

In The Matter Of:
Town of Mamakating
Town Board

Comprehensive Plan/DGEIS Public Hearing
4-16-19
April 16, 2019

Jeric Corporation
Court Reporting Services
P.O. Box 385
Narrowsburg, NY 12764
(845) 252-3515

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COUNTY OF SULLIVAN : TOWN OF MAMAKATING
TOWN BOARD

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Public Hearing in the Matter of:

COMPREHENSIVE PLAN/DRAFT GENERIC
ENVIRONMENTAL IMPACT STATEMENT.

----- X

Town Hall
Town of Mamakating
April 16, 2019
6:00 P.M.

TOWN BOARD MEMBERS :

BRENDA GIRALDI, Deputy Supervisor

CHRISTINE SAWARD, Councilwoman

GRAHAM VEST, Councilman

MATTHEW TAYLOR, Councilman

NICHOLAS M. SALOME, JR., Councilman

PATRICK KELLER, Councilman

JOHN CAPPELLO, ESQ., Attorney

BUDDY PLATT, Highway Superintendent

JEAN DOUGHERTY, Town Clerk

Adriana BELTRANI, Planner

JERIC CORPORATION
Court Reporting Services
P.O. Box 385
Narrowsburg, New York 12764
(845) 252-3515

Reported by: Rosemary A. Meyer

1 - RE: COMPREHENSIVE PLAN/ DGEIS -

2 DEPUTY SUPERVISOR GIRALDI: Good evening. Good
3 evening. Welcome to the Town of Mamakating Town Board
4 meeting.

5 Excuse me. Could I have just everybody kind of stay a
6 little quiet at this point? I'd really appreciate it.
7 Thank you. We've got a lot to cover tonight.

8 Tonight, the meeting mostly is going to be about the
9 Draft Generic Environmental Impact Study, the Comprehensive
10 Plan. From our planning firm we have Adriana Beltrani.
11 She's going to be presenting to the public some information
12 that she has for us. After the presentation we'll open up
13 to public comment. There will be a sign up sheet.
14 Actually, there is a sign up sheet.

15 MS. DOUGHERTY: Yes. Public hearing only. Just sign
16 if you want to speak at the public hearing.

17 DEPUTY SUPERVISOR GIRALDI: We're going to limit
18 speaking about the Comprehensive Plan only at this time.
19 Okay? So the Draft Environmental Impact Study, as well as
20 the Comprehensive Plan.

21 Matt is just going to help them get that set up so we
22 can get started.

23 Adriana, can you start the presentation while Matt is
24 trying to get ...

25 MR. CAPPELLO: I think it's a Power Point.

1 - RE: COMPREHENSIVE PLAN/ DGEIS -

2 MS. BELTRANI: It's a Power Point.

3 DEPUTY SUPERVISOR GIRALDI: It's a Power Point? All
4 right, it's a Power Point.

5 MR. CAPPELLO: While we're waiting, I'll fill in the
6 Board just a little bit about what tonight is, just repeat
7 in some way and restate.

8 As Councilperson Giraldi said, the purpose of
9 tonight's hearing is on the Comprehensive Plan. As you
10 know, the Steering Committee referred a Comprehensive Plan
11 to the Town Board. The Town Board has reviewed it, have
12 met on it and made a few additions to it. Tonight's
13 meeting is to hear the public comment.

14 Now, this Comprehensive Plan is also going to serve as
15 its own Generic Environmental Impact Statement because the
16 Town has to comply with the State Environmental Quality
17 Review Act. Within this Comprehensive Plan, it goes
18 through all the recommended changes of the Comprehensive
19 Plan to identify what potential impacts, either adverse or
20 beneficial, that the plan may have on the various states of
21 the environment and makes a conclusion to the
22 recommendations.

23 The purpose of tonight's meeting is to listen to you.
24 We have a stenographer here. The stenographer is going to
25 take all of your questions verbatim, so we'll have a

1 - RE: COMPREHENSIVE PLAN/ DGEIS -
2 transcript of all the comments made.

3 At a minimum, depending on how the hearing goes
4 tonight, if the Board decides to close the public comment
5 period, the oral comment period, there will be a minimum,
6 the Board will discuss it, a minimum of an additional ten
7 days for anyone to submit written comments into the record
8 for the Board. The Board will then take the transcript of
9 the meeting and all the written comments that it received
10 and prepare a final Generic Environmental Impact Statement
11 and make whatever revisions it deems necessary to the Comp
12 Plan based upon your comments. Then they will review the
13 Final Generic Environmental Impact Statement, accept it as
14 their own document once they're comfortable with it. That
15 will also undergo, not necessarily a public hearing, but a
16 public review process where you will be able to review
17 that. It will be on the web site and made available at
18 Town Hall, as well, so you'll be able to comment and see
19 whatever comments you made, how the Town Board has
20 responded to them and how they were addressed in the
21 Comprehensive Plan that the Board would then consider
22 development.

23 Now, as Adriana will explain --

24 Are you up?

25 ME. BELTRANI: I'm up.

1 - RE: PRESENTATION -

2 MR. CAPPELLO: I feel like someone tap dancing when
3 they're waiting to start.

4 I'm not going to say any more because Adriana is
5 probably going to repeat a lot of what I've said.

6 DEPUTY SUPERVISOR GIRALDI: I'm going to ask everyone
7 to rise, please for the Pledge of Allegiance before we open
8 up the public hearing. Thank you.

9 (The Pledge of Allegiance was recited.)

10 MS. BELTRANI: Hello. Good evening. My name Adriana.
11 I work for Nelson, Pope and Voorhis which has been
12 assisting the Town with the Comprehensive Plan update up
13 until this point. I'm actually covering for Max Stach who
14 has been involved since the beginning. Hopefully, we can
15 answer all of your questions as a group today.

16 Today, I'm just going to give you guys a brief
17 overview of the Comprehensive Plan update and the DGEIS.
18 The Generic Environmental Impact Statement looks at the
19 potential impacts that the Comprehensive Plan could have
20 upon the community. Every comprehensive plan would look at
21 the environmental impacts in this way. We'll just continue
22 on.

23 The agenda for this quick presentation is just to
24 introduce the plan, explain the public participation
25 process and how that went, the existing conditions

1 - RE: PRESENTATION -

2 taking all that background into consideration, a future
3 land use map was created. That's one of the figures in the
4 Comprehensive Plan. The future land use map describes land
5 use based on the geography and it changes large scale
6 economic development areas into an incentive development
7 area, the Airport Development Area, Interchange Commercial
8 and Interchange Economic Zone. There are some changes to
9 mining regulations, as well, and how mines are cited.

10 Previously, I believe mines were located by land use on
11 entire parcels. Now they're really pulled out by what is
12 the mining area within the town as opposed to an entire
13 parcel. The future land use map also refines interchange
14 commercial, hamlet centers and village adjacent areas. And
15 then, as I said, it locates existing mines specifically.

16 So some plan changes from 2001. The RVP District cap
17 net density now of one unit per acre. There is consistent
18 treatment of RVP parcels throughout the district. It
19 requires future residential development in the MG District
20 to be clustered around existing town roads. Mines and
21 quarries are now identified by a new district and any
22 future mine outside of these areas is prohibited. The IO
23 District was eliminated and kind of reallocated. The uses
24 were reallocated. The density was reduced to two acres per
25 lot in the Lake Neighborhood and residential and

1 - RE: PRESENTATION -

2 agricultural districts are now merged into Residential
3 Agricultural.

4 Areas around the three interchanges are now used for
5 travel and convenience businesses. That's now considered
6 the Interchange Commercial areas. Those areas are shrunk
7 to within a quarter mile of the interchanges. If you look
8 back on this map, those are those red little buffer areas
9 that are around those interchanges.

10 Additionally, the plan recommends the removal of the
11 Planned Residential Development Area from the NR District.
12 And in the Hamlet Center the Comp Plan recommends allowing
13 greater historic reuse options, so allowing for historic
14 homes to now maybe become a bed and breakfast or a
15 restaurant or an antique shop. Also, the requirement of
16 architectural review for any development, authorizing
17 tourist related businesses and allowing greater range of
18 housing, including apartments within the Hamlet Centers.

19 Additionally, the plan recommends designated critical
20 environmental areas for the ridge, the Basha Kill and its
21 tributaries. That just protects those areas under New York
22 State law.

23 Then reasonable densities and housing options are
24 still permitted in the hamlets and higher densities would
25 be permitted in the hamlets and throughout the town through

1 - RE: PRESENTATION -

2 a TDR program. A TDR bank is proposed to be set up.

3 TDR is transfer of development rights. Transfer of
4 development rights works like this. So the blue are the
5 sending districts. Sending districts are areas where you
6 can take the development rights and transfer them to a
7 receiving district, so you're buying and selling
8 development rights. The sending districts are the MG
9 District, the RVP District, land within 200 feet of a
10 Village Adjacent Area, lands with prime agricultural soil
11 and lands containing natural heritage community. These are
12 areas within the town that the committee thought should be
13 protected, that the density doesn't need to be as
14 encouraged in those areas. You can actually buy that
15 density and sell it to these receiving districts which are
16 Village Adjacent areas, so where there's already density,
17 you can then add some density to that; the Interchange
18 Commercial areas which are the same; and then Hamlet Center
19 Area. So again, we're just transferring density.

20 More recommendations are the Burlingham EDA is to be
21 redesignated as a residential and agricultural area.
22 There's a significant reduction of density and
23 nonresidential uses in that area that was once the
24 Burlingham EDA.

25 Similarly, the Yankee Lake EDA is also redesignated

1 - RE: PRESENTATION -

2 from Mountain Greenbelt. This was already done in 2015
3 when there was some rezoning that took place.

4 There is a recommendation to require the installation
5 of sewer mains to adjacent neighborhoods as a basis for
6 incentive density for the Inventive Development Area which
7 is right off of Exit 112, the former 112 EDA.

8 And then there's is a recommendation to remove some
9 uses from the LIO Area and rename that area. The uses
10 recommended to remove are trucking terminals, light
11 industrial manufacturing uses, vehicle repair, auto sales
12 and mining.

13 There's also the recommendation to replace the VC and
14 TC zones with 1,000 foot buffers called Village Adjacent
15 Area and actually reducing the uses that are allowed within
16 those 1,000 foot buffers in order to avoid competition with
17 downtowns. So your grocery stores, your convenience
18 stores, banks, schools, day cares, all of those things
19 should be within the villages and then adjacent use should
20 compliment and not compete with those uses.

21 Interchange Economic Zone, for truck related economic
22 development, was removed from the Airport EDA. The Route
23 209 Economic Development Area for non-truck related
24 economic development, this is that one ...

25 Traffic Intensive Development between the Airport EDA

1 - RE: PRESENTATION -

2 and Wurtsboro, that was allotted. So we're transferring
3 Intensive Truck Development closer to the main road.

4 Then ensuring that there's a range of housing options
5 available within the town appropriately located with and
6 without transfer of development rights. Appropriate
7 density should be able to be located within the town
8 regardless of the transfer of development right program.

9 And then the final recommendation is to adjust the
10 steep slopes definition for density purposes. Less than 20
11 percent would be required to place a building there, but 25
12 percent would be required for calculating the density.

13 Those are the major updates to the Comprehensive Plan.
14 Now we're looking at the State Environmental Quality Review
15 process which is what that DGEIS is all about. Right now
16 we're at a public hearing on that DGEIS, Draft
17 Environmental Impact Statement. The Draft GEIS found that
18 there were no significant impacts. There's actually pretty
19 much across the board, less environmental impacts. All of
20 your comments today will be gathered and they will be
21 addressed in the Final GEIS. That will be available for
22 your perusal whenever that's prepared.

23 I will cede the floor at this time if are there any
24 questions of comments. Thank you.

25 DEPUTY SUPERVISOR GIRALDI: Thank you, Adriana.

1 - RE: COMPREHENSIVE PLAN / DGEIS -

2 Before we open up to public comment, I just want to
3 let the Board know that all of us received some input from
4 our Planning Board who also reviewed the Comprehensive Plan
5 and they made some recommendations as far as zoning and
6 that we, as the Town Board, should really read the
7 recommendations that they have provided us and take these
8 under consideration as far as what they're recommendations
9 are.

10 I'll just ask the Board, everybody has a copy?

11 COUNCILMAN TAYLOR: Yes.

12 MR. CAPPELLO: There are just a couple other
13 housekeeping items I wanted to just mention, to get in the
14 record. There was a Notice of Hearing that was published
15 in the Environmental Notice Bulletin, as required by law,
16 and published in the local paper.

17 MS. DOUGHERTY: Times Herald Record.

18 MR. CAPPELLO: The affidavit is in the record.

19 The plan was referred to the Planning Board, as
20 required by law, which Councilperson Giraldi just said that
21 you did receive a letter, it's in the record, from the
22 Planning Board that represented its comments as a
23 cumulative board. Individual board members could certainly
24 provide additional input, if they so desire.

25 The plan was submitted also to the Sullivan County

1 - RE: COMPREHENSIVE PLAN / DGEIS -
2 Department of Planning. They have contacted us and said
3 they are in the course of the review and their comments
4 should be submitted during the comment period so they could
5 also be reviewed and addressed in the FGEIS.

6 I believe with that ...

7 DEPUTY SUPERVISOR GIRALDI: Okay. I'll ask the first
8 person, if you'd like to come up --

9 COUNCILMAN TAYLOR: We need to open the public
10 hearing.

11 DEPUTY SUPERVISOR GIRALDI: Oh, that's right. Thank
12 you.

13 COUNCILMAN TAYLOR: I make a motion to open the public
14 hearing.

15 COUNCILMAN VEST: Second.

16 All in favor?

17 COUNCILWOMAN SAWARD: Aye.

18 COUNCILMAN VEST: Aye.

19 COUNCILMAN TAYLOR: Aye.

20 COUNCILMAN SALOME, JR.: Aye

21 COUNCILMAN KELLER: Aye.

22 DEPUTY SUPERVISOR GIRALDI: Aye.

23 (The motion was approved and carried.)

24 DEPUTY SUPERVISOR GIRALDI: Thank you.

25 If we can the first speaker please come up to the

1 - PAULA MEDLY / PUBLIC COMMENT -
2 podium and state your name.

3 MS. DOUGHERTY: Paula Medley is first.

4 MS. P. MEDLEY: Good evening. My name is Paula
5 Medley. I'm the current president of the Basha Kill Area
6 Association and I'm representing the Basha Kill Area
7 Association at tonight's public hearing.

8 The BKAA congratulates Mamakating Town Board's hard
9 work and commitment in producing a comprehensive plan that
10 balances protecting environmentally sensitive areas and
11 open space while providing economic development
12 opportunities, diverse in land use and diverse in
13 population.

14 We also thank the consultants and the Steering
15 Committee. Most importantly and more critically, we thank
16 the many residents and the stakeholders in the Town of
17 Mamakating who, as you saw at the meeting, just came out in
18 2016 to the focus session, to the charette meeting that we
19 had, and gave their input which clearly indicated their
20 vision for the town. That vision, which is in this
21 Comprehensive Plan, is to reduce density and to increase,
22 then, to have the rural residential character maintained,
23 to also protect our natural and cultural resources as a
24 centerpiece for ecotourism and subsequent economic growth.

25 That are a couple points that I wanted to mention

1 - PAULA MEDLY / PUBLIC COMMENT -

2 where we are very favorably disposed and then just a couple
3 points where we still have a little bit of difficulty for
4 us.

5 First of all, we're totally in favor of banning new
6 mines and quarries throughout the town. I mean that's one
7 that we're very much in favor of.

8 We're also very happy that the Wurtsboro Economic
9 Development Area has been, for lack of a better word, it
10 has been sort of deindustrialized, I mean with the
11 elimination of trucking terminals, warehouses and
12 distribution centers as allowed in that area. That's
13 acknowledging the fact that that contains one of the most
14 critical aquifers or the most critical aquifer in the
15 entire town and that it's also right up against the D and H
16 Canal towpath which is one of the town's main cultural
17 resources, right near the Basha Kill and within the
18 viewshed of one of the town's primary natural resources
19 which is the Shawangunk Ridge.

20 We're also in favor of the residential clustering may
21 now be a Planning Board requirement in Ridge and Valley
22 Protection and Mountain Greenbelt Zone. Such clustering
23 drastically reduces impervious surfaces, thereby decreasing
24 the stormwater problems and negative consequences to
25 hydrogeological assets.

1 - PAULA MEDLY / PUBLIC COMMENT -

2 We're also very much in favor of the Town encouraging
3 and protecting our agricultural resources.

4 Is somebody talking behind me? It's really ...

5 COUNCILMAN TAYLOR: Could we please have quiet?

6 MS. P. MEDLEY: And I think it's extremely
7 disrespectful. I mean if you have something to say, see me
8 afterwards and tell me in person instead of talking behind
9 my back.

10 MR. UNIDENTIFIED SPEAKER: Nobody here from the
11 public --

12 DEPUTY SUPERVISOR GIRALDI: Let's just move forward,
13 please.

14 MS. P. MEDLEY: Okay.

15 We're also in favor of density being lowered
16 throughout the town, like in the Ridge and Valley
17 Protection, Mountain Greenbelt and Lake Neighborhood.

18 We do have a couple problems. Steep slopes, we love
19 the idea of the steep slopes reduced from 25. The
20 definition of steep slopes was reduced from 25 percent and
21 greater to 20 percent and greater. But we feel that
22 strength has been undercut by the fact that the 25 percent
23 is being used as that percentage to calculate density.
24 It's still being used. I know the reasons for this stuff,
25 but we still maintain that it should be, keep it at 20

1 - PAULA MEDLY / PUBLIC COMMENT -

2 percent. You're saying keep slopes at 20 percent, keep the
3 density at 20 percent, also.

4 You're still allowing, to the best of my knowledge, a
5 small resort on the Shawangunk Lodge property off of Exit
6 114. There hasn't been anything up there in 50 years and
7 there hasn't been a viable proposal, and that wasn't that
8 viable, since 2003. The whole area has changed a lot with
9 a lot of residences in that area since that hotel or lodge
10 or whatever it was was up there. If you read our
11 hydrological report, it clearly indicates that the ridge is
12 an area that it does not have the best water potential,
13 particularly for larger developments. And even if you say
14 this is a smaller resort, it's still a resort. No other
15 resort is allowed in any other part of the Ridge and Valley
16 Protection Zone. Why is it still being allowed in this one
17 particular little area? I know we need someplace for
18 ecotourism. Somebody who's hiking the 71 miles of the
19 Shawangunk Ridge Trail, from High Point to New Jersey, to
20 Rosendale, is more likely to stay in a bed and breakfast up
21 there or a small county inn than a resort. At the very
22 least, please do not have a resort up there permitted as of
23 right, which the way it is in the 2001 Master Plan. It
24 shouldn't be permitted as of right. It should require a
25 special use permit because you're making a very special

1 - PAULA MEDLY / PUBLIC COMMENT -

2 case for this particular piece of property if you allow the
3 resort up there.

4 The only other thing we have to say is the Exit 113
5 Environmental Economic Development Area, where I think a
6 lot of the development that you were going to put at
7 airport, the trucking terminals and all that stuff, have
8 been shifted over to Exit 113, southwest of 17, basically,
9 between 113 and 112. In the document there's a whole big
10 discussion about the visual aspects of that and that there
11 won't be any visual this, visual that. I would just like,
12 there should be a reference that that is right in the
13 middle of the Basha Kill watershed and therefore, indicate
14 what safeguards must be implemented to mitigate negative
15 environmental effects related to this location related to
16 wastewater treatment, stormwater and erosion and sediment
17 control. So I think there should be that reference.
18 You're really industrializing that Exit 113.

19 Thank you very much for the opportunity to speak.

20 DEPUTY SUPERVISOR GIRALDI: Thanks, Paula.

21 MS. DOUGHERTY: Peggy Johansen.

22 MS. P. JOHANSEN: Thank you. I'm Peggy Johansen.

23 Can you hear me okay?

24 MR. CAPPELLO: She's the important person.

25 STENOGRAPHER: I can hear you.

1 - PEGGY JOHANSEN / PUBLIC COMMENT -

2 MS. P. JOHANSEN: I'm the director of the Mamakating
3 Library.

4 I'm actually not positive if this is the right time to
5 give you comment. You'll have to let me know. But I
6 wanted to respond to, it's very brief, the section on the
7 library that's in the Comprehensive Plan. It seems to be
8 based on some misinformation and a supposition that I'm not
9 sure where it came from. Specifically, that the
10 information, the statistic in there that's incorrect
11 concerns the number of volumes contained in the library,
12 per capita, which is just kind of a crazy figure. Then at
13 the end of the paragraph it says, well, we anticipate that
14 if the population on the Bloomingburg side of town
15 increases, that the building will grow to accommodate the
16 population, which is not something that our board has ever
17 stated. Of course, we would anticipate that our services
18 would grow, but not necessarily the facility.

19 Just to try to correct and add to the information on
20 the section on the library, I have written up a paragraph
21 that I'd like to submit to you.

22 DEPUTY SUPERVISOR GIRALDI: Absolutely.

23 MS. P. JOHANSEN: Would you like me to read it or just
24 submit it for the record?

25 MR. CAPPELLO: It's up to you. If you feel you want

1 - PEGGY JOHANSEN / PUBLIC COMMENT -

2 the Board to hear it now, you can read it. If you just
3 want to make sure it's addressed, you can hand it to the
4 Town Clerk and it will be made part of the record and
5 addressed in the FGEIS.

6 MS. P. JOHANSEN: Okay. Well, since it's brief, it's
7 just a paragraph, and it gives me a chance to cheerlead for
8 the library a little bit before you.

9 Currently, the town has one library located within the
10 Village of Wurtsboro.

11 The other correction I wanted to make is that it
12 indicated that the library serves the whole town, which
13 actually, it only serves the residents who reside in the
14 Monticello, the Pine Bush and the Minisink Valley School
15 District, so that correction at the beginning here.

16 Currently, the town has one library located within the
17 Village of Wurtsboro serving Mamakating residents in the
18 Monticello, Pine Bush and Minisink Valley School District
19 via tax levy. The facility was constructed in 2014 and
20 open to the public in 2015. It represent a significant
21 community investment to provide library resources and
22 services, including Internet access, printed and visual
23 materials and a friendly well-trained staff of five,
24 including one professional librarian.

25 The library belongs to the regional Ramapo Catskill

1 - PEGGY JOHANSEN / PUBLIC COMMENT -

2 Library System, RCLS, allowing Mamakating Library District
3 residents access to the collections of the 47 member
4 libraries and others across New York State and beyond.
5 Over 20,000 visits were recorded in 2018, with attendance
6 of 3,500 at the many skill-building, cultural,
7 informational, social and recreational activities.

8 The Comprehensive Plan envisions the Mamakating
9 Library will continue to serve, as the town, originally it
10 said will serve as a town community center, so I just stuck
11 in the word "continue" to serve town as a community center
12 for cultural and civic functions, growing in that capacity
13 to meet the needs of our district residents on both sides
14 of the Shawangunk.

15 I appreciate your ear tonight. I want to congratulate
16 you. From the perspective of many of you who are not aware
17 of the intimate situations, some of which Paula referred
18 to, overall, I think that your Comprehensive Plan is really
19 visionary in terms of protecting the environment and trying
20 to meet all the needs. I thank you.

21 DEPUTY SUPERVISOR GIRALDI: Thank you.

22 MS. DOUGHERTY: Michael Fogel.

23 MR. M. FOGEL: Hi. Good evening. My name is Mike
24 Fogel. I'm a lawyer with Brown, Duke and Fogel. I
25 represent E. Tetz and Sons and Hopper Hill LLC. Thank you

1 - MICHAEL FOGEL / PUBLIC COMMENT -

2 for having this hearing tonight.

3 We reviewed the Comprehensive Plan. We have several
4 concerns with the plan as it's currently drafted.

5 First and foremost, our main concern, and this goes
6 back to last year's enactment of the local law prohibiting
7 mining in the LIO zoning district, and as you may or may
8 not know, that's still the subject of pending litigation
9 with the Town. But our problem then and our remember now
10 with the Comprehensive Plan is that it really seems not
11 really to be planning at all. That really, what it seems
12 that the Town is doing is identifying certain uses that it
13 doesn't want in the town and then working backwards to try
14 to develop a rationalization, post justification, for
15 eliminating those uses through this document, the
16 Comprehensive Plan, and through Power Points and other
17 documents. We just think it's just a ruse to try to
18 eliminate certain uses. That was really the basis for our
19 opposition to last year's local law and the subsequent
20 litigation that followed and really continues to be our
21 contention with respect to this document.

22 More specifically, with respect to E. Tetz and Sons,
23 as you may know, they have two existing permitted DEC
24 mining operations in the Town of Mamakating, the
25 Bloomingburg mine on Winterton Road and the Summitville

1 - MICHAEL FOGEL / PUBLIC COMMENT -

2 mine on Firehouse Road. In reviewing the Comprehensive
3 Plan, there's discussion about how existing mining
4 operations are going to be treated under the plan. We've
5 very concerned, as long-standing mining operators in the
6 town, that the Comprehensive Plan continues to not
7 recognize the importance of geologic deposits in the town,
8 and more importantly, the need to preserve those reserves
9 for future needs for governmental infrastructure projects
10 and other commercial and residential developments. In
11 fact, our view of it, it seems that the elimination of new
12 mines and prohibitions on continuation of existing
13 operations actually seems inconsistent with several stated
14 goals in the Comprehensive Plan. For example, the plan
15 talks about goals such as sustainable development and goals
16 relating to providing essential infrastructure. Also, one
17 of the threats identified in the plan is the lack of
18 natural resources. Yet the Comprehensive Plan, as
19 currently drafted, proposes to eliminate critical natural
20 resource, such as construction aggregate, which I think
21 we've explained before to the Board, but construction
22 aggregate, it can't be manufactured, it has to be taken
23 from a source of a geologic deposit such as existing mining
24 operation, proposed mining operation proposed by Hopper
25 Hill. By eliminating that critical resource, that

1 - MICHAEL FOGEL / PUBLIC COMMENT -

2 construction aggregate, it's inconsistent with several of
3 the goals of the plan.

4 One of the actual recommendations of the plan is to
5 authorize additional residential density in certain areas
6 of the town. But without this critical construction
7 aggregate, how are those new residential units going to be
8 built? How is the critical infrastructure that would have
9 to go along with any new residential development, how is
10 that going to be constructed if the Town doesn't preserve
11 local quality sources of construction aggregates?

12 Restricting mining is not going to allow that
13 recommendation to move forward except at a tremendous cost
14 of importing construction aggregate to the town. What
15 you'll find and what we've found in other localities that
16 have taken steps to restrict mining is that future
17 development is restricted because developers aren't going
18 to make the investment to do certain commercial and
19 residential developments because the cost just becomes too
20 high because of the factor of having to import construction
21 aggregate from longer distances. That additional cost just
22 makes projects, commercial and residential zoned projects,
23 economically infeasible. It's nice to say, Well, we have a
24 goal of additional residential density in certain areas,
25 but if you're not recognizing that that development can't

1 - MICHAEL FOGEL / PUBLIC COMMENT -

2 occur without the construction aggregate, then it's just
3 not going to happen.

4 Now, I know there's statements in the plan regarding
5 the fact that the Town believes that the existing sources
6 of mining are sufficient, that there's a few other mines in
7 the town so that must mean that there's plenty of capacity
8 in those operations. But as we pointed out previously and
9 we're going to point out again through our written
10 submission, those sources are either nearing completion or
11 don't have DOT approved sources of aggregate. The Town
12 has to be very careful. It needs to protect these sources
13 and allow for development of new operations.

14 With respect to the language regarding continuation of
15 existing operations, what we noticed, going through the
16 plan, is that the language regarding the protection that's
17 going to be afforded existing operations is inconsistent in
18 different parts of the plan. We would recommend that the
19 Town take a look at that and make sure it's consistent
20 throughout. More importantly, that language needs to be
21 consistent with New York State case law regarding the
22 protections that should be afforded existing mining
23 operations. Right now, that language, not only is it
24 inconsistent in different areas, but we believe that is
25 inconsistent with New York State Court of Appeals holdings

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2 with respect to the protections that should be afforded
3 existing mining operations. We would recommend that the
4 Town revisit those decisions and ensure that that language
5 is consistent and that it doesn't violate the rights of
6 existing mining operators. Once you get that right, we
7 would suggest that language be consistent throughout the
8 document.

9 With respect to the plan itself and the availability
10 of documents, one thing I would point out is that it sounds
11 like a few documents were referenced earlier that may not
12 have been posted on the Town's web site. My office noticed
13 that there were instances where things seemed to have been
14 posted and then removed between when the hearing was
15 scheduled and this evening when we went back at looked at
16 them this morning. I would just ask the Board to ensure
17 that all the relevant documents relating to the
18 Comprehensive Plan and the SEQRA review, make sure that
19 they're available and posted on the web site, especially
20 given the short amount of time that we have to provide
21 comments.

22 Now, along those lines, obviously, this is a large
23 document. We recognize that this planning, in quotes I'm
24 using that word planning, has been going on for a while.
25 We would suggest that the amount of time given to provide

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2 comments both tonight and in writing needs to take into
3 account the fact that there are a lot of documents that go
4 into the plan. We'd ask that the public hearing be
5 continued and that the written comment period be held open
6 for a longer period of time.

7 There's a lot of topics covered in the Comprehensive
8 Plan, for example, hydrogeologic. We previously provided
9 some comments from one of our consultants relating to the
10 hydro study and what we see as deficiencies in it. We
11 anticipate that those comments are going to be updated and
12 resubmitted with respect to not only hydro, but traffic
13 impacts and others. We'd ask that we be given the time to
14 provide those comments, sufficient time. We think
15 considering the process to date, that it wouldn't be
16 unreasonable to hold that comment period open.

17 So again, we'd ask for the Town to ensure that it's
18 engaging in comprehensive planning and not just targeting
19 certain uses and then trying to work backwards to
20 rationalize eliminating those uses. We think that's
21 critical and necessary to comply with state law and case
22 law in that area.

23 We'd also urge the Town to ensure that it's complying
24 with SEQRA, the State Environmental Quality Review Act, as
25 it moves forward with the process. And again, we'd request

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2 that the comment period be left open to allow for
3 sufficient opportunity to provide comment on the
4 Comprehensive Plan and the DGEIS.

5 Thank you.

6 DEPUTY SUPERVISOR GIRALDI: Thank you.

7 MS. DOUGHERTY: Adam Schultz.

8 MR. A. SCHULTZ: Good evening. Adam Schultz from
9 Couch White in Albany, New York, here this evening
10 representing JML Quarries. They have a site over on Dump
11 Road in the town.

12 Before I start my comments, just a quick question.
13 There was a reference to that there were plan changes made
14 by the Town Board. I don't know if that's what was up on
15 the screen. Can you tell me when those changes were made?
16 I'm just trying to figure out if they're in the document I
17 have.

18 MR. CAPPELLO: The date of the last Comprehensive Plan
19 is February 2019.

20 MR. A. SCHULTZ: Okay.

21 MR. CAPPELLO: It has been up on the web site. That
22 was what would have been up when the notice was posted. On
23 March 22nd, 2019 the Board accepted it as complete. That
24 would be the February 2019.

25 MR. A. SCHULTZ: Okay. So February 2019 is still the

1 - ADAM SCHULTZ / PUBLIC COMMENT -

2 latest version of this document?

3 MR. CAPPELLO: Right. If you have the Comprehensive
4 Plan it would show on the cover of it the Lead Agency
5 acceptance date, the public hearing date.

6 MR. A. SCHULTZ: Yes.

7 MR. CAPPELLO: That's it.

8 MR. A. SCHULTZ: Okay.

9 I wanted to discuss the Comprehensive Plan's treatment
10 of aggregate resources and how aggregate resources are
11 really a key component to achieve the goals that are laid
12 out in the Comprehensive Plan. Yet for reasons that really
13 can, as far as I can tell, only be attributed to not
14 studying the issue sufficiently, the Comprehensive Plan
15 calls to prohibit the development of those aggregate
16 resources. I'll walk through that in a little bit more
17 detail for you, but it seems to be a contradiction.

18 Generally, through our daily activities, each person,
19 everybody in this room, everybody in Mamakating, everybody
20 in New York, consumes about 50 pounds of minerals each day
21 just through your daily work. If you think about it, the
22 building that we're standing in, aggregate resources were
23 used to build this building. The roads that we all drove
24 on night to get here, aggregate resources are used for
25 that. They're used in schools, hospitals. They're used in

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2 water and air pollution control. Aggregate resources are
3 used to create fertilizer to put on farm fields. Everybody
4 intersects with aggregate resources, minerals, every day
5 that we're alive, to the tune of about 50 pounds per person
6 per day. When you think about it, aggregate resources
7 really are literally the foundation of the infrastructure
8 of the Town of Mamakating. They are the infrastructure of
9 the State of New York. For example, to build a house,
10 whether you're in Mamakating or you're in my home town of
11 Albany, it takes about 400 tons of aggregate resources to
12 build the foundation of the house. To build a mile of
13 highway it's takes about 38,000 tons of aggregate
14 resources. The material, as you are probably familiar, is
15 a very heavy material. The effect of that is that the cost
16 of transporting the material is a critical component of its
17 overall cost to the ultimate consumer to the tune that for
18 every 20 miles that the aggregate needs to be transported,
19 the cost of the material doubles. Now, that means that if
20 a municipality is doing a project, that project's going to
21 cost more, which means it's going to affect the taxpayers.
22 If a private developer is doing the project, the cost of
23 the project is going to go up and those costs are always
24 passed along. If you have greater transportation distances
25 you also have to consider things such as greenhouse gases

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2 and other impacts of additional truck traffic. So good
3 planning, which is what the Board is engaged in or says
4 that they are engaged in, really means that you have to
5 account for this critical resource the same way that the
6 plan accounts for other natural resources that are located
7 in the town and in the surrounding area. That means that
8 to understand the resource you need to understand the
9 features that determine whether that resource will be
10 available. There are really five factors that determine
11 whether aggregate resources will be available for all the
12 uses I just previously mentioned.

13 The first is that you can only mine the material, you
14 can only secure the material, from the place where nature
15 has deposited it. Mr. Fogel said that you don't
16 manufacture the material and that's absolutely correct.
17 All of us are limited to being able to access it only where
18 nature has deposited it.

19 In addition, the second factor is that that material
20 has to be of sufficient quality to be usable. For example,
21 the roads, whether it's 17 or 209, there are very specific
22 standards that the New York State Department of
23 Transportation has for what aggregate it qualifies to be
24 able to be used for the construction of that road. That
25 goes to ensuring that the road is safe, ensuring that it's

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2 a friction aggregate, again, for safe travel, and ensuring
3 that the roadways will hold up over a period of time.

4 There also has to be a sufficient quantity of
5 material. That's the third factor. The quantity question
6 goes into the investment that is required to extract the
7 material. So there has to be sufficient quantity to make
8 it be a worthwhile investment to extract it.

9 And then the fourth factor is that the material has to
10 be mineable. Or said another way, the material has to be
11 accessible. If you think about it, if you can only get the
12 material where Nature has deposited the material and if
13 this building that we're in this evening happens to sit on
14 a good deposit of construction aggregate, that material is
15 no longer accessible because we can't go in through the
16 building. That's fourth factor, it has to be accessible.

17 And then the fifth factor is that the site where the
18 material is to be extracted has to be in a location where
19 it has access to markets. That goes back to the
20 transportation factor that we were discussing a minute ago.
21 Because this is such a transportation sensitive product
22 with the cost of it doubling every 20 miles, if the site is
23 too far away from the market where the material is to be
24 used, it is another factor that would make it inaccessible.

25 As you can imagine, the factors I've just discussed,

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2 they don't exist everywhere. They happen to exist in this
3 area. For those reasons and because that resource is here
4 and it is a natural resource, good planning requires that
5 the Town acknowledge that the resource is here just like
6 all the other resources that the plan discusses.

7 That's kind of an overview. I mentioned before that
8 the plan has goals that require this material. I just want
9 to make sure that you see the connection between those
10 issues.

11 In the Vision Statement at the beginning of the
12 Comprehensive Plan, the Vision Statement talks about four
13 town centers, if you will, and talks about the vision and
14 the planning for those town centers. Among other things,
15 making pedestrian and bike friendly streets, having
16 sidewalks and economic development in the hamlets and
17 villages and safety and convenience features. Well, all of
18 those items, to achieve that, all rely upon sufficient
19 quality construction aggregate being available to help meet
20 those goals. If you have to import it, as I mentioned
21 before, the cost of achieving the goals that are laid out
22 in the Comprehensive Plan will be increased and that's a
23 burden to the town's taxpayers.

24 Specific goals in the plan, goal No. 1, is land use.
25 That goal, you talk about development of nonresidence uses

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2 within the Village, Hamlet and Incentive Development areas.
3 Again, to achieve that you need aggregate resources.

4 Goal No. 3 discusses community facilities and
5 services. Goal 3.1 talks about the Town seeks to promote
6 the expansion of townwide community services and facilities
7 within the Village of Wurtsboro and 3.3 talks about the
8 ability to assure the timely delivery of emergency
9 services. Again, aggregate resources are needed to achieve
10 both of those goals. Emergency services depend on a good
11 road network. None of us want to see anybody get hurt
12 because there isn't a good road network and it takes too
13 much time to get people the help they need. To be able to
14 develop additional townwide community services and
15 facilities, again, basic building material and you need the
16 aggregate to achieve the goals in the plan.

17 Goal No. 4 talks about economic development generally.
18 Again, obviously, the aggregate is needed for economic
19 development.

20 I would make one note here. Goal 4.7 under economic
21 development talks about prohibiting new mines and resource
22 extractive industries. Prohibiting the use doesn't promote
23 economic development. You might take a look at that.

24 Continuing, goal No. 5 talks about infrastructure
25 goals and it talks about proposed infrastructure. Again,

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2 you can't do it without aggregate. Talks about wanting to
3 develop communal water systems, telecommunication
4 infrastructure, cellular tower development. Those all
5 require concrete pads to place the towers on. You can't do
6 it without available aggregate resources.

7 Transportation, goal No. 6, talks about to ensure the
8 efficient movement of people and goods to promote economic
9 development. Again, we talked about it. You need the
10 aggregate for the roads.

11 Moving on to what's called the land use plan section
12 of the Comprehensive Plan which starts on page 29, there is
13 discussion over on page 55 of what the Town would like to
14 see in regard to the nonresidential areas. I'm sorry.
15 Page 54 it starts on. It's noted as No. 9, nonresidential
16 areas. Continuing over on to page 55, there's a bullet
17 point list. I won't read it to you because you already
18 have it, but all those uses, once again, if these are goals
19 for the Town and you want them to be achievable, you need
20 to make sure that your resources are there so that they can
21 be achievable. The same is true with three different
22 sections there, Incentive Development which is I think it's
23 on 55, Interchange Commercial and Interchange Economic
24 Development, which all continue in that same section of the
25 Comprehensive Plan. All have very extensive discussions of

1 - ADAM SCHULTZ / PUBLIC COMMENT -

2 the vision and what the Town would like to see developed in
3 these areas, and that's all well and good. But the Town
4 has a responsibility to make sure that that development is
5 achievable and not do something that would inhibit it or
6 contradict the goal and the plan. Zoning out mining, it
7 does just that. It's in opposite to the other goals.

8 I won't go through the other specifics in the
9 Comprehensive Plan, but that theme that I've been
10 discussing really does continue throughout the plan. I
11 would ask the Board and encourage you to further study this
12 issue and see how it weaves into those ideas as we go
13 forward.

14 Again, please take the time to revisit the treatment
15 of aggregate resources in the town. The plan specifically
16 calls for their use and relies on their availability, but
17 then talks about zoning out the reserves. That
18 contradiction could be said to not constitute good
19 planning. The Comprehensive Plan, that's what you want to
20 do. I know the Town is making an effort, but when you have
21 a contradiction like that, it doesn't look like good
22 planning.

23 In listening to some of the comments from earlier this
24 evening, identifying areas for mining based on current
25 permitted reserves doesn't constitute planning in any sense

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2 because that's already there and there's nothing the Town
3 can do now or in the future that would affect the
4 availability of those reserves. They're already permitted,
5 they're there. To talk about it in the future tense,
6 that's not planning, that's just facts on the ground.

7 With all that said, as the Board goes through the
8 consideration of these comments, other comments that you
9 hear, and also, you mentioned that the Planning Board had
10 submitted comments to the Town Board, I would ask that
11 after the Town Board considers all these various comments,
12 that whatever modifications may be published, that the
13 public has an opportunity to review those again and comment
14 on them before the Board takes any further steps in regard
15 to the Comprehensive Plan process or in regard to the SEQRA
16 process.

17 With that, I thank you for your time.

18 DEPUTY SUPERVISOR GIRALDI: Thank you.

19 MS. DOUGHERTY: Roslyn Waletzky.

20 MS. R. KALIFOWICZ-WALETZKY: I have a lot of comments.
21 I'm only going to make about three of them. I wrote it up
22 so that I will be efficient.

23 And my name is Roslyn Kalifowicz-Waletzky, not
24 Waletzky.

25 Okay. First of all, I have to say it seems that I

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 always have to make sure everyone understands I'm not a
3 developer, I am here to do exactly what this new
4 Comprehensive Plan wants. I'm here to form a farm, a
5 medicinal farm. And I picked a lot on top of the
6 Shawangunk. I don't plan on building any houses other than
7 a house for myself out of the hemp I plan to grow. I will
8 not need any aggregates except limestone and water on the
9 insides of the Shiva plant. And this will all be based on
10 using a Warka system which is bamboo strips that are webbed
11 together, three stories high, that are collectors for dew.
12 It's a dew harvester, a farm harvester and a rain
13 harvester, and the whole thing costs \$500, so that you do
14 not need to use the water that's in the mountain. It's
15 totally self -- you can collect 785 gallons, not gallons,
16 excuse me, liters of water per day using the system, and
17 you're never touching the water in the mountain.

18 I don't plan on digging any wells except in my own
19 house, future house, and it's just as a safety net in case
20 something goes wrong. And also compostable toilets, plus a
21 gray water system so that I, as an environmentalist, I hold
22 adult life, I will feel secure that I've done everything
23 possible to maintain the status of the mountain as it is.

24 However, I have certain issues with the land uses. I
25 have a few other things that I'm going to comment on them

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 here. The rest I will just send over within the next ten
3 days.

4 The whole issue of zoning laws are very critical to me
5 because I moved from New York City in November of 2016 in
6 order to create an organic medicinal farm with plants and
7 berries to cure a variety of very serious diseases, and the
8 zoning laws are making it all impossible in the area I
9 selected to create my farm. Every real estate lot has
10 pluses and minuses but I thought this spot on the
11 Shawangunk has only one problem, and that is the zoning
12 laws. Therefore, I have been waiting for two and a half
13 years to buy this 98 acre farm lot near the end of Mountain
14 Road with the expectation that reasonableness will take
15 hold when the new Comprehensive Plan is finished.

16 For 200 years and until about 32 years ago, this long
17 rectangular 98 acre lot was a dairy cow farm, but now it
18 expands two zoning districts, one which allows farming, the
19 Winterton Residential Agricultural in the bottom half, and
20 one which will not allow farming in the top half, Ridge
21 Valley Protection. The 49 bottom acres sound like a nice
22 chunk of land to farm, but the problem is that about half
23 of that, 50 percent, it is WRA Zone, but it's on the steep
24 side of the mountain and everyone knows that farming on a
25 mountainside is very difficult and quite limited. You also

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 cannot use tractors or harvesting machinery on it. That
3 leaves only about 25 percent of the 98 acres for actual
4 farming, for example, for grains and vegetables. Although
5 RVP allows for nurseries and greenhouses, the closest thing
6 yet to some kind of farming on the list of permitted uses
7 in the RVP Zone, and I will certainly need about 30 large
8 greenhouses, I doubt that these greenhouses would take up
9 more than 2.5 acres or that they will have enough farmland
10 equivalency to do what I need to do. My goal is growing
11 super dense, nutritious and healing foods, but the
12 Mamakating zoning laws try to force me to veer my whole
13 attention and activities to ornamental nursery products,
14 some of which I would love to do, but not instead of
15 farming. This is simply because the 2009 Comprehensive
16 Plan authors had such limited visions of how best, safely
17 and responsibly to use the Shawangunk land. Most of the
18 models they had for land use are for resorts and dude
19 ranches. I'm interested in a farm to table restaurant, a
20 wellness center and a conference center to promote not only
21 the kinds of super healing foods that I want to grow, but
22 also the newest farming methods. Just two examples are the
23 remineralization of soil with granite powder which returns
24 about 19 different elements to the plants. It works sort
25 of like a primordial land and arms plants and trees and so

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 forth to be able to be a truly organic farm. You don't
3 have to use anything. Once you put the pieces of granite
4 that have been granulated or actually pulverized, that does
5 more for organic farming than anything else and makes all
6 those elements accessible, which we don't have right now.

7 And another example is -- I moved my head from my text
8 and now I can't find it.

9 And another one is tilling the soil, tilling the land
10 with heavy compost to a depth of three feet. That seems to
11 make a phenomenal difference to the nutritional value.
12 That's been proven over and over since 1922, I believe was,
13 this extraordinary study made by Dr. Weston Price that
14 showed you get super health if you dig down three feet, you
15 till the soil to three feet. Nobody seems to bother to do
16 that anymore so we don't get the healthy results from
17 plants that we used to. Plus the promotion of many of the
18 26,000 industrial uses the United States government says
19 has been done with hemp besides its extraordinary
20 nutritional and medicinal use.

21 Even though 98 acres may seem to be a lot of land, the
22 strict antifarming rules of the RVP zoning make the few RVP
23 permitted uses untenable if one wants to grow one's own
24 food for both demonstration and sale of a wellness and a
25 food oriented conference center. Thus, these laws would

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 force me to buy the adjoining two lots to the right of the
3 98 acres, but I will have the same problem. The northwest
4 56 and a half acre lot will be zoned RVP, will have the
5 same restrictions because it doesn't allow any farming.
6 And the lower half is WRA, but it does allow farming,
7 however, the perfectly smooth gentle sloping seven and a
8 half acre lot on the bottom will work best for my orchard
9 part of my business and which will require drip irrigation.
10 So despite adding another 129 acres to my farm, the zoning
11 laws will leave me with the same 27 acres in the WRA half
12 of the 98 acres while everything else is at the bottom, is
13 on the side of the mountain and has very, very, very
14 limited use, just for certain kinds of bushes, and I don't
15 know, conifer trees.

16 So even though I will be owning, if and when I buy
17 these extra 129 acres, I will be owning 244 tillable acres
18 of old farmland, almost 100 acres will just lie there doing
19 nothing even after I will use a large chunk of the land for
20 planting mushrooms and botanicals, trees. So that makes
21 it all not worthwhile.

22 Even though the chief concerns on RVP land are erosion
23 and storm runoff on the last half acre of the ridge's edge,
24 all the remaining 47 to 48 RVP acres of the 98 acre lot and
25 the 56 acre lot, for a total of 105 acres, are forced to be

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 wasted for farming all because of unwarranted fears that
3 what might happen on the Basha Kill side edge. I say if I
4 demonstrate that I have taken proper care of the ridge edge
5 and that there will be no erosion or storm runoff, then I
6 should be allowed to farm on the 105 acres of the 204
7 acres. They're not at the edge. They're not going to run
8 over.

9 I totally understand and appreciate the fears of
10 erosion and storm runoff because I have seen the damage it
11 cost on my lot on South Road. But since we now know the
12 science and practice of how to prevent those things and we
13 can manage them, the federal government, New York State,
14 the DEC, the Cornell Extension Center of both Sullivan
15 County and Orange County offer a plethora of information
16 and training and in how to manage these two problems. I
17 strongly suggest that the requirements for the prevention
18 of strategies be applied more strenuously and therefore,
19 free up some more land uses in the RVP Zone because they
20 are manageable. Doing so will bring in not only more
21 commerce and tourism, but will provide more income for
22 residents.

23 Second: Just as some zoning laws apply only to small
24 lots and not large lots, the overall number of zoning laws,
25 until now, do not seem to take land size into account which

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 make the land use laws unnecessarily harsh, repressive and
3 destructively limited. When you have a 98 acre lot, the
4 natural terrain is often much more amenable to safe uses of
5 land than a straight line drawn with a ruler across the
6 map, which is how the RVP zones were drawn. For example,
7 the 98 acres that I want to buy has it's own 80 to 100 foot
8 high ridge in the back of the RVP half of the lot that is
9 on the Basha Kill side of the mountain which makes erosion
10 and storm runoff impossible in at least the bottom 80 to 85
11 percent of the whole lot, yet the rules say that only about
12 25 percent of it at the bottom can be farmed. It's
13 ridiculous. I'm not sure that even the Zoning Appeals
14 Board people will feel free to look at the bare reality of
15 the situation and make a fair decision because the myths
16 and the prejudices are so strong and the warnings are so
17 strong instead of looking at what the reality of the land
18 is.

19 Now the issue of the proper definition of the term
20 "farm" in the 2001 Comprehensive Plan which is extremely
21 problematic. One chief problem is that for some unknown
22 reason, the writers of the 2002 Comprehensive Plan defined
23 the term "farm" not the way the United States federal
24 government defines the term "farm" or the way New York
25 State or every major English dictionary in the world

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 defines the word "farm," which is raising of both
3 agricultural crops and/or animals. Since almost every
4 farmer seeks for his or her family to become self-reliant
5 and economically independent, she or he will choose to
6 produce some sort of protein source along with agricultural
7 crops, be it some kind of poultry or livestock or fish.
8 Although there is a section in the 2002 Comprehensive Plan
9 that deals with the rules of animal husbandry, the raising
10 of animals or poultry does not seem to be included in the
11 definition of the term "farm" or the term "agricultural",
12 "agriculture" or "agricultural". It deals only with the
13 density issue of how many animals or poultry per acre one
14 can have. The current Comprehensive Plan defines "farm"
15 as either the raising of crops or the raising of animals,
16 but not both, and these farms that raise both animals or
17 livestock as, quote, "alternative type farm" rather than as
18 a typical type of farm. In reality, it is what almost all
19 farmers do, and that is raise both crops and animals or
20 poultry for at least their own family and for animal feed.
21 By the wording of the definition of the term "farm," it
22 gives the Town the opportunity to do any of the following:
23 Prohibit, limit, discount, deny and/or ignore the full
24 range of normal or standard activities any farm does or
25 needs to do for its own sustainability. There is no

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 logical or useful reason for such a warped definition
3 unless the Town wants to later claim that adding an
4 alternate farm activity is an extra burden on the town, and
5 therefore, the farmer needs to pay an extra fee for an
6 extra permit or that raising animals long with crops as far
7 as an extra tax or promoting the now well debunk myth that
8 either kind of farming which destroys the water table or
9 near lakes or rivers and therefore, all kinds of new extra
10 fees will be required. The term "farm" needs to be
11 properly defined according to the universal definition of
12 "farm", if not the federal government or New York State in
13 order keep a farm viable.

14 It is also very a well known fact that for family
15 farms to survive in this day and age, they have to
16 diversify their activities and experiment with cultivating
17 a variety of new products. No farmer can predict with sure
18 accuracy which product will survive at the end of the
19 growing season or even sell well, changing the whole market
20 pace. With the crazy weather we have been having the last
21 three years and pests constantly appearing, general farming
22 success has become more tenuous. This warped definition
23 could potentially prevent a farm from such diversification
24 and thus, survival when rain, snow or frost could easily
25 destroy a crop, I'm switching to hemp, in case you haven't

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 heard, why add more burdens to farmers, most especially if
3 the Town claims that it wants farming, farming, farming,
4 farming, we want farming. Why unnecessarily disable a farm
5 in its fight to survive and succeed, especially with such
6 improper definition and then claim by doing farming and
7 animal husbandry are irregular to each other. Any such
8 claim can be easily disproved in a court of law and all
9 demands for extra fees will be thrown out by a judge.

10 Putting the burden on the farmers to fight any taxes or
11 ruling would be a lose, lose proposition for both the Town
12 and farmers. There's no benefit of such inaccurate
13 definition in the very organizational entity, be it
14 private, commercial or communal. Adding the word "and" to
15 the "or" in the 2002 definition of crops or animal farming
16 is critical. Not to do so is irresponsible. I'll leave
17 that.

18 Can I continue, do some more, or should I stop now?

19 DEPUTY SUPERVISOR GIRALDI: Roslyn, whatever you have.
20 It sounds like you have a very, very detailed description
21 of things that you see problems with. I've jotted down
22 some notes. During the written comment, if you can send
23 that us something --

24 MS. R. KALIFOWICZ-WALETZKY: Oh, absolutely.

25 DEPUTY SUPERVISOR GIRALDI: -- that would be a huge

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 help.

3 MS. R. KALIFOWICZ-WALETZKY: Will that be better than
4 reading it here?

5 DEPUTY SUPERVISOR GIRALDI: Yes. we've have some
6 other people that we have to get through tonight.

7 MS. R. KALIFOWICZ-WALETZKY: Okay. Sure, sure.

8 DEPUTY SUPERVISOR GIRALDI: We're taking absolutely
9 everything under consideration, everything you've said.
10 Thank you.

11 MR. CAPPELLO: Just to that note, if your comments
12 could be on the Comprehensive Plan that is proposed.
13 You've made a lot of comments about the 2001 Comprehensive
14 Plan. The purpose of tonight's hearing is to modify that.
15 If you could key your comments to this plan and what your
16 problems are with this plan, because you might find that
17 this plan does address some of the issues. If it doesn't,
18 you submit your comments.

19 MS. R. KALIFOWICZ-WALETZKY: I have not seen where
20 these things have been fixed. I don't know what you're
21 referring to.

22 MR. CAPPELLO: I'm referring to the 2019 --

23 MS. R. KALIFOWICZ-WALETZKY: But all of those -- I
24 have gone through that. I have read every word of the 129
25 pages. I have not read it thoroughly. I've read up to

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 page 56 of the last three week's changes, but it all
3 applies. The definition of the word "farm" has not been
4 sufficiently fixed and I'm think I'm specific enough and
5 when on about it, and it's critical.

6 DEPUTY SUPERVISOR GIRALDI: Yes.

7 MS. R. KALIFOWICZ-WALETZKY: It's critical.

8 MS. DOUGHERTY: Robert Hufcut.

9 DEPUTY SUPERVISOR GIRALDI: Thank you.

10 MR. R. HUF CUT: Good evening. I'd like to take the
11 time to thank those who put this plan together.

12 I just have a few questions on the airport area. Bill
13 had talked about that, I think two meetings ago. You know,
14 they had a few races there, brought a lot of people to the
15 community. If you went past through Wurtsboro Sunday
16 morning, I was not in attendance, I was at church, but I
17 saw that they were having another race this past Sunday. I
18 guess it was a short one. But if you went to go to
19 Stewart's or Mobile you couldn't have got in because they
20 were all patronizing this community. Is the airport going
21 to be open? Bill had spoke about it. I just wanted to
22 know if it's going to be in there, is the airport going to
23 be open to events. That's what I'd like to know. In this
24 Comprehensive Plan, is it going to be open to events. I
25 know the Nutty Money they already approved, but for future

1 - ROBERT HUF CUT / PUBLIC COMMENT -

2 things. This is a good thing for this community, this is a
3 good thing for the businesses. I want to make sure that
4 it's in the Comprehensive Plan.

5 MR. CAPPELLO: What we want to do --

6 MR. R. HUF CUT: Yeah?

7 MR. CAPPELLO: -- is we'll take that down and then the
8 Board will look at it. There are recommendations of what
9 can occur in the airport area. We'll look to see if that's
10 addressed.

11 MR. R. HUF CUT: I know that Bill had mentioned it. I
12 wanted to make sure.

13 MR. CAPPELLO: Yes.

14 MR. R. HUF CUT: You know, you had a great
15 presentation.

16 You know, the Basha Kill, you know, it attracts a lot
17 of people down there, but at the same time ...

18 And as far as Roslyn with farming, you know, I grew up
19 as a dairy farmer. Unfortunately, the way farming went,
20 I'm not no longer. But if something was a farm in the
21 past, who here can say that it all that land couldn't be
22 farmed again. Because if you've all had experience, you
23 know that the Soil and Water District, especially
24 Middletown led by Kevin Sumner who I worked with for years,
25 along with my father, if you take a ride down 17 in

1 - ROBERT HUF CUT / PUBLIC COMMENT -

2 Chester, you see the farm there, you can see on the
3 left-hand side, back when I was a kid there was nothing but
4 problems there. That would all wash down. Not anymore,
5 because of the Soil and Water District, what they do.
6 Their plan there, and you work with them, is erosion. If
7 you're taking that land that was farmland and restricted it
8 away from farmland, shame on all of you. It should be
9 changed back because every inch of that farm that Roslyn's
10 interested in can be farmed.

11 Another thing. In our roads, are we all thankful that
12 we put salt and sand down on the roads? Well, remember, I
13 farm in Goshen with my wife. When they shut the landfill
14 down, I didn't like living next to it any more than anybody
15 else did, but when they shut it down the town went crazy
16 because of what it cost to get rid of the garbage. Now, I
17 know that people may not want Tetz here, but did anybody
18 see the proposed land for what they were going to have for
19 a mine? What they were going to give to this town in the
20 end with that lake was beautiful. My grandchildren, I
21 would love to see them have something like that.

22 And what I brought up about the roads, we all need
23 salt and sand for our roads. So the theory is: Well,
24 we're just going to take it from another town. It's okay
25 as long as it doesn't come from my town. Well, we have

1 - ROBERT HUF CUT / PUBLIC COMMENT -

2 natural resources in this town. Why can't we use the
3 natural resources from our own town instead of trucking it
4 from all over the place? Some of the best sand is in this
5 town.

6 I know that Tetz may not have a great name with a lot
7 of you, but when they bought my dad's half the farm they
8 mined it and they did a beautiful job. You know, it broke
9 my heart, that, you know, we're not there, but it is what
10 it is. It's the way it is. But to shut down mining, to
11 see what Tetz did, I don't like it any more than anybody
12 else, but to see what they're proposing for this town, for
13 20 years from now, what that would be like, I can't believe
14 any of you wouldn't be for it because what a beautiful
15 lake. Did you all see what they were proposing, the end
16 product? Everybody here, I couldn't see couldn't enjoy it.
17 What a beautiful park it would be for this town, a
18 beautiful park. I think that you should reconsider the
19 zoning on the mining for what Tetz at least has proposed.

20 And I'm not paid to be here from Tetz. Everything I
21 spoke to, I spoke to from myself. Okay? I think this all
22 would work. We all have wants, needs and wishes. I think
23 all of it can be met. But don't restrict it. When I saw
24 what Gary Tetz had planned at the end, it would be
25 beautiful for our grandchildren.

1 - CHRIS LESER / PUBLIC COMMENT -

2 That's all I have to say. Thank you.

3 DEPUTY SUPERVISOR GIRALDI: Thank you.

4 MS. DOUGHERTY: Chris Leser.

5 MR. C. LESER: Hi, boys and girls. Chris Leser.

6 I just have a quick input here, this high density
7 housing. I wish someone along the line, whatever district
8 it falls in, universal, all the same, to come up with a
9 number, what is high density housing. I'll assume
10 everybody knows in Bloomingburg where you have 360
11 townhouses, that's a bit much. I would like to, once
12 again, see if we can't make a universal in the Town of
13 Mamakating, what is considered high density housing.

14 Thank you.

15 DEPUTY SUPERVISOR GIRALDI: Thanks, Chris.

16 MS. DOUGHERTY: That's it.

17 DEPUTY SUPERVISOR GIRALDI: Any more comments, even
18 from anybody that may not have signed up? Please, don't be
19 shy. Come on up. We want to hear from as many people as
20 we can here tonight.

21 MR. P. RUBIN: My name is Paul Rubin. I'm a
22 hydrogeologist. I'm the author, and with another author,
23 as well, of the hydrogeologic study in the Town of
24 Mamakating.

25 DEPUTY SUPERVISOR GIRALDI: Welcome.

1 - PAUL RUBIN / PUBLIC COMMENT -

2 MR. P. RUBIN: I'd like to just make a few brief
3 comments.

4 One, I want to commend the Board for a good job on the
5 Comprehensive Plan. It's important because the
6 Comprehensive Plan seeks to protect the town's future
7 through sort of land use measures.

8 There's no argument, we do need aggregates for all
9 kinds of things, but in some locations where this aggregate
10 is, we have to recognize that there are other kinds of
11 resources. The only resource is not aggregates. This
12 town's wonderful resource is called groundwater. Okay?
13 The Comprehensive Plan and those planners who have worked
14 toward it have looked really hard to recognize that in some
15 places, yes, we are going to continue mining. In other
16 areas, especially what we like to call the Mamakating
17 aquifer that runs through the town, this is the town's
18 future. You want to talk about future development, you
19 want to talk about actual planning that's down the road
20 beyond that, when the aggregate is removed, that's
21 comprehensive planning. So here, the people are concerned
22 about the airport property and that aquifer there. First,
23 that aquifer is important to a nearby trailer park with
24 over 200 residents. Okay? It's critical to the D and
25 Canal Trail and the town's ecotourism. It's really

1 - PAUL RUBIN / PUBLIC COMMENT -

2 critical to the protection of the groundwater resource
3 because if you are mining it out, you have removed the
4 town's primary resource. It is the aggregate, the sand and
5 gravel material, that contains that water that needs the
6 protective material over it and it needs the core spaces
7 between the sand and gravel to protect the aquifer. So
8 long term protection of this town's primary water resource,
9 not everywhere, but in the Mamakating aquifer, is best done
10 by exactly what you have in the Comprehensive Plan.

11 DEPUTY SUPERVISOR GIRALDI: Thank you.

12 MR. M. FOWLER: Good evening. I'm Marc Fowler. I'm
13 with the Bloomingburg Restoration Foundation, pretty much
14 representing the historical significance of the Town of
15 Mamakating.

16 I have looked at the Comprehensive Plan about a year
17 ago. I don't know if anything has changed on it, but from
18 what I saw in the Comprehensive Plan, it basically started
19 at Exit 114, most definitely 113, and it followed the old
20 mine road corridor, 209, D and H Canal, northward towards
21 Kingston. I just wanted to point out that the historical
22 significance of the Town of Mamakating begins at 116 which
23 is the entranceway to 17K which used to be the Old
24 Cochection Newburgh trail, the very first trail used by
25 early settlers to bring logging, agricultural all the way

1 - MARC FOWLER / PUBLIC COMMENT -

2 from Cochection, which is just on the border, outside of --
3 what's the name of that town there?

4 UNIDENTIFIED SPEAKER: Narrowsburg.

5 MR. M. FOWLER: Narrowsburg, yes. Thank you.

6 All the way to Newburgh, okay, before the D and Canal
7 started. Okay? So the historic significance really needs
8 to start on the other side of that ridge, not at the top of
9 the ridge and certainly not down here in the valley.

10 That's all I've got to say. Thank you very much.

11 DEPUTY SUPERVISOR GIRALDI: Thank you.

12 MR. R. DUNN: Yes, my name is Richard Dunn. I'm a
13 Wurtsboro resident. I'm not a farmer. Everybody has
14 important points, but there's an old saying, for every
15 action there's a reaction.

16 I'm 55 years old. I've lived in this town my whole
17 life. To be honest with you, I don't like what I see
18 anymore. I see a village; we want to protect our village.
19 Bloomingburg and Wurtsboro, they're not doing too well.
20 Our stores, nobody is going in there; they close down. The
21 facades are falling apart. There's no life here. Don't
22 restrict everything so restrictively that nobody wants to
23 be here. You take right up the road in Rock Hill, they
24 have Emerald Green, there's a housing development there,
25 they have the Neversink watershed. They can coexist. The

1 - RICHARD DUNN / PUBLIC COMMENT -

2 Basha Kill can coexist with some industry, some jobs.
3 Young people need a future. They're not going to stay in
4 this town. It's a beautiful town, but it's hurting. Our
5 villages are hurting. Our infrastructure is falling apart.
6 Every year things go up and up and up. So you either got
7 to put the burden on the people in this town to raise taxes
8 to help support the increases or you got to bring some
9 slow, steady growth here that we all agree upon. We can't
10 just zone everything out. When you hear a woman here
11 saying you can't even build a farm, there's something
12 wrong. It's a farm. Farms have been going on for
13 thousands of years. We're all still here. I listened to
14 Kohl's when they built a Kohl's down here. The air
15 pollution, the truck traffic, all this stuff. Does anybody
16 notice the trucks going by from Kohl's? I don't think so.
17 We've just got to look at the overall picture here because
18 the end result is look at our town, look at the stores.
19 These people, these stores, not a lot of people in there.
20 Ecotourism is nice, but that should be a spoke on the
21 wheel.

22 I believe in my environment and protecting it, but if
23 you're really to protect our environment, we have a garbage
24 dump about 1,000 feet back here that leaches into the Basha
25 Kill and nothing is done about that. I've mentioned that

1 - RICHARD DUNN / PUBLIC COMMENT -

2 many times.

3 We've got to look at the whole thing here because you
4 know what? We're missing out on America. America is
5 booming, driving. In this town, I don't see that. I see
6 it dying, crumbling, and I don't like it. It would be nice
7 to say, Listen, we don't want 211, we don't want that. I
8 agree with everybody here. But when something knocks on
9 our door, let's just not chase it away. Let's meet with
10 them, talk it out and see if we can work it out to bring it
11 here. If it's something we don't want or they don't want
12 to meet some of our demands, then we don't. You know, I
13 agree. But please, let's not zone everything out of
14 existence here.

15 Thank you.

16 DEPUTY SUPERVISOR GIRALDI: Thank you.

17 Anyone else?

18 (No verbal response.)

19 DEPUTY SUPERVISOR GIRALDI: Roslyn.

20 MS. R. KALIFOWICZ-WALETZKY: I remember hearing
21 someone say, well, the Comprehensive Plan --

22 DEPUTY SUPERVISOR GIRALDI: We can't hear.

23 MS. R. KALIFOWICZ-WALETZKY: I said to some people,
24 Well, I'm here to farm which is exactly what the new
25 Comprehensive Plan says. We want farming, farming,

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 farming, farming, farming, ecotourism, ecotourism, farming.
3 It goes on like that, every sentence, every paragraph,
4 every 129 pages that I read. And when I asked someone, I
5 don't remember who it was, a question, Well, how about this
6 and that, they said, Well, the Comprehensive Plan is a list
7 of wishes that we would like to have, but you can't hold us
8 to every word of it. It's just a set of expressions of
9 wishes. I could tell you that is deaf of the Town of
10 Mamakating. That's totally deaf. That's totally
11 unacceptable. After this is accepted by the Town and the
12 people have voted on it positively, we, as a community,
13 have to sit down, make a plan how we're going to make it
14 happen, what exactly we're going to do. What is really
15 critical in this issue where I can't clear trees? What
16 does the Town of Mamakating doing to prevent and/or deal
17 with global warming? As far as I see, I think we're almost
18 two and a half years, squat, nothing. They think, Well, if
19 we're not going to allow for any cutting of trees, that's
20 going to take care of that whole problem warming. I can
21 tell you as an environmentalist, you don't need to hear it
22 from me, not cutting the trees down is not enough. It's
23 not enough. So we have to make a real plan of what is this
24 town going to do to make this plan successful and to make
25 it really happen and to really pay. I have seen nothing

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 about that. That is going to require real leadership, real
3 vision and real organization because it can't just be a set
4 of wishes expressed by the Town, and Okay, we wrote about
5 that, that's it.

6 DEPUTY SUPERVISOR GIRALDI: I don't know who you heard
7 that comment from, but I don't believe it was it was any of
8 the Town Board members. We take this document very
9 seriously. It's been done quite a while now, Roslyn. I'm
10 just speaking as the Board. We take it very seriously.

11 MR. CAPPELLO: What you may have heard was me at a
12 Planning Board speaking to you, asking you to come in with
13 your uses and say there are some issues with the zoning.
14 At that time I told you the "or" was probably a typo, to
15 advise the building inspector what you wanted to do, we
16 would look at it.

17 What a Comprehensive Plan is, I explained the law to
18 you, it is the policies and the guidelines that the Town
19 adopts, that based upon that, they adopt specific zoning
20 regulations, which is the next step after the adoption of
21 the Comprehensive Plan. The Comprehensive Plan is not the
22 zoning. It's not the law, it's the document which the
23 zoning needs to comply with. You write it a little broader
24 so you don't have to change it every time a new law comes.
25 But there will be specific laws.

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -

2 I can guarantee you in that law the issue of either/or
3 on the farming, which was likely a typo that has probably
4 been in that code for the last 40 plus years, will be
5 corrected. Those types of issues will be addressed. There
6 will be a full zoning plan that will be written that will
7 have all the specifics as to what the definition of high
8 density housing is, as to what farming is, as to what the
9 new zoning designations are. That will all be before you.
10 There will be a public hearing on that, as well, where you
11 will be allowed to comment on the specifics. That is the
12 difference between a Comprehensive Plan, which needs to
13 come first to set the vision and the policy, and the
14 implementing law that we'll implement.

15 MS. R. KALIFOWICZ-WALETZKY: I understand that very
16 well. I think you know I understand that.

17 MR. CAPPELLO: What you said earlier as to what was
18 said did not specifically --

19 MS. R. KALIFOWICZ-WALETZKY: But it's a set of wishes?

20 MR. CAPPELLO: Nobody said wishes.

21 MS. R. KALIFOWICZ-WALETZKY: Somebody, I don't
22 remember. A lot of people over the last two and a half
23 years. But I'm saying you've got to sit down and make a
24 real plan on how we're going to make this really happen
25 because the truth is, I think about my daughter, for

1 - ROSLYN KALIFOWICZ-WALETZKY / PUBLIC COMMENT -
2 example, who is super, super talented. Right now she is
3 the associate director of design for Estee Lauder
4 Corporation. She's a trained architect, but works as a
5 product designer. For me to get her to come here to deal
6 with the industrial parts of growing hemp which has
7 phenomenal possibilities, nobody from the city is going to
8 come up here unless they have some issue with the city. Do
9 you know what I mean? Nobody that's really, really
10 talented is going to come and settle here because there's
11 not enough that's offered, there's not enough that happens.
12 The great wish we all have that they put the entrance to
13 the county, Sullivan County, that they'll stop at
14 Mamakating and be the greeting place ain't going to happen.
15 It's not going to happen. There's not enough to do in
16 Mamakating. We have to make it real. We have to make it,
17 find real things to do that will make this city more
18 vibrant for more people to come and want to attend the few
19 things even that are here. I'll never get my kids here. I
20 don't think so. Maybe if they travel here, I don't know.
21 But that's so sad and unnecessary.

22 DEPUTY SUPERVISOR GIRALDI: Thank you, Roslyn.
23 Any other comments before we close the hearing?

24 (No verbal response.)

25 DEPUTY SUPERVISOR GIRALDI: Anyone. Again, you don't

1 - RE: COMPREHENSIVE PLAN / DGEIS -

2 have to have your name written down.

3 (No verbal response.)

4 DEPUTY SUPERVISOR GIRALDI: Okay.

5 COUNCILMAN TAYLOR: Motion to close.

6 COUNCILMAN KELLER: Second.

7 MR. CAPPELLO: The process is, now, you've heard some
8 people ask you to keep it open. You can consider closing
9 it. There is a minimum of ten days written comment period.
10 That's the minimum. That ten days would end, today is the
11 16th, so it would Friday, the 26th.

12 MS. DOUGHERTY: It's on the cover.

13 COUNCILMAN TAYLOR: May 1st?

14 DEPUTY SUPERVISOR GIRALDI: May 1st.

15 MR. CAPPELLO: You could say whatever ...

16 MS. DOUGHERTY: On here, the written comments are
17 until the 26th.

18 MR. CAPPELLO: Yes. That's the minimum period.

19 MS. DOUGHERTY: Okay.

20 MR. CAPPELLO: You can certainly extend that. If you
21 want to extend it to May 1st ...

22 COUNCILMAN VEST: The third or the tenth?

23 COUNCILMAN TAYLOR: Our next board meeting is the
24 seventh.

25 COUNCILMAN VEST: Seventh, okay. So do you want to

1 - RE: COMPREHENSIVE PLAN / DGEIS -

2 extend written comments to next month?

3 MR. CAPPELLO: It's up to you. Or if you wanted to
4 say by five o'clock on the seventh, so then when you come
5 to your meeting you will have all of them and then --

6 COUNCILMAN TAYLOR: Do you think we're work on --

7 MR. CAPPELLO: You could take them and have everything
8 in. At that point, potentially --

9 COUNCILMAN VEST: Mr. Fogel, you mentioned the desire
10 for an extension. Would May 7th give you the time you
11 needed to finish the task you wish to do?

12 MR. M. FOGEL: I think it would. Is that the next
13 board meeting?

14 COUNCILMAN VEST: That's when our next board meeting
15 is. If all written descriptions, all written comments were
16 here, we could then decimate them to the Board members as
17 we prepare for the next steps.

18 MR. M. FOGEL: If we're going to do that, I mean I
19 would request that the public hearing also just be
20 continued to the seventh.

21 MR. CAPPELLO: Well, if you did that, the law says the
22 minimum period is ten days beyond the close of the public
23 comment period for acceptance of written comments.

24 DEPUTY SUPERVISOR GIRALDI: So they can submit written
25 comments. There's plenty of time between now.

1 - RE: COMPREHENSIVE PLAN / DGEIS -

2 COUNCILMAN TAYLOR: Right.

3 MR. R. STOLOFF: When did you send in for the 239-m
4 review and when did the period end? I mean that's an
5 extended period also.

6 MR. CAPPELLO: The County has it and they've contacted
7 us and said they are in the process of reviewing it and
8 we'll have their comments. The 30 days, I believe, I'm not
9 a hundred percent sure, will have ended by April 26th,
10 which is the ten day comment period. The Board will have
11 those before then. The County has had it. They have
12 started their review and they have contacted the Town.

13 MR. R. STOLOFF: The County had it sometime in March?

14 MR. CAPPELLO: Yes.

15 COUNCILMAN TAYLOR: I would like to make a motion to
16 have the comment section open until five o'clock on the
17 seventh. That gives us time to collect all the documents
18 when we come in on the seventh and gives us time to then
19 look it over

20 MR. CAPPELLO: So then you will close the public
21 hearing, leave it open for written comment until five
22 o'clock on May 7th.

23 COUNCILMAN TAYLOR: Yes, I make that motion.

24 DEPUTY SUPERVISOR GIRALDI: You'll make that motion,
25 Matt.

1 - RE: COMPREHENSIVE PLAN / DGEIS -

2 Second?

3 COUNCILMAN KELLER: Second.

4 DEPUTY SUPERVISOR GIRALDI: All in favor?

5 MS. DOUGHERTY: So we're closing the public hearing,

6 written comments until May 7th.

7 COUNCILWOMAN SAWARD: Aye.

8 COUNCILMAN VEST: Aye.

9 COUNCILMAN TAYLOR: Aye.

10 COUNCILMAN SALOME, JR.: Aye

11 COUNCILMAN KELLER: Aye.

12 DEPUTY SUPERVISOR GIRALDI: Aye.

13 (The motion was approved and carried.)

14 (Time noted: 7:45 p.m.)

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REPORTER'S CERTIFICATION

I, ROSEMARY A. MEYER, a Shorthand Reporter and Notary Public in and for the State of New York, do hereby certify:

That the foregoing transcript is an accurate record of the proceedings herein to the best of my knowledge and belief, having been stenographically recorded by me and transcribed under my supervision.

I further certify that I am in no way related to any of the parties to this action and that I have no personal interest whatsoever in the outcome thereof.

A handwritten signature in cursive script that reads "Rosemary A. Meyer". The signature is written in dark ink and is centered on the page.

ROSEMARY A. MEYER

Date Transcribed: May 2, 2019

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