

LUMBERLAND TOWN BOARD WORKSHOP MEETING
& PUBLIC HEARING –LOCAL LAW #4, 2011 ENTITLED
ZONING MINUTES
December 12, 2011

The Town Board of the Town of Lumberland held a Workshop Meeting and a Public Hearing for Local Law #4, 2011 entitled ZONING on Monday, December 12, 2011, at 7 p.m., at the Town Hall in Glen Spey, N.Y. Supervisor Nadia Rajsz opened the meeting at 7 p.m., followed by the Pledge of Allegiance.

Roll Call was administered to those members present:

Supervisor Nadia Rajsz
Councilman/Deputy Supervisor Joseph Carr
Councilman Jay Shafer
Councilman James Akt

Also present were Town Clerk Virginia Horn, Town Attorney Danielle Jose-Decker, Consulting Attorney for the Zoning Rewrite Committee David Slotje, Sullivan County Planning Consultant Heather Jacksy, Chief Constable Patrick Cahill, Constable Robert Maas and numerous residents and concerned citizens.

Councilman Shafer made a motion to recess the Workshop Meeting at 7:01 p.m., seconded by Councilman Akt, all in favor, so carried.

PUBLIC HEARING – LOCAL LAW #4, 2011 ENTITLED ZONING -7 P.M.

Councilman Shafer made a motion to open the Public Hearing for Local Law #4, 2011 entitled ZONING at 7:01 p.m., seconded by Councilman Akt, all in favor, so carried.

Supervisor Rajsz reported that the purpose of the Public Hearing was to hear public comments on the proposed zoning laws. Supervisor Rajsz Thanked the members of the Rewrite Committee. Supervisor Rajsz also Thanked Heather Jacksy from Sullivan County Planning, and Consulting Attorneys David and Helen Slotje for their assistance in the rewrite. Supervisor Rajsz requested all speakers limit their comments to the zoning regulations and that each person will have 3 minutes to speak. Supervisor Rajsz stated she will be calling up speakers 5 at a time to the podium, with Lumberland residents speaking first then the non-residents can speak. Supervisor Rajsz noted that the Town Board will not be responding to comments tonight.

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The Town Clerk read the Legal Notice for the Public Hearing that was put into the newspapers, listed on the website and posted at the Town Municipal Building. The Town Clerk reported that she has the Full EAF Part I document, the Affidavit of Publication from both newspapers and the 239 –M Report from County Planning on file in her office. The Town Clerk noted she has several comment letters that were received, noting the name of the person that sent each letter.

OPEN FLOOR FOR 1ST TIME

Among the Lumberland residents that requested to speak on the issues regarding the proposed Zoning Laws were as follows:

Frank Kean, Chad Martell, Karen Smythe, Martha Tully, Janice Torretta, Vinny Torretta, Wayne King, Joette LeBlanc, Ron Thiele, Rick Birkenstock, Dave Kirk, Sue Morley, Robert Rice, Caroline Akt, Peter Comstock, James Mann, Pat Carullo, Rick Dilles, Ann Steimle, Kelsang Zangmo, Chad Mayr, Jack Comstock, Richard Plunz, and Charles Petersheim.

Among the non-residents that requested to speak were: Calin Riffle, Karen Lindon, Carment Mazzatta, Carol Roig, Earl Culley, Carla Giuffrida, Debra Conway and Virginia Hack.

The issues discussed were mainly regarding the regulations for Article 10 of the zoning code, the lot size of 2 acres as opposed to 5 acres requirement, the surveying of trees on properties, the green buffer zone and landscaping. Most of the major concerns were directed to preserving our clean water and protecting the rights of the individual home owners. Several people discussed the issue of gas drilling and the fracking process, noting most were against gas drilling in the Town of Lumberland and several people agreed that regulations should be kept in our zoning rewrite regarding the process for gas drilling.

OPEN FLOOR FOR 2ND TIME

The following people spoke at this time: Ed Gavalla, David Wallace and Lia Madenbalm regarding issues related to the proposed zoning laws.

OPEN FLOOR FOR THE 3RD TIME

Resident Armador Laput spoke briefly regarding the proposed zoning laws.

Supervisor Rajsz reported that all comments will be considered and that further written comments will be accepted until December 14th. Consulting Attorney David Slotje noted that comments will be accepted until 3 p.m. on December 14th.

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The Town Clerk noted anyone can email their comment to her office email at glenspeytownhall@hvc.rr.com.

Councilman Shafer made a motion to close the Public Hearing at 8:50 p.m., seconded by Councilman Carr, all in favor, so carried. Councilman Shafer made a motion to reopen the Workshop Meeting at 8:50 p.m., seconded by Councilman Carr, all in favor, so carried.

EXECUTIVE SESSION

Councilman Shafer made a motion to close the Workshop Meeting and go into Executive Session with the Town Attorney, at 9:10 p.m., to discuss personnel, contract negotiations and litigation, seconded by Councilman Carr, all in favor, so carried.

Councilman Shafer made a motion to close the Executive Session and reopen the Workshop Meeting at 9:58 p.m., seconded by Councilman Carr, all in favor, so carried.

The Board members reviewed and initialed the vouchers.

The Board members met with Highway Superintendent Don “Bosco” Hunt, Jr. to review issues with the Highway Department.

Supervisor Rajsz reported she will be away on January 11, 2012 and requested that the Board members hold their regular monthly meeting on Monday, January 9, 2011 at their scheduled Workshop Meeting. The Board members agreed and Councilman Shafer noted that the change of meeting date will have to be advertised. Supervisor Rajsz reported they will have the Town Board Year-End Meeting on Thursday, December 29th at 6 p.m.

Councilman Shafer made a motion to adjourn at 10:17 p.m., seconded by Councilman Carr, all in favor, so carried,

Respectfully Submitted,

Virginia V. Horn
Town Clerk