

BRIDGEWATER TOWNSHIP PLANNING BOARD

Special Meeting

Wednesday, January 29, 2014

—MINUTES—

1. CALL MEETING TO ORDER:

Vice Chairwoman Kane called the meeting to order at 7:04 p.m. in the Bridgewater Raritan High School Auditorium, 600 Garretson Road, Bridgewater, New Jersey.

2. OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT:

Adequate notice of this special meeting has been given in accordance with the Open Public Meetings Act N.J.S.A. 10:4-6. On January 16, 2014 proper notice was sent to the Courier News and the Star-Ledger and filed with the Clerk at the Township of Bridgewater and posted on the bulletin board in the Municipal Building. Please be aware of the Planning Board policy for public hearings: no new applications will be heard after 10:00 pm and no new testimony will be taken after 10:15 pm. Hearing Assistance is available upon request.

3. SALUTE TO FLAG:

There was salute to colors

4. ROLL CALL:

Stephen Rodzinak – present

Ron Charles – present

James Franco – present

Barbara Kane – present

Walter Rusak – **absent**

Mayor Dan Hayes – present

Councilman Matthew Moench – present

Tricia Casamento, Alt. #1 – present

Others present: Board Attorney Thomas Collins, Board Engineer Robert C. Bogart, Board Planner Scarlett Doyle, Recording Secretary Marianna Voorhees

5. APPROVAL OF BOARD MINUTES:

January 7, 2014 Reorganization and Regular Meeting – Motion by Councilman Moench, second by Mr. Franco, the foregoing minutes were adopted on the following roll call vote:

AFFIRMATIVE: Mr. Rodzinak, Mr. Charles, Mr. Franco, Councilman Moench,
Mayor Hayes, Mrs. Casamento

ABSENT: Chairman Rusak

NOT ELIGIBLE: Mrs. Kane

January 28, 2014 Special Meeting

Minutes pending

6. MEMORIALIZATION OF RESOLUTIONS:

None pending

7. LAND DEVELOPMENT APPLICATIONS

AlFalah Center – 1475 Mountain Top Road

Block 653 Lots 36 & 37

#01-11-PB, PRELIMINARY Major Site Plan and Conditional Use

Time: 2/28/14 per extension

See attached Transcription dates January 29, 2014. Prepared by: Diane M. Holmes, C.C.R. of
Rizman Rappaport Dillon & Rose, 66 W. Mt. Pleasant Ave., Livingston, NJ 07039

8. MEETING OPEN TO THE PUBLIC:

There were no members of the public wishing to address the Board on any matter not listed on the agenda.

9. ADJOURNMENT:

It was the consensus of the Board to adjourn the meeting at approximately 10:05 pm.

Respectfully submitted,
Marianna Voorhees,
Secretary to Engineering/
Planning Division

In The Matter Of:
In Re: Al Falah Center

Transcript of Proceedings
January 29, 2014

Rizman Rappaport Dillon & Rose
66 W. Mt. Pleasant Ave.
Livingston, N.J. 07039
(973) 992-7650

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BRIDGEWATER TOWNSHIP
PLANNING DIVISION

Min-U-Script® with Word Index

<p style="text-align: right;">Page 1</p> <p>1 BRIDGEWATER TOWNSHIP 2 PLANNING BOARD</p> <p>3 IN THE MATTER OF: TRANSCRIPT 4 ALFALAH CENTER OF 5 Applicant. PROCEEDINGS</p> <p>6</p> <p>7 Bridgewater Raritan High School 8 600 Garretson Road 9 Bridgewater, New Jersey Wednesday, January 29, 2014 Commencing at 7 p.m.</p> <p>10 B E F O R E:</p> <p>11 BOARD MEMBERS</p> <p>12 PATRICIA CASAMENTO 13 RON CHARLES 14 JAMES V. FRANCO 15 DANIEL J. HAYES, JR., Mayor 16 BARBARA KANE, Chairperson 17 MATTHEW MOENCH, Councilman 18 STEPHEN RODZINAK</p> <p>19</p> <p>20 ROBERT BOGART, PE, Township Engineer 21 THOMAS COLLINS, ESQ., Board Attorney 22 SCARLETT DOYLE, Planner 23 MARIANNA VORHEES, Asst. Board Secretary</p> <p>24 A P P E A R A N C E S:</p> <p>25 ARCHER & GREINER, P.C. Attorneys for the Plaintiffs 1 State Route 12 Flemington, New Jersey 08822 BY: LLOYD H. TUBMAN, ESQ.</p> <p>Reported by: Diane M. Holmes, CCR</p>	<p style="text-align: right;">Page 3</p> <p>1 quickly. If during the questions you decide that 2 you do have a question, please feel free to come up 3 to the front.</p> <p>4 Just as a reminder, please ask 5 questions that are relevant to the professional's 6 presentation or his area of expertise. General 7 comments should be held toward -- for the end of the 8 applicant's complete presentation and then we'll 9 take general comments from the public.</p> <p>10 We'll ask that -- if you do have 11 questions or comments, we ask that the audience 12 would please refrain from any applause or comments, 13 et cetera. Anyone wishing to ask questions, we do 14 need you to please give your full name clearly, 15 spell your last name and then give your address.</p> <p>16 MR. EISDORFER: My name is Stephen 17 Eisdorfer of the firm Hill Wallack here on behalf of 18 the Running Brook Homeowners Association and the 19 Manor at Running Brook Property Owners Association. 20 I think it would be helpful if, first 21 of all, you would help us get the geography of this 22 building. I see you have the first page of the 23 architectural layout.</p> <p>24 Can you tell us where Mountaintop Road 25 is in connection with this drawing?</p>
<p style="text-align: right;">Page 2</p> <p>1 CHAIRPERSON KANE: Tonight we are going 2 to continue with the land application from last 3 night. When we ended, the architect was giving 4 testimony. So we will continue with his testimony.</p> <p>5 Once he has completed his piece, the 6 board members will have an opportunity to ask their 7 questions, and when they are finished, then we will 8 open the meeting up for public questions for the 9 architect presentation about his testimony and about 10 architectural issues.</p> <p>11 As a reminder, questions are to be for 12 the -- questions that are for the witness should be 13 relevant to the architecture and his testimony.</p> <p>14 Okay. Thank you.</p> <p>15 MR. FINELLI: I think last night we did 16 finish the testimony. We had a few questions back 17 and forth. I don't think there's any other direct 18 testimony on my part.</p> <p>19 CHAIRPERSON KANE: Okay. Thank you.</p> <p>20 Do we have anyone from the public who 21 would like to ask any other questions other than 22 this gentleman?</p> <p>23 Okay. Anyone who has questions, I 24 would ask if you would come up front to the seats 25 that are up here so that we can move a little more</p>	<p style="text-align: right;">Page 4</p> <p>1 MR. FINELLI: Sure. Greg, could we 2 go --</p> <p>3 MR. EISDORFER: Show me on this drawing 4 first.</p> <p>5 MR. FINELLI: When I began the 6 testimony, I think I explained that the drawing was 7 oriented a little differently than the site plans. 8 Mountaintop Road would be at the bottom of my sheet 9 of drawings.</p> <p>10 MR. EISDORFER: Okay. So north is to 11 the left of the drawing?</p> <p>12 MR. FINELLI: If you look at the 13 drawing in the title block, there is a north arrow. 14 So, yes, north is to the left.</p> <p>15 MR. EISDORFER: Okay. And so where on 16 this drawing is the minaret?</p> <p>17 MR. FINELLI: The minaret on the plan 18 is above the electric closet, the utility room.</p> <p>19 MR. EISDORFER: Okay. So that would be 20 at the south end of the building?</p> <p>21 MR. FINELLI: Correct.</p> <p>22 MR. EISDORFER: Now, the building is 23 aligned roughly north and south parallel to 24 Mountaintop Road?</p> <p>25 MR. FINELLI: More or less, yes.</p>

<p style="text-align: right;">Page 5</p> <p>1 MR. EISDORFER: Now, the site as a 2 whole runs downward as you go north and as you go 3 east. Isn't that right? 4 MR. FINELLI: Are you talking about the 5 topography? 6 MR. EISDORFER: The topography. 7 MR. FINELLI: The topography runs 8 generally down toward the west -- excuse me, toward 9 the east. I don't think it really crosses much in 10 the north/south direction. 11 MR. EISDORFER: Well, if it goes -- 12 well, why don't we get -- you know, why don't we get 13 sheet -- sheet three of the site plan application? 14 The one I want is titled horizontal 15 control plan. No. That's not true. The one I want 16 is sheet four, the one with the topo. 17 MR. FINELLI: Well, there is topography 18 on all the plans. 19 MR. EISDORFER: This one has -- the 20 topo actually has pre-markings. So we can actually 21 see what the elevations are. 22 MR. FINELLI: Okay. Greg, maybe the 23 next one. There we go. Is that helpful? 24 MR. EISDORFER: Okay. So it appears to 25 me that we've got -- at the top of the site we've</p>	<p style="text-align: right;">Page 7</p> <p>1 understand how that elevation fits into the 2 topography. It seems to me that -- let me -- this 3 is on a hill. Yes? 4 MR. FINELLI: It slopes. It does have 5 a very consistent slope. Without even seeing the 6 numbers, you can see that the topographic intervals 7 are very regular. So it's a very uniform slope, 8 yes. 9 MR. EISDORFER: The name of the road is 10 Mountaintop Road. So that's probably at the top of 11 the hill. 12 MR. FINELLI: I think if you expand out 13 farther, you probably can see the actual knoll. 14 Yes. 15 MR. EISDORFER: And do you know if the 16 topography continues farther down after you leave 17 the site? 18 MR. FINELLI: Again, I really 19 apologize. My field of expertise is architecture. 20 I really want to stay in the building. 21 MR. EISDORFER: Right, but you've 22 designed the building in the context of the 23 topography. No? 24 MR. FINELLI: Well, the building was 25 there. In the context of the topography, we are</p>
<p style="text-align: right;">Page 6</p> <p>1 got a benchmark that says 423. Is that right? 2 MR. FINELLI: I apologize. I'm the 3 architect, and the engineer was here last night. So 4 I'm going to help you as much as I can, look at the 5 drawing, but all I can say is, if I use this to 6 illustrate, these are the topographic lines, and you 7 can see that they are relatively parallel to the 8 building front. 9 So I would think, to answer your 10 original question, it seems to me that this is 11 sloping to the east pretty uniformly. There's not 12 much cross-slope at all. 13 MR. EISDORFER: Okay. Well, I'll just 14 point out to you that at the bottom left-hand corner 15 there's a topo that says 440. So you've got a 16 17-foot drop as you go north there, and we go from 17 440 and you've got a topo -- I'm sorry. These are 18 all 540s, 540 and 523. No, 440, 423, and you've got 19 a 416 at the end of your building. So -- 20 MR. FINELLI: Can I ask a favor? You 21 show me, because I'm just not that familiar with 22 what you're talking about. 23 MR. EISDORFER: Well, I'm sort of 24 concerned because you've shown -- I'm sorry. Your 25 elevation shows it floating in space, and I want to</p>	<p style="text-align: right;">Page 8</p> <p>1 regrading almost none of the property around the 2 building. 3 The only regrading that's occurring -- 4 as the testimony was given yesterday evening, the 5 only regrading that's occurring is where we are 6 turning paving back into landscaping. That's the 7 only regrading. 8 MR. EISDORFER: So what is the grade -- 9 let me -- let's go to the -- 10 MR. FINELLI: I think -- 11 MR. EISDORFER: Let's go to the second 12 page of your elevation. 13 MR. FINELLI: Okay. Can we go back to 14 the architectural plans please? And it would be 15 either the second or third sheet. They're both 16 elevations. 17 MR. EISDORFER: That's the one I want. 18 MR. FINELLI: Okay. So the elevation 19 at the top is the rear of the building which would 20 be the eastern facing elevation and the drawing at 21 the bottom is the front elevation. That would be 22 the elevation facing -- facing Mountaintop. 23 MR. EISDORFER: So, once again, looking 24 at the bottom, the bottom elevation, we're looking 25 at it from the direction of Mountaintop Road.</p>

<p style="text-align: right;">Page 9</p> <p>1 MR. FINELLI: Correct.</p> <p>2 MR. EISDORFER: And the left-hand side</p> <p>3 is north. The right-hand side is south.</p> <p>4 MR. FINELLI: Correct.</p> <p>5 MR. EISDORFER: Now, you've shown the</p> <p>6 minaret here, and it appears to me that you've shown</p> <p>7 the minaret as 47.5 feet above grade.</p> <p>8 MR. FINELLI: I believe it's 47.5 feet</p> <p>9 above -- I think our datum elevation is the main</p> <p>10 floor level.</p> <p>11 MR. EISDORFER: What grade is that?</p> <p>12 MR. FINELLI: The main floor level?</p> <p>13 MR. EISDORFER: Uh-hmm.</p> <p>14 MR. FINELLI: I'd have to look on the</p> <p>15 engineer's plan, but the main floor level -- the</p> <p>16 main floor level at entry -- the main entrance is at</p> <p>17 grade. The building, as you go to the north, the</p> <p>18 part that we are showing as the daycare areas and</p> <p>19 some of the multi-purpose rooms in that secondary</p> <p>20 entrance, the interior of the building is up a</p> <p>21 couple feet. That was the old wood framed building</p> <p>22 that has a basement underneath it which is probably</p> <p>23 why the building is elevated, but the grade across</p> <p>24 the front of the building is relatively constant.</p> <p>25 MR. EISDORFER: Well, the grade of the</p>	<p style="text-align: right;">Page 11</p> <p>1 MR. FINELLI: Well, the grade level,</p> <p>2 you know, the grade level is -- let's see. The</p> <p>3 grade level at the north side of the building, there</p> <p>4 are spot elevations around -- around the building as</p> <p>5 an example just below where there is a note that</p> <p>6 says install FDC, fire department connection. There</p> <p>7 is a grade elevation of there of 418.70.</p> <p>8 MR. EISDORFER: Okay.</p> <p>9 MR. FINELLI: And the closest door</p> <p>10 elevation to this is the existing is 420. So that's</p> <p>11 about 24 inches higher. The floor elevation inside</p> <p>12 the building is 24 inches higher than the grade</p> <p>13 elevation outside the building.</p> <p>14 MR. EISDORFER: How about the south</p> <p>15 edge of the building?</p> <p>16 MR. FINELLI: The south edge of the</p> <p>17 building, the same spot we're looking at before, the</p> <p>18 floor elevation is 417.4, and let's say spot</p> <p>19 elevation -- well, let's just use the name dorsal</p> <p>20 because we could identify that on the west</p> <p>21 elevation. The main dorsal elevation is 418.81, and</p> <p>22 the grade outside is -- at the curb is 417.8. So</p> <p>23 that's about an eight-inch difference.</p> <p>24 MR. EISDORFER: Okay. So -- so the --</p> <p>25 what's the level that you're actually calculating</p>
<p style="text-align: right;">Page 10</p> <p>1 south end of the building is 416, and the grade at</p> <p>2 the north end of the building is 423. Which of</p> <p>3 those figures is the grade?</p> <p>4 MR. FINELLI: You have to help me out</p> <p>5 and tell me where you're reading that from.</p> <p>6 MR. EISDORFER: I am reading it from</p> <p>7 the same plan, the topo that we just looked at. Why</p> <p>8 don't you look at the topo and you tell me?</p> <p>9 MR. FINELLI: I'd be happy to help you,</p> <p>10 but again -- okay. You're looking at sheet --</p> <p>11 MR. EISDORFER: I'm sorry. I'm looking</p> <p>12 at sheet four, and I see -- I see control points --</p> <p>13 I see control points at the north end of the</p> <p>14 building at 420 and 419.</p> <p>15 MR. FINELLI: Okay. Dorsal elevation</p> <p>16 421.71?</p> <p>17 MR. EISDORFER: Uh-hmm. Now, the south</p> <p>18 end of the building I see 416.</p> <p>19 MR. FINELLI: Correct.</p> <p>20 MR. EISDORFER: Okay. So which of</p> <p>21 those grades is the grade of the building?</p> <p>22 MR. FINELLI: Well, neither of those</p> <p>23 are grades. Those are floor elevations.</p> <p>24 MR. EISDORFER: So is that above the</p> <p>25 grade level?</p>	<p style="text-align: right;">Page 12</p> <p>1 the height of the minaret from -- at?</p> <p>2 MR. FINELLI: The minaret is -- the</p> <p>3 47.5 is based on the main floor elevation. So the</p> <p>4 elevation, the dorsal elevation is 418.81. So let's</p> <p>5 use that as our datum. Let's use that as our zero.</p> <p>6 MR. EISDORFER: Is that, in fact, zero?</p> <p>7 MR. FINELLI: That's our datum.</p> <p>8 MR. EISDORFER: So the total height --</p> <p>9 total elevation is going to be 468, 475.</p> <p>10 MR. FINELLI: Relative to?</p> <p>11 MR. EISDORFER: Relative to --</p> <p>12 MR. FINELLI: Relative to sea level.</p> <p>13 MR. EISDORFER: Relative to base point.</p> <p>14 MR. FINELLI: Relative to the base</p> <p>15 point is 47 and a half feet.</p> <p>16 MR. EISDORFER: All the topos are to</p> <p>17 the base point.</p> <p>18 MR. FINELLI: Come on. The base point</p> <p>19 is sea level.</p> <p>20 MR. EISDORFER: Sea level. I want to</p> <p>21 compare things on this site.</p> <p>22 MR. FINELLI: Compare things on the</p> <p>23 site. It's 47 and a half feet.</p> <p>24 MR. EISDORFER: And the height of the</p> <p>25 road, what is the level of Mountaintop Road?</p>

<p style="text-align: right;">Page 13</p> <p>1 MR. FINELLI: Okay. Let's see. 2 Mountaintop Road at the entry point. Okay. 3 Directly -- directly east of the main door there is 4 a topo line there of 430, and at the -- at the 5 actual driveway access point, about, excuse me, 433. 6 So let's say 433. 7 MR. EISDORFER: So the minaret is going 8 to extend approximately 42 feet above the height of 9 the road? 10 MR. FINELLI: Well, let's see. We just 11 said 433, correct? And the floor elevation is 417. 12 That's a 16-foot difference. So that's 13 approximately 30 feet above the crown of the road. 14 MR. EISDORFER: Okay. And do you have 15 a topo for the -- so for the -- for the property 16 line at the farthest -- at the eastern most end of 17 the property, can you give me an elevation there? 18 MR. FINELLI: It looks like about 416. 19 So at the eastern most -- eastern most end of the 20 property, the topo is 416. So approximately a foot 21 and a half below the datum, the building zero that 22 we're referring to originally. 23 MR. EISDORFER: So -- 24 MR. FINELLI: About 49. 25 MR. EISDORFER: The minaret would be</p>	<p style="text-align: right;">Page 15</p> <p>1 MR. EISDORFER: So I've got prayer 2 space. 3 MR. FINELLI: So you're referring to 4 the dotted lines around the main prayer space? 5 MR. EISDORFER: Yes. 6 MR. FINELLI: So what we've done is 7 very similar to the Redwood Inn. Now, the main 8 ballroom space is able to be partitioned off with 9 movable partitions. 10 So what we're trying to show is we've 11 got the primary worship space. The dimensions that 12 were given are defined by that principal space, and 13 then the dashed lines that you see, for example, 14 here and here and even here and here in spaces that 15 are not even part of the prayer space are intended 16 to explain that there are movable partitions, that 17 those spaces may be opened up depending on how many 18 people in the same age or group are involved and how 19 many we'd like to separate. 20 MR. EISDORFER: Okay. So those two 21 rooms on the right labelled multi-purpose space, 22 they are separated from the main prayer space and 23 from each other only by removable accordion walls? 24 MR. FINELLI: Not necessarily accordion 25 walls, but movable partitions.</p>
<p style="text-align: right;">Page 14</p> <p>1 about 49 feet above that point? 2 MR. FINELLI: Correct. 3 MR. EISDORFER: Now, the minaret is -- 4 is that a solid structure? 5 MR. FINELLI: There's no interior 6 space. 7 MR. EISDORFER: Well, is it possible to 8 climb up to the top of it? 9 MR. FINELLI: It's not intended to be. 10 There is no stairs, no ladder, no conveyance. 11 MR. EISDORFER: Is there any electrical 12 power? 13 MR. FINELLI: There would be no reason 14 to have electrical power there. No. 15 MR. EISDORFER: So you haven't designed 16 it for electrical power? 17 MR. FINELLI: We have not designed it 18 for electrical power. Yes. 19 MR. EISDORFER: Now, I want to -- if we 20 could pull up the interior layout, now I need your 21 help with some of the lines here, and we got solid 22 lines and dotted lines. Can you tell me what the 23 dotted lines represent? 24 MR. FINELLI: Okay. If you give me a 25 room name, I can.</p>	<p style="text-align: right;">Page 16</p> <p>1 MR. EISDORFER: Movable partitions. 2 Fair enough. 3 Now, looking to the other side of the 4 main prayer space, is -- between the main prayer 5 space and the daycare multi-purpose space, is that a 6 solid wall or a movable partition? 7 MR. FINELLI: It's a movable partition. 8 The reason why you're seeing a dashed line and a 9 solid line is that -- I think we went through this a 10 little bit the first time. 11 This portion of the building is at a 12 higher elevation. The interior floor is at a higher 13 elevation. So what you're seeing there, it's almost 14 as if I was drawing this stage. There's a solid 15 line and then the movable partition line. 16 MR. EISDORFER: So the three rooms 17 labeled daycare/multi-purpose space, they're all 18 just separated from each other and from the main 19 worship space by a movable wall? 20 MR. FINELLI: Correct. 21 MR. EISDORFER: How about the area 22 called women's prayer space? 23 MR. FINELLI: The women's prayer space 24 is open to the main prayer space. It is separated 25 from the space immediately to the north by a movable</p>

<p style="text-align: right;">Page 17</p> <p>1 partition. So it too can be expanded. 2 MR. EISDORFER: Now, in calculating the 3 capacity, the prayer space capacity, did you include 4 all of those rooms? 5 MR. FINELLI: Yes, we did. 6 MR. EISDORFER: Now, is it your 7 understanding that the norm of the practice is that 8 the wall be closed during the prayer services 9 between the women's prayer space and the men's 10 prayer space? 11 MR. FINELLI: No. 12 MR. EISDORFER: It would be open? 13 MR. FINELLI: Correct. 14 MR. EISDORFER: Now, I assume that -- 15 well, now, can you describe in a little more detail 16 how you -- you indicate you laid this out with nine 17 square foot rectangles. Do I have that right? 18 MR. FINELLI: Yes. Correct. 19 MR. EISDORFER: And you laid it out 20 with rectangles side-by-side and leaving aisles and 21 fire exits? 22 MR. FINELLI: Correct. 23 MR. EISDORFER: Do you have a picture 24 that shows how you did that? 25 MR. FINELLI: I don't have it here now.</p>	<p style="text-align: right;">Page 19</p> <p>1 is 14 spaces. 2 So without redrawing it right now, the 3 most it would be is, you know, 14 times two is 28, 4 28 and 28 is 56. So I would have an aisle in the 5 center, an aisle on both sides, an aisle in the 6 back. 7 MR. EISDORFER: Is the room designed to 8 be constructed so that -- so that aisle is 9 physically enforced? 10 MR. FINELLI: No. The -- the size -- 11 the module that we worked with is based on a very 12 standard prayer rug, prayer mat dimension. We had 13 to treat that space and treat the aisles the same 14 way we'd treat it were it has tables and chairs free 15 floating within the space. 16 MR. EISDORFER: But if you have pews, 17 you can't move the pews. The rugs can be put down 18 any place. People have their own rugs. So does the 19 room physically -- physically enforce the location 20 of the aisles that you have imagined? 21 MR. FINELLI: We will. Sure. There 22 could be marks on the floors the same way there 23 would be -- as I said, we've done perhaps a dozen 24 houses of worship, and every space that is designed 25 as a multi-purpose space, very typically, that</p>
<p style="text-align: right;">Page 18</p> <p>1 MR. EISDORFER: Did you actually make a 2 picture? 3 MR. FINELLI: Oh, yes. 4 MR. EISDORFER: And how many rows of 5 prayer space did you have? 6 MR. FINELLI: I forget. 7 MR. EISDORFER: Let me just understand 8 how you did it. So your rectangle was two and a 9 half by four? 10 MR. FINELLI: Two by four and a half. 11 MR. EISDORFER: Two by four and a half. 12 So you essentially created -- 13 MR. FINELLI: Essentially created a 14 grid, divided the space up into a two foot by four 15 and a half grid, and I can fill that whole space. 16 Once I fill that space, I have to allow minimum 17 corridor width aisles that get me from any space in 18 that room to at least two means of egress. 19 MR. EISDORFER: And how many aisles did 20 you have? 21 MR. FINELLI: Well, let's see. We have 22 a means of egress here and we have a means of egress 23 here. The space is 50 feet and a half inches wide. 24 The most that I can -- the most that I can create in 25 a single space before I have to introduce an aisle</p>	<p style="text-align: right;">Page 20</p> <p>1 multi-purpose space would hold a fellowship meal, 2 hold a basketball game or hold a meeting. In those 3 cases, we'll have, as you know, marks on the floor 4 that would show, for example, where the free throw 5 line is. 6 At the same time, it would show where 7 the fire access line is, and depending on the extent 8 of clarity that we are either demanded by fire 9 official or requested by our user, you know, we have 10 gone as far as having the aisles crosshatched so 11 that they physically cannot be furnished, you know, 12 without it really being very, very obvious. 13 MR. EISDORFER: Obvious, but not 14 impossible? 15 MR. FINELLI: Excuse me? 16 MR. EISDORFER: Obvious, but not 17 impossible. 18 MR. FINELLI: We all presume people are 19 going to follow the rules. That's the basic in 20 every use of every building. We presume people are 21 going to follow the rules. 22 MR. EISDORFER: I will let you make 23 that presumption. 24 Now, you chose nine feet. Is there a 25 national standard that fixes it at nine feet?</p>

<p style="text-align: right;">Page 21</p> <p>1 MR. FINELLI: Did you say a national 2 standard?</p> <p>3 MR. EISDORFER: A national standard.</p> <p>4 MR. FINELLI: A national standard.</p> <p>5 MR. EISDORFER: Yeah.</p> <p>6 MR. FINELLI: Not that I'm aware of, 7 no.</p> <p>8 MR. EISDORFER: Is there some religious 9 standard that prescribes it at nine feet?</p> <p>10 MR. FINELLI: Anybody could open up 11 their smart phone and Google prayer matt and you 12 will see a preponderance of two by four and a half 13 feet to two foot three inches by four feet. That is 14 by default the standard dimension.</p> <p>15 MR. EISDORFER: And how did you 16 determine that? Did you look it up on your iPhone?</p> <p>17 MR. FINELLI: No, I didn't look it up 18 on my iPhone.</p> <p>19 MR. EISDORFER: How did you determine 20 that.</p> <p>21 MR. FINELLI: I looked up in various 22 publications that show furniture and furnishings for 23 houses of worship, furniture and furnishings for 24 houses of worship, for Islamic houses of worship, 25 and then I followed it up with research with vendors</p>	<p style="text-align: right;">Page 23</p> <p>1 MR. EISDORFER: Okay. I will -- if 2 your architectural expertise prevails over his 3 religious expertise, we have to honor that.</p> <p>4 MR. FINELLI: Let me explain. The 5 other thing that you count when you're looking at 6 gross square footage, gross square footage, it can 7 be a red herring in these discussions, because in a 8 room of this size, you know, we're not taking into 9 account the aisle widths.</p> <p>10 So I'm not sure if his testimony -- and 11 I heard you, but I don't know if either he was 12 specific or the question given to him was specific, 13 whether he was talking about net square footage or 14 gross square footage. So it's very difficult to 15 qualify that answer.</p> <p>16 I'm qualifying my answer by explaining 17 that, in addition to the actual prayer mat, we have 18 to account for means of egress.</p> <p>19 MR. EISDORFER: Now, let's suppose -- 20 let's suppose that the standard was eight. How 21 would that change your calculations?</p> <p>22 MR. FINELLI: I'm not supposing 23 anything.</p> <p>24 MR. EISDORFER: I'm asking you to 25 suppose.</p>
<p style="text-align: right;">Page 22</p> <p>1 that sell specifically the prayer mats.</p> <p>2 MR. EISDORFER: Did your client give 3 you instructions on this?</p> <p>4 MR. FINELLI: No.</p> <p>5 MR. EISDORFER: Are you aware your 6 client presented testimony on this subject two years 7 ago?</p> <p>8 MR. FINELLI: Well, I believe we're 9 starting from scratch.</p> <p>10 MR. EISDORFER: That's right, but it 11 was sworn testimony that was given before this 12 board. So let me read you the testimony of Imam 13 Tayeb who said, as rule of thumb for any mosque -- 14 I'm reading from page 138 of the transcript.</p> <p>15 It says, as a rule of thumb for any 16 mosque, eight square feet per person. So if it's 17 8,000 square feet divided by eight, then you get a 18 thousand. Now, did -- did you -- is that the 19 information your client gave you?</p> <p>20 MR. FINELLI: No. I would disagree 21 with him. Okay.</p> <p>22 MR. EISDORFER: Okay. So you think 23 that you're right and he is wrong?</p> <p>24 MR. FINELLI: In all honesty, I know 25 that I'm right.</p>	<p style="text-align: right;">Page 24</p> <p>1 MR. FINELLI: Well, I think it's a 2 misleading question.</p> <p>3 MR. EISDORFER: Well, answer it anyway. 4 Your attorney can explain how it's a misleading 5 question, but let's suppose the standard was eight, 6 not nine.</p> <p>7 MR. FINELLI: Why don't we suppose the 8 standard is four?</p> <p>9 MR. EISDORFER: Because your client 10 testified to eight. So don't change -- don't make 11 me chase you around.</p> <p>12 You can treat it as a hypothetical 13 question, but let's suppose the standard was eight, 14 not nine. How would that change your calculations?</p> <p>15 MR. FINELLI: Well, I still have a 16 maximum of 14 spaces before I have to create an 17 aisle. So let's take the same 14 times two is still 18 28. Twenty-eight and 28 is still 56. I'm still 19 going to be required to have three aisles, an aisle 20 at either end and an aisle down the center.</p> <p>21 Now, in the front to back direction I 22 believe we have 50 feet. I have an aisle across the 23 back of four feet. So I've got 56 feet. Fifty-six 24 divided by four is 13. So I would have 13 -- 13 by 25 14 times two. So I don't know if that's more or</p>

<p style="text-align: right;">Page 25</p> <p>1 less of what we had there in the first place. 2 MR. EISDORFER: And you'd do the same 3 calculation if we opened up all the curtain rooms as 4 well? 5 MR. FINELLI: We would, but, again, you 6 know, if we take -- if we simply take square 7 footage -- I'm not trying to be glib. If we simply 8 take square footage, we're just going to do the math 9 and say, you know, X divided by eight equals Y, but 10 the orientation of the room -- what do I do if I 11 have a 13-foot room? 12 I've got -- I have a foot left over or 13 I've got to take a corridor out, and I can only fit 14 three of these mats in. So it's not an exercise in 15 simple math. It really has to be laid out. 16 MR. EISDORFER: Okay. So now let me 17 understand the way this building is going to be 18 used. So you have -- we have a prayer area and then 19 we have other rooms. Can activities go on in those 20 other rooms simultaneously with the prayers? 21 MR. FINELLI: What type of activities? 22 MR. EISDORFER: What other type of 23 activities are envisioned in the buildings? You've 24 got all these other rooms. 25 MR. FINELLI: Well, we talked yesterday</p>	<p style="text-align: right;">Page 27</p> <p>1 Can these rooms be used simultaneously 2 with the prayer space? 3 MR. FINELLI: They can be physically 4 occupied at the same time. 5 MR. EISDORFER: And if the daycare 6 center is in operation in business hours, it 7 certainly will be occupied at the same time as the 8 Jumu'ah, the Friday afternoon sermon? 9 MR. FINELLI: I don't think we said 10 anything other than that, yes. 11 MR. EISDORFER: And the other rooms 12 could also be occupied simultaneously? 13 MR. FINELLI: Correct. 14 MR. EISDORFER: For whatever use they 15 might be put to? 16 MR. FINELLI: Yes, but as we mentioned 17 yesterday, the most intense use of any of those 18 spaces matches our occupancy at the numbers given 19 yesterday. 20 MR. EISDORFER: Now, I'm not sure -- 21 now, I'm not sure I understand what you're saying. 22 Did you assume that those rooms would be occupied at 23 the same time as -- 24 MR. FINELLI: What I'm saying is a 25 multi-purpose room of the uses that we have used in</p>
<p style="text-align: right;">Page 26</p> <p>1 about the daycare. The daycare spaces would not be 2 used -- they would not be open to the prayer space 3 during prayer space times. So the daycare is 4 clearly a business hour operation. 5 Other functions that would occur within 6 the space that are open to the public, whether it 7 happens to be a social meeting, a health screening, 8 a business meeting that the congregation itself is 9 having, would occur in -- it could certainly occur 10 in one of these -- one of these other rooms that is 11 not adjacent to the prayer space. 12 MR. EISDORFER: So some or all of them 13 could be in use simultaneously? 14 MS. TUBMAN: I have another witness 15 that will testify to use of the building. It's not 16 architecture. It's function of the building. 17 MR. EISDORFER: Well, he designed -- 18 I'm trying to understand what the capacity of the 19 building is. You can tell me they're not going to 20 use all the capacity, and that's fine. 21 MS. TUBMAN: I have a witness who will 22 testify the rest of the building is not in use 23 during prayer services. 24 MR. EISDORFER: He'll testify to that, 25 but I'm interested in the architect.</p>	<p style="text-align: right;">Page 28</p> <p>1 our program for this building is either a daycare 2 space, it is a general meeting space or it is prayer 3 space. 4 The square foot per person occupancy is 5 never more intense than as a prayer space. It is 6 less intense as a daycare space, therefore, less 7 occupants, and it is less intense as an office or a 8 meeting room. So if we're looking at the most 9 intense use of the bidding in any fashion, it is 10 when those spaces are used for prayer space. 11 MR. EISDORFER: But the room is 12 contiguous to the main prayer space, but I'm 13 interested in the rooms on the other side of the 14 hall. You have a whole array of rooms, one, two, 15 three, four, five, six, seven, eight, nine, 10, 11, 16 on the other side of the hall which are not 17 contiguous of the prayer space, and could that be 18 occupied at the same time of the prayer space? 19 MR. FINELLI: No. I think you were 20 talking about the prayer spaces. Multi-purpose 21 spaces, no, they will not be used simultaneously. 22 MR. EISDORFER: Is there anything in 23 the architecture that prohibits that? 24 MR. FINELLI: Nothing in the 25 architecture that prohibits it. No.</p>

<p style="text-align: right;">Page 29</p> <p>1 MR. EISDORFER: But you're saying the 2 intent may not be to use that space, but it's 3 available for use? 4 MR. FINELLI: It's architecturally 5 available just means I can get into the space, but 6 by program, by management, the answer is no. 7 MR. EISDORFER: That's just intent, but 8 I want to know what, you know, if they decided that 9 they wanted to use that space? They could. 10 Have you done a calculation what the 11 occupancy would be if all those spaces were being 12 used simultaneously? 13 MR. FINELLI: I'm repeating myself. I 14 apologize to everybody else for this. The single -- 15 the most intense use of the facility is where we're 16 using all the multi-purpose space and prayer space 17 as worship space. 18 MR. EISDORFER: And none of the other 19 rooms? 20 MR. FINELLI: And the other rooms are 21 not used at the same time, correct. 22 MR. EISDORFER: So you haven't 23 calculated what the capacity would be if all those 24 rooms were in use at the same time? This is just a 25 yes or no question.</p>	<p style="text-align: right;">Page 31</p> <p>1 rooms, couldn't you? 2 MR. FINELLI: I don't see why not. 3 MR. EISDORFER: Okay. And, in fact, in 4 our country, the audio, sometimes the video is 5 actually streamed to the outer doors and people do 6 so out of doors while in response to the Imaman 7 mosque. Isn't that true? 8 MR. FINELLI: I imagine in non-Arab 9 countries the same thing happens. Yes. 10 MR. EISDORFER: Does this building have 11 a basement? 12 MR. FINELLI: There's a partial 13 basement under this portion of the building. You 14 see the staircase descends in that direction. There 15 is a partial basement under here that we would 16 anticipate filling as part of the construction. 17 MR. EISDORFER: Would you fill in that 18 basement? 19 MR. FINELLI: Yes. 20 MR. EISDORFER: And where would your 21 heating system go? 22 MR. FINELLI: Rooftop units. Rooftop 23 units. 24 MR. EISDORFER: Okay. I have no 25 further questions.</p>
<p style="text-align: right;">Page 30</p> <p>1 MR. FINELLI: We have not because they 2 will not be in use at the same time. 3 MR. EISDORFER: I understand that 4 explanation. But the answer is, no, you haven't 5 done that calculation? 6 MR. FINELLI: Again, we haven't done 7 the calculation because they will not be used 8 simultaneously. 9 MR. EISDORFER: I understand the 10 reason. I'm trying to understand what you've done, 11 not the rationale for it. 12 Now, those rooms all have -- all have 13 electricity. Yes? I'm talking about the rooms on 14 the other side of the hall, to the left of the hall. 15 MR. FINELLI: Yes, they will have. 16 MR. EISDORFER: They all have 17 electricity, and one could stream sound and video 18 into those rooms, couldn't one? 19 MR. FINELLI: I imagine they could. 20 Sure. 21 MR. EISDORFER: Sure. I'll bet in this 22 high school there are a thousand students who would 23 know how to set that up. 24 So, potentially, you could stream audio 25 and video from the main prayer space into those</p>	<p style="text-align: right;">Page 32</p> <p>1 MR. FRANCO: May I ask a question? 2 Quick question. Mr. Finelli, the occupancy load you 3 gave yesterday of 437, that will be a posted 4 occupancy, correct? 5 MR. FINELLI: Correct. 6 MR. FRANCO: If you exceed that, you're 7 in violation. Is that correct? 8 MR. FINELLI: That's correct. 9 MR. FRANCO: For the building, for the 10 entire building? 11 MR. FINELLI: That is correct. 12 MR. MC NAMARA: Good evening. Pat Mc 13 Namara from the law firm of Scarinci Hollenbeck. 14 I'm here on behalf of Mr. and Mrs. Rinaldi. I 15 promise I won't ask you any questions about 16 topography. 17 MR. FINELLI: Mr. Bogart's going to 18 have issue with me pretty soon I'm afraid. 19 MR. MC NAMARA: I'll leave that to 20 everybody else. A couple questions. 21 The corner of the building where the 22 minaret is located, is that pre-existing because 23 some of that is in the transition area that's been 24 delineated with the wetlands letter of 25 interpretation?</p>

<p style="text-align: right;">Page 33</p> <p>1 MR. FINELLI: We are not expanding the 2 building footprint at all. The only addition to the 3 build -- the canopy is new, but the building 4 footprint is the exact building footprint that's 5 there prior. 6 MR. MC NAMARA: The testimony 7 yesterday, there's some discussion about some 8 security lighting from your prior witness. If you 9 could just go back, if you know where it is, where 10 it's located -- where it's located, and how it would 11 be shielded in a manner so it would not be bothering 12 the neighboring residents? 13 MR. FINELLI: Sure. The canopy 14 encircles the entire building, and that canopy is 15 about 16 feet -- I'll check with you eventually, but 16 that canopy is 16 feet. I believe -- under the 17 ceiling underside is 12 feet. 18 So the lights that you're talking about 19 are high hats, very similar to the high hats here, 20 recessed ceiling light fixture. So there is no 21 exposed lamp that would go other than straight down. 22 We have -- we have the same standard, the same one 23 half foot candle standard to conform with safety 24 lighting for all the pedestrian surfaces. 25 Those fixtures that will remain on as</p>	<p style="text-align: right;">Page 35</p> <p>1 space should be a hard wall that's fire rated, 2 because they're different use categories under the 3 International Building Code? 4 MR. FINELLI: Right. We have options 5 when it comes to classifying the use group of the 6 building. We have an option to separate the uses or 7 to look at the -- not the most stringent 8 requirement, and treat the whole building as such. 9 So, in this case, we would look at the 10 entire building as an A4 use which is religious 11 worship and treat the whole building in that manner. 12 MR. MC NAMARA: So you don't have to 13 subclassify out as an I4 all daycare rooms that are 14 labeled on both sides of that corridor? 15 MR. FINELLI: Correct. So then what 16 we're charged with doing is saying the entire 17 building is now -- take the strictest of those 18 various use groups. So that we have -- we have 19 really religious worship, and we have -- and we have 20 the institutional use, the I4. So we look at those 21 two. 22 MR. MC NAMARA: Is that exception only 23 limited to when an actual worship service is being 24 conducted as opposed to the other six days and 25 however many hours of the week?</p>
<p style="text-align: right;">Page 34</p> <p>1 part of the security will be the ones adjacent to 2 our points of entry. So they would be here, here, 3 here, back door, these. So every place you see a 4 door to the outside. 5 MR. MC NAMARA: So that's about eleven 6 locations? 7 MR. FINELLI: I think there's 10, but 8 yes. 9 MR. MC NAMARA: Is that lighting going 10 to be recessed underneath the portico or overhang 11 around the perimeter of the building? 12 MR. FINELLI: Correct. It is ceiling 13 light only under the canopy. Nothing mounted on the 14 facade of the building. 15 MR. MC NAMARA: Okay. A couple 16 questions regarding the area to the left of the 17 worship space where it's labeled daycare 18 multi-purpose. That wall that runs I guess north to 19 south, that separates the three of them. That's a 20 movable partition, correct? 21 MR. FINELLI: Correct. 22 MR. MC NAMARA: Is there a requirement 23 under either International Building Code or fire 24 code that because those rooms are being used for 25 daycare that the wall separated from the prayer</p>	<p style="text-align: right;">Page 36</p> <p>1 MR. FINELLI: It's not an exemption. 2 It's required by the design professional to state 3 the use group of the building and then to run that 4 through the whole permit protocol. 5 So we'll look at the total square 6 footage of the building, what's allowed for A4 use, 7 what the fire grading has to be, what the fire 8 protection has to be and the various structural 9 elements, and we'll compare that to the option of 10 separating the uses, and if we separated the uses, 11 then you would have a rated partition between the 12 two uses. 13 MR. MC NAMARA: You'd have to have a 14 movable partition? 15 MR. FINELLI: I think it was rated for 16 one hour. I don't know if it's one or two. It 17 would have to match the rating that the building 18 code requires. 19 MR. MC NAMARA: Okay. Would the same 20 be true for the access points into those rooms? 21 Some of them only have one door, and I think for 22 daycare you may be required to have two access 23 points. 24 MR. FINELLI: Based on the occupancy 25 letter, none of those rooms are that big, but when</p>

1 we're looking at a space, you know, where we have
2 movable partition, we have two points, two points.
3 This one has access -- it's two points here. So
4 where we have a space that's large enough to exceed
5 that threshold occupancy, we have two means of
6 egress.

7 MR. MC NAMARA: And the entire building
8 will be sprinklered and have carbon monox alarms in
9 it as well?

10 MR. FINELLI: We haven't determined yet
11 how we're going to really classify the use. If
12 it's -- if we separate the uses, the worship space
13 is not large enough for it to be required to be
14 suppressed. So we'll cross that bridge when we get
15 there.

16 MR. MC NAMARA: What would be the
17 minimum square footage threshold to require
18 suppression?

19 MR. FINELLI: Ten thousand square feet
20 or -- 10,000 square feet.

21 MR. MC NAMARA: Is that the
22 International Fire Code or New Jersey standard?

23 MR. FINELLI: Yes, that's the
24 International Building Code.

25 MR. MC NAMARA: The math you computed

1 yesterday, I think you had it at 437 total
2 occupants, am I correct, or was it 457 for all of
3 the worship spaces assuming you used the -- you
4 removed the partitions?

5 MR. FINELLI: I think it's 437.

6 MR. MC NAMARA: Four thirty-seven. All
7 right. And under IBC, if you had a vacant assembly
8 space, would the number that could be computed be
9 based on one person for five square feet as opposed
10 to nine?

11 MR. FINELLI: Based on how we're going
12 to furnish that space. If it's essentially standing
13 alone, no fixed furniture, one per three square feet
14 standing.

15 MR. MC NAMARA: If you were to hold a
16 nonworship service in that area, what would be the
17 potential capacity in terms of this being occupied
18 by people to come to any other type of nonreligious,
19 nondenominational kind of function?

20 MR. FINELLI: It's the same as if it's
21 a worship space. If you're saying we're going to
22 have an open space with no furniture, it's the
23 same -- it's the same limitation as the prayer mat
24 that would be used, and once we post -- once we post
25 the occupancy, once we establish what the maximum

1 occupancy is and post it, as the question was a few
2 moments ago, that becomes the maximum occupancy
3 regardless whether it's religious worship or
4 nonreligious worship.

5 MR. MC NAMARA: Because to follow-up on
6 a concern that Steve expressed earlier, if you have
7 other events during the week where daycare rooms are
8 being used, the other rooms, whether it's the
9 library, the senior services are being used, and you
10 had several hundred people attend a nonreligious
11 event or other event, seminar, whatever you want to
12 call it, and you made use of the worship space,
13 would you then have an issue about having adequate
14 parking because you've got a different mix of people
15 and a different time of day than what you've
16 programmed for religious service during holy worship
17 on Friday?

18 MR. FINELLI: Again, we'll go back to
19 the posted occupancy limit. So I would say,
20 regardless of what the function is, the maximum
21 occupancy is posted in that building.

22 MR. MC NAMARA: Well, maybe let me
23 rephrase the question. You said a maximum
24 occupancy. Is that for just the worship space or
25 you're saying for everything within the entire

1 footprint of the building?

2 MR. FINELLI: That is the maximum
3 occupancy in the building.

4 MR. MC NAMARA: Okay. I have no
5 further questions at this time, Madam Chair.

6 CHAIRPERSON KANE: Thank you.

7 MR. SCHWARTZ: Milton Schwartz,
8 S-C-H-W-A-R-T-Z.

9 MR. COLLINS: Sir, please raise your
10 right hand. Do you swear or affirm to tell the
11 truth, the whole truth and nothing but the truth so
12 help you God?

13 MR. SCHWARTZ: So help me God.

14 MR. COLLINS: What is your address?

15 MR. SCHWARTZ: 1521 Mountaintop Road.

16 Yesterday when you described your
17 designing of the architectural elements, you said
18 that those elements were designed by your sense of
19 the use of the space. Am I correct in that.

20 MR. FINELLI: Yes.

21 MR. SCHWARTZ: My question comes to the
22 height of the dome, the height of the minaret. So
23 they are not fixed by any religious precept. They
24 were determined by you in your artistic capacity as
25 an architect. Is that correct?

<p style="text-align: right;">Page 41</p> <p>1 MR. FINELLI: That's correct.</p> <p>2 MR. SCHWARTZ: So they're not fixed in</p> <p>3 any religious aspect?</p> <p>4 MR. FINELLI: Correct.</p> <p>5 MR. SCHWARTZ: The interior of the</p> <p>6 minaret will have no utilities?</p> <p>7 MR. FINELLI: Will have?</p> <p>8 MR. SCHWARTZ: No electricity.</p> <p>9 MR. FINELLI: No occupancy.</p> <p>10 MR. SCHWARTZ: Is there provision to</p> <p>11 light the minaret?</p> <p>12 MR. FINELLI: No.</p> <p>13 MR. SCHWARTZ: From the exterior?</p> <p>14 MR. FINELLI: No.</p> <p>15 MR. SCHWARTZ: There is none?</p> <p>16 MR. FINELLI: Correct.</p> <p>17 MR. SCHWARTZ: Is there provision to</p> <p>18 light the dome from the exterior?</p> <p>19 MR. FINELLI: No.</p> <p>20 MR. SCHWARTZ: Thanks.</p> <p>21 MR. FINELLI: You're welcome.</p> <p>22 MR. MOENCH: May I ask a quick</p> <p>23 question?</p> <p>24 CHAIRPERSON KANE: Sure.</p> <p>25 MR. MOENCH: Sir, you're going to have</p>	<p style="text-align: right;">Page 43</p> <p>1 the truth so help you God?</p> <p>2 MR. MOSTAFA: Yes, I do.</p> <p>3 MR. COLLINS: Please state your name.</p> <p>4 MR. MOSTAFA: Hany Mostafa. The last</p> <p>5 name spelled M-O-S-T-A-F-A. I have one quick</p> <p>6 question, and I'll --</p> <p>7 AUDIENCE MEMBER: Address.</p> <p>8 MR. MOSTAFA: Address. I'm sorry.</p> <p>9 It's 3605 Riddle Court in Bridgewater.</p> <p>10 You have mentioned yesterday that you</p> <p>11 have designed approximate like a dozen of other</p> <p>12 worship places, and what was the tallest point of</p> <p>13 the ones that you designed? Like does it go beyond</p> <p>14 the 47.5 or --</p> <p>15 MR. FINELLI: You know, 35 to 40, in</p> <p>16 the 40-foot range.</p> <p>17 MR. MOSTAFA: In the 40 foot?</p> <p>18 MR. FINELLI: Yeah.</p> <p>19 MR. MOSTAFA: Is there a specific rule</p> <p>20 or regulation that prevents going above specific</p> <p>21 height?</p> <p>22 MR. FINELLI: You're talking about this</p> <p>23 particular case?</p> <p>24 MR. MOSTAFA: In this particular case</p> <p>25 or maybe in the township. I'm not aware. That's</p>
<p style="text-align: right;">Page 42</p> <p>1 to forgive me because I'm going to ask a question</p> <p>2 that you've been asked several times before, and I</p> <p>3 don't mean to sound dense, but I'm going to ask it</p> <p>4 anyway.</p> <p>5 Last night I asked you -- you gave me</p> <p>6 three numbers which totaled the 437 number that</p> <p>7 we've been talking about. The first number you gave</p> <p>8 me was 250 as the occupancy.</p> <p>9 Can you identify for me what part or</p> <p>10 what room or rooms you were talking about when you</p> <p>11 said the 250 number?</p> <p>12 MR. FINELLI: Sure. The main worship</p> <p>13 space was 220 persons.</p> <p>14 MR. MOENCH: And then --</p> <p>15 MR. FINELLI: Then the 30 was the main</p> <p>16 worship space at the women's area. So that was the</p> <p>17 250 total, and then if I opened up the multi-purpose</p> <p>18 spaces here, I could add 97, and if I opened up the</p> <p>19 multi-purposes spaces here, I could add 90.</p> <p>20 MR. MOENCH: Okay. Thank you. I</p> <p>21 apologize for that question again.</p> <p>22 MR. FINELLI: No problem.</p> <p>23 MR. MOSTAFA: Ready.</p> <p>24 MR. COLLINS: Sir, do you swear/affirm</p> <p>25 to tell the truth, the whole truth and nothing but</p>	<p style="text-align: right;">Page 44</p> <p>1 why I'm just --</p> <p>2 MR. FINELLI: The ordinance is 35 and a</p> <p>3 half feet, two stories, but there is an exception</p> <p>4 for these very elements we're talking about.</p> <p>5 MR. MOSTAFA: So there is an exception?</p> <p>6 MR. FINELLI: There is virtually no</p> <p>7 restriction.</p> <p>8 MR. MOSTAFA: There is virtually --</p> <p>9 okay.</p> <p>10 And the other question that I have is</p> <p>11 you mentioned that you did not change the design of</p> <p>12 the facility.</p> <p>13 MR. FINELLI: The footprint.</p> <p>14 MR. MOSTAFA: The footprint of the</p> <p>15 facility. What was the maximum capacity for the</p> <p>16 facility when it was designed to be a hotel?</p> <p>17 MR. FINELLI: I'm not aware of that.</p> <p>18 MR. MOSTAFA: So it doesn't show</p> <p>19 anywhere -- I'm trying to figure are we changing the</p> <p>20 number or that was the number that was the facility</p> <p>21 built for based on the application that was</p> <p>22 submitted to the board for the hotel or that's not</p> <p>23 information that's available?</p> <p>24 MR. FINELLI: The building -- at the</p> <p>25 time that we started, a portion of the building was</p>

<p style="text-align: right;">Page 45</p> <p>1 really unoccupiable. This whole portion of the 2 building couldn't be used for anything. You know, 3 there were -- it was cut up in a different way. I'm 4 really not sure what the seating capacity was. 5 There's huge, huge preparation kitchen. So it 6 doesn't really relate to our use. 7 MR. MOSTAFA: But I'm true, when they 8 designed it, they had in mind maximum capacity that 9 was designed for it? 10 MR. FINELLI: I'm sure. 11 MR. MOSTAFA: My last question is 12 regarding the 437 numbers that you quoted. Is that 13 437 number -- and I apologize for the ignorance, 14 because I don't know. Is that at any specific point 15 or is it during the day or is it during the week? 16 MR. FINELLI: It's just a calculation 17 establishing what is the greatest number of people 18 that can occupy the building. 19 MR. MOSTAFA: So I can, essentially, 20 have like a thousand people during the day, 400 at a 21 time? 22 MR. FINELLI: Yes. At any one given 23 time, the building can only house 437 people. 24 MR. MOSTAFA: I just want to know. My 25 understanding. I apologize. I don't know the</p>	<p style="text-align: right;">Page 47</p> <p>1 oath, and please state your name again. 2 MR. LU: William Lu in Bridgewater, New 3 Jersey. And I'm not architect. So if I don't ask 4 right question, please -- 5 MR. FINELLI: That's okay. 6 MR. LU: First of all, I didn't catch 7 your name. So what's your name? 8 MR. FINELLI: Ralph. 9 MR. LU: Last name? 10 MR. FINELLI: Finelli. 11 MR. LU: How do you spell that? 12 MR. FINELLI: F-I-N-E-L-L-I. 13 MR. LU: Last night you mentioned 14 something about your background. 15 MR. FINELLI: My? 16 MR. LU: Your background. 17 MR. FINELLI: My background, yes. 18 MR. LU: I don't believe you say you 19 have designed any mosque before. 20 MR. FINELLI: I have not. This is the 21 first mosque I have designed, yes, but I've designed 22 about a dozen houses of worship. Yes. 23 MR. LU: What kind of house of worship 24 have you done? 25 MR. FINELLI: As I said last night,</p>
<p style="text-align: right;">Page 46</p> <p>1 rules. 2 The 437 means at any specific point I 3 cannot have 438 people occupying the building? 4 MR. FINELLI: Correct. 5 MR. MOSTAFA: Correct? 6 MR. FINELLI: Correct. 7 MR. MOSTAFA: I have no further 8 questions. Thank you. 9 MR. FINELLI: If I can address one 10 number -- I forget Patrick's last name. So I 11 apologize. 12 MR. MC NAMARA: Mc Namara. 13 MR. FINELLI: The assembly uses are 15 14 square feet net for tables and chairs, seven square 15 feet net for chairs and five square feet net for 16 standing room only. I believe I said three. I was 17 mistaken. 18 CHAIRPERSON KANE: Is there anyone else 19 who wishes to address the board? If you would 20 please come and sit up front so we'll know. Thank 21 you. 22 MR. COLLINS: Sir, were you sworn last 23 night? 24 MR. LU: Yes, I did. 25 MR. COLLINS: Sir, you're still under</p>	<p style="text-align: right;">Page 48</p> <p>1 about half of those were Roman Catholic churches. 2 The other half were Christian churches. 3 MR. LU: Do you do any type of other 4 commercial, residential? 5 MR. FINELLI: I do both. I'll give you 6 a card before you leave. 7 MR. LU: Perfect. Now, if I were the 8 person purchasing this property, I want to build 9 4,000 square foot house one acre each. How many 10 houses can I build on this particular parcel? 11 MR. FINELLI: Well, it's sort of a -- 12 I'm sure you know this, but the property already 13 went through a subdivision process years before my 14 client purchased this. So I believe, and probably 15 somebody on the board could answer it more 16 correctly, it's either five lots -- five lots -- was 17 a five lot subdivision. 18 MR. LU: Okay. Since you never built a 19 mosque before, how did your client select you rather 20 than other firms? 21 MR. FINELLI: It is my charming 22 personality. I have worked for -- I had worked for 23 one of the principals on a commercial office 24 expansion. So I had a nice relationship with him. 25 We had a very successful project. We talked about</p>

<p style="text-align: right;">Page 49</p> <p>1 designing this. We visited about a half a dozen 2 mosques throughout northern New Jersey and then we 3 began work. 4 MR. LU: Okay. So he did not look for 5 other architecture firms. He just trusted you? 6 MR. FINELLI: He may have, but he hired 7 me. 8 MR. LU: And for architecture design, 9 it's kind of hard like, as far as I understand, and 10 also expression of the homeowner and perhaps the 11 architect. Am I correct? 12 MR. FINELLI: You're talking about -- I 13 guess I'm missing the question. 14 MR. LU: Designing any kind of building 15 like this one. 16 MR. FINELLI: You know, I'm not sure 17 what you do, but it's easy for me. So, you know, I 18 think we all do what seems to come naturally to us, 19 but, you know, the design process is one where I 20 listen. I do a lot of listening. I do a lot of 21 looking. We visited quite a few facilities. 22 The use group itself, the use, the 23 worship, I mean, quite frankly, the Catholic 24 churches, the Christian churches and the mosque, the 25 program is nearly identical. The core of the</p>	<p style="text-align: right;">Page 51</p> <p>1 standards. The 3D modeling is more of a design 2 tool. I use it as more of a design tool. When it 3 comes to a presentation, we can incorporate the 4 surroundings. 5 In times past, we've taken these models 6 that we draw, we can insert them into a photograph 7 so you can see the background. 8 MR. LU: This picture I don't see any 9 background. It kind of confused me. Now, there's 10 no -- it looks like it's up in the air in heaven. 11 There's no actual -- it's not realistic. Where the 12 houses, the neighboring houses? 13 MR. FINELLI: Well, from that 14 perspective, you wouldn't see any houses. 15 MR. LU: Really. 16 MR. FINELLI: Can we go back to the 17 site plan a second? That perspective is -- that 18 perspective is taken pretty much from the driveway 19 apron looking down at the building, and so it's 20 taken from this vantage point looking in this 21 direction and looking in that direction. 22 The background of that building is -- 23 are all the woods that we discussed last night. So 24 there's -- there's very little visible behind the 25 building from that perspective.</p>
<p style="text-align: right;">Page 50</p> <p>1 building, the core of the use, the core of the 2 congregation is worship. That's it. It's a 3 relationship between God and man. That is the core 4 use. The rest of it is service. 5 So it's very easy to understand the 6 program, and now we have to wrap that program in 7 something. In this case, we have a building that 8 was pre-existing. We had a footprint, and I 9 described briefly yesterday what parts of that 10 existing building were important, what I felt was 11 valuable to the program, and those we -- you know, 12 we used those as highlights. We built upon those. 13 We didn't knock it down and start from scratch. 14 In any renovation, myself, personally, 15 I feel that I'll work with the language that the 16 building gives me. So in this case, I worked with 17 the language the building gave me, and I 18 supplemented that with the language that the 19 building ought to have as a house of worship. 20 MR. LU: Is it intended to have the 21 drawing, the diagram, picture, whatever you call 22 that -- I'm sorry. I don't see any background 23 materials, like residential houses behind it. Is 24 that standard? You just hide whatever -- 25 MR. FINELLI: There's really no</p>	<p style="text-align: right;">Page 52</p> <p>1 MR. LU: Okay. Now, when was the first 2 time your client discussed about building this 3 mosque with you? 4 MR. FINELLI: Oh, let's see. We were 5 here in January of 2011. So the previous summer. 6 MR. LU: Okay. And at that time, he 7 has not purchased the property, right? 8 MR. FINELLI: I'm not sure when the 9 actual closing occurring. 10 MR. LU: And the meeting -- we had a 11 planning board meeting in 2011, and there's 12 opposition. This property -- but the house -- the 13 property was closed on February -- April -- 14 MS. TUBMAN: I'm sorry. 15 MR. LU: -- 2012. 16 MS. TUBMAN: The questions really, 17 Madam Chair, should be addressed to the architecture 18 please. 19 MR. LU: Yes, I'm leading to that. 20 Okay. Now, in your communication with your client, 21 when you start the planning brainstorm, whatever 22 it's called, what did he tell you? What's his idea 23 of this building? What he want it look like and 24 what's the -- 25 MR. FINELLI: Well, that's why somebody</p>

<p style="text-align: right;">Page 53</p> <p>1 hires an architect. If you knew what you wanted it 2 to look like, then you'd design it. 3 MR. LU: He doesn't give you any kind 4 of input? 5 MR. FINELLI: From a design 6 perspective, from an esthetic perspective? 7 MR. LU: No. From his philosophy, his 8 thoughts. 9 MR. FINELLI: Philosophy, we know what 10 the program is. That's what the -- you know, what 11 the owner, what the client, what the user is 12 responsible for. 13 What I always ask my clients is to tell 14 me what you want, bigger, smaller. Tell me what you 15 want. Tell me how you want it to feel. Tell me 16 what you want to get out of this space we're 17 creating. I'll tell you how to get there. That's 18 my job. You will tell me what you want. 19 MR. LU: On that min -- called minaret 20 or something? 21 MR. FINELLI: Yes. 22 MR. LU: Is there anything in there? 23 MR. FINELLI: No. 24 MR. LU: Is it hollow or solid? 25 MR. FINELLI: Well, we have to design</p>	<p style="text-align: right;">Page 55</p> <p>1 MR. LU: Uh-hmm. 2 MR. FINELLI: Build the building. 3 MR. LU: Build the building? 4 MR. FINELLI: Yeah. 5 MR. LU: Okay. So, now, yesterday you 6 mentioned you visit several mosques? 7 MR. FINELLI: Yes. 8 MR. LU: How many? 9 MR. FINELLI: Let's see. Teaneck, 10 South Brunswick, Boonton, Montclair, Verona and one 11 in Pennsylvania. I forget the town. At least those 12 six, perhaps a seventh. 13 MR. LU: Six. Okay. Are they the same 14 size, bigger, smaller, compared to this one? 15 MR. FINELLI: All different sizes. 16 Boonton is a four-, maybe five-story building. 17 Verona was a renovated Catholic church. Actually, 18 that was Montclair. Verona was a renovated temple 19 probably about the same size. Teaneck was the only 20 building -- of the ones that I visited, Teaneck and 21 South Brunswick, Teaneck was probably a little bit 22 smaller. The South Brunswick facility is many times 23 larger. 24 MR. LU: Are any of those situated in 25 residential, in the middle of residential?</p>
<p style="text-align: right;">Page 54</p> <p>1 how we're going to build it, but it's probably going 2 to be hollow. 3 MR. LU: Okay. Is there a bell or 4 speaker? 5 MR. FINELLI: The minaret is a 6 sculptural part of the building. There is no 7 function. There's no electronic. There's now sound 8 coming from there. There is none of that proposed. 9 MR. LU: Did you discuss with your 10 client the height of the minaret? 11 MR. FINELLI: Certainly. 12 MR. LU: And what -- how tall does he 13 want you to build it? 14 MR. FINELLI: He never told me how tall 15 to build it. 16 MR. LU: Okay. So you had initial 17 contact with him before 2011. And when did you 18 actually sign a contract to do the study and were 19 you involved in the 2011? 20 MR. FINELLI: Yes, I've been on the 21 board since it started. 22 MR. LU: And since there were 23 oppositions, what advice did you give to your 24 client? 25 MR. FINELLI: Architecturally?</p>	<p style="text-align: right;">Page 56</p> <p>1 MR. FINELLI: Let's see. Teaneck is. 2 The South Brunswick one is along Route 1. Boonton 3 is right in town surrounded by residences. 4 MR. LU: In town? 5 MR. FINELLI: Well, I don't know if 6 you're familiar with Boonton, but it's not very 7 cosmopolitan. Let's just put it that way. The 8 Verona is in a residential area. Montclair is in a 9 residential area. The Pennsylvania is in a 10 residential area, and Teaneck is in a residential 11 area. 12 MR. LU: In a residential area. How 13 big are they in the residential area? What's the 14 occupancy? 15 MR. FINELLI: What size is what? I'm 16 sorry. 17 MR. LU: What size is the building? 18 MR. FINELLI: Buildings. They sort of 19 run the gamut. Perhaps the smallest one was 20 probably six or 7,000 square feet, and the 21 largest -- we'll forget about South Brunswick 22 because it is along Route 1. The largest was 23 probably -- the Boonton one is larger than this 24 facility. 25 MR. LU: Okay. How wide are the</p>

1 streets next to the building?
 2 MR. FINELLI: They're regular streets.
 3 MR. LU: Same kind as the one here?
 4 MR. FINELLI: I don't know.
 5 MR. LU: I'm just trying to get some
 6 pictures of different type of mosque on the site.
 7 You're not Muslim, right? I never been to -- have
 8 you attend any kind of the prayer or --
 9 MR. FINELLI: Yeah, I was at a number
 10 of them.
 11 MR. LU: You stayed in there for the
 12 prayer?
 13 MR. FINELLI: Yeah. They let me stay.
 14 Yeah.
 15 MR. LU: So you understand the process?
 16 MR. FINELLI: Yes.
 17 MR. LU: When you designed the
 18 building, right, did you exercise any kind of
 19 special design for the sound barriers?
 20 MR. FINELLI: Special?
 21 MR. LU: Any kind of special design for
 22 the sound barriers.
 23 MR. FINELLI: For sound barriers?
 24 MR. LU: Will not disturb the neighbor.
 25 MR. FINELLI: There is -- to my

1 I live at 1111 Crim Road, and I guess I have
 2 attended the events there.
 3 MR. COLLINS: Please raise your right
 4 hand. Do you swear or affirm to tell the truth, the
 5 whole truth and nothing but the truth so help you
 6 God?
 7 MS. AVENOSO: Yes. I have attended
 8 events there, and the implication that you could
 9 have a thousand people in that building is nowhere
 10 near it. In fact, we had probably under 300 and it
 11 was tight, but in any event, I appreciate your
 12 comment that, basically, any religious facility has
 13 generally similar trends, if you will, regarding use
 14 of space and people and so on.
 15 Since that was a catering facility as
 16 opposed to a religious facility, which of those uses
 17 is it more likely that you can control the number of
 18 people coming into and out of the lot, a catering
 19 facility or a religious facility?
 20 MR. FINELLI: Usually, you have far
 21 greater control when you have repeat customers, when
 22 you have repeat users.
 23 In the case of a banquet facility
 24 when -- I think there was a question yesterday
 25 evening about parties, wedding parties, bachelor

1 knowledge, there is no music in a traditional
 2 worship service. It's audible prayer and some
 3 singing. We did not -- you know, we did not -- we
 4 will not consider -- we haven't done construction
 5 drawings yet. So we haven't gotten to that point of
 6 really investigating it, but I would not anticipate
 7 any special sound attenuation for this use.
 8 MR. LU: Yesterday I hear there was
 9 some basketball or something inside the building?
 10 MR. FINELLI: That's outside.
 11 MR. LU: That's outside building?
 12 MR. FINELLI: Yes.
 13 MR. LU: So that's not in your
 14 jurisdiction?
 15 MR. FINELLI: Correct.
 16 MR. LU: Okay. And I think I got some
 17 pretty good idea. And how much have they spent on
 18 architectural?
 19 MS. TUBMAN: That's not relevant.
 20 MR. FINELLI: I don't know.
 21 MR. COLLINS: Sir, there's an objection
 22 about the relevancy, and, generally speaking, that
 23 is not relevant in this proceeding.
 24 MR. LU: Okay. Thank you.
 25 MS. AVENOSO: My name is Kelly Avenoso.

1 parties, things like that. You can't control
 2 numbers or traffic or where the people come from,
 3 you know. If you rented a catering hall and wanted
 4 to host a function, you know, you rent -- you ask
 5 whomever you want to ask.
 6 MS. AVENOSO: That's true. However,
 7 when you rent a catering hall and you're booking it
 8 for 300 people, you're expecting somewhere between
 9 290 and 310 people. When you're building a
 10 religious facility to hold 487 or whatever the
 11 number is --
 12 MR. FINELLI: Thirty-seven.
 13 MS. AVENOSO: If 510 show up, do you
 14 send them home?
 15 MR. FINELLI: Yes, you do. You have
 16 posted -- listen, you have posted occupants. You
 17 have posted occupancy limits. It's very clear.
 18 There is an occupancy limit, I imagine, in the back
 19 of those doors, and just like the very first meeting
 20 that we had at the municipal hall, there's more
 21 people trying to get in the doors, and the fire
 22 marshal has, not the right, the obligation to say
 23 it's unsafe.
 24 MS. AVENOSO: Sure. And if 510 show up
 25 frequently, will you be applying for an addition?

<p style="text-align: right;">Page 61</p> <p>1 MR. FINELLI: No, and, again, we 2 answered that really a number of ways yesterday. 3 MS. AVENOSO: I'm sorry. I couldn't be 4 here. 5 MR. FINELLI: That's okay. There 6 really is no room practically for expansion on this 7 property without a variance. 8 MS. AVENOSO: So you could apply for a 9 variance and then apply for it. Got ya. Thank you. 10 MR. FINELLI: If you wanted to apply 11 for a variance, you could apply for a variance. 12 MS. AVENOSO: So it's in the realm of 13 possibility? 14 MR. FINELLI: If you're going to ask a 15 question, I would appreciate you give me the ability 16 to answer it. 17 MS. AVENOSO: Absolutely. 18 MR. FINELLI: If you want to apply for 19 a variance, you can, and a variance is very hard to 20 get because you have to prove hardship, not to this 21 board, to the other board. It's hardship. 22 It's not I'd like to have more people. 23 You have to prove hardship. That's a very hard 24 thing to do in the State of New Jersey. 25 What happens, every religious</p>	<p style="text-align: right;">Page 63</p> <p>1 lighting or audio equipment designed up to the 2 minaret. 3 Are there any architectural -- are 4 there any chases or architectural features which 5 could be converted to a utility chase if in the 6 future they wanted to apply for getting utilities up 7 to that area to include sound and lighting that you 8 could as an architect accommodate that? 9 MR. FINELLI: Can you pair that down to 10 about five words? 11 MS. AVENOSO: Sure. In your plan of 12 the facility, is there a corner of a room that you 13 could -- that you could sacrifice its current use to 14 essentially build a closet and run utility up to the 15 minaret? 16 MR. FINELLI: Well, the minaret is on 17 top of the electric closet now. That's the physical 18 location. It is on top of the roof. 19 MS. AVENOSO: Can we go back to the 20 plans so you could point out to me where? 21 MR. FINELLI: Floor plan please, Greg. 22 So this -- this building right here is where all the 23 electric service comes into the structure. It's a 24 concrete block building. The minaret is built on 25 top of that.</p>
<p style="text-align: right;">Page 62</p> <p>1 institution I worked for, whether it's Roman 2 Catholic, a nondenominational church or a main line 3 denominational church, their best hope is that we 4 have too many people on a repeat basis for six 5 months, for a year, for two years, but guess what 6 happens. Then we look elsewhere. We put up another 7 facility and we grow the faith. 8 That really is every person of faith's 9 primary interest is to grow the faith. It's not to 10 try to pack as many people in one building as we 11 can. It's to plan other churches, plan other 12 facilities, plan other houses of worship. It's very 13 simple. There's nothing new about that. 14 MS. AVENOSO: Okay. In light of -- in 15 light of a previous person's comments about you 16 could do 487 once and then 487 again, when we get to 17 the traffic study portion, will that potential 18 scenario be addressed that we're really not looking 19 at 487? We could be looking at multi-shifts of 487 20 within a given 24-hour period? 21 MR. FINELLI: Well, those have to come 22 back and hear that testimony because that's out of 23 my bailiwick. 24 MS. AVENOSO: Okay. I am an engineer, 25 and I do understand that, to date, you don't have</p>	<p style="text-align: right;">Page 64</p> <p>1 MS. AVENOSO: Okay. So what is the 2 space immediately to the left of that? 3 MR. FINELLI: Immediately to the left 4 of this, this is multi-purpose space. This is the 5 main worship space, and this is the warming kitchen. 6 MS. AVENOSO: As your client described 7 the multi-space immediately to the left of the 8 electric closet, if your client did want to apply 9 for whatever would be needed to use the minaret in 10 that regard, is there space sacrificeable in that 11 multi-space where you could run the -- you could 12 build a chase? 13 MR. FINELLI: You know, a part of the 14 questions that are -- the reason why it's upsetting, 15 it's the same as the attorney asked. You're 16 presuming that somebody wants to do something that 17 they've testified that they're not going to do. So, 18 physically, I'll tell you the same thing I tell 19 everybody I work for. You can build absolutely 20 anything. 21 MS. AVENOSO: Thank you. 22 MR. FINELLI: So, physically, yes, but 23 we've given testimony here and I think I've answered 24 that question maybe a dozen times that there's not 25 going to be anything there. So if a year from now</p>

<p style="text-align: right;">Page 65</p> <p>1 my client comes to me and says, hey, can we put, you 2 know, a speaker up there, what am I going to tell 3 him, I'm going to tell him no. End of discussion. 4 No. 5 MS. AVENOSO: Okay. You're unusual for 6 an architect I have to admit, because in my 20 years 7 of engineering, I've had lots of clients who have 8 changed their desire to use a space, and we've found 9 a closet. The architect might not be happy about 10 it, but we found a place to run the chase to get the 11 utility to where the client wanted it. 12 So it was just based on my professional 13 experience, and it's obviously in conflict of yours. 14 That's fine. 15 MS. TUBMAN: In this instance, it will 16 be a condition of approval that we not have audio to 17 the minaret and that we not have utilities in the 18 minaret. We have offered that and that will be 19 reflected in the approval. 20 MS. AVENOSO: Was there any discussion 21 yesterday regarding an increase in paving in the 22 area? I don't want to be out of line with the 23 question. 24 MR. FINELLI: Well, there was, and, 25 again, with Mr. Bogart's deference, I will respond.</p>	<p style="text-align: right;">Page 67</p> <p>1 MR. FINELLI: The street is getting 2 wider. 3 MS. AVENOSO: Oh, it is. Okay. That's 4 the kind of increased paving I'm worried about. 5 MR. FINELLI: That becomes part of the 6 township's dedication. It's not runoff that we are 7 accommodating and are planning. 8 MS. AVENOSO: Are they doing the paving 9 in response to this or are they planning on doing 10 that increased paving regardless? 11 MS. TUBMAN: I'm sorry you weren't here 12 last evening, but the testimony is that the township 13 has the right to require frontage improvements. 14 That has been requested, and we will accommodate it. 15 MS. AVENOSO: I understand that. My 16 question is, if this project was not to move 17 forward, did the town say they would be increasing 18 the paving regardless? 19 MR. FINELLI: No. 20 MS. AVENOSO: Thank you. 21 MR. MOENCH: I was going to ask a quick 22 question. I have a chart that was presented to me. 23 It's in my packet of the materials which has a list 24 that says activity, and it goes through possible 25 activities, the frequency, and then it has estimated</p>
<p style="text-align: right;">Page 66</p> <p>1 I'll repeat what the engineer said yesterday. We 2 are reducing the amount of blacktop on the property. 3 MS. AVENOSO: Okay. Perhaps this 4 question is best to him. There are people in the 5 neighborhood lower elevation who have wells and that 6 is their water source for their home. So as you 7 increase paving, you're changing the volume of water 8 that feeds into our well as well as potentially the 9 quality of the water that goes into the well as well 10 additional chemicals are used and so on. 11 So I will be looking forward to having 12 a -- seeing some kind of environmental study that's 13 going to guaranty for us that I'm not going to have 14 to dig up your well basically. 15 MR. FINELLI: Well, I'll just repeat 16 one thing that we said. We were reducing, not 17 increasing, and to repeat one note from yesterday, I 18 believe that is in the EIS that was submitted, and 19 so it's probably available to review. 20 MS. AVENOSO: There's going to be less 21 paving up there than there is now including the 22 street? 23 MR. FINELLI: Right. 24 MS. AVENOSO: The street is not getting 25 wider?</p>	<p style="text-align: right;">Page 68</p> <p>1 attendants and estimated parking. Is that a chart 2 that you prepared? 3 MR. FINELLI: No. 4 MR. MOENCH: It doesn't tell me who 5 prepared it. 6 MR. FINELLI: No. The use chart, I 7 believe the next witness will testify to that and 8 explain it. 9 MR. MOENCH: When -- with the 437 10 number, my understanding is that you said yesterday 11 that's what was used to calculate parking because 12 you looked at the most intense use which would be 13 the 437 and calculate parking based on that. Is 14 that correct? 15 MR. FINELLI: Yes. 16 MR. MOENCH: Did you calculate the 17 parking requirement or did traffic? 18 MR. FINELLI: I calculated the 19 building, the maximum building occupancy, and then 20 referred those numbers to Mr. Stires, Mr. Folk, who 21 testified yesterday, and then we discussed how to 22 best reconcile the ordinance that referred to seats 23 or pew spaces with the occupancy that we came up 24 with. 25 MR. MOENCH: Was your analysis with</p>

<p style="text-align: right;">Page 69</p> <p>1 regard to the number of parking spaces that was 2 ultimately needed -- is that based simply on 3 calculating -- doing the division based on the 4 ordinance or was that based on any other sources, 5 information? 6 MR. FINELLI: I think I'll leave it to 7 the traffic expert because that's really his 8 expertise, and he'll be able to explain, you know, 9 all of those nuances to you. 10 MR. MOENCH: The only reason I ask, I 11 assume on your architectural drawing that has 12 parking spaces on it that we saw before, and what I 13 want to make sure I'm clear on, I assume, when the 14 traffic engineer testifies, he is going to talk 15 about how he got the occupancy number from you that 16 he then based whatever he's done on it. 17 I just want to make sure I'm really 18 clear about what role, if any, you had in 19 calculating the number of parking spaces so that we 20 don't have a back and forth where -- 21 MR. FINELLI: The numbers start with 22 me. It starts with the occupancy of the building. 23 MR. MOENCH: So when you calculated the 24 occupancy, you give the numbers to the traffic 25 engineer who then comes back to you and says draw X</p>	<p style="text-align: right;">Page 71</p> <p>1 MR. FINELLI: I read his report, and it 2 speaks to that. So I think those detailed questions 3 are really for him. 4 MR. MOENCH: So you haven't -- 5 MR. FINELLI: I read his report. His 6 report supports the testimony so far. So I would 7 expect him to go into more detail. 8 MR. MOENCH: Okay. So you have not 9 done any of your own analysis? 10 MR. FINELLI: No. 11 MR. MOENCH: Okay. Thank you. 12 MS. HOZENY: My name is Fran Hozeny, 13 and I was -- 14 MR. COLLINS: Were you sworn last 15 night? 16 MS. HOZENY: Yes. 17 MR. COLLINS: Then you're still under 18 oath. 19 MS. HOZENY: My name is Fran Hozeny. I 20 live on Top Place in Bridgewater. Last night there 21 were several noise issues that came up, and tonight 22 I heard about the rooftop AC and heating. 23 Would you show us where that's located? 24 Are those those little square things on the top of 25 the building to the left of the dome?</p>
<p style="text-align: right;">Page 70</p> <p>1 number of spaces on the architectural renderings? 2 MR. FINELLI: The traffic engineer then 3 talks to the civil engineer and says draw this 4 many -- how many spaces can you fit on the property? 5 Do we have a problem or do we not have a problem? 6 The pre-existing structure had a couple of hundred 7 parking spaces. 8 So just in terms of surface area, it 9 didn't appear that we had a problem, and then when 10 the parking lot was redesigned to today's current 11 standards for aisle width, two-way aisle width and 12 safety and turning rates, those kind of things, we 13 had to make sure we had enough parking spaces to 14 accommodate the building. 15 MR. MOENCH: And the number -- the one 16 space for three seat equivalent, that's what was 17 used in calculating that, correct? 18 MR. FINELLI: Correct. 19 MR. MOENCH: Have you done any 20 analysis -- I'm going to ask the traffic engineer 21 the same question, but have you done any analysis to 22 see whether in practice that analysis works, in 23 other words, the folks who are using this facility 24 actually arriving on a three to one ratio or is it 25 something different?</p>	<p style="text-align: right;">Page 72</p> <p>1 MR. FINELLI: We haven't designed 2 actually where they'll go yet. It's part of the 3 construction drawings. We are required to shield 4 any and all rooftop equipment. So if you go by that 5 building today where the rooftop equipment is 6 clearly visible, it predates most of those ordinance 7 requirements. 8 MS. HOZENY: Then there would be no 9 noise volume? 10 MR. FINELLI: There would be none, yes. 11 MS. HOZENY: Okay. Thank you. 12 MR. COLLINS: Sir, do you swear or 13 affirm to tell the truth, the whole truth and 14 nothing but the truth so help you God? 15 MR. SCHWED: Yes. 16 MR. COLLINS: Please state your name 17 and spell your last name and your address. 18 MR. SCHWED: Steve Schwed, S-C-H-W-E-D, 19 Carolkim Drive in Bridgewater. 20 You had made a comment that an 21 expansion would require a variance. Why would that 22 be? 23 MR. FINELLI: For this use in this 24 zone, there is a floor area to the lot size ratio, 25 and the numbers were given yesterday, but,</p>

<p style="text-align: right;">Page 73</p> <p>1 essentially, there is very little room for expansion 2 of the building area on the property. 3 MR. SCHWED: If I remember correctly 4 from yesterday, the building accounts for roughly 5 14,500 square feet? 6 MR. FINELLI: More or less, yeah. 7 MR. SCHWED: And then the ratio is one 8 foot per 20? 9 MR. FINELLI: Correct. 10 MR. SCHWED: And that came to about 11 291,000 and change? 12 MS. TUBMAN: I don't have the number in 13 front of me. 14 MR. SCHWED: And then the total 15 property I think you said yesterday was 314,000 and 16 change. That would leave a difference of some 17 23,000 square feet which is a ratio of 20 to one 18 will allow you to build an additional 1,150 square 19 feet of structure. 20 MR. FINELLI: I don't think it was that 21 much. 22 MR. SCHWED: That's what was reported 23 yesterday. 24 MR. FINELLI: We can go back over those 25 numbers. I don't think it was that much, but that</p>	<p style="text-align: right;">Page 75</p> <p>1 hadn't done the math, and I understand that, 2 apparently, there is some substantial size of 3 additional structure that could be built without a 4 variance is 1100 square feet, give or take, if the 5 math is right? 6 MR. FINELLI: You know, there are a 7 number of criteria that go into the bulk 8 qualifications. So on the one to 20, it appears 9 that there's about a thousand square feet to play 10 with. That thousand square -- that's a thousand 11 square feet there. 12 We haven't figured out if that triggers 13 parking, if it triggers impervious, if it triggers 14 anything else. So, again, you know, we can't just 15 look at what we know. 16 MR. SCHWED: I understand that. As far 17 as the impervious having been removed -- 18 MR. FINELLI: It's not impervious. 19 That's just a ratio. You know what I mean? So the 20 building has a maximum floor area ratio of one 21 square foot of building to 20 square feet of lot 22 area. That's one criteria. There is also 23 impervious coverage. There are a number of other 24 items. I'm just not sure what the potential 25 expansion might be.</p>
<p style="text-align: right;">Page 74</p> <p>1 is the ratio, one to 20, and I know we were talking 2 about a couple of different numbers, and it was a 3 number that was after the road dedication to lot 4 area is reduced. I'm not sure which ones -- 5 MR. SCHWED: I'm going by the numbers 6 that you -- not you individually. 7 MS. TUBMAN: I can't do the math in my 8 head. 9 MR. FINELLI: Let's see. I'll read 10 this section. Okay. The proposed mosque will total 11 14,567 requiring 291,340 square feet of land area. 12 The lots total 314,273 square feet after right of 13 way dedication. 14 MR. SCHWED: Right, which leaves just 15 shy of 23,000 feet which at a 20 to one ratio would 16 allow you over 1,100 square feet for the structure. 17 Are we doing the same calculation? 18 MR. FINELLI: Without going through it, 19 that appears to be. 20 MR. SCHWED: Okay. So would you need a 21 variance to build 1100 square feet of new structure? 22 MS. TUBMAN: If the math works out, no. 23 MR. SCHWED: Okay. So then the 24 comments that were made both earlier and yesterday 25 saying that it's virtually nothing, because you</p>	<p style="text-align: right;">Page 76</p> <p>1 MR. SCHWED: I'm only asking from the 2 architect's standpoint that, if these other 3 conditions were met and, for instance, you've 4 reduced the impervious coverage that's reported 5 yesterday by Mr. Folk by a significant amount, so 6 you could ostensibly add a structure and not exceed 7 the impervious coverage for a prior use. So that 8 might not be a problem. 9 So from an architect's standpoint, you 10 could add 1100 square feet if these other conditions 11 were met. 12 MR. FINELLI: It appears we might be. 13 MR. SCHWED: And one could use that for 14 worship space. If you were challenged to do so, you 15 could design it to be somewhat contiguous and make 16 it additional worship space with either direct view 17 to the main worship area or with a sound system and 18 audio system or video system, whatever. 19 MS. TUBMAN: It would require, though, 20 another application to this board. 21 MR. SCHWED: Understood, but without 22 variance potentially. 23 MR. FINELLI: Again, we haven't 24 addressed it. So let's play it out. There's a 25 thousand square feet. Let's say it creates 30 more</p>

<p style="text-align: right;">Page 77</p> <p>1 prayer mats.</p> <p>2 MR. SCHWED: Based on the ratio you've</p> <p>3 been using in there, the 1100 square feet would</p> <p>4 yield about a hundred more spaces.</p> <p>5 MR. FINELLI: We haven't taken into</p> <p>6 account aisle ways. Whatever the number is, whether</p> <p>7 it's a hundred or 30 --</p> <p>8 MR. SCHWED: Your main prayer space is</p> <p>9 50 feet.</p> <p>10 MR. FINELLI: Let's use your number.</p> <p>11 There's a hundred and that translates into how many</p> <p>12 parking spaces. At one per three, that's 33 parking</p> <p>13 spaces. So we have the discussion between myself,</p> <p>14 my client, the engineer, the attorney and find out I</p> <p>15 can't add a thousand square feet because I don't</p> <p>16 have room for 30 parking spaces.</p> <p>17 MR. SCHWED: I'm not going into the</p> <p>18 parking. That's out of your purview.</p> <p>19 MR. FINELLI: I understand that, but</p> <p>20 I'm not going to answer a question --</p> <p>21 MR. SCHWED: I'm asking from an</p> <p>22 architectural standpoint.</p> <p>23 MR. FINELLI: I understand that. I'm</p> <p>24 not going to answer a question in a vacuum that's</p> <p>25 going to mislead the entire conversation. Okay. So</p>	<p style="text-align: right;">Page 79</p> <p>1 any problem. The only answer I can give you is,</p> <p>2 based on floor area ratio, there is about a thousand</p> <p>3 square feet.</p> <p>4 MR. SCHWED: About 1100 square feet,</p> <p>5 maybe a hundred more people.</p> <p>6 MR. FINELLI: Again, it's an</p> <p>7 unqualified maybe.</p> <p>8 MR. SCHWED: The two multi-purpose</p> <p>9 spaces at the south end of the building, what's</p> <p>10 their size?</p> <p>11 MR. FINELLI: Each of these spaces are</p> <p>12 17 feet wide by 24 feet deep.</p> <p>13 MR. SCHWED: Seventeen by 24?</p> <p>14 MR. FINELLI: Yes.</p> <p>15 MR. SCHWED: What does that work out</p> <p>16 to, about 425 square feet each, something like that?</p> <p>17 MR. FINELLI: I'm at a loss.</p> <p>18 MR. SCHWED: About 850 square feet for</p> <p>19 90 people you reported. So I don't think 1100</p> <p>20 square feet for a hundred people is an unreasonable</p> <p>21 assumption.</p> <p>22 MR. FINELLI: Again, it's an</p> <p>23 unqualified maybe. If I don't have the parking, I</p> <p>24 don't have the support services.</p> <p>25 MR. SCHWED: I understand. Thank you.</p>
<p style="text-align: right;">Page 78</p> <p>1 I understand you are going to ask it in a vacuum,</p> <p>2 but the answer has to be comprehensive or the answer</p> <p>3 is useless.</p> <p>4 I might have a thousand square feet in</p> <p>5 the bank of usable building area, but if I can't</p> <p>6 support that building area, whether it's gallons per</p> <p>7 day of sewage, whether it's a parking space, whether</p> <p>8 it's electric service, whether it's a sprinkler</p> <p>9 head, if I can't support it, then I can't build it.</p> <p>10 So in a vacuum, yeah, I have a thousand</p> <p>11 square feet to play with, but as a function of being</p> <p>12 able to build something, you know, to be able to get</p> <p>13 a building permit to build it, I may not be able to</p> <p>14 based on what that building requires me to do with</p> <p>15 it.</p> <p>16 MR. SCHWED: Based on your 437 and</p> <p>17 ratio of three to one, that would require 137</p> <p>18 parking spaces, and I believe the report yesterday</p> <p>19 was 157 because you made a comment of 500 spaces in</p> <p>20 the building. So it seems like you have the space</p> <p>21 then.</p> <p>22 MR. FINELLI: You know --</p> <p>23 MR. SCHWED: So we resolved that</p> <p>24 problem too.</p> <p>25 MR. FINELLI: I don't think we resolved</p>	<p style="text-align: right;">Page 80</p> <p>1 MR. FINELLI: You're welcome.</p> <p>2 MR. COLLINS: Raise your right hand.</p> <p>3 Do you swear or affirm to tell the truth, the whole</p> <p>4 truth and nothing but the truth so help you God?</p> <p>5 MR. RACK: I do.</p> <p>6 MR. COLLINS: Please state your name,</p> <p>7 address and spell your last name.</p> <p>8 MR. RACK: My name is Susan Joseph</p> <p>9 Rack. Last name R-A-C-K. I live at 1381 Mallard</p> <p>10 Drive in Martinsville.</p> <p>11 As an architect and the artist that you</p> <p>12 must be in order to be one, would you characterize</p> <p>13 the current building and the state of the building</p> <p>14 as an eye sore in the neighborhood?</p> <p>15 MR. FINELLI: It's not complimentary.</p> <p>16 MS. RACK: Thank you. And as an</p> <p>17 architect with an eye for beauty, could you describe</p> <p>18 some of the features of this particular project that</p> <p>19 you are particularly proud of in beautifying that</p> <p>20 space and making it compatible with its residential</p> <p>21 context?</p> <p>22 MR. FINELLI: I appreciate the</p> <p>23 question. I would say that the -- to me, the most</p> <p>24 important aspect of the proposed design really is</p> <p>25 the colonnade that circuits the building. It does a</p>

<p style="text-align: right;">Page 81</p> <p>1 lot of things. It brings -- even though it's only a 2 one-story building, the scale of the building is 3 pedestrian. It's friendly. It's not a building 4 that you're really going to appreciate driving by 5 even at 35 miles an hour. It's a building that you 6 walk to. So the colonnade is an invitation. 7 There are a lot of doors around the 8 perimeter of the building. It is an invitation. 9 The building is intended to invite, intended to ask 10 people in, to embrace people coming in. So that, 11 clearly, in my mind is the single most important 12 aspect of the proposed design. 13 There are -- you know, there are things 14 where the details will develop, you know, the actual 15 column, capital and bases that we will articulate as 16 we further design development. The actual color or 17 pattern -- well, the color is in that aqua range I 18 talked about with the ceramic tiles, but the actual 19 pattern, whether that is -- whether that is more 20 geometric which is clearly a feature of a lot of 21 Islam architecture, whether there's more floral or 22 serpentine, but, certainly, repetitive to some 23 degree. So it's really intended that the building 24 is understood at a pedestrian scale. 25 Secondly, the more public part of</p>	<p style="text-align: right;">Page 83</p> <p>1 for that beautiful design. 2 MR. FINELLI: Thank you very much. 3 MR. COLLINS: Do you swear or affirm to 4 tell the truth, the whole truth and nothing but the 5 truth so help you God? 6 MR. WALKER: I do. 7 MR. COLLINS: Please state your name 8 and address and spell your last name. 9 MR. WALKER: Barry Walker, W-A-L-K-E-R, 10 1699 Mountaintop Road. I'm going to ask questions 11 I've asked before for some reason. What was the 12 matching occupancy in Redwood Inn previously? 13 MR. FINELLI: I don't recall. 14 MR. WALKER: I'm going to ask for a 15 point of clarification. There seems to be a lot of 16 questions being asked by the planning board and the 17 audience which is in reference to the presentation 18 of the expert witness or it seems to be referred to 19 another expert witness. In this case last night, 20 Mr. Folk said please ask the architect. 21 Can you verify in the transcript that 22 he said that? 23 MS. TUBMAN: I don't have a transcript 24 yet. 25 MR. WALKER: Okay. But he said please</p>
<p style="text-align: right;">Page 82</p> <p>1 the building are the two elements we've been talking 2 about, the dome and the minaret. As I said at the 3 very beginning yesterday, when I personally drive by 4 a building, I like to know what it's intended to be 5 used for. So in this case, I think it's clear that 6 the building is being intended -- it is a mosque, a 7 worship space. So, you know, those are sort of the 8 big picture things. 9 If you go back to your first question 10 about the condition of the building that's there, we 11 talked about this a little bit yesterday. It was 12 added on to a number of times. There are a number 13 of different roof heights and plate heights and 14 angles. There are a number of those things that 15 are -- they just confuse you when you look at it. 16 Part of the -- part of that canopy, you know, really 17 in the conceptual part is what I just said, but part 18 of it in the practical sense is it hides all that 19 stuff. So we'll -- the lowest point of the canopy 20 will be lower than the lowest mess that's out there, 21 and the highest part of the canopy will be higher 22 than all of those messes. So it will disguise all 23 of that stuff. So it's really doing a couple of 24 things for us. 25 MS. RACK: Thank you, and I commend you</p>	<p style="text-align: right;">Page 84</p> <p>1 refer to the architect. Well, I'm referring to the 2 architect and he doesn't know. So our expert 3 witnesses are kind of stepping on themselves. 4 Is it possible that the expert 5 witnesses will be available when the other expert 6 witnesses are here? I know it's cumbersome in the 7 process, more expensive potentially, but it would 8 help speed the process along. That's to the board I 9 guess. 10 MR. COLLINS: Generally, sir, it's one 11 witness at a time. If a witness comes back that you 12 would like to ask that witness a question, then it 13 may be possible that that will happen, but, no, you 14 do not go out of order in general, but your 15 questions are your questions of this witness, and 16 whatever his answers are his answers. 17 MR. WALKER: So you gave the planning 18 engineer, Mr. Folk, a number of 437, and he used it 19 under 500, correct? You read the report for 20 parking, correct? Your occupancy rate is 437 21 maximum. 22 MR. FINELLI: That is the maximum. 23 MR. WALKER: And Mr. Folk used the 24 reference under 500 last night if I'm correct. 25 MR. FINELLI: Correct.</p>

<p style="text-align: right;">Page 85</p> <p>1 MR. WALKER: So where is the 2 miscommunication there? 3 MR. FINELLI: There's no 4 miscommunication. 5 MR. WALKER: You stated the occupancy 6 of 437. He said 500. 7 MR. FINELLI: That is correct. 8 MR. WALKER: Where's the 9 miscommunication? 10 MR. FINELLI: There is no 11 miscommunication. The maximum use of occupancy is 12 437. 13 MR. WALKER: The maximum occupancy of 14 the building, right? 15 MR. FINELLI: The posted occupancy of 16 those spaces would be 437. 17 MR. WALKER: Of the whole building or 18 all the spaces? 19 MR. FINELLI: We have spaces that are 20 not going to be used for prayer space. So although 21 they will not be used simultaneously, we have to 22 accommodate that square footage in the parking 23 count. 24 MR. WALKER: Okay. My question is the 25 maximum occupancy of the whole structure being built</p>	<p style="text-align: right;">Page 87</p> <p>1 for prayer space. 2 MR. WALKER: Maybe I'm not asking the 3 question. 4 MR. FINELLI: The maximum occupancy of 5 the facility would be 500. 6 MR. WALKER: You mentioned prayer 7 space. The dome, what's the proposed diameter of 8 the dome per chance? 9 MR. FINELLI: Approximately 20 feet. 10 MR. WALKER: The color that you used in 11 the drawing, did you pick the color by chance? 12 MR. FINELLI: Yes, I did. 13 MR. WALKER: Do you have a sample of 14 that? Is that the only sample of the color? 15 MR. FINELLI: Correct. 16 MR. WALKER: Is that a reflective 17 color? 18 MR. FINELLI: For example, shell 19 finish. 20 MR. WALKER: Have you thought about any 21 other colors, because it is an R50 zoned area? 22 MR. FINELLI: It's what? 23 MR. WALKER: R50 zoned residential. 24 Have you seen that many gold roofs around the area? 25 MR. FINELLI: Not yet.</p>
<p style="text-align: right;">Page 86</p> <p>1 is 437? 2 MR. FINELLI: The maximum occupancy of 3 the most intense use of all the prayer spaces is 437 4 at any one time. Four thirty-seven at any one time. 5 MR. WALKER: So that whole footprint of 6 14,000 square feet is 437? 7 MR. FINELLI: At one time. 8 MR. WALKER: So why did you use 500? I 9 don't know. It's not your problem. 10 MR. FINELLI: What I'm trying to 11 explain, maximum occupancy is 437. That's your 12 prayer space. 13 MR. WALKER: That is the posted maximum 14 occupancy of the building and what the fire marshal 15 will certify, right? 16 MR. FINELLI: On all of the prayer 17 spaces, everything that is contained there. 18 Everything that is contained there, the maximum 19 occupancy will not exceed 437. We have spaces that 20 will not be used simultaneously, but will not be 21 used for prayer space. 22 MR. WALKER: Those can be occupied in 23 addition? 24 MR. FINELLI: Like I said, they will 25 not be used simultaneously and they cannot be used</p>	<p style="text-align: right;">Page 88</p> <p>1 MR. WALKER: Would there potentially be 2 a different change of color? 3 MR. FINELLI: Everything is an option, 4 but, again, we're -- you have a color to suggest? 5 MR. WALKER: I'm just asking. There's 6 other colors. I'm just saying a white, beige or 7 gray or black. 8 MR. FINELLI: The dome is there to be 9 seen. So we're not going to put it there and hide 10 it. 11 MR. WALKER: It's not going to be 12 missed. At 35 feet, it's not going to be missed. 13 MR. FINELLI: It's a dome. It's not a 14 gable. It's not a spire. It's not a steeple. Yes, 15 it will be seen. That is the color we selected. 16 MR. WALKER: Question about the current 17 Redwood Inn. You've seen it. Does the current 18 Redwood Inn have any overhangs of eight feet like 19 your colonnade going on? 20 MR. FINELLI: There were awnings in 21 part of the building, fabric awnings. Nothing that 22 was eight feet. 23 MR. WALKER: If I'm correct, is that 24 eight foot around the whole structure all the way 25 around?</p>

<p style="text-align: right;">Page 89</p> <p>1 MR. FINELLI: No, it varies. 2 MR. WALKER: What's the square footage 3 of coverage of the colonnade? 4 MR. FINELLI: I'd have to -- I don't 5 have that in my head. 6 MR. WALKER: Can you do that? 7 MR. FINELLI: I can get the answer for 8 you. I can get the answer. Previous occupancy, I 9 can't do it now. 10 MR. WALKER: That would be great. The 11 coverage there, I'm looking at the overhang area, we 12 don't know the size. What's the space being 13 proposed? Are those even? Are those 16, 18, 20 14 feet? Are those structural? 15 MR. FINELLI: I'm not hearing. I'm 16 sorry. 17 MR. WALKER: The post -- 18 MR. FINELLI: The columns. 19 MR. WALKER: What's the space between 20 the posts? I think it varies, but approximately. 21 MR. FINELLI: I'd say somewhere between 22 16 and 20 feet. 23 MR. WALKER: An eight foot around 24 approximately. So what's -- do you know the linear 25 footage around the building by chance?</p>	<p style="text-align: right;">Page 91</p> <p>1 the roof structure? 2 MR. FINELLI: The colonnade is the 3 roof, yes. 4 MR. WALKER: Is the roof. Is it 5 connected at intervals of the structure of the 6 building? 7 MR. FINELLI: Of course. 8 MR. WALKER: So the posts are required 9 to support it? 10 MR. FINELLI: Yes. 11 MR. WALKER: So, in your opinion, 12 seeing the footprint is an additional eight feet 13 around the perimeter, is it outside the perimeter of 14 the building? The colonnade you love, the one 15 architectural detail that you love and that's part 16 of the building, is that outside the footprint of 17 the building? 18 MR. FINELLI: There's more than one 19 feature that I love. 20 MR. WALKER: Okay. You discussed it a 21 moment ago. I'm going with the recent events. 22 MR. FINELLI: Of course, it's outside. 23 It extends around the perimeter of the building. 24 MR. WALKER: It extends the building? 25 MR. FINELLI: Yeah.</p>
<p style="text-align: right;">Page 90</p> <p>1 MR. FINELLI: I don't. You want an 2 approximation? 3 MR. WALKER: Yeah. 4 MR. FINELLI: I was going to ask for 5 the other gentleman who seemed to be the walking 6 calculator there, but the footprint of the building 7 is approximately 170 by 140. So at 310 twice, about 8 620 linear feet as a circumference. 9 MR. WALKER: And eight feet, that's 10 going to add what, 4800 square feet approximately? 11 MR. FINELLI: It's not eight feet. 12 MR. WALKER: Well, give or take. You 13 got longer areas on one side. It's going to even 14 out pretty much, isn't it? Rough numbers, 4800 15 square feet? 16 MR. FINELLI: We'll use your number for 17 the basis of the question you're coming to I 18 suppose. 19 MR. WALKER: So you've got a third of 20 the additional space outside the building under your 21 colonnade, and it's been stated by the engineer, Mr. 22 Folk, yesterday that you're not exceeding the 23 footprint of the existing building. 24 MR. FINELLI: Correct. 25 MR. WALKER: Is the colonnade part of</p>	<p style="text-align: right;">Page 92</p> <p>1 MR. WALKER: So you exceeded the 2 footprint of the building in your structure? 3 MR. FINELLI: We're working with the 4 definitions that this ordinance gives us. That does 5 not expand the footprint. 6 MR. WALKER: It is impervious space, 7 correct? 8 MR. FINELLI: That's calculated as part 9 of it. Yes. 10 MR. WALKER: I feel it falls outside of 11 that. 12 MR. FINELLI: It's not enclosed. It's 13 a roof. It protects us from the rain, but it's not 14 an enclosure. 15 MR. WALKER: Is the overhang needed? 16 MR. FINELLI: Well, is anything needed? 17 Of course, parts of it are going to be very much 18 appreciated. I mean it's purely a practical 19 perspective. 20 MR. WALKER: If the colonnade were 21 taken off, the building would still function and 22 still serve the purpose of your use that you're 23 asking for? 24 MR. FINELLI: Where's the engineer who 25 left? If you want to talk about purely function,</p>

<p style="text-align: right;">Page 93</p> <p>1 then talk about purely function. 2 MR. WALKER: Can you put the same 3 structure on the building and put the tiles and have 4 the same look without the colonnade? 5 MR. FINELLI: Yes. 6 MR. WALKER: Why? 7 MR. FINELLI: You asked just asked me 8 can I put the function of the building with the same 9 style without the colonnade. By definition, the 10 answer is no. 11 MR. WALKER: For the colonnade to 12 function as a space for this use, but if you move 13 back the tiles flat against the wall, will it have a 14 similar setup? 15 MR. FINELLI: No. 16 MR. WALKER: No. 17 MR. FINELLI: Well, because part of it 18 is -- as I described this yesterday as well, part of 19 that is that it presents an inviting opportunity for 20 people to talk after a service, before a service, to 21 stand out of the rain. 22 If the colonnade went from eight feet 23 to 16 inches, well, then everybody would be standing 24 against the side of the building. Of course, it 25 would in no way serve the same function, and,</p>	<p style="text-align: right;">Page 95</p> <p>1 since we build it. So it's a matter of looking at 2 it at the time of the various construction. 3 MR. WALKER: So you can't tell me even 4 closely how much the footings are going to work, 5 foundations -- 6 MS. TUBMAN: Wait one second. The 7 court reporter can't take two people at once. 8 MR. FINELLI: He's talking too fast for 9 me. 10 MS. TUBMAN: You're starting to talk 11 over each other. 12 MR. FINELLI: If we're going to build 13 this right now, the foundation of the building is in 14 pretty good shape. So there's not really an issue 15 of the foundation. 16 MR. WALKER: Has that been tested? Has 17 that engineer survey been tested? 18 MR. FINELLI: Based on inspection, 19 based on my visual inspection. 20 MR. WALKER: And you're a licensed 21 engineer? 22 MS. TUBMAN: One at a time please. 23 MR. WALKER: You're a licensed 24 engineer? 25 MR. FINELLI: I am an architect.</p>
<p style="text-align: right;">Page 94</p> <p>1 visually, at some point, you know, at what point -- 2 at what point do all of us, whether we're architects 3 or not, look at a porch or a roof overhang and 4 wonder what the heck is it doing there. 5 MR. WALKER: I understand. Some 6 porches are there for -- I'm looking around, and 7 some of the sections don't have any doors to the 8 porches. That's hundred linear feet over here where 9 the colonnade is around, but there's no really 10 standing area purposes for it. So those could be 11 reduced impervious coverage and actually -- 12 MR. FINELLI: I wouldn't want that. 13 MR. WALKER: You wouldn't want that 14 because it's a design standpoint. 15 MR. FINELLI: It's a design standpoint. 16 MR. WALKER: But as a function 17 standpoint, the building could function without 18 them. 19 Okay. How much of the existing 20 structures are you planning to use in the 21 construction of this? Is that a construction 22 question or is that an architectural question? 23 MR. FINELLI: It's going to be 24 ultimately up to me, but it has been a long time 25 since we designed it and it might be a longer time</p>	<p style="text-align: right;">Page 96</p> <p>1 MR. WALKER: Are you licensed to 2 certify that foundation? 3 MR. FINELLI: If I look at it and 4 thought it was an issue, I'd hire an engineer to 5 test it. 6 MR. WALKER: So you could not certify 7 that foundation? 8 MR. FINELLI: I could certify it, sure, 9 but the only part of that foundation that is suspect 10 is the basement. So the foundation is in fair 11 shape. 12 MR. WALKER: In your design, did you 13 incorporate any energy saving for a building that's 14 low impact in the environment, anything like that? 15 MR. FINELLI: We haven't done the 16 construction drawings yet. 17 MR. WALKER: In the design, I mean your 18 surface area, your roofing, your design, colors 19 you've used for that, have you shown that in your 20 design at all? 21 MR. FINELLI: Not in particular, no. 22 MR. WALKER: Thank you. 23 CHAIRPERSON KANE: We're going to take 24 a 10-minute break at this point and then come back 25 and continue. Thank you.</p>

<p style="text-align: right;">Page 97</p> <p>1 (Recess taken.)</p> <p>2 CHAIRPERSON KANE: I'd like to call the</p> <p>3 meeting back to order please. May we have a roll</p> <p>4 call please? Mr. Rodzinak.</p> <p>5 MR. RODZINAK: Here.</p> <p>6 MS. VORHEES: Mr. Charles.</p> <p>7 MR. CHARLES: Here.</p> <p>8 MS. VORHEES: Mr. Franco.</p> <p>9 MR. FRANCO: Here.</p> <p>10 MS. VORHEES: Mr. Moench.</p> <p>11 MR. MOENCH: Here.</p> <p>12 MS. VORHEES: Mayor Hayes.</p> <p>13 MAYOR HAYES: Here.</p> <p>14 MS. VORHEES: Vice Chairwoman Kane.</p> <p>15 CHAIRPERSON KANE: Here.</p> <p>16 MS. VORHEES: Ms. Casamento.</p> <p>17 MR. CASAMENTO: Here.</p> <p>18 MR. COLLINS: Please raise your right</p> <p>19 hand. Do you swear or affirm to tell the truth, the</p> <p>20 whole truth and nothing but the truth so help you</p> <p>21 God?</p> <p>22 MS. REBER: I do.</p> <p>23 MR. COLLINS: Please state your name</p> <p>24 and address and spell your last name.</p> <p>25 MS. REBER: My name is Jeanne Reber,</p>	<p style="text-align: right;">Page 99</p> <p>1 that the roof was not contiguous was not an issue</p> <p>2 because it was just a simple structure with an</p> <p>3 awning in the front. I'm not quite sure there were</p> <p>4 more than one awning, but there was one awning in</p> <p>5 the front for people to come into the building.</p> <p>6 Nonetheless, it was tucked into the woods and barely</p> <p>7 visible.</p> <p>8 By contrast, you're proposing a seven</p> <p>9 day a week 14 to 16 hour a day operation with</p> <p>10 potentially several rush hours, especially if you're</p> <p>11 talking about extending services to two on Fridays.</p> <p>12 You're planning to light the entire parking lot from</p> <p>13 one hour before the first service which could be as</p> <p>14 early as 5:30 in the morning until one hour after</p> <p>15 the last service which could mean that lights out at</p> <p>16 11:30 or 12.</p> <p>17 The center will have an outside space,</p> <p>18 as you defined, along the whole perimeter under this</p> <p>19 canopy which implies outside discussion could take</p> <p>20 place between the first service and the first hour</p> <p>21 after the last service. You also stated yesterday</p> <p>22 that it's designed to be noticed and to be</p> <p>23 identifiable, and I certainly understand that.</p> <p>24 So my question is would you agree,</p> <p>25 compared to what it used to be -- or perhaps you</p>
<p style="text-align: right;">Page 98</p> <p>1 R-E-B-E-R. My address is 41 Fuller Court,</p> <p>2 Bridgewater.</p> <p>3 You know, it's funny to me. I'm a</p> <p>4 20-year resident of my address, and it's funny to me</p> <p>5 that we continue to describe this facility as an old</p> <p>6 inn or a banquet facility which had tremendous</p> <p>7 parties and lots of alcohol when, in fact, over the</p> <p>8 20 years I've lived there, I can probably count the</p> <p>9 number of activities that took place there on my</p> <p>10 fingers and my toes.</p> <p>11 So, obviously, you either don't care</p> <p>12 about what it used to be or you just haven't taken</p> <p>13 the time to determine that, but, nonetheless, the</p> <p>14 facility was used mainly on the weekend, rarely</p> <p>15 during the week. It was dimly lit in the parking</p> <p>16 lot. No exterior gathered spaces.</p> <p>17 The traffic was limited to the hours of</p> <p>18 the events which were typically in the evening when</p> <p>19 they occurred. Often times it was actually for</p> <p>20 board of education functions. The Redwood Inn was</p> <p>21 barely noticeable from the street. The landowners</p> <p>22 take good care -- took good care of the property.</p> <p>23 It does go downhill there.</p> <p>24 So with the current structure, you</p> <p>25 could hardly see anything but the roof, and the fact</p>	<p style="text-align: right;">Page 100</p> <p>1 never saw pictures of what it used to be. Would you</p> <p>2 agree that this building and its intent with its</p> <p>3 lighting plan and its canopy and its 47-foot minaret</p> <p>4 and 35-foot dome -- would you agree that it's a more</p> <p>5 intense and more obtrusive facility than the one</p> <p>6 that was previously there?</p> <p>7 MR. FINELLI: The project as proposed</p> <p>8 is intended to be used.</p> <p>9 MS. REBER: That's really not my</p> <p>10 question.</p> <p>11 MR. FINELLI: Honestly, I listened to a</p> <p>12 10-minute preamble. So I'd appreciate maybe a</p> <p>13 minute to answer. That's all.</p> <p>14 MS. REBER: It's not a preamble. I was</p> <p>15 setting my question up.</p> <p>16 MR. FINELLI: It is proposed to be used</p> <p>17 in accordance with the land use ordinance in effect</p> <p>18 at the time of design which looks at the house of</p> <p>19 worship as a permitted use in a residential zone.</p> <p>20 So is this going to be used more often</p> <p>21 than the Redwood Inn? Perhaps it will be. More</p> <p>22 intense? Perhaps it will be, but it is perfectly</p> <p>23 appropriate, and it is certainly not obtrusive.</p> <p>24 MS. REBER: So if you were to place the</p> <p>25 old building -- if you were to place a diagram on</p>

<p style="text-align: right;">Page 101</p> <p>1 the old building, and perhaps that's what we need to 2 see, inside of that picture, are we looking at one 3 and a half times a visual or are we looking at two 4 times the visual from the road? 5 What are we looking at in terms of its 6 impact on the neighbors that live across the street 7 and the neighbors that live directly behind it? 8 MR. FINELLI: This is the extreme north 9 wall of the existing building. 10 MS. REBER: I understand the perimeter, 11 but I'm also talking about the height. So when you 12 look at that from the road, historically, you didn't 13 really see much because the road sloped down and the 14 building was there. 15 And what I'm trying to get at is, from 16 the roadside and from the people that live behind 17 the facility, what is that going to look like to 18 them? 19 MR. FINELLI: Then the only appreciable 20 difference will be the dome and the minaret. The 21 existing building is 20 feet tall. 22 MS. REBER: But you added eight feet 23 around the perimeter. 24 MR. FINELLI: Well, listen, I started 25 out talking to you about horizontal dimensions, et</p>	<p style="text-align: right;">Page 103</p> <p>1 height of the apex of the current banquet hall. 2 MS. REBER: So is it possible to get a 3 visual for people to see so we can see how the old 4 building fits into the scale of the new building 5 from the street level? No? 6 MR. FINELLI: Are you talking in a flat 7 two-dimensional building? 8 MS. REBER: A picture just like this 9 where you would just show from the street level what 10 the old building would have appeared like. 11 To an earlier point this evening, we've 12 got this picture here of a floating building. We'd 13 like to be able to see what it's actually going to 14 look like in the context of the property. I don't 15 see that anywhere, and I certainly don't see it 16 compared to what it used to be like. 17 MR. FINELLI: Well, at least 18 dimensionally, I think it's fair to say that the 19 only appreciable difference are those two elements. 20 I think you would agree with that. 21 MS. REBER: I see those two elements, 22 but I think that it's misleading to say that just 23 because the roof line is the same that there's not 24 going to be a visual impact of that -- whatever you 25 call the fascia of that canopy, and that it's not</p>
<p style="text-align: right;">Page 102</p> <p>1 cetera. Let's look at the horizontal dimensions. I 2 had four feet to the left, not eight, four, and 3 there's eight feet to the right. 4 Now, the building left to right 5 dimension, left to right dimension is 171 feet two 6 inches. We're going to go from 171 feet two 7 inches -- we're going to add eight and four. We're 8 going to add 12. We're going to go from 171 to 183. 9 That's 12 feet over 170. So 6 percent. Give or 10 take, 6 percent difference. The building currently 11 is about 22 feet tall to the apex of the gable roof 12 over the main banquet hall. 13 The top of our canopy is 16 feet. It 14 is lower than the apex of the gable over the main 15 banquet hall. The 20-foot high roof is over the 16 worship space. So it's 25 feet compared to 22. 17 It's two feet lower. So the only appreciable 18 difference in the vertical dimension would be the 19 dome. I think I testified before it was 20-foot 20 diameter, and it sticks up above that roof another 21 17 feet and the minaret itself. 22 MS. REBER: What about the height 23 underneath the dome? 24 MR. FINELLI: Right there that we're 25 looking at, that horizontal line is about the same</p>	<p style="text-align: right;">Page 104</p> <p>1 going to feel like it's more in your face, and 2 that's okay if that's what it is. We'd just like to 3 know that. 4 So that's my request. I'd really like 5 to know that, and if you can't tell us that tonight, 6 perhaps we can get to that. 7 MR. FINELLI: I didn't execute that 8 drawing. I don't have that drawing here. So beyond 9 a dimensional description that I just gave you, it 10 would be an additional drawing. 11 MS. REBER: Okay. 12 MR. COLLINS: Sorry. Do you swear or 13 affirm to tell the truth, the whole truth and 14 nothing but the truth so help you God? 15 MS. JAKWAY: I do. 16 MR. COLLINS: Please state your name 17 and address and spell your last. 18 MS. JAKWAY: Brooke Jakway, 19 J-A-K-W-A-Y, 9580 Sunset Ridge, Bridgewater. 20 My first question is you had spoke 21 earlier about the minaret and that it was your 22 design. It wasn't at the request of the owners, 23 correct? 24 MR. FINELLI: Correct. 25 MS. JAKWAY: And the minaret, there's</p>

1 no restriction on the height, correct?
2 MR. FINELLI: Correct.
3 MS. JAKWAY: So it's my understanding
4 the purpose of a minaret is to be a focal point for
5 a call to prayer. If there is going to be no call
6 to prayer as it had previously, could the minaret be
7 eliminated altogether?
8 MR. FINELLI: As a practical -- from a
9 practical perspective, there's not a practical use
10 for the minaret. No.
11 MS. JAKWAY: So was that ever an option
12 or was that ever discussed with your clients not
13 having the minaret?
14 MR. FINELLI: No.
15 MS. JAKWAY: Could that be a proposal?
16 MR. FINELLI: I would disagree with
17 that premise because it's an important design
18 element.
19 MS. JAKWAY: Okay. So it's an
20 important design element. You stated before that
21 you would like people to drive by and see the
22 building and understand what the purpose is,
23 correct?
24 MR. FINELLI: Yes.
25 MS. JAKWAY: I don't know how familiar

1 Is there any request or any thought
2 about the future of extending the building upward in
3 any areas, maybe not overall, but maybe on that left
4 side or anything like that? Is there any additions
5 planned?
6 MR. FINELLI: There's nothing planned.
7 The height is 35 feet, two and a half stories. Just
8 being specific. That's all. And that's the
9 standard in the zone, but, no, there is no
10 discussion about raising the roof. No.
11 MS. JAKWAY: And that's not
12 something -- I don't mean to state it before that no
13 one or it was sworn that they or the owners were not
14 going to place a microphone or any kind of speaker
15 system or electrical lights, anything like that in
16 the minaret. Has there been a promise not to
17 increase the building height-wise?
18 MR. FINELLI: It hasn't required any
19 discussion.
20 MS. JAKWAY: Okay. And just for sake
21 of argument, if the building could be raised upward
22 to a second story without affecting the footprint of
23 the building, you could then theoretically -- as
24 another gentleman was saying before, you know, you
25 were saying you can't really -- you would have a

1 you are with our neighborhoods. The only people
2 driving by there are us, and we know what the
3 building is going to be for. So maybe out of
4 respect to the homeowners who have lived here for
5 20, 30, 40 years, you could go back and discuss
6 eliminating the minaret because there is no purpose,
7 functional purpose for it and maybe doing something
8 with the dome.
9 I understand it looks beautiful in the
10 picture, but as stated earlier by another resident
11 of the area, you know, the color is going to stand
12 out. It is going to be a visual landmark. Everyone
13 is going to see it from their backyards from their
14 drive home every single day.
15 So is that something that can be
16 discussed with the client and be brought back to the
17 board at a later date?
18 MR. FINELLI: We can discuss it. If we
19 decide to change it, we would come back, but I can
20 tell you that I would not be in favor of changing
21 the design.
22 MS. JAKWAY: Yesterday there was -- or
23 I think you had stated yesterday that in Bridgewater
24 the maximum height for this building can be two and
25 a half stories. So 35 and a half feet.

1 problem adding on another thousand square feet
2 without having to add additional parking, but
3 raising a second floor to the building would not
4 allow you to impact the footprint, and then you
5 could impact the footprint elsewhere by adding more
6 parking, correct?
7 MR. FINELLI: Again, it's a hard
8 question to answer in a vacuum. If I put a second
9 floor on an assembly building, I have to worry about
10 two means of egress from the second floor,
11 elevators, ADA compliance, repeating restroom
12 facilities on a second floor for a particular use.
13 So it still boils down to it's not just
14 a construction question. It's not just a floor area
15 ratio question, but any increase in square footage
16 will trigger an increase in occupancy which will
17 also trigger an increase in the parking lot.
18 MS. JAKWAY: Okay. You spoke about the
19 other mosques you visited in the area, especially
20 ones in neighborhoods, Teaneck, Montclair, Boonton.
21 Do all of those mosques have minarets?
22 MR. FINELLI: Teaneck does.
23 MS. JAKWAY: How tall? Do you know by
24 any chance?
25 MR. FINELLI: It's a while ago. I

<p style="text-align: right;">Page 109</p> <p>1 don't recall. Teaneck does. I believe New 2 Brunswick -- South Brunswick does. I don't recall 3 the other ones having them. So my recollection 4 would be no. 5 MS. JAKWAY: Okay. And that didn't -- 6 it didn't take away from the building's purpose or 7 anything like that in your opinion? 8 MR. FINELLI: They were entirely 9 different designs. The one was a renovated temple. 10 One was a renovated Catholic church. One was a 11 renovated storefront space. The ones that were 12 built new of the two, the Teaneck and the North 13 Brunswick both did. 14 MS. JAKWAY: Okay. The rooms on the 15 far left, can you identify what those are going to 16 be used for? 17 MR. FINELLI: This bank or this bank? 18 MS. JAKWAY: The first one, the first 19 ones. 20 MR. FINELLI: The two in the back are 21 listed as daycare spaces. The one that juts out a 22 little bit is library. These three are religious 23 education, community services, and then a lot of 24 this way is religious education, community services, 25 seniors lounge, and then right here is a daycare</p>	<p style="text-align: right;">Page 111</p> <p>1 completely change tomorrow? 2 MR. FINELLI: Well, you know, because 3 we have a program, we designed around a program. So 4 daycare is one of the -- daycare is one of the core 5 purposes. Worship space, daycare and community 6 outreach, those are the three main purposes of the 7 building. 8 So, you know, there's a lot of 9 flexibility and multi-purpose, but, you know, the 10 idea is that it's either going to serve daycare, 11 it's going to serve the community at large or the 12 congregation, whether it's after school programs or 13 social programs, but there's -- there is obvious 14 flexibility there. 15 MS. JAKWAY: Okay. Thank you. 16 MS. TUBMAN: Madam Chair, while the 17 next person is coming up, I had a question asked of 18 me for the architect during the break, and that 19 question is will the basement -- the existing 20 basement be filled in so it's no longer there? 21 MR. FINELLI: Correct. Yes, the 22 existing basement will be filled in. There will be 23 no basement in the building once it's improved. 24 MR. LU: I'm back. 25 MR. COLLINS: Yes, sir. You're back.</p>
<p style="text-align: right;">Page 110</p> <p>1 office mostly to monitor traffic in and out during 2 the day. 3 MS. JAKWAY: And the three rooms to the 4 left of the main worship place are also proposed to 5 be potentially daycare? 6 MR. FINELLI: Those are 7 daycare/multi-purpose spaces, yes. 8 MS. JAKWAY: As I was doing some 9 research, I believe -- correct me if I'm wrong, that 10 all daycare -- all daycare facilities must have two 11 exits, one leading directly outside. 12 So all of the spaces to the left of the 13 main worship only have exits either to the main 14 worship, all which can lead to another exit or a 15 hallway that leads to a direct exit. There's no 16 direct exit outside. Is that really to code? 17 MR. FINELLI: Daycare does not require 18 direct exit to the outside. Education requires 19 direct exit outside to the one-story building. 20 Daycare does not require an immediate egress from a 21 space directly outside. 22 MS. JAKWAY: Okay. And you also said 23 before, last question, that these might not be the 24 permanent functions of these rooms. This is just 25 the proposed functions of these rooms. They could</p>	<p style="text-align: right;">Page 112</p> <p>1 Please state your name, and you're still under oath. 2 MR. LU: William Lu. Okay. I have to 3 ask you more questions for you. As architect, you 4 are here during the last planning board in 2011 and 5 you stated that, after the planning board, you -- I 6 believe the township offered you to look into 7 different site. 8 MS. TUBMAN: That's not the subject of 9 this hearing, and this site is zoned for the use 10 that is proposed. That's not something this 11 architect -- 12 MR. LU: I'll rephrase my question. 13 And I'm just using your word. I asked you and you 14 said you advised your client continue with the 15 proposed mosque. Despite neighboring complaints, 16 disrespect to the neighbors, what was your purpose? 17 Was that your ego or was that -- you want one way 18 for you to make more money? 19 MR. FINELLI: You know, my purpose as 20 an architect is to serve the people I work for. 21 Very simple. What is the best way to serve the 22 people I work for? We have a project that we spent 23 a lot of effort designing. We spent a lot of effort 24 trying to enhance the building. We spent a lot of 25 effort, not me, me and the client, all of the</p>

<p style="text-align: right;">Page 113</p> <p>1 professionals, involved making a facility that was 2 functional and beautiful and within the context of 3 the land use ordinance of this very township 4 eminently approvable with no variances, with no 5 restrictions, working within the law. 6 So we had every bit of respect. There 7 was never a cross word from this side of the table, 8 never, not once, and anything that we've been 9 asked -- 10 MR. LU: Is your client a resident of 11 Bridgewater? 12 MR. FINELLI: Everything we have been 13 asked, we've been more than willing to consider. 14 MR. LU: The mailing address for this 15 property is in Pluckemin. Is your client a resident 16 of Pluckemin or Bridgewater? 17 MR. FINELLI: The mailing address of 18 this property is in Bridgewater. 19 MR. LU: That's incorrect. It's P.O. 20 Box 252, Pluckemin, New Jersey, 07978. 21 MS. TUBMAN: Post office box might 22 be -- 23 MR. FINELLI: The mailing address of 24 what is now the Redwood Inn. 25 MR. LU: The mailing address of the</p>	<p style="text-align: right;">Page 115</p> <p>1 ultimately, it is the obligation of the fire marshal 2 and, occasionally, zoning officer to confirm or 3 respond to any complaint or misunderstanding. 4 MR. LU: So if I see this large crowd, 5 am I allowed to go in and count number of occupancy? 6 MR. MOSTAFA: I will count it for you. 7 MR. FINELLI: If you see a large crowd 8 and you're interested in how many people are in 9 it -- 10 MR. LU: I'm sorry. 11 MR. FINELLI: You asked, if you see a 12 large crowd, are you allowed to walk in and count 13 the people? 14 MR. LU: Right. 15 MR. FINELLI: I think you were talking 16 about disrespect before. I think that would border 17 on disrespectful. So if I had a question, I would 18 either -- if I had a question personally and I had 19 no participation in the building, I would write a 20 letter and send it to the organization or I would 21 ask the zoning officer or the fire marshal are they 22 aware of what is happening at the building? Are 23 they aware if they have been exceeding the 24 occupancy? Are they aware -- call the police. Are 25 there any traffic complaints? That's what I would</p>
<p style="text-align: right;">Page 114</p> <p>1 owner of Alfalah Center, it's recorded in the public 2 record as P.O. Box 252, Pluckemin, New Jersey, 3 07978. 4 MS. TUBMAN: It's very possible that 5 Alfalah has a post office box in Pluckemin, but this 6 is a group, a congregation. It is not the -- it is 7 not a resident owner. 8 MR. LU: But are your members a 9 Bridgewater resident? 10 MR. FINELLI: Again, I think that 11 question will be answered later. 12 MR. LU: My next question is you keep 13 talking about the occupancy, right? Are you going 14 to be there to enforce the occupancy? 15 MR. FINELLI: To enforce the -- 16 MS. TUBMAN: Occupancy. 17 MR. FINELLI: -- occupancy? A building 18 for assembly has to have posted in a viewable, 19 logical and preeminent location the occupancy limit 20 for each space. 21 MR. LU: Who will enforce the 22 occupancy? Anybody from your -- 23 MR. FINELLI: It is enforceable by the 24 owner, by the operator or to the person responsible 25 for the maintenance of the building, and,</p>	<p style="text-align: right;">Page 116</p> <p>1 do. 2 MR. LU: Okay. So I call 911. 3 MR. FINELLI: No, no, no, no. No. No. 4 No. You call the zoning officer, call the township. 5 You call the police, but you do not call 911. No. 6 MR. LU: Are the police, fire marshal 7 can enforce that? 8 MR. FINELLI: Those would be the people 9 at the responsibility of the township level to make 10 sure that things are as they are supposed to be. 11 Yes. 12 MR. LU: Okay. And the parking lot, 13 the parking space, is that 500? 14 Parking spaces I believe. 15 MR. LU: One hundred sixty-eight. 16 Okay. Does it make any difference if there is valet 17 parking service? Would that increase the number of 18 cars? 19 MR. FINELLI: There's 168 spaces. So 20 in any parking lot, the aisle ways are required to 21 remain clear for emergency vehicles, for general 22 flow of traffic. So there's 167, 168 parking spaces 23 on the property. There's no parking in the 24 driveways. There's parking in the parking lot. 25 MR. LU: No parking on the street?</p>

<p style="text-align: right;">Page 117</p> <p>1 MR. FINELLI: No parking on the street.</p> <p>2 MR. LU: If there are more cars coming</p> <p>3 into parking lot, who will enforce they are not</p> <p>4 going to park in nondesignated parking space?</p> <p>5 MR. FINELLI: It's really the same --</p> <p>6 it's the same people that regulate who's inside the</p> <p>7 building. If you want to use the building -- if you</p> <p>8 wanted to use a building for any purpose or you</p> <p>9 wanted to go shopping during the holiday season, you</p> <p>10 go to the mall parking lot. There's no spaces.</p> <p>11 What do you do?</p> <p>12 You turn around and you go home and you</p> <p>13 go shop someplace else. I believe the same thing</p> <p>14 would be likely happen to here.</p> <p>15 MR. LU: Where's the nearest mosque</p> <p>16 they have to go to?</p> <p>17 MR. FINELLI: I'm not sure.</p> <p>18 AUDIENCE MEMBER: Piscataway.</p> <p>19 MR. LU: So they will go to Piscataway.</p> <p>20 MR. FINELLI: They would go to the</p> <p>21 nearest alternate location.</p> <p>22 MR. LU: We'll see. Thank you.</p> <p>23 MR. MALLELA: I was sworn in yesterday.</p> <p>24 MR. COLLINS: Sir, you'll still under</p> <p>25 oath. Please state your name again.</p>	<p style="text-align: right;">Page 119</p> <p>1 So it's a -- obviously, it's a long process.</p> <p>2 MR. MALLELA: Okay. But there are</p> <p>3 no -- it's not like you need any variances. It's</p> <p>4 just you have to approve your plans. That's all.</p> <p>5 MR. FINELLI: I said assuming there's</p> <p>6 no variance, and I just want -- if I'm creating</p> <p>7 floor space, I'm going to create a variance. We</p> <p>8 have that thousand square feet or so to play with,</p> <p>9 but if I'm going more than that, we're going to</p> <p>10 create a variance.</p> <p>11 MR. MALLELA: Well, what if you go</p> <p>12 build a second story? Second story.</p> <p>13 MR. FINELLI: Can I stand in that</p> <p>14 second story?</p> <p>15 MR. MALLELA: Yeah. Why not?</p> <p>16 MR. FINELLI: Square foot --</p> <p>17 MR. MALLELA: Residential areas, you</p> <p>18 know, people add.</p> <p>19 MR. FINELLI: Residences are different.</p> <p>20 I have the right to expand a residence within and up</p> <p>21 to the bulk limitations without coming to a public</p> <p>22 meeting. I can go directly to code enforcement. I</p> <p>23 check my zoning. I make sure I can build what I</p> <p>24 want to build, and as long as it's within those</p> <p>25 limitations, then you design it. You would go to</p>
<p style="text-align: right;">Page 118</p> <p>1 MR. MALLELA: Shiv Mallela, 902 Papen</p> <p>2 Road.</p> <p>3 Just the question I have, if you were</p> <p>4 to let's say add a second level to the structure,</p> <p>5 would you need to come back in front of this board</p> <p>6 or can you go through like the code enforcement to</p> <p>7 do that?</p> <p>8 MR. FINELLI: Anything that would</p> <p>9 increase square footage would have to come back</p> <p>10 before this board. Any modification of the building</p> <p>11 I believe would have to come back to this board.</p> <p>12 MR. MALLELA: Now, for something like</p> <p>13 that, are there any grounds for not approving --</p> <p>14 other than the parking spots -- let's say exclude</p> <p>15 the parking spaces.</p> <p>16 Is there any variance you need or it's</p> <p>17 part of, you know, the current zoning laws?</p> <p>18 MR. FINELLI: Let's assume that there</p> <p>19 are no variances and I have to go through what we're</p> <p>20 doing -- part of what we're doing tonight is called</p> <p>21 site plan approval. Site plan approval requires a</p> <p>22 depiction of all of the improvements to the site</p> <p>23 itself and to the building and that those plans are</p> <p>24 reviewed by all the township professionals and</p> <p>25 available to be reviewed by the population at large.</p>	<p style="text-align: right;">Page 120</p> <p>1 the construction code enforcement department. You</p> <p>2 get a permit, a series of permits, and you build it.</p> <p>3 MR. MALLELA: Okay. You had also</p> <p>4 indicated that you were working on this from the</p> <p>5 inception on this project.</p> <p>6 MR. FINELLI: Yes.</p> <p>7 MR. MALLELA: Now, if I'm not mistaken,</p> <p>8 the proposal that was made in 2011 consisted of an</p> <p>9 elementary school as part of the planning and you</p> <p>10 had stated that it was moved because it caused</p> <p>11 confusion.</p> <p>12 Now, where would the elementary school</p> <p>13 have gone in this site plan, because since you are</p> <p>14 talking with the same floor space, where would the</p> <p>15 elementary school be in something like this based on</p> <p>16 the original plan?</p> <p>17 MR. FINELLI: I think we had envisioned</p> <p>18 a different layout for mostly this portion of the</p> <p>19 building and some of these spaces.</p> <p>20 MR. MALLELA: So that means that would</p> <p>21 have been part of this?</p> <p>22 MR. FINELLI: It would have been at the</p> <p>23 sacrifice of another use. Yes.</p> <p>24 MR. MALLELA: Also, the other question</p> <p>25 I have, do you know how many services are going to</p>

<p style="text-align: right;">Page 121</p> <p>1 be held?</p> <p>2 MR. FINELLI: I think we'll have direct</p> <p>3 testimony to that.</p> <p>4 MR. MALLELA: Approximate, three, four,</p> <p>5 two, one, approximately.</p> <p>6 MR. FINELLI: The general prayer times</p> <p>7 are five times a day.</p> <p>8 MR. MALLELA: Five times a day. So the</p> <p>9 question is you said, during the prayers, these</p> <p>10 other rooms will not be used. So there is no</p> <p>11 possibility that somebody could be using the room</p> <p>12 and go to a prayer, come back and use the room</p> <p>13 again, or just that they attend each prayer, so</p> <p>14 that's why it won't be happening concurrently.</p> <p>15 MR. FINELLI: Well, you'll have more</p> <p>16 informed testimony following me, but I will tell you</p> <p>17 what I saw when I visited other mosques. The normal</p> <p>18 weekday prayers, the five time a day prayers are at</p> <p>19 facilities much larger than this and smaller than</p> <p>20 this. It might be five people maybe midafternoon,</p> <p>21 lunchtime. It might be 12 or 15 people in very</p> <p>22 large facilities. That was about the average.</p> <p>23 The weekend prayer, just as in a temple</p> <p>24 or Christian church, Saturday prayers are the most</p> <p>25 populated prayer times. So that would be the day</p>	<p style="text-align: right;">Page 123</p> <p>1 hand. Do you swear or affirm to tell the truth, the</p> <p>2 whole truth and nothing but the truth so help you</p> <p>3 God?</p> <p>4 MS. OROZCO: I affirm.</p> <p>5 MR. COLLINS: Please state your name</p> <p>6 and address.</p> <p>7 MS. OROZCO: Kim Orozco, O-R-O-Z-C-O,</p> <p>8 826 Mine Road in Bridgewater.</p> <p>9 So I'm right across the street from the</p> <p>10 facility, and I'm concerned about a couple of</p> <p>11 things, and you might not be able to give me an</p> <p>12 answer.</p> <p>13 I notice in the plans there was a</p> <p>14 suggestion of having a second driveway to that end,</p> <p>15 the far end toward the north I think it is, and</p> <p>16 which is now like an unpaved road there now.</p> <p>17 MR. FINELLI: I can clear it up for</p> <p>18 you. There is a road, a secondary vehicular access</p> <p>19 that we will abandon and return to landscaping.</p> <p>20 MS. OROZCO: Wonderful.</p> <p>21 MR. FINELLI: This is the one we're</p> <p>22 talking about.</p> <p>23 MS. OROZCO: Right, because it faces my</p> <p>24 bedroom and my house, and if cars are coming there</p> <p>25 in, you know, dark hours, all those lights are going</p>
<p style="text-align: right;">Page 122</p> <p>1 where you'd have the largest prayer gathering.</p> <p>2 During the weekday prayers, the five</p> <p>3 prayer times a day, they are relatively lightly</p> <p>4 attended.</p> <p>5 MR. MALLELA: Okay. But during the</p> <p>6 Ramadan you see a lot more people then.</p> <p>7 MS. TUBMAN: You really can't testify</p> <p>8 to that.</p> <p>9 MR. FINELLI: There will be testimony.</p> <p>10 MR. MALLELA: Okay. So when you say</p> <p>11 five times a day, will people be coming in and out</p> <p>12 five times?</p> <p>13 MR. FINELLI: Yes.</p> <p>14 MR. MALLELA: So there will be a lot of</p> <p>15 traffic five times a day?</p> <p>16 MR. FINELLI: Again, five people.</p> <p>17 MR. MALLELA: Assuming that's the case.</p> <p>18 MR. FINELLI: Five people, 10 people.</p> <p>19 MR. MALLELA: We don't know that</p> <p>20 because -- you can't testify to that either. You</p> <p>21 can't testify to how many people either.</p> <p>22 MR. FINELLI: Right.</p> <p>23 MR. MALLELA: Okay. Thank you.</p> <p>24 MR. FINELLI: You're welcome.</p> <p>25 MR. COLLINS: Please raise your right</p>	<p style="text-align: right;">Page 124</p> <p>1 to be right in my windows, and it is a lack of</p> <p>2 privacy for my family, and I was concerned about it.</p> <p>3 If you're facing the facility, it's to</p> <p>4 the left of a little pond area. It's like a service</p> <p>5 road, I think, apparently, maybe they used for</p> <p>6 delivering materials in the past, but I don't know</p> <p>7 for sure.</p> <p>8 MR. FINELLI: Okay. So the area you're</p> <p>9 talking about is really, really close to the</p> <p>10 northern property line way up here. So that's going</p> <p>11 to be abandoned and returned to landscaping. The</p> <p>12 two ways in, two ways out is able to go around and</p> <p>13 out this way. So it's moving south by about 75, 80</p> <p>14 feet.</p> <p>15 MS. OROZCO: So you're saying -- you</p> <p>16 see that rectangle facing your property across the</p> <p>17 street? That's my house.</p> <p>18 MR. FINELLI: Right there?</p> <p>19 MS. OROZCO: Yeah. There's where I</p> <p>20 live, and the service road faces -- I believe that's</p> <p>21 my house.</p> <p>22 MR. FINELLI: That's the service road</p> <p>23 right there.</p> <p>24 MS. OROZCO: Right, and my front</p> <p>25 bedroom faces out of the house. It protrudes out of</p>

<p style="text-align: right;">Page 125</p> <p>1 the house and the lights really would shine right 2 into. So you're saying you're abandoning that. 3 MR. FINELLI: That one is abandoned. 4 We do have a second one here. It's about 758 feet 5 south. If that is the end wall of your house, then 6 it is much farther below this location. 7 MS. OROZCO: Well, my concern would be, 8 and I wish somebody could show me, is your driveways 9 in and out of your building, especially out of your 10 building, that face right into my home where my home 11 is not far from the street, that those lights are 12 going to effect me in the dark hours of the evening 13 and the morning. 14 MR. FINELLI: I will tell you, looking 15 at the plan that's right in front of me, I can point 16 it out to you when you want to leave the podium. 17 The northern edge of this driveway is just about 18 even with the back corner of your house. 19 MS. OROZCO: Okay. Because my neighbor 20 behind me, behind my house, when his own -- and he's 21 across the street from your parking lot. The back 22 of his backyard, when the back light goes on in the 23 corner of his yard when the deer come in the middle 24 of the night, his light automatically comes on. It 25 comes right into our back bedrooms and I have five</p>	<p style="text-align: right;">Page 127</p> <p>1 It does affect my life. You know, I go 2 to church every week myself, and I respect that 3 people want to attend a mosque and have a place of 4 worship. I do respect that, and I don't have a 5 problem with your minaret. I don't have a problem 6 with your dome. 7 I have a problem with my quality of 8 life and whether the traffic to and from your 9 building is going to -- especially the light traffic 10 is going to effect that I can relax in my own home 11 after I put in a long day of work and I want to 12 meditate. I want to study my bible. I don't want 13 to have to do it with lights coming in and out of my 14 room, flickering in and out of my windows or have to 15 block the sun to prevent it. 16 And the other concern I have is noise. 17 If those front rooms are a school -- and you 18 probably can't answer this. I'm not sure. Maybe 19 that's a part of somebody else that comes in, the 20 functionality of the place, but how do you 21 prevent -- I'd like to read in peace or is it in my 22 backyard which faces your facility? 23 If you're having constant activities 24 there day and night, how do I enjoy my property? 25 How do I not hear the school children in and out</p>
<p style="text-align: right;">Page 126</p> <p>1 bedrooms, and it's really a problem for the person 2 in that room unless they use shades where the light 3 doesn't come in, and I don't get the morning sun. 4 I think that's unfair, and I just want 5 to know whether or not that's going to happen with 6 your facility, especially in light of the fact that 7 you may have people coming to your facility at 5:30 8 in the morning and after the sun goes down. 9 And my next concern would be the 10 parking lot. It doesn't matter to me how many 11 spaces you have. My concern was -- and you might 12 not be able to answer this. Was the lighting in the 13 parking lot -- because I realize, when you have 14 people coming to services, you have to be careful 15 that they don't fall and hurt themselves. So you 16 have to provide enough lighting to get in and out of 17 the building. It may not be a problem at 7:30 in 18 the evening, but if your facility is open near 19 midnight on weekdays when I have to work in the 20 morning, all those lights are going to affect the 21 light coming into my home when I'm trying to rest, 22 and I want to know is the facility going to have any 23 type of light protection or filtering for the people 24 who live around them so that doesn't affect my 25 day-to-day life?</p>	<p style="text-align: right;">Page 128</p> <p>1 playing basketball for hours on end, bang, bang, 2 bang with the ball? It affects me. So what can you 3 do, can your group do or an architect do to minimize 4 that impact on my life? 5 MR. FINELLI: Well, inside the 6 building, as far as the building is concerned, we're 7 talking about a daycare, not education. So the age 8 of children will be younger. I wouldn't anticipate 9 the requirement of much sound attenuation from 10 inside the building to outside the bidding. 11 Outside the building in terms of hours 12 of operation, that's certainly something we can 13 address. There is the outdoor activities that are 14 required to operate a daycare. We'll have outdoor 15 activities. Most of that is, you know, back here. 16 So the building itself will shield at 17 least the eastern -- western side of the road, and 18 that area is pretty much surrounded by a lot of 19 woods which will attenuate any sound to those homes 20 immediately. 21 As far as any recreation that's 22 happening in the parking lot, it's more of a 23 management issue. There honestly is not anything 24 physical that we can put around that that is going 25 to mitigate sound.</p>

1 Landscape buffering, it is required,
2 and we are providing landscape buffering which is
3 primarily intended to mitigate the light pollution
4 to the neighbors on the neighbors over here, and
5 there is -- there's a fair amount of landscaping
6 here. There will be a landscape architect that will
7 describe that in more detail. It's not intended to
8 be a sound mitigation tool.

9 So as far as any other recreation
10 that's in the parking lot itself, I don't really
11 have an answer for you other than it's a matter of
12 how we would manage it. If it's daycare and
13 weekends, it's certainly going to be in the daytime.
14 It's going to be nine to five kind of issue. It's
15 not going to be after dark. It's not going to be
16 before dark or before sunrise, and that's the only
17 answer I can really give you.

18 MS. OROZCO: I don't know if the town
19 can answer this, the board. I don't know enough
20 about this kind of thing.

21 Are there any ordinances how late an
22 institute like this can be opened in an evening
23 generally? Am I to expect your facility could be
24 open to midnight with all the lights on and all the
25 noise without restraint?

1 Along the front, you know, sometimes
2 you're at cross purposes. We need to keep
3 visibility for traffic, people going in and out of
4 the driveway. There are site triangles that are
5 required to be maintained and not allowed to be
6 obscured by vegetation, and on the other hand, we're
7 trying to incorporate shrubbery, trees, you know, to
8 mitigate sound. So there's some tension there.

9 MS. OROZCO: I wasn't here last night.
10 I wanted to be here, but I had another commitment.
11 There was something in the notation that we were
12 supposed to have this meeting a couple weeks ago,
13 something about somebody was looking to use
14 shrubbery instead of trees or something. You were
15 going to use something else in place of something
16 else. Did that not happen then.

17 MS. TUBMAN: This will be the testimony
18 of the landscape architect, but the note you are
19 speaking of was to increase shrubbery on the grounds
20 as opposed to right against the building.

21 MS. OROZCO: Okay.

22 MS. TUBMAN: But there will be
23 testimony on that.

24 MS. OROZCO: Okay. When will we expect
25 to have the testimony? What's the time frame?

1 MR. FINELLI: As an applicant, we will
2 provide testimony that will tell you hours of
3 operation, and when that discussion is going on, we
4 can certainly get more clarification in terms of
5 frequency. You know, is that a weekend thing? Is
6 it during the week? Those sorts of things.

7 MS. OROZCO: So I'm waiting to hear
8 from somebody who will speak about the functionality
9 of the mosque.

10 MS. TUBMAN: That's correct.

11 MS. OROZCO: And I'm waiting to hear
12 from somebody about the traffic?

13 MS. TUBMAN: Yes.

14 MR. FINELLI: Yes, ma'am.

15 MS. OROZCO: And about the landscaping
16 or mitigation of light.

17 MR. FINELLI: The landscaping, because
18 the landscaping is required by code, and it is
19 specifically designed to address light pollution,
20 especially as we discussed yesterday, that the
21 direction of the parking is, you know, sort of
22 north/south to our backyards. You know, these
23 backyards especially would be affected by any
24 headlights in the spaces. So, yeah, that is the
25 primary buffer.

1 Anybody know.

2 MS. TUBMAN: It's hard to tell. The
3 meetings go late, and we have witnesses backed up.

4 MS. OROZCO: Okay. How will we be
5 notified.

6 CHAIRPERSON KANE: The next meeting --
7 this, obviously, will be carried, and it will be on
8 Monday, February 24, at this facility. So we will
9 accomplish what we can tonight, and then we meet
10 next will be on the 24th of February.

11 MS. OROZCO: I'm not going to be able
12 to make it that meeting. Is there a way I can see
13 the notes or transcript or have access to that
14 information.

15 MS. TUBMAN: We will be providing
16 transcripts. We can't do it instantaneously. We
17 don't have last night's transcript, for example, but
18 we will be providing a transcript to the planning
19 board on this.

20 MS. OROZCO: Okay. Just so I can kind
21 of keep abreast of what's happening. Thank you.

22 MR. FINELLI: You're welcome.

23 MR. OROZCO: Shalom. Wilson Orozco,
24 O-R-O zebra Charlie O.

25 MR. COLLINS: Mr. Orozco, please raise

<p style="text-align: right;">Page 133</p> <p>1 your right hand. Do you swear or affirm to tell the 2 truth, the whole truth and nothing but the truth so 3 help you God? 4 MR. OROZCO: I do. 5 MR. COLLINS: Thank you. 6 MR. OROZCO: How is the 3D rendering 7 done, the one that we're looking at? 8 MR. FINELLI: The software we use is 9 Google SketchUp. We draw the building. We draw it 10 to scale in dimension horizontally and vertically. 11 You know, we draft it the same way we would draw it 12 by hand, and once we've created that three 13 dimensional model, we can manipulate it, spin it, 14 look inside, look outside, color it. 15 MR. OROZCO: So it's actually a 3D 16 model -- 17 MR. FINELLI: Yes. 18 MR. OROZCO: -- that you say we can 19 manipulate. One of my neighbors asked why couldn't 20 we just somehow take that model and drop it into 21 some kind of a landscape so you can get an idea on 22 the reference how this building affects the rest of 23 the landscape. Would that be difficult to do? 24 MR. FINELLI: It's really not that 25 difficult, no, but it's -- we have to pick a</p>	<p style="text-align: right;">Page 135</p> <p>1 extremely helpful for all of us who live within the 2 area if you could put together a model with all the 3 existing properties around it and it won't have to 4 be detailed, only have to be a cube. 5 How long does it take to model a cube? 6 I think it takes about 30 seconds to put a cube. 7 Most of the houses, they're just multiple cubes, and 8 then you can model the landscape and then we could 9 all get a good feel of how this is going to affect 10 all of us. 11 Furthermore, we could also see how the 12 lighting is going to effect us because we sit here 13 and we're asking ourselves, you know, the lighting, 14 how high it's going to be. You have no idea how the 15 light is going to affect my way of living. 16 Ms. Orozco just asked the question 17 about some other traffic going in and out. Do you 18 have any idea how that's going to affect the quality 19 of life? 20 I know if it's going to affect her, 21 it's going to affect me. Do you have any idea? Can 22 you quantify how that traffic going in and out going 23 to affect her and me? 24 MR. FINELLI: There's not a drawing 25 that can answer that question. We both know that,</p>
<p style="text-align: right;">Page 134</p> <p>1 perspective or there's just a lot of repetition. If 2 I were to take a photograph, then I could take the 3 photograph, I could scale the photograph based on 4 known coordinates. I would pick out landmarks like 5 the existing building corner and the existing 6 telephone pole let's say, scale that to my model, 7 scale the photograph to my model and then introduce 8 the model. 9 That's not something that I can 10 manipulate. I'm going to create a two-dimensional 11 drawing based on that model. So I have to pick my 12 perspectives. 13 MR. OROZCO: Okay. How long will it 14 take to make that particular model, minutes, half 15 hour, hour, two hours? 16 MR. FINELLI: It's about two weeks of 17 drafting time involved in that model. So about 80 18 to a hundred hours. 19 MR. OROZCO: That's a good bill. I've 20 used Pro-3D, AutoCAD, SolidWorks. 21 MR. FINELLI: I feel sorry for you. 22 MR. OROZCO: Something like would only 23 take me I'd say a couple of hours depending on how 24 much detail. 25 Having said that, I think it would be</p>	<p style="text-align: right;">Page 136</p> <p>1 right? 2 MR. OROZCO: You tell me. 3 MR. FINELLI: Is there a drawing that 4 could answer how your wife's reaction is going to 5 affect your reaction? 6 MR. OROZCO: Having said that -- 7 MR. FINELLI: I'm married 35 years. 8 The answer is no. 9 MR. OROZCO: Having said that, I was a 10 little confused by the total occupancy, right? 11 Whatever number you come up, whatever 12 the magic number is, what elephant, it's going to 13 happen several times a day, right? 14 And that's the number my understanding 15 is the same number that the traffic engineer is 16 going to use, right? 17 And somebody said before that there's a 18 slight discrepancy. Are those discrepancies going 19 to be reconciled sometime in the near future? 20 MR. FINELLI: Well, we reconciled them 21 about an hour ago. The 437 number is the maximum 22 occupancy devoted to prayer space. Okay. 23 MR. OROZCO: But that can be in the 24 morning, in the afternoon and at night? 25 MR. FINELLI: Yes.</p>

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1 MR. OROZCO: So 437 at 10, 437 at 12
 2 and 437 later on, right? How does that translate to
 3 the traffic study?
 4 MR. FINELLI: The traffic expert --
 5 believe me, I'm not a traffic expert. The traffic
 6 expert --
 7 MR. OROZCO: I understand that.
 8 MR. FINELLI: That is his expertise.
 9 He will be able to explain this.
 10 MR. OROZCO: Okay. Thank you.
 11 MR. MALLELA: One question.
 12 MR. FINELLI: You get two every night.
 13 MR. MALLELA: I forget. I'm getting
 14 hold. I am old anyway.
 15 One of the questions I had is this was
 16 testified by the engineer yesterday, and you did the
 17 same thing today. You made a categorical statement
 18 the parking lot is full, people just go back. If
 19 the parking lot is full, people will just go find
 20 another mosque or go somewhere else, but it doesn't
 21 work that way. I know it.
 22 I've lived long enough to know that
 23 people will find street parking. Is there some
 24 reason for you to believe that they will not try to
 25 park on the street?

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1 MR. FINELLI: I think I mentioned this
 2 yesterday. When we talk about occupancy, when we
 3 talk about this type of use, any house of worship,
 4 there are always a couple of times a year that will
 5 exceed all of our expectation clearly. It is -- we
 6 have no anticipation and I saw nothing in visiting
 7 all of those mosques that would lead me to believe
 8 that we will ever approach anything close to maximum
 9 occupancy except for a couple of times a year.
 10 That is just -- that is just what I
 11 have observed where I went with my own two eyes,
 12 what I've learned by talking to people at other
 13 mosques. It will be the -- there are two primary
 14 seasonal services, the Ramadan service, the EID
 15 service. You will hear testimony about these.
 16 They're a couple times a year. So if you're talking
 17 about any given Saturday, I would certainly not
 18 anticipate the full parking lot. I just wouldn't.
 19 MR. MALLELA: Another question I also
 20 have is, the way you described the occupancy, you
 21 had 220 in the main banquet room and then to the
 22 ladies you only had like 30.
 23 MR. FINELLI: Correct.
 24 MR. MALLELA: So, basically, I don't
 25 know. You're expecting the men to car pool?

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1 MR. FINELLI: Again, we're talking
 2 about in a general -- any five times a day, there
 3 will be people coming at different times a day.
 4 Yes, if they work together, if they live close
 5 together.
 6 MR. MALLELA: I don't know too many men
 7 that car pool. I go to the temple 202. Nobody does
 8 that. It's a very unrealistic thing to say. I
 9 would say, if you're having 200 men, 200 men or
 10 hundred men, hundred women, maybe two per car, but
 11 the ratio 220 and 230, I cannot see your ratio three
 12 to one.
 13 MR. FINELLI: Come back to the parking
 14 expert.
 15 MR. MALLELA: I'm saying, because you
 16 mentioned in the numbers, I expect a lot more cars
 17 in your ratio of one to three.
 18 MS. TUBMAN: You really can't address
 19 that.
 20 MR. MALLELA: I'm saying because we
 21 talked about that.
 22 MR. FINELLI: Now, you're getting me
 23 yelled at.
 24 MR. MALLELA: She yells at everybody
 25 probably, don't you think?

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1 CHAIRPERSON KANE: Is there anyone else
 2 in the public that would like to ask a question of
 3 the architect? Okay. Seeing none, I will close
 4 that portion of the meeting.
 5 MR. COLLINS: We are past 10. We're
 6 going to carry to a date certain and that date
 7 certain is February 24 at 7 p.m. at this meeting
 8 space. We also are expecting and planning that we
 9 will have a meeting on March 24 at 7 p.m.,
 10 hopefully, at this meeting space. Although, we are
 11 still coordinating it with the high school, but for
 12 now, we are definitely carried to February 24, 7
 13 p.m. at this auditorium.
 14 CHAIRPERSON KANE: Adjourn.
 15 MR. CHARLES: If I could just quickly,
 16 I heard a lot of data request tonight, and I'm not
 17 sure what the right venue is for -- maybe it's the
 18 attorney to talk to the client or what, but when we
 19 come back, in order to be better prepared, I heard
 20 questions, and I think the one question was actually
 21 in Ms. Doyle's report regarding either lowering or
 22 eliminating the minaret.
 23 That's a discussion with the applicant
 24 that I think the attorney has to have, changing the
 25 color of the dome. I think eliminating the outdoor

1 basketball court was brought up. I heard a
 2 comparison scale between the old facility and this
 3 one. I think it would make sense to have a view of
 4 what the maximum development view would be without
 5 variances. I heard that come up a number of times.
 6 I think there were just some things --
 7 I also heard about the possibility of an additional
 8 Stormceptor to collect runoff from the parking lot.
 9 I think there are a number of data elements that we
 10 could bring to the next meeting. If the applicant
 11 could bring that, that might facilitate the
 12 discussion and some of the testimony. So I just
 13 wanted to say that.
 14 CHAIRPERSON KANE: Thank you. Would
 15 that be possible, Ms. Tubman?
 16 MS. TUBMAN: We will take all of those
 17 suggestions into consideration.
 18 CHAIRPERSON KANE: Thank you very much.
 19 MS. TUBMAN: I cannot give you an
 20 answer myself.
 21 CHAIRPERSON KANE: Thank you. Thank
 22 you. Okay. Anything else?
 23 Okay. Can we have a motion to adjourn?
 24 MR. MOENCH: So moved.
 25 CHAIRPERSON KANE: Second.

1 MR. RODZINAK: Second.
 2 CHAIRPERSON KANE: All in favor?
 3 (All respond aye.)
 4 (Proceedings conclude at 10:05 p.m.)
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CERTIFICATE OF OFFICER

1
 2
 3
 4 I CERTIFY that the foregoing is a true
 5 and accurate transcript of the testimony and
 6 proceedings as reported stenographically by me at
 7 the time, place and on the date as hereinbefore set
 8 forth.
 9 I DO FURTHER CERTIFY that I am neither
 10 a relative nor employee nor attorney or counsel of
 11 any of the parties to this action, and that I am
 12 neither a relative nor employee of such attorney or
 13 counsel, and that I am not financially interested in
 14 the action.
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