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PUBLIC HEARING  
on the  
JAMAICA BAY WATERSHED  
PROTECTION PLAN

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94-20 Guy R. Brewer Blvd.  
Jamaica, New York

June 14, 2006  
6:00 p.m.

Reported by: WENDY BARCIA

LEX56593

2 THE NEW YORK CITY DEPARTMENT OF  
3 ENVIRONMENTAL PROTECTION (NYCDEP)

4  
5 1. Sign-in and Open House (6 p.m.)

6 2. Presentation (6:30 p.m.)

7 - Welcome & Introductions

8 Angela Licata, Deputy

9 Commissioner, NYCDEP

10 - Project Update

11 John McLaughlin, Director,

12 NYCDEP

13 - Advisory Committee Remarks

14 Doug Adamo, National Park

15 Service  
16  
17  
18  
19  
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21  
22  
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24  
25

2 **ANGELA LICATA:**

3 My name is Angela Licata. I am deputy  
4 commissioner of New York City's  
5 Department of Environmental Protection.

6  
7 We're co-hosting this meeting tonight on  
8 our Jamaica Bay Watershed Protection  
9 Plan and I thank you very much for  
10 coming. We notice that it is a little  
11 light in the crowd tonight but we will  
12 enjoy this intimate setting, where we  
13 can discuss our issues freely and get  
14 your feedback.

15  
16 The purpose of tonight's meeting is to  
17 give you an update of where we are with  
18 our Jamaica Bay Watershed Protection  
19 Plan, to share with you some of the  
20 goals and objectives that we've  
21 highlighted for ourselves and to really  
22 get your feedback on that.

23

24 I will just be brief with my  
25 introductory remarks. To my right is

2 John McLaughlin, who has been our  
3 project director for the DEP and there  
4 are a few folks here from DEP tonight,  
5 those who are helping out in the lobby  
6 and a few of my staff who are around,  
7 just to show you that everybody has been  
8 working really hard on this Jamaica Bay  
9 Plan.

10

11 I'm glad to announce tonight that we  
12 will have a time extension. I shouldn't  
13 say for certain but the City Council has  
14 introduced a bill, Local Law 71, that  
15 will allow us to take some additional  
16 time to prepare this Watershed  
17 Protection Plan so we, jointly with the  
18 Advisory Committee here tonight, we are  
19 hosting this meeting and we have all  
20 jointly agreed that it would be  
21 advisable to take some additional time  
22 to deal with these very complex issues.

23

24 I would also like to introduce Manny  
25 Kaufman, who most of you know, and Doug

2 Adamo, he is from the National Park  
3 Service. They will both make some  
4 statements tonight and so with no  
5 further comments from me, I will turn it  
6 over to John to do a brief presentation.

7

8 **JOHN MCLAUGHLIN:**

9 Thank you for coming. I will just give  
10 you a quick summary of what we have been  
11 doing since we last met, in the last  
12 four months, and this is just an  
13 overview of the presentation.

14

15 We've done some outreach to the  
16 community, developing some goals and  
17 what plans to address based on the input  
18 that you gave us and what we already  
19 know and there are some issues that need  
20 attention. We've done some modeling  
21 which reflects if we did some BMP's in  
22 the Watershed. We note that due to the  
23 overall quality of the bay we did come  
24 up with some potential strategies that  
25 we're thinking about at the moment that

2 we can implement.

3

4 The next steps are of what we have done  
5 to date. We've had meetings with the  
6 advisory committee and the DEP and just  
7 to summarize, we are discussing,  
8 planning, and other activities -- the  
9 airport issue and its' impact on the bay  
10 and some community outreach.

11

12 In outreach, I'll just summarize that we  
13 had two meetings, one was in January and  
14 one was in February of '06 and that as  
15 far as the local law and what it's  
16 intent is to do, as well as some  
17 priority problems in the bay. Sometimes  
18 there are solutions that you have given  
19 us at those two meetings. They also  
20 describe current protection restoration  
21 that's going on in the bay now and the  
22 Advisory Committee, their members' rules  
23 and responsibilities in the plan and  
24 we've also asked you to get involved  
25 either through letters, e-mail, or phone

2 calls, to attend these meetings.

3

4 What we've done in the last couple of  
5 months is met with several City agencies  
6 one-on-one and this includes City  
7 Planning Parks, the DEC, and OEC. There  
8 was a larger meeting that was posted by  
9 OEC that had the other agencies also  
10 involved attend and it was to discuss  
11 their involvement in the Watershed and  
12 how we could work together to formulate  
13 some plan.

14

15 As far as we're thinking now in  
16 development plans, there are six goals  
17 that we are looking at. They include  
18 water quality, wetlands and buffers,  
19 improved fish and wildlife habitat,  
20 public use and enjoyment of the bay,  
21 sound land use and development, and  
22 education and outreach.

23

24 Goal 1. Water Quality:

25 This is to improve and maintain water

2 quality in the bay and a self-sustaining  
3 ecosystem and to improve recreational  
4 uses.

5  
6 Goal 2. Wetland and Buffers: Protect  
7 and restore and create additional  
8 wetlands, which is just as important.

9  
10 Goal 3. Improve fish and wildlife  
11 habitat:

12  
13 Removal of invasive species, which  
14 include many indigenous population of  
15 vertebrates and invertebrate's and many  
16 other non-plants, good plants.

17  
18 Goal 4. To Improve Access to the bay  
19 and Public Recreational Activities:

20  
21 We need to promote green behavior and  
22 sensible land using planning and  
23 development and clearly this picture  
24 shows an extra large urban airport;  
25 public outreach and education, it's to



2 foster local Watershed stewardship by  
3 the bay and the importance of the bay,  
4 logically and culturally for good  
5 reason.

6  
7 There was a couple of modeling efforts  
8 that we are looking at. There are a  
9 couple of parallel plans, there's the  
10 DEP Comprehensive Water Quality Plan and  
11 long term water control plan. Each of  
12 those has a modeling component that  
13 we're looking at.

14  
15 With respect to the Watershed Protection  
16 Plan, it has its own set of models that  
17 we have developed. Modeling efforts are  
18 showing that some BMP's made by some  
19 important stone water quality benefits  
20 warrant further evaluations. Some of  
21 those that show promise is porous  
22 pavement, infiltration trenches, bio-  
23 filtration swales and street tree  
24 planting.

25

2 The one thing that is missing from the  
3 Watershed, in addition to water, are  
4 street trees, there is only about 21  
5 percent. According to the Park's survey  
6 there is only 21 percent that has tree  
7 cover and we would like to maximize  
8 that.

9  
10 Things that we're looking at are draft  
11 management strategies. First is the  
12 water quality. Again, it's looking at  
13 the comprehensive quality water plan and  
14 the long-term control plan. There are  
15 agencies that are incorporating those  
16 using appropriate and targeting BMP's in  
17 the Watershed. If the groundwater table  
18 is very high, infiltration is probably  
19 not a good idea. Some BMP's are better  
20 removed, so it's a targeted effort to  
21 determine which one is most effective  
22 and improve tributaries and improving  
23 storm water quality and reducing  
24 floatables in the system.

25

2 Wetlands and Buffers:

3 This is restoring and creating  
4 additional wetlands and it's very  
5 important to also put the associated  
6 health habitats with that. Creating  
7 ponds, freshwater ponds, and brackish  
8 wetland ponds, restoring submerging  
9 aquatic vegetation, and that's not  
10 something you do initially.

11

12 SAV, referring to very quiet, still  
13 waters, so that's something we  
14 envisioned a little later on, but it's  
15 an important piece of the bay, it's an  
16 important fact.

17

18 Implementing and monitoring and  
19 maintenance programs, long term, to make  
20 any changes that lead you a long way.

21

22 Fish and Wildlife:

23 This is mainly protecting existing  
24 habitats and trying to protect those  
25 that are being created someplace else;

2 restoring head waters of Jamaica Bay,  
3 shallow water and flat water habitats  
4 that will improve integrity of the Bay;  
5 dune habitats, coastal and woodland  
6 habitats.

7  
8 Did anyone pass by the landfills today  
9 on the Belt Parkway? We planted our  
10 first tree, so we are on our way to  
11 putting back about 400 acres of another  
12 coastal woodland, which is a great  
13 start. Also, we're restoring extirpated  
14 plant species. It is critical to find  
15 the right plants and find the right  
16 habitat and put them back.

17  
18 As I've mentioned before, increasing  
19 awareness of the value of the bay. If  
20 you went north on the Belt Parkway the  
21 bay becomes less and less known, because  
22 once you get that far out deep into the  
23 watershed, what happens in the watershed  
24 does affect the bay eventually and we're  
25 increasing access to the diverse

2 landscapes types throughout the  
3 watershed and the bay.

4

5 We would like to use on-site BMP's to  
6 control runoff, so whatever sites we  
7 develop on government property, to  
8 install some BMP on that site so it  
9 doesn't leave; encouraging green  
10 development and promoting sustainable  
11 development practices in private and  
12 public sectors; public outreach and  
13 education. If you drive anywhere  
14 outside New York City, you know in the  
15 Chesapeake Bay Watershed, or any other  
16 watershed, there are signs indicating  
17 that we are doing that. Certain  
18 regulations do apply, certain mind-sets  
19 apply, but it's important to raise that  
20 awareness and some of the material  
21 outside will help to promote that.

22

23 There are a lot of different groups that  
24 are working to protect the bay. We just  
25 need to coordinate those efforts a

2 little better, I think, and work well  
3 with them and work together, it's  
4 important.

5

6 Raising awareness in young children:

7 This could be through some educational  
8 changes in the school system and that's  
9 something we have been working at. It's  
10 just a mind-set of reducing damaging  
11 behavior, polluting damaging behavior,  
12 and also increasing the number of  
13 volunteers and events. That will help  
14 raise the awareness for the bay or about  
15 the bay.

16

17 Some next steps, as Angela Licata had  
18 mentioned, City Council did draft some  
19 legislation to amend Local Law 71.

20 We've been looking to revising the  
21 findings from the preliminary modeling  
22 work that is done to date where we're  
23 continuing to meet with City agencies  
24 and discuss their role within the  
25 Watershed and how they can help be

2 involved with finding some of those  
3 management strategies that I mentioned.  
4 We're looking at all strategies, the  
5 quality of plans and find the most  
6 appropriate recommendations and apply it  
7 to Watershed.

8  
9 We will hold additional meetings with  
10 you once we have a more formulating  
11 document that you can review and  
12 comments on and just provide additional  
13 input.

14  
15 That's it. Thank you.

16

17 **JOHN FAZIO:**

18 We have some priority problems here. To  
19 me, and I have been working on this bay  
20 since all of my life, but officially  
21 I've been working on the bay since 1972.

22

23 There are rules within the park that  
24 allow people to walk on the beach but  
25 wouldn't let them in the originals

2 rules. With the help of Don Marrow, we  
3 have changed those rules to where you  
4 could float a boat and not go into the  
5 channels.

6

7 I have been working on this bay for a  
8 long time but there were other things  
9 that I had help with.

10

11 Now, I've been to a multitude of  
12 meetings, I know millions of dollars  
13 have been spent and I don't see results.  
14 I really don't see results. I see  
15 results on the closure of the landfill,  
16 they had plenty of money and they're  
17 using it, they're doing it and on that I  
18 see some results. On the rest of this  
19 bay I don't see results, I still see  
20 deterioration. I see one model after  
21 another defined and I never see results  
22 of the modeling. Millions of dollars  
23 have been spent there and I don't see  
24 millions of dollars being spent on an  
25 actual product.



2

3 Now, I see problems with the bay and you  
4 know the problems with the bay. DEP is  
5 throwing 320 million gallons of  
6 polychlorinated water into Jamaica Bay  
7 every day, 54,000 pounds of nutrients  
8 every day. That's detrimental to the  
9 bay. Can we correct that? Yes, we can  
10 correct it. They did it in Seaford.  
11 They put a pipeline to the ocean, I've  
12 been spouting this over and over, and  
13 this is not new to you, John. It may be  
14 new to some people here, but after they  
15 did that in Seaford, they opened up  
16 clamming again and it's not hurting the  
17 ocean because most of that water is  
18 treated and they could handle 54,000  
19 pounds of nutrients, and they can handle  
20 chlorinated water. Jamaica Bay is  
21 having trouble handling it.

22

23 Do you want to know why the marshes  
24 are disappearing? That's a good reason.  
25 We can spend one million dollars and put

2 marshes back there but it's not going to  
3 cure the problem. The problem is being  
4 -- we're killing the stuff instead of  
5 growing the stuff. There's other  
6 problems in the bay too that -- the  
7 airport, there's floatables that still  
8 come from Bergen Basin. After the storm  
9 they open up the sewers. I see it, I  
10 live on the water and when I see that  
11 water change, I know what's floating in  
12 that water. When it's floating in the  
13 water, that means they opened up the  
14 sewers. I know what I'm talking about,  
15 the sanitary napkins, the condoms, stuff  
16 like that. That's not in our water.  
17 That's from our sewers and that comes  
18 every time you get a hard rain and the  
19 bay can't handle it and it's full.

20

21 Now, if we had the pipeline out in the  
22 ocean that could handle more water it  
23 would go out to the ocean instead of  
24 running out through Jamaica Bay. We  
25 will never get Jamaica Bay to the effect

2 that I would like to see it, where you  
3 can plant and swim freely because every  
4 time we get a terrible rainstorm, even  
5 if we worked on it, we would be re-  
6 polluting it.

7

8 **JOHN MCLAUGHLIN:**

9 There have been measures to reduce  
10 floatables considerably, such as  
11 building CSO tanks --

12

13 **JOHN FAZIO:**

14 I'm picking up greasy bottles that came  
15 from the sewer and putting them in my  
16 garbage.

17

18 **JOHN MCLAUGHLIN:**

19 I'm not saying it does not happen, but  
20 that's not entirely due to --

21

22 **JOHN FAZIO:**

23 I'm saying that you're not doing a good  
24 enough job. They put big nets to catch  
25 the stuff. It's like a big bag that

2 goes under the water and holds the  
3 water. There was never any intent to  
4 implement that at Bergen Basin.

5

6 **JOHN MCLAUGHLIN:**

7 I know and again, that's where it goes  
8 to public outreach so --

9

10 **JOHN FAZIO:**

11 We're the public and I have been  
12 speaking as the public for many years,  
13 John, and you know that. I mean, I'll  
14 be dead before the bay is better because  
15 I'm getting too old.

16

17 **JOHN MCLAUGHLIN:**

18 Oh, I hope not, John.

19

20 **JOHN FAZIO:**

21 Here, here is another thing. We have a  
22 beautiful place, we have a meeting,  
23 there is a few people in this group. Is  
24 there a dozen people that does not  
25 belong to an organization that's being

2 paid to be here? In other words, is  
3 there a dozen people from the public?  
4 This guy's from the press, over here is  
5 from the DEP, over here is from DEP.  
6 How many people are here -- we should  
7 have this meeting closer to the water.  
8 You got places to put it in, you got  
9 Ryan Center, you got places closer.

10

11 **JOHN MCLAUGHLIN:**

12 This is a Watershed Protection Plan,  
13 it's to go to the Watershed.

14

15 **JOHN FAZIO:**

16 Yeah, this is still part of the  
17 Watershed, I realize that --

18

19 **JOHN MCLAUGHLIN:**

20 The next meeting will perhaps will be at  
21 the Ryan Center. We'll alternate back  
22 and forth.

23

24 **JOHN FAZIO:**

25 Who is from here that knows about the

2 bay, that's involved with the bay?

3

4 **JOHN MCLAUGHLIN:**

5 Again, that's the outreach. That's just  
6 our point. You need to raise awareness  
7 that, you know, that what they do  
8 affects the bay. You just proved a  
9 point.

10

11 **JOHN FAZIO:**

12 Again, we'll go to the next thing,  
13 public access. I have been fighting for  
14 public access for this bay. I even had  
15 one agency, the Department of Buildings,  
16 say they would pay to have ramps built  
17 at Jamaica Bay, boat ramps. There's no  
18 boat ramps at Jamaica Bay. There's not  
19 one legal boat ramp at Jamaica Bay.  
20 There's the one boat ramp that's  
21 illegally used off the school. Gateway  
22 Park has beautiful ramps over there that  
23 they use for seaplanes, but they don't  
24 want boats in Jamaica Bay.

25

2 You're talking about Gateway Park, I  
3 like Gateway Park, but it's a national  
4 park in an urban setting and they don't  
5 want people in their park. You can say  
6 they want people all you want to, but  
7 they refuse to allow access for the  
8 people to go into Jamaica Bay.

9

10 You got Cross Bay Bridge, you got all  
11 that property and every time there's a  
12 commercial project, they give it to the  
13 commercial projects. They're building  
14 now -- they're using that land for the  
15 marshes. They built it for the bridges  
16 -- when they did the cement on the  
17 bridges. Department of Buildings was  
18 going to build a boat ramp there and  
19 maintain it with money for maintenance  
20 and the Parks Department turned it down.  
21 They don't want people in their bay, so  
22 if you're looking for usage --

23

24 **JOHN MCLAUGHLIN:**

25 It's not only --

2

3 **JOHN FAZIO:**

4 I'm looking for usage.

5

6 **JOHN MCLAUGHLIN:**

7 Usage is not only boat ramps, its  
8 canoes, kayaks.

9

10 **JOHN FAZIO:**

11 You could take a canoe and carry it down  
12 there. You don't need a launching ramp  
13 there.

14

15 **JOHN MCLAUGHLIN:**

16 You still need access to do that.

17

18 **JOHN FAZIO:**

19 There's a lot of people here that can't  
20 afford to have a boat. It's expensive,  
21 it's very expensive, but if they had a  
22 launching ramp -- the Port Authority  
23 lied to us. The Port Authority came to  
24 our community board and said we need  
25 that parking lot. We can give you



2 something for it and we can do something  
3 for you. Yeah, put a launching ramp  
4 there as part of the parking lot and you  
5 could even let the people pay to park  
6 there for the day and they said okay.  
7 They got their parking permit and they  
8 come back and said can you strike that  
9 from the record. That's a fact, so  
10 these are the agencies that we are  
11 dealing with and the DEP has been no  
12 better in coming out and doing what  
13 they're supposed to do in the bay.

14

15 **JOHN MCLAUGHLIN:**

16 John, we're trying --

17

18 **JOHN FAZIO:**

19 You've been trying to spend money --  
20 look, John Mealey was my friend. He was  
21 commissioner of DEP and he still didn't  
22 do the right thing here for Jamaica Bay  
23 in my eyes. There should have been more  
24 access; they should have been more  
25 forceful --

2

3 **JOHN MCLAUGHLIN:**

4 That's what we're doing now.

5

6 **JOHN FAZIO:**

7 John, you're not that because nobody  
8 pressures anybody with -- all the City  
9 is doing is giving more property to the  
10 Parks Department who don't want people  
11 in their bay. Now, you want outcry from  
12 the public? Well, here I am, I'm  
13 outcrying and --

14

15 **JOHN MCLAUGHLIN:**

16 I know, that's fine --

17

18 **JOHN FAZIO:**

19 I know that you're not always happy to  
20 see me --

21

22 **JOHN MCLAUGHLIN:**

23 I'm always happy to see you, John.

24

25 **JOHN FAZIO:**

2 -- but I am on the bay for 70 years and  
3 I know the bay inside and out and I know  
4 that it has been screwed over and it's  
5 come back and they're about to do it  
6 again. I know they want to put fill in  
7 the bay. The agencies got together and  
8 they wanted to fill in our holes to give  
9 us better water flow. You know what  
10 they want to do? They want to save  
11 money because they have to dredge the  
12 toxic fill out of our ports and they  
13 gotta find a place to do it because the  
14 Feds' -- the federal powers won't let  
15 them dump it out in the ocean, so the  
16 State and the Port Authority and now the  
17 engineers, they all got the same colors  
18 on, they're all in bed together, and now  
19 it's gonna be good for the bay, like  
20 it's gonna make the floatables any  
21 better by lessening the holes.

22

23 Give me a break, I was a dredge captain.  
24 I was a tugboat captain that handled  
25 dredge fill. I know what the hell I'm

2 talking about and I know my bay. There  
3 is not too much being done for the bay.  
4 Millions of dollars have been spent and  
5 not in the right direction. There's  
6 survey after survey after survey, and no  
7 accomplishment, not much accomplishment.

8

9 **JOHN MCLAUGHLIN:**

10 I don't think you're giving enough  
11 credit for the work that is being done.

12

13 **JOHN FAZIO:**

14 There's billions of dollars being spent.

15

16 **JOHN MCLAUGHLIN:**

17 It doesn't appear overnight.

18

19 **ANGELA LICATA:**

20 I appreciate your input, but I would  
21 like to move this along.

22

23 Just to respond to something that you  
24 said --

25

2 **JOHN FAZIO:**

3 They want the best thing to happen for  
4 this bay -- I know what I want for the  
5 bay. I want a pipeline out to the ocean  
6 to get rid of our excess fresh water  
7 that's highly chlorinated and highly  
8 nitrogenated and access overflows that  
9 the ocean could take and this bay can't.

10

11 **ANGELA LICATA:**

12 You just said so much, and we are  
13 listening. I just -- we're not agreeing  
14 with it --

15

16 **JOHN FAZIO:**

17 I have been saying this for years and  
18 all I hear is that it's gonna cost a lot  
19 of money and I says how much money and  
20 they didn't even spend any money to find  
21 out what it would cost.

22

23 **ANGELA LICATA:**

24 Let me just respond to some of what you  
25 said so far.

2

3 In order to determine how much money has  
4 been spent and what good it has done,  
5 those are details that are difficult to  
6 relate. Certainly off the cuff I can't  
7 even pretend to relate to all of the  
8 money that has been spent and to all the  
9 benefits that have been received. I'm  
10 not saying that we have arrived or that  
11 what we've done is sufficient work here,  
12 that's why we're continuing to study a  
13 lot of issues, but certainly we can  
14 provide you with a listing of all the  
15 projects. The trenches that we have  
16 seen, which are somewhat beneficial with  
17 respect to water quality is part of the  
18 survey every year and there's a lot of  
19 proof, with respect to water quality  
20 improvements, that have occurred. We  
21 certainly have additional problems and  
22 that's why we want to continue to assess  
23 them.

24

25 One of the ways that we're continuing to

2 assess solutions is, as you mentioned,  
3 is the long out goal. We don't think  
4 that we have arrived at this conclusion.  
5 At this point in time the long out goal  
6 will have certain benefits, that there  
7 are certainly some adverse effects, that  
8 by putting waste water into a pipe and  
9 sending it to the ocean could cause  
10 damage to New Jersey. I think there  
11 would be a lot of political hurdles  
12 associated with that.

13

14 **JOHN FAZIO:**

15 It's working fine in Seaford.

16

17 **ANGELA LICATA:**

18 It may be. It's certainly something that  
19 we're continuing to study and we will  
20 share that data with you, we're just not  
21 there yet.

22

23 **JOHN FAZIO:**

24 You haven't even gone into the idea of  
25 what it would cost for a project like

2 that. Nobody has spent \$100,000 to find  
3 out what it would cost to dig a tunnel.

4

5 **ANGELA LICATA:**

6 We have, actually. We have. In fact, I  
7 just don't have those numbers, but we  
8 have researched the cost.

9

10 **JOHN FAZIO:**

11 I've been told --John said that they  
12 were finally thinking about it, just  
13 thinking about it. I don't see any  
14 actual notation on it. I don't see an  
15 actual mention of it in a public forum.

16

17 **ANGELA LICATA:**

18 It's an alternative right now. It's  
19 subject to analysis --

20

21 **JOHN FAZIO:**

22 No, it's the answer.

23

24 **ANGELA LICATA:**

25 Well, that's certainly an opinion. I



2 have not formulated my own opinion and  
3 while I appreciate that you're sharing  
4 yours, at this point in time we need a  
5 lot more analysis before we can get  
6 behind something like that. Once again,  
7 there are a lot of permits that would be  
8 required, some State and Federal  
9 agencies. There would be a lot of  
10 intergovernmental --

11

12 **JOHN FAZIO:**

13 Again, you mentioned permits, some  
14 State, Federal or whatever. When you  
15 people want the permits to do the right  
16 thing here, you'll get it. The Port  
17 Authority has got permits to dump their  
18 antifreeze in the bay and the DEC says  
19 it's okay because it's in the  
20 wintertime. Now that's baloney, because  
21 whatever I put on the floor in the  
22 wintertime, it's still there in the  
23 springtime in my house, if I spill  
24 antifreeze if I put it in my car.

25

2 You know our agencies are not giving us  
3 a far shake here. Our agencies are  
4 spending money and giving us a lot of  
5 lip shit and, by the way, I'm not  
6 meaning to frighten anybody here but I'm  
7 giving up. I just told Pete that I've  
8 been giving up six nights a month for  
9 the last 35 years and I don't get paid  
10 for that, I don't get gas money for  
11 that. I get aggravation because I know  
12 what's good for our bay. I live on the  
13 bay and I lived from the bay. When we  
14 were poor we ate from the bay and I love  
15 the bay, otherwise I would not be here  
16 so when I speak, I speak with knowledge  
17 and I speak with longevity.

18

19 **ANGELA LICATA:**

20 I appreciate that your dedication is  
21 apparent and I don't want to debate you  
22 on these issues. I don't think this is  
23 the proper forum to do that, so why  
24 don't we let everybody have a turn and  
25 speak on other issues. I'm sorry that

2 you feel that we're not giving these  
3 issues due consideration because, in  
4 fact, we are. I can attest to that.

5  
6 We will provide you with a lot of data  
7 associated with analyses that we're  
8 undertaking. I think you see we're  
9 giving these issues, all of them, very  
10 serious consideration. If you need  
11 contact information, we can give you  
12 information that we feel is in, at least  
13 a reasonable -- we cannot share  
14 information that we don't feel that we  
15 have reached a conclusion on. Again,  
16 sir, I don't want to debate you.

17

18 **JOHN FAZIO:**

19 I'm not gonna debate you. I want more  
20 projects for the bay that will repair  
21 the bay, to have it come back to where  
22 it was.

23

24 **ANGELA LICATA:**

25 We share the same goals. Please, let us

2 continue our meeting and --

3

4 **JOHN FAZIO:**

5 If you want to address the agenda that  
6 you put up on the board, I'm trying to  
7 do that. I'm not trying to argue with  
8 you. If you want to put better water  
9 quality in Jamaica Bay, I'll try to do  
10 that. You should be telling that damn  
11 airport, the runway that they put across  
12 a working channel, when they did that  
13 there was a buoy right there when they  
14 closed it off. I was on a dredge job  
15 then and --

16

17 **ANGELA LICATA:**

18 John, would you mind if we take this  
19 outside after the meeting is done and  
20 you and I can have a conversation to  
21 continue what you --

22

23 **JOHN FAZIO:**

24 No, this is the place to do it, right  
25 here.

2

3 **ANGELA LICATA:**

4 We need to continue with the meeting  
5 now.

6

7 **JOHN FAZIO:**

8 I'll sit with anybody, anytime. Thank  
9 you.

10

11 **ANGELA LICATA:**

12 We do need to move on. Thank you. We  
13 would like for the Advisory Committee to  
14 make a presentation as well and then we  
15 can move forward and we can take some of  
16 these issues, goals back on the board  
17 and you could speak directly on those  
18 goals. I just want to keep some  
19 framework moving forward so that we keep  
20 our meeting productive.

21

22 Doug, would you like to do that?

23

24 **MR. ADAMO:**

25 Most of you know me, I'm Doug Adamo and

2 I am on the Advisory Committee for the  
3 National Park Service. Today I'm  
4 representing the Jamaica Bay Watershed  
5 Protection Plan and I want to thank  
6 everyone for coming out, we really  
7 appreciate your input. I just have a  
8 very brief update on our  
9 recommendations.

10

11 The Advisory Committee plans to release  
12 a graph of Jamaica Bay Watershed  
13 recommendations by July 1st that they  
14 called for and this meeting also  
15 supports the time that we have set, post  
16 legislation, and our hopes to use the  
17 extra time to get the amendment and what  
18 it will provide, to see additional  
19 public feedback, and on the final  
20 reports, any public outreach it makes,  
21 which we have in September given the  
22 extra time that we expect to get from  
23 post legislation and that would  
24 eliminate having public meetings in July  
25 and August, when a lot of people take

2 vacations.

3

4 The committee is deeply appreciative of  
5 all your comments that we have received  
6 so far and we look forward to releasing  
7 a draft and working to improve it in the  
8 coming months. Thank you.

9

10 **ANGELA LICATA:**

11 Does anybody have any questions for Doug  
12 specifically? No? Okay, then what I'm  
13 going to suggest is that we put on Goal  
14 1 so that we can just focus on -- I  
15 think this covers everything that you'll  
16 want to be speaking about. Maybe not  
17 with DEC directly, but there does not  
18 seem to have a place in our plan at this  
19 point. I don't think that we're  
20 opposing them and I know you want to  
21 speak to them --

22

23 **IDA SANOFF:**

24 I think they're very much in the DEC's  
25 plan. They might not be in your plan,

2 but they are very much in the DEC's  
3 plan. I beg to differ and I think that  
4 we do need to discuss this.

5

6 **ANGELA LICATA:**

7 We should. I'm just suggesting that  
8 they're not part of our plan so I wanted  
9 to focus on that first tonight and then  
10 certainly we could talk a little bit  
11 more about that.

12

13 **IDA SANOFF:**

14 Well, don't you work in conjunction with  
15 DEC? I mean you're the Watershed  
16 Advisory Committee which means -- don't  
17 you need to be aware of what the other  
18 agencies are doing as well?

19

20 **ANGELA LICATA:**

21 Yes, we do need to be aware. So in  
22 focusing on Goal 1, which is to improve  
23 and maintain water quality in Jamaica  
24 Bay and you should be focusing on the  
25 strategies for doing so. For those of



2 you that haven't come to the previous  
3 meetings, what this means when we say  
4 that we're evaluating recommendations  
5 from comprehensive water quality plan  
6 and the long-term control plan, that's  
7 what you hear some of the more seasoned  
8 veterans that have been following some  
9 of the DEP projects and programs talking  
10 about tonight, what they're talking  
11 about is that as far as the  
12 comprehensive water quality plan, we are  
13 focusing on what it would take to  
14 achieve compliance within Jamaica Bay of  
15 all of the water quality standards,  
16 knowing that DEP has responsibility  
17 stewardship for achieving water quality  
18 standards within the bay, knowing that  
19 New York City DEP runs wastewater  
20 treatment plants whose effluent may find  
21 its way into Jamaica Bay. There are four  
22 wastewater treatment plants that are  
23 discharging to the bay and those are  
24 issues that are being studied under the  
25 comprehensive water quality plan. In

2 October or so a draft plan will be  
3 submitted to DEC recommending and  
4 outlining certain strategies for  
5 achieving compliance with water quality  
6 standards. That's what's being  
7 discussed there.

8  
9 The long-term control plan has to do  
10 with combined sewer overflow control.  
11 That would be water that doesn't find  
12 its way to our wastewater treatment  
13 plants and overflows or discharges  
14 during certain storm events. This is  
15 another plan to deal with the strategy  
16 for controlling and minimizing that sort  
17 of problem.

18  
19 In a combined sewer system it is  
20 inevitable that water will not find its  
21 way to a treatment plant and the system  
22 is designed to overflow to relieve  
23 itself. We do take two times dry  
24 weather flow to the plants, so wet  
25 weather is treated but again, once

2 again, once the overflow, the quantity  
3 or volume of water that can't make its  
4 way to the treatment plant, it overflows  
5 at various discharge points into the  
6 bay. Those lead to problems for some of  
7 the tributary areas, so we are also  
8 looking and evaluating the  
9 recommendations being made under the  
10 long-term control plan and are working  
11 with the Advisory Committee to make some  
12 recommendations as we study some more  
13 non-engineering and non-structural  
14 techniques to deal with these types of  
15 issues. Those techniques mainly are  
16 what are loosely called best management  
17 practices.

18

19 What are the sort of things that we  
20 could do as citizens of the Watershed  
21 that would control flow before it  
22 overwhelmed these types of systems? Is  
23 there a way that we could control some  
24 of this flow at the source? That is one  
25 of the strategies that we have been

2 evaluating very closely and that will  
3 hopefully not be an effect of what we've  
4 proven to know in the tributaries that  
5 were discussed here tonight and  
6 improving salt water quality overall.

7  
8 Therefore, with respect to Goal 1  
9 related to water quality and some of its  
10 objectives, does anybody have any  
11 comments on that?

12

13 **MARGARET WAGNER:**

14 This is all very new to me but I've  
15 lived on Jamaica Bay and I agree with  
16 John. I did not see anything in the  
17 local newspaper. Where do you get the  
18 word out to the public?

19

20 **ANGELA LICATA:**

21 To have the meeting advertised?

22

23 **MARGARET WAGNER:**

24 Yes.

25

2 **ANGELA LICATA:**

3 I don't know where we advertised this  
4 meeting.

5

6 **JULIE STEIN:**

7 We did use about ten local papers. They  
8 are all weekly papers, so they get  
9 published once. We used everything  
10 from --

11

12 **MARGARET WAGNER:**

13 The big paper in our community is The  
14 Wave. Was it in The Wave?

15

16 **JULIE STEIN:**

17 I'd have to check on that. I think The  
18 Wave might have been one but we  
19 definitely looked to local papers and --

20

21 **MARGARET WAGNER:**

22 It's a very poor turnout.

23

24 **ANGELA LICATA:**

25 It's a very poor turnout. In fact,

2 we're a little surprised because in  
3 January and February when the weather  
4 was awful we had a tremendous turnout at  
5 this location.

6

7 **MARGARET WAGNER:**

8 I said to John earlier, and I agree with  
9 John, we are a little out of the area  
10 here.

11

12 **ANGELA LICATA:**

13 No, we had a meeting here once before.  
14 It was very well attended.

15

16 **JOHN FAZIO:**

17 But was it attended by people who lived  
18 around the Bay?

19

20 **ANGELA LICATA:**

21 Yes.

22

23 **JULIE STEIN:**

24 One reason for this venue is because it  
25 is centrally located for people and

2 public transit.

3

4 **ANGELA LICATA:**

5 Well, the next meeting we could have  
6 back down at the previous local. We did  
7 that at the National Park Service. Yes,  
8 we can certainly do that.

9

10 **MARGARET WAGNER:**

11 I think we owe that to the people in the  
12 public surrounding Jamaica Bay and I  
13 don't think --

14

15 **ANGELA LICATA:**

16 If you could suggest any place, because  
17 that's certainly our goal. We've come  
18 out here tonight, we make a  
19 presentation, we're very interested in  
20 sharing our information, we're very  
21 interested in hearing from the State  
22 Holders and we certainly don't want to  
23 waste anybody's time and, once again, we  
24 did use this venue once before and it  
25 was very well attended, it has really

2 great space so I thought we'd try it  
3 again tonight.

4

5 **MARGARET WAGNER:**

6 I just have one more question. This is  
7 going to the public, all these studies  
8 that you're doing and you're looking to  
9 have this turned into a law?

10

11 **ANGELA LICATA:**

12 What we need to do is to offer this as a  
13 plan for Jamaica Bay and what we would  
14 hope to have is that you folks working  
15 together with us, working together with  
16 the advisory committee, we will be  
17 issuing a draft plan and then we're  
18 hoping that you'll give recommendations  
19 and comments and that we will be able to  
20 together work and issue a final plan.  
21 That's all it will be. It will not have  
22 the effect of law, it will be a series  
23 of recommendations, it will be a series  
24 of analyses that have been brought to  
25 bear, to show and demonstrate issues



2 that we believe and conclusions that may  
3 have been scientifically demonstrated or  
4 some calculations and/or analyses,  
5 things of that nature, and then what we  
6 hope to do is to drive policy to  
7 something like this.

8

9 **MARGARET WAGNER:**

10 Just for the study, what is the mention  
11 of this local law, Law 71?

12

13 **ANGELA LICATA:**

14 Local Law 71 was a law that was a test  
15 that received counsel to require that  
16 New York City DEP prepare this plan. It  
17 requires the local law, and we also have  
18 it on the website and we have copies  
19 probably here tonight, Local Law 71 has  
20 many requirements. It requires that we  
21 look at policy issues, it requires that  
22 we try to figure out a way where if a  
23 project is being proposed anywhere  
24 within the bay and its tributary area  
25 that all of the key agencies and

2 stewards of the bay will be aware of  
3 that project. We'll be able to compare  
4 notes and sort of be able to weigh in on  
5 that proposal so we don't catch people  
6 by surprise, so that there's no synergy  
7 with respect to some of these issues and  
8 that there is no -- to avoid what is now  
9 maybe perhaps what is not always a  
10 comprehensive assessment.

11

12 **MARGARET WAGNER:**

13 So Local Law 71 is a law already?

14

15 **ANGELA LICATA:**

16 It's a law already. What is happening  
17 is that law is being proposed to be  
18 amended. There's been a bill introduced  
19 to allow us any additional used time to  
20 work on this plan. What we have been  
21 learning is that other plans of this  
22 type, there's Chesapeake Bay, those  
23 sorts of things will take years and it  
24 really is a very elaborate process and  
25 those plans tend to be much more in

2 detail and that the goals that are  
3 asserted, there are really plans for  
4 implementation along with that and take  
5 some time to develop.

6

7 **MARGARET WAGNER:**

8 So some of these goals we're looking to  
9 amend into the law?

10

11 **ANGELA LICATA:**

12 No. These are the goals that are coming  
13 out of the efforts. These are really  
14 the elements and the making of what is a  
15 watershed protection plan. These are  
16 the sorts of issues that need to be  
17 considered. First and foremost, we need  
18 to consider water quality as a goal. We  
19 need to improve water quality.

20

21 **MARGARET WAGNER:**

22 What is the connection between the plan  
23 and the local law, I'm still confused?

24

25 **ANGELA LICATA:**

2 The local law requires a plan, that's  
3 all. The local law requires that a plan  
4 be produced.

5

6 **MARGARET WAGNER:**

7 Because you're looking to have it  
8 amended? The local law is already  
9 written, it is a law?

10

11 **ANGELA LICATA:**

12 The local law requires that a plan be  
13 produced. What is proposed to be  
14 amended is the schedule for completing  
15 the plan, the schedule for completing  
16 the plan that is proposed at this point.  
17 Whereas the first law required one year,  
18 the proposed law legislation would allow  
19 two years limitation on the plan and  
20 that's really essentially the  
21 difference.

22

23 **MARGARET WAGNER:**

24 I'm still confused.

25

2 **ANGELA LICATA:**

3 I'm sorry. I don't know what else to  
4 say to clarify that. It's important  
5 that we have it signed so we really have  
6 a chance to study and develop  
7 orientation strategies.

8

9 **GLORIA WITTELS:**

10 What's the goal for the extension, the  
11 two months extension?

12

13 **ANGELA LICATA:**

14 In September we're planning to give  
15 another update on what we have been able  
16 to develop and the advisory committee  
17 will have its input to us on its goals  
18 and objectives. The advisory committee  
19 will work with these folks at State  
20 Holders and develop input.

21

22 **GLORIA WITTELS:**

23 When does the input that we're giving  
24 tonight get to the advisory committee to  
25 consider?

2

3 **ANGELA LICATA:**

4 Right now, it will be recorded.

5

6 **IDA SANOFF:**

7 My name is Ida Sanoff and I'm vice

8 president of Natural Resources

9 Protective Association, which is based

10 in Staten Island and covers the five

11 boroughs. NRPA is an environmental and

12 civic and educational group that

13 stretches from Cape May, New Jersey down

14 to Montauk Point. Tonight I also

15 represent the New York and New Jersey

16 Bait Keeper.

17

18 You want to protect habitat, land

19 marshes, we're behind you 1000 percent

20 and we'll certainly lobby for that.

21

22 Regarding the panel, part of our major

23 complaints is that there is no outside

24 peer review or no outside scientists

25 with the exception of Dr. Swanson, who

2 we feel has too many connections to the  
3 agencies and for the right other reasons  
4 not to be impartial in this. He is also  
5 not a life scientist, as I understand.  
6 One of his focuses has been on these  
7 areas and sedimentations regarding  
8 dissolved oxygen and the select areas of  
9 the bay, one of these of course is the  
10 a/k/a Borough Pits. John alluded to a  
11 nitrogen problem which also affects  
12 dissolved oxygen. We have repeatedly  
13 heard that these deeper areas of the bay  
14 have lower oxygen concentrations than  
15 other areas. One of the proposed  
16 solutions put forth by New York State  
17 and a recently spent \$1.4 million is the  
18 study of improving dissolved oxygen by  
19 filling these deeper areas.

20

21 One of my comments is: How could you  
22 even consider filling these areas to  
23 improve dissolved oxygen without first  
24 addressing the nitrogen problem, which  
25 we know impacts dissolved oxygen?

2

3 **ANGELA LICATA:**

4 As I understand it, the D.O. problem in  
5 the tributaries does not have as its  
6 main cause nitrogen. The D.O. problem  
7 in the tributaries is separated and  
8 dealt with differently from the D.O.  
9 problem that occurs in grassy bays or in  
10 some of the other areas where those  
11 areas are more routinely affected by  
12 continuous nitrogen releases on a daily  
13 basis from the treatment plants.

14

15 Again, those connections associated with  
16 the low D.O., whether it has to do with  
17 the depth of sediments and all that,  
18 it's our best, very educated guesses or  
19 educated signs at our fingertips that  
20 those are related to the depth of the  
21 water.

22

23 **IDA SANOFF:**

24 Has there been outside peer review?

25



2 **ANGELA LICATA:**

3 Well, I would say --

4

5 **IDA SANOFF:**

6 Can we see the data? If there has  
7 indeed been independent outside peer  
8 review we would like to see the data.

9

10 **ANGELA LICATA:**

11 We're not hiding any data and I don't  
12 know that the review sheet, the  
13 conclusional review has reached that  
14 before we released that report to the  
15 DEC, but certainly you can see that.

16

17 **IDA SANOFF:**

18 Will it be independent peer reviews?

19

20 **ANGELA LICATA:**

21 I don't know that I can promise that  
22 because I don't know that we feel as  
23 though we don't have enough credentials  
24 behind us, rather we have a host of  
25 people and scientists.

2

3 I think what you should do, personally,  
4 is I think you should look at the data  
5 when it's released, I think you should  
6 look at the analyses that were done and  
7 that support that and that demonstrate  
8 those conclusions and then you should  
9 comment and let us know whether you  
10 think that there are problems --

11

12 **IDA SANOFF:**

13 We've already commented and we have  
14 already spoken to scientists with 45  
15 years of experience and they tell us  
16 that NPS has 25 years of pertinent data  
17 on dissolved oxygen conditions in  
18 Jamaica Bay and that Grassy Bay is not  
19 as bad as it has been, so right away  
20 just looking at Grassy Bay we have a  
21 conflict and -- let's not sit here and  
22 discuss that.

23

24 Let me cut to the chase, because you  
25 have a lot to do and I have a lot to do.

2 The 600 pound gorilla sitting in the  
3 middle of the room is Dan Borowitz.

4 They affect not just Jamaica Bay but  
5 they affect the entire coastline, Coney  
6 Island and Staten Island as well.

7

8 We've all seen the plan put to test in  
9 Jamaica Bay. If you fill those test  
10 pits and prove it to be successful, and  
11 they will prove that it is successful  
12 because they're judge, jury and  
13 executioner, and then they could fill  
14 every pit in Jamaica Bay and every pit  
15 in Staten Island, and every pit on Coney  
16 Island. We have been arguing this, you  
17 talk about public input, here's your  
18 public input: At the last Jamaica Bay  
19 task force meeting you tried to put a  
20 vote on the floor --

21

22 **ANGELA LICATA:**

23 I don't want to cut you off but I must  
24 cut you off for one reason. You're not  
25 talking to the right people on the right

2 issue. I don't want you to waste your  
3 time --

4

5 **IDA SANOFF:**

6 You're the assistant commissioner of the  
7 DEP and you're talking about this plan.

8

9 **ANGELA LICATA:**

10 I'm the deputy commissioner of the DEP  
11 and it doesn't contain any of those  
12 elements.

13

14 **IDA SANOFF:**

15 But DEP does and if you are overseeing  
16 the DEP, that is the part that is the  
17 lead agency, my issue is --

18

19 **ANGELA LICATA:**

20 I just don't want you to misdirect your  
21 time.

22

23 **IDA SANOFF:**

24 I don't want DEP to wiggle out of saying  
25 that they're not -- they are the lead

2 agency as far as mediating Jamaica Bay.  
3 DEC. states as put forth its plans to  
4 begin dumping into Jamaica Bay materials  
5 of questionable value that they refused  
6 in New Jersey because it was  
7 inappropriate.

8

9 **ANGELA LICATA:**

10 I actually don't know that.

11

12 **IDA SANOFF:**

13 It does. I spoke to the City and Clean  
14 Ocean Action and they refused the clay  
15 as part of remediation and the dredge  
16 materials management clearly states that  
17 clean material will be used as a test  
18 case, then toxic material will be used.

19

20 If you really want to remediate Jamaica  
21 Bay, what was taken out of Jamaica Bay  
22 was clean sand. No one has proposed to  
23 put clean sand back and meanwhile New  
24 York State and New Jersey are stealing  
25 sand, the sand master comes out and

2 wants sand, he is stealing off of New  
3 Jersey, off of Coney Island, New York  
4 State is paying. If you need and want  
5 to remediate Jamaica Bay, restore the  
6 past. Take the sand from the sand  
7 master that he is taking from us and use  
8 it in Jamaica Bay.

9

10 **ANGELA LICATA:**

11 Should we move on to Goal 2, because I  
12 can't have this discussion with you.  
13 Please let me finish for the record.

14

15 For all you people, I am not here and  
16 not responsible for the dredge material  
17 management plan. I don't know anything  
18 about the dredge material management  
19 plan --

20

21 **IDA SANOFF:**

22 Will you sign off on it?

23

24 **ANGELA LICATA:**

25 I'm here to discuss the Watershed

2 Protection Plan and I appreciate the  
3 comments and I am taking them all in,  
4 but I'm just a casual observer on this,  
5 so I don't want to -- again, I want to  
6 come here, I want to discuss category 2,  
7 Restoration, because I want to find some  
8 common ground.

9

10 **IDA SANOFF:**

11 But you spoke about floatables and that  
12 was on the previous line. People do not  
13 know what storm drains are for. They  
14 think it is the sewer and we could  
15 discuss this a million times.

16

17 There was a young girl in Ericsson Beach  
18 who started to focus extensive  
19 experiments on this and was told that  
20 she could not do this. I see dog  
21 walkers sweep the poop in plastic bags  
22 and throw it in the storm drain and if  
23 you want to know what causes the  
24 elevated nitrogen problems, go out on  
25 the beach after a heavy rain and see all

2 these half filled poop bags all over the  
3 place. You have a lot of fecal material  
4 that is going into your storm drain that  
5 is completely bypassing the water  
6 treatment plants and this goes on in  
7 every borough in the City and I have yet  
8 to see, and I have put this in the  
9 comments too, and it would be very  
10 simple to fix the storm drains, let's  
11 have some public service announcements  
12 and we have seen nothing.

13

14 **ANGELA LICATA:**

15 We read you comments, we picked up on  
16 that and it's a very good suggestion.

17

18 **JOHN MCLAUGHLIN:**

19 I don't think it mentioned placing waste  
20 baskets on the beach.

21

22 **IDA SANOFF:**

23 The agencies do not talk to each other.

24 The New York City Parks Department

25 proposes to meet on Labor Day. Beaches



2 are mobbed with people, there's tons of  
3 garbage, including their dirty baby  
4 diapers, which just wash right back in.  
5 We've asked the City Parks Department  
6 and I even spoke to the commissioner, I  
7 said can't we keep garbage pails on the  
8 beach for another couple of weeks and he  
9 said no, because you need someone to  
10 empty the pails and then you have to pay  
11 the person, so this is our whole thing.  
12 These agencies do not work together.

13

14 **ANGELA LICATA:**

15 We did take a long time, and my staff  
16 will tell you, it is highlighted and  
17 we've retained that and we're going to  
18 see that to the end, to hopefully retain  
19 that as part of the plan. I think it's  
20 an excellent comment and hopefully  
21 something can be done to implement that.

22

23 **GLORIA WITTELS:**

24 So you think we'll have garbage pails?

25

2 **ANGELA LICATA:**

3 I can't guarantee that, but I can  
4 guarantee that it will make its way into  
5 the plan.

6

7 **IDA SANOFF:**

8 By the way, and then I'm going to sit  
9 down, we have been battling this for  
10 over 30 years. That's how long this has  
11 been going on for.

12

13 Thank you very much for giving me the  
14 opportunity to speak.

15

16 **ANGELA LICATA:**

17 Let's move on, but first does anyone have  
18 any comments on water quality?

19

20 Okay, Ida made another good point with  
21 respect to category 2, Restoring and  
22 Creating Additional Wetlands. Some of  
23 those sites which are adjacent to the  
24 bay, the opportunity to do what they're  
25 natural predisposed to do, which is to

2 filter storm waters, to filter basically  
3 rainwater as its entering the bay and to  
4 provide a buffer for the bay and those  
5 might seem like simple concepts but they  
6 really do work and there are so many  
7 examples of that sort of thing and where  
8 we do our restoration sites, where we  
9 truly do in and take an area that we  
10 think is suitable to serve a higher  
11 purpose of natural resources protection,  
12 we will go in and we will remediate that  
13 area by, first and foremost, by  
14 providing a very clean, suitable  
15 substrate, so if you don't really get  
16 your planting medium right, you won't be  
17 able to grow the plant that you're  
18 seeking to and you will not create a  
19 habitat that you were looking to  
20 regenerate, which is something that John  
21 can speak on, certainly more than I can.

22

23 **JOHN MCLAUGHLIN:**

24 If you saw the piece on Channel 4 last  
25 week, they indicated what the shoreline

2 was back in 1899. The ecosystem is  
3 dramatically altered by less than 100  
4 years. If you look at the map there is  
5 a series of little streams and fingers  
6 that came down to the bay carrying  
7 sediments, carrying water. Those  
8 processes are no longer there, so to the  
9 extent that it's possible, we're trying  
10 to put some of those back, right on the  
11 shoreline and within the Watershed  
12 itself.

13

14 There's a couple of things that are  
15 missing, but one that stands out is  
16 water. It's to put back, to the  
17 greatest extent possible, the water.  
18 It's not going back to 1899 because we  
19 have too many people to pack up and  
20 move, we're a little limited in that,  
21 but we are looking at ways to maximize  
22 that, to put back, with regard to value  
23 of some of the functions that they  
24 serve.

25

2 **JOHN FAZIO:**

3 I'd like to comment on that. I think that  
4 in 1899 they didn't have ten million  
5 automobiles dropping grease and oil off  
6 the road and if you put back waterways  
7 directly to the bay, I believe you're  
8 giving a direct route for the floatable  
9 off the roads to go right back into the  
10 bay.

11

12 **JOHN MCLAUGHLIN:**

13 You're right. That's a great suggestion  
14 but that's not going to get rid of ten  
15 million cars.

16

17 **JOHN FAZIO:**

18 What I'm saying is what worked in 1899  
19 -- unless it was filtered -- in other  
20 words, the streams were filter through  
21 wooded areas.

22

23 **ANGELA LICATA:**

24 That's what you are doing -- when you  
25 re-create these kinds of channels or

2 introduce fresh water into this type of  
3 system, it would have to be done in such  
4 a way that its handled by either an area  
5 where the water can be detained and  
6 floatables detained. These things, these  
7 best management practices, for lack of a  
8 better term, these strategies for  
9 developing storm water or freshwater  
10 input into the bay we designed several  
11 of these types of systems that really  
12 could tell you about these in great  
13 detail in Staten Island. They're not  
14 only functional, they're really  
15 beautiful and we don't see as many  
16 opportunities of that sort of thing in  
17 Jamaica Bay but we have been looking  
18 really hard because it would certainly  
19 be in these situations.

20

21 **JOHN MCLAUGHLIN:**

22 In other words, a direct route to the  
23 buffer?

24

25 **ANGELA LICATA:**

2 There's no such thing as a direct route,  
3 there wouldn't be a direct route. There  
4 would have to be a channel that would  
5 have to find its way to a detention  
6 base.

7

8 **JOHN MCLAUGHLIN:**

9 I wasn't trying to say to go back to  
10 1899 --

11

12 **JOHN FAZIO:**

13 John, I just wanted to clarify the  
14 statement. The statement is that in  
15 1899 there wasn't all this grease and  
16 oil on the roads.

17

18 **JOHN MCLAUGHLIN:**

19 The point I was trying to make was that  
20 they had these buffers. It did rain in  
21 1899 as well, they had big storms in  
22 1899 as well. Those streams, those  
23 woodland buffers and grasslands  
24 intercepted that water before it got to  
25 the bay, that's the point I was trying

2 to make. The only point I was trying to  
3 make. I'm trying to say is to put back  
4 some of this, to the extent that we can  
5 do this given the conditions that we  
6 have. Looking at that, it does not work  
7 in all areas of the Watershed. The  
8 substrates, in some areas the  
9 groundwater is barely channeled and  
10 infiltration would probably not be a  
11 good idea in those areas.

12

13 Again, it takes time to evaluate those  
14 occasions. Some are better left being  
15 treated and certainly we're going to  
16 target and measure those areas that have  
17 those. It's a difficult process to look  
18 at. You have to evaluate what you have  
19 and then for the appropriate measure and  
20 place.

21

22 **ANGELA LICATA:**

23 In summary for Wetland and Buffers,  
24 there are primary reasons and objectives  
25 for doing this and one reason is that



2 you would get storm water out of the  
3 pipe system, you re-introduce it  
4 naturally into a freshwater system that  
5 then will interface it with the title  
6 system and therefore it enables you to  
7 re-introduce this material and therefore  
8 also providing habitat potential for the  
9 bay.

10

11 In this category we have a special place  
12 for looking at opportunities to do salt  
13 marsh restoration. We heard previously  
14 about how much salt marsh is being lost  
15 in Jamaica Bay, so we see that as one of  
16 the key elements of this Watershed  
17 Protection strategy, to be able to re-  
18 engineer, re-create salt marsh habitat.

19

20 **JOHN FAZIO:**

21 Now on the salt marsh, the darn airport,  
22 they finally stopped reconstructing the  
23 water surface at the bay's edge. You  
24 got -- we were growing marshes over  
25 there again up against the rocks. When

2 they finally got stopped from expanding  
3 and contracting, we are now growing  
4 marshes over there. The marshes were  
5 coming over there, where in other parts  
6 of the bay are the freshwater and that's  
7 Grassy Bay, that's where the marshes are  
8 supposed to do very well, so I could  
9 take you in my boat and show you all new  
10 growth in the last five years of marsh  
11 up against the airport, which is really  
12 phenomenal for me because at Bergen  
13 Basin they're dispersing terrible stuff  
14 out of there. It's a great picture to  
15 see that marsh growing back there and  
16 nobody is planting it, it is growing on  
17 its own.

18

19 **ANGELA LICATA:**

20 Category 3, Recognizing the unique  
21 qualities of Jamaica Bay: The  
22 uniqueness of it being an urban setting  
23 and providing a tremendous habitat for  
24 fish and wildlife, so certainly the  
25 Watershed Protection Plan would not be

2 complete without making every effort to  
3 retain what it is that we have, the  
4 quality that we have, preserving it for  
5 the future and make certain improvements  
6 where we're capable of doing that.

7  
8 Public use and enjoyment: This is very  
9 important because, as John was  
10 suggesting earlier, it's very important  
11 that we learned that people are aware of  
12 these surroundings, people that are  
13 passionate for this resource. They will  
14 protect it, will be guardian, will come  
15 here, they will argue or debate, will  
16 certainly be a watchdog. They will be  
17 respectful of the bay as well as  
18 sticking up for it and being certain  
19 that people are doing the right thing to  
20 protect it, government agencies or  
21 whomever or whoever that entity might  
22 be. This is why we are pulling this out  
23 as a specific objective under this  
24 category and we also want to increase  
25 access to the landscape.

2

3 Once again, if we could bring more  
4 people to enjoy the resource, then we  
5 will build upon those senses of  
6 protection.

7

8 **ELLEN HYRTIG:**

9 My comment refers to the recreation. I  
10 think to move forward with the plan you  
11 need to make sure that everyone is aware  
12 that there could be recreational  
13 conflicts and there have been in the  
14 past and will be in the future and that  
15 they should be very carefully reviewed.  
16 In some areas it is appropriate for  
17 active recreation and in other areas are  
18 more suitable for passive recreation.

19

20 In fact, the National Park Service  
21 Recreational Management Plan of 1979, we  
22 recognized those different areas labeled  
23 for the purpose of wildlife refuge and  
24 we should not throw out anything from  
25 the old to come up with a new plan,

2 something old that was there before and  
3 it really worked well to look to  
4 preserve the bay. We should be very  
5 aware of the different uses of  
6 recreation, some active and some  
7 passive.

8

9 **JOHN MCLAUGHLIN:**

10 That includes the habitats in the bay.  
11 They work with habitats so, right, to  
12 look at very carefully as to what use,  
13 what impact would bring back the  
14 integrity of the bay, and we will look  
15 at that very closely.

16

17 **PETER GRANICKAS:**

18 I'm Peter Granickas. I live in Howard  
19 Beach. I'm on the bay, I have a boat and  
20 I agree with what she just said. There  
21 are parts of Jamaica Bay that you know,  
22 you want to leave the plants alone, you  
23 want to leave the animals alone, the  
24 bird sanctuaries, I agree with that 100  
25 percent. We literally have been

2 shortchanged throughout. We have  
3 absolutely -- first of all, there's no  
4 boat ramps. If you wanna put a boat in  
5 the water you gotta go on the dead-end  
6 street, do something illegal most of the  
7 time, because there is no way to  
8 actually launch -- there's no public  
9 place to launch a boat.

10

11 The other thing is that because there is  
12 no access to the bay, people make their  
13 own access. What I'm talking about is  
14 when they built that first bridge, they  
15 cut through the gates and they go down  
16 there and they made their own beach.  
17 They have barbecues down there and  
18 everything and this is day after day  
19 after day in the summer. There is no  
20 public facilities there so they poop,  
21 they this, they that, they everything on  
22 the beach and when they're done, they  
23 leave everything on the beach. Nobody  
24 ever cleans that except the tide that  
25 comes in and a good storm will wash away

2 a lot of what they do into the water.  
3 It's hideous and part of the reason is  
4 that there is no place for these people  
5 to do these things, so they created  
6 their own place, but there is no  
7 oversight of it.

8  
9 If you go on the first bridge, and I  
10 love it, you're allowed to fish out  
11 there. They give you somewhat access to  
12 fish. The people, they go up there with  
13 their fishing rods, they have garbage  
14 cans that are not emptied. Now Parks  
15 Department says they're not our garbage  
16 cans so we don't empty. Sanitation  
17 doesn't empty them because they're on  
18 the bridge, it's not theirs, there's no  
19 actual route for it. If there was  
20 something built, some kind of facility,  
21 and there are parking lots on either  
22 side of the bridge, we could park and do  
23 all these things. There are no  
24 facilities whatsoever.

25

2 Now, if they built something there, I  
3 don't know what, a restaurant, something  
4 where somebody had some kind of  
5 oversight, in other words, they'll be  
6 making a little money on the business  
7 but they had to keep this clean. In  
8 other words, it would be part of their  
9 contract or whatever with the City, to  
10 maintain a place for people to have  
11 their picnic area or even build a public  
12 park or something, I don't know. I'm  
13 just throwing this up here, but it is an  
14 absolute pigsty.

15

16 Under the bridge, the side of it, and I  
17 don't care what you say, it's a habitat  
18 and it's better this way because if you  
19 make it public there will be more people  
20 down there. Even if there is more  
21 people, people should have access to the  
22 water. Even if there's more people  
23 there would be less dirt. If people  
24 don't have to walk two miles to throw  
25 out their garbage, they'll maybe walk to



2 the garbage can and put their garbage  
3 in. If the garbage can -- I see  
4 garbage cans on the beach and they're  
5 like this here (indicating) with garbage  
6 and if they don't get emptied the wind  
7 blows it out.

8

9 **ANGELA LICATA:**

10 Where is this first bridge?

11

12 **PETER GRANICKAS:**

13 It's called the North Channel Bridge.

14

15 **JOHN FAZIO:**

16 Next to Gateway Park -- not Gateway  
17 Park, because we fought like hell to get  
18 the garbage cans on there and then DOT  
19 was told to pick it up. DOT doesn't  
20 pick it up and Gateway says it's in  
21 Gateway Park but they say they have no  
22 facility to pick it up. So Sanitation  
23 doesn't have a route there and it's a  
24 catch-22. The cans are there, it took  
25 four or five years or ten years to get

2 those garbage cans and now we have no  
3 one to empty them.

4

5 **PETER GRANICKAS:**

6 If they had a real public access --  
7 people set up tents down there, and you  
8 know, cops aren't gonna go down there to  
9 throw them out, the Parks Department  
10 isn't gonna do it. In the summertime  
11 it's like little shanty villages almost.  
12 It's not right, it's definitely not  
13 right.

14

15 This area here, I agreed with you 100  
16 percent about having habitat or whatever  
17 you wanna call it, growing grasslands or  
18 something, but what I've learned is that  
19 having some type of commercial interest  
20 involved will keep a lot of this down,  
21 which in actuality will improve the  
22 total outlook of the bay. You need a  
23 little bit of commercialism to pay  
24 whoever -- there not gonna do it for  
25 nothing. The Parks Department, you

2 know, I mean -- they'll set up a park or  
3 whatever and when they run out of money,  
4 they just run out of money and that's  
5 it.

6  
7 Gateway -- let me tell you something,  
8 the Federal Government does not know how  
9 to run a park because they do absolutely  
10 nothing or less, and no offense, I think  
11 one of you over there is from Gateway.  
12 Sorry, I don't mean to hurt your  
13 feelings but --

14

15 **ANGELA LICATA:**

16 How could he not take offense to that?

17

18 **PETER GRANICKAS:**

19 I don't mean to offend you but it's  
20 really -- I live right up the block from  
21 the park and it's not a very good  
22 neighbor, I'm sorry. You know -- as and  
23 far as it goes, we came here tonight,  
24 one of the biggest things, on top of all  
25 this is what these people do with the

2 Burrow Pits because we're scared, not  
3 because of what it will do for us but  
4 what you're gonna do to us. That's why  
5 everybody comes here 'cause we're scared  
6 about that. That's why I'm here for all  
7 this and for me, if you left everything  
8 alone and you promised never to build in  
9 the Burrow Pits, I'd be like that's  
10 fine, at least they're not gonna do  
11 that.

12  
13 I'm 45 years old and I don't know how  
14 old John is, he's a lot older than me.  
15 If they fill these things in, it'll take  
16 50 years for the pollutant -- I won't be  
17 able to eat the fish for the rest of my  
18 life.

19  
20 That's all I have to say and I don't  
21 even know how you'll respond to that. I  
22 threw so many at you, but everybody --  
23 there is actually eight people here for  
24 us. Everybody else is with you or the  
25 newspapers or whatever. There is

2 actually only eight of us and we are all  
3 here because we are concerned about half  
4 of what you're talking about. I know  
5 that you want to keep to your agenda and  
6 go about what you have to do and stuff  
7 but we keep bringing up this stuff  
8 because these are the things that we're  
9 here for.

10

11 **ANGELA LICATA:**

12 I don't want to diminish your concerns,  
13 but that's not what I'm here for. I'm  
14 not responsible for that and I'm not  
15 authorized to speak on behalf of that,  
16 I'm not educated about it. I hear you  
17 and I hear you very clearly on that.

18

19 That was a nice way into Sound Land Use  
20 and Development, Category 5: This would  
21 deal with these sorts of issues. It  
22 would deal with what is appropriate land  
23 use, what is appropriate development,  
24 not only surrounding the bay and access  
25 areas, but also up in the higher reaches

2 of the Watershed. Those are the sorts  
3 of things that we'll be dealing with and  
4 you have raised some concerns, very  
5 specific concerns about the bay and then  
6 there are others that see different  
7 visions. They may see high-rise  
8 development, they may see residential  
9 developments, other types of commercial  
10 and some may see some economic returns on  
11 certain property that they believe are  
12 appropriate for those uses.

13

14 We decided to come together and try to  
15 judge all those things and find what is  
16 best and appropriate and develop a  
17 process where people could comment on  
18 that before decisions are made.

19

20 **JOHN FAZIO:**

21 May I speak?

22

23 **ANGELA LICATA:**

24 Sure.

25

2 **JOHN FAZIO:**

3 The City of New York owns a lot of  
4 property. There's a point, they're  
5 hungry and trying to sell their land and  
6 they put more people on it, make it more  
7 crowded. Instead of selling some of  
8 that land, some of that land should be  
9 looked into as to putting settling pools  
10 and runoff for the streets into the  
11 water that could go back into the  
12 ground. In other words, that land may  
13 be more valuable to the environment than  
14 to the coffers of the City, to collect  
15 taxes on it and put it to agreed use.

16

17 I don't know if anybody is looking at  
18 that, I don't think so. They're looking  
19 at the dollar signs and how to get rid  
20 of all of this unproductive taxable  
21 land. The City of New York, and you are  
22 the City of New York, should be thinking  
23 of other ways to use the land.

24

25 **PETER GRANICKAS:**

2 I was just wondering that if in 1936 or  
3 '38 and the early '60s, a whole piece of  
4 land flooded and now I see that they're  
5 gonna be building houses on that. I  
6 think that just because we haven't had a  
7 real hurricane in like 30 years, it  
8 seems to me kind of silly to think that  
9 we're never gonna have one.

10

11 **ANGELA LICATA:**

12 I couldn't agree with you more; we found  
13 a common ground. I just did a  
14 presentation at the Regional Plan  
15 Association about a month or two ago  
16 that showed just that, where there were  
17 hurricanes historically and where  
18 they're likely to occur in the future  
19 and how we need to be cognizant of the  
20 kinds of potentially compatible land  
21 uses that we place there, build that  
22 land with an eye towards those risks.

23

24 **IDA SANOFF:**

25 John and I were at a meeting last night



2 in East New York where they said that  
3 everything in Jamaica Bay and its  
4 environment was under evacuation zone 1  
5 and yet they're building like crazy  
6 there. Here you have the City of New  
7 York telling you how to protect yourself  
8 in the event of a hurricane, in order to  
9 evacuate 650,000 people in 48 hours and  
10 they should be talking about preserving  
11 the area. The City agencies -- one  
12 agency does not cooperate with the  
13 other. The agencies do not talk to each  
14 other.

15

16 **JOHN FAZIO:**

17 I need to know about Jamaica Bay. The  
18 DEP has to address the problem, they  
19 have the problem of putting water where  
20 it belongs and it don't belong in  
21 Jamaica Bay. I'm a broken record, put  
22 it in the damn pipe, treat it and send  
23 it off into the ocean and the ocean can  
24 handle it, the bay can't. If anything  
25 comes out of any of these meetings and

2 that came out, that would be doing more  
3 for Jamaica Bay than any twenty ideas  
4 here. Don't screw up our bay by filling  
5 in the holes with toxic waste.

6

7 Fifteen years ago they -- they need to  
8 dredge the Harbor, that's our problem.

9 Fifteen years ago they poured all of  
10 those and had toxic waste there and now  
11 fifteen years later it's not so toxic?  
12 Gimme a break.

13

14 That's exactly what I did for a living,  
15 I was a tugboat captain. I'm still  
16 licensed. I did dredging and I worked  
17 with that slop and now the Federal  
18 Government says put it in the ocean, but  
19 the State can say that we put it in the  
20 bay and that's where I'm worried. The  
21 State and the Port Authority and their  
22 engineers don't know what to do with  
23 this expensive garbage, so Jamaica Bay  
24 looks like a cheap solution and we're  
25 gonna pay and I don't want it to happen.

2 It won't happen as long as I am out of  
3 jail from stopping it. That's exactly  
4 how I feel about it.

5

6 **MARGARET WAGNER:**

7 Is there anyone from City Planning or  
8 did they get to see this study?

9

10 **ANGELA LICATA:**

11 They will see the study, as was  
12 indicated by John earlier, they are  
13 certainly one of the agencies that we've  
14 reached out to very early on. We have  
15 had several meetings with them.

16

17 **MARGARET WAGNER:**

18 You'll coordinate with them?

19

20 **ANGELA LICATA:**

21 Right, so we'll continue to keep them  
22 posted of what kinds of issues that  
23 we're dealing with them.

24

25 Category 6 is Public Outreach. Now that

2 you've mentioned that maybe it should be  
3 there as well. It's an important time  
4 to highlight that it isn't just public  
5 outreach, it's outreach among the  
6 agencies, the corporations as well as  
7 the State and Federal government, so  
8 that's very important to the plan as  
9 well. I did not mention earlier that we  
10 need to sort of have more consistency  
11 among the proposals that have to do with  
12 the bay. Each person, with their  
13 individual expertise, whether it's  
14 somebody with water quality expertise or  
15 somebody with economic expertise,  
16 everybody has a chance to sort of weigh  
17 in on the proposal and to make a better  
18 strategy.

19

20 With respect to public education, we  
21 want to raise awareness through young  
22 people, try to develop some sort of  
23 education programs that make their way  
24 into the classrooms. We were thinking  
25 of a classroom idea where you would have

2 to photograph people interacting with  
3 the bay and they maybe could interact  
4 with some locals around the bay, people  
5 that have a rich history with the Bay  
6 and that could be shown through the  
7 classrooms and in the City so that those  
8 folks develop a stronger bond and  
9 appreciation of the environmental  
10 awareness. Again, it's just modifying  
11 behaviors that have adverse effects on  
12 the bay.

13

14 **JOHN FAZIO:**

15 I also would like to say that local  
16 input from people like myself who have  
17 been around the bay most of our lives,  
18 when we go out crabbing at night, on a  
19 hot summer's night and you can catch the  
20 hot water, that hot white, crispy water  
21 that I followed it all the way from  
22 Yellow Park back to Bergen Basin. In  
23 other words, because the channels are  
24 marked one way, that doesn't mean the  
25 water flows that way. I could tell you

2 where the water flows, 'cause I watched  
3 it, that milky garbage that's boiling in  
4 the daytime. It happens to be where  
5 most of the marshes are dying. I told  
6 DEC that they had fresh water running  
7 into Jamaica Bay and they said really,  
8 where. I told them Orchard Creek and  
9 they said what's Orchard Creek? Just  
10 because they buried it over that don't  
11 mean it stopped running. It's still  
12 running over there by the train station  
13 and they said they didn't know that.  
14 That's the DEC for you.

15

16 **JOHN MCLAUGHLIN:**

17 We know that, John. We know that just  
18 because you pave over the creek doesn't  
19 mean the water stops running.

20

21 **JOHN FAZIO:**

22 They don't know, they just forgot.

23

24 **JOHN MCLAUGHLIN:**

25 It still runs and the idea is to try and

2 bring back some of those surface  
3 features again.

4

5 **EDWARD O'HARE:**

6 I am the Republican District leader.

7 On the educational thing, I've been to  
8 Bermuda twice. Like you said, you get  
9 educated from the people. I was there  
10 twice and was taken back by the people,  
11 the way they spoke about their island.  
12 Everybody you talked to was very proud  
13 of their water, their beaches.

14 Sometimes, like you said, for  
15 educational, find out how they do it in  
16 Bermuda because everybody talks about  
17 it. It's very clean, they do this, they  
18 do that.

19

20 If this committee got together, like I  
21 agree with this gentleman, the  
22 government wastes money. They just  
23 throw it away, not your fault, but I see  
24 Gateway sitting on the panel. I am from  
25 Broad Channel. Why isn't the DEC

2 sitting here tonight on this panel,  
3 because they're the ones -- we can come  
4 out with Local 71 Law and I've worked on  
5 different laws, come through, people's  
6 input and this and that, when you get  
7 there they can turn around and knock it  
8 completely down. Floatables, perfect  
9 example. I've been hearing about  
10 floatables, floatables. I live across  
11 the street from Ellen. The biggest  
12 person for floatable is not DEP, its  
13 DEC. The floodwaters come in -- Broad  
14 Channel for example, I live here and I  
15 see the high tides come in, they don't  
16 let people put bulkheads in and all your  
17 floatables come out and into Jamaica Bay  
18 and I'm talking wood, I'm talking  
19 whatever is in the ground is what's  
20 floating around. How come they're not  
21 on this committee tonight? I see  
22 Gateway, very good neighbors.

23

24 **JOHN MCLAUGHLIN:**

25 This is not the full advisory committee.



2

3 **EDWARD O'HARE:**

4 Is DEC in the room tonight? They're  
5 gonna be the ones that come in here -- I  
6 sat in on negotiating for the land in  
7 Broad Channel, a piece of land and DEC  
8 came into the City of New York, came  
9 into the City negotiations and said that  
10 this is what they want to see in the  
11 bill and the whole thing with the DEP  
12 tonight, why isn't DEP sitting in this  
13 room with us? Where we go with that?  
14 They have the power to say stop, they  
15 have the power with the wetlands to do  
16 whatever they want.

17

18 **DOUG GREEK:**

19 There is an answer for this. This is  
20 part of the greater effort and it's  
21 called the DEP Long Term Control Plan.  
22 We're taking a look at how to separate  
23 the sewers and control combined sewerage  
24 that oozes out through the regulators or  
25 whatever during storms. This is a

2 subset of that greater plan. We have to  
3 answer to that. We have to develop a  
4 plan by this fall that says this is  
5 where we're gonna go, this is what the  
6 benefits are.

7

8 **JOHN FAZIO:**

9 Right, they have to approve it and all  
10 this money they're spending on sewers at  
11 the end of my block -- this is a perfect  
12 example. The water runs down my block  
13 and down Shack Creek Road -- it's not so  
14 much during a regular high tide. The  
15 water is coming on the property and  
16 wiping stuff out. I could show you, not  
17 even during a storm, on a regular full  
18 moon.

19

20 I'm just letting you know. You asked  
21 for people's input, I'm giving input as  
22 an elected official, I'll tell you about  
23 money -- I mean you're doing a great job  
24 with what we're trying to do but we're  
25 not even putting a Band-Aid on it. It's

2 not none of your faults. I want to know  
3 what agencies should be involved in here  
4 and it's the DEC and I love the DEC but  
5 they have to be more involved saying how  
6 can we stop killing everything before  
7 that, because your storm sewers is  
8 approximately six inches. If you want,  
9 go over there during a full moon, we'll  
10 take a ride to look and see what's going  
11 on, just to let you all know. DEC  
12 should be super involved in how to make  
13 it stop.

14

15 **JOHN MCLAUGHLIN:**

16 We'll take that --

17

18 **JOHN FAZIO:**

19 You'll take it into consideration?

20

21 **JOHN MCLAUGHLIN:**

22 Yes. I'm not an engineer.

23 We'll take that into consideration and I  
24 agree with that.

25

2 **ANGELA LICATA:**

3 I think that's it. Thank you all for  
4 coming.

5 (Time noted: 9:30 p.m.)

6

7

8

9 Subscribed and sworn to

10 before me this \_\_\_\_\_ day

11 of \_\_\_\_\_, 2006.

12 \_\_\_\_\_

13 NOTARY PUBLIC

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C E R T I F I C A T E

I, WENDY BARCIA, a voice writing reporter and Notary Public within and for the State of New York, do hereby certify:

That the witness(es) whose testimony is hereinbefore set forth was duly sworn by me, and the foregoing transcript is a true record of the testimony given by such witness(es).

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

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WENDY BARCIA