

APPROVED MINUTES
Town of Goshen Planning Board
Town Hall
41 Webster Avenue
Goshen, NY 10924
June 7, 2012

Members Present:

Reynell Andrews
Lee Bergus
Susan Cleaver
David Gawronski
Ralph Huddleston
Giovanni Pirragalia

Also Present:

Neal Halloran, Building Inspector
Sean Hoffman, PB Engineer
Ed Garling, PB Planner
Kelly Naughton, Esq. PB Attorney

Absent: John Lupinski

The PB meeting was opened at 7:30 p.m. by Chair Ralph Huddleston.

Minutes – The minutes of the PB meeting of May 17, 2012 were approved.

MetroPCS – 11-1-45 18.1 +/- acres located at 338 Harriman Drive in the RU zone with AQ3 and scenic corridor overlay. Wireless telecommunication facility on a proposed 20' extension of the existing 154' lattice tower. Findings.

Representing the applicant:

John Furst, Esq.

Ms. Naughton said that one of the issues had been whether the PB could waive the setback requirement for the addition to the top of the tower. She said that pursuant to Section 97-94 of the Town Code, the PB has the ability to waive the setback requirement. She said that the 1999 Consent Judgment was reviewed. It ordered the placement of the structure where it is now and that this placement is where the Town wanted it at the time of the Consent Order.

Mr. Huddleston commented that it would make sense because this is on the same tower and it has already been built.

Ms. Naughton said that the air space being leased is 10 ft. and the applicant is looking for an additional 20 ft. There is a code requirement stating that documentation be provided to the PB and that the PB has to grant the minimum height necessary to provide the adequate coverage. The next 10 ft. is air space and the applicant has applied to the ZBA for the 10 ft. above that. If the air space is not leased, that 10 ft. above what is existing would provide the adequate coverage, she said.

VOTE BY PROPER MOTION, made by Mr. Andrews, seconded by Mr. Bergus, the Town of Goshen Planning Board waives the setback requirement on the application of MetroPCS and determines that the 10 ft. air space immediately above what exists there today is adequate for what is required. Passed unanimously.

Mr. Andrews	Aye	Mr. Gawronski	Aye
Mr. Bergus	Aye	Mr. Huddleston	Aye
Ms. Cleaver	Aye	Mr. Pirragalia	Aye

VOTE BY PROPER MOTION, made by Mr. Andrews, seconded by Mr. Bergus, the Town of Goshen Planning Board sets a public hearing on the application of MetroPCS for June 21, 2012. Passed unanimously.

Mr. Andrews	Aye	Mr. Gawronski	Aye
Mr. Bergus	Aye	Mr. Huddleston	Aye
Ms. Cleaver	Aye	Mr. Pirragalia	Aye

Orange & Rockland – 12-1-1.7 48.7 acres special use permit and site plan review located on Hartley Road in the RU and HC zone with AQ6, and scenic corridor overlay with Town Board. FEIS

Representing the applicant: Alan Lipman, Esq.

Mr. Halloran said the PB has received the FEIS.

Ms. Naughton said the FEIS was “a very well done FEIS.” She said the PB attorney had few, very minor, comments which have been sent to the PB.

Mr. Garling said he reviewed it and agrees that the FEIS was well written. He said that the landscaping plan works and that his only issue is the mapping of the road, which is not an FEIS issue, but a site plan issue. Mr. Hoffman said his office had minor comments.

Mr. Gawronski said the FEIS was “very thorough” and that it addressed the questions and comments made by the public.

The applicant summarized some additional submissions to the FEIS.

VOTE BY PROPER MOTION, made by Ms. Cleaver, seconded by Mr. Pirragalia, the Town of Goshen Planning Board approves the FEIS on the application of Orange & Rockland subject to confirmation that the changes suggested by the consultants are made. Passed unanimously.

Mr. Andrews	Aye	Mr. Gawronski	Aye
Mr. Bergus	Aye	Mr. Huddleston	Aye
Ms. Cleaver	Aye	Mr. Pirragalia	Aye

Ms. Naughton said that once it has been confirmed that the changes have been made, the FEIS will be filed and then the public has ten days from the date of that filing for any comments. The PB attorney will then enter into the preparation of the Findings which according to SEQRA, must be adopted within 30 days of the filing. Once the Findings are adopted, the applicant will go to the ZBA and then return to the Town Board. She said that the FEIS will be uploaded on the Town Website.

ADJOURNMENT - The Planning Board adjourned at 7:55 p.m.

Ralph Huddleston, Chair
Notes Prepared by Susan Varden