

The Regular Meeting of the Town Board of the Town of Goshen was held on the 12<sup>th</sup> day of July, 2007 at 7:30 p.m. in the Town Hall located at 41 Webster Avenue, Village of Goshen, County of Orange, State of New York.

Present:

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

Also Present: Dennis Caplicki, Town Attorney

**A. CALL TO ORDER:** Supervisor Bloomfield opened the meeting with the Pledge of Allegiance at 7:30 p.m.

**B. AMMENDMENT TO THE AGENDA:** none

**C. PRIVILEGE OF THE FLOOR** (agenda items only)

Jayne E. Daly, Esq. approached the Board saying she is the attorney for Epic Orange, LLC, an applicant before the Town's Planning Board, proposing a Planned Adult Community on the Hendler property in the Town of Goshen. She said they are proposing a one hundred fifty unit PAC in a CO zone. Under the proposed zoning amendments, the application for the PAC would no longer be appropriate. Therefore, she said the applicant is asking for the Board to please consider including a grandfathering provision in the legislation that would allow this project to continue through the review process.

Ms. Daly asked if the Board was planning on doing an Environmental Impact Statement and if it would be available for review before the Public Hearing? Attorney Caplicki replied that has not been decided yet, the planners are reviewing it at the present time. However, he said whatever is done will be available for the public at the Public Hearing. Ms. Daly also would like to request a traffic study be done. She said as part of their DEIS they were required to prepare a plan that conformed to the CO zoning and study the impacts, and suggested the Board take a good look at it.

Ms Daly said in addition, the Comprehensive Plan indicates that the HR and HS districts were specifically designed because they reduced traffic. She said she has other concerns, and would suggest scoping to identify those additional concerns so you can do a complete review. She also asked that the Public Hearing not be scheduled until after the County and the Planning Board have issued their comments. Also, she suggested the Town's traffic engineer be invited to attend the Public Hearing

**D. OLD BUSINESS:**

**1. Approval of Minutes: Work Session of June 25<sup>th</sup> and Joint Village & Town Meeting of June 27<sup>th</sup>.**

Councilman Newbold made a Motion to accept the minutes of June 25<sup>th</sup> and the Joint Village & Town Meeting of June 27<sup>th</sup> as corrected. The Motion was seconded by Councilman Cappella. Motion carried 5 to 0.

**E. NEW BUSINESS:**

**1. INTRODUCTION OF ZONING/CODING CHANGES AND SET PUBLIC HEARING:**

Attorney Caplicki said Monday evening the Board declared lead agency and Ed Garling, Planner will address this by memo to the Board, early next week, as to whether a full DEIS is required or not.. He said “what you have before you tonight is the text of Local Laws numbers two and three. These set forth the proposed amendments to the map and the zoning ordinance. He said now they need to be referred to the County Planning Department and the Town Planning Department for their comments, as well as other interested agencies and parties. He suggested August 29<sup>th</sup> for a Public Hearing, having a special meeting night with it’s own agenda.

Councilman Canterino made a Motion to set a Public Hearing on Local Law #2, Zoning map Amendments, for August 29<sup>th</sup> at 7:30 p.m. The Motion was seconded by Councilman Cappella. Motion carried unanimously.

Councilman Newbold made a Motion to set a Public Hearing on Local Law #2, Zoning Test Amendments, for August 29<sup>th</sup> at 7:35 p.m. or soon thereafter. The Motion was seconded by Councilman Canterino. Motion carried unanimously.

**2. ROAD CLOSING NOTICE – CROSS ROAD - COUNTY ROAD NO 42:**

Supervisor Bloomfield announced the closing of Cross Road, County Road NO. 42, beginning at the intersection with Pulaski Highway through to Maple Avenue. The closing will start on July 19<sup>th</sup> and will be closed to all through traffic for a period of approximately two days.

## **F. FINANCE:**

Councilman Cappella made a Motion to authorize the Supervisor to pay Voucher 07-00575 to Voucher #07-00679 amounting to \$85,604.23. The Motion was seconded by Councilman Newbold. Motion carried unanimously.

## **G. PRIVILEGE OF THE FLOOR:**

Doris Bialas asked how the stop sign on Fletcher Street was working out and if the no parking signs have been put in place? Supervisor Bloomfield replied he has not received one complaint about it, and the stop signs are on order.

Councilman Canterino said he would like to thank Mr. Makuen for the job he did working the excavator on the Salesian property. He said he did “an absolutely incredible job out there with the excavator”. It was all donated time, Mr. Makuen took the staircase down, walls down, filled in areas, etc. Councilman Canterino suggested a letter of appreciation be sent, and invite him when the park is opened.

Councilman Canterino expressed concern for a letter the Supervisor and the Councilmen had received in reference to the excavator machine. The letter was from Robert Fink, attorney for the Goshen Library, asking that the excavator be removed from library property immediately. The machine was rented and was placed in that area only as it would be easier for the truck to pick it up. Councilman Canterino thought it was disconcerting to pay an attorney to contact the Board and the Mayor, when a telephone call would have been easier and more community minded.

Doris Bialas asked if the Board had received a financial report from the Humane Society? Councilman Newbold replied he had not heard anything.

Hans Persoon asked about the status of his parents proposed Conservation Easement. Mr. Persoon did not come to the microphone and some of his questions and statements were inaudible. Attorney Caplicki replied there are a number of these applications in front of the Planning Board, some final, some not. He said those that are final involve Conservation Easements, creating special districts, dealing with storm water, open space etc. He said in the next couple of weeks, possibly starting as soon as the July 27<sup>th</sup> agenda, some of these will come before the Board for action. He said also there is correspondence going out soon in connection with a lot of these for additional information and monetary requests, as some are behind on expenses. Attorney Caplicki said they will all be pulled together priority wise and he knows his office issued the Persoon application.

Supervisor Bloom commented on the Dana Distributor Resolution that was done at the June 28<sup>th</sup> meeting. He said the numbers reviewed at that meeting were incorrect, not by a lot, but incorrect. He said the Assessor worked the numbers and informed the Attorneys they were wrong. He said the corrected figures came back today, but he did not have time to review them yet. He said at the next meeting the Board can review the figures and go through the process again.

**H. ADJOURNMENT:** Supervisor Bloomfield made a Motion to go into Executive Session to discuss the following:

1. A returned check
2. 6 Larchwood Cleanup-1Lark Terrace – 1 Oakwood Drive
3. Kenneth Sullivan Litigation
4. Officer's Resignation

with intent not to return. Councilman Cappella seconded the Motion. Motion carried unanimously.

Time: 9:25 p. m.

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Valma Eisma, Town Clerk