

LIVINGSTON PLANNING BOARD

September 07 2016

Draft minutes

The regular monthly meeting of the Livingston Planning Board was held September 07 2016 and opened at 7:00 p.m. In attendance were Chairman Philip Schmidt, James McFarland, Bernie Stickles, John Ross, Chip Keil, Robert Bellinger, Sal Cusumano and Stephen Thibeault.

Engineer Brandy Nelson

Attorney Theodore Hilscher

Absent:

Engineer Jay Trapp

A motion to accept the minutes of the August 03 meeting was made by Chip Keil and 2nd by John Ross.

All present voted AYE.

Correspondence: NONE.

7:02 the public hearing opened for Andrew Wortzel a Special Permit for an Accessory Structure a pool house greater than 1,499 feet in size. Property located 251 Wire Road. Notification of neighbors were received. No comments from the public or written correspondence was received concerning this application.

The public hearing closed at 7:03.

Attorney Hilscher prepared the short form SEQRA. The Board answered NO to all questions.

A motion to declare a negative declaration was made by Robert Bellinger 2nd by Bernie Stickles. All present voted AYE.

A motion to approve the Special Use Permit as submitted was made by Chip Keil 2nd by John Ross. All present voted AYE.

Ablen Amrod a Site Plan and Special Permit to be able to increase his busses to 25 appeared and gave an update on his progress.

1. No records were received concerning the storage for the pumped material from the buses. It was not determined if it was a tank or a dry well. A photo was submitted but not verified. Still required.
2. A detailed site plan is still required. Must show parking and all buildings.
3. 60 days to come into complete compliance. Attend October meeting for an update.
4. Engineer Nelson has sent a letter outlining all requirements. Mr. Amrod has a copy of said letter.

Red Wing a Site Plan and Special Use Permit to mine at Route 19 in Zoning District LDR2. Property consists of 196 acres. Our zoning law allows only 14 acres to be mined.

Red Wing President Frank Doherty Jr. gave an overview of the project.

A traffic study was submitted at 4:30 today.

1. Information of the traffic study for three routes were received. The traffic study will be available on the Town's website.

A copy of the study will be sent to the Columbia County Planning Board.

The public hearing continued 7:08.

The following public comments:

Marty Hoffman 357 Pleasantvale Road. Read and submitted a prepared statement.

1. Clean air, peace and quiet.
2. The number of trips a day (62 a day 124 round trips every 5 minutes does not serve local zoning laws.

Trissy Callan 1080 County Route 19

1. Her house is too close to the road, noisy and dusty when trucks go by.
2. Concerned about value of property due to truck traffic.
3. This is a residential area and mining does not belong here.

Joseph Sweeney 11 Shore Drive. Twin Lakes Improvement Association (70 Members)

1. This application does contain the entire property and why not just 14 acres?
2. Submitted a list of 168 persons that will be affected.
3. No taxation without representation.

Jessie Scherer Camp Eagle Hill, White Oak Elizaville.

1. Operating this Camp for 54 years and has seen many changes.
2. Camps pay taxes and require little services. An important part of the community and should have a say.
3. Concerned about dust and noise and traffic safety.
4. The bridge on County Rte. 19 is not meant for heavy traffic and is concerned it could collapse.
5. Property values will drop. Not in favor.

Attorney Hilscher suggested that the comments also be submitted in letter form, to insure all comments can be part of the permanent record.

Louise Witit 20 White Oak Road.

1. Concerned that Red Wing wants to make a sand and gravel pit on all the acres.

Mr. Doherty responded that 117 acres are in the original permit from 1990. DEC renews all 117 acres, the entire permit. Plans show Phase I the 14 acres the other 103 acres are not zoned for mining.

Brandy requested that Mr. Doherty get a narrative from NYSDEC on why the whole permit is being renewed.

Joseph Sweeney 11 Shore Drive.

1. Concerned about claiming a hardship and vested rights in the application.

Guy Magerelli 649 Route 2.

1. Has an older house and is concerned that it will be damaged by increasing traffic.

Krista Weaver 10 Henry Street.

1. It is important to hear us as there was new information concerning Red Wing in the Register Star. This should not be considered a hardship and the trucks will cause excess traffic.
2. Red Wing needs to be respectful of the Community.

Robert Morgenstern 8 Whiteman Road.

1. Twin Lakes has narrow and curvy roads. County Rte. 19 is wider. These trucks are long and will have difficulty staying in the lane on curves.
2. Concerned there will be an AAPD.

Arlene Sweeney 6 Highland Avenue

1. With Rte. 9 shut down trucks carrying gravel from Southern Columbia mine now use 78 to 19.

Carol Adams 18 Baxter Road. Concerned that the 30 mph limit and the stickers "How's my driving"? Cannot guarantee safety. Who will enforce them?

Trissy Callan.

1. Wants clarification where to send info on drivers?

James Castell 100 Mountain View Drive.

1. Would like the questions the Board will be considering to be on the Town web site.
2. Attorney Hilscher responded that it will be part II of the SEQRA and will be on the web site.

Jason Shaw, ESQ the attorney representing the Livingston Neighbors Association.

1. Submitted a letter to the board on recommendations to follow.
2. Unlisted action to change from the Short form SEQRA to a Type I SEQRA.
3. Commented on the County Planning Board's request for a modification.
4. 62 trips a day not clear in the original documentation.
5. Wants all conditions and requirements to be very clear and iron clad.

Patricia Caruso 103 White Oak Road.

1. Concerned about the location and the independent traffic study.

Paul Doherty, Uncle to Frank is semi-retired and spoke in favor of the application.

1. Spoke of the benefit the business has been to the community. Reclamation of mines e.g. a 57 acre lake in Dutchess County.
2. The Roe Jan plant will run out next year.
3. They operate 2 sand and gravel locations employing 15 employees.

Public hearing to be continued in October.

A motion to reclassify the SEQRA for Red Wing to be a Type I was made by John Ross and 2nd by James Mc Farland . All present voted AYE. Motion passed.

There being no further business before the Board a motion to adjourn was made by Chip Keil 2nd by Sal Cusumano. All present voted AYE. Motion passed.

Next scheduled regular meeting will be held October 05 2016. Meeting closed at 8:25 p.m.

Respectfully submitted,

Eileen Yandik
Secretary Livingston Planning Board