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TRANSCRIPT OF PROCEEDINGS OF THE PUBLIC HEARING
ON THE PROPOSED COMPREHENSIVE PLAN AMENDMENTS
AND THE DRAFT GENERIC ENVIRONMENTAL STATEMENT
ON PROPOSED AMENDMENTS TO THE TOWN OF RED HOOK
ZONING LAW, SUBDIVISION LAW AND COMPREHENSIVE PLAN
TO IMPLEMENT THE CENTERS AND GREENSPACES PLAN

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DATED: February 3, 2011
Red Hook, New York
7:00 p.m. - 8:56 p.m.

Donna M. Wells, Court Reporter

MINUTES
OF
PUBLIC HEARINGS

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APPEARANCES:

TOWN OF RED HOOK TOWN BOARD
Sue Crane, Town Supervisor
Susan McCann, Town Clerk
Harry P. Colgan
William T. O'Neill
Micki Strawinski Not present
James M. Ross

RAPPORT, MEYERS, WHITBECK
SHAW & RODENHAUSEN, LLP
Attorneys for Town of Red Hook
35 Main Street, Suite 541
Poughkeepsie, New York 12601
BY: CHRISTINE M. CHALE, ESQ.
VICTORIA PALADINO

Greenplan, Inc. Not Present
Environment Planners
302 Pells Road
Rhinebeck, New York 12572
BY: MICHELE GREIG, SENIOR PLANNER

SPEAKERS:

P. Daniel Hollis, III	Marie Welch
Patrick Kelly	Amy Dubin
Chris Klose	Phil Seymour
Ken Anderson	Ben Shute
Paul Fredericks	Dick Franklin
Norman Greig	Nicholas Ellanssen
Linda Keeling	Peter Setaro
Susan Mora	Richard Biezynski
John Colburn	Al Trezza
Rosemary Zengen	Ed Blundell

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THE SUPERVISOR:

Good evening and welcome. This is a continuation of the public hearing on Zoning Amendments 2 and 3 of 2010 proposed. I'm Sue Crane. I'm the Town Supervisor. Would you please rise for the Pledge of Allegiance.

(Whereupon, the Pledge of Allegiance was Recited by all in attendance)

We may have to get out our cheerleading voices tonight. I'm not sure this microphone is going to have the battery power that we need to proceed. I can do it if you can do it. Welcome. We are the Town Board of the Town of Red Hook. This is the continuation of the public hearing. As I said before, I'm Sue Crane. To my right and your left is Councilman Bill O'Neill, Councilman Harry Colgan, Town Clerk, Sue McCann, and Town Councilman Jim Ross. Councilwoman Micki Strawinski is ill tonight and won't be with us, and I think what we should do is just remind everyone that there is kind of a

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2 protocol for demeanor that we ask you to
3 respect and that is just that, respect each
4 other as you would like to be respected.
5 We're going to take comments. We're going to
6 ask you to try to keep your comments to three
7 minutes, if that's possible. I'll try to
8 stand when I think that the time has come for
9 you to move on and try to conclude when I
10 stand if you're still in midstream. I hate
11 cutting people off, but we'd like to get on
12 with other people who have probably been
13 waiting to speak. I thank you for coming out
14 on another cold night. The Town Board is here
15 to listen. We have received some comments in
16 the past week since we were last here and they
17 will become part of the record. With us
18 tonight is Donna Wells, court reporter. She
19 is going to be taking all the testimony word
20 for word and it will become part of the
21 official record of tonight's hearing. Our
22 Town Planner is Michele Greig and unable to be
23 with us. Christine Chale is with us and
24 Victoria Paladino is with us from Rapport,
25 Meyers, thank you for coming. I think we all

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know the rules and I'll start with the first person who has signed in who is P. Daniel Hollis. Thank you, Mr. Hollis.

BY MR. HOLLIS:

Good evening, Madam Supervisor and Members of the Town Board, Town Clerk, members of the public. My name is P. Daniel Hollis. I'm a member of the law firm of Shamberg, Marwell, Davis and Hollis. We're in Mr. Kisco, New York, on Smith Avenue, and I've traveled all this way at the urging and request of quite a number of your citizens all of whom have signed a petition which was filed today with the Town Clerk pursuant to the provisions of your Town code and Section 265 of the New York State Town Law. By virtue of the filing of that petition since these petitioners own in excess of 20 percent of the land to be affected by the rezoning of the RD3 property into the AB District the Town Board is required when they vote on these amendments to approve them by a super majority which for reasons known only to the State Legislature means 75 percent, but on a five person board

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2 that's a little hard to get to, so what that
3 means is four of the five Town Board members
4 must vote in favor of these amendments based
5 upon this petition having been duly and
6 properly filed. With all due respect to the
7 people that worked hard on putting this plan
8 together and the DGEIS and all the thought
9 that went into that we still feel that this
10 plan is woefully inadequate and abundantly
11 unfair to our clients. The AB Zoning
12 District, the changes to that zoning district
13 and the language used is nothing more than, we
14 feel, a euphemism for creating an open space
15 initiative on the financial backs of the
16 agricultural property owners. In a Town where
17 there has been growth at an average rate of
18 two percent over the last 45 years it hardly
19 seems necessary to create this upzoning, which
20 is what it is, or it could be called, as well,
21 an inverse or a constructive condemnation
22 because what is happening by this ordinance is
23 a taking of our clients properties because
24 there is no proper due process in place. It
25 falls woefully short when we talk about the

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2 valuation of the property. While the drafters
3 of the DGEIS point proudly to the valuation
4 being based on the 1999 map when you take the
5 subtractions and the deductions for this,
6 that, or the other thing and then you start to
7 apply a value to it the value is far less than
8 the three lot zoning that is in place under
9 the 1999 map. It's my understanding that the
10 New York State Department of Agriculture has
11 already submitted a letter to the Town Board
12 -- I'd ask to be provided by counsel with a
13 copy of that -- wherein the Agriculture
14 Department has some concerns about this
15 ordinance and wishes to take a hard look at it
16 themselves. Using the phrase, hard look, is
17 something counsel, I'm sure, has explained to
18 you many times, is required by SEQRA, and
19 while there is a, hard look, presumably taken
20 in the DGEIS, sort of predicting the end of
21 the world as we know it, if this ordinance is
22 enacted a doubling of the population, millions
23 of gallons of water being wasted or used and
24 the like number of gallons of athluin
25 (PHONETIC). The realty is that there has been

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2 no, hard look, taken on the socio-economic
3 impact on these agricultural property owners.
4 No one's taken the time to say what happens,
5 what's the economic downside to these property
6 owners if we take their land, albeit,
7 presumably for the purchase of development
8 rights. All that's doing is taking the rights
9 of our clients on their properties and the
10 agricultural district, transferring them for
11 less than fair value to the ability of some
12 other developer in a different part of Town
13 yet to be created to develop at a higher
14 density 1,200 units. There's been no urban
15 sprawl or suburban sprawl in Red Hook in the
16 50 some years that I've driven through your
17 Town -- couple of times I might have even
18 gotten a speeding ticket on the Taconic, but
19 I'm not sure about that -- the point is that
20 this ordinance is not fair. It is a taking of
21 our client's property and that the requisite
22 hard look that is required under SEQRA has not
23 been taken in all respects, and, as I
24 mentioned before, where the ordinance is
25 woefully inadequate is in the valuation of

1
2 this land once these transfers are to take
3 place or the purchases. There's no
4 methodology, and if this were at a minimum you
5 would think that there would be the same type
6 of protocol as would be found in a tax
7 certiorari case. Since the public hearing is
8 still open I would ask what the time table is
9 for your vote on this. I presume you're going
10 to have a findings statement adopted at
11 sometime in the not too distant future and is
12 that something that's going to happen on the
13 February 8th meeting?

14 THE SUPERVISOR:

15 Findings statement on?

16 BY MR. HOLLIS:

17 On the DGEIS and the comments on the DGEIS.

18 THE SUPERVISOR:

19 We haven't determined that as of this moment.

20 BY MR. HOLLIS:

21 Okay. Thank you. In conclusion, and I don't
22 want to overstay my welcome being longer than
23 I'd like to be, I urge you not to adopt this
24 ordinance, and while it's perhaps
25 well-intentioned the law of unintended

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2 consequences comes into play here, and you
3 will not have succeeded in achieving what you
4 hoped to achieve. You would just be creating
5 a short term solution on the economic backs of
6 people, some of whose families have farmed
7 this land for generation, after generation,
8 after generation. Thank you for your time and
9 attention, and we hope that our involvement in
10 this matter doesn't extend beyond the vote,
11 but I can assure you that based on the
12 conversations I've had in the short few days I
13 have been involved a significant number of the
14 people who we represent and who have signed
15 this petition are poised to do whatever needs
16 to be done to protect their property rights.
17 I thank you very much. If there are any
18 questions of me I would be glad to answer
19 them.

20 THE SUPERVISOR:

21 Thank you, sir. The second speaker is Patrick
22 Kelly please.

23 BY MR. KELLY:

24 Patrick Kelly, Old Post Road North in Red
25 Hook. I'm speaking this evening on behalf of

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2 the Town of Red Hook Planning Board, and I
3 have a letter from our membership. "After a
4 careful review of the Local Laws amending the
5 zoning and subdivision regulations and the
6 Draft Generic Environmental Impact Statement
7 (DGEIS), the Red Hook Planning Board wishes to
8 express its strong support for the proposed
9 Centers and Greenspaces amendments. From a
10 planning point of view the proposed action will
11 provide us with wonderful opportunities for
12 the community. It will allow for walkable,
13 village-scale residential neighborhoods in
14 keeping with the historic character of the
15 Village of Red Hook. These neighborhoods will
16 support a Main Street shopping district in the
17 South Broadway area that will complement the
18 Village of Red Hook and foster economic
19 development that will enhance the Town's tax
20 base. Phasing requirements in the Traditional
21 Neighborhood District will allow the Town to
22 control growth and maintain high quality
23 services. Enhancing economic opportunities in
24 the Agricultural Business District will
25 encourage farmers to keep farming or return

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2 fallow ground to production. This will
3 maintain a stable tax base as studies have
4 shown that agricultural land has the same
5 positive impact on tax revenues as commercial
6 uses providing greater tax revenue than it
7 uses in services. Funds from incentive zoning
8 in the TND District will allow for the
9 purchase of development rights in the AB
10 District making the two districts mutually
11 beneficial. The proposed action will bring
12 the Town's land uses into better balance
13 providing for less residential growth, a lower
14 need for services, and better designed
15 development. It will also have numerous
16 environmental benefits from reducing
17 greenhouse gases by minimizing traffic to
18 reducing sprawl development on irreplaceable
19 agricultural soils. From a social perspective
20 the TND District will improve quality of life
21 for older adults as neighborhoods that
22 integrate a variety of uses enable seniors to
23 access key amenities without relying on their
24 automobiles. The proposed action is
25 consistent with numerous recommendations of

1
2 the Town's adopted Comprehensive Plan and Open
3 Space Plan, and it uses state of the art
4 planning techniques recommended by the
5 American Planning Association and other
6 entities such as the American Farmland Trust.
7 These and other organizations promote smart
8 growth principles such as mixing land uses,
9 creating walkable neighborhoods, preserving
10 farmland, providing a variety of
11 transportation choices, strengthening and
12 directing development towards existing
13 centers, and fostering distinctive communities
14 with a strong sense of place, all of which are
15 embodied in the proposed Centers and
16 Greenspaces amendments. The proposed action
17 is also consistent with the newest US Green
18 Building rating system LEED Neighborhood
19 Development and with NY State's new Smart
20 Growth Public Policy Infrastructure Act which
21 will target tax money on infrastructure in
22 compact communities rather than in sprawling
23 locations, an investment in long term fiscal
24 and environmental sustainability. Finally,
25 the proposed Centers and Greenspaces

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2 amendments will allow the community to
3 maintain its small town charm and character
4 while accommodating new residents and
5 prospering economically, the fundamental
6 vision of the Town's adopted Comprehensive
7 Plan. It will promote a pattern of
8 development based on traditional small
9 American towns with strong civic centers. We
10 are not surprised that the Town received the
11 prestigious Groundbreaker's Award from Pace
12 University's Land Use Law Center for this
13 proposal. It is the culmination of decades of
14 long range planning in the Town of Red Hook.
15 We strongly urge the Town Board to vote for
16 the proposed action for the benefit of all Red
17 Hook Residents." Thank you very much.

18 THE SUPERVISOR:

19 Thank you. The next speaker is Chris Klose
20 please.

21 BY MR. KLOSE:

22 At the July 7, 2010 Town of Red Hook public
23 hearing the Economic Development Committee
24 spoke in support of the Draft Environmental
25 Impact Statement, the Town's Zoning Law and

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2 Comprehensive Plan to implement the proposed
3 Center and Greenspaces Plan. Tonight we rise
4 in support of the proposed Local Law number 2
5 and Local Law number 3 because it is our
6 assessment they can, one, permanently protect
7 important farmland and the rural countryside
8 of Red Hook, and, two, strengthen the
9 residential and commercial base of the
10 existing villages. Protecting important
11 farmland, let me give you an example, a local
12 example. It's an innovative modern example of
13 what can happen when we devote our hearts and
14 our minds as you have done for so many years
15 now on Red Hook's future. Gigi Market & Cafe,
16 we all know where it is. It's on the Greig
17 Farm. It's in that wonderful flat expansive,
18 some of the greatest farmland not only in New
19 York State, but in the entire country. This
20 farm market and cafe proudly features local
21 seasonal fruit and produce, cheeses, meats and
22 poultry. It's just one of a growing number of
23 must stops on Red Hook's expanding
24 agro-tourism map. It exemplifies the economic
25 benefits to be reaped from the proposed

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2 Agricultural Business District. Strengthen
3 Existing Villages, start with the Village of
4 Red Hook. By maintaining the inviting small
5 town features that characterize this Village
6 of ours the proposed Traditional Neighborhood
7 development meets the growing 21st Century
8 demand for livable, walkable, connected
9 communities, and that's a clear call to
10 maintain this livable, walkable connected
11 community. Could the choice be more obvious.
12 Maintain existing zoning and turn Red Hook
13 into another Hyde Park or create an attractive
14 productive TND like Warwick Grove in Warwick,
15 New York, a traditional neighborhood that is
16 part of an existing village which offers, as
17 does the Village of Red Hook, an array of
18 shops, restaurants, markets and public
19 services like the library and Post Office in
20 an inviting mix of architectural styles. For
21 these reasons the Economic Development
22 Committee of the Town of Red Hook has assessed
23 that the proposed amendments to the Town's
24 Zoning Law and Comprehensive Plan to implement
25 the proposed Centers and Greenspaces Plan are

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essential to the further development of a thriving local economy in Red Hook in the 21st Century. Thank you.

THE SUPERVISOR:

Thank you. The next speaker is Ken Anderson please.

BY MR. ANDERSON:

I'm Ken Anderson. I live in Red Hook, of course, like all the rest of us I guess, and I'm here tonight to just express some of my views on what's going on here with the revised zoning. I am a member of the current Zoning Board of Appeals, for whatever it's worth, I've been on the Board for 19 years, so I think I've got a pretty good understanding of our community and what we're all here for tonight. We came here in 1978, 33 years ago, and we developed what is known as the Glen Ridge Farm. It did not exist at that time. We developed it from the beginning. It was a challenge, but we worked to make it work like many others are doing today and will have to continue to do in the future. I'm proud of our little Town and our Village. We need to

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2 development incentives for people to stay in
3 our community and for people to become part of
4 our community. Whether it is residential,
5 commercial or agricultural we all have to look
6 at this together so we can come out with a
7 plan that's suitable for all of us. I have a
8 letter prepared that I presented to the Town
9 Board and to Michele Greig, and I would like
10 to present this letter to you at this time.
11 "To the Red Hook Town Board and Michele Greig.
12 In the proposed zoning I would like to express
13 my thoughts and concerns regarding the
14 proposed zoning plan, and, more specifically,
15 the TND zone and the agricultural zone. I
16 think that we can collectively agree that
17 consideration for preserving agriculture in
18 our Town and Village is of the utmost
19 importance, and, again, I'm going to repeat, I
20 think that's why we're here today. How are
21 these new zoning rules going to affect the
22 land owners and the developers and in overall
23 our community. After listening to voices from
24 resident farmers, developers, landowners, real
25 estate agents, investors, stewards of the

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2 land, contractors and the general public it
3 appears that we are considering your plan that
4 becomes a detriment with unmanageable zoning
5 regulations. These regulations will surely
6 keep the ZBA very busy. The outcome I think
7 will bring our community to a standstill with
8 very limited benefits to all including
9 agricultural. This is a very complex plan.
10 I've tried to study it and maybe I don't have
11 the ability to understand at all, but I've
12 tried. Throughout the presentations and my
13 review of the plan I only heard what appeared
14 to be benefits or maybe restrictions to
15 agriculture and the preservation of our
16 surrounding open lands. If we should preserve
17 these open lands through zoning then it comes
18 down to who can own and pay taxes on these
19 preserved lands. Much of these lands are not
20 profitable due to the cost of farming. I
21 found this out after planting 400 acres of
22 crops for a few years and having them
23 destroyed for two consecutive years of drought
24 which, of course, we don't have any control
25 over that. Local farms and farmers go out and

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2 when they do go out the local market goes out
3 along with them. There are a lot of factors
4 to consider in this plan. Some additional
5 comments on the map clarify the district zones
6 clearly. Don't bisect properties with
7 different zones. The ZBA has to deal with
8 these circumstances when that happens, but be
9 very careful of when you outline various
10 zones. The restrictions will cripple the
11 development and limit agricultural activities.
12 Now that's after reductions, but what I mean I
13 can't begin to explain it all in a few words
14 or less here tonight, but after these
15 important it's important to the landowner,
16 it's important to the developers. Central
17 water and/or sewer districts will aid and
18 preserve lands and promote the inclusion of
19 such. Our current zoning has a definite
20 positive affect on preserving development and
21 landuse. Let's keep it that way, as it is.
22 Extend the TND along 5th Street to Baxter
23 Road. Extend the sewer district plan to
24 include these areas. We currently have a most
25 beautiful Town and community, a Town to be

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proud to live in, and I want to thank you now for this opportunity to be here tonight and to offer these comments." Thank you.

THE SUPERVISOR:

Thank you. The next speaker is Paul Fredericks please.

BY MR. FREDERICKS:

My name is Paul Fredericks. At the last meeting I presented to the Board, I made a comment that I felt the zoning map should really give a lot more information than it does. As you know, a number of years ago I worked on the land use map for the Town and submitted it, and the reason I bring it up, when you talk about the easements that are on property I'd been asked to do an appraisal on the Feller Farm, and this is where my quandary comes in. It totals 143.33 acres. There are two farmstead complexes; one of 4.18 acres and across the street one of 1.59. The only place a home can be built is on the 4.18 acre, or for that matter, I think any commercial. It is divided by the pond, so now you have two acre lots, roughly. Now you have a 100 foot

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2 set back from the pond. When you take that
3 in, the front yard, rear yard, and the side
4 yard, on one of the parcels you have the cold
5 storage, on the other side you have two barns
6 and a trailer. There's no place to put a
7 house. Where the house should be is on the
8 other side of the road at the 1.59 acres. You
9 are not allowed to put a house there. You can
10 only put up a farm building which may be used
11 for farm help. Now, the rest of the land in
12 the easement it says they shall not do any
13 commercial development at all, it's only
14 farming, so how does the Agricultural Business
15 District fit with -- or should I say how does
16 the land fit with that if you can't do
17 anything with the land, which is fine, I mean,
18 that was the agreement that was made,
19 shouldn't that be taken off the map and shown
20 as an easement protected property that you
21 can't do that. I'm in favor of saving farms
22 and doing things, and I think we should be
23 considering people as much as open space.
24 It's great to save open space and farms, but
25 people are really what save the community and

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2 I don't think enough consideration has been
3 given to that considering the way the economy
4 is going, the way taxes are going to go, how
5 are we going to protect the people, and I
6 think this should really be addressed, and how
7 would the other easements in the Town, how do
8 they affect those properties with the ability
9 to developments in the Agricultural Business
10 District. Thank you.

11 THE SUPERVISOR:

12 Thank you, Mr. Fredericks. The next speaker
13 is Norman Greig please.

14 BY MR. GREIG:

15 Good evening. Norman Greig, G-R-E-I-G. I
16 would echo Ken's comments about Red Hook being
17 a community we can be proud of. During the
18 time that we talked about the new zoning plan
19 there were a number of surveys that were done,
20 a number of surveys that were done in the Town
21 asking the residents what they were looking
22 for and my understanding of what we were
23 hoping to achieve with the new plan was to
24 reduce the build out because people were
25 enthusiastic about the rural character we had

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2 in Red Hook and to reduce the build out
3 because of the taxes that come with additional
4 growth. The school taxes are very high in Red
5 Hook and the property taxes they add up and
6 are a substantial burden on the existing
7 residents, and to keep this rural character
8 less congestion, less traffic and
9 opportunities for the quality of life that
10 we've all enjoyed over the time we've been
11 here so far, I would suggest that the new plan
12 misses the mark. I'm enthusiastic about
13 keeping the development off the farmland. We
14 have a very vibrant and active agricultural
15 sector in Red Hook. It's a benefit to the
16 community. The farmers, I would say, I think
17 there's a shortage of good farmland in Red
18 Hook. I can think of half a dozen farmers who
19 would buy or lease an additional 100 acres of
20 farmland immediately if it were available in
21 Red Hook. While the plan has been in the
22 process many, many acres in Red Hook have gone
23 under agricultural easement which takes the
24 development potential out of that land all
25 together. There is currently more requests

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2 for development funds from farmers than there
3 is funds available and an active market and
4 development funds and requests in that regard.
5 So while Red Hook is talking about a new plan
6 that reduces the build out the truth is the
7 farmers have been stepping up every which way
8 to reduce that build out that doesn't go on
9 any other land, that just come off the total.
10 The farmers are not interested in selling
11 their land at this point. They're all
12 actively farming it. We're fortunate to have
13 a whole new generation of farmers coming in,
14 but the unintended consequence, and I just
15 don't understand it, to create a plan that's
16 supposed to reduce congestion, and reduce
17 build out, and reduce taxes is promoting
18 building a second Village on prime
19 agricultural land south of the Village with
20 1,200 units of townhouse type construction
21 which is, one, on primary farmland, two, it's
22 out of character with what we enjoy in Red
23 Hook to have a substantial townhouse
24 community, three, it creates a situation where
25 the local builders won't benefit from this,

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and we already have a Town where it's very

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difficult to get through the center of Town

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now and any additional traffic is going to be

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a substantial problem. I would say more, but

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-- you know -- you guys --

7

THE SPEAKER:

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You can have my minutes.

9

BY MR. GREIG:

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I don't mean to run on, but I would suggest

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that if there were more development funds

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available that that land will be continued to

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be farmed instead of providing increased

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congestion, and the second Village concept, I

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understand that the infill around the center

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of the community is a good thing, but the

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places that you're talking about are prime

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agricultural lands. Both sides of the road on

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Route 9 south and the Cookingham property

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north of the Village, those are some of the

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best farmlands in Red Hook. There's no reason

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why they should go under -- they should never

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go under central water and sewer which is the

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kiss of death of any agricultural land. Once

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that goes in it's prohibitively expensive to

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2 farm it and the only way it's sustainable once
3 water and sewer goes in is for it to be
4 developed relatively quickly because the
5 residents can't afford to pay that sewer tax
6 unless it gets spread over a number of
7 residents. So I would suggest that you missed
8 the mark, and that if you could consider
9 moving forward on a plan that doesn't include
10 a second Village I think that would be a huge
11 step forward, and, as I say, development funds
12 are sorely needed. There are many more
13 farmers than looking for to sell development
14 rights and that solves the community build out
15 problem when development rights are sold.
16 Thank you very much.

17 THE SUPERVISOR:

18 Thank you, Mr. Greig. I forgot to acknowledge
19 Steve Roberts who is taping for PANDA so that
20 the proceedings tonight will appear on Channel
21 23 locally. You'll have a chance to hear
22 again if you missed any of what's been going
23 on so far. The next speaker is Linda Keeling
24 please.

25 BY MS. KEELING:

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1
2 Hi. I'm Linda Keeling. I represent the COST,
3 Citizens Opposing Sewer Taxation. I have an
4 additional eight letters to submit. Also, I
5 understand that we're supposed to have a
6 mandatory referendum April 8th, and I'd like
7 to know on April 8th where this election is
8 supposed to take place. Is it the Town that
9 will be conducting it or the Village or both?
10 We need to know this information so that the
11 people can get out there and vote. Again, we
12 are against the sewer because it will impact
13 the farmers, it will create or is supposed to
14 create a southern Village. We think that the
15 taxes are too high right now and this will
16 just put many of the businesses out of
17 business. We can't afford that now. Thank
18 you very much.

19 THE SUPERVISOR:

20 Thank you, Miss Keeling.

21 BY MS. KEELING:

22 And can we extend it so the people can add
23 letters if they haven't submitted them for
24 today?

25 THE SUPERVISOR:

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It depends on what's voted at the end of this meeting. The next speaker is Susan Mora please.

BY MS. MORA:

Susan Mora, M-O-R-A. I'm from the Village of Red Hook. I only have a couple of comments. I would just like to voice my support for the proposed zoning changes. It is my understanding that these initiatives were begun a long time ago and worked on by many people and several boards over many years. In the meantime I think that everyone has seen what has happened to Hopewell and Fishkill, and I don't know a single person who wants that to happen here in Red Hook. Some people have stated that there is no need for new zoning based on the number of homes built recently. They say that the present economy shows no signs of changing in the near future. Well, the economy has gone through many changes just in my lifetime. I believe the expression is, there is nothing as constant as change. The time to put these provisions into place is now. Thank you.

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THE SUPERVISOR:

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Thank you. John Colburn please.

4

BY MR. COLBURN:

5

My name is John Colburn. I live at 7351 South

6

Broadway, Red Hook. My concerns are on the

7

sewer system that they want to put into Red

8

Hook because it showed no valid reason to run

9

this through the Village with working septic

10

that are here now. We have a laundromat. We

11

have owned this laundromat for better than 80

12

years and to run our water bill from \$1,200 to

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\$3,600 a quarter is just something that we

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can't handle, and we will be forced to sell a

15

building that we have had for over 80 years,

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and the sewer systems, I've done a lot of

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research on these, and after five years you

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can expect major repairs on them, after ten

19

years there's a likely chance that they will

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need to be totally rebuilt, and when you have

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a 30 year loan and you have to take hundreds

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of thousands or several million out to repair

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these systems after ten years you know where

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it's going to go because they're never going

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to work, and I think I said all I have to.

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Thank you.

THE SUPERVISOR:

Thank you, Mr. Colburn. The next speaker is
Jim O'Toole please.

BY MR. O'TOOLE:

I have no comments. I thought I was signing a
different sheet. Sorry.

THE SUPERVISOR:

The next speaker is Rosemarie Zengen please.

BY MS. ZENGEN:

Hi. My name is Rosemarie Zengen, and I just
want to say something that I think that we
overlooked in all the times that I've spoken.
I want to thank all the people who have worked
on this plan. I think that a lot of
dedication went into working on this plan; a
lot of time, a lot of money, and I really
don't think anyone that worked on this plan
has anything personal to gain, but I want to
say this, that I feel that this is not the
time for the plan. I feel that when you
listen to the business owners you hear that
they don't want the central sewer district
done on South Broadway. When you talk to the

1
2 farmers you hear that they don't want the new
3 rezoning, but I don't know who is better to
4 listen to. I agree that planners are
5 necessary. We need planners for progress,
6 maybe not the type of progress I like, but we
7 do need planners, but I think that if you're
8 an intelligent person you research it and you
9 listen to the people that are most affected by
10 this. Anyone in their right mind would know
11 that 191 people in a sewer district should not
12 have to pay for a plan for a community that
13 involves over 10,000 people, and who knows
14 better what's best for the farmer than the
15 farmer. So I ask you, please, I know that the
16 plan, you worked hard long hours. I think
17 you're very dedicated. I think that you
18 really feel that this is the best plan. The
19 planners feel that this is the best plan, but
20 feelings are not facts. The facts are that
21 the South Broadway businesses cannot afford
22 this plan. Facts are that the farmers don't
23 want this plan. Please, I implore you, listen
24 to the people who are going to be affected and
25 if you do listen to them and you listen to

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2

them carefully it will be best for the entire

3

community, I can almost make a promise. Thank

4

you very much.

5

THE SUPERVISOR:

6

Thank you, Ms. Zengen. The next speaker is

7

Marie Welch please.

8

BY MS. WELCH:

9

Hi. I'm Marie Welch. I own the business

10

Welch Surveying in Red Hook on Orlich Road and

11

I own the property that it's situated on.

12

Unfortunately, Michele Greig is not here

13

tonight, so I have a question. My

14

understanding from this new proposed zoning

15

law is that the side yard or set back lines,

16

the buffer zone from the agricultural business

17

zones was supposed to be 250 feet. Can

18

anybody tell me if that's correct?

19

THE SUPERVISOR:

20

What was the number?

21

BY MS. WELCH:

22

The buffer zone from the land, the property

23

line to the Agricultural Business Zone.

24

THE SUPERVISOR:

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And what was the amount?

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BY MS. WELCH:

I was under the impression they were talking about 250 feet so that no one could build on their property within 250 feet, and I think if I looked in the zoning law, the proposed zoning, 200? So basically what that's saying is if you own a piece of property that's bordered by agricultural business you can't build within 200 feet of your property line. If you look at the zoning map the way it's presented there are multiple properties there that would be prohibited from building at all or would be required to get a variance in order to put an addition, put a garage, put something else up on their property. I'm here basically to address that set back and say that it's really onerous on the property owners who are not in the Agricultural Business District and really is a taking of their land. I was looking at, for example, say a five acre lot, if you had a five acre lot roughly -- well, 200 feet you're not going to be able to build. Let's say 500 feet wide by 700 feet deep about two acres or more of

1
2 your land is not going to be developed, be
3 able to be developed or used because of the
4 buffer, and my biggest concern is that when
5 land is in an Agricultural Business Zone it
6 doesn't necessarily mean it's going to be used
7 for farming. There's quite a bit of land
8 currently in Agricultural Business Zone or not
9 that because it's not that zone, but in
10 Agricultural exemption that's not even being
11 used, so not only are you prohibiting people
12 from using their land because there could be
13 farming next to it, but you're prohibiting
14 people from using their land without there
15 ever being farming on it. There are a lot of
16 farmers who have the land and agricultural
17 exemption. My concern is there's no
18 accountability. They file a form with the
19 assessor that says that they've gotten a
20 certain amount of income from the land, but
21 there is no follow up. So I would like to see
22 some sort of accountability for the ones that
23 do have their land and farm exemption that
24 they be required to prove that they are
25 getting that income, and, of course, I would

1
2 like to know, is it income that's required or
3 is it profit that's required to be shown
4 because you can show an awful lot of income,
5 but if you don't take the expenses away you're
6 not necessarily getting the income that they
7 state. So I don't know how the State Law is
8 written on that. I'd have to look into that a
9 little bit. But my concern is that when you
10 put all this land in agricultural exemption
11 they can get up to a 90 percent tax reduction
12 on their land and that tax assessment is going
13 to be passed onto the residents who are not in
14 ag exemption. We already know that our
15 Governor is proposing more taxes will be
16 passed onto the local school districts because
17 they're cutting State aid and it comes to a
18 point where the taxes in this Town are just
19 going to eat up residents alive. I did see in
20 a recent newspaper where New York is the worst
21 rated tax State and unfortunately passing on
22 the taxes to those who have no recourse it
23 makes a bigger burden on the rest of us.
24 Thank you.

25 THE SUPERVISOR:

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Thank you, Miss Welch. The next speaker is
Amy Dubin, please.

BY MS. DUBIN:

Hi. My name is Amy Dubin, and I'm the owner
of Doriedale Farms which abuts Greig Farm on
Pitcher Lane, and I would just like to say
that I completely agree with everything that
Norman Greig has said. I think that what
you've created, which is an incredible amount
of work, is a reaction to the development
pressures of the last decade. I think that
your zoning change is reflecting the old
paradigm not the new paradigm, and the new
paradigm is that Red Hook and agricultural
communities are working to develop their
agriculture and to save their agricultural
land because agriculture is a business in this
Town. You talk about allowing for commercial
development farther south, there is no
commercial development. Bringing in more
housing is not going to bring in more
commercial development. It's just going to
create higher taxes because of more schools,
so if you're working with the current paradigm

1
2 you've got to look at the natural resources
3 that you have and protect them first, and
4 what's always struck me as strange is that Red
5 Hook has never done a natural resource
6 analysis first. You always start with the
7 planners and the zoning and who owns what
8 land, but if you start with the resources that
9 you have you would know you cannot, you should
10 not be developing this wonderful agricultural
11 land to the south, and you should be
12 protecting it and you should be developing
13 your agricultural community, developing your
14 agricultural programs, developing your
15 markets, raising more money to buy development
16 rights. There's a disconnect. None of the
17 farmers, myself included, and I lease my land
18 to Ken Migliorelli, none of us are going to
19 develop our land, we aren't, so if we don't
20 develop our land how can you justify putting
21 1,200 acres farther south. If none of us are
22 going to do a three acre build out then you
23 can't do your 1,200 houses farther south
24 because there's a complete disconnect. I
25 really think you have to step back from what

1
2 you're doing, and I know it's a huge amount of
3 work. I think you have to look at this point
4 going forward and what are we protecting. Are
5 we protecting open space or are we protecting
6 the agricultural community, and I think the
7 agricultural community is growing and it's an
8 incredible resource and it's a more and more
9 important resource as time progresses. You're
10 not going to have the pressure for development
11 that we have had in the last ten years.
12 You're not going to see the interest rates
13 drop like they were. You're not going to have
14 Southern Dutchess move to Northern Dutchess
15 because they sold their house farther south,
16 that's over. So I think the zoning change
17 you're proposing reflects the past, and I
18 really think that the Town should just stop
19 and look at the future and not allow any kind
20 of development or a modest modified
21 development on lands which really should be
22 farmed. So I just want to say I really concur
23 with everything Norman has said. Thank you.

24 THE SUPERVISOR:

25 The next speaker is Phil Seymour please.

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BY MR. SEYMOUR:

My name is Phil Seymour. I had the opportunity today to read through the proposed law and also refresh my memory on the existing law. Part of the property proposed to be in the higher density housing area like east of Hannaford between the north and south boundaries of Hannaford and to the east has been included in the high density housing that if anybody took a look at that property you would see that it's not going to work for high density housing. When you get to Hannaford drive you make like a 15 to 20 foot drop off the back and the whole property is rolling all over the place indicating rock and thin soil, so it doesn't lend itself to housing particularly. A lot of the other things that I've been listening to the people say as far as farms, and I hadn't heard any big outcry from the farmers supporting this law, and that makes me wonder why we need this law for the Agricultural Business District. There's a lot of uses that are allowed currently in the Agricultural District that could just be

1
2 tweaked for other businesses -- you know--
3 they'd be allowed to talk about wineries, we
4 talk about this cider mill. Hell, there
5 hasn't been a cider mill in this Town for 25,
6 30 years. Some of the things aren't
7 realistic. They keep talking about
8 agro-tourism. This is a great idea, and this
9 is, like, the great farms that you have where
10 you pick your own meat. Well, if you have
11 agro-tourism you're going to have traffic
12 because the two come together. You can't have
13 one without the other. As far as the housing,
14 itself, goes, I disagree a little bit with
15 what the last speaker said about the
16 Cookingham property. Unfortunately, to have
17 affordable housing on smaller lots you need
18 the same soils that are used in agriculture,
19 and it's not realistic to think that all the
20 farm soils in this Town are going to support
21 sustainable agriculture. Why are these farms
22 empty now, most of them, because they weren't
23 sustainable and this is not going to change.
24 You can have just so many truck farmers -- and
25 that type of I think, so many orchards. You

1
2 talk about wineries, most of the soils around
3 here don't support grapes. You have one
4 winery up there now that has to import the
5 grapes from other areas. So my thinking is
6 that you need to tweak the existing zoning and
7 as far as open space goes you've got a lot of
8 land that's already been protected. You've
9 got people in the Ag Business District that
10 can keep their farming going if they so wish.
11 They could give their development rights away.
12 Columbia County since they -- through
13 conservation easements -- hundreds and
14 hundreds of acres without any public money and
15 we've done it with public money, and that's
16 good, we support a lot. There's got to be a
17 balance. I think as far as going back to the
18 housing you need to have the housing,
19 including the high density area. I think you
20 need to include Cookingham's property.
21 Cookingham's property is closer to the center
22 of the Village than any of those other
23 properties that are designated on that south
24 portion or to the east. Thank you.

25 THE SUPERVISOR:

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Thank you, Mr. Seymour. The next speaker is Ben Shute please.

BY MR. SHUTE:

Hi. I'm Ben Shute. I run Hardy Roots Community Farm. We farm 25 acres of rented land here in Red Hook, I have for about eight years, and grow about several hundred thousand dollars worth of vegetables a year on that land, and -- you know -- in addition to the economic activity we provide good food for the people in the community, provide jobs for about ten people seasonally, provide environmental benefits to do all our farming organically, and if the land that we rent now or the land that we may rent in the future in Red Hook were to be developed under our current zoning regulation our business would be eliminated from Red Hook, our farm business would be dead, and this plan will do a lot to protect, permanently, a lot of that land that can be used for businesses like the one that I run, the farm business that I run. It's not the answer completely to protecting agricultural land. There's a lot of steps we

1
2 need to take. There's a lot of great steps
3 that Red Hook has taken already. We've still
4 got a ways to go and I concur, I'd love to see
5 the Cookingham land and the Hoffman land
6 preserved forever for agriculture, but that's
7 not what we're talking about right here. I'd
8 vote for that in a heartbeat, but what we're
9 talking about right now is taking a great step
10 forward to preserve a lot of farmland in Red
11 Hook, and we really need that for businesses
12 like mine to continue to thrive. Thanks.

13 THE SUPERVISOR:

14 Thank you, Mr. Shute. The next speaker John
15 Schmitz please.

16 BY MR. SCHMITZ:

17 First of all, I'd like to express my gratitude
18 for all the hard work that all of you have put
19 into this. I know that Bill, especially, has
20 put in years on this plan. I know all of you
21 have been contributing to it over the years as
22 well, and I know that, in fact, there's been
23 hearings on this, public hearings, open
24 hearings where people have been allowed to
25 speak and contribute to this plan, so it's not

1
2 a plan that's been developed in secret, and I
3 find it odd now that people are coming forward
4 at the last minute and raising some of the
5 objections that they are. I also think that
6 it's important to note there's a lot of
7 contradictory statements and statements that
8 were made tonight that are not entirely based
9 on facts, so that while people's emotions are
10 rising high I also think that there's a
11 certain amount of respect that is due to the
12 people that have worked on this for many years
13 who have actually considered a lot of the
14 points that have been made and have made a lot
15 of concessions to the various landowners, and
16 especially some of the larger landowners that
17 are represented in the district. So I
18 personally work with thousands of voters
19 throughout this Town, as I think you know, and
20 I know that I have yet to hear any substantial
21 objection to the idea of the goals of this
22 plan. While there may be some nuances that
23 need to be worked out still, and I know that,
24 in fact, you've already done much of that and
25 you've, in fact, accommodated many of the

1
2 individuals who have raised objections, so I'm
3 not sure what more needs to be done, but I
4 certainly know that the majority of the people
5 that I work with are strongly in favor of plan
6 development in this Town and not simply
7 leaving it up to trusting the landowners that
8 they're going to do what's right. I also
9 think that there's a little bit of a
10 misunderstanding that this is considered a
11 long term plan, something that could last.
12 The development that is talked about in this
13 plan, something over 20 or more years, right,
14 This is not something that's going to happen
15 in the next six months, so I think that
16 perhaps maybe there's a need for a little bit
17 more communication. I know you guys have done
18 a lot to try to put the information out there
19 to the public, but, I don't know, maybe there
20 needs to be more clarity in terms of what this
21 plan really is. Obviously, some people are
22 frightened of some points of the plan and it
23 might be a good idea to clarify that just so
24 that everybody knows what this really is going
25 to do, but, again, thank you for all your

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work.

THE SUPERVISOR:

Thank you, Mr. Schmitz. The next speaker is
Dick Franklin please.

BY MR. FRANKLIN:

I'm Dick Franklin. I live over at 95 Manor
Road on God's half little acre. I am not a
farmer, but I am a researcher, retired, and
involved in a lot of process. I read through
the plan very carefully. There's several
components to this plan that bother me, and
I'm going to start off by making an emotional
statement. There are three ways, major ways
of gambling. We can go to Las Vegas. We can
go to Wall Street, watch them pull the handle
now and then or you can do farming. Farming
is a gamble because you are exposed to the
elements. We have great experience in Red
Hook on a lot of long term people with all of
this experience. So it's very important that
not only we continue our agriculture, but that
we start getting our young people involved in
it, we start finding ways to building it up
even within small areas of our community.

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2 I've studied water and aquifers, water
3 treatment, water itself -- only two books. I
4 had 30 more, couldn't carry them -- but the
5 thing is there is no such thing as an infinite
6 aquifer. The Great Lakes are evaporating and
7 a lot of the sources to the Hudson are
8 starting to become lower. Our salt lines are
9 moving up, so putting 600 or 1,200 units in at
10 the south of Town is going to stress our
11 resources and we're going to have to look at
12 how we manage resources. Red Hook is not an
13 island. When you start looking at what's
14 happening in other countries they're beginning
15 to look at our country for food and the impact
16 will also be an important impact on us, so
17 building more housing on a high density plain
18 where you're going to have a minimum of two
19 children per house at a cost of \$10,000 per
20 child to educate you're talking some serious
21 tax money with no backward return. To make
22 our Village and our Town grow better we've got
23 to look at simple things like parking, and the
24 one comment everyone says is it's going to
25 reduce traffic. Well, if you're going to add

1
2 5,000 people to the community I'd like to know
3 how you're going to reduce traffic on two
4 roads. The arithmetic doesn't work. The next
5 thing I brought up, and I brought it up the
6 last time and I'm going to mention it this
7 time, is the word, in perpetuity, things can
8 change. The Constitution of the United States
9 can be amended and has several times, and if
10 you want to understand, in perpetuity, when it
11 comes to special interests talk to an American
12 Indian, you can understand what goes on there.
13 We had a situation in this country where the
14 Supreme Court ruled in favor of the Indians
15 and the President of the United States said
16 fine, the Supreme Court ruled, let them
17 enforce it. We can't operate like that. We
18 do have to operate in the good and the overall
19 balance of our entire community, and we've got
20 to get our young people involved. We can't
21 limit materials that people use. I noticed in
22 the law you referred to a very simple piece
23 where vinyl shouldn't be used. I spent eight
24 years working on a program to save woods and
25 special grains so that we could mold them in

1
2 vinyl products that would retain the character
3 of fine woods without chopping down forests.
4 We're talking about you can't use it on
5 fences. Go to Columbia County and go down to
6 Westchester County at the high end farms all
7 of those fences use it and when the fences are
8 done that vinyl is reground and remolded and
9 reused. It is a self-maintenance item. So
10 before we pass special interest laws we have
11 to look at the entire picture, and I have to
12 tell you there's a selfish component in a part
13 of this which caught me in the last meeting
14 where one individual is keeping horses, which
15 is a good part of agriculture, no problem with
16 that, but another individual was excluded with
17 their property being taken out of the
18 Agricultural District, a special interest
19 piece of the law. Those kinds of things can't
20 be allowed to happen. If they've been here
21 and doing that kind of business they belong
22 here and they should stay doing that kind of
23 business. I know a lot of work went into
24 what's been going on, but some of it's been
25 misguided, but to keep our agriculture moving,

1
2 and it's essential we do, we're going to have
3 to work a lot harder, and everyone's going to
4 have to get involved at all levels; high
5 school, elementary school, college, at all
6 levels. Then we start practicing it within
7 our homes and with our own little parcels with
8 the help of the farmers, and, hey, how about
9 it farmers, we see little farm markets showing
10 up, why don't we have a farm festival,
11 everybody bring their stuff instead of a few
12 special people in one little area. I think
13 there's a better way of doing this than
14 passing this particular law. It has too many
15 flaws and it's unfair to too many people.

16 Thank you.

17 THE SUPERVISOR:

18 Thank you, Mr. Franklin. Are there any
19 additional sheets back there? Dick, would you
20 look and see if there are any further sheets
21 in the back of the room. Thank you. The next
22 speaker is Nicholas Ellanssen please.

23 BY MR. ELLANSSEN:

24 I'm Nicholas Ellanssen. My grandmother's a
25 long time resident. I'm friends will all the

1
2 farmers and their kids. I've worked on farms
3 my whole life and these gentlemen, especially
4 Norman and these guys, the Feller Farm,
5 they're all right to an extent. You guys need
6 to put some things in place with the wetlands,
7 and stuff, I mean, what are you going to
8 specify as wetlands because that buffer zone
9 also needs to be worked out. There is stuff
10 that needs to be worked out, but, like, the
11 ponds, we got ten feet of snow out there that
12 is going to melt off and go into the river
13 like you're saying. Why can't we dig ponds
14 that are down to the level of 100 feet and
15 like Twin Lakes are out in Elizaville and
16 other places that have rock beds that can make
17 ponds that would grow with good water that's
18 going to melt off and Elizaville has a pond up
19 there that was dug from guys mining the ground
20 that is beautiful for gravel and top soil and
21 stuff that all aspects of farming will need to
22 happen, and I represent all these guys. I
23 worked on the Stickle Farm, the Cookingham
24 Farm my whole life. I served in Iraq in '05.
25 I've been in this Town and I love this place,

1
2 and we need to grow and we need to grow
3 together. The people with the small
4 properties and the guys with the big
5 properties, we all need to work together and
6 make things right. You're saying with cutting
7 taxes, taxes will go down if you do bring
8 these few people -- what is 5,000 people.
9 Look in New York City, there's 17,000,000,
10 they're all paying taxes. The ones that have
11 the money to pay the taxes are the one percent
12 of people that own all these properties are
13 paying all the taxes because of the
14 agriculture and that needs to change a little
15 bit and people need to be giving on both ends.
16 That's how I feel about it.

17 THE SUPERVISOR:

18 Thank you, sir. The next speaker is Peter
19 Setaro please.

20 BY MR. SETARO:

21 Good evening. Peter Setaro, Morris
22 Associates. I'm here tonight representing the
23 owner of the Sky Park airport property. I
24 have a short letter from the owner that I
25 would just like to read, and then I'll hand it

1
2 in for the members of the Town Board. "Dear
3 Supervisor Crane and Town Board Members: As
4 the owner of Sky Park airport property I have
5 asked Morris Associates to present this letter
6 to the Town on my behalf, as I am currently
7 out of the area. Morris Associates has
8 performed feasibility planning work for Sky
9 Park Developers, LLC, on the property and are
10 very familiar with the property and the Town
11 of Red Hook in general. I have been in
12 contact with Morris Associates regarding the
13 potential rezoning of the property from RD3 to
14 Agricultural Business District (ABD). I am
15 very concerned with this rezoning as it will
16 severely impact the economic viability of the
17 property. The current zoning allows for
18 several commercial uses that provide us
19 flexibility in either developing the property
20 ourselves or marketing to prospective
21 developers. The ABD zoning limits us as many
22 of the allowed uses appear to be a secondary
23 use to some type of agricultural or farm
24 operation. Regardless of the current economic
25 situation farming and agricultural operations

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1
2 have long been in decline and do not yield the
3 type of economic return for a large property
4 such as ours. Although it is unfortunate that
5 agriculture and farming are in decline it's a
6 reality. Given the current economy it will
7 likely get worse. This property is not
8 conducive to farming or agricultural uses.
9 The Town has many existing farm parcels and
10 has protected its open space very well, but it
11 doesn't seem right to include another property
12 as potential farm or agricultural use. We
13 have been approached on this property by many
14 people interested in developing the property.
15 Although some are speculative there are
16 tremendous opportunities for this property in
17 the way of commercial uses such as a hotel and
18 restaurant. There appears to be a market for
19 these uses, but without the proper zoning we
20 cannot discuss the possibilities of this
21 property further. The adjacent golf course is
22 a tremendous draw to the property. Any
23 developer or investment group needs to be
24 assured that, at a minimum, the zoning will
25 allow the use. Any development is, of course,

1
2 subject to all Town and agency approvals. I
3 am confident that we can develop a project for
4 this site that will be beneficial to all
5 parties including the Town of Red Hook. There
6 are numerous economic benefits to the Town
7 with a viable development project on this
8 property. Now more than ever all
9 municipalities must be flexible in being able
10 to consider a project that will provide an
11 economic benefit. In closing, I am requesting
12 that the property remain in the RD3 zoning
13 district. The adjacent property to the east
14 is not being changed from its current RD3
15 designation, therefore, it makes good sense to
16 keep our property as RD3. Along with Morris
17 Associates, I will make myself available to
18 attend a meeting with the appropriate Town
19 officials to further discuss the property and
20 the zoning. This is a very important issue
21 and I appreciate the Town working with us on
22 this matter. Very truly yours, Avi Wolbe."
23 So I thank you, and I would like to call in
24 the next -- Avi will be back in Town tomorrow
25 evening, and he's asked me to get in touch

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2

with the Town and hopefully we can set up a

3

meeting in the next couple of weeks. I would

4

like to hand this letter into the Town. Thank

5

you.

6

THE SUPERVISOR:

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Thank you, Mr. Setaro. If there are no new

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persons who wish to speak we'll take a repeat,

9

one repeat comment from someone who's already

10

spoken. Is that your intent?

11

BY MR. ELLANSEN:

12

Yes.

13

THE SUPERVISOR:

14

Yes. Come forward. Nicholas?

15

BY MR. ELLANSEN:

16

Yes. I also represent the KPL. With regards

17

to what the gentleman was just saying before,

18

I go to the Red Hook Golf Course quite a bit

19

with my friends as a member there and they

20

kind of do have a right in a sense with some

21

of that, I mean, commercial use on that. If

22

you're talking planes, again, the closest

23

place you have is Kingston for small airports.

24

I know Norm has a plane himself, and I know

25

that he would like to be able to fly out of

1
2 someplace that had a hangar or someone to work
3 on it and locally instead of taking it to
4 Kingston and having it be done over there. As
5 far as having people travel to it you can have
6 a base where people can have their planes and
7 hangar space and people that go to these golf
8 courses do like to travel around and he is
9 kind of right in a sense. I don't know about
10 the hotel idea, like, you guys already have
11 three or four levels, like, developments for
12 the elderly over there, the elderly
13 development, and it all has to be all green.
14 You got to put some stringent requirements on
15 them to play. If they want to make a 27 hole
16 golf course, great. A lot of people want to
17 be on a bigger golf course than smaller ones.
18 My friend does something up in Albany and he
19 goes to golf outings every week, and they have
20 leagues and stuff and that brings in revenue
21 for the town as well. I mean, the more
22 memberships you have the more people that are
23 going to be going, and people from the city
24 wouldn't mind taking a small charter plane
25 because it only costs them \$100 compared to --

1
2 I know if it costs, like, \$100 to fly say you
3 could bring four guys up its \$400 for those
4 four guys to fly up for the afternoon to play
5 a round of golf. It takes two hours on the
6 train to get here. Metro North doesn't get up
7 to Rhinebeck. Amtrak has got that on lock and
8 there is no available way to get here cheaper
9 than Metro North and you can only get to
10 Poughkeepsie. I like taking the train because
11 I don't have a vehicle right now. It's hard
12 for me to get from Poughkeepsie to here. You
13 got to wait an hour for a bus. If you're
14 working with a lot of clients, and I know we
15 have a lot of big clients around here, you've
16 got people who would love to fly in and if you
17 can make an airport, again, I'm sure it would
18 be a bustling airport. It wouldn't be, like,
19 Kingston where people are coming out once or
20 twice an hour. You're going to have more air
21 traffic and I know that increases some things,
22 but it will also increase demand elsewhere.
23 There's jobs all around agriculture, it will
24 all help. We can ship our products through
25 small planes. I mean, you can take it other

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places we wouldn't be able to take it if that was there. That's all I have to say. Thank you.

THE SUPERVISOR:

Thank you, sir. Yes. A new speaker. Mr. Biezyński.

BY MR. BIEZYNSKI:

My name is Richard Biezyński, Woodland Farms. I think you heard me from before, and I'm sure the community has heard me that I said that farmers wouldn't mind these things that are going in there, but there's an issue with equity and we feel that that still has to be worked out better, for our end anyway, because that's the future of it. Equity is a very important part of our financial being and we need that, and we like some ideas, but meanwhile you're taking equity from the landowners and you're putting it on another piece of property which, as people said, it's going to cause us more taxes and it would be developed pretty fast. When you do a small development, which I had wrote in a letter, it's urbanization of Red Hook. It's not the

1
2 same kind of community that Red Hook -- exists
3 in the Village, but when you're putting -- I
4 guess there would be 40 by 100 lot size if you
5 put in 12 units to an acre -- Red Hook really
6 doesn't have that, but Queens has that, and
7 I've been there, and when you put the sewer
8 system in then what's to say at some point a
9 developer doesn't come and say, well, listen,
10 the septic system will only allow a certain
11 amount of houses or a house on an acre, but
12 now that we have a sewer system then why can't
13 we maybe knock down those nice houses across
14 from IGA and put three family homes on a piece
15 of property. They couldn't do that now
16 because they're limited because of a septic
17 system, but once sewer systems come in they
18 can change those things and our community
19 would be -- one time my wife asked how did
20 Brooklyn become Brooklyn. Well, this is how
21 it starts and maybe this is not the right
22 time, but I wasn't notified if I FOILED
23 something, and I didn't get a call. Is this
24 the time to mention that? I don't know.

25 THE SUPERVISOR:

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You FOILED?

BY MR. BIEZYNSKI:

I FOILED a piece of information, and I didn't get a call, so I was wondering.

THE TOWN CLERK:

I'm waiting to hear back from someone for the document.

BY MR. BIEZYNSKI:

But I really think that we should look at this again. I've been talking about it for a long time so it's not something new, and they said, well, changes will happen. I don't see all these changes happening in this first draft, and second draft, and third draft. I think we all know what I'm talking about. Another thing, on commercial, I love the idea of the stores -- for a small community, but has anybody looked at Wappingers Falls along 9, all the empty stores. Has anybody taken a ride up to Hudson and seen the shopping malls and all the empty stores. Just because you build a store or a place for a business to be it doesn't mean that there is going to be a business there, not with the amount of people

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we have. Thank you.

THE SUPERVISOR:

Thank you. Al Trezza.

BY MR. TREZZA:

My name is Albert Trezza. I'm a resident of Red Hook. I've been here since I was three years old. I'm now approaching 70. I've been Town Attorney and involved in Town Government as the Town Judge, as a Town Councilman. I was instrumental in instituting the first zoning law in Red Hook, I was on a commission. What I'm saying is this, I'm not against, totally against this Agricultural Business District. I just feel that it doesn't treat the farmers properly. I'm not a true farmer. My property is farmed. I rent it to Herbie Stickle, and I maintain my farm. I spent money to maintain it. I love my farm. I never intend to develop it. As you know, I've lived there 40 years, and if I wanted to I could have developed it many, many times, but with what you've done to the farmer, and I don't think Richard really spoke enough about it, farming is a financial business just like

1
2 every other business. Farmers need equity,
3 and the only equity a farmer has is his land.
4 They don't want to hear about equipment
5 because equipment doesn't last. They don't
6 want to hear about your spouse because your
7 spouse may leave. What they want to know is
8 what have you got for collateral and that's
9 their land. When you take the equity out of
10 the land, like this law will do, I believe in
11 the short term or the next 20 years there will
12 be a loss of equity for anybody who wants to
13 cash out or use it for financial purposes,
14 that you will seriously hurt farming. I agree
15 with Miss Dubin. This is the wrong paradigm
16 we're using here. Miss Dubin didn't want to
17 blow her own horn, but in speaking with her,
18 which is the first time I've had the
19 opportunity to speak with her during this
20 issue about signing the petition, she happens
21 to have a Planning Degree from Harvard
22 University. She is knowledgeable about
23 planning, so when she says to you that this is
24 the wrong paradigm she may have something that
25 we all should listen to, and I agree with

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2 Norman and we want to continue farming. We
3 don't want to lose farming, but if you pass
4 this law you will then create, as everybody
5 has already said, the Village south of Red
6 Hook, and I don't wish to get into that. I
7 could speak to that for the next 20 minutes,
8 but I just think this law needs to be looked
9 at, and I will say this, Richard was being
10 kind. Richard was on the Agricultural
11 Committee. Richard told me years ago, Oh,
12 don't worry, Al, this is only a draft.
13 They're going to work it out. They're going
14 to give farmers this, they're going to give
15 farmers that. Well, they haven't. I'll tell
16 you what they've given them, what this law has
17 given them is short trip and that's wrong.
18 It's unfair to them. Just as I believe one of
19 our speakers said, the law is unfair. So I
20 don't think it should be passed, and I
21 certainly, as a long term resident of Red Hook
22 who has spent 38 years in government in the
23 Town of Red Hook, I really don't want to see
24 1,200 homes south of the Village of Red Hook
25 on prime farmland. It's wrong. I don't think

1
2 it's going to do us any good and it will come
3 fast. It may take 10 or 12 years, but in that
4 10 or 12 years we will see growth in the Town
5 of Red Hook that's taken almost 40 years to
6 accomplish or 30 years at least. Why are we
7 doing this to ourselves, and the other thing
8 is planning in the Town of Red Hook, the
9 zoning law in the Town of Red Hook when it was
10 first made, and Marsha will tell you,
11 initially they looked at three acres, gave
12 developers some pretty close to maximum
13 density and over the last 20 years a whole new
14 planning paradigm has appeared in Red Hook.
15 You will never, ever, with our Planning Board
16 get maximum build out. Ask Mr. Sieverding, I
17 don't know if he's here tonight or his wife is
18 here tonight. They got six lots when they
19 could have had something like 20. Our
20 Planning Boards are not giving away anything
21 to anybody on subdivisions. They are really
22 toughened up, and among other things, which
23 never existed in the beginning, they are
24 putting easements on property saying they can
25 never be further subdivided. That wasn't true

1
2 before. This has gone on over a 20 year
3 period our Planning Board has gotten very,
4 very wise thanks to Marsha and the people that
5 followed in her steps, they've gotten wise on
6 how to protect the land and how to reduce
7 growth and they have, but they haven't done it
8 at the total expense of the person coming in
9 before the Board. They gave them something
10 that they can realize a profit on and realize
11 some equity out of their property that they
12 have invested in for a long period of time.
13 Nydia Sturges said it the best. Peter
14 Sturges' family has been supporting open space
15 and farming in this area for 250 years. Now,
16 you want to gut his equity, I don't think it's
17 fair. Stop and think about what you're doing
18 here. Talk to these people. Talk to him.
19 Talk to Norman. Talk to this gentleman who's
20 standing in the back who's remaining mute
21 there, Kenny Migliorelli, ask them what they
22 want. They're the farmers. You can come and
23 ask me, but my opinion doesn't count as much
24 as them. They're the people you're impacting.
25 They're the people you're gutting the equity

1
2 on. Now, that, I think you ought to take into
3 consideration. Mrs. Dubin, she's another
4 landowner. The other thing I'll leave you
5 with, we had to get 20 percent of the land in
6 order to sign this protest petition. Mr.
7 Biezynski, and I, and Kenny, stopped calling
8 after we reached almost 40 percent. We didn't
9 find a single person whose land is being
10 affected that wants this law. There's 20
11 something signatures on that including Mr.
12 Greig who said to me no later than an hour
13 ago, I never thought I'd be in cahoots with
14 you Al, and I told him that's because he's a
15 black democrat, but there's not a single
16 person -- we don't have to go any further. We
17 are going to amend this petition. We are
18 going to get additional signatures. Norman
19 signed today. I'm going to submit the amended
20 petition. We will get other people, I'm sure.
21 In fact, I think I can get almost everyone
22 that's affected. That's it. That's all I
23 have to say. Thank you. I'd ask that you not
24 pass this law and you talk to the farmers and
25 get this thing back where it belongs. Thank

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you.

THE SUPERVISOR:

Thank you, Mr. Trezza. Yes, Ms. Zengen.

BY MS. ZENGEN:

I thank Mr. Trezza for not mentioning all the wonderful businesses on South Broadway and how they're going to be affected by the sewer district, but I want to say, so I can sleep tonight, although I'm very happy, and I love when people give their opinion, and I'm an advocate of the First Amendment, I find real exception with something that, I believe his name is Mr. Schmitz, who said that -- you know -- the people who are here tonight are kind of Johnny come lately. He didn't use that phrase, but he said that where were all these people at the beginning of this plan -- you know -- you see them now. It's, like, from the very onset the businesses on South Broadway were opposed to the septic system, the central sewer district, and the farmers were opposed. As a matter of fact, the first couple of meetings Mr. Trezza was there talking about the farmers, so it's not like

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we're Johnny come lately. We are aware of this plan, and we've been following it from the very onset. Thank you.

BY MR. TREZZA:

Madam Supervisor, I would like to amend the record. When I referred to Nydia Sturges, I apologize, it was Dr. Nydia Sturges.

THE SUPERVISOR:

I have a letter that's been submitted. Was it your wish that one of us read it?

BY MS. DOMKOWSKI:

Yes.

THE SUPERVISOR:

Now I'm going to have to really see if I can do this. I'll do my best. This was submitted to the Town Board tonight by the Domkowski Family, Don and Ann Domkowski, Andrea and David. "Mrs. Sue Crane and Town Board Members: We are writing with regard to proposed law No. 2 of 2010 entitled, "A Local Law Amending Chapter 143 entitled Zoning and Chapter 120 entitled Subdivision of Land of the Code of the Town of Red Hook." These two amendments would create new zoning districts -

1
2 Agricultural Business and a Traditional
3 Neighborhood District. We disagree with the
4 proposed amended laws presented. These
5 amendments would impose regulations creating
6 new problems and exacerbate old problems. A
7 parcel of our land is in the proposed
8 Traditional Neighborhood Development District.
9 The newly proposed central sewer system would
10 create mechanical problems. Depending on
11 electrical pumps to push community sewage
12 through narrow diameter pipes is not failure
13 proof. This sewer system also has dollar fees
14 attached to it which includes breakdown costs
15 to the user as well as continued maintenance
16 fees. Compare this to a properly installed
17 septic system which in itself returns water to
18 existing aquifers through soil percolation.
19 This water cycle cannot be minimized as
20 increased water use in development depends on
21 replenishing our underground aquifer for
22 future use. Failure to do so creates major
23 problems related to water supply. Further
24 additional fee restriction on land use
25 presents problems as well. To develop or

1
2 build one unit in the newly proposed
3 Traditional Neighborhood Zone would require a
4 \$25,000 fee per unit be paid to the Town of
5 Red Hook to acquire open space in agricultural
6 districts in the future. These fees would
7 also preclude local development of land as
8 these increasing dollar cost fees per unit
9 would attract corporation type developers.
10 This would not preserve the character of Red
11 Hook as many residents would desire or expect
12 nor would it encourage local business. The
13 potential problem exists with land use also.
14 Currently we are farming our property in the
15 proposed Traditional Neighborhood Zone. This
16 creates the question we must ask: Will the
17 term Whole Farm Protection Plan as stated in
18 Article 143.4 with proposed restrictions and
19 guidelines, "as may be needed," prevent our
20 continued farming? A major potential problem
21 exists with regard to the delicate balance
22 between Freedom of Land Use and the newly
23 Socialized Guidelines set forth by our local
24 government. Respectfully submitted, the
25 Domkowski Family, 105 Metzger Road, Red Hook."

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I believe we have all of the persons who have

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wished to speak. I have allowed people to

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speak twice. Is there anyone who has not

5

spoken who would like to speak tonight? Yes.

6

BY MR. BLUNDELL:

7

Just a technical point. Some of the farmers

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that have stood up and some of the

9

representatives have talked about a petition

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that's been signed. Can we get the text? Can

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we hear what that says? It seems important

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for me to hear what that might say.

13

THE SUPERVISOR:

14

Yes.

15

BY MR. HOLLIS:

16

Would you like me to read it?

17

THE SUPERVISOR:

18

Yes. That would be fine.

19

BY MR. BLUNDELL:

20

The second part of my thought is are they

21

saying -- I want to hear what they're saying,

22

I guess, and then I'll react.

23

BY MR. HOLLIS:

24

Thank you. It has a legal heading on it. "In

25

the Matter of the Petition of the Undersigned

1
2 Pursuant to Section 143-142(D)(I)(b) of the
3 Red Hook Town Code and Section 265 of the Town
4 Law in Opposition to the Proposed Amendments
5 to Chapter 143 of the Town Code. To the Town
6 Board of the Town of Red Hook: The
7 undersigned are the owners in fee simple of
8 certain real property located in the Rural
9 Development ("RD3") Zoning District in the
10 Town of Red Hook, and designated on the Town
11 of Red Hook Tax Map as set forth in Exhibit A
12 hereto. The Town is considering an amendment
13 to the zoning of all properties in the RD3
14 Zoning District from RD3 to the Agricultural
15 Business ("AB") Zoning District by proposed
16 Local Law No. 2 of 2010 and Local Law No. 3 of
17 2010, with the initial public hearing on the
18 Draft Generic Environmental Impact Statement
19 for said rezoning having occurred on June 10,
20 2010, and the next public hearing scheduled to
21 occur on February 3, 2010. Upon information
22 and belief, the property owners listed below
23 and in Exhibit A hereto, (collectively, the
24 "Petitioners"), are the owners of twenty
25 percent (20%) or more of the area or land

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2 proposed to be included within the AB Zoning
3 District, and therefore are the owners of
4 sufficient real property to file the instant
5 Protest Petition pursuant to Red Hook Code
6 Section 143-142(D)(I)(b) and Section 265 of
7 the Town Law of the State of New York.
8 Pursuant to this Petition Petitioners formally
9 notify the Town of Red Hook Town Board of
10 their protest and opposition to the proposed
11 amendments to the AB Zoning District which
12 affects the properties of Petitioners set
13 forth above. Please take notice that,
14 pursuant to Red Hook Code Section
15 143-142(D)(I)(b) and Section 265 of the Town
16 Law of the State of New York, upon receipt of
17 a written protest from the owners of 20% or
18 more of the area or land included in a
19 proposed amendment, said amendment may not be
20 effected by the simple majority vote of the
21 Board, but shall require approval of at least
22 three-fourths of the members of the Board, or
23 at least four members of the Town Board.
24 Wherefore, Petitioners respectfully request
25 that the Town Board follow the procedures

1
2 contained within Red Hook Code Section
3 143-14(D)(I)(b) and Section 265 of the Town
4 Law in considering the adoption of the
5 proposed amendments. By their signatures,
6 Petitioners hereby certify that they have read
7 the foregoing Petition and know the contents
8 thereof. The same is true to their knowledge,
9 except as to those matters stated to be
10 alleged on information and belief, and as to
11 those matters, each Petitioner believes them
12 to be true." I can read Exhibit A which lists
13 the names of the people and their acreage, if
14 you want?

15 THE SUPERVISOR:

16 Could you tell us the total acreage
17 represented please?

18 BY MR. HOLLIS:

19 Yes, Ma'am. 2,718 acres, 2718.83 to be exact,
20 and the names of the people, any number of
21 them, Mr. Biezynski, Allan Jones, Oakleigh
22 Cookingham, Wendy Coons, Doriedale Farm, Mary
23 Godesky, Robert Greig, a number of the Greigs
24 -- a number of the Greigs are listed. They
25 have about 500 acres -- John Hardeman,

1
2 Christopher Karpinski, Janina Krysiak, John
3 Ljutich, Mr. Migliorelli -- sorry, I don't
4 know these people. If I start butchering
5 their names I apologize -- Deborah Mosher,
6 Donald Stickle, Harriet Rossi, Nicholas Russo,
7 other Russo family members, Gino Salvatico,
8 James Stagias, Brookmeadows Farms, Nydia
9 Sturges, Mr. Trezza, Monica Wieboldt, and
10 those are in varying eight parcels and acreage
11 amounts set forth in specific detail on
12 Exhibit A.

13 THE SUPERVISOR:

14 Did I hear Mr. Trezza say that that amount of
15 acreage was not just 20 percent, but closer to
16 40 percent?

17 BY MR. HOLLIS:

18 Well, he contacted 40 percent. I think
19 there's about 7,800 acres being changed from
20 RD3 to AB, and this is 2,700 acres. Not all
21 the people he contacted were we able to get in
22 touch with to sign due to certain weather
23 situations we've encountered in the last
24 couple of days.

25 THE SUPERVISOR:

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Thank you. Let me follow one thread of thought and that was, Ed, you had further question regarding the petition?

BY MR. BLUNDELL:

I just wanted to hear that because ironically the term Centers and Greenspace, we are the center. We're the Village. We all moved there for a reason; the excellent schools, the rural setting, the non-chain store independent business that are our neighbors, and the walkable center Village. I find it a little bit depressing that the Centers and Greenspace Plan is being opposed by the farmers who have their title in -- (INAUDIBLE) -- the major players were on that petition, and I don't know that things are cast in stone, but my role has always been to try to seek a resolution of issues. I don't know if it's that point of the game or not, but it sounds like the things we want to do -- we hear the word, paradigm, being kicked about, and some of us in the Village talk about what we call, new urbanism, where people will want to live, I believe, in Village Centers, and we need to

1
2 help the Village developed. I don't think we
3 want to scare people that things are going to
4 happen with 1,200 houses at the southern
5 perimeter. People in the future will need to
6 be able to walk, and shop, and have their
7 entertainment especially with gas prices
8 rising and housing prices, and I think the new
9 paradigm will be something -- small footprint,
10 traditional neighborhood design, and whether
11 or not you're hitting the mark in the center
12 of the Greenspace, I'm not the expert on that
13 plan, but that would be our goal from the
14 Village residents and that's what we would
15 like to see. Thank you very much.

16 THE SUPERVISOR:

17 Thank you, Mr. Blundell. Anyone else?

18 BY MR. TREZZA:

19 I just wanted to say that one of the problems
20 we're experiencing in putting together this
21 petition is we do not have, and I've asked the
22 Town Clerk for it and she doesn't have, a
23 complete copy or a list of the names of the
24 people in the AB District. We're going from a
25 map that we have that was submitted to the

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Town on the Town's law, but we don't know

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truly who these people are, and that's one of

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the problems we've had with notification

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because people don't even know they're in the

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district. When I spoke to some of these

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people they had no idea they were in this

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district, but that's it. I would like to see

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such a list, if I can.

10

THE SUPERVISOR:

11

It's now 8:30. I think we should take a break

12

and decide how we want to proceed. I'm not

13

quite sure without caucusing a little bit --

14

this petition thing is new, and I just would

15

like to have a little chat with you. If you

16

don't mind, we're going to take a few minutes

17

break and speak with our attorney, and we'll

18

reconvene in just a few minutes.

19

20

(A SHORT RECESS WAS TAKEN)

21

22

Because we had tonight there are a couple of

23

things going on. One, a new petition that is

24

new to the Town Board and needs consideration

25

on all our parts, two, there are people here

1
2 tonight who have spoken for the first time who
3 have brought to our attention their first
4 understanding of this has been fairly recent,
5 so I'm concerned that there are others as well
6 out there who are just becoming aware through
7 PANDA and through discussion in the community
8 that this may, in fact, impact them, that they
9 had no knowledge of before and that's
10 perfectly understandable. I get reminded all
11 the time of people who work with me saying
12 you're so immersed in this you know what's
13 going on. I go home and I work at home and --
14 I don't pay any attention to all this, this is
15 your job, and I understand that, and so I
16 think the more that this does get out and the
17 people are aware of what it is that is being
18 talked about here the better off the whole
19 community will be. I would like to propose to
20 the Board that we do as we did the last time
21 and that is to leave the period of comment
22 open for written comments through the 17th.
23 That's a full two weeks from tonight and then
24 at our regular Town Board meeting on the 23rd
25 take into consideration those comments. It

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1
2 should give us enough time, I think. I know
3 that we were receiving comments as late as
4 today, right here tonight, in fact, and that
5 may happen because of weather and because of
6 people being out of Town, so I'm inclined
7 because this has taken five years in the
8 making, that additional time taken is a wise
9 decision, and I hope the Board will vote with
10 me to move as the 17th being, or even the
11 18th, being the last day to receive written
12 comment and then consider the Final Generic
13 Impact Statement on the 23rd, our regular Town
14 Board meeting on the 23rd. I move that.

15 BY MR. COLGAN:

16 On the 18th?

17 THE SUPERVISOR:

18 The 18th would be the last written comment,
19 and we would then consider on the 23rd,
20 regular Town Board meeting, the Final Generic
21 Impact Statement.

22 BY MR. COLGAN:

23 Second.

24 THE SUPERVISOR:

25 Any further discussion?

1

2

BY MR. O'NEILL:

3

We're closing the public hearing tonight

4

though.

5

THE SUPERVISOR:

6

I'm asking this first.

7

BY MR. ROSSI:

8

Sue, I would go along with that provided that

9

we put a public notice in the newspapers that

10

we will continue to take written comments

11

until Friday the 18th just for the residents

12

that do not get PANDA or something like that.

13

We will take final written comments until the

14

18th on this proposed zoning.

15

THE SUPERVISOR:

16

We certainly can do that.

17

BY MR. O'NEILL:

18

What about closing the public hearing.

19

THE SUPERVISOR:

20

Let's make this decision first, that we will

21

continue to take comments. That would be a

22

second motion. We're all in agreement in that

23

regard? All in favor?

24

THE BOARD:

25

Aye.

1

2

THE SUPERVISOR:

3

Now the question is whether or not to close

4

tonight's public hearing. I want input on

5

that from each of you. Bill, you want to

6

start?

7

BY MR. O'NEILL:

8

I would say, yes.

9

THE SUPERVISOR:

10

Close the public hearing?

11

BY MR. COLGAN:

12

Yes. I think we've heard a great many

13

comments and many of them a number of times

14

and we're going to take written comments

15

additionally, so I would suggest we close it

16

as well.

17

THE SUPERVISOR:

18

Jim?

19

BY MR. ROSSI:

20

I would be opposed to it except for the fact

21

we're going to allow written comments for two

22

more weeks from tomorrow with a public notice

23

in the newspaper stating as much, as we just

24

approved a moment ago.

25

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2

Is that a yes?

3

BY MR. ROSSI:

4

I would go along with that.

5

THE SUPERVISOR:

6

I would agree that we close the public hearing

7

tonight on condition that on our website we

8

notice everyone that the public hearing is

9

closed, but we're receiving comments for

10

consideration until the 18th of February. We

11

will advertise that. We will get it around as

12

best we can, and at the meeting on the 23rd we

13

will convene again in a regular Town Board

14

meeting and begin the process of decision

15

making which will address the petition, and

16

we'll address the FGEIS. Is the Board

17

comfortable with that?

18

THE BOARD:

19

Yes.

20

THE SUPERVISOR:

21

That is a motion.

22

BY MR. COLGAN:

23

Second.

24

THE SUPERVISOR:

25

All in favor?

1

2

THE BOARD:

3

Aye.

4

THE SUPERVISOR:

5

Question, yes.

6

BY MR. GREIG:

7

Do you plan to proceed with the consideration

8

before the Ag Markets finishes their review of

9

the current proposal?

10

THE SUPERVISOR:

11

We don't have to. I mean, I don't think we

12

have to do that. We can wait for that. I

13

think it depends on how long that's going to

14

take. I have no way of knowing whether that

15

will be one week or -- what would you think it

16

would be in your experience? How long does it

17

take, Norman?

18

BY MR. GREIG:

19

How long?

20

THE SUPERVISOR:

21

Yes.

22

BY MR. GREIG:

23

With the material forwarded to them because

24

they requested a current copy. They didn't

25

have a current copy of the proposal and they

1
2 didn't have a current copy of the existing
3 laws and because the two are together to do a
4 proper review they need both. I have
5 forwarded to them a proposal that is the
6 proposed copy that came out six months ago,
7 but I know that changes have been made to that
8 because it was a working copy, so what they
9 need is the current copy of what is being
10 proposed so they can review.

11 BY MR. COLGAN:

12 For your information, it's on the website and
13 they have received it. They are aware of it.

14 THE SUPERVISOR:

15 Personally, I would like to get that reading
16 from the New York State Ag and Markets before
17 decision making. That's me. I can only speak
18 for myself. But we can determine that on the
19 regular meeting on the 23rd. Okay?

20 BY MR. GREIG:

21 Thank you.

22 THE SUPERVISOR:

23 You're welcome. Any other questions?

24 BY MR. ELLANSEN:

25 Does that include Milan because my friends out

1

2

there, I mean, it's a hamlet --

3

THE SUPERVISOR:

4

No, it's not actually.

5

BY MR. ELLANSSEN:

6

It's a separate township?

7

THE SUPERVISOR:

8

It's its very own township, yes.

9

BY MR. ELLANSSEN:

10

There's lines out there though that aren't

11

strictly designated that should be, then you

12

can go from there when you're zoning and stuff

13

like that because people out there with land

14

that you really can put agriculture on. Like,

15

you can put maybe animals on or something and

16

then you got to specify what you're using the

17

property for.

18

19

(Continued on following page to include jurat.)

20

21

22

23

24

25

1

2

THE SUPERVISOR:

3

That may be another evening's whole

4

discussion. I can't address that tonight.

5

I'm sorry. So, I move that we close the

6

meeting tonight.

7

BY MR. COLGAN:

8

I second it.

9

THE SUPERVISOR:

10

Thank you. Thank you all for coming and for

11

giving us your time, your attention, and your

12

comments.

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