

**TOWN BOARD SPECIAL MEETING
RE COMPREHENSIVE PLAN
January 12, 2009**

PRESENT:

Douglas Bloomfield	Supervisor	Kenneth Newbold	Councilman
Philip Canterino	Councilman	George Lyons	Councilman
Louis Cappella	Councilman		

ALSO PRESENT:

Dennis Caplicki	Town Attorney
Richard Golden	Planning Board Attorney
Edwin Garling	Town Planner
Valma Eisma	Town Clerk

Supervisor Bloomfield opened the meeting at 7:30 p.m.. Attorneys Caplicki and Golden briefly went over the various procedures and materials that the Board will be covering in this meeting and the time line that will follow.

A. ACCEPTING FINAL GENERIC IMPACT STATEMENT:

**TOWN OF GOSHEN
RESOLUTION**

**ACCEPTING THE FINAL GENERIC IMPACT STATEMENT WITH RESPECT TO THE TOWN
OF GOSHEN COMPREHENSIVE PLAN UPDATE AND ASSOCIATED
ZONING AND CODING AMENDMENTS**

INTRODUCED BY: Councilman Philip Canterino
SECONDED BY: Councilman George Lyons
DATED: January 12, 2009

At a Special Meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 12th day of January, 2009;

WHEREAS, the Town Board of the Town of Goshen has completed and Environmental Impact Statement with respect to the Town of Goshen Comprehensive Plan Update and associated Zoning and Town Code Amendments, and

WHEREAS, the Town Board of the Town of Goshen wishes to accept same as complete,

NOW, THEREFORE BE IT RESOLVED, that the Final Generic Environmental Impact Statement With respect to the Town of Goshen Comprehensive Plan Update and associated Zoning and Town Code Amendments, as attached, be accepted as complete.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	AYE	Councilman, Philip Canterino	AYE
Councilman, Louis Cappella	AYE	Councilman, Kenneth Newbold	AYE
Councilman, George Lyons	AYE		

Vote: Resolution carried by a vote of 5 to 0.

Attorney Golden stated, just to acknowledge for the record, as is typical with the acceptance of the Final Environmental Impact Statement, the public has a ten day comment period before the adoption of the FEIS on January 29th. He said at this point the Board is accepting it and will adopt it at the later date. The Public, under SEORA, has at least ten days to make comments on it. This time span will be from now to January 29th at 5:00 p.m. He said at that time the Board would take any comments given into account before adopting it as your findings.

Attorney Caplicki addressed the Board in regard to the Moratorium, (Local Law #1 of 2008) explaining

ACCEPT THE COMPREHENSIVE PLAN UPDATE:

**TOWN OF GOSHEN
RESOLUTION**

ACCEPTING THE TOWN OF GOSHEN COMPREHENSIVE PLAN UPDATE

INTRODUCED BY: Councilman Louis Cappella
SECONDED BY: Councilman Kenneth Newbold
Dated: January 12, 2009

At a Special Meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 12th day of January, 2009'

WHEREAS, the Town Board of the Town of Goshen has completed an update with respect to the Town of Goshen Comprehensive Plan, and

WHEREAS, the Town Board of the Town of Goshen wishes to accept same as complete,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Goshen Comprehensive Plan Update, as attached, be accepted as complete.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	AYE	Councilman, Philip Canterino	AYE
Councilman, Louis Cappella	AYE	Councilman, Kenneth Newbold	AYE
Councilman, George Lyons	AYE		

Vote: Resolution carried by a vote of 5 to 0.

ESTABLISH DATE FOR PUBLIC HEARING RE: COMPREHENSIVE PLAN UPDATE AND ADOPTION OF LOCAL LAWS

**TOWN OF GOSHEN
RESOLUTION**

**SETTING SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN
OF GOSHEN ON JANUARY 29, 2009**

INTRODUCED BY: Councilman Louis Cappella
SECONDED BY: Councilman Philip Canterino
DATED: January 12, 2009

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 12th day of January, 2009;

WHEREAS, the Town Board of the Town of Goshen has completed an Environmental

Impact Statement with respect to the Town of Goshen Comprehensive Plan Update and associated Zoning and Town Code Amendments, and

WHEREAS, the Town Board of the Town of Goshen wishes to set a special meeting of the Town Board of the Town of Goshen so as to take further action with respect to said materials,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Goshen hereby sets a special meeting for January 29, 2009, as per the attached Legal Notice.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	AYE	Councilman, Philip Canterino
Councilman, Louis Cappella	AYE	Councilman, Kenneth Newbold
Councilman, George Lyons	AYE	

Vote: Resolution carried by a vote of 5 to 0.

LEGAL NOTICE

TOWN OF GOSHEN NOTICE OF SPECIAL MEETING

PLEASE TAKE NOTICE that a special meeting of the Town Board of the Town of Goshen, will be held on January 29, 2009 at 7:30 p.m. at Town Hall, 41 Webster Avenue, Goshen, New York for the purposes of:

- Adopting findings with respect to the Final Environmental Impact Statement Concerning the Town of Goshen Comprehensive Plan and associated Town Code and Zoning Map amendments.
- Adopting the Comprehensive Plan update for the Town of Goshen.
- Holding/conducting public hearing with respect to proposed Local Laws Numbers 1 and 2 of 2009.

By Order of the Town Board, Town of Goshen dated January 12, 2009

Valma Eisma, Town Clerk
Town of Goshen

Councilman Newbold made a Motion to acknowledge and approve the format of the Local Laws one and two that are set here before the Board. The Motion was seconded by Councilman Lyons. Motion carried unanimously.

ESTABLISH DATE FOR PUBLIC HEARING RE: ADOPTION OF COMPREHENSIVE PLAN UPDATE AND ADOPTION OF LOCAL LAWS:

**TOWN OF GOSHEN
RESOLUTION**

Setting a Public Hearing With Respect to Proposed Local Laws Nos. 1, 2 of 2009

INTRODUCED BY: Councilman George Lyons
SECONDED BY: Councilman Kenneth Newbold
Dated: January 12, 2009

At a meeting of the Town Board of the Town of Goshen, County of Orange, State of New York, held at Town Hall in said Town on the 12th day of January, 2009;

WHEREAS, the Town Board of the Town of Goshen has had prepared and presently has before it the text of proposed Local Law Nos. 1, 2 of 2009, and

WHEREAS, the Town Board of the Town of Goshen wishes to establish a public hearing date with respect to such laws,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Goshen hereby sets a public hearing for January 29, 2009, as per the attached Legal Notice.

Upon Roll Call Vote:

Supervisor, Douglas Bloomfield	AYE	Councilman, Philip Canterino	AYE
Councilman, Louis Cappella	AYE	Councilman, Kenneth Newbold	AYE
Councilman, George Lyons	AYE		

Vote: Resolution carried by a vote of 5 to 0.

TOWN OF GOSHEN

NOTICE OF PUBLIC HEARING ON INTRODUCTORY LOCAL LAWS 1 AND 2 OF 2009 AMENDING CERTAIN TOWN CODE CHAPTERS REGARDING VARIOUS ZONING RELATED MODIFICATIONS AND AMENDING THE TOWN ZONING MAP

PLEASE TAKE NOTICE that on Thursday the 29th day of January, 2009, at 7:30 p.m., or as soon thereafter as the matter can be heard, there will be a Public Hearing before the Town board of the Town of Goshen, New York, at the Town Hall, located at 41 Webster Avenue, Goshen, New York, concerning Introductory Local Laws 1 and 2 of 2009. The purpose of these local laws is to revise the Town Land use regulations to be in accordance with the proposed Comprehensive Plan and to amend the zoning designation for certain properties in the Town. The documents are available for public review at the Town Clerk's office during normal office hours, at the Town of Goshen Public Library and on the Town's website.

Dated: January 13, 2009
Goshen, New York

Attorney Caplicki addressed the Board, stating "in order to fill in a procedural gap ", the Board adopted the moratorium pursuant to Local Law 1 of 2008 which was filed and recorded with the Secretary of State effective February 21, 2008. He said as originally proposed and passed, the moratorium was to last upwards a maximum of one year. Running from February 21, the Board adopted on September 22, 2008 a Resolution "hereby extended and renewed for an additional three (3) months from the end of the eight (8) consecutive month period ". Attorney Caplicki suggested another extension should be made to allow the County and others time to review the changes.

Councilman Newbold made a Motion to extend the effect of the moratorium of Local Law #1 of 2008 and the moratorium, on certain residential subdivisions and zoning approvals in the Town of Goshen for a one month period, after the original eight month moratorium period and the additional 3 month moratorium period previously passed, until such time should expire or the Board should propose another Resolution. The Motion was seconded by Councilman Canterino. Supervisor Bloomfield asked for discussion on the Motion. Attorney Golden, commented on the wording of the time span of the Resolution and suggested it should be revised. Councilman Newbold made a Motion to revise the previous Motion to state:

Extend the Moratorium as set forth in Local Law #1 of 2008 to it's fullest extent time frame from the original Moratorium Resolution filing date or any subsequent extension thereof. Councilman Canterino seconded the Motion. Motion carried unanimously.

Attorney Caplicki reviewed the time line the Board will follow up to the Public Hearing and the possible adoption of the Comprehensive Plan and the Local Laws. He explained the text of the Comprehensive Plan and the Local Laws will be coming from the printer and the copies and discs will not be available until possibly Friday. Until then the Public can personally review the same in the Town Clerk's office and have copies made of sections they are interested in. It will be on the Town's web site as soon as it is possible.

Attorney Caplicki stated the findings will now be prepared and will be given to the Board prior to January 29th. At this time the Board can accept and approve the findings, and conduct the Public Hearing.

Attorney Golden reviewed the process of sending the Comprehensive Plan and Local laws to the County for their review and the time frame, the County has a thirty day period to respond. That period begins the day they receive it or the date they deem they have all the necessary documents. He said the County may ask for other documents, typically for the Findings, they have a right to do that if this Board decides it is a necessary document. Attorney Golden said the County does not need the findings and suggested the Board make a Resolution stating this. Councilman Newbold made a Motion stating The Town Board of the Town of Goshen believes that all the documentation prepared, up to this evening, be sent to the County of Orange and that this is all the information that is needed and the County does not need the Findings to comment. The Motion was seconded by Councilman Cappella. Motion carried unanimously.

With no further business Councilman Newbold made a Motion to adjourn the meeting. The Motion was seconded by Councilman Lyons, Motion carried unanimously.

Time: 8:30 p.m.

Valma Eisma, Town Clerk