

MINUTES OF REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF HUNTER HELD ON TUESDAY, FEBRUARY 16, 2016 AT 7:00 PM AT THE TOWN HALL LOCATED IN TANNERSVILLE, NEW YORK.

Present:	Daryl Legg	Supervisor
	David Kukle	Councilman
	Raymond Legg	Councilman
	Dolph Semenza	Councilman
	Corina Pascucci	Town Clerk
Others Present:	Larry Gardner	Town Attorney
	Lara Hamrah-Poladian	Secretary to Supervisor
	Sarah Killourhy	Planning Board Chairwoman
	Erika Bain	Hunter Area Ambulance
	Sgt. Robert Haines	Hunter Police Department
	Plus all names on attached listing.	
Absent:	Anthony Coiro	Councilman

Supervisor Legg calls the meeting to order at 7:00 PM with the Pledge of Allegiance to the Flag.
 AUDIT – The following vouchers were audited and approved for payment by the Town Board.
 General Fund (TW) Voucher #10 through #54 in the amount of \$98,725.97
 General Fund (TOS) Voucher #1002 through #1006 in the amount of \$3,206.89
 General Fund (SF1) Voucher #2001 through #2002 in the amount of \$59,317.00
 General Fund (SF2) Voucher #2003 through #2004 in the amount of \$46,142.00
 General Fund (SF3) Voucher #2005 in the amount of \$61,497.00
 General Fund (SF4) Voucher #2006 in the amount of \$75,000.00
 Highway Fund (TW) Voucher #1 through #25 in the amount of \$16,179.27
 Highway Fund (TOS) Voucher #1001 in the amount of \$95.25
 Landfill Closure Fund Voucher #12 through #17 in the amount of \$1,710.68

LANDFILL- Update

Kevin Young of Young & Sommer presents a summary.

K. Young states that the Town of Hunter got a SPDES Permit to discharge leachate; however the discharge must meet strict water quality standards which are very hard to comply with. He adds that an artificial wetland system was put in. He states that under the Clean Water Act, citizen groups can enforce SPDES. He states that a citizen claim was filed from the Riverkeeper as the Town of Hunter had self-reported violations. He advised the Town Board to enter into an Order on Consent with the State which provides for long term compliance. He adds that NYSDEC has offered such an Order on Consent and he recommends that the Town move forward with this option. This requires the towns' to pay a \$7,000 fine and to conduct a study to bring the Landfill into compliance. He adds that this \$7,000 fine was negotiated down significantly.

Councilman Semenza offers RESOLUTION #1 of 2016 Authorizing the Town Supervisor to Execute Order on Consent. Seconded by Councilman Legg.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

PRIVILEGE OF THE FLOOR

Gary Slutzky asks the board if any correspondence has been received from the Village of Hunter regarding Fire District #2 in the last thirty days.

Supervisor Legg responds no.

James Nihan asks the status of the C&D application to NYSDEC from Northeast Recycling.

Supervisor Legg states that the agency has received it and they are reviewing it.

Questions as to whether or not the Town of Hunter would take over Lead Agency. Board states they are not considering this at this time.

MINUTES

Councilman Semenza makes a MOTION to approve minutes of Regular meeting of 1/19/16 . Seconded by Councilman Kukle.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

AMBULANCE

Monthly report acknowledged.
 iPad update – REMO still has work to do on their end.

POLICE

Monthly report acknowledged.
 Town of Hunter Police Department

Monthly Report

January 2016

Calls for service:	99
Arrests made:	8
Criminal charges levied:	13
Criminal complaints:	20
Non-criminal complaints:	54
Assists to other agencies:	18
Uniform traffic tickets:	38
Parking tickets:	0
Accidents investigated:	10
Report requests:	4 = \$39.00

Councilman Semenza makes a MOTION to authorize Sgt. Haines to purchase ammunition on state bid. Seconded by Councilman Legg.

Ayhes-4- Noes-0- Absent-1-(Councilman Coiro)

Supervisor Legg makes a MOTION to authorize the purchase of a mobile computer not to exceed \$3,000. Seconded by Councilman Kukle.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

Sgt. Haines states that he would like to use leftover funds from last year for this purchase.

Sgt. Haines urges the Town Board to have all parties involved in the Mountain Jam and Taste of Country festivals meet to begin discussing logistics. Supervisor Legg to reach out to involved parties tomorrow.

Discussion regarding new police car, lengthy process with the Office of General Services that Sgt. Haines has begun.

BUILDING/CODE ENFORCEMENT

Monthly report acknowledged.

TOWN OF HUNTER
 OFFICE OF CODE ENFORCEMENT

MONTHLY REPORT OF ACTIVITIES JANUARY 2016

- 2 Building Permits Issued
- 0 Building Permit Renewals
- 6 Certificate of Occupancy Searches Performed
- 3 Certificates of Occupancy Issued
- 3 Certificate of Compliance Issued
- 2 Sewer Inspections
- 0 Notice of Violation
- 0 Sign Permits Issued or Renewed
- 0 Demo Permits Issued
- 1 Complaints Received
- 2 Timber Harvesting Permits
- 0 Small Scale Mining Permits
- 1/4 Call Larry Gardner about New Laws – New York State Department of Health returned my call about composting toilet and Grey water system – continue to read new Town Laws – Work on end of the year reports and move files to appropriate place on my computer
- 1/5 62 degrees in the office upon my arrival – Start to read new Site Plan Law – Kevin Thompson called about sending me a FAX – Matt Curry NY DOH called about alternative systems, none are allowed – Read New York State Forestry BMP Field Guide on line – Issue Certificate of Occupancy #3282 – Doug Ostrander in to go over Timber Harvesting Law, he will be back for a permit
- 1/6 64 degrees in the office this morning, an improvement from yesterday - Create a Timber Harvesting Permit - Stove in foyer had a blow back and smoked out the entire building (it was making noise all morning prior to this and not producing any heat) – Work on files, and New Laws – Go to Department of

- State Web site to retrieve form DOS 1743 Report for 2015, Complete form and sent to DOS – Inspect #3364, #3345
- 1/7 Inspect Sewer hook-up at Nick Bove's – Keith Van Roy returned my call about Department of Health decision on alternative systems, No – Contractor for #3360 called for an inspection – Inspect #3360 – Bob Green in about building on Ski Bowl Road, in the floodplain – Inspect #3364, #3358, #3356, ##3297, #3384
- 1/8 Read article in the Daily Mail – Spoke with Sarah about article and her call from Nick Bove – Pat Byrne in for a letter that his new structure in a single family dwelling, wrote the letter – Create electronic and physical files for Timber Harvesting, Small Scale Mining, and Complaints – Daryl in to see if everything is OK – Call from Cell Tower people about wind load, reference TIA/EIA-222, way above my pay grade – Receive, read and reply to cell tower question for change to existing tower – Receive letter from DEC about potential illegal mining – Inspect #3349, appear to be stick building not modular as in the plan, Inspect #3352 – Call builder for #3349, left a message to not continue building without proper plan for stick built
- 1/11 Daryl in first thing to make sure everything is OK – Reply to email from Sprint about tower – Received an email about training – Jeff Prince called, he decided not to go modular but to stick build house on Highland Drive. I told him to stop building until a proper plan in submitted – Jimmy Wiltse in about building a garage, I sent him to Sarah for Site Plan procedure – Received Tank & Spill Closure Report on a house in Platte Clove –CO Search 181.07-3-5
- 1/12 Certificate of Occupancy Issued #3180 – Certificate of Occupancy Issued #3262 – Williams Lumber in to let me know Jeff Prince changing from Modular to Stick Built – Certificate of Occupancy Search 209.00-3-10 – JOB construction called about Onteora Library – Doug Ostrander called about Timber Harvesting Permit – Issue Timber Harvesting Permit #1-2016 – Sign up for mandatory Department of State Class – Return call to Dick Showers – Receive, fill out and submit Census form # C-404 – Anitra Gazoorian called about her house - Certificate of Compliance Issued #3278
- 1/13 Work on files – Research Gazoorian #3100 – Jimmy Wiltse in about building a garage, he went to see Sarah – Jimmy Wiltse back about solar energy – Patty Tracy in about location of floodplain – Email from Sprint about cell tower - Received requirements of NYS Comptroller about revenue report due
- 1/14 Return call to Ace Appraisal, left a message, in the Village not the Town – Email requested information to Anitra Gazoorian – Craig Bates in about new laws – Ralph Szymanski called with Code question – Edwin Benjamin called about Fire House NOV from DEP – Frank Groff in with ?'s about a permit – Review old open permits to try and close some out – CO Search 164.00-3-42 – Inspect #3355, #3384, #3237, #3399, #3376, #3356, #3364
- 1/15 No work, Dr. Appointment
- 1/18 No work Martin Luther King Jr. Day
- 1/19 CO Search 164.73-11-2 – Issue Building Permit #3386 and Email to Sprint – Certificate of Compliance Issued #3366 – Steve Schildhorn in with floodplain ?'s, it's in the Village of Hunter – Architect for house in Onteora called with ?'s – Return call to Dan Thompson #3200 – Return call to Dick Showers, emailed him CO – Joe Sweet in about Timber Harvesting – Michael Osterer in about someone dumping on his land – Peter DeBona called about sewer hook-up – Larry Gardner called about a house with no CO – Nathan Hommel called with ? about rebuilding the rectory at Twilight – Call from contractor about building a deck and carport – Return call to LFG, sent him information by fax – Return call to Minuta Architecture about plans for house for Jeff Prince - ? Benjamin in with ?'s about renovating or building a new house – Keith Van Roy called about building a garage off North Lake Road
- 1/20 Attorney Dan Lam called about house with open permit – Research permits for Mark for assessment – Work on files – Clear snow off the Durango – Jim Bogner DEP called for update on Showers Road Sewer Hook-ups – Tried to do inspections, the Durango will not start – Problem with something coming up about

Adobe on my computer – Mark H fixed my computer – Continue with files – Return call to Shane, architect for house in Onteora

- 1/21 Research fine access roads at the request of John Farrell – Work on files – leave @ 11:15
For NYSBOC meeting in Greenport – Back in time to continue working on files
- 1/22 Research essential building construction – Work on files – Josh from Onteora in about Timber Harvesting Permit – Beecher Smith in about new laws – Patty Tracy in about smoke alarms at Hunter Highlands – Inspect #3249, #3355 – Call Jeff Prince, Stop work on #3349 until I get plans now that it is not a modular – Ronny VanValkenberg in about Timber Harvesting Law – Email from Fred Grober about house with no CO – Jason Shaw called about #3349, requesting copy of permit and application, he is representing the Sewer System – Jeff Prince in about stop work, READ MY LIPS, NO PLANS NO WORK
- 1/25 Ray Legg in with Code ? – Work on files – CO Search 164.73-13-2 – Richard Manuszak in about combining lots – Women called with ?'s about lot on Josh Road, told to call by Daryl – CO Search 181.16-1-2
- 1/26 Work on files – leave @ 9:00 for personal reasons, return @ 11:38 – Return call about smoke alarms @ Hunter Highlands – Received FOIL from Corina, I called attorney for clarification - Shane @ Lichten Architect called with ?'s about kitchen renovation – Jeff Prince in about #3349 – Patty @ Shaw Realty called about Smoke & CO detector – Bob Greene in about land on 214 – Call from person interested in developing Solar Power for sale – Call from attorney about women with broken ankle to clarify FOIL request – Issue Timber Harvesting Permit #2-2016
- 1/27 Work in files – Josh from Onteora called about Timber Harvesting – Rich Bauman from Onteora called pool fencing requirements – Shane from Lichten Architect called about kitchen renovation – Tim Morley called about sewer hook-up – Inspect Morley hook-up, drop paperwork @ Onteora, #3352, #3384, #3154, #3376, #3356, #3349
- 1/28 Issue Building Permit #3387 – Work on files – Call from Redvision about a CO Search – Read new Site Plan Law – Call from Larry Gardner about house with no CO – Call from #3355 ready for final inspection – Call from Jason Shaw about #3349 – Go to Rory's to talk about new laws – Check Glen Park Road for logging – Inspect #3355, #3349
- 1/29 Received email from Jason Shaw, copy of an affidavit – Certificate of Completion Issued #3355 – Joe Sweet in about new Timber Harvesting Law – Email Larry Gardner affidavit that Jason Shaw sent me – JJ Roufe in about new Timber Harvesting Law – Email from Lara about FOIL request that I received 3 day ago, do not respond without approval from Larry Gardner, a little late! – Returned call about CO Search – Return call to Jason Shaw, left a message – Larry Gardner called with advice about affidavit – Couple from Clum Hill Road in about a tree that went through their house – Anne Devine in about eviction and questions about the apartment that she rents – Return call to Keith Van Roy about a garage that he wants to build – Jason Shaw called about affidavit, I emailed it to him – Call from Fred Grober about a house with no CO, he will be here on Monday @ 10:00

PLANNING

Monthly report acknowledged.

**Town of Hunter Planning Board
Monthly Report
FEBRUARY 2016
Meeting: Tuesday February 2nd, 2016 ~7:00PM**

S. Killourhy - Chairman
M. Czermerys – Deputy Chairman
S. Friedman
S. Schneider -absent
J. Michaud–Uhrlik - absent
C. Knopp
J. Dixon -
D. Galin – alt.
A. Dale – alt - absent

9 members of the public were present, including Councilman A. Coiro and Councilman D. Kukle

Meeting called to order at 7:06PM.

Alternate Member: David Galin sworn in for the 2016, 1yr term.

MOTION by to approve minutes of January 5th, 2016 meeting. Seconded by M. Czermerys. Unanimously carried.

PRIVILEGE OF THE FLOOR- offered but no one chose to speak.

NEW BUSINESS:

1)Brower Minor Subdivision Sketch concept: Haines Falls – J. Brower presents a 2 lot subdivision dividing a 13.14 acre lot : Lot with existing house 2.378 acres and remaining lands to be vacant 10.766 acres. The applicant shall show all existing and new right of ways on the final subdivision map along with the approximate location of the septic system and well. S. Killourhy states this is an UNLISTED SEQRA action. The Board reviews the Short EAF submitted and makes a SEQRA Negative Declaration. A public hearing is scheduled for the March 1st, 2016 meeting.

OLD BUSINESS:

2)Altrueter 2-lot Minor Subdivision; Prelim review &SEQRA review: Elka Park –K. Altrueter presents minor 2- lot subdivision of the 5.02 acre parcel off Elka Park Rd. K. Altrueter states in 2005 the Planning board approved a lot line adjustment with his neighbor J. Parochniak where he added 3.024 acres to his existing 2 acre parcel with his existing home. He explains he now wishes to subdivide the land into 2 parcels of 2 acres and 3.024 acres. S. Killourhy states this is an UNLISTED action under SEQRA and a Short EAF has been completed. The Board reviews the preliminary map prepared by Vancucchi Associates. The Board would like to see the location of the existing house as well as existing well and approximate septic location. In addition the map will need to reflect any easements or rights of way that neighbors may have. The board reviews and determines a Negative Declaration. A public hearing will be scheduled for the March 1st, 2016 meeting.

3)Cortina Mtn Estates Major Subdivision and Site Plan: Haines Falls - D. Baker & Attorney J. Shaw presenting. The Board acknowledges the following documents were received on January 27th, 2016 in accordance with the Resolution of January 5th, 2016.

- Ackn rcv'd: Draft Offering Plan for Cortina Mtn Estates Homeowners' Assoc. Inc.
Letter to Supervisor requesting Town Board approval of sewer rates
Application to Public Service Commission

-Ackn rcv'd: Letter from P. Romano of Chazen re: Status of Realty Subdivision

The Board reviews the documents and commends the applicants for all the hard work.

Resolution passed in January to be amended to state monthly status updates will be given the FRIDAY prior to each meeting to demonstrate progress. (Final resolution will be on the March report)

CORRESPONDENCE:

~Planning Board Fee Schedule for 2016

~Save the Date: Watershed Summit set for April 2nd, 2016 at the Hunter Elementary School.

~ The next Planning Board meeting Tuesday March 1st, 2016 at 7PM~

Supervisor Legg makes a MOTION to authorize Sarah Killourhy to attend NYPF conference. Seconded by Councilman Semenza.

Ayes-4-

Noes-0-

Absent-1-(Councilman Coiro)

S. Killourhy suggests that the Town Board make concert promoters aware of the new Mobile Home law, Supervisor Legg to do so.

COMPREHENSIVE PLAN COMMITTEE

Board acknowledges receipt of notices from interested parties.

Board to reach out to interested parties to meet with them and name members of committee at next town board meeting.

Board authorizes advertising of special meeting to be held on March 7, 2016 at 6PM to discuss the Comprehensive Plan Committee.

Board states that once the Master Plan is completed, the town can move on to Zoning and adds that these are two separate committees.

ZONING BOARD COMMITTEE

Board acknowledges ad placed in the Windham Journal for interested participants.

PETITION

Board acknowledges receipt of Mountaintrails at Hunter LLC & Trailside inroads LLC Petition for Annexation of Lands to Village.

Attorney Gardner states that a joint public hearing must be held.

Supervisor Legg makes a MOTION to hold a Joint Public Hearing with the Village of Hunter on March 15, 2016 at 6:45 PM at the Town Hall, if agreeable with the Village of Hunter. The purpose to discuss Mountaintrails at Hunter LLC and Trailside Inroads LLC petitions for annexations. Seconded by Councilman Semenza.

Ayes-4-

Noes-0-

Absent-1-(Councilman Coiro)

Board acknowledges receipt of petition from Clark Stone Products, Inc. Deletion from Designated Hamlet/expanded Hamlet Area.
Attorney Gardner to reach out to Jeff Baker regarding this topic.

NYS DEC

Board acknowledges receipt of notice of Complete Application from Hunter Mountain Ski Bowl
Board acknowledges receipt from DEC notice of applications for permits RE: Villa Maria

LAND USE

Board acknowledges receipt of letters received requesting to amend laws (C. Bates; R. France).
Supervisor Legg states that the board will address letters as they are received.
Councilman Kukle(referencing letter from Craig Bates) feels that Mr. Bates concerns are covered under exclusions in the law and to answer the question as to how the Land Use Committee was formed, the Supervisor made it known to the public that the town was looking for members, interested parties submitted their names and the committee was then formed. He adds that Timber Harvesting and Small Scale Mining were removed from Site Plan, therefore no Planning Board approval required.
Craig Bates states that he doesn't see where he is covered in the law, feels it is up to interpretation.
Councilman Kukle states that the law also provides for a hardship waiver.
Discussion regarding section of law(equipment being used), Sean Mahoney states that the intent was for a business that actually uses the equipment.
Reggie Bates feels that it could be interpreted as the equipment must be used on that property.
Supervisor Legg states that the Town Board will keep a notebook regarding suggested amendments and in six months will go forward and hold a Public Hearing to amend if necessary.
Discussion regarding unregistered vehicles, fences and tree lines.
Supervisor Legg makes a MOTION to hold a Public Hearing on the third Tuesday in June at 6:30 PM on any alterations or changes to be made on existing laws.
Attorney Gardner states that any amended laws would need to be done by April or May to go to Public Hearing in June.

NO SECOND

Supervisor Legg makes a MOTION to hold a Public Hearing on the Third Tuesday in July at 6:30 PM to discuss any alterations or changes to be made on existing laws. Seconded by Councilman Kukle.

Ayes-4-

Noes-0-

Absent-1-(Councilman Coiro)

Board acknowledges receipt of letters/comments: laws adopted 12/29/15 . Supervisor Legg adds that these comments were in favor of and against.
It is stated that the Land Use Committee is still holding meetings.

MOUNTAIN CLOVES SCENIC BYWAY

Board acknowledges receipt of minutes of 1/14/16 meeting and agenda 2/11/16.

GREENE COUNTY

Board acknowledges receipt of resolutions #22-16 Authorizing Municipalities to participate in County Highway Purchases, 47-16 Authorizing obtaining & Furnishing of Assessment Roll Related Services & Materials
Board acknowledges receipt of agenda for GC Planning Board
Board acknowledges received from GC Soil & Water Notice of 2016 Schoharie Watershed Summit 4/2/16 @ HTC Elementary.

GRANTS

Board acknowledges received from Greene County Soil & Water Re: No Hazard mitigation funds for Landslide from Homeland Security
Board acknowledges receipt of notice of Section 3 requirements for recipients of CDBG. Environmental Review Record – Compliance with NEPA and SEQRA webinar Thursday, February 25, 2016 2:00 pm
Councilman Kukle makes a MOTION to authorize Smart Growth grant application letter of support for Village of Hunter effective 2/11/16. Seconded by Councilman Semenza.

Ayes-4-

Noes-0-

Absent-1-(Councilman Coiro)

TIME WARNER CABLE

Board acknowledges receipt of \$22,038.78 Franchise Agreement 7/2015, 12/31/15.
Review TWC franchise agreement
Discussion regarding feasibility: Mid-Hudson Cable service in Town of Hunter. Discussion regarding hot spots.

JUSTICE COURT

Monthly report acknowledged.

Board acknowledges receipt of \$1,750.00 JCAP Grant to Town of Hunter Court.

TOWN HALL

Councilman Semenza makes a MOTION to authorize Town Clerk to attend NYS Town Clerk Assoc. conference. Seconded by Councilman Legg.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

Councilman Semenza makes a MOTION to authorize purchase of new Keurig (or other brand) coffee brewer maximum \$130.00. Seconded by Councilman Legg.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

BUILDINGS AND GROUNDS

Councilman Legg states that he is looking for contractors to do work across the driveway. He states that the Town Hall had several roof leaks today and he will be assessing roof damage.

Discussion regarding placement of sign in front of Town Hall to advertise meetings.

Sean Mahoney suggests that the Town start a Facebook page.

It is stated that the town's website doesn't say when monthly meetings are.

CENTRAL HUDSON

Supervisor Legg makes a MOTION to sign blanket LED street lighting authority order eff 1/1/16 with an energy savings of \$117.00 per light. Seconded by Councilman Kukle.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

JUNK YARD PERMIT

Renewal Permit Application from R. France

Attorney Gardner states that there is a provision in the Junkyard Law that relates to what happens or doesn't happen if there is an ongoing site plan review which is pending right now. He adds that given this, the Town Board should go no further than to extend the current license through June 30, 2016 provided that prior to June 6, 2016 the current Site Plan application is approved.

Councilman Kukle makes a MOTION to extend the existing Junkyard License for Haines Falls Auto until June 30, 2016. Seconded by Councilman Legg.

Councilman Kukle adds that because when the moratorium went into place, Rory France was under Site Plan and there are a number of items to be dealt with. Board acknowledges that Rory France submitted a complete Junkyard application under the new law.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

BUDGET MODIFICATIONS AND TRANSFERS

Councilman Kukle makes a MOTION to approve the following effective 12/31/15

1)Budget Jrl entry to dbt A4540.42 and Cr. 4540.4 by \$124.77 to put ambulance contractuals in good standing
2)Budget Jrl entry to transfer \$1,814.96 from SL2-599 to SL2-5184.4 to put Haines Falls lighting in good standing after payable Dec. voucher

Effective 2/1/16

3)Budget Journal entry to increase A110.41 and A2611 by \$1,750.00 for JCAP Grant funds

Seconded by Councilman Semenza.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

CORRESPONDENCE- Board acknowledges the following:

Receipt of Thank you card from Debbie Speenburgh –Employee Holiday Party

Receipt of notice of Economic Development forum 2/27/16 @ Catskill Center 10:00 am

Receipt of meeting minutes from Coalition of Watershed Towns on 12/21/15

Supervisor Legg makes a MOTION to adjourn at 9:05 PM. Seconded by Councilman Kukle.

Ayes-4- Noes-0- Absent-1-(Councilman Coiro)

Corina Pascucci, Town Clerk, RMC
Town of Hunter