p style="text-align: right;">103</p> <p>1 ATTORNEY SACHS: No, that's okay.</p> <p>2 And in terms of capacity, we'll clarify</p> <p>3 maximum capacity when we return, Mr. Chairman.</p> <p>4 And the purpose of all that was to</p> <p>5 determine whether or not those maximum capacities</p> <p>6 were taken into consideration for parking?</p> <p>7 CHAIRMAN TIGHE: That's correct, yes.</p> <p>8 MICHAEL DELANEY: That's where I was</p> <p>9 going with that. I know Mr. Allegre sort of started</p> <p>10 with the maximum capacity, I apologize if...</p> <p>11 MEMBER ALLEGRE: I think the traffic</p> <p>12 will be done with the next -- part will be done with</p> <p>13 the traffic study, so it will be the next --</p> <p>14 MICHAEL DELANEY: Which is next time?</p> <p>15 MEMBER ALLEGRE: Right.</p> <p>16 MICHAEL DELANEY: Wonderful. See you</p> <p>17 then. Thank you very much.</p> <p>18 CHAIRMAN TIGHE: Thank you very much.</p> <p>19 ATTORNEY SACHS: Thank you,</p> <p>20 Mr. Delaney.</p> <p>21 CHAIRMAN TIGHE: Next? Anybody else</p> <p>22 want to speak?</p> <p>23 JIM ROBINSON: Thank you, Mr. Tighe.</p> <p>24 Jim Robinson, Parlin.</p> <p>25 (Stenographer admonition.)</p>	<p style="text-align: right;">105</p> <p>1 about the basketball court and religious area where</p> <p>2 the rituals would be, and Mr. Sachs responded "we're</p> <p>3 not going to conduct anything but ritual services in</p> <p>4 the prayer area." I think the question was actually</p> <p>5 the opposite of that. The question was would</p> <p>6 religious ritual services be conducted anywhere</p> <p>7 other than the prayer area?</p> <p>8 They are two entirely different</p> <p>9 questions. And so I would like Mr. Sachs to respond</p> <p>10 to that. That's important, I think, because it goes</p> <p>11 to parking, it goes to a number of things.</p> <p>12 So I think you should...</p> <p>13 ATTORNEY SACHS: If I understand</p> <p>14 Mr. Robinson's question, I believe the answer is no.</p> <p>15 So there will be no -- no ritual activities anywhere</p> <p>16 else in the building other than in the ritual prayer</p> <p>17 halls on the first floor.</p> <p>18 JIM ROBINSON: Okay. Thank you very</p> <p>19 much.</p> <p>20 ATTORNEY SORDILLO: Mr. Sachs, you may</p> <p>21 want to clarify. You said the ritual services were</p> <p>22 on the first floor; I believe you also testified</p> <p>23 there is ritual services on the second floor as well</p> <p>24 for the women?</p> <p>25 ATTORNEY SACHS: I'm sorry, yes. Yes,</p>
<p style="text-align: right;">104</p> <p>1 JIM ROBINSON: I just have a technical</p> <p>2 question, Mr. Chairman.</p> <p>3 The board and members of the public</p> <p>4 have asked a number of excellent questions and</p> <p>5 Mr. Sachs has responded to a number of them. Now,</p> <p>6 is that considered testimony?</p> <p>7 I know when the witnesses testify they</p> <p>8 testify under oath and they're sworn. When</p> <p>9 Mr. Sachs testifies -- in fact, your two last</p> <p>10 questions he responded to; he said "I can answer</p> <p>11 that," and the witness did not answer, the witness</p> <p>12 who was sworn and under oath.</p> <p>13 Is Mr. Sachs's comments, is that</p> <p>14 considered testimony?</p> <p>15 ATTORNEY SORDILLO: Yes. It's not</p> <p>16 considered testimony as you're thinking, sworn</p> <p>17 testimony, but he's a legal representative of the</p> <p>18 applicant, so his comments are binding upon his</p> <p>19 client.</p> <p>20 JIM ROBINSON: Okay.</p> <p>21 ATTORNEY SORDILLO: Just as they would</p> <p>22 be in court or any other venue.</p> <p>23 JIM ROBINSON: Okay. Thank you very</p> <p>24 much.</p> <p>25 One of the questions that was asked was</p>	<p style="text-align: right;">106</p> <p>1 it's for the men and the women, yes, exactly. I</p> <p>2 think the question --</p> <p>3 CHAIRMAN TIGHE: Does that answer your</p> <p>4 question, Jim?</p> <p>5 JIM ROBINSON: It does, yeah. I just</p> <p>6 wanted to clarify that, that's all. Thank you.</p> <p>7 CHAIRMAN TIGHE: Anybody else from the</p> <p>8 public? Go ahead.</p> <p>9 VEENA SAWANT: Good evening, board</p> <p>10 members. Good evening, Mr. Sachs.</p> <p>11 ATTORNEY SACHS: Good evening.</p> <p>12 CHAIRMAN TIGHE: Your name.</p> <p>13 VEENA SAWANT: I'm Veena Sawant. I am</p> <p>14 the township Planner/Planning Director for Old</p> <p>15 Bridge Township. And I'm here to represent the</p> <p>16 township because as you all know the property is in</p> <p>17 close proximity to the municipal boundary, so the</p> <p>18 other side of Ernston Road is Old Bridge.</p> <p>19 I believe the board --</p> <p>20 ATTORNEY SORDILLO: She's just asking</p> <p>21 questions now, so we don't need to swear her in;</p> <p>22 she's not providing testimony at this moment. But</p> <p>23 if Ms. Sawant comes in at a later time, when it's</p> <p>24 public comment, and she wants to provide testimony</p> <p>25 on behalf of the township, then we'll swear her in.</p>

<p style="text-align: right;">107</p> <p>1 But at this point it's only questions</p> <p>2 from members of the public.</p> <p>3 VEENA SAWANT: Yes, questions only.</p> <p>4 Mr. Khan, so from what I understand</p> <p>5 the parking required for the house of worship is</p> <p>6 approximately 337 parking spaces, correct?</p> <p>7 ADNAN KHAN: That is correct, yes.</p> <p>8 VEENA SAWANT: You are proposing 109</p> <p>9 spaces, correct?</p> <p>10 CHAIRMAN TIGHE: We're not talking</p> <p>11 about traffic now.</p> <p>12 MEMBER LAHRMAN: Or parking.</p> <p>13 ATTORNEY SACHS: Right, we're not</p> <p>14 talking about parking.</p> <p>15 VEENA SAWANT: But he did testify</p> <p>16 about parking.</p> <p>17 ADNAN KHAN: Yes.</p> <p>18 VEENA SAWANT: He did testify about</p> <p>19 parking, so the question is strictly related to his</p> <p>20 testimony.</p> <p>21 CHAIRMAN TIGHE: You're just asking</p> <p>22 about the spaces that he didn't catch before?</p> <p>23 VEENA SAWANT: So, Mr. Khan, based on</p> <p>24 the building code, the house of worship, the 10,000</p> <p>25 square feet of house of worship can accommodate</p>	<p style="text-align: right;">109</p> <p>1 Now as far as if the congregation grow.</p> <p>2 I have been doing it for 30 years and I did three</p> <p>3 mosques in Old Bridge, right?</p> <p>4 VEENA SAWANT: Right.</p> <p>5 ADNAN KHAN: And I'm working on two</p> <p>6 more in Old Bridge, so there will be a total of</p> <p>7 about four or five of them.</p> <p>8 And the reason for them is when</p> <p>9 congregation grows, they want convenience. So what</p> <p>10 they do is they instead of -- I mean, of course,</p> <p>11 they will start going to one of these existing</p> <p>12 mosques, but ultimately it's a convenience; if they</p> <p>13 want to do it, like if they try to get another place</p> <p>14 just for their own congregation, and they split.</p> <p>15 So usually the congregation -- I'm not</p> <p>16 saying that there's not going to be any growth, but</p> <p>17 based on pure research analysis or the data that was</p> <p>18 done I would say a few years back and we used that</p> <p>19 data for another mosque which was in litigation in</p> <p>20 Basking Ridge, that data says it's 1 to 3 percent</p> <p>21 growth for a mosque like that.</p> <p>22 So if you circulate that 1 to</p> <p>23 3 percent, it doesn't amount to that much.</p> <p>24 And usually what happens during that</p> <p>25 time you will see another mosque coming up to attend</p>
<p style="text-align: right;">108</p> <p>1 roughly 667 patrons, right?</p> <p>2 ADNAN KHAN: Approximately.</p> <p>3 VEENA SAWANT: 15 square feet?</p> <p>4 ADNAN KHAN: Yes.</p> <p>5 VEENA SAWANT: Based on the building</p> <p>6 code. So it's 15 square feet per person.</p> <p>7 I hear that the congregation is roughly</p> <p>8 300. You testified that there currently are around</p> <p>9 100 patrons. What happens to parking when that</p> <p>10 congregation grows from 100 to 300?</p> <p>11 What alternate plan do you have because</p> <p>12 you have 109 spaces, Ernston Road does not have</p> <p>13 on-street parking, so -- which means that the</p> <p>14 overflow parking typically would go onto the</p> <p>15 residential streets whether it's Sayreville or</p> <p>16 Old Bridge.</p> <p>17 So it impacts Sayreville as much as Old</p> <p>18 Bridge. How would you address that?</p> <p>19 ADNAN KHAN: Okay, two things.</p> <p>20 First of all, there are 109 spaces but</p> <p>21 we are doing two congregations. So automatically if</p> <p>22 you look at it this becomes 218 spaces for whatever</p> <p>23 number of people are coming for each; if it's 100</p> <p>24 congregants, that fits 68 pretty easily, I mean we</p> <p>25 have enough parking on-site.</p>	<p style="text-align: right;">110</p> <p>1 for the congregants within that area.</p> <p>2 VEENA SAWANT: So what I don't</p> <p>3 understand is typically you would take into account</p> <p>4 that growth when you're planning itself, right?</p> <p>5 Because I had the same question when</p> <p>6 you came to Old Bridge with the mosque, right. When</p> <p>7 the site is 2.2, 2.5 acres, which is typical I'm</p> <p>8 seeing, right?</p> <p>9 ADNAN KHAN: Correct.</p> <p>10 VEENA SAWANT: So why not look for a</p> <p>11 bigger site where the --</p> <p>12 (Audience interruption.)</p> <p>13 VEENA SAWANT: Please remain quiet so</p> <p>14 that I can ask the right questions.</p> <p>15 So why not look for a site that is</p> <p>16 bigger, that can accommodate the parking? Then you</p> <p>17 don't reverse-engineer the question.</p> <p>18 ATTORNEY SACHS: I think I'm going to</p> <p>19 respond to that.</p> <p>20 VEENA SAWANT: Sure.</p> <p>21 ATTORNEY SACHS: Because I think now</p> <p>22 we're getting more onto commentary. We're also</p> <p>23 getting into questions that could probably be better</p> <p>24 handled by the traffic engineer. But I guess I</p> <p>25 could editorialize as well, if I'm permitted,</p>

<p style="text-align: right;">111</p> <p>1 Mr. Chairman.</p> <p>2 Yes, the mosque may have a total</p> <p>3 membership of 300, but I wish every house of worship</p> <p>4 were able to get 100 percent attendance at their --</p> <p>5 at their prayer facility. It just doesn't happen in</p> <p>6 today's world.</p> <p>7 You know, I will just use my own</p> <p>8 experience. You know, my synagogue has maybe 300</p> <p>9 members. You know, we're lucky if we get 50 on a</p> <p>10 Friday night service. There's a disengagement,</p> <p>11 unfortunately, in today's society with organized</p> <p>12 religion.</p> <p>13 Now, I'm hoping this mosque is</p> <p>14 successful, but, you know, the question was asked</p> <p>15 before as to how many members and we're giving you</p> <p>16 -- we're being transparent about it; we're telling</p> <p>17 you what we believe the membership is and probably</p> <p>18 will not grow much more.</p> <p>19 But again, as Mr. Khan indicated, we do</p> <p>20 have -- the largest attendance is really during the</p> <p>21 two -- on the Fridays, Friday afternoons. We have</p> <p>22 two services. And certainly based upon what he</p> <p>23 testified to and what my traffic engineer will</p> <p>24 testify to, I believe we'll be able to demonstrate</p> <p>25 to the board that we have adequate parking.</p>	<p style="text-align: right;">113</p> <p>1 the positive and the negative criteria, I would</p> <p>2 definitely want to hear that response.</p> <p>3 ATTORNEY SACHS: I'm sure you will.</p> <p>4 Okay.</p> <p>5 VEENA SAWANT: Thank you.</p> <p>6 ATTORNEY SACHS: Thank you,</p> <p>7 Ms. Sawant.</p> <p>8 CHAIRMAN TIGHE: Thank you. Right</p> <p>9 here.</p> <p>10 RYAN RAVARRA: Hello. Hello?</p> <p>11 CHAIRMAN TIGHE: Hello.</p> <p>12 RYAN RAVARRA: Hello? Hello? My name</p> <p>13 is Ryan Ravarra. I reside 13 Parkway Place, Parlin,</p> <p>14 New Jersey.</p> <p>15 I speak on behalf of fellow neighbors,</p> <p>16 a lot of our concerns are -- it was posted that this</p> <p>17 is going to be a 24-hour facility, correct?</p> <p>18 So what is going to be going on during</p> <p>19 that 24-hour facility?</p> <p>20 CHAIRMAN TIGHE: The hours of</p> <p>21 operation are not 24 hours.</p> <p>22 RYAN RAVARRA: Okay.</p> <p>23 ATTORNEY SACHS: Yeah, I don't know</p> <p>24 where you saw it posted it was 24 hours.</p> <p>25 RYAN RAVARRA: Well, there was a</p>
<p style="text-align: right;">112</p> <p>1 The question as to whether or not we</p> <p>2 should look for another site I don't think that's</p> <p>3 ever the province of any applicant to ever answer.</p> <p>4 I mean certainly this is the site we have, and this</p> <p>5 is what we would like to develop, and this is what</p> <p>6 we would like to build here so...</p> <p>7 VEENA SAWANT: I do have a few</p> <p>8 questions related to the use, but I'll hold them off</p> <p>9 until the planner testifies because I'm sure those</p> <p>10 can be answered by Mr. Sachs too, but I will just</p> <p>11 hold them off.</p> <p>12 The one question I have for the</p> <p>13 architect, one last question. So typically when you</p> <p>14 design a structure, right, you look at the</p> <p>15 surrounding land uses in the neighborhood.</p> <p>16 Have you seen any three-story</p> <p>17 structures in the neighborhood that are --</p> <p>18 (Audience interruption.)</p> <p>19 JOSEPH JAVIER: No, I have not.</p> <p>20 MEMBER OF THE AUDIENCE: There are</p> <p>21 none.</p> <p>22 MEMBER OF THE AUDIENCE: None.</p> <p>23 MEMBER OF THE AUDIENCE: None.</p> <p>24 VEENA SAWANT: So when the planner</p> <p>25 testifies, Mr. Sachs, when it comes to addressing</p>	<p style="text-align: right;">114</p> <p>1 posting saying it was going to -- it's a facility</p> <p>2 would be open for 24 hours.</p> <p>3 ATTORNEY SACHS: Maybe it was on</p> <p>4 Facebook, but that didn't come from us.</p> <p>5 MEMBER OF THE AUDIENCE: That was on</p> <p>6 the website.</p> <p>7 RYAN RAVARRA: It's on the website.</p> <p>8 ATTORNEY SACHS: No, it's not a</p> <p>9 24-hour facility.</p> <p>10 RYAN RAVARRA: Okay. That was our</p> <p>11 major concern.</p> <p>12 As far -- also you mentioned the</p> <p>13 lights; are they, you know, are they going to be</p> <p>14 bright enough to be affecting that neighborhood of</p> <p>15 residents?</p> <p>16 CHAIRMAN TIGHE: Their testimony so</p> <p>17 far is that the lights do not spill off the</p> <p>18 property.</p> <p>19 RYAN RAVARRA: Okay, okay. That was</p> <p>20 one of our concerns as a fellow neighbor.</p> <p>21 CHAIRMAN TIGHE: And when the facility</p> <p>22 isn't used the lights will be turned off except for</p> <p>23 safety lights that come on, you know, like --</p> <p>24 RYAN RAVARRA: Okay. And you actually</p> <p>25 answered our question before as far as the noise.</p>

<p style="text-align: right;">115</p> <p>1 So the speakers, there won't be any</p> <p>2 speakers or loud music or prayers?</p> <p>3 ATTORNEY SACHS: No, there will be no</p> <p>4 -- no call to prayer that you would see generally</p> <p>5 with a mosque in other countries, for instance.</p> <p>6 RYAN RAVARRA: Okay.</p> <p>7 ATTORNEY SACHS: And all the</p> <p>8 activities will be inside.</p> <p>9 RYAN RAVARRA: Okay.</p> <p>10 ATTORNEY SACHS: There will be no</p> <p>11 activities outside. So all the noise will be</p> <p>12 contained inside the building.</p> <p>13 RYAN RAVARRA: I guess we'll just wait</p> <p>14 and see what happens then.</p> <p>15 Thank you.</p> <p>16 CHAIRMAN TIGHE: Where did the last</p> <p>17 guy go? There you are.</p> <p>18 RYAN RAVARRA: Thanks for waiting.</p> <p>19 ROB APPELEGATE: No problem.</p> <p>20 Good evening, Rob Applegate, 16 Vincent</p> <p>21 Street in the Parkway Homes area of Parlin.</p> <p>22 I have two questions. One --</p> <p>23 CHAIRMAN TIGHE: Architect and</p> <p>24 engineer, right?</p> <p>25 ROB APPELEGATE: Huh?</p>	<p style="text-align: right;">117</p> <p>1 I mean, funerals -- a funeral could</p> <p>2 occur at any particular time, but it would be during</p> <p>3 normal business hours, so it's not going to be off</p> <p>4 hours.</p> <p>5 CHAIRMAN TIGHE: Does that answer your</p> <p>6 question?</p> <p>7 ROB APPELEGATE: A second question, you</p> <p>8 didn't say to talk about traffic, but just a quick</p> <p>9 question.</p> <p>10 The traffic survey that you guys did or</p> <p>11 whatever, doesn't that usually call for those black</p> <p>12 tubings, wires across the roadway to see traffic?</p> <p>13 CHAIRMAN TIGHE: They will explain --</p> <p>14 they will how they calculated everything.</p> <p>15 ROB APPELEGATE: Okay. Because I drive</p> <p>16 on that road every day and there's never been one</p> <p>17 tube.</p> <p>18 CHAIRMAN TIGHE: They could have</p> <p>19 somebody there counting cars, too.</p> <p>20 ROB APPELEGATE: That's it. Thank you.</p> <p>21 CHAIRMAN TIGHE: Ma'am.</p> <p>22 BETTY PINELLA: Me?</p> <p>23 CHAIRMAN TIGHE: Yeah, you. You're</p> <p>24 next, sorry.</p> <p>25 BETTY PINELLA: Good evening. My name</p>
<p style="text-align: right;">116</p> <p>1 CHAIRMAN TIGHE: They're for the</p> <p>2 architect and the engineer?</p> <p>3 ROB APPELEGATE: Yes.</p> <p>4 The architect talked about a morgue.</p> <p>5 One, that was never brought up.</p> <p>6 Two, when will those services be</p> <p>7 whenever there is a funeral?</p> <p>8 ATTORNEY SACHS: You know, sir, I</p> <p>9 think I talked about that in the beginning.</p> <p>10 First of all, there's a prep room,</p> <p>11 which I think he testified to. It's not a morgue.</p> <p>12 ROB APPELEGATE: Oh, it's not? He said</p> <p>13 morgue.</p> <p>14 ATTORNEY SACHS: It's a prep room --</p> <p>15 it's a preparation room.</p> <p>16 ROB APPELEGATE: Okay.</p> <p>17 ATTORNEY SACHS: So a body would be</p> <p>18 brought there for a funeral service. But,</p> <p>19 obviously, it would go to a morgue -- not a morgue,</p> <p>20 but it would probably go to a funeral home</p> <p>21 beforehand, and then the ritual funeral service</p> <p>22 would be there.</p> <p>23 And the funerals, I think I indicated,</p> <p>24 would be -- hold on, I actually provided that</p> <p>25 information.</p>	<p style="text-align: right;">118</p> <p>1 is Betty Pinella. I live on Parkway Place and my</p> <p>2 backyard borders this property.</p> <p>3 If I look out my kitchen window, I used</p> <p>4 to see an empty lot that had a lot of greenery in</p> <p>5 it, okay. In the last couple of years I look out</p> <p>6 there during service -- I don't know what service --</p> <p>7 there have been over 100 cars parked in the</p> <p>8 backyards of the houses on Ernston Road. Looking</p> <p>9 out my window I could see them.</p> <p>10 The lights flashing at evening time.</p> <p>11 Children are going to sleep, lights are flashing.</p> <p>12 My neighbors across the street are</p> <p>13 like "what are you doing in your backyard; why are</p> <p>14 lights flashing in my windows?"</p> <p>15 Now I hear I'm going to have trees back</p> <p>16 there bordering. Are these adult trees that are</p> <p>17 going to block this from my view? Is it going to</p> <p>18 block the lights of the cars? That's what I want to</p> <p>19 know.</p> <p>20 And if you have services ending 10:30,</p> <p>21 11:30, 12:30 at night, depending on the moon, I</p> <p>22 don't know how you do things, but I've had problems</p> <p>23 there before they moved out where they're over with</p> <p>24 cars and noise there late at night.</p> <p>25 The ordinance I thought was 10 o'clock</p>

<p style="text-align: right;">119</p> <p>1 for noise in Sayreville. Is that still true?</p> <p>2 CHAIRMAN TIGHE: There is an</p> <p>3 ordinance, a noise ordinance, yes.</p> <p>4 Mr. Sachs?</p> <p>5 ATTORNEY SACHS: Yeah, thank you,</p> <p>6 Mr. Chairman.</p> <p>7 There hasn't been any activity on that</p> <p>8 site for probably a year and a half.</p> <p>9 BETTY PINELLA: Yes, prior to that.</p> <p>10 CHAIRMAN TIGHE: We can't -- we can't</p> <p>11 talk about that because that's not part of the</p> <p>12 application.</p> <p>13 BETTY PINELLA: But I want to know</p> <p>14 what is going to stop this from shining in my</p> <p>15 backyard.</p> <p>16 CHAIRMAN TIGHE: And what they</p> <p>17 testified was they're going to take the dirt from</p> <p>18 the bottom where they're going to put the parking,</p> <p>19 make a berm. On top of the berm they're going to</p> <p>20 put trees. Those trees will be determined by the</p> <p>21 planner and our people.</p> <p>22 We may have -- we may, part of the</p> <p>23 condition, that there be more and higher so they</p> <p>24 will block your view, that's our --</p> <p>25 BETTY PINELLA: Okay.</p>	<p style="text-align: right;">121</p> <p>1 BETTY PINELLA: -- it already seems like</p> <p>2 it's going to get built, they just have to figure</p> <p>3 out the fine-tuning, okay.</p> <p>4 If my -- I pay taxes. I have been</p> <p>5 living in this house since 1961, okay. If my</p> <p>6 property and my lifestyle gets ruined because</p> <p>7 there's services at 10:30, 11 o'clock at night, and</p> <p>8 there's cars circling around, who do I complain to?</p> <p>9 MEMBER OF THE AUDIENCE: Nobody knows.</p> <p>10 MEMBER OF THE AUDIENCE: We pay taxes</p> <p>11 to pay them.</p> <p>12 CHAIRMAN TIGHE: Code enforcement.</p> <p>13 BETTY PINELLA: Code enforcement,</p> <p>14 okay.</p> <p>15 Is that in this building?</p> <p>16 CHAIRMAN TIGHE: No.</p> <p>17 MEMBER OF THE AUDIENCE: Can code</p> <p>18 enforcement do something --</p> <p>19 UNIDENTIFIED SPEAKER: Forget about</p> <p>20 them. I've called on them a thousand times. They</p> <p>21 come out --</p> <p>22 BETTY PINELLA: Okay. Well, it's</p> <p>23 okay, code enforcement. Thank you.</p> <p>24 CHAIRMAN TIGHE: Ma'am, with the hand</p> <p>25 up, go ahead.</p>
<p style="text-align: right;">120</p> <p>1 CHAIRMAN TIGHE: That's one of the</p> <p>2 things that we can ask for.</p> <p>3 BETTY PINELLA: What happens to damage</p> <p>4 to my property when they're doing work on their</p> <p>5 property?</p> <p>6 An oak tree was taken down a few weeks</p> <p>7 ago. Dead branches from it fell on top of my shed</p> <p>8 and now my shed has rips in it that I have to fix.</p> <p>9 ATTORNEY SACHS: Certainly,</p> <p>10 Mr. Chairman, we don't want to trespass on</p> <p>11 Ms. Pinella's property. I mean we can't do that.</p> <p>12 So if, in fact, the board acts favorably for this</p> <p>13 application we'll have to come up with a</p> <p>14 construction detail, a construction plan, which will</p> <p>15 detail when activities will occur.</p> <p>16 They're not going to occur in the</p> <p>17 evening. They're not going to occur before the hour</p> <p>18 when they can occur. And certainly we've got to</p> <p>19 make sure that we stay on our property for purposes</p> <p>20 of any construction.</p> <p>21 BETTY PINELLA: Okay. I just want to</p> <p>22 know, once this building gets built -- because it</p> <p>23 seems like it's going to get built no matter what</p> <p>24 anybody says, okay --</p> <p>25 MEMBER OF THE AUDIENCE: Yeah.</p>	<p style="text-align: right;">122</p> <p>1 CHAIRMAN TIGHE: Hang on. Did you</p> <p>2 want to speak?</p> <p>3 MEMBER OF THE AUDIENCE: Yes, please.</p> <p>4 CHAIRMAN TIGHE: Okay, after her. I</p> <p>5 didn't see you over there.</p> <p>6 CAROL ESPOSITO: Hi.</p> <p>7 CHAIRMAN TIGHE: And one other thing,</p> <p>8 you're after her.</p> <p>9 CAROL ESPOSITO: Carol Esposito,</p> <p>10 Parlin, New Jersey.</p> <p>11 According to Sayreville Municipal Land</p> <p>12 Use Law, Section 26.65.2F, "A discussion of site</p> <p>13 design and project location alternatives that were</p> <p>14 considered shall be provided."</p> <p>15 I'm asking what the alternatives were</p> <p>16 that were considered and why were they rejected?</p> <p>17 ATTORNEY SACHS: I'm not going to</p> <p>18 respond to that this evening. I'll certainly have</p> <p>19 my planner speak about that.</p> <p>20 MEMBER OF THE AUDIENCE: Why not?</p> <p>21 ATTORNEY SACHS: I am not testifying</p> <p>22 so.</p> <p>23 MEMBER OF THE AUDIENCE: You're a</p> <p>24 lawyer.</p> <p>25 ATTORNEY SACHS: My planner will</p>

<p style="text-align: right;">123</p> <p>1 address that.</p> <p>2 CAROL ESPOSITO: Okay, second one.</p> <p>3 According to Sayreville Municipal Land</p> <p>4 Use Law Zoning Schedule 3, bulk regulation for</p> <p>5 houses of worship, the maximum lot coverage of a</p> <p>6 building should be 25 percent. For a building with</p> <p>7 pavement should be 45 percent combined.</p> <p>8 According to the application, the</p> <p>9 proposed application consists of 44.83 percent</p> <p>10 pavement, 21.27 percent building, for a grand total</p> <p>11 of 66.10 coverage.</p> <p>12 So I'm wondering how does that size of</p> <p>13 the building that has been proposed by the architect</p> <p>14 fit with the law of Sayreville?</p> <p>15 ADNAN KHAN: That is not correct the</p> <p>16 way you interpret the coverages. The building</p> <p>17 coverage is a separate line item and lot coverage</p> <p>18 includes the building coverage. So we are not</p> <p>19 asking for any variances for coverage either for</p> <p>20 building coverage or lot coverage.</p> <p>21 CAROL ESPOSITO: So but on the</p> <p>22 application -- so on the application it's listed as</p> <p>23 two separate numbers. And you're saying the lot</p> <p>24 coverage, the pavement plus the building coverage is</p> <p>25 what's equaling 44.83 percent?</p>	<p style="text-align: right;">125</p> <p>1 added loading space, and the waiver for 220 feet</p> <p>2 lane entrance for parking.</p> <p>3 Is that correct?</p> <p>4 ATTORNEY SACHS: Yeah, I believe</p> <p>5 that's correct.</p> <p>6 NIKKOLE VOCCIO: So I'm just</p> <p>7 questioning, do we get waivers if I want to put a</p> <p>8 pool less than 10 feet from my backyard, from the</p> <p>9 fence?</p> <p>10 Do the people of Sayreville get waivers</p> <p>11 passed based on what their wants are instead of what</p> <p>12 the needs are for the safety of a community?</p> <p>13 CHAIRMAN TIGHE: If they go to the</p> <p>14 zoning board and ask for relief they can.</p> <p>15 (Public interruption.)</p> <p>16 CHAIRMAN TIGHE: That's the truth.</p> <p>17 You asked a question.</p> <p>18 DONALD SCARANO: So if I go to the</p> <p>19 zoning board and say --</p> <p>20 (Stenographer admonition.)</p> <p>21 CHAIRMAN TIGHE: Listen, I have a deck</p> <p>22 in the back of my house that didn't fit it. I</p> <p>23 didn't have the 25 feet. This is years ago, I went</p> <p>24 to to 200 people -- 200 feet away from for me, got</p> <p>25 them all to sign on that they didn't care that I put</p>
<p style="text-align: right;">124</p> <p>1 ADNAN KHAN: If you read the</p> <p>2 definition in the ordinance they define like what</p> <p>3 constitutes lot coverage, and the lot coverage</p> <p>4 constitutes the building coverage as well as any</p> <p>5 impervious coverage.</p> <p>6 CAROL ESPOSITO: Okay.</p> <p>7 ADNAN KHAN: So we are under. We are</p> <p>8 not asking for any variances.</p> <p>9 CHAIRMAN TIGHE: Good?</p> <p>10 CAROL ESPOSITO: One more thing. So</p> <p>11 we're not talking about parking.</p> <p>12 I think so. Thank you.</p> <p>13 NIKKOLE VOCCIO: Hi, I'm Nikkole</p> <p>14 Voccio. I live on Dunlap Drive in Parlin,</p> <p>15 New Jersey.</p> <p>16 I did have a lot to say on parking and</p> <p>17 traffic, but I know I'm not allowed to speak about</p> <p>18 that, so I will speak on the testimony that was</p> <p>19 given.</p> <p>20 CHAIRMAN TIGHE: That's right.</p> <p>21 NIKKOLE VOCCIO: So if I'm correct, the</p> <p>22 waivers that were requested that he spoke about</p> <p>23 tonight was the setback of the parking spaces, the</p> <p>24 double curbing, the planted islands for parking</p> <p>25 areas, the waiver for street loading space, and</p>	<p style="text-align: right;">126</p> <p>1 a deck on because we were only adding --</p> <p>2 DONALD SCARANO: You got 200 people,</p> <p>3 but to sign on saying that the deck was fine, right?</p> <p>4 MEMBER OF THE AUDIENCE: Right.</p> <p>5 DONALD SCARANO: So you can come to the</p> <p>6 neighborhood and ask if we're all right and we'll</p> <p>7 sign --</p> <p>8 CHAIRMAN TIGHE: That's not how it</p> <p>9 works.</p> <p>10 DONALD SCARANO: Why not?</p> <p>11 CHAIRMAN TIGHE: You have to notify</p> <p>12 people that you're doing it. All you people have</p> <p>13 been -- anybody that is 200 feet away from this</p> <p>14 mosque has been notified.</p> <p>15 MEMBER OF THE AUDIENCE: No, no.</p> <p>16 DONALD SCARANO: Wait, how do you mean?</p> <p>17 I wasn't.</p> <p>18 MEMBER OF THE AUDIENCE: Nobody was</p> <p>19 notified.</p> <p>20 CHAIRMAN TIGHE: Where do you live; do</p> <p>21 you live 200 feet away?</p> <p>22 MEMBER OF THE AUDIENCE: Yes.</p> <p>23 DONALD SCARANO: Yeah, I live on</p> <p>24 Frederick Place. I never got anything.</p> <p>25 CHAIRMAN TIGHE: Frederick is way</p>

<p style="text-align: right;">127</p> <p>1 further than 200 feet away.</p> <p>2 DONALD SCARANO: You said anybody</p> <p>3 200 feet or away.</p> <p>4 CHAIRMAN TIGHE: 200 feet away.</p> <p>5 ATTORNEY SORDILLO: Within 200 feet.</p> <p>6 DONALD SCARANO: But why?</p> <p>7 CHAIRMAN TIGHE: Because that's the</p> <p>8 law.</p> <p>9 (Stenographer requests clarification.)</p> <p>10 DONALD SCARANO: Donald Scarano, 42</p> <p>11 Frederick Place, Parlin, New Jersey.</p> <p>12 CHAIRMAN TIGHE: Go ahead.</p> <p>13 NIKKOLE VOCCIO: Next, I want to know</p> <p>14 if anyone has contacted Masjid Al-Wali in Edison?</p> <p>15 Because I have.</p> <p>16 And I know for a fact that they have an</p> <p>17 18,500-square-foot facility that they only asked for</p> <p>18 50 parking spaces when they opened, but then</p> <p>19 initially asked for an additional 100 spaces after</p> <p>20 that, which means that that's likely going to happen</p> <p>21 here.</p> <p>22 Do you have rebuttal? Let's go.</p> <p>23 ATTORNEY SORDILLO: Well, we need to</p> <p>24 have a question. That was providing testimony, and</p> <p>25 that's something we do later on.</p>	<p style="text-align: right;">129</p> <p>1 ATTORNEY POHLMAN: And what that law</p> <p>2 states is it provides protections for facilities and</p> <p>3 land use applications that are part of religious</p> <p>4 exercise.</p> <p>5 Now normally we all traditionally think</p> <p>6 about religious exercise as being contained to a</p> <p>7 church, to a synagogue, to a prayer hall. However,</p> <p>8 the federal government in drafting this legislation,</p> <p>9 and in the way the courts have interpreted, have</p> <p>10 expanded that. And the way they have expanded is to</p> <p>11 state that what's protected under the law isn't just</p> <p>12 the place where you go in and you conduct your</p> <p>13 services; it's also what is necessary to maintain</p> <p>14 the religion. So --</p> <p>15 NIKKOLE VOCCIO: The morgue?</p> <p>16 ATTORNEY POHLMAN: So schools, right,</p> <p>17 schools are being able to educate, places to have</p> <p>18 Hebrew school, CCD, Sunday school, those are</p> <p>19 considered protected buildings, and buildings in</p> <p>20 applications that fall within the scope. And</p> <p>21 additionally community centers that are aimed at</p> <p>22 fostering and developing religious life have those</p> <p>23 protections as well.</p> <p>24 So it is not -- it's completely</p> <p>25 understandable --</p>
<p style="text-align: right;">128</p> <p>1 NIKKOLE VOCCIO: No, the question was</p> <p>2 did anyone reach out to them for a comparison?</p> <p>3 Anyone?</p> <p>4 MEMBER OF THE AUDIENCE: Anyone?</p> <p>5 NIKKOLE VOCCIO: A comparison on these</p> <p>6 parking spaces?</p> <p>7 And being I still can't do parking or</p> <p>8 traffic, give me one more minute.</p> <p>9 My next and last question, mosques --</p> <p>10 zoning laws, they were made years and years ago, and</p> <p>11 we know this.</p> <p>12 The question is the mosque is protected</p> <p>13 by the zoning laws. The Community Center is not.</p> <p>14 So what is going on here? What is the deal?</p> <p>15 Is the Community Center protected by</p> <p>16 the zoning laws? Because if so then we don't have</p> <p>17 as much of a fight here. But if the Community</p> <p>18 Center is not protected by zoning laws, then only</p> <p>19 the prayer space should be looked at and even</p> <p>20 considered.</p> <p>21 ATTORNEY POHLMAN: So, ma'am, that's</p> <p>22 an excellent question. And in 2000 the federal</p> <p>23 government enacted a law known as the religious --</p> <p>24 RLUIPA.</p> <p>25 NIKKOLE VOCCIO: I'm familiar.</p>	<p style="text-align: right;">130</p> <p>1 NIKKOLE VOCCIO: Is it gray area?</p> <p>2 ATTORNEY POHLMAN: -- it's completely</p> <p>3 understandable why you would ask it. I agree with</p> <p>4 you, first you start hearing this and you say to</p> <p>5 yourself, wait a minute, I think that people should</p> <p>6 be able to pray where -- you know, pray in the</p> <p>7 neighborhood where they want to do it, but how do</p> <p>8 these other facilities and how do these other uses --</p> <p>9 NIKKOLE VOCCIO: That go to 44,000</p> <p>10 feet, correct.</p> <p>11 ATTORNEY POHLMAN: -- why are they</p> <p>12 part of it, and that's the reason why, ma'am.</p> <p>13 It's not about a law that has been</p> <p>14 passed in the Township of Sayreville or in the</p> <p>15 State of New Jersey. You know, we're operating</p> <p>16 under guidance that comes from federal law and</p> <p>17 decisions handed down by various circuit courts.</p> <p>18 And that's not a great answer, I mean,</p> <p>19 and I understand that, and the board understands</p> <p>20 that. But unfortunately that's -- fortunately or</p> <p>21 unfortunately, and, you know, I'm not</p> <p>22 characterizing -- that's the law.</p> <p>23 And so oftentimes, you know, community</p> <p>24 centers that are part of religious life and</p> <p>25 development of -- in the development of religious</p>

<p style="text-align: right;">131</p> <p>1 communities and maintenance of religious activities</p> <p>2 do have those protections.</p> <p>3 NIKKOLE VOCCIO: Two quick things and</p> <p>4 I'm done.</p> <p>5 In light of recent events what's going</p> <p>6 on in the world and specifically in Sayreville, we</p> <p>7 are 1,000 percent in favor of prayer, just not a</p> <p>8 giant building in our backyards up against our</p> <p>9 backyard fence. That's one.</p> <p>10 Two, Marquis is a Sayreville-born</p> <p>11 rock-n-roll band. They're going to be at Stone Pony</p> <p>12 this Friday, so go out and check them out.</p> <p>13 CHAIRMAN TIGHE: Next, next. You're</p> <p>14 next.</p> <p>15 MICHAEL CANN: Good evening, Michael</p> <p>16 Cann.</p> <p>17 CHAIRMAN TIGHE: Mike, come on up.</p> <p>18 MICHAEL CANN: Good evening, Michael</p> <p>19 Cann, 3 Mansfield Avenue, East Brunswick, New</p> <p>20 Jersey. I grew up on Vincent Street, still have</p> <p>21 family there, so very much involved.</p> <p>22 I've got questions for the engineer and</p> <p>23 then I have questions for the architect, if that's</p> <p>24 okay. The first two questions would be --</p> <p>25 MEMBER OF THE AUDIENCE: We can't hear</p>	<p style="text-align: right;">133</p> <p>1 ATTORNEY SACHS: Well, my traffic</p> <p>2 engineer, who is not here this evening, will testify</p> <p>3 at the next hearing about that, but I can certainly</p> <p>4 have Mr. Khan elaborate somewhat.</p> <p>5 ADNAN KHAN: There are a couple of</p> <p>6 reasons. One is because we think based on the</p> <p>7 applicant's membership, by the mosque, we don't see</p> <p>8 -- we don't think that we will exceed that because</p> <p>9 we are proposing two prayer services.</p> <p>10 So let's say 109, 109, it's 218 spaces.</p> <p>11 And we don't need that many spaces, to be honest,</p> <p>12 but we are trying to maximize as much as we can. So</p> <p>13 that's pretty much what I would say.</p> <p>14 MICHAEL CANN: When the 25-foot</p> <p>15 setback is imposed there is -- are there still 109</p> <p>16 parking spots now on the drawings?</p> <p>17 ADNAN KHAN: Yes.</p> <p>18 MICHAEL CANN: Okay.</p> <p>19 With the basement parking structure</p> <p>20 underneath and your underwater -- underground</p> <p>21 detention system, reading the environmental report,</p> <p>22 groundwater between 48 and 122 inches.</p> <p>23 How deep will your retention tanks be</p> <p>24 and how --</p> <p>25 ADNAN KHAN: Actually, we did our own</p>
<p style="text-align: right;">132</p> <p>1 you.</p> <p>2 MEMBER OF THE AUDIENCE: Use the mic.</p> <p>3 MICHAEL CANN: The first question would</p> <p>4 be who approved the unpermitted improvements to the</p> <p>5 existing property?</p> <p>6 ADNAN KHAN: I cannot answer that. I</p> <p>7 have no knowledge of that.</p> <p>8 ATTORNEY SACHS: Honestly, I can't</p> <p>9 comment on that because there's still continuing</p> <p>10 litigation.</p> <p>11 ATTORNEY POHLMAN: That's pending</p> <p>12 litigation --</p> <p>13 MICHAEL CANN: Okay.</p> <p>14 ATTORNEY POHLMAN -- and I wouldn't</p> <p>15 recommend that anybody comment on that.</p> <p>16 MICHAEL CANN: I'll move to the second</p> <p>17 one quickly, just to expedite.</p> <p>18 The CME report claims a need for 377</p> <p>19 parking spots on this site, you propose 109. Why</p> <p>20 are there not 377 parking spots on the property?</p> <p>21 ATTORNEY SACHS: I'll have Mr. Khan</p> <p>22 answer that, but I think my traffic engineer</p> <p>23 probably --</p> <p>24 MICHAEL CANN: No, it's in the</p> <p>25 engineering report, it's all...</p>	<p style="text-align: right;">134</p> <p>1 geotechnical because -- I don't know which report</p> <p>2 you are referring to --</p> <p>3 MICHAEL CANN: The one that is posted</p> <p>4 on the website as the basis for our evening</p> <p>5 discussion.</p> <p>6 ADNAN KHAN: Okay. Well, we did our</p> <p>7 own geotechnical investigation and based on our</p> <p>8 system it's designed -- because by law or by</p> <p>9 regulations your bottom of your system has to be two</p> <p>10 feet above the groundwater, and that's what we</p> <p>11 designed for --</p> <p>12 MICHAEL CANN: So --</p> <p>13 ADNAN KHAN: -- so we are, I mean like</p> <p>14 the system itself is, I believe it's, like the pipes</p> <p>15 that we are proposing is like, I think, 30 or 36</p> <p>16 inches pipe. There is a storm bed at the top and</p> <p>17 storm bed at the bottom. So probably --</p> <p>18 MICHAEL CANN: So you have 8 foot,</p> <p>19 three?</p> <p>20 ADNAN KHAN: Probably -- no, I would</p> <p>21 say like six feet, maybe. Within six feet --</p> <p>22 MICHAEL CANN: And what is the</p> <p>23 basement floor level versus the site right now?</p> <p>24 ADNAN KHAN: That's a different thing,</p> <p>25 like. Because now you have to go and see like where --</p>

<p style="text-align: right;">135</p> <p>1 MICHAEL CANN: Pumping up is what</p> <p>2 you're saying, into a tank that is now above your</p> <p>3 floor level. How does it permeate into the</p> <p>4 surrounding soils with the four soil types that you</p> <p>5 said you have?</p> <p>6 ADNAN KHAN: I didn't get your</p> <p>7 question.</p> <p>8 MICHAEL CANN: How are you pumping up</p> <p>9 into a system that is above the floor level?</p> <p>10 ADNAN KHAN: We can do two things. We</p> <p>11 can do a pumping system, we can put a lift station</p> <p>12 to pump that water, or we can design --</p> <p>13 MICHAEL CANN: To where? It's going</p> <p>14 to permeate out the bottom.</p> <p>15 ADNAN KHAN: No, put a bigger system.</p> <p>16 MICHAEL CANN: Okay.</p> <p>17 ADNAN KHAN: There's a design thing,</p> <p>18 there is a design -- a procedure that we have to</p> <p>19 follow.</p> <p>20 MICHAEL CANN: Fine.</p> <p>21 ADNAN KHAN: And that's what we did</p> <p>22 though.</p> <p>23 ATTORNEY SACHS: Just, is it</p> <p>24 Mr. McCann?</p> <p>25 MICHAEL CANN: No, just Cann.</p>	<p style="text-align: right;">137</p> <p>1 ADNAN KHAN: No, what the code allows.</p> <p>2 Just like -- see, like when we started the</p> <p>3 meeting --</p> <p>4 MICHAEL CANN: What does the zoning --</p> <p>5 (Stenographer admonition.)</p> <p>6 ATTORNEY SACKS: Wait, wait, wait.</p> <p>7 ADNAN KHAN: See like when we started</p> <p>8 the meeting, they threw the people out because we</p> <p>9 were exceeding the capacity, the same thing happens</p> <p>10 there.</p> <p>11 ATTORNEY SACHS: If I can respond just</p> <p>12 briefly on that question, and I think I have</p> <p>13 indicated several times already, if the concern of</p> <p>14 the public -- concerns of the board or concern of</p> <p>15 the public is that the basketball court/</p> <p>16 gymnasium/running track is going to be utilized for</p> <p>17 any other purpose other than recreational activity,</p> <p>18 it's not going to be utilized for anything other</p> <p>19 than recreational activity.</p> <p>20 So when you ask me what the capacity of</p> <p>21 a basketball court is, usually it's five-on-five --</p> <p>22 MICHAEL CANN: That's incorrect</p> <p>23 because there's no stadium seatings in your</p> <p>24 drawings.</p> <p>25 ATTORNEY SACHS: Well, again --</p>
<p style="text-align: right;">136</p> <p>1 ATTORNEY SACHS: Unfortunately we have</p> <p>2 -- well, fortunately, we have a court reporter here,</p> <p>3 but we can't talk over each other so --</p> <p>4 MICHAEL CANN: Understood.</p> <p>5 ATTORNEY SACHS: Let him --</p> <p>6 MICHAEL CANN: I'm excited, excited to</p> <p>7 be able to voice my opinions. I feel it's</p> <p>8 important.</p> <p>9 ATTORNEY SACHS: Okay.</p> <p>10 MICHAEL CANN: The engineering</p> <p>11 footprint, I believe -- what's the capacity of</p> <p>12 humans in the basketball court?</p> <p>13 ADNAN KHAN: Of?</p> <p>14 MICHAEL CANN: Basketball court</p> <p>15 facility.</p> <p>16 ADNAN KHAN: I don't know.</p> <p>17 MICHAEL CANN: 12 -- I mean, I can do</p> <p>18 the math. 12,000, roughly, square feet.</p> <p>19 It's basically the same size as the two</p> <p>20 men's prayer halls --</p> <p>21 ADNAN KHAN: Whatever the code allows</p> <p>22 it to be. Whatever the code allows.</p> <p>23 MICHAEL CANN: So there could be</p> <p>24 another 800, 900 some-odd people, as per the</p> <p>25 architect?</p>	<p style="text-align: right;">138</p> <p>1 MICHAEL CANN: So it would be all</p> <p>2 ground level.</p> <p>3 ATTORNEY SACHS: -- it's a basketball</p> <p>4 court; it's going to be utilized as such. It may be</p> <p>5 utilized as a dodgeball court. Maybe it's going to</p> <p>6 be utilized as a volleyball court.</p> <p>7 But it's strictly for recreational</p> <p>8 activities --</p> <p>9 MICHAEL CANN: Okay.</p> <p>10 ATTORNEY SACHS: -- it's not for</p> <p>11 anything other than recreational activities.</p> <p>12 MICHAEL CANN: One more question for</p> <p>13 the engineer.</p> <p>14 ATTORNEY SACHS: Sure.</p> <p>15 MICHAEL CANN: Who is responsible for</p> <p>16 the 18,000-square-foot discrepancy between the</p> <p>17 engineering floor space on the drawings versus the</p> <p>18 engineering drawings for the site improvements; is</p> <p>19 that engineering?</p> <p>20 ADNAN KHAN: Actually our numbers are</p> <p>21 different, like they're based on the architectural</p> <p>22 plans. Our numbers are strictly for the</p> <p>23 calculations for stormwater design.</p> <p>24 So like I don't know if -- I don't</p> <p>25 know, like the architect probably has -- I think</p>

<p style="text-align: right;">139</p> <p>1 there was a comment made that there is discrepancy</p> <p>2 in the total square footage --</p> <p>3 MICHAEL CANN: It's in the CME report.</p> <p>4 ADNAN KHAN: -- but again, based on our</p> <p>5 numbers, our numbers are critical because that's</p> <p>6 basic -- that is the basis for us to design our</p> <p>7 stormwater management.</p> <p>8 MICHAEL CANN: Okay.</p> <p>9 ADNAN KHAN: So that's why I go with my</p> <p>10 numbers.</p> <p>11 MICHAEL CANN: I have two questions</p> <p>12 for the architect, if I may.</p> <p>13 CHAIRMAN TIGHE: Make them quick.</p> <p>14 MICHAEL CANN: I will.</p> <p>15 Based upon the square footage of the</p> <p>16 basketball arena, because it's two floors, there is</p> <p>17 one fire escape out the right rear corner for an</p> <p>18 over-12,000-square-foot facility.</p> <p>19 Where are other means of egress from</p> <p>20 that large facility if there are hundreds of people</p> <p>21 in there, or five-on-five plus an excited crowd?</p> <p>22 JOSEPH JAVIER: I believe we show it</p> <p>23 on our egress plan on one of the sheets.</p> <p>24 MICHAEL CANN: One escape in the right</p> <p>25 rear corner?</p>	<p style="text-align: right;">141</p> <p>1 building department will also comment on that if</p> <p>2 it's not enough egress, so we can easily add one on</p> <p>3 the left side if we have to.</p> <p>4 MICHAEL CANN: Okay, perfect.</p> <p>5 If you are required to add a secondary</p> <p>6 egress in that back corner, will that increase your</p> <p>7 footprint on your lot?</p> <p>8 JOSEPH JAVIER: Yes, it would.</p> <p>9 MICHAEL CANN: Increasing impermeable</p> <p>10 surface?</p> <p>11 JOSEPH JAVIER: Correct.</p> <p>12 MICHAEL CANN: And coming back to the</p> <p>13 board for further --</p> <p>14 JOSEPH JAVIER: I'm sorry, it's not</p> <p>15 going to increase it by much, I mean you're looking</p> <p>16 at --</p> <p>17 MICHAEL CANN: And the sidewalks that</p> <p>18 are missing?</p> <p>19 JOSEPH JAVIER: The sidewalks they are</p> <p>20 now shown, so everything you're seeing is included</p> <p>21 in the calculation.</p> <p>22 MICHAEL CANN: Thank you very much.</p> <p>23 CHAIRMAN TIGHE: Sir.</p> <p>24 Ma'am, you're next. No, after him; him</p> <p>25 and then you.</p>
<p style="text-align: right;">140</p> <p>1 JOSEPH JAVIER: Yes, and --</p> <p>2 MICHAEL CANN: Is that sufficient based</p> <p>3 on the codes of the town?</p> <p>4 JOSEPH JAVIER: -- also -- yeah, it's</p> <p>5 based on --</p> <p>6 MICHAEL CANN: Through the other layers</p> <p>7 of the building --</p> <p>8 (Stenographer admonition.)</p> <p>9 MICHAEL CANN: I'm sorry.</p> <p>10 JOSEPH JAVIER: The egress doors will</p> <p>11 be based on the actual use, so again --</p> <p>12 MICHAEL CANN: Correct.</p> <p>13 JOSEPH JAVIER: -- again, if it's</p> <p>14 five-on-five --</p> <p>15 MICHAEL CANN: But it's not; it's a</p> <p>16 large basketball court.</p> <p>17 ATTORNEY SACHS: Let him finish, all</p> <p>18 right, because we need to get a transcript so.</p> <p>19 Hold on one second answering that</p> <p>20 because we've got to plug in.</p> <p>21 (A brief pause is taken.)</p> <p>22 JOSEPH JAVIER: So you do have at</p> <p>23 least two means of egress, in the front and one at</p> <p>24 the rear.</p> <p>25 And then if we are in violation the</p>	<p style="text-align: right;">142</p> <p>1 MEMBER OF THE AUDIENCE: How about me?</p> <p>2 I have been waiting all night for this.</p> <p>3 MEMBER OF THE AUDIENCE: She has been</p> <p>4 waiting all night.</p> <p>5 CHAIRMAN TIGHE: You're third. We</p> <p>6 saved the best for last.</p> <p>7 PETER BOBCHIN: Peter Bobchin, 3 Denise</p> <p>8 Street, Parlin, New Jersey.</p> <p>9 If I heard right before, they said they</p> <p>10 were going to have weddings there?</p> <p>11 ATTORNEY SACHS: Yes, yes.</p> <p>12 PETER BOBCHIN: Okay. And is that</p> <p>13 just wedding ceremonies or --</p> <p>14 ATTORNEY SACHS: Yes.</p> <p>15 PETER BOBCHIN: It is. No wedding</p> <p>16 parties?</p> <p>17 ATTORNEY SACHS: No receptions.</p> <p>18 PETER BOBCHIN: Okay.</p> <p>19 ATTORNEY SACHS: And that would be at</p> <p>20 4:00 p.m. on a Saturday, generally.</p> <p>21 PETER BOBCHIN: Now as far as the</p> <p>22 construction, we're not dealing with a space like on</p> <p>23 Route 9. This is going to be surrounded by houses.</p> <p>24 And they're going to be digging deep enough where</p> <p>25 they're going to put a garage structure and they're</p>

<p style="text-align: right;">143</p> <p>1 going to have to have supports.</p> <p>2 Have there been any studies what the</p> <p>3 impact may have on the surrounding -- surrounding</p> <p>4 houses, such as vibration or any problems like that,</p> <p>5 that could affect their structures?</p> <p>6 ATTORNEY SACHS: Well, again, under</p> <p>7 the Municipal Land Use Law we cannot cause any water</p> <p>8 issues on other properties, and certainly we cannot</p> <p>9 cause any compaction or structural issues on any</p> <p>10 other properties.</p> <p>11 PETER BOBCHIN: Well, my question is,</p> <p>12 has there been anything submitted to show how that's</p> <p>13 not going to happen?</p> <p>14 Because if you have an underground</p> <p>15 garage and a three-story building, you're going to</p> <p>16 have to have some type of structural support. So</p> <p>17 they're going to have to dig deeper than even just</p> <p>18 that building. Then the garage, I mean, they have</p> <p>19 to go deep.</p> <p>20 Like, if I put a deck up I've got to</p> <p>21 go, what is it, 14 inches down. So how far down --</p> <p>22 three feet, sorry. So how far down do they have to</p> <p>23 go for a structure like that?</p> <p>24 And are there going to be vibrations?</p> <p>25 I mean they may say that they're intending not to,</p>	<p style="text-align: right;">145</p> <p>1 ATTORNEY SACHS: I'm not, sir, I'm not</p> <p>2 aware of any requirement for us to do a pollution</p> <p>3 study. But certainly we are going to have to</p> <p>4 provide safe ventilation out of this garage</p> <p>5 structure.</p> <p>6 And basically it's the same type of</p> <p>7 exhaust that would really be generated, you know, in</p> <p>8 a surface parking lot as well, because what we're</p> <p>9 proposing is the ventilation will obviously vent out</p> <p>10 to the air so.</p> <p>11 MEMBER OF THE AUDIENCE: We have houses</p> <p>12 all around.</p> <p>13 (Public interruption.)</p> <p>14 PETER BOBCHIN: And, I'm sorry, I did</p> <p>15 have one more question.</p> <p>16 CHAIRMAN TIGHE: I know it's getting</p> <p>17 late, but just try to keep it down.</p> <p>18 PETER BOBCHIN: One quick question.</p> <p>19 This is zoned R-7. I know religious intuitions have</p> <p>20 -- it's a conforming use, they have an exemption,</p> <p>21 but doesn't it still have to -- doesn't the</p> <p>22 architecture and the structure still have to conform</p> <p>23 to the surrounding structures?</p> <p>24 ATTORNEY SACHS: Well, to respond, the</p> <p>25 house of worship is a permitted use in your R-7</p>
<p style="text-align: right;">144</p> <p>1 but in reality is that going to -- how are they</p> <p>2 going to prevent that from happening?</p> <p>3 CHAIRMAN TIGHE: Can we question the --</p> <p>4 ENGINEER CORNELL: Mr. Chairman, if I</p> <p>5 might. That's an item that's addressed in our</p> <p>6 report. We raised the question about having the</p> <p>7 soil study. We raised questions about special</p> <p>8 foundation structures. That would come into play if</p> <p>9 they've got to drive piles or do something out of</p> <p>10 the ordinary, the need for a vibration study would</p> <p>11 be addressed when they submit that report.</p> <p>12 PETER BOBCHIN: Okay. My last</p> <p>13 question, they mentioned about -- you know, how many</p> <p>14 spaces are underground?</p> <p>15 CHAIRMAN TIGHE: 64.</p> <p>16 PETER BOBCHIN: 64. And we talked</p> <p>17 about a ventilation system because there's going to</p> <p>18 be gas, you know, carbon dioxide underneath there</p> <p>19 that's going to have to be blown out, right, through</p> <p>20 some filtration system --</p> <p>21 CHAIRMAN TIGHE: And waste water off</p> <p>22 the vehicles.</p> <p>23 PETER BOBCHIN: So is there going to</p> <p>24 be a pollution study to see how that may affect the</p> <p>25 surrounding houses?</p>	<p style="text-align: right;">146</p> <p>1 zone. And certainly, obviously, we have to present</p> <p>2 plans for approval by this board or for review by</p> <p>3 this board, which are consistent with what a house</p> <p>4 of worship would look like.</p> <p>5 You know, the good thing about zoning</p> <p>6 in New Jersey is that most residential zones in the</p> <p>7 State of New Jersey do permit houses of worship. So</p> <p>8 we have churches, we have synagogues, we have Indian</p> <p>9 temples, we have Buddhist temples, we have mosques</p> <p>10 that are located within residential neighborhoods,</p> <p>11 and they are compatible with the surrounding area.</p> <p>12 You know, again, we're dealing with a</p> <p>13 height issue. Our height is acceptable, we don't</p> <p>14 need a height variance. There's an exception</p> <p>15 dealing with the impertinence, which is the minaret,</p> <p>16 which is similar to a church steeple.</p> <p>17 So we're in compliance with that, sir.</p> <p>18 PETER BOBCHIN: The difference here is</p> <p>19 you're basically in people's backyards. You have</p> <p>20 what was a residential neighborhood, even if one of</p> <p>21 the buildings was being used as law office, it was</p> <p>22 still a residential-style building. This is not</p> <p>23 going to be a residential-style building.</p> <p>24 You know, how does that conform to the</p> <p>25 other structures on that block?</p>

<p style="text-align: right;">147</p> <p>1 ATTORNEY SACHS: I mean it's certainly</p> <p>2 more of a comment. I'm going to have my planner,</p> <p>3 who is going to testify as to these issues certainly</p> <p>4 dealing with the --</p> <p>5 CHAIRMAN TIGHE: Hang on.</p> <p>6 ATTORNEY SACHS: -- with those issues,</p> <p>7 sir.</p> <p>8 PETER BOBCHIN: Thank you. I have no</p> <p>9 other questions.</p> <p>10 CHAIRMAN TIGHE: You're done?</p> <p>11 PETER BOBCHIN: Yeah, I'm done.</p> <p>12 MEMBER ALLEGRE: Mr. Chairman, if I</p> <p>13 may, to address his comment?</p> <p>14 CHAIRMAN TIGHE: Just let me get her</p> <p>15 up here.</p> <p>16 MEMBER OF THE AUDIENCE: Thank you.</p> <p>17 CHAIRMAN TIGHE: Go ahead.</p> <p>18 MEMBER ALLEGRE: Sure. Just to</p> <p>19 address the gentleman's concerns about surrounding</p> <p>20 buildings and the effects on construction, could we</p> <p>21 make it a -- if the application is approved, could</p> <p>22 we make it a condition of the application that the</p> <p>23 surrounding structures have a pre-condition survey</p> <p>24 examined and geotechnical instrumentation installed</p> <p>25 for the construction of the foundation, to monitor</p>	<p style="text-align: right;">149</p> <p>1 The proposed building size is</p> <p>2 44,391 square feet. Putting that into perspective,</p> <p>3 the White House is 55,000 square feet and situated</p> <p>4 on 18 acres of land, not 2.49 acres.</p> <p>5 My question is I guess for the</p> <p>6 architect, because I know that he is just doing what</p> <p>7 he is being asked to do, but the mosque that is in</p> <p>8 Edison is 18,500 square feet on 2.2 acres, and it's</p> <p>9 in an industrial area.</p> <p>10 The Islamic Center of East Brunswick is</p> <p>11 11,000 square feet on 1.99 acres in East Brunswick.</p> <p>12 I wanted to ask why 44,000 square</p> <p>13 feet, and why in this particular location?</p> <p>14 ATTORNEY SACHS: I think I've answered</p> <p>15 that question.</p> <p>16 JENNIFER EDWARDS: Actually, not --</p> <p>17 you haven't answered why 44,000 square feet.</p> <p>18 ATTORNEY SACHS: Mr. Chairman, the</p> <p>19 testimony from the architect, he gave a description</p> <p>20 of the layout of the structure. That's the layout</p> <p>21 of the structure that is being proposed at this</p> <p>22 particular point in time.</p> <p>23 MEMBER OF THE AUDIENCE: It's too big.</p> <p>24 ATTORNEY SACHS: Well, I'm not going</p> <p>25 to comment any further.</p>
<p style="text-align: right;">148</p> <p>1 the effects on the surrounding buildings?</p> <p>2 ENGINEER CORNELL: Mr. Chairman, I</p> <p>3 believe that the board has done that in the past</p> <p>4 where there were concerns about pile drivings or</p> <p>5 other types of out of the ordinary foundation</p> <p>6 construction parameters.</p> <p>7 So you could have a requirement that</p> <p>8 individual houses are surveyed to determine the</p> <p>9 pre-development conditions, and also have vibration</p> <p>10 monitoring done during construction to make sure</p> <p>11 that it's within required limits.</p> <p>12 CHAIRMAN TIGHE: Mr. Sachs, do you</p> <p>13 have a problem with that?</p> <p>14 ATTORNEY SACHS: I don't think so in</p> <p>15 theory, no. I mean, I -- obviously, I have to</p> <p>16 discuss it with my client, but I think it's not an</p> <p>17 unreasonable request.</p> <p>18 CHAIRMAN TIGHE: Ma'am, state your</p> <p>19 name and where you're from.</p> <p>20 JENNIFER EDWARDS: Sure. Jennifer</p> <p>21 Edwards, 10 Vincent Street, Parlin.</p> <p>22 I wanted to ask some question regarding</p> <p>23 the size. A lot of what I wanted to cover has been</p> <p>24 covered already, but I do want to add onto some</p> <p>25 things.</p>	<p style="text-align: right;">150</p> <p>1 I understand your question, but I</p> <p>2 believe the applicant's architect just went through,</p> <p>3 within the last hour, what is contained on each</p> <p>4 floor.</p> <p>5 MEMBER OF THE AUDIENCE: He's not</p> <p>6 answering.</p> <p>7 MEMBER OF THE AUDIENCE: He didn't want</p> <p>8 to.</p> <p>9 (Public interruption.)</p> <p>10 ATTORNEY SACHS: Yeah, Mr. Chairman,</p> <p>11 it's very difficult to speak when I'm constantly</p> <p>12 being --</p> <p>13 CHAIRMAN TIGHE: It is.</p> <p>14 We can't have chatter. If he's</p> <p>15 speaking, you've got to let him speak. You've got</p> <p>16 to give everybody their due diligence.</p> <p>17 Go ahead, Mr. Sachs.</p> <p>18 ATTORNEY SACHS: Thank you.</p> <p>19 The architect gave in great detail what</p> <p>20 is contained on each floor. These are rooms that</p> <p>21 are necessary for the operation of a mosque, for the</p> <p>22 operation of their ritual activities, for the</p> <p>23 operation of ancillary activities that your counsel</p> <p>24 spoke about in terms of what is generally associated</p> <p>25 with a house of worship.</p>

<p style="text-align: right;">151</p> <p>1 I mean I'm not going to get on a</p> <p>2 soapbox, but I think many of us who are of differing</p> <p>3 faiths, and we all are of differing faiths, but we</p> <p>4 all have one thing in common if we're practicing of</p> <p>5 faith, is that there are ancillary activities</p> <p>6 associated with every house of worship. There are</p> <p>7 classrooms associated with it. There is a kitchen</p> <p>8 associated with it. There could be a gymnasium</p> <p>9 associated with it. There could be a swimming pool</p> <p>10 associated with it.</p> <p>11 These are normal -- normal</p> <p>12 accommodations that we see in houses of worship that</p> <p>13 were built 70, 80 years ago, and houses of worship</p> <p>14 that are built today.</p> <p>15 So what is being proposed here is</p> <p>16 nothing out of the ordinary. This is not -- this is</p> <p>17 not, by the way, this is not going to be a facility</p> <p>18 that is open to the public. So it's not going to be</p> <p>19 a Community Center. It is a house of worship --</p> <p>20 (Public interruption.)</p> <p>21 ATTORNEY SACHS: Again, Mr. Chairman,</p> <p>22 I'm getting interrupted every time I speak.</p> <p>23 CHAIRMAN TIGHE: Listen, come on, it's</p> <p>24 getting late, let's get through this. Let him</p> <p>25 speak.</p>	<p style="text-align: right;">153</p> <p>1 JENNIFER EDWARDS: Okay.</p> <p>2 ATTORNEY SACHS: I understand you're</p> <p>3 making a comment, that's fine.</p> <p>4 JENNIFER EDWARDS: Okay.</p> <p>5 Sayreville Municipal Land Use Law Item</p> <p>6 26-96.1, it applies to general designs standards.</p> <p>7 This is -- the gentleman who spoke just before me</p> <p>8 brought this up, but I wanted to quote it.</p> <p>9 "The design and layout of the building</p> <p>10 and parking areas provide an aesthetically pleasing</p> <p>11 design and efficient arrangement compatible with the</p> <p>12 character of the surrounding development, exterior</p> <p>13 silhouettes, roof design, overhangs, arrangements of</p> <p>14 doors, entranceways, et cetera."</p> <p>15 Now, this is Sayreville Municipal Land</p> <p>16 Use Law. Obviously we can all agree, probably, that</p> <p>17 it's a beautiful building, but it's definitely not</p> <p>18 going to be in accordance with this particular law.</p> <p>19 Sayreville Municipal Land Use Law</p> <p>20 26-96.9, Building Appearance, "in determining</p> <p>21 whether a proposed development is of such similar or</p> <p>22 dissimilar character to the prior existing</p> <p>23 buildings, any proposed building which is either</p> <p>24 25 percent larger in height, mass or displacement</p> <p>25 shall be presumed dissimilar."</p>
<p style="text-align: right;">152</p> <p>1 Go ahead.</p> <p>2 ATTORNEY SACHS: Okay. I have said</p> <p>3 what I said, Mr. Chairman. All right, thank you.</p> <p>4 CHAIRMAN TIGHE: Ma'am, do you have</p> <p>5 anything else?</p> <p>6 JENNIFER EDWARDS: With that said, the</p> <p>7 basketball court is 7,703 square-foot. Exercise</p> <p>8 area is another 2449 -- 2,449. I understand that</p> <p>9 those may have some inherent benefit, but wanted to</p> <p>10 just throw that out there. Locker rooms.</p> <p>11 Five classrooms. If there are 15 to 20</p> <p>12 children, why do we need five classrooms?</p> <p>13 Kitchens. There are multiple kitchens.</p> <p>14 Each floor has a kitchen. Is that a necessity?</p> <p>15 Cafeteria. I understand that's for</p> <p>16 students. Is this a school or is it just going to</p> <p>17 be a -- trying to do the math here, a three-hour</p> <p>18 program on Sundays?</p> <p>19 2,500 square foot multipurpose room.</p> <p>20 It just seems like it's a little bit excessive. And</p> <p>21 especially since it won't be utilized for prayer, it</p> <p>22 just seems like something to question.</p> <p>23 So do you want to respond to that?</p> <p>24 ATTORNEY SACHS: No, I don't need to</p> <p>25 respond.</p>	<p style="text-align: right;">154</p> <p>1 These surrounding homes, not</p> <p>2 necessarily those being replaced, but the</p> <p>3 surrounding homes, they're all built roughly in the</p> <p>4 1950s, they're all relatively small homes. I think</p> <p>5 we're pointing out that there's dissimilarity there.</p> <p>6 And then -- do you want to comment on</p> <p>7 that?</p> <p>8 ATTORNEY SORDILLO: Well, I was just</p> <p>9 going to say, Mr. Chairman, we need to remember this</p> <p>10 is not comment. You have an opportunity to give</p> <p>11 your opinion and your opinion as to how the law</p> <p>12 applies later on, but if you have questions of the</p> <p>13 witnesses, please proceed.</p> <p>14 JENNIFER EDWARDS: Okay. All right.</p> <p>15 So the last question, this is actually</p> <p>16 a question, in the engineering and, I believe in the</p> <p>17 architecture, I know there was a discussion that</p> <p>18 there will be no sidewalks from Ernston Road.</p> <p>19 Given that the premise for building a</p> <p>20 mosque in this location is based upon it being</p> <p>21 convenient for the community, I can't really</p> <p>22 understand -- and I realize that this was a</p> <p>23 Middlesex County thing -- bit I can't understand the</p> <p>24 justification for not having sidewalks to protect</p> <p>25 anyone who is walking in from Ernston Road, number</p>

<p style="text-align: right;">155</p> <p>1 one, and also through the parking lot.</p> <p>2 I know we're going onto get into</p> <p>3 traffic and parking, but every little bit with only</p> <p>4 25 feet in between Ernston Road and parking is going</p> <p>5 to cause a disaster in traffic so.</p> <p>6 ATTORNEY SACHS: Again, it's a</p> <p>7 comment. I don't know what the state -- I don't</p> <p>8 know how to respond, ma'am.</p> <p>9 The only thing I can tell you is with</p> <p>10 respect to the sidewalk on Ernston Road, the county</p> <p>11 does not require that, does not want it. I will</p> <p>12 defer to Mr. Cornell if he feels the sidewalk is</p> <p>13 necessary and convinces the county, I have no issue</p> <p>14 with doing that.</p> <p>15 ENGINEER CORNELL: Mr. Chairman, I</p> <p>16 think we have it in our report because you have the</p> <p>17 potential where the temple or, I'm sorry, the</p> <p>18 mosque, a congregant could buy a house in the</p> <p>19 adjacent street and want to walk, so there should be</p> <p>20 a path where they could walk from the house to the</p> <p>21 service without walking through the parking lot.</p> <p>22 ATTORNEY SACHS: No, I agree. That's</p> <p>23 something we can explore.</p> <p>24 JENNIFER EDWARDS: Okay, thank you.</p> <p>25 Thank you all.</p>	<p style="text-align: right;">157</p> <p>1 ATTORNEY SORDILLO: But that's -- the</p> <p>2 background is not what's before you.</p> <p>3 CHERYL SANDSTROM: Well, what is going</p> <p>4 to prevent that noise then?</p> <p>5 ATTORNEY SORDILLO: That you can ask.</p> <p>6 You said what is going to prevent noise?</p> <p>7 CHERYL SANDSTROM: Yeah. I'm telling you</p> <p>8 the background.</p> <p>9 ATTORNEY SORDILLO: Yes.</p> <p>10 ATTORNEY SACHS: Well, again, I think</p> <p>11 you were talking about noise when the site was being</p> <p>12 utilized the last time, a few years ago?</p> <p>13 CHERYL SANDSTROM: Um-hmm.</p> <p>14 ATTORNEY SACHS: Okay. I mean</p> <p>15 certainly we're dealing now with a different</p> <p>16 project, we're dealing with a more controlled</p> <p>17 situation than you had in the past.</p> <p>18 I don't want to comment on what</p> <p>19 happened in the past because, again, that's pending</p> <p>20 litigation, all right. But certainly you will hear</p> <p>21 all the testimony, you will hear from our traffic</p> <p>22 engineer, you will hear from our planner. I</p> <p>23 envision that we're going to have additional</p> <p>24 engineering testimony at the next hearing, and</p> <p>25 certainly, if you have any concerns, you can address</p>
<p style="text-align: right;">156</p> <p>1 CHAIRMAN TIGHE: Ma'am. Good evening.</p> <p>2 CHERYL SANDSTROM: Hi. My name is</p> <p>3 Cheryl Sandstrom. I live at 9 Parkway Place. I</p> <p>4 live directly across from Betty, so I thoroughly</p> <p>5 understand what she was talking about.</p> <p>6 And as far as lights, activities,</p> <p>7 noise, it was all hours of the night, depending upon</p> <p>8 when it was.</p> <p>9 They would have the makeshift parking</p> <p>10 lot set up and on top of that they would have people</p> <p>11 directing traffic and yelling, which would trigger</p> <p>12 all the dogs in the neighborhood so the noises --</p> <p>13 ATTORNEY SORDILLO: Excuse me, once</p> <p>14 again, these are questions of the witnesses.</p> <p>15 You're providing testimony about --</p> <p>16 CHERYL SANDSTROM: Oh, no, this is a</p> <p>17 noise question. So this is all noise --</p> <p>18 ATTORNEY SORDILLO: Right now you're</p> <p>19 providing testimony or comments on --</p> <p>20 CHERYL SANDSTROM: I'm giving you the</p> <p>21 background.</p> <p>22 ATTORNEY SORDILLO: -- something that</p> <p>23 is outside of this application.</p> <p>24 CHERYL SANDSTROM: No, I'm giving you</p> <p>25 the background of what we went through.</p>	<p style="text-align: right;">158</p> <p>1 it with those experts.</p> <p>2 CHERYL SANDSTROM: Okay.</p> <p>3 ATTORNEY POHLMAN: Mr. Sachs, you</p> <p>4 know, this witness, as well at Ms. Pinella, Betty</p> <p>5 Pinella -- and I apologize if I'm mispronouncing</p> <p>6 your name -- have both raised concerns about hours</p> <p>7 of operation. And I think that you've thoroughly</p> <p>8 provided, with identifying the various uses, when</p> <p>9 those hours would be, but I think for the benefit of</p> <p>10 the neighbors and the members of the public in</p> <p>11 attendance, can we clarify what the overall hours of</p> <p>12 operation will be on this site so that the people</p> <p>13 will know?</p> <p>14 ATTORNEY SACHS: Yeah, I would be glad</p> <p>15 to do that. So the hours of operation -- and I'm</p> <p>16 going to not talk about Ramadan because Ramadan,</p> <p>17 it's one time a year, and it's a service that could</p> <p>18 go to 10:30. But, generally, seven days a week it</p> <p>19 will be 6:00 a.m. to 8:30 p.m.</p> <p>20 There are daily prayers that occur five</p> <p>21 times during the day, the first prayer is at 6:00</p> <p>22 a.m., the last prayer is usually concluded by 8:30.</p> <p>23 There are Friday prayers from 12:15 to 12:45, 1:15</p> <p>24 to 1:45.</p> <p>25 That's really the only ritual</p>

<p>159</p> <p>1 activities that will occur on-site. There could be</p> <p>2 an occasional wedding which we indicated would be on</p> <p>3 a Saturday afternoon about 4 o'clock with no</p> <p>4 reception.</p> <p>5 There could be an occasional funeral.</p> <p>6 Again, that could occur any day, but certainly it's</p> <p>7 going to be during business hours.</p> <p>8 There is Sunday school from 10:00 a.m.</p> <p>9 to 1:00 p.m. and from -- that would be on Sundays,</p> <p>10 and then from Monday to Thursday, 5 to 6:00 p.m.</p> <p>11 So those are really the only hours of</p> <p>12 operation. If you add all the hours up, if you look</p> <p>13 at a 24-hour day, for the most part this site is not</p> <p>14 being utilized, just like any other house of</p> <p>15 worship. We know that a Catholic church, a</p> <p>16 Protestant church has services Saturday night,</p> <p>17 Sunday. A Jewish synagogue, Friday night, Saturday</p> <p>18 morning.</p> <p>19 But for the most part there's really</p> <p>20 very little activity that occurs in a house of</p> <p>21 worship other than those hours, which I just</p> <p>22 testified.</p> <p>23 CHERYL SANDSTROM: So when exactly would</p> <p>24 the lighting levels go down?</p> <p>25 ATTORNEY SACHS: I think there was</p>	<p>161</p> <p>1 CHERYL SANDSTROM: And one last</p> <p>2 question. The residents over at the Parkway Home</p> <p>3 development and on Ernston Road would like to know</p> <p>4 how many of the board members live over by us and</p> <p>5 have dealt with this already?</p> <p>6 MEMBER OF THE AUDIENCE: Correct.</p> <p>7 CHERYL SANDSTROM: Okay. Thank you.</p> <p>8 MEMBER OF THE AUDIENCE: Have they been</p> <p>9 out to the site?</p> <p>10 MEMBER OF THE AUDIENCE: How many of</p> <p>11 you live by that area?</p> <p>12 MEMBER OF THE AUDIENCE: Raise of</p> <p>13 hands.</p> <p>14 MEMBER OF THE AUDIENCE: Raise of</p> <p>15 hands. Raise of hands, who lives there?</p> <p>16 DONALD SCARANO: Good evening, board.</p> <p>17 I just have one question because --</p> <p>18 (Stenographer clarification.)</p> <p>19 DONALD SCARANO: I said it four times.</p> <p>20 Donald Scarano, 42 Frederick Place, Parlin, New</p> <p>21 Jersey.</p> <p>22 My one question is this, he says the</p> <p>23 membership is 300, right. We have 1,600 Muslims in</p> <p>24 the close vicinity. What's to -- I know you, I know</p> <p>25 me, I'm going to a mosque here, I'm getting a brand</p>
<p>160</p> <p>1 testimony from the engineer and probably -- and from</p> <p>2 the architect as well, that the lights, once the</p> <p>3 facility closes at 8:30 the lights are out and there</p> <p>4 might be a motion detector security light that is</p> <p>5 on.</p> <p>6 So that this will not be lit all night.</p> <p>7 It won't be a 24-hour facility. I don't know where</p> <p>8 that came from, but it's not a 24-hour facility.</p> <p>9 So the lights will be out.</p> <p>10 CHERYL SANDSTROM: And when will all the</p> <p>11 waivers that are being asked for be addressed?</p> <p>12 ATTORNEY SACHS: Well, all right, so</p> <p>13 let me, if I can just, briefly, Mr. Chairman, talk</p> <p>14 about the waivers.</p> <p>15 The waivers are not variances. The</p> <p>16 waivers are design waivers which are design</p> <p>17 exceptions from your design standards; they don't</p> <p>18 rise to the same level as variance relief. And I</p> <p>19 guess Mr. Sordillo will tell me if I'm talking out</p> <p>20 of turn, but I don't think I am.</p> <p>21 Waivers are granted by this board. The</p> <p>22 waivers that -- the waivers that my engineer</p> <p>23 testified to I will go into greater depth with the</p> <p>24 traffic engineer because they really pertain more to</p> <p>25 traffic.</p>	<p>162</p> <p>1 new mosque away from my house, beautiful. What is</p> <p>2 going to say that's not going to be 1,500 members</p> <p>3 and everybody congregates over?</p> <p>4 How do you control that? Who is going</p> <p>5 to be accountable for that?</p> <p>6 If that happens -- so we approve and we</p> <p>7 say okay, you can have 300, right. A year later</p> <p>8 it's at 600. Who's accountable for that? Where are</p> <p>9 those cars going? Where is -- what's going to be</p> <p>10 done to say, okay, we're only going to have 300.</p> <p>11 Are you going to put penalties and</p> <p>12 fines and fees on them every time somebody goes over</p> <p>13 300?</p> <p>14 How do we -- who has got the</p> <p>15 accountability on this? Because the United States</p> <p>16 don't have accountability from the federal</p> <p>17 government all the way up to anybody. There is</p> <p>18 nobody for us.</p> <p>19 So if we -- if you can tell me you will</p> <p>20 be accountable for fining people, anybody over 300,</p> <p>21 hey, all the power to you. Go ahead.</p> <p>22 I want to know how are we going to hold</p> <p>23 someone accountable for this when they do hit 301,</p> <p>24 302. Because I know if I do something and I do it</p> <p>25 wrong once, do it wrong twice, I know I am not going</p>

<p style="text-align: right;">163</p> <p>1 to be forgiven; I'm going to get thrown in jail.</p> <p>2 I'm going to get fined. Something is going to</p> <p>3 happen.</p> <p>4 How do we account them for -- make them</p> <p>5 accountable?</p> <p>6 It's not about a mosque; you can have a</p> <p>7 mosque. It's not about a religion; you can have a</p> <p>8 church. White, Black, Asian, this, that, it don't</p> <p>9 matter. It's about accountability.</p> <p>10 How are we going to make them</p> <p>11 accountable for making it become a disaster?</p> <p>12 It might not be a disaster Day 1,</p> <p>13 Day 2. When things grow -- fastest Muslim</p> <p>14 community, fastest religion growing. How are you</p> <p>15 going to tell me this community ain't going to grow</p> <p>16 past -- or this congregation ain't going to grow</p> <p>17 past 300 people? How can you guarantee us that?</p> <p>18 If you're saying you're building it for</p> <p>19 300, let's cap it at that number, 300 it is. They</p> <p>20 got their mosque, everybody is happy, we're good.</p> <p>21 You're going to get fined after it, okay. See if we</p> <p>22 like that.</p> <p>23 Why can't we do something -- how are we</p> <p>24 being accountable for this, seriously? How are we</p> <p>25 going to be accountable?</p>	<p style="text-align: right;">165</p> <p>1 laws.</p> <p>2 After that for occupancy, it's going to</p> <p>3 be built based on the size of the building; it's not</p> <p>4 going to be on the membership. This board can't</p> <p>5 dictate that they can't have more than 300 members.</p> <p>6 But what happens is if the occupancy as was just</p> <p>7 brought up before, there's certain occupancies for</p> <p>8 certain spaces, just like we dealt with tonight</p> <p>9 here, and if they exceed that, then, yes, that is a</p> <p>10 violation of state law and that is an enforcement</p> <p>11 issue.</p> <p>12 And I can't say how it's going to be</p> <p>13 enforced, when it's going to be enforced, but it</p> <p>14 doesn't matter how many members of the congregation</p> <p>15 there are because they can still have that many</p> <p>16 people to max capacity even if they're not members</p> <p>17 of the congregation.</p> <p>18 DONALD SCARANO: Understand.</p> <p>19 ATTORNEY SORDILLO: So I just want to</p> <p>20 make sure that it's a clear point for the public and</p> <p>21 the board, because I know a lot of your points you</p> <p>22 kept raising were what if they go to 301; that's not</p> <p>23 what we're talking about here.</p> <p>24 DONALD SCARANO: Because you build a</p> <p>25 41,000-square-foot place, you don't build it for</p>
<p style="text-align: right;">164</p> <p>1 (Audience interruption.)</p> <p>2 DONALD SCARANO: Because nobody is ever</p> <p>3 accountable for anything.</p> <p>4 ATTORNEY SORDILLO: I want to clarify</p> <p>5 what was being brought up on that statement is, and,</p> <p>6 Mr. Sachs, you can clarify, you can correct me if</p> <p>7 I'm wrong. I don't think they're proposing to this</p> <p>8 board, and I want the board to be clarified with</p> <p>9 this, that they're only having 300 membership;</p> <p>10 that's just what they currently have.</p> <p>11 DONALD SCARANO: What's maximum</p> <p>12 capacity?</p> <p>13 ATTORNEY SORDILLO: There is no max on</p> <p>14 their membership; what is being presented to us or</p> <p>15 that the board is considering.</p> <p>16 DONALD SCARANO: So, then, you guys can --</p> <p>17 ATTORNEY SORDILLO: Sorry, let me just</p> <p>18 finish.</p> <p>19 What the board would have to consider</p> <p>20 and what the board in, you know, in zoning moving</p> <p>21 forward is permitted occupancy.</p> <p>22 So what the board is considering in</p> <p>23 this application is the building, and whether it's</p> <p>24 appropriate for this site and whether it can be</p> <p>25 built on this site subject to the applicable zoning</p>	<p style="text-align: right;">166</p> <p>1 300, 400, 500, 600.</p> <p>2 MEMBER OF THE AUDIENCE: Correct.</p> <p>3 DONALD SCARANO: I build a</p> <p>4 1,000-square-foot place, I'm going to see 3,000,</p> <p>5 4,000. They might not all be there, but it's going</p> <p>6 to grow, and I don't know if we can handle that,</p> <p>7 honestly.</p> <p>8 MIKE WEAVER: Hello. Mike Weaver, 10</p> <p>9 Parkway Place, Parlin, New Jersey.</p> <p>10 CHAIRMAN TIGHE: Hi, Mike, what is up?</p> <p>11 MIKE WEAVER: I have questions. One</p> <p>12 is the R-7 zoning says that they're only allowed to</p> <p>13 go 35 feet high, and two and a half stories.</p> <p>14 So how is it that you guys are going</p> <p>15 69 feet?</p> <p>16 ATTORNEY SACHS: Well, I can answer --</p> <p>17 ADNAN KHAN: House of worship.</p> <p>18 MIKE WEAVER: That's on Schedule 11A.</p> <p>19 ADNAN KHAN: Yes, it's a conditional</p> <p>20 use. House of worship is A conditional use. If</p> <p>21 you're building a house, let's say a single-family</p> <p>22 home, yeah, that's the requirement, 35 feet.</p> <p>23 But if in this case it's a conditional</p> <p>24 use, house of worship, so the building height goes</p> <p>25 up to 40 feet and 3 stories.</p>

<p style="text-align: right;">167</p> <p>1 MIKE WEAVER: Okay. Next thing, 2 sewage. How many people are going to be inside this 3 building, or is the building allotted for? 4 ADNAN KHAN: That's the calculation we 5 are going to provide, and actually we did provide it -- 6 MIKE WEAVER: How many? 7 ADNAN KHAN: It doesn't matter, there 8 are -- 9 MIKE WEAVER: Are there over 10 1,000 people allotted for? 11 ADNAN KHAN: There are engineering -- 12 MIKE WEAVER: So sewage, there's sewage 13 coming down already. And on Ernston Road, the 14 houses at Ernston Road and Parkway Place, the two 15 corner houses, already have to have twice a year the 16 town come out to pump -- 17 MEMBER OF THE AUDIENCE: More than 18 that. 19 MIKE WEAVER: -- to clean it out, a 20 couple of times a year because it gets backed up 21 from everything coming down Ernston, everything 22 coming down from the Parkway Homes. 23 So now if you are going to add more 24 sewage, what is going to happen? These people's 25 houses are going to start getting flooded with</p>	<p style="text-align: right;">169</p> <p>1 building, that was the connection we are talking 2 about. 3 MIKE WEAVER: So there is going to be a 4 sidewalk -- 5 ADNAN KHAN: There is a sidewalk. 6 MIKE WEAVER: -- on Ernston, but not 7 from Ernston to the building, no sidewalk there? 8 ADNAN KHAN: Correct. 9 MIKE WEAVER: Okay. I think that's 10 about it. I'll be back for one of the other 11 meetings to state my complaints. 12 CHAIRMAN TIGHE: Thanks very much. 13 Sir. 14 How are you? 15 JOE CARMINZIN: I'm good. Good 16 evening. My name is Joe Carminzin, 322 Ernston 17 Road. I live directly across the street from the 18 proposed mosque. Hey, Shameer. 19 So I had a question about buses. Are 20 there going to be buses for, like, the basketball as 21 well? 22 ATTORNEY SACHS: No buses proposed. 23 JOE CARMINZIN: No buses for any of 24 that, okay. 25 ATTORNEY SACHS: Let me clarify there</p>
<p style="text-align: right;">168</p> <p>1 sewage, backed up with sewage. 2 So how is that going to affect things? 3 Is the town going to fix the sewage lines or are you 4 guys going to pay for new sewage lines? 5 ADNAN KHAN: When we are going to 6 apply for the permit usually the agency will look at 7 it. If they feel like there is a problem, they will 8 not issue the permit. If there is no problem, they 9 will issue the permit. 10 MIKE WEAVER: Okay. And then the 11 other thing is the sidewalks in the front. I know 12 it's been brought up, but that neighborhood there, 13 when my daughter was growing up there, I walked up 14 Ernston Road to bring her to school. 15 If there's no curbs, no sidewalks how 16 do I walk my kid to school? How does anybody else 17 in the neighborhood walk their kid to school up the 18 sidewalk -- 19 ADNAN KHAN: No, the sidewalk I 20 think -- 21 MIKE WEAVER: -- if you're going up to 22 the UES? 23 ADNAN KHAN: Ernston Road has a 24 sidewalk. I think that side or that connection you 25 are talking about, from that sidewalk to the</p>	<p style="text-align: right;">170</p> <p>1 could be a shuttle bus that will go during Eid or 2 during Ramadan, but that's an off-site bus. 3 JOE CARMINZIN: Okay. I was also 4 curious about fire truck egress. It's my 5 understanding a fire truck needs to get in there 6 pretty easily and have to be able to turn around. 7 From the proposed parking lot it looks 8 like it might be a tough sell, so I was wondering 9 your thought. 10 ATTORNEY SACHS: Yeah, we provided a 11 turning template for emergency vehicles, which I 12 think has been reviewed. If there was any comments 13 from the fire department we didn't have it. 14 But, Jay, I don't know if you want to 15 comment on it? 16 JOE CARMINZIN: Okay. As far as the 17 waivers or variance on the deceleration lane, now, I 18 don't really want that, I'm going to be honest, but 19 it's a safety issue, and it should be there that's 20 why that's a thing, I believe. 21 What happens when they have an event 22 and all the cars are pulling into there, and it's 23 backing up Ernston Road; how are emergency vehicles 24 going to get down the street? 25 ATTORNEY SACHS: Let me respond to</p>

<p style="text-align: right;">171</p> <p>1 that. We do have police personnel who are there for</p> <p>2 Friday afternoon, you know, Friday afternoon on a</p> <p>3 weekly basis and they'll continue to be there. Same</p> <p>4 thing for Ramadan, same thing -- well Eid wouldn't</p> <p>5 be there.</p> <p>6 But, yes, if there's an event there is</p> <p>7 going to be police there. And obviously they're</p> <p>8 trained in dealing with traffic flow and public</p> <p>9 safety.</p> <p>10 JOE CARMINZIN: Okay.</p> <p>11 ATTORNEY SORDILLO: Mr. Chairman, if I</p> <p>12 just may add just to answer that question. That is</p> <p>13 a county road so that's outside the jurisdiction of</p> <p>14 this board.</p> <p>15 So even if we say you have to have it,</p> <p>16 if the county says no, that's the final word.</p> <p>17 JOE CARMINZIN: Don't even say that</p> <p>18 because the County says they do whatever you guys</p> <p>19 say. We went to a bunch of those meetings. It's</p> <p>20 pretty funny.</p> <p>21 ATTORNEY SORDILLO: If the county</p> <p>22 doesn't want it, though, we can't enforce it.</p> <p>23 JOE CARMINZIN: Very good. As far as</p> <p>24 the entrances, now there's two entrances and two</p> <p>25 exits on the same -- normally churches have one way</p>	<p style="text-align: right;">173</p> <p>1 And again, County looks -- it's County</p> <p>2 jurisdiction, so they want to look at whatever the</p> <p>3 plan is.</p> <p>4 JOE CARMINZIN: Okay. Okay, I had a</p> <p>5 couple of other questions.</p> <p>6 The classrooms, five proposed</p> <p>7 classrooms that could probably fit about 30 children</p> <p>8 but you guys claim 30 total?</p> <p>9 ATTORNEY SACHS: Well presently at the</p> <p>10 site we're at now we have maybe 15 or 20 children</p> <p>11 attending. Certainly there could be more.</p> <p>12 JOE CARMINZIN: For 300-plus people.</p> <p>13 ATTORNEY SACHS: Right.</p> <p>14 JOE CARMINZIN: That's more than 15</p> <p>15 children.</p> <p>16 ATTORNEY SACHS: Yeah, they're</p> <p>17 normal-size classrooms. Obviously, you don't want</p> <p>18 to have younger children with older children but --</p> <p>19 JOE CARMINZIN: Right. I remember</p> <p>20 when it was operating they would drop them off, you</p> <p>21 know, and constantly coming and going. I remember.</p> <p>22 I also wanted to make a comment about</p> <p>23 the air quality that you guys briefly touched on.</p> <p>24 Well I have -- I have the environmental impact</p> <p>25 assessment from the New Jersey -- Sayreville Borough</p>
<p style="text-align: right;">172</p> <p>1 in, one way out, or places of worship.</p> <p>2 Doesn't that make more sense?</p> <p>3 ATTORNEY SACHS: Well, again, I think</p> <p>4 the -- I'm getting my directions wrong here, but the</p> <p>5 exit going closer to Bordentown Avenue is only --</p> <p>6 it's only a right out, it's not a full access exit</p> <p>7 so you cannot make a left turn.</p> <p>8 JOE CARMINZIN: Okay. What about the</p> <p>9 one closer towards Old Bridge, you're going to be</p> <p>10 able to make a left? Because that's my driveway.</p> <p>11 ADNAN KHAN: Currently existing, like</p> <p>12 as of now, like there are three or four curb cuts on</p> <p>13 that stretch, on that length where we're going to</p> <p>14 propose the new building. And we are closing two of</p> <p>15 them and we are only proposing two.</p> <p>16 And the way the circulation works with</p> <p>17 everything, and the way the county likes us -- and,</p> <p>18 again, I think somebody asked like if there was any</p> <p>19 planning done before we come up with a design, there</p> <p>20 were tons of different plans and different options</p> <p>21 that were run through different agencies, the county</p> <p>22 and everything.</p> <p>23 So this was the arrangement that the</p> <p>24 county would like us to follow, and that's what we</p> <p>25 are doing here.</p>	<p style="text-align: right;">174</p> <p>1 of New Jersey Code Ordinances. And it says,</p> <p>2 "Miscellaneous, an analysis shall be conducted of</p> <p>3 existing air qualities and noise levels as</p> <p>4 prescribed by the New Jersey Department of</p> <p>5 Environmental Protection. When warranted the board</p> <p>6 may also request these conditions on adjacent</p> <p>7 properties."</p> <p>8 So my concern is, especially for the</p> <p>9 Parkway Homes, you put a ventilation system into the</p> <p>10 basement, it's all going to vent out of one side.</p> <p>11 If our good friend, Kim, has her window open, is all</p> <p>12 the exhaust going to go right to her window?</p> <p>13 You know, this is something that needs</p> <p>14 to be thought about as far as building.</p> <p>15 ADNAN KHAN: That's not how the</p> <p>16 ventilation system is designed, the way you</p> <p>17 explained. There is code requirement, there is</p> <p>18 permit requirements, there is emission requirements,</p> <p>19 otherwise it's not going to get a permit.</p> <p>20 JOE CARMINZIN: It should just be</p> <p>21 fans, right?</p> <p>22 ADNAN KHAN: But it has to have a</p> <p>23 chute where it captures it and it has to be</p> <p>24 discharged at a certain height.</p> <p>25 So it's not something that if a door --</p>

<p style="text-align: right;">175</p> <p>1 if somebody's window is open everything is going to</p> <p>2 go in the window.</p> <p>3 So there are standards that an</p> <p>4 engineer, mechanical engineer has to follow in order</p> <p>5 to get a permit and a CO for those things.</p> <p>6 JOE CARMINZIN: Okay. So what you're</p> <p>7 saying is it would probably come out of the roof at</p> <p>8 least 10 feet over, because that's usually the</p> <p>9 venting codes.</p> <p>10 ADNAN KHAN: Well whatever is the</p> <p>11 code, yes. They have to comply with the code</p> <p>12 requirements.</p> <p>13 JOE CARMINZIN: One of the biggest</p> <p>14 concerns I have is when they start their digging and</p> <p>15 -- digging foundation, so a lot of people's</p> <p>16 foundation, you know, our houses are old, and I'm</p> <p>17 concerned about mine and my neighbor's foundations.</p> <p>18 This is a lot of --</p> <p>19 I mean I'm in construction so I</p> <p>20 understand the gravity of this kind of a project. I</p> <p>21 don't think a lot of people know how much mud and</p> <p>22 dirt is going to be dumped all over the street, how</p> <p>23 much noise even during the construction this is</p> <p>24 going to create.</p> <p>25 And traffic, they're going to have to</p>	<p style="text-align: right;">177</p> <p>1 down, yeah, then might be.</p> <p>2 But I think there is only -- there is</p> <p>3 an influence area for the soils to carry those</p> <p>4 waves. If you read this, I mean in soil mechanics</p> <p>5 there is a term called like influence zone. So if</p> <p>6 you're out of the influence zone it's not going to</p> <p>7 affect your foundation. And we are almost 50 feet</p> <p>8 away from the property line, the house is further</p> <p>9 set back.</p> <p>10 So, I mean, of course, my client will</p> <p>11 do whatever he needs to do to satisfy you, but,</p> <p>12 again, the picture that you are portraying is not</p> <p>13 going to happen for this project, in my professional</p> <p>14 opinion.</p> <p>15 JOE CARMINZIN: Okay. So I'll take</p> <p>16 that as a guarantee.</p> <p>17 MEMBER ALLEGRE: Mr. Chairman, if I</p> <p>18 may, the same concern this gentleman has I had asked</p> <p>19 as a condition of approval that we do perform</p> <p>20 pre-construction surveys of the homes that could be</p> <p>21 influenced and that we have seismographs, vibration</p> <p>22 monitoring.</p> <p>23 It's not just the digging, right,</p> <p>24 you're going to be paving a lot. And you use</p> <p>25 vibratory rolls out there; those units give</p>
<p style="text-align: right;">176</p> <p>1 shut down the road, open the road, increase all the</p> <p>2 pipes, the wire. I understand.</p> <p>3 So is there any way we could have</p> <p>4 somebody come out and do -- at least for the</p> <p>5 residents that were notified within the 200 feet, to</p> <p>6 inspect our foundations, to ensure nothing will</p> <p>7 happen during this, and maybe a reinspection after</p> <p>8 they're completed? This way if my foundation gets</p> <p>9 destroyed I'm not liable here?</p> <p>10 ADNAN KHAN: Usually -- I mean, of</p> <p>11 course, being a good neighbor my client will</p> <p>12 probably do whatever he needs to do, whatever the</p> <p>13 town will say, but the scenario that you pictured or</p> <p>14 you portrayed as far as the foundation and this and</p> <p>15 that, that only happens -- that doesn't happen</p> <p>16 unless you're digging right next to the foundation</p> <p>17 of your house, if you're blasting, or if you're --</p> <p>18 JOE CARMINZIN: I understand.</p> <p>19 ADNAN KHAN: I have been -- I mean I</p> <p>20 have been in this business for over 30 years --</p> <p>21 JOE CARMINZIN: Me too.</p> <p>22 ADNAN KHAN: -- involved with,</p> <p>23 knowledge with the construction projects. So it's</p> <p>24 not something like by digging -- unless there is a</p> <p>25 big boulder in there that they have to break it</p>	<p style="text-align: right;">178</p> <p>1 vibration.</p> <p>2 So as a condition of approval I'm</p> <p>3 requesting that the geotechnical monitoring is in</p> <p>4 place.</p> <p>5 JOE CARMINZIN: That's great.</p> <p>6 Okay, the other -- I guess the last</p> <p>7 concern I really have is the runoff. You know, as</p> <p>8 you know it's a lot of dirt over there right now and</p> <p>9 it probably absorbs a lot, and when they pave</p> <p>10 everything all this water is going to have to go</p> <p>11 somewhere. And I understand they did touch on some</p> <p>12 of the drainage, but I'm in the business and I</p> <p>13 understand how a 44,000 square feet catches a lot of</p> <p>14 water and dumps it in a significant place. It runs</p> <p>15 together.</p> <p>16 So I am really concerned about the</p> <p>17 flooding that this could possibly cause on Ernston</p> <p>18 Road. Because today it was flooded on the way here</p> <p>19 with the rain. You know, it gets pretty flooded on</p> <p>20 my sidewalks already.</p> <p>21 So that was another concern I had.</p> <p>22 ATTORNEY SACHS: Yeah, I mean it's not</p> <p>23 a --</p> <p>24 JOE CARMINZIN: I don't think you have</p> <p>25 to curse.</p>

<p style="text-align: right;">179</p> <p>1 ATTORNEY SACHS: It's a comment. I</p> <p>2 didn't curse.</p> <p>3 JOE CARMINZIN: Not you.</p> <p>4 ATTORNEY SACHS: All right. But</p> <p>5 anyway, I mean certainly we have to comply with, you</p> <p>6 know, the stormwater management rules and</p> <p>7 regulations as adopted by the State of New Jersey.</p> <p>8 We have to ensure that we are not</p> <p>9 creating any -- any excess runoff off of our</p> <p>10 property onto adjacent properties. And certainly I</p> <p>11 think, you know, we have provided stormwater reports</p> <p>12 for review by your staff.</p> <p>13 There are some comments that</p> <p>14 Mr. Cornell made. I'm sure we're going to comply</p> <p>15 with all those technical recommendations so.</p> <p>16 JOE CARMINZIN: Okay. Sorry, I had</p> <p>17 one last thing.</p> <p>18 I am still concerned about noise. When</p> <p>19 they were operating, car doors are very loud at 6:00</p> <p>20 a.m., especially when you're still sleeping.</p> <p>21 There's not much noise outside, those things carry.</p> <p>22 People talking outside carries; you hear those</p> <p>23 voices.</p> <p>24 I was able to hear their prayer on a</p> <p>25 megaphone sometimes earlier than 6:00 a.m. I know</p>	<p style="text-align: right;">181</p> <p>1 Nobody knows?</p> <p>2 ATTORNEY SACHS: Well, I think I know.</p> <p>3 SHARON RODAS: Okay.</p> <p>4 ATTORNEY SACHS: At least it's what I</p> <p>5 was told. I think the next meeting is May 1st.</p> <p>6 SHARON RODAS: May 1st, okay.</p> <p>7 MEMBER OF THE AUDIENCE: Same time and</p> <p>8 place?</p> <p>9 CHAIRMAN TIGHE: No, it's not the same</p> <p>10 time and the same place. It may be, but it may not</p> <p>11 be. We're going to try to get somewhere else.</p> <p>12 I already texted the Mayor and told him</p> <p>13 that we had problems tonight and that we need to</p> <p>14 find a bigger space. But we're going to try to do</p> <p>15 that, even if it's -- you know, the one place that</p> <p>16 we didn't think about was the Fire Academy.</p> <p>17 SHARON RODAS: Would you typically post</p> <p>18 that so everybody knows?.</p> <p>19 MEMBER OF THE AUDIENCE: What about the</p> <p>20 high school?</p> <p>21 SECRETARY MAGNANI: I'm sorry, the</p> <p>22 Fire Academy? I can ask them. I can't...</p> <p>23 CHAIRMAN TIGHE: You can ask the</p> <p>24 county.</p> <p>25 We would have to re-notice everything</p>
<p style="text-align: right;">180</p> <p>1 they propose 6:00 a.m. but I heard them there like</p> <p>2 4:30 before.</p> <p>3 So I really, really would like the</p> <p>4 noise looked into if that is possible, as a request</p> <p>5 from the neighbors.</p> <p>6 CHAIRMAN TIGHE: We'll take that into</p> <p>7 consideration.</p> <p>8 JOE CARMINZIN: Okay, I appreciate it.</p> <p>9 Thank you.</p> <p>10 CHAIRMAN TIGHE: No, you spoke. That's</p> <p>11 all right, you had your chance.</p> <p>12 Anybody else?</p> <p>13 Ma'am, go ahead.</p> <p>14 I've got to be fair.</p> <p>15 SHARON RODAS: Sharon Rodas, 20 2nd</p> <p>16 Street, Sayreville.</p> <p>17 When is the next meeting that you have</p> <p>18 on the books for us to come for the traffic and</p> <p>19 safety?</p> <p>20 Will we be notified correctly? Because</p> <p>21 tonight, you know, we thought we were going to be</p> <p>22 able to talk earlier.</p> <p>23 When is the next meeting? And how will</p> <p>24 you let us all know? Because we all want to come to</p> <p>25 all the meetings.</p>	<p style="text-align: right;">182</p> <p>1 if we're going to -- if we're going to change the</p> <p>2 venue.</p> <p>3 SHARON RODAS: Okay.</p> <p>4 Please understand this is not about a</p> <p>5 mosque. This is about our town changing</p> <p>6 drastically. We can't move in this town as it is</p> <p>7 right now. Ernston Road is like a parking lot</p> <p>8 certain times of the day.</p> <p>9 It's so passionate to all of us because</p> <p>10 it's like you're dropping a building the size of the</p> <p>11 White House in a residential neighborhood; it's not</p> <p>12 what you're building.</p> <p>13 And we're so concerned about safety</p> <p>14 vehicles being able to get through Ernston Road.</p> <p>15 That is what everyone is talking about.</p> <p>16 And the school, how are school buses</p> <p>17 going to get out during the time of that worship</p> <p>18 time that you have?</p> <p>19 A lot of times that you have your</p> <p>20 important worship times is our work hours to go to</p> <p>21 work, we have to get up by Route 9.</p> <p>22 CHAIRMAN TIGHE: You're asking about</p> <p>23 traffic.</p> <p>24 SHARON RODAS: Yes.</p> <p>25 CHAIRMAN TIGHE: We're not going to do</p>

<p style="text-align: right;">183</p> <p>1 that.</p> <p>2 SHARON RODAS: When is that meeting?</p> <p>3 CHAIRMAN TIGHE: April 3rd -- no,</p> <p>4 May 1st.</p> <p>5 SHARON RODAS: May 1st. But we're</p> <p>6 talking about the design and the safety of things.</p> <p>7 ATTORNEY POHLMAN: Yes, your questions</p> <p>8 -- which are excellent questions, about the timing,</p> <p>9 the intensity of the use, the number of trips, the</p> <p>10 trip generation, which is the planning term for what</p> <p>11 you're saying, is trip generation that would be</p> <p>12 there -- I would imagine that's all going to be</p> <p>13 covered by Mr. Sachs's expert.</p> <p>14 SHARON RODAS: But all of us who live</p> <p>15 in Sayreville already know it's a disaster.</p> <p>16 ATTORNEY POHLMAN: And that's one</p> <p>17 thing we always in planning these applications, we</p> <p>18 always consider, is we have to separate what</p> <p>19 everybody knows anecdotally from living in a</p> <p>20 community and experiencing every day, make sure that</p> <p>21 that's part of the record.</p> <p>22 And so, you know, this board is very</p> <p>23 focused on the parking and the traffic issue.</p> <p>24 That's why that -- there's an additional reporting</p> <p>25 analysis that's being done that will be thoroughly</p>	<p style="text-align: right;">185</p> <p>1 to come forward.</p> <p>2 CHAIRMAN TIGHE: You do, and you just</p> <p>3 have to be patient through the process.</p> <p>4 We're over and above doing things that</p> <p>5 we want to make sure that we get this right. That's</p> <p>6 why we hired another traffic study, so we could look</p> <p>7 at an independent traffic study and theirs. We're</p> <p>8 not just going to take theirs verbatim. Okay? That</p> <p>9 all takes time. And then we have to sit and digest</p> <p>10 those reports.</p> <p>11 Okay?</p> <p>12 SHARON RODAS: We see how the mosque</p> <p>13 started out so small in a little house and how big</p> <p>14 that grew. This has the possibility --</p> <p>15 CHAIRMAN TIGHE: We can't talk about</p> <p>16 the past, we can only talk about the application</p> <p>17 that is before us.</p> <p>18 Okay?</p> <p>19 SHARON RODAS: Right.</p> <p>20 CHAIRMAN TIGHE: So anything that</p> <p>21 happened prior, all the stuff that they did wrong or</p> <p>22 whatever happened prior, that's not up to us.</p> <p>23 That's going to be taken care of in another matter.</p> <p>24 SHARON RODAS: But the potential of</p> <p>25 the growth of it, you have to keep that in mind when</p>
<p style="text-align: right;">184</p> <p>1 addressed.</p> <p>2 The questions about trip generation,</p> <p>3 what times the trips will happen, what are the peak</p> <p>4 times on that road will all be addressed. All your</p> <p>5 questions will be addressed.</p> <p>6 And if they're not, then you come back</p> <p>7 up here and you ask them and make sure it's part of</p> <p>8 the record. Because, you know, what's important to</p> <p>9 remember is everything that you see every day,</p> <p>10 right; we can't presume that that's part of this</p> <p>11 record. It has to be testified to, and it has to be</p> <p>12 brought up.</p> <p>13 And so these traffic reports focus on</p> <p>14 all of that data and will be available for you to</p> <p>15 review beforehand and ask every single question</p> <p>16 about. And I'm sure the board members will have a</p> <p>17 lot of questions about it too.</p> <p>18 But for purposes of tonight,</p> <p>19 architectural design standards aren't the</p> <p>20 appropriate time to talk about trip generation</p> <p>21 and traffic flow.</p> <p>22 SHARON RODAS: I know. But we've</p> <p>23 listened to all of you many hours tonight; we're</p> <p>24 holding so much in, please understand.</p> <p>25 We have not had a chance as a community</p>	<p style="text-align: right;">186</p> <p>1 you're approving this.</p> <p>2 There could be more appropriate</p> <p>3 locations for something this size.</p> <p>4 Thank you.</p> <p>5 CHAIRMAN TIGHE: All right. Sir, with</p> <p>6 the pad and paper.</p> <p>7 All right, it's a quarter of. We are</p> <p>8 going to end tonight at 11. So if you have any</p> <p>9 other questions, please keep it quick, and we'll try</p> <p>10 to get everybody in that we can. If not, we're</p> <p>11 going to do everything on May 1st.</p> <p>12 DREW WEINGARTH: My name is Drew</p> <p>13 Weingarth, W-E-I-N-G-A-R-T-H. I live in East</p> <p>14 Brunswick, New Jersey.</p> <p>15 Even though I have an East Brunswick</p> <p>16 address, with pride, I grew up in the Madison Park</p> <p>17 section of Parlin, which is Old Bridge. And I</p> <p>18 realize the applicant is applying in Sayreville, but</p> <p>19 the zip code is 08859, and Parlin is considered a</p> <p>20 beautiful hybrid between the two towns.</p> <p>21 I believe there was testimony -- oh,</p> <p>22 and thank you all for what you do.</p> <p>23 I believe there was testimony on soil</p> <p>24 testing and a soil bearing. Could you just please</p> <p>25 -- I believe you gave them two separate categories.</p>

<p style="text-align: right;">187</p> <p>1 Could you please be a little bit more specific about</p> <p>2 that?</p> <p>3 ADNAN KHAN: Yes, K3 and K4. That is</p> <p>4 the permeability rate, like how fast the water can</p> <p>5 transfer through the soil.</p> <p>6 Is it possible for you to say -- did</p> <p>7 you say you did soil bearing tests?</p> <p>8 ADNAN KHAN: No. Not the bearing, no.</p> <p>9 DREW WEINGARTH: Okay.</p> <p>10 ADNAN KHAN: Permeability.</p> <p>11 DREW WEINGARTH: Is it possible --</p> <p>12 based on the K3 and K4 can you say what the soil</p> <p>13 composition was based on that?</p> <p>14 ADNAN KHAN: I would say it's like</p> <p>15 sandy soil.</p> <p>16 DREW WEINGARTH: Okay. Thank you very</p> <p>17 much.</p> <p>18 It's been testified that again on the</p> <p>19 lights, I don't want to go over that again, you said</p> <p>20 it was down lights. I'm assuming, per the law, the</p> <p>21 number -- it's meeting the proper number of candles</p> <p>22 based on the lighting.</p> <p>23 How are the lights being regulated? Is</p> <p>24 it on a timer or a photo cell?</p> <p>25 ATTORNEY SACHS: Yeah. Well, I think</p>	<p style="text-align: right;">189</p> <p>1 ADNAN KHAN: What is the question?</p> <p>2 DREW WEINGARTH: If there's going to</p> <p>3 be trees being removed on-site per whatever</p> <p>4 Sayreville has for their...</p> <p>5 (Audience interruption.)</p> <p>6 ADNAN KHAN: Yes -- why don't you</p> <p>7 answer?</p> <p>8 CHAIRMAN TIGHE: No, you cannot...</p> <p>9 ADNAN KHAN: No, but they're just</p> <p>10 talking back there.</p> <p>11 CHAIRMAN TIGHE: Go ahead.</p> <p>12 ADNAN KHAN: 46. 46 trees will be</p> <p>13 removed.</p> <p>14 DREW WEINGARTH: And will they be</p> <p>15 planting those trees elsewhere?</p> <p>16 ADNAN KHAN: No, they will be removed.</p> <p>17 And we are planting over, I would say, over 100</p> <p>18 trees, new trees throughout the site, plus the</p> <p>19 shrubs.</p> <p>20 DREW WEINGARTH: Thank you for that.</p> <p>21 CHAIRMAN TIGHE: Do you know size and</p> <p>22 calipers of the trees?</p> <p>23 ADNAN KHAN: Yeah, I can give you</p> <p>24 that. I think they are 6 to -- I mean 8 to 10 feet</p> <p>25 high, and three and a half inch in caliper.</p>
<p style="text-align: right;">188</p> <p>1 the lights will be on a timer to go off at 8:30, if</p> <p>2 that's when the facility closes. That will be on a</p> <p>3 timer, I'm sure.</p> <p>4 And then there will probably be some</p> <p>5 type of security lighting which would be activated</p> <p>6 by movement.</p> <p>7 DREW WEINGARTH: Thank you very much.</p> <p>8 Again, it was stated that for weddings there's no</p> <p>9 receptions.</p> <p>10 CHAIRMAN TIGHE: That's correct.</p> <p>11 DREW WEINGARTH: But yet there is a</p> <p>12 kitchen on-site. So will the kitchen be utilized --</p> <p>13 the kitchen will or will not be utilized for a</p> <p>14 wedding?</p> <p>15 ATTORNEY SACHS: No, it would not be</p> <p>16 utilized for a wedding. So that would be, right,</p> <p>17 it's just the ceremony, and then, obviously if</p> <p>18 there's a reception, it will be off-site.</p> <p>19 DREW WEINGARTH: Thank you very much.</p> <p>20 I believe the architect talked about</p> <p>21 the landscaping. Per the construction on the site I</p> <p>22 don't know how many number of trees will be --</p> <p>23 ATTORNEY SACHS: I think the engineer</p> <p>24 testified to that.</p> <p>25 DREW WEINGARTH: I'm sorry.</p>	<p style="text-align: right;">190</p> <p>1 CHAIRMAN TIGHE: Thanks very much.</p> <p>2 DREW WEINGARTH: It was stated that</p> <p>3 there is going to be locker rooms as part of the</p> <p>4 gymnasium. I'm sorry if it was said, are there</p> <p>5 showers affiliated with those locker rooms?</p> <p>6 ATTORNEY SACHS: Yeah, I believe there</p> <p>7 are.</p> <p>8 DREW WEINGARTH: And the showers, I'm</p> <p>9 assuming, would be factored into the water usage</p> <p>10 analysis?</p> <p>11 ATTORNEY SACHS: Yes.</p> <p>12 DREW WEINGARTH: Thank you.</p> <p>13 Did the architect testify to a signage</p> <p>14 for this facility?</p> <p>15 CHAIRMAN TIGHE: Yes.</p> <p>16 ATTORNEY SACHS: I believe --</p> <p>17 ADNAN KHAN: I did it, yes.</p> <p>18 ATTORNEY SACHS: I think the engineer</p> <p>19 did that, yes.</p> <p>20 DREW WEINGARTH: And again, it's</p> <p>21 proper number for those conforming ordinance?</p> <p>22 ATTORNEY SACHS: We're not -- I don't</p> <p>23 believe we are seeking any variances for signage.</p> <p>24 Right?</p> <p>25 ATTORNEY SORDILLO: You are.</p>

<p style="text-align: right;">191</p> <p>1 ADNAN KHAN: Yeah.</p> <p>2 CHAIRMAN TIGHE: To move it back.</p> <p>3 ADNAN KHAN: The distance, yes.</p> <p>4 CHAIRMAN TIGHE: One variance.</p> <p>5 ATTORNEY SACHS: Okay. One variance.</p> <p>6 DREW WEINGARTH: I believe that's it.</p> <p>7 I really appreciate the clarification.</p> <p>8 ADNAN KHAN: And to answer the</p> <p>9 chairman, the tree size is 9 to 10 feet high,</p> <p>10 three-inch caliper minimum.</p> <p>11 DREW WEINGARTH: I thank you all for</p> <p>12 your time.</p> <p>13 CHAIRMAN TIGHE: Thank you.</p> <p>14 DREW WEINGARTH: Thank you.</p> <p>15 CHAIRMAN TIGHE: Anybody else?</p> <p>16 Ten minutes. Anybody else?</p> <p>17 Anybody else?</p> <p>18 All right, you're up, you can go.</p> <p>19 MIKE WEAVER: Mike Weaver, 10 Parkway</p> <p>20 Place. I was up here before.</p> <p>21 I just have two quick questions.</p> <p>22 CHAIRMAN TIGHE: One second.</p> <p>23 Officer, could you see if anybody else</p> <p>24 wants to speak before we leave, in the back, anybody</p> <p>25 in the back rooms?</p>	<p style="text-align: right;">193</p> <p>1 on an electrical wire that fell a month and a half,</p> <p>2 two months ago, that nobody's touched.</p> <p>3 ATTORNEY SACHS: We'll address that,</p> <p>4 yeah.</p> <p>5 Just, I mean, we're not aware of any</p> <p>6 code violations but, yes, if there's some issue</p> <p>7 we'll make sure that we take a look at it.</p> <p>8 MIKE WEAVER: Yeah, the pine tree,</p> <p>9 right after they cut down the last tree, which was</p> <p>10 December 26th -- somewhere between the 26th and 29th</p> <p>11 they cut down a tree that was on Lot 27, which is</p> <p>12 actually owned by the town, Lot 27. So the tree was</p> <p>13 cut down, and then this tree fell about two weeks</p> <p>14 later on top of the electrical lines.</p> <p>15 All the lines going around the property</p> <p>16 right now have trees leaning on them or even falling</p> <p>17 down. So I want to know when some of this is going</p> <p>18 to be addressed, because it's safety hazards.</p> <p>19 CHAIRMAN TIGHE: He just said he would</p> <p>20 address it.</p> <p>21 MIKE WEAVER: Okay. Thank you.</p> <p>22 CHAIRMAN TIGHE: Well, good evening.</p> <p>23 Anybody else?</p> <p>24 For all of you that are left, I want to</p> <p>25 thank you very much for being patient. I know this</p>
<p style="text-align: right;">192</p> <p>1 Go ahead.</p> <p>2 MIKE WEAVER: I just have two quick</p> <p>3 questions. You didn't answer questions about when</p> <p>4 the times were for Ramadan.</p> <p>5 What are their time schedules for</p> <p>6 Ramadan?</p> <p>7 ATTORNEY SACHS: No, I think I</p> <p>8 mentioned in the beginning. I think it's 7 or 7:30</p> <p>9 to 10:30.</p> <p>10 MIKE WEAVER: What about the midnight?</p> <p>11 There's no midnight service?</p> <p>12 ATTORNEY SACHS: No.</p> <p>13 MIKE WEAVER: No 1:00 a.m. service?</p> <p>14 ATTORNEY SACHS: No.</p> <p>15 MIKE WEAVER: No 2:00 a.m. service?</p> <p>16 ATTORNEY SACHS: No.</p> <p>17 MIKE WEAVER: Okay.</p> <p>18 And then the other thing is, I know</p> <p>19 this is kind of with -- has to do within the past,</p> <p>20 kind of.</p> <p>21 CHAIRMAN TIGHE: Well, if it does --</p> <p>22 MIKE WEAVER: But I just want to know</p> <p>23 when is the property going to be kind of, like,</p> <p>24 cleaned up?</p> <p>25 Because right now there's a tree laying</p>	<p style="text-align: right;">194</p> <p>1 is a hard thing to get through. May 1st.</p> <p>2 MEMBER VOLOSIN: Motion to close.</p> <p>3 MEMBER ALLEGRE: Second.</p> <p>4 SECRETARY MAGNANI: All in favor?</p> <p>5 BOARD MEMBERS IN UNISON: Aye.</p> <p>6 SECRETARY MAGNANI: Opposed.</p> <p>7 CHAIRMAN TIGHE: Hang on. Hang on one</p> <p>8 second.</p> <p>9 ATTORNEY SACHS: So I guess my</p> <p>10 question is this. I know -- I guess the advice I</p> <p>11 was given from your staff was that it was going to</p> <p>12 be May 1st. And I guess at this point it's going to</p> <p>13 be at this location, unless there's some alternate</p> <p>14 site.</p> <p>15 CHAIRMAN TIGHE: And then we'll have</p> <p>16 to re-notice.</p> <p>17 ATTORNEY SACHS: We have to re-notice</p> <p>18 or will you publish that on the website? Because</p> <p>19 I'm not --</p> <p>20 ATTORNEY SORDILLO: I think you would</p> <p>21 have -- legally I think you are going to have to</p> <p>22 give notice to 200 feet people, it's a new location,</p> <p>23 because it is now -- they have to have notice.</p> <p>24 ATTORNEY SACHS: All right.</p> <p>25 ATTORNEY SORDILLO: Because we can post</p>

1 it, and we will, but that will --

2 ATTORNEY SACHS: All right.

3 CHAIRMAN TIGHE: What's the
4 alternative?

5 ATTORNEY SACHS: No, I guess there's
6 not. But the only thing is this, obviously, I have
7 to do it ten days before the hearing, so I would
8 like to know sooner than later.

9 CHAIRMAN TIGHE: I'm working on it
10 already. I sent the Mayor a text. I'm going to --
11 I'm not going to call him now. It's late tonight.
12 We'll get back to you.

13 ATTORNEY SACHS: All right, that's
14 fine.

15 ATTORNEY SORDILLO: So for members of
16 the public, this application is being carried to
17 May 1st. It will be at this location unless you
18 hear and see other notice. It will be noticed
19 either if you're 200 feet you will receive it via
20 mail, or it will be posted on the website in a
21 typical notice -- a typical method that the Borough
22 utilizes for notice of meetings.

23 So, otherwise, it will be here, unless
24 you hear otherwise.

25 CHAIRMAN TIGHE: Don't believe

1 everything you read.

2 ATTORNEY SACHS: Mr. Chairman, members
3 of the board, thank you for your focus on this
4 matter.

5 CHAIRMAN TIGHE: Thank you very much.

6 ATTORNEY SACHS: Thank you.

7 - - -

8 (Whereupon, the application is
9 adjourned at 10:52 p.m.)



1 C E R T I F I C A T E

2
3 I, ANGELA C. BUONANTUONO, a Notary
4 Public and Certified Court Reporter of the State of
5 New Jersey and Registered Professional Reporter, do
6 hereby certify that prior to the commencement, the
7 witnesses were duly sworn to testify the truth, the
8 whole truth and nothing but the truth.

9 I DO FURTHER CERTIFY that the foregoing
10 is a true and accurate transcript of the proceeding
11 as taken stenographically by and before me at the
12 time, place and on the date hereinbefore set forth.

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

19
20
21
22
23 Angela C. Buonantuono, CCR, RPR, CLR
24 NJ License No. 30XI00233100
25 Notary Public of the State of New Jersey

Dated: April 30, 2024

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