1 2 STATE OF NEW YORK : COUNTY OF ORANGE TOWN OF NEWBURGH PLANNING BOARD 3 _ _ _ - - - - - - - - - - X In the Matter of 4 5 6 2012 PLANNING BOARD REORGANIZATION 7 8 9 - - - - - - - - - X 10 BOARD BUSINESS 11 Date: January 5, 2012 12 Time: 7:00 p.m. Place: Town of Newburgh 13 Town Hall 1496 Route 300 14 Newburgh, NY 12550 15 16 BOARD MEMBERS: JOHN P. EWASUTYN, Chairman FRANK S. GALLI 17 CLIFFORD C. BROWNE KENNETH MENNERICH 18 JOSEPH E. PROFACI THOMAS P. FOGARTY 19 JOHN A. WARD 20 ALSO PRESENT: BRYANT COCKS PATRICK HINES 21 GERALD CANFIELD 22 23 - - - - - - X MICHELLE L. CONERO 24 10 Westview Drive Wallkill, New York 12589 25 (845)895-3018

MICHELLE L. CONERO - (845)895-3018

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1 REORGANIZATION 2 MR. BROWNE: Good e 3 gentlemen. Welcome to the To 4 Planning Board meeting of Jan 5 At this time I'll o	2 evening, ladies and
 3 gentlemen. Welcome to the To 4 Planning Board meeting of Jan 5 At this time I'll of 	evening, ladies and
4 Planning Board meeting of Jan 5 At this time I'll o	
5 At this time I'll c	own of Newburgh
	nuary 5, 2012.
	call the meeting to
6 order with a roll call vote s	starting with Frank
7 Galli.	
8 MR. GALLI: Present	- .
9 MR. BROWNE: Preser	nt.
10 MR. MENNERICH: Pre	esent.
11 CHAIRMAN EWASUTYN:	Present.
12 MR. PROFACI: Here.	
13 MR. FOGARTY: Here.	
14 MR. WARD: Present.	
15 MR. BROWNE: The Pl	lanning Board has
16 professional experts that pro	ovide reviews and
17 input on the business before	us, including SEQRA
18 determinations as well as cod	de and planning
19 details. At this time I woul	ld ask them to
20 introduce themselves.	
21 MS. CONERO: Michel	lle Conero,
22 Stenographer.	
23 MR. CANFIELD: Jerr	ry Canfield, Town of
24 Newburgh, Code Compliance Sup	pervisor.
25 MR. HINES: Pat Hir	nes with McGoey,

1	REORGANIZATION 3
2	Hauser & Edsall Consulting Engineers.
3	MR. COCKS: Bryant Cocks, Planning
4	Consultant.
5	MR. BROWNE: Thank you.
6	At this time I'll turn the meeting over
7	to John Ward.
8	MR. WARD: Please stand to say the
9	Pledge.
10	(Pledge of Allegiance.)
11	MR. WARD: Please turn your phones off
12	or on vibrate.
13	MR. BROWNE: If you'll notice this
14	evening, on the top of our agenda, this is also
15	our reorganizational meeting, the first meeting
16	of the year. At this time I'll turn it over to
17	Joe Profaci for that.
18	MR. PROFACI: Thank you. This is the
19	2012 Planning Board reorganizational meeting.
20	I'd like to go through the 2012 reappointments
21	for the Town of Newburgh Planning Board.
22	The first is Kenneth Mennerich as Vice
23	Chairman of the Planning Board. I'd like a
24	motion for that.
25	MR. GALLI: So moved.

1	REORGANIZATION 4
2	CHAIRMAN EWASUTYN: I'll second that
3	motion.
4	MR. PROFACI: I'll take a roll call
5	vote.
6	MR. GALLI: Aye.
7	MR. BROWNE: Aye.
8	MR. MENNERICH: Aye.
9	CHAIRMAN EWASUTYN: Aye.
10	MR. PROFACI: Aye.
11	MR. FOGARTY: Aye.
12	MR. WARD: Aye.
13	MR. PROFACI: Okay. Motion carried.
14	The second is for Dickover, Donovan,
15	Donnelly & Biagi, Attorney to the Planning Board.
16	Do I have a motion for that?
17	MR. MENNERICH: So moved.
18	MR. FOGARTY: Second.
19	MR. PROFACI: I'll take a roll call
20	vote.
21	MR. GALLI: Aye.
22	MR. BROWNE: Aye.
23	MR. MENNERICH: Aye.
24	CHAIRMAN EWASUTYN: Aye.
25	MR. PROFACI: Aye.

1	REORGANIZATION 5
2	MR. FOGARTY: Aye.
3	MR. WARD: Aye.
4	MR. PROFACI: Motion carried.
5	The third is for McGoey, Hauser &
6	Edsall Consulting Engineers, P.C., Consulting
7	Engineers to the Planning Board.
8	Can I have a motion for that, please?
9	MR. GALLI: So moved.
10	MR. WARD: Second.
11	MR. PROFACI: I'll take a roll call
12	vote.
13	MR. GALLI: Aye.
14	MR. BROWNE: Aye.
15	MR. MENNERICH: Aye.
16	CHAIRMAN EWASUTYN: Aye.
17	MR. PROFACI: Aye.
18	MR. FOGARTY: Aye.
19	MR. WARD: Aye.
20	MR. PROFACI: The fourth is for BC
21	Planning, LLC, Consulting Planner to the Planning
22	Board. A motion for that.
23	CHAIRMAN EWASUTYN: I'll move for that.
24	MR. MENNERICH: Second.
25	MR. PROFACI: I'll take a roll call

1	REORGANIZATION 6
2	vote.
3	MR. GALLI: Aye.
4	MR. BROWNE: Aye.
5	MR. MENNERICH: Aye.
6	CHAIRMAN EWASUTYN: Aye.
7	MR. PROFACI: Aye.
8	MR. FOGARTY: Aye.
9	MR. WARD: Aye.
10	MR. PROFACI: Motion carried.
11	The fifth is for Creighton, Manning
12	Engineering, LLP, Consulting Traffic Engineer to
13	the Planning Board. Do I have a motion for that?
14	MR. GALLI: So moved.
15	MR. FOGARTY: Second.
16	MR. PROFACI: I'll take a roll call
17	vote.
18	MR. GALLI: Aye.
19	MR. BROWNE: Aye.
20	MR. MENNERICH: Aye.
21	CHAIRMAN EWASUTYN: Aye.
22	MR. PROFACI: Aye.
23	MR. FOGARTY: Aye.
24	MR. WARD: Aye.
25	MR. PROFACI: The sixth is for KALA,

1REORGANIZATION2Consulting Landscape Architect to the Planning3Board. I'll take a motion for that.4MR. MENNERICH: So moved.5CHAIRMAN EWASUTYN: Second.6MR. PROFACI: Roll call vote.7MR. GALLI: Aye.8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. PROFACI: And a roll call vote.20MR. BROWNE: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.25MR. FOGARTY: Aye.		
3 Board. I'll take a motion for that. 4 MR. MENNERICH: So moved. 5 CHAIRMAN EWASUTYN: Second. 6 MR. PROFACI: Roll call vote. 7 MR. GALLI: Aye. 8 MR. BROWNE: Aye. 9 MR. MENNERICH: Aye. 10 CHAIRMAN EWASUTYN: Aye. 11 MR. PROFACI: Aye. 12 MR. PROFACI: Aye. 13 MR. WARD: Aye. 14 MR. PROFACI: Seventh is HDR/LMS, 15 Telecommunications Consultant to the Planning 16 Board. Can I have a motion for that? 17 MR. GALLI: So moved. 18 MR. MENNERICH: Second. 19 MR. GALLI: Aye. 20 MR. GALLI: Aye. 21 MR. BROWNE: Aye. 22 MR. BROWNE: Aye. 23 CHAIRMAN EWASUTYN: Aye. 24 MR. PROFACI: Aye.	1	REORGANIZATION
4MR. MENNERICH: So moved.5CHAIRMAN EWASUTYN: Second.6MR. PROFACI: Roll call vote.7MR. GALLI: Aye.8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. MENNERICH: Second.18MR. PROFACI: And a roll call vote.20MR. BROWNE: Aye.21MR. BROWNE: Aye.22CHAIRMAN EWASUTYN: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	2	Consulting Landscape Architect to the Planning
5CHAIRMAN EWASUTYN: Second.6MR. PROFACI: Roll call vote.7MR. GALLI: Aye.8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. PROFACI: And a roll call vote.20MR. BROWNE: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	3	Board. I'll take a motion for that.
6MR. PROFACI: Roll call vote.7MR. GALLI: Aye.8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. PROFACI: And a roll call vote.19MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	4	MR. MENNERICH: So moved.
7MR. GALLI: Aye.8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. PROFACI: And a roll call vote.19MR. PROFACI: And a roll call vote.20MR. BROWNE: Aye.21MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	5	CHAIRMAN EWASUTYN: Second.
8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	6	MR. PROFACI: Roll call vote.
9MR. MENNERICH: Aye.10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. PROFACI: And a roll call vote.19MR. GALLI: Aye.20MR. BROWNE: Aye.21MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	7	MR. GALLI: Aye.
10CHAIRMAN EWASUTYN: Aye.11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. MENNERICH: Second.19MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	8	MR. BROWNE: Aye.
11MR. PROFACI: Aye.12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. MENNERICH: Second.19MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	9	MR. MENNERICH: Aye.
12MR. FOGARTY: Aye.13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. MENNERICH: Second.19MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	10	CHAIRMAN EWASUTYN: Aye.
13MR. WARD: Aye.14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. MENNERICH: Second.19MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	11	MR. PROFACI: Aye.
14MR. PROFACI: Seventh is HDR/LMS,15Telecommunications Consultant to the Planning16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. MENNERICH: Second.19MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	12	MR. FOGARTY: Aye.
 Telecommunications Consultant to the Planning Board. Can I have a motion for that? MR. GALLI: So moved. MR. MENNERICH: Second. MR. PROFACI: And a roll call vote. MR. GALLI: Aye. MR. BROWNE: Aye. MR. MENNERICH: Aye. CHAIRMAN EWASUTYN: Aye. MR. PROFACI: Aye. 	13	MR. WARD: Aye.
16Board. Can I have a motion for that?17MR. GALLI: So moved.18MR. MENNERICH: Second.19MR. PROFACI: And a roll call vote.20MR. GALLI: Aye.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23CHAIRMAN EWASUTYN: Aye.24MR. PROFACI: Aye.	14	MR. PROFACI: Seventh is HDR/LMS,
 MR. GALLI: So moved. MR. MENNERICH: Second. MR. PROFACI: And a roll call vote. MR. GALLI: Aye. MR. BROWNE: Aye. MR. MENNERICH: Aye. CHAIRMAN EWASUTYN: Aye. MR. PROFACI: Aye. 	15	Telecommunications Consultant to the Planning
 MR. MENNERICH: Second. MR. PROFACI: And a roll call vote. MR. GALLI: Aye. MR. BROWNE: Aye. MR. MENNERICH: Aye. CHAIRMAN EWASUTYN: Aye. MR. PROFACI: Aye. 	16	Board. Can I have a motion for that?
 MR. PROFACI: And a roll call vote. MR. GALLI: Aye. MR. BROWNE: Aye. MR. MENNERICH: Aye. CHAIRMAN EWASUTYN: Aye. MR. PROFACI: Aye. 	17	MR. GALLI: So moved.
 20 MR. GALLI: Aye. 21 MR. BROWNE: Aye. 22 MR. MENNERICH: Aye. 23 CHAIRMAN EWASUTYN: Aye. 24 MR. PROFACI: Aye. 	18	MR. MENNERICH: Second.
21 MR. BROWNE: Aye. 22 MR. MENNERICH: Aye. 23 CHAIRMAN EWASUTYN: Aye. 24 MR. PROFACI: Aye.	19	MR. PROFACI: And a roll call vote.
22 MR. MENNERICH: Aye. 23 CHAIRMAN EWASUTYN: Aye. 24 MR. PROFACI: Aye.	20	MR. GALLI: Aye.
 23 CHAIRMAN EWASUTYN: Aye. 24 MR. PROFACI: Aye. 	21	MR. BROWNE: Aye.
24 MR. PROFACI: Aye.	22	MR. MENNERICH: Aye.
	23	CHAIRMAN EWASUTYN: Aye.
25 MR. FOGARTY: Aye.	24	MR. PROFACI: Aye.
	25	MR. FOGARTY: Aye.

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1 REORGANIZATION 2 MR. WARD: Aye.	8
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3 MR. PROFACI: Eighth is Michelle L.	
4 Conero, Stenographer to the Planning Board. A	
5 motion for that.	
6 CHAIRMAN EWASUTYN: I'll move for th	at.
7 MR. WARD: Second.	
8 MR. PROFACI: Roll call vote.	
9 MR. GALLI: Aye.	
10 MR. BROWNE: Aye.	
11 MR. MENNERICH: Aye.	
12 CHAIRMAN EWASUTYN: Aye.	
13 MR. PROFACI: Aye.	
14 MR. FOGARTY: Aye.	
15 MR. WARD: Aye.	
16 MR. PROFACI: Ninth is adoption of t	he
17 2012 Planning Board meeting schedule. A motic	n
18 for that.	
19 CHAIRMAN EWASUTYN: I'll move for th	at.
20 MR. MENNERICH: Second.	
21 MR. PROFACI: Roll call vote.	
22 MR. GALLI: Aye.	
23 MR. BROWNE: Aye.	
24 MR. MENNERICH: Aye.	
25 CHAIRMAN EWASUTYN: Aye.	

1	REORGANIZATION 9
2	MR. PROFACI: Aye.
3	MR. FOGARTY: Aye.
4	MR. WARD: Aye.
5	MR. PROFACI: And tenth is the adoption
6	of the 2012 consultants' work session meeting
7	schedule. Can I have a motion for that?
8	CHAIRMAN EWASUTYN: I've move for that.
9	MR. PROFACI: A motion. And a second?
10	MR. MENNERICH: Second.
11	MR. PROFACI: Can I have a roll call
12	vote for that, please.
13	MR. GALLI: Aye.
14	MR. BROWNE: Aye.
15	MR. MENNERICH: Aye.
16	CHAIRMAN EWASUTYN: Aye.
17	MR. PROFACI: Aye.
18	MR. FOGARTY: Aye.
19	MR. WARD: Aye.
20	MR. PROFACI: Thank you very much.
21	CHAIRMAN EWASUTYN: Bryant, if you'd
22	make a point to sending out an e-mail to all
23	those that have been reappointed.
24	
25	(Time noted: 7:08 p.m.)

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3	CERTIFICATION
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7	I, Michelle Conero, a Shorthand
8	Reporter and Notary Public within and for
9	the State of New York, do hereby certify
10	that I recorded stenographically the
11	proceedings herein at the time and place
12	noted in the heading hereof, and that the
13	foregoing is an accurate and complete
14	transcript of same to the best of my
15	knowledge and belief.
16	
17	
18	
19	
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22	
23	DATED: January 30, 2012
24	
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1 2 STATE OF NEW YORK : COUNTY OF ORANGE TOWN OF NEWBURGH PLANNING BOARD 3 _ _ _ _ _ _ _ _ _ - - - - - - - X In the Matter of 4 5 RACHICHI SUBDIVISION 6 (2011 - 31)7 105 Coach Lane Section 95; Block 1; Lot 4.222 8 R-2 Zone 9 - - - - - - - - - - - X 10 CONCEPTUAL THREE-LOT SUBDIVISION 11 Date: January 5, 2012 Time: 7:08 p.m. Place: Town of Newburgh 12 Town Hall 1496 Route 300 13 Newburgh, NY 12550 14 15 JOHN P. EWASUTYN, Chairman BOARD MEMBERS: FRANK S. GALLI 16 CLIFFORD C. BROWNE KENNETH MENNERICH 17 JOSEPH E. PROFACI THOMAS P. FOGARTY 18 JOHN A. WARD 19 ALSO PRESENT: BRYANT COCKS PATRICK HINES 20 GERALD CANFIELD 21 APPLICANT'S REPRESENTATIVE: SUSAN RACHICHI 22 23 - - - - X MICHELLE L. CONERO 24 10 Westview Drive Wallkill, New York 12589 25 (845)895-3018

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11

1	RACHICHI SUBDIVISION 12
2	MR. BROWNE: The first agenda item this
3	evening is the Rachichi Subdivision, project
4	number 2011-31. It's a conceptual three-lot
5	subdivision being presented by Charles Boowkos.
6	I'm sorry.
7	MS. RACHICHI: He's not here. I'm
8	here. I'm Susan.
9	MR. BROWNE: Susan. Okay.
10	MS. RACHICHI: I own the section, lot
11	block 8;6;16 which has a twenty-foot deeded
12	easement that goes to the back parcel, section
13	95; block 1; lot 4.222. I would like to do a
14	two-lot subdivision on that back parcel.
15	CHAIRMAN EWASUTYN: Pat Hines is going
16	to discuss with you what an easement entitles you
17	to and where you may be deficient as far as
18	allowing you to proceed with a two-lot
19	subdivision and the procedure for getting Town
20	Board approval for what's called an open
21	development district.
22	MS. RACHICHI: Okay.
23	CHAIRMAN EWASUTYN: Mike Donnelly, our
24	Planning Board Attorney, who isn't here with us
25	this evening, has sent an explanation of Town Law

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RACHICHI SUBDIVISION

280-A to your surveyor.

At this point, Pat, why don't you go forward, put up the map, and for the education of Ms. Rachichi explain to her what needs to be accomplished.

7 MR. HINES: The parcel in question here is about an 8 acre -- 8.5 acre parcel of land and 8 9 it is abutted by an interstate highway, 84, on 10 the lower portion of the map, it has a little 11 frontage on the New York State Thruway, and the 12 balance of the parcel creates a common lot line 13 with the rear of the parcels on Coach Lane. The 14 concern here is that the parcel apparently has an 15 easement across a parcel of land you own but it 16 doesn't own access to a public street. In order 17 to subdivide a piece of property, the lot needs 18 to have access to a public street or road created 19 by a subdivision. The easement area shown would 20 give someone rights to walk across or drive 21 across to that parcel, but it doesn't give it 22 legal access in order to subdivide because it 23 needs to have access to that street. That's 24 based on what's called New York State Town Law 25 280-A.

RACHICHI SUBDIVISION

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2	There are certain ways to resolve that,
3	one of which is to get a waiver from the Town
4	Board allowing an open area development which
5	allows access allows subdivision of parcels
6	which don't have access to public streets.
7	Because this is basically a landlocked parcel
8	with the exception of an easement which doesn't
9	give it legal access, the building inspector
10	can't issue a building permit to a parcel that
11	only has access by easement. The remedy for that
12	would be that open area development. Your
13	surveyor can probably assist you better with
14	that. Because it doesn't have access to a
15	street, this Board can't approve the subdivision
16	on the parcel without that relief, the 280-A
17	relief from the Town Board.
18	MS. RACHICHI: Okay.
19	MR. HINES: So that's it's a hurdle
20	that we can't overcome at this Board. Your
21	surveyor has both the letter from the attorney
22	and my comment letter regarding that.
23	The step would be to petition the Town
24	Board for an open area development. If that was
25	granted, then you would come back to this Board

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1	RACHICHI SUBDIVISION 15
2	for subdivision approval. Because it doesn't
3	have access on a street, and the limited access
4	highway, Route 84 and the Thruway, are
5	specifically precluded from allowing that access.
6	CHAIRMAN EWASUTYN: I have here a copy
7	of the understanding of Town Law Section 280-A
8	that Mike Donnelly, our Attorney, put together.
9	Take that with you. After reading it one or two
10	or three times like I had to do myself, you'll
11	understand how it's broken up into the sections,
12	whether it be a variance
13	MR. HINES: It explains the issue
14	specifically to this lot, the access issue that
15	you have. Your surveyor has that same letter.
16	CHAIRMAN EWASUTYN: We'll get back to
17	you in the course of 48 hours, whether we refer
18	you to the Town Board or whether you could make
19	the direct petition to the Town Board. Our
20	Attorney, Mike Donnelly, again isn't here this
21	evening. We'll have Bryant Cocks e-mail him, get
22	his advice as far as how to direct you, and we
23	will get back to you and your surveyor.
24	MS. RACHICHI: Okay. Thank you.
25	CHAIRMAN EWASUTYN: Bryant, you may

1	RACHICHI SUBDIVISION 16
2	want to take the opportunity now to briefly
3	review the subdivision.
4	Ms. Rachichi, Bryant Cocks, our
5	Planning Consultant, will take the time to review
6	with you, after your success with the Town Board,
7	how you'll have to amend your subdivision.
8	MR. COCKS: The plan was very basic.
9	There are some requirements under the Town of
10	Newburgh subdivision regulations that need to be
11	met, including setback lines, buildable area
12	requirements and lot area requirements. Right
13	now all this shows are two proposed house
14	locations with no driveways, no utility lines
15	leading up to it. So there's a list of
16	information that I listed and faxed over to Mr.
17	Boowkos, the requirements that will be that
18	will need to be done on the plans before this can
19	get approved by the Planning Board. After the
20	Town Board approval comes in, he'll have this
21	list of requirements that he needs to put on the
22	plans before you come back here.
23	MS. RACHICHI: Okay.
24	MR. COCKS: I have them all listed.
25	They're pretty basic and pretty standard for all

1	RACHICHI SUBDIVISION 17
2	subdivisions in the Town. He'll be aware of what
3	needs to go on there for it to be approved.
4	MS. RACHICHI: And he has that also?
5	CHAIRMAN EWASUTYN: Here's a copy for
6	you of both Pat Hines' review and
7	MR. HINES: One of the major concerns
8	is the lot geometry on lot 1. Being long and
9	narrow, it may not meet the buildable area
10	envelope. There may be a need to move that line
11	or revise that lot line.
12	MR. COCKS: In this zone you need
13	10,000 square foot of a perfect square or
14	rectangle. With that lot geometry it's going to
15	be tough it's probably not going to happen
16	with that area you have the lot line right now.
17	It will have to be shifted.
18	MS. RACHICHI: It can be moved down.
19	MR. HINES: The next step you have is
20	the Town Board open area development, otherwise
21	the landlocked parcel is basically landlocked for
22	our purposes.
23	MS. RACHICHI: Okay.
24	CHAIRMAN EWASUTYN: Jerry Canfield,
25	Code Compliance, do you have anything to add?

1	RACHICHI SUBDIVISION 18
2	MR. CANFIELD: I have nothing further.
3	MS. RACHICHI: Quite a few years ago I
4	was before the Board and did do a subdivision and
5	they didn't say the same thing. I mean
6	MR. HINES: Which lot did you
7	subdivide?
8	MS. RACHICHI: It was awhile ago. I
9	would have to say at least fifteen years ago. I
10	have the notes and everything from that. They
11	didn't tell me you can't do anything with the
12	land at that time. I was able to
13	MR. HINES: To subdivide this parcel?
14	MS. RACHICHI: Yes. I have the notes
15	and everything with me.
16	MR. HINES: And that map was filed?
17	MS. RACHICHI: I just didn't do the
18	engineering. My daughter had gotten really sick
19	and I just couldn't proceed.
20	CHAIRMAN EWASUTYN: Ken Mennerich and I
21	thought we had also done a site inspection there.
22	MS. RACHICHI: You did. You came out
23	and looked at it and everything. Okay.
24	CHAIRMAN EWASUTYN: To help you, if it
25	is a help, when you read Mike Donnelly's

1	RACHICHI SUBDIVISION 19
2	explanation, 280-A, it might add some clarity to
3	the issue.
4	MR. HINES: Do you happen to have a
5	Town file number? That will help us look it up.
6	MS. RACHICHI: Yes.
7	CHAIRMAN EWASUTYN: Take your time.
8	MS. RACHICHI: Sorry.
9	CHAIRMAN EWASUTYN: That's quite all
10	right.
11	MS. RACHICHI: I don't see a number but
12	I just have the notes.
13	MR. HINES: Someone's written comments
14	or your own?
15	MS. RACHICHI: They're typed. They had
16	given me copies of everything that happened.
17	MR. HINES: We may be able to tell by
18	who wrote them. `89.
19	MS. RACHICHI: My name was different.
20	I got divorced since then.
21	MR. HINES: 1989.
22	CHAIRMAN EWASUTYN: That's when you
23	were a Town councilman.
24	MR. FOGARTY: Yeah, I was.
25	MS. RACHICHI: Thank you. Thank you

1	20
2	for your time.
3	CHAIRMAN EWASUTYN: If you have a
4	number or e-mail you want to give Bryant Cocks,
5	he'll be able to contact you in reference to how
6	we can refer you and how you are referred to the
7	Town Board. He'll notify you.
8	MS. RACHICHI: Thank you.
9	(Time nited: 7:16 p.m.)
10	
11	CERTIFICATION
12	
13	I, Michelle Conero, a Shorthand
14	Reporter and Notary Public within and for
15	the State of New York, do hereby certify
16	that I recorded stenographically the
17	proceedings herein at the time and place
18	noted in the heading hereof, and that the
19	foregoing is an accurate and complete
20	transcript of same to the best of my
21	knowledge and belief.
22	
23	
24	
25	DATED: January 30, 2012

1 2 STATE OF NEW YORK : COUNTY OF ORANGE TOWN OF NEWBURGH PLANNING BOARD 3 _ _ _ - - - - - - - X In the Matter of 4 5 PETERBILT - UTICA TRUCK GENERAL 6 (2011 - 25)7 Route 17K Section 86; Block 1; Lot 35.12 8 IB Zone 9 - - - - - - - - - - - X 10 CONCEPTUAL SITE PLAN Date: January 5, 2012 11 Time: 7:16 p.m. Place: Town of Newburgh 12 Town Hall 1496 Route 300 13 Newburgh, NY 12550 14 15 BOARD MEMBERS: JOHN P. EWASUTYN, Chairman FRANK S. GALLI 16 CLIFFORD C. BROWNE KENNETH MENNERICH 17 JOSEPH E. PROFACI THOMAS P. FOGARTY 18 JOHN A. WARD 19 ALSO PRESENT: BRYANT COCKS PATRICK HINES 20 GERALD CANFIELD 21 APPLICANT'S REPRESENTATIVE: CHARLES BROWN & JAMES RAAB 22 - - - - - - - - - - X 23 MICHELLE L. CONERO 24 10 Westview Drive Wallkill, New York 12589 25 (845)895-3018

MICHELLE L. CONERO - (845)895-3018

21

1	PETERBILT - UTICA TRUCK GENERAL 22
2	MR. BROWNE: Our next item of business
3	is Peterbilt - Utica Truck General, project
4	number 2011-25. It's a conceptual site plan
5	being presented by Jim Raab and Charles Brown.
6	MR. RAAB: I'm Jim Raab from Taconic
7	Design Engineering. When we were here last the
8	Planning Board and the Consultants gave us a
9	number of things they thought needed to be done
10	to this site to make it work for Peterbilt and
11	the Planning Board. One of them was to move the
12	parking and pavement at the frontage along
13	Pomarico Drive, which we have done. We moved it
14	back with a thirty-foot driveway here. We curbed
15	the front along here, provided some landscape
16	area in front of the building and a green area
17	through here, pushing putting up ten twenty
18	parking spaces back here and adding also five
19	trailer spaces, all part of what was discussed in
20	the last meeting.
21	As I put in the amended narrative for
22	this application, after discussing it with the
23	Planning Board and discussing it with our
24	clients, there will be some trailers. It's not
25	the norm, and they don't want it to be the norm,

1	PETERBILT - UTICA TRUCK GENERAL 23
2	because basically they work on tractor trailers.
3	There are those cases where somebody breaks down
4	on 84 and they've got to get to this place and
5	they'll bring trailers with them. We have
6	supplied five tractor trailer spaces for that
7	there.
8	Also, like I said, we pulled the
9	parking back through here. We pulled all that
10	paving out of here. Okay. That's all
11	landscaped. It's shown over here on sheet 2. We
12	have all this landscaping. We've even added more
13	landscaping than 84 had on their 2006 site plan.
14	They added more evergreens in this area here, and
15	we'll be putting shrubs along the front of the
16	building which will be extended out to here now.
17	Peterbilt will be taking care of the
18	418 feet of paved area that's Pomarico Drive, as
19	it is taken care of now. The remaining parcels
20	on the other side take care of their part of the
21	driveway down through there. We have not been
22	able to find any maintenance agreement for
23	Pomarico Drive. As hard as that is to believe,
24	that's been the case. It's been pretty well
25	searched by Utica Truck's attorneys and they

1	PETERBILT - UTICA TRUCK GENERAL 24
2	haven't been able to find one. We plan on
3	Utica Truck will take care of the paved area,
4	okay, and also what's in their site of course.
5	The paved area from 17K that comes into Pomarico
6	Drive, the part that goes past their entrance.
7	Charlie is going to address the traffic
8	portion of this.
9	MR. BROWN: Thanks, Jim. Phil Grealy
10	from John Collins, he did the traffic study for
11	Pilot and also for 84 Lumber, the proposed
12	expansion which was approved but obviously never
13	built. He did send a letter, which we did
14	forward, along with the data for both of those.
15	I took that data and the information provided by
16	our clients with respect to their source, and
17	we're definitely under what 84 Lumber's existing
18	traffic numbers were, the counts were, for their
19	2005 traffic study. If you need any more
20	information from Phil Grealy, he's online with
21	this project. He concurred with that with me.
22	We're here to answer any questions from
23	the Consultants or the Planning Board, and
24	hopefully move this project along.
25	CHAIRMAN EWASUTYN: I'll turn to the

PETERBILT - UTICA TRUCK GENERAL 1 25 Board Members for their comments. Frank Galli? 2 3 MR. GALLI: There was concern at the workshop about the paving in front of the 4 5 building. Are you going to put new paving in all over the parking and in some other spots? The 6 one section that's paved now, you're going to 7 leave it? 8 9 MR. BROWN: We're going to overlay it. 10 MR. GALLI: You're going to pave over 11 that? 12 MR. BROWN: Yeah. It will be 13 overlayed. The final, when it done, it will all 14 be the same. 15 MR. HINES: That just --16 MR. BROWN: Over existing paving? MR. HINES: That needs to be noted on 17 18 the plans. I know the new pavement areas are 19 shown. If you can show the old paved areas will 20 be overlayed. 21 MR. BROWN: Right. 22 MR. GALLI: That's all right now. 23 CHAIRMAN EWASUTYN: Cliff Browne? 24 MR. BROWNE: I don't have any other 25 comments at this time.

1	PETERBILT - UTICA TRUCK GENERAL 26
2	CHAIRMAN EWASUTYN: Ken Mennerich?
3	MR. MENNERICH: I think you've done a
4	good job of addressing all the Planning Board's
5	comments for the landscaping.
6	MR. BROWN: Thank you.
7	CHAIRMAN EWASUTYN: Joe Profaci?
8	MR. PROFACI: I'm fine with the
9	revisions.
10	CHAIRMAN EWASUTYN: Tom Fogarty?
11	MR. FOGARTY: From what I understand,
12	all the issues that were going to go to ZBA have
13	all been addressed.
14	MR. BROWN: Correct.
15	MR. FOGARTY: You're saying this is
16	going to generate less traffic than 84 Lumber?
17	MR. BROWN: 84 Lumber, the existing
18	counts they had, not including what they worked
19	on for their proposed expansion. In other words,
20	what 84 Lumber was operating at in 2005 when John
21	Collins did their counts.
22	MR. RAAB: That information has been
23	sent to Ken Wersted.
24	CHAIRMAN EWASUTYN: We did get a
25	response from Ken Wersted. Ken Wersted had

1 PETERBILT - UTICA TRUCK GENERAL 27 2 visited the site in Albany on three consecutive 3 days and he noticed the site and advised us 4 accordingly. 5 John Ward? 6 MR. WARD: You had down about the 7 lighting being 19 feet. I'd like to keep it to 8 the guidelines of 16 feet with the tractors and 9 all. They're 14 foot 6. 10 MR. BROWN: They will clear it. 11 MR. WARD: This way keep to the 12 guidelines. 13 MR. BROWN: That's fine. 14 MR. WARD: That's not a problem. 15 MR. BROWN: Okay. 16 say. 17 MR. BROWN: Okay. 18 MR. WARD: I mentioned about the 19 blacktop. I appreciate you doing that, too. 20 MR. RAAB: We were going to do that 21 anyway. We'll note it on the plan. 22 CHAIRMAN EWASUTYN: At this point I'll 23 turn to our Consultants. Jerry Canfield, Code 24 Compliance? 25 MR. CANFIELD: I have nothing.		
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	25	MR. CANFIELD: I have nothing.

PETERBILT - UTICA TRUCK GENERAL 28 1 2 Nothing at this time. 3 CHAIRMAN EWASUTYN: Pat Hines, Drainage Consultant? 4 5 MR. HINES: Our first comment just 6 notes that they addressed our previous comments, 7 taking down two of the three pavilion type structures, eliminating a majority of the 8 9 variances. I know Bryant will discuss the rest 10 of those. 11 Curbing on the site has been proposed 12 along the building frontage, the immediate 13 frontage of the building, and some landscaping. 14 It wasn't proposed along the driveway existing. 15 Where they're pulling that pavement back, it 16 would create a drainage issue and require a 17 pretty extensive closed pipe drainage system be 18 installed and put the drainage to the rear of the 19 site. I think they met -- went well along to 20 meet the intent of the Planning Board by curbing 21 up against the building. I don't have a problem 22 with leaving the curbing out of that public 23 portion along Pomarico Drive where they were 24 going to add all of that landscaping. We discussed it at work session and it didn't seem 25

PETERBILT - UTICA TRUCK GENERAL 1 29 2 to be a problem. I think cleaning up the site will go a long way. 3 CHAIRMAN EWASUTYN: If you would give 4 5 us your verbiage and I'll move for a motion from 6 the Board to approve your recommendation and the 7 reasoning for it in the record. If you would give us exact verbiage for that motion. 8 MR. HINES: Sure. We're recommending 9 10 that the site plan be approved with the curbing 11 as shown, without entirely curbing the front 12 access and public accessible portions due to the 13 drainage issues on the site and the need for a 14 quite extensive drainage system which would be 15 required should the curbing be put in that area. 16 So with that recommendation, we're okay with that. They've met the intent of the Board's 17 18 curbing commercial sites by providing it along the frontage and along the west side of the 19 20 building. 21 MR. FOGARTY: So moved. 22 CHAIRMAN EWASUTYN: I have a motion 23 from Tom Fogarty. Do I have a second of that 24 motion? 25 MR. GALLI: Second.

1 PETERBELT - UTICA TRUCK GENERAL 30 2 CHAIRMAN EWASUTYN: I have a second by 3 Frank Galli. Any discussion of the motion? 4 MR. BROWNE: I think it should be noted 5 that this vote is strictly about the curbing and 6 limited to the curbing. 7 MR. HINES: And just a small portion of 8 that curbing. 9 CHAIRMAN EWASUTYN: Let the record show 10 I have a motion by Tom Fogarty. I have a second 11 by Frank Galli. I have discussion by Cliff 12 Browne. That will be made part of the record. 13 Any further discussion? 14 (No response.) 15 CHAIRMAN EWASUTYN: I'll move for a 16 roll call vote starting with Frank Galli. 17 MR. GALLI: Aye. 18 MR. HENOWNE: Aye. 19 MR. MENNERICH: Aye. 20 MR. FROFACI: Aye. 21 MR. FOGARTY: Aye. 22 MR. WARD: Aye. 23 CHAIRMAN EWASUTYN: Myself yes. So 24 CATIEMAN EWASUTYN: Myself yes. So 25 <		
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 PETERBILT - UTICA TRUCK GENERAL with the site notes need to be cleaned up. 	31
2 with the site notes need to be cleaned up.	ml
	The
3 plans were revised. It says there's going t	o be
4 no trailer parking. As we discussed, we're	
5 making provisions for that, should it happen	. No
6 additional paving which we're now going to d	lo.
7 Those notes need to be cleaned up.	
8 Just a statement that the existing	, site
9 doesn't exceed an acre of disturbance. Ther	`e
10 will be less here now because of the removal	of
11 portions of the pavement in the front along	
12 Pomarico Drive. We take no exception to the	2
13 stormwater remaining the same on the site.	
14 CHAIRMAN EWASUTYN: Thank you. An	чУ
15 questions further questions from the Boar	ď
16 Members?	
17 MR. GALLI: Nothing on that.	
18 MR. BROWNE: No.	
19 MR. MENNERICH: No.	
20 MR. FOGARTY: I have no comment.	
21 CHAIRMAN EWASUTYN: At this point	I'll
22 turn to Bryant Cocks, Planning Consultant.	
23 MR. COCKS: The applicant revised	the
24 plans, as mentioned, to eliminate the need f	or
25 four variances that were previously shown on	the

1	PETERBILT - UTICA TRUCK GENERAL 32
2	site plan, one is for the amount of accessory
3	structures on the site, one of them which
4	encroached on the front yard setback, the third
5	was for the free-standing sign. The signage
6	chart now shows the 84 Lumber sign and Peterbilt
7	sign exceeding 29 square feet.
8	MR. BROWN: 28.56. I was actually
9	surprised. I learned a little geometry on that.
10	MR. COCKS: Also, the parking lot was
11	revised to show a 20-space lot, and that removed
12	the need for a variance for additional parking.
13	The 8 spaces are mislabeled as 9 spaces in front
14	of the building.
15	MR. BROWN: Right. The parking table
16	is correct.
17	MR. COCKS: The table is correct. That
18	was just mislabeled.
19	MR. HINES: My comment was reversed
20	then.
21	MR. COCKS: Just the bulk table should
22	list the use as having a retail component along
23	with the motor vehicle service station. The
24	proposed fence will need to be detailed on the
25	site plan. That will be reviewed during the ARB

PETERBILT - UTICA TRUCK GENERAL 1 33 2 process. 3 Other than that, just ARB is the only outstanding comment that I have. 4 We will need to refer this to the 5 6 Orange County Planning Department. MR. BROWN: We're prepared to do the 7 ARB tonight with the exception of the gate. As 8 9 far as the building, we're prepared to present 10 that tonight. 11 CHAIRMAN EWASUTYN: Do you want to do 12 your ARB presentation? 13 MR. BROWN: If you want to do that now, 14 we'll do that now. 15 CHAIRMAN EWASUTYN: As far as the 16 motion, we can't act on the project tonight 17 because we have to wait to hear back from the 18 County. 19 MR. BROWN: Assuming we get a quick 20 response from the County, can we get a slot on 21 the 19th Planning Board? 22 CHAIRMAN EWASUTYN: The scheduling for 23 the 19th is complete. It's something we could 24 do, if we have a response, under Board Business. 25 Let us manage the scheduling.

1	PETERBILT - UTICA TRUCK GENERAL 34
2	MR. BROWN: Okay.
3	CHAIRMAN EWASUTYN: You just manage
4	your business.
5	MR. CROSSLEY: Good evening. Doug
6	Crossley, I'm working with Utica General.
7	These are the renderings. These are
8	the ARB forms. Basically the first page you see
9	on the renderings is a front elevation as it
10	faces Pomarico Drive. Presently 84 Lumber is an
11	open canopy there. That's the part of the
12	building that they're going to enclose and make
13	offices and retail space.
14	So basically they're going to be using
15	this stone work on the bottom, as you see on the
16	front facade, for about four feet up, and then on
17	top of that would be this different type of metal
18	siding panel. It's different than the metal
19	building siding that you see there presently.
20	It's an AZEK siding that has a little more detail
21	and a little more relief. They'll be doing that
22	across the front elevation, across the side
23	elevation where the overhead doors and main
24	parking are. They'll be painting the rest of the
25	building to match that where the siding is not

1 PETERBILT - UTICA TRUCK GENERAL 35 2 going to be replaced. The new windows 3 that are there are going to be just an Anderson 4 Teraco window with mansards over the top of them 5 just to a wooden mansard roof with a black 6 shingle there. 7 The doors on the exterior will be 8 either in the front main entrance will be a 9 brushed anodized aluminum entry and/or just pass 10 doors and will be painted. 11 You see all three elevations showing. 12 Basically the colors are pretty close. The 13 overhead doors are going to be added, the 14 mansards and the new siding. 15 So that, in a nutshell, is what they're 16 proposing. 17 CHAIRMAN EWASUTYN: Comments from Board 18 Members? 19 MR. GALLI: The signage on the 20 building, is that included in the signage 21 calculation for the sign out front? 22 MR. BROWN: No. The sign calculation 23 out front is actually based upon the frontage on		
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25 Drive is extensive, 800 feet.	24	17K. That's limiting. The frontage on Pomarico
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1PETERBILT - UTICA TRUCK GENERAL2MR. RAAB: Plus we have another 30	36 0
2 MR. RAAB: Plus we have another 30	0
3 feet on Racquet Road to go with it.	
4 MR. GALLI: It's to be the corpora	te
5 color on the Peterbilt sign?	
6 MR. RAAB: Yes.	
7 MR. CROSSLEY: I believe the owner	's
8 intent is to do only one sign, although the	
9 rendering shows two.	
10 CHAIRMAN EWASUTYN: Bryant, what w	ill
11 you need to have shown on the final site plas	n?
12 MR. COCKS: We will need a final	
13 signage chart for the site, what's going to 1	oe on
14 the building and what's going to go in.	
15 MR. BROWN: I can break them out b	ased
16 upon the frontage.	
17 MR. COCKS: Absolutely. Then if y	ou
18 could just get me a copy of the architectura	ls,
19 and also Karen for her review.	
20 MR. GALLI: That's all I had, John	•
21 MR. BROWNE: Do you have specs for	the
22 shingles? You talked about a couple of diffe	erent
23 colors or shades for the doors and that kind	of
24 thing.	
25 MR. CROSSLEY: The doors will be t	he

PETERBILT - UTICA TRUCK GENERAL 1 37 same color as the siding. They're meant to blend 2 in because they're really exit doors, they're not 3 entrance doors. The only entrance door is at the 4 5 retail area where you see -- which will be a brushed anodized aluminum. The mansards would 6 7 just be a heavy architectural shingle, a black residential shingle but the architectural 8 9 shingle. 10 MR. BROWNE: Do you have the actual 11 specs for that? 12 MR. CROSSLEY: Okay. 13 MR. BROWNE: Our inspectors need to 14 know what's put there and what was approved. 15 MR. CROSSLEY: Okay. 16 MR. BROWNE: So we should be seeing that as well. 17 18 MR. CROSSLEY: Okay. 19 MR. RAAB: We would have had it in the 20 ARB application. 21 MR. CROSSLEY: You just want us to --MR. BROWNE: It should be listed 22 23 someplace. 24 MR. GALLI: We want to see it on the 25 plan.

1	PETERBILT - UTICA TRUCK GENERAL 38
2	MR. RAAB: We had one listed on the
3	plan. We have it, I believe, in the ARB
4	application.
5	MR. CROSSLEY: There isn't. They don't
6	call out a category for shingles. We can add
7	that. It's not a problem.
8	MR. GALLI: It says material on the
9	roof.
10	MR. CROSSLEY: The mansard is not a
11	roof. I was assuming it was the main part of the
12	roof. Those mansards are more decorative.
13	MR. BROWNE: When the guys look at it
14	for inspection, they need to know what they're
15	looking for. All that material should be spec'd,
16	whatever it is. I'm sure Charlie and Jim know
17	about that stuff.
18	CHAIRMAN EWASUTYN: Jerry, you can be
19	specific. What does the building department look
20	for?
21	MR. CANFIELD: Typically we refer back
22	to the ARB application, the submittal, the
23	submittal of colors, the color chart, the form
24	that the Planning Board requests. If you could
25	fill that out, Doug, if you're going to submit

1	PETERBILT - UTICA TRUCK GENERAL 39
2	any materials. The rendering. Part of the
3	process also is the architecturals are submitted
4	to Karen Arent for her review as well to make
5	sure that it complies with what the ARB
6	application called for.
7	MR. CROSSLEY: At what point do we
8	submit them? When we're ready for a building
9	permit?
10	MR. HINES: Now.
11	MR. CANFIELD: The ARB needs to be done
12	prior.
13	CHAIRMAN EWASUTYN: We'll act on
14	approving it tonight. Just the details, Karen
15	will make sure that they're spec'd out. The
16	actual action of approval will come once we get
17	that and go through it. Karen doesn't approve
18	the projects, she just reviews it for detail.
19	Ken?
20	MR. MENNERICH: Doug, on this last
21	sheet, is this the new siding wrapping around
22	here?
23	MR. CROSSLEY: Yes. Then it will be
24	painted further down, the entire building.
25	MR. MENNERICH: The entire side. And

PETERBILT - UTICA TRUCK GENERAL 1 40 the other side is --2 3 MR. CROSSLEY: Will be fully new siding. Because there's so many openings, it 4 5 made more sense just to put all new down there than to try to patch it. 6 7 MR. MENNERICH: Thank you. CHAIRMAN EWASUTYN: Joe Profaci? 8 9 MR. PROFACI: I have no comment. 10 MR. FOGARTY: I have no further 11 questions. 12 CHAIRMAN EWASUTYN: John Ward? 13 MR. WARD: What's the height of the 14 building? The total height? 15 MR. CROSSLEY: I think it's 19 --16 between 19 and 20 feet at the ridge. MR. WARD: I know we have a light plan 17 but we don't have -- where are the lights going 18 19 to be on the building? 20 MR. CROSSLEY: They're shown on the 21 site plan. 22 MR. WARD: They are? 23 MR. RAAB: Yes, sir. If you look --24 John, if you look on the lighting -- I think it's the last or next to the last sheet. 25

1	PETERBILT - UTICA TRUCK GENERAL 41
2	MR. CROSSLEY: Sheet 3.
3	MR. WARD: All right.
4	MR. BROWN: Two on the end and three on
5	the front.
6	MR. WARD: I know it's not on here.
7	With diesel trucks I would like to see signs for
8	not idling on the property because that's a major
9	New York State law. Just put it in there. Like
10	handicap parking, the same idea, if you can have
11	signs up.
12	MR. RAAB: Have a sign up about the
13	idling?
14	MR. WARD: Yes, because in review of
15	your site up in Albany, there was a truck sitting
16	there idling. When they go in for the parts or
17	whatever. It's a standard procedure, you're
18	supposed to have the sign up. Whether they abide
19	by it or not, you should have it there.
20	MR. BROWN: Is that a standard sign now
21	that references the State law? Probably, huh?
22	MR. WARD: Yeah.
23	MR. BROWN: Okay. I'll find it.
24	MR. WARD: Port Authority has it with
25	the buses.

1	PETERBILT - UTICA TRUCK GENERAL 42
2	MR. RAAB: I've seen it. I know what
3	you're talking about. They have it over at
4	Pilot.
5	MR. CANFIELD: It's a DEC requirement.
6	MR. WARD: That's what I'm trying to
7	say.
8	CHAIRMAN EWASUTYN: Cliff Browne?
9	MR. BROWNE: Mechanicals, are they on
10	the site plan, or should we see the mechanicals
11	on this?
12	CHAIRMAN EWASUTYN: Are there any
13	mechanicals, Doug, on this?
14	MR. CROSSLEY: There only will be air
15	handlers inside the building and small
16	condensers, ground mounted, on the end of the
17	building.
18	MR. BROWNE: Where would they be?
19	MR. CROSSLEY: Probably on the next
20	page. They would be located right here on the
21	end of the building. They're small residential.
22	There's only ten tons of cooling in the project.
23	There's only two small pad mounted condensers.
24	Nothing on the roof. They would have to be
25	screened.

1	PETERBILT - UTICA TRUCK GENERAL 43
2	CHAIRMAN EWASUTYN: In the final plans
3	show where they'll be located.
4	MR. CROSSLEY: Okay.
5	MR. BROWNE: This is the only building
6	on the site; is that correct?
7	MR. HINES: One of the other existing
8	pavilion buildings is to remain, the furthest
9	east one.
10	CHAIRMAN EWASUTYN: This is the only
11	building of a practical use.
12	MR. BROWNE: Okay. Thank you.
13	CHAIRMAN EWASUTYN: I'll move for a
14	motion from the Board to approve the ARB for the
15	Peterbilt site plan proposed before us this
16	evening.
17	MR. MENNERICH: So moved.
18	MR. FOGARTY: Second.
19	CHAIRMAN EWASUTYN: I have a motion by
20	Ken Mennerich. I have a second by Tom Fogarty.
21	Any discussion of the motion?
22	(No response.)
23	CHAIRMAN EWASUTYN: I'll move for a
24	roll call vote starting with Frank Galli.
25	MR. GALLI: Aye.

1PETERBILT - UTICA TRUCK GENERAL442MR. BROWNE: Aye.3MR. MENNERICH: Aye.4MR. FROFACI: Aye.5MR. FOGARTY: Aye.6MR. WARD: Aye.7CHAIRMAN EWASUTYN: Aye.8At this point I'll move for a motion to9grant conceptual approval for the Peterbilt -10Utica Truck General and to refer it to the Orange11County Planning Department.12MR. FROFACI: So moved.13CHAIRMAN EWASUTYN: I have a motion by14Joe Profaci. Do I have a second?15MR. MENNERICH: Second.16CHAIRMAN EWASUTYN: A second by Ken17Mennerich. Any discussion of the motion?18(No response.)19CHAIRMAN EWASUTYN: I'll move for a20roll call vote starting with Frank Galli.21MR. BROWNE: Aye.22MR. MENNERICH: Aye.23MR. MENNERICH: Aye.24MR. PROFACI: Aye.25MR. FOGARTY: Aye.		
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4 MR. PROFACI: Aye. 5 MR. FOGARTY: Aye. 6 MR. WARD: Aye. 7 CHAIRMAN EWASUTYN: Aye. 8 At this point I'll move for a motion to 9 grant conceptual approval for the Peterbilt - 10 Utica Truck General and to refer it to the Orange 11 County Planning Department. 12 MR. PROFACI: So moved. 13 CHAIRMAN EWASUTYN: I have a motion by 14 Joe Profaci. Do I have a second? 15 MR. MENNERICH: Second. 16 CHAIRMAN EWASUTYN: A second by Ken 17 Mennerich. Any discussion of the motion? 18 (No response.) 19 CHAIRMAN EWASUTYN: I'll move for a 20 roll call vote starting with Frank Galli. 21 MR. GALLI: Aye. 22 MR. BROWNE: Aye. 23 MR. MENNERICH: Aye. 24 MR. PROFACI; Aye.	2	MR. BROWNE: Aye.
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24 MR. PROFACI: Aye.	22	MR. BROWNE: Aye.
-	23	MR. MENNERICH: Aye.
25 MR. FOGARTY: Aye.	24	MR. PROFACI: Aye.
	25	MR. FOGARTY: Aye.

1	PETERBILT – UTICA TRUCK GENERAL 45
2	MR. WARD: Aye.
3	CHAIRMAN EWASUTYN: Myself. So carried.
4	Charlie, if you'll see that Bryant gets
5	copies of the plans for circulation to the Orange
6	County Planning Department.
7	MR. BROWN: We actually brought them
8	with us tonight.
9	MR. RAAB: I'll get them to Bryant.
10	CHAIRMAN EWASUTYN: It's optional
11	whether the Planning Board wants to hold a public
12	hearing. I'll poll the Board Members to see if
13	they want to hold a public hearing. Frank Galli?
14	MR. GALLI: I think they eliminated all
15	the zoning issues we had, took care of the actual
16	the last time we had a public hearing on that
17	the concern was traffic. I think it's less
18	traffic. They took care of all the zoning issues
19	and there's no drainage problems. I don't feel
20	we need a public hearing.
21	CHAIRMAN EWASUTYN: Cliff Browne?
22	MR. BROWNE: I'm in favor of a public
23	hearing.
24	CHAIRMAN EWASUTYN: Ken Mennerich?
25	MR. MENNERICH: I don't think we need

1	PETERBILT - UTICA TRUCK GENERAL 46
2	one.
3	CHAIRMAN EWASUTYN: Joe Profaci?
4	MR. PROFACI: No.
5	CHAIRMAN EWASUTYN: Tom Fogarty?
6	MR. FOGARTY: No.
7	CHAIRMAN EWASUTYN: John Ward?
8	MR. WARD: Yes.
9	CHAIRMAN EWASUTYN: Myself, I don't
10	believe there's a need for a public hearing.
11	Let the record show that the Planning
12	Board the majority of the Planning Board
13	Members waived the public hearing for the site
14	plan for Utica Truck General, formerly the 84
15	Lumber site.
16	All we can really do is circulate. It
17	will be up to Bryant to see how soon the County
18	wants to respond.
19	MR. RAAB: Okay.
20	CHAIRMAN EWASUTYN: I would appreciate
21	it if you'd let Bryant manage that.
22	MR. RAAB: Absolutely.
23	MR. BROWN: Yes. Thank you.
24	(Time noted: 7:40 p.m.)
25	

1	
2	
3	CERTIFICATION
4	
5	
6	
7	I, Michelle Conero, a Shorthand
8	Reporter and Notary Public within and for
9	the State of New York, do hereby certify
10	that I recorded stenographically the
11	proceedings herein at the time and place
12	noted in the heading hereof, and that the
13	foregoing is an accurate and complete
14	transcript of same to the best of my
15	knowledge and belief.
16	
17	
18	
19	
20	
21	
22	
23	DATED: January 30, 2012
24	
25	

1 2 STATE OF NEW YORK : COUNTY OF ORANGE TOWN OF NEWBURGH PLANNING BOARD 3 _ _ _ _ _ _ _ _ _ - - - - - - - X In the Matter of 4 5 COLANDREA SITE PLAN 6 (2011 - 30)7 Route 17K Section 100; Block 5; Lot 37.21 8 IB Zone 9 - - - - - - - - - - - X 10 CONCEPTUAL SITE PLAN Date: January 5, 2012 11 Time: 7:40 p.m. Place: Town of Newburgh 12 Town Hall 1496 Route 300 13 Newburgh, NY 12550 14 15 JOHN P. EWASUTYN, Chairman BOARD MEMBERS: FRANK S. GALLI 16 CLIFFORD C. BROWNE KENNETH MENNERICH 17 JOSEPH E. PROFACI THOMAS P. FOGARTY 18 JOHN A. WARD 19 ALSO PRESENT: BRYANT COCKS PATRICK HINES 20 GERALD CANFIELD 21 APPLICANT'S REPRESENTATIVE: GREGORY SHAW 22 23 - - - - X MICHELLE L. CONERO 24 10 Westview Drive Wallkill, New York 12589 25 (845)895-3018

MICHELLE L. CONERO - (845)895-3018

1 COLANDERA SITE FLAN 49 2 MR. BROWNE: Our next item of business 3 is Colandrea Site Plan, project number 2011-30. 4 It's a conceptual site plan being represented by 5 Gregory Shaw. 6 MR. SHAW: Good evening. Tonight I'm 7 representing the gentleman right behind me, Cosmo 8 Colandrea, who is the record owner and applicant 9 of the project that's before you. 10 It's a 5.4 acre parcel on the south 11 side of Route 17K. Probably the Board is 12 familiar with it being the Colandrea Buick, GMC 13 dealership. 14 Presently let me back up for a 15 second. It is in the IB zone which requires a 16 minimum of 40,000 square feet. As I just 17 mentioned, being 5.4 acres, we're far in excess 18 of that. We butt up, to the rear of the property 19 to the south, against an R-2 zone. With that, 20 minimum setbacks for minimum requirements for 21 setbacks and buffers to a residential district 22 come into play but our separation distances are <th></th> <th></th>		
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	23	far in excess of that, as required.
25 holdings are substantial in that area, as he owns	24	I may point out Mr. Colandrea's land
	25	holdings are substantial in that area, as he owns

COLANDREA SITE PLAN

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numerous adjacent parcels.

Presently on the site is an existing building, about 17,000 square feet. As with all new car dealerships, certainly areas are reserved for display, for service, parts and storage and office.

What he is proposing is to install two additions on the property. The addition to the east will be about 4,000 square feet in size. With that there will be an addition to the south which is going to be about 4,150 square feet in size. It's about a 48 percent expansion to his existing building. Those three uses, within those additions, again will be for parts, storage, display and service.

17 With respect to parking that is available on the site, we feel, and Mr. Colandrea 18 feels he has more than enough. We've designated 19 20 16 spaces for customers and visitors, 15 spaces 21 for employees. With respect to car service, 22 we've reserved 20 spaces and car storage 208 23 spaces, which is substantial. With that there's 24 also an overflow area for vehicle storage to the 25 south behind the edges of the macadam pavement.

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COLANDREA SITE PLAN 51 1 2 We will not be introducing any additional stormwater. The site presently has a 3 macadam cover. At least majority of it is. 4 5 Where the new additions will be built, we are just removing the macadam pavement and installing 6 7 another permeable surface, that being the roofs of the two additions. 8 9 Not part of this application but along 10 with this application will be a lot line change. 11 The site plan indicates this lot line change of 12 about 1.4 acres. Presently the entrance to the 13 dealership and the sanitary sewer service to the 14 dealership is on an adjacent parcel which is 15 owned by Mr. Colandrea. What we will be doing is 16 submitting an application into this Board to 17 transfer 1.4 acres of property from that easterly 18 parcel and to incorporate it into the dealership parcel, thereby increasing the size of the parcel 19 from 5.4 to 6.8 acres in size. 20 21 This plan is being submitted for 22 conceptual review tonight. We understand that 23 we're on a State highway and that in turn forces 24 the Board to refer it out to the Orange County

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Department of Planning. As with all projects,

1	COLANDREA SITE PLAN 52
2	we'd like to move it along as quickly as we can,
3	realizing there's constraints that the Board has.
4	Thank you.
5	CHAIRMAN EWASUTYN: Comments from Board
6	Members. Frank Galli?
7	MR. GALLI: Any reason why you wouldn't
8	be doing the lot line change at the same time?
9	MR. SHAW: We plan on coming in
10	immediately with the lot line change. The
11	application that we submitted was just for the
12	site plan. That will follow right behind this
13	application.
14	MR. GALLI: Good.
15	MR. HINES: We're looking to get those
16	approved at the same time, though; correct?
17	MR. SHAW: Yes. I understand that if
18	the Board was so inclined to give site plan
19	approval, they couldn't until the lot line plan
20	was filed in Goshen.
21	CHAIRMAN EWASUTYN: Ken Mennerich?
22	MR. MENNERICH: No questions.
23	CHAIRMAN EWASUTYN: Joe Profaci?
24	MR. PROFACI: So the additional space
25	is for what use?

1	COLANDREA SITE PLAN 53
2	MR. SHAW: It's for all the uses. It's
3	for the service area, it's for the parts and
4	storage and it's for the office, conference and
5	rest rooms. It is not for the display area.
6	That square footage will remain the same.
7	MR. PROFACI: Okay. Thank you.
8	CHAIRMAN EWASUTYN: Tom Fogarty?
9	MR. FOGARTY: I don't have any
10	comments. It's pretty straightforward.
11	CHAIRMAN EWASUTYN: John Ward?
12	MR. WARD: No comment.
13	CHAIRMAN EWASUTYN: At this point I'll
14	turn to our Consultants. Jerry Canfield, Code
15	Compliance?
16	MR. CANFIELD: In the work session one
17	of Pat Hines's comments was with respect to the
18	need for a sprinkler system. From the time the
19	building was constructed until now there has been
20	several building code upgrades or changes. The
21	current fire code requires a repair garage; and
22	Greg, you can look at the fire code, 903-2.1.1,
23	chapter 9 of the fire code deals with sprinkler
24	systems. A garage area over 12,000 square feet
25	needs to be sprinklered. I know on your existing

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COLANDREA SITE PLAN

plan where it says 11,590 for the service area, 2 if the total garage area with these additions 3 exceeds 12,000 square feet, then you need to 4 5 consider installing a sprinkler system throughout the building. That's a New York State Fire Code 6 issue, it's not a local ordinance. I know we 7 have a local ordinance in the Town of Newburgh, 8 9 but the State code in this case supercedes. You 10 may want to just examine your total square 11 footage of that and the applicability of that. 12 MR. SHAW: I will double check that but 13 I believe the numbers that are reflected on the 14 plan with respect to the service area, 11,590 15 square feet, that's existing and proposed combined. 16 17 MR. CANFIELD: Okay. MR. SHAW: Again, I have to double 18 19 check but I don't believe there will be another number that will be added to it which will throw 20 21 it over the 12,000 square foot threshold. MR. CANFIELD: Okay. The other 22 23 unseparated use issues we can deal with at the 24 time of the building permit. 25 MR. SHAW: Right.

1 COLANDREA SITE PLAN 55 2 MR. CANFIELD: That's all I have, John. 3 CHAIRMAN EWASUTYN: Pat Hines, Drainage 4 Consultant? 5 MR. HINES: Our first comment was 6 discussed, it had to do with the timing of the 7 lot line change. That's been handled already. 8 Jerry just handled the sprinkler 9 comment. 10 We're just noting that no additional 11 stormwater management is required as the addition 12 is occupying the existing impervious surfaces. 13 As Tom said, it's pretty straight- 14 forward. There's not a lot here. 15 CHAIRMAN EWASUTYN: Bryant Cocks, 16 Planning Consultant? 17 MR. COCKS: There were no zoning or 18 setback issues. 19 As Greg mentioned, they did provide a 20 buffer area at the back of the site. 21 The only comment I had was just to 22 revise the EAF to include threatened and 23 endangered species from the DEC environmental 24 resource m		
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	23	endangered species from the DEC environmental
25 Also, this has to be referred to the	24	resource map.
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1	COLANDREA SITE PLAN 56
2	Orange County Planning Department.
3	CHAIRMAN EWASUTYN: When do you propose
4	to have some kind of architectural rendering as
5	far as the addition?
6	MR. COLANDREA: We're waiting for some
7	approvals from D'Angelo. We hope at the same
8	timeframe when he comes in with the lot line
9	change we'll be prepared to present that.
10	CHAIRMAN EWASUTYN: Any additional
11	questions?
12	(No response.)
13	CHAIRMAN EWASUTYN: I'll move for a
14	motion from the Board to grant conceptual
15	approval for the Colandrea site plan and to refer
16	it to the Orange County Planning Department.
17	MR. WARD: So moved.
18	MR. PROFACI: Second.
19	CHAIRMAN EWASUTYN: I have a motion by
20	John Ward. I have a second by Joe Profaci. Any
21	discussion of the motion?
22	(No response.)
23	CHAIRMAN EWASUTYN: I'll move for a
24	roll call vote starting with Frank Galli.
25	MR. GALLI: Aye.

1COLANDREA SITE PLAN2MR. BROWNE: Aye.3MR. MENNERICH: Aye.	57
3 MR. MENNERICH: Aye.	
4 MR. PROFACI: Aye.	
5 MR. FOGARTY: Aye.	
6 MR. WARD: Aye.	
7 CHAIRMAN EWASUTYN: Myself. So	
8 carried.	
9 As we did with the application be	fore,
10 Utica Truck General, I'll poll the Board Me	mbers
11 to see if they want to have a public hearin	g on
12 the Colandrea Site Plan.	
13 MR. GALLI: No.	
14 MR. BROWNE: No.	
15 MR. MENNERICH: No.	
16 MR. PROFACI: No.	
MR. FOGARTY: No.	
18 MR. WARD: No.	
19 CHAIRMAN EWASUTYN: No.	
20 Let the record show that the Plan	ning
21 Board waived the requirement for public hea	ring
22 for the Colandrea Site Plan.	
23 MR. SHAW: Thank you. We're prep	aring
24 the lot line change.	
25 CHAIRMAN EWASUTYN: You'll get pl	ans to

Bryant Cocks so he can send those to the Orange County Planning Department. MR. SHAW: Yes. (Time noted: 7:49 p.m.) CERTIFICATION I, Michelle Conero, a Shorthand Reporter and Notary Public within and for the State of New York, do hereby certify that I recorded stenographically the proceedings herein at the time and place noted in the heading hereof, and that the foregoing is an accurate and complete transcript of same to the best of my knowledge and belief. DATED: January 30, 2012

1 2 STATE OF NEW YORK : COUNTY OF ORANGE TOWN OF NEWBURGH PLANNING BOARD 3 - - - X _ _ _ _ In the Matter of 4 5 CRONK ESTATES II 6 (2010 - 07)7 Request for a 90-Day Extension of Conditional Final Subdivision Approval 8 9 - - - - X 10 BOARD BUSINESS 11 Date: January 5, 2012 Time: 7:50 p.m. Place: Town of Newburgh 12 Town Hall 1496 Route 300 13 Newburgh, NY 12550 14 15 BOARD MEMBERS: JOHN P. EWASUTYN, Chairman 16 FRANK S. GALLI CLIFFORD C. BROWNE KENNETH MENNERICH 17 JOSEPH E. PROFACI 18 THOMAS P. FOGARTY JOHN A. WARD 19 20 ALSO PRESENT: BRYANT COCKS PATRICK HINES 21 GERALD CANFIELD 22 23 - - - - X MICHELLE L. CONERO 24 10 Westview Drive Wallkill, New York 12589 25 (845)895-3018

MICHELLE L. CONERO - (845)895-3018

1	CRONK ESTATES II 60
2	MR. BROWNE: Under Board Business we
3	have two items. The first is Cronk Estates II,
4	project number 2010-07.
5	The applicant is requesting a 90-day
6	extension of conditional final subdivision
7	approval which will run from February 4, 2012
8	to May 4, 2012.
9	CHAIRMAN EWASUTYN: I'll move for
10	that motion.
11	MR. PROFACI: So moved.
12	MR. FOGARTY: Second.
13	CHAIRMAN EWASUTYN: I have a motion by
14	Joe Profaci. I have a second by Tom Fogarty.
15	I'll ask for a roll call vote starting with Frank
16	Galli.
17	MR. GALLI: Aye.
18	MR. BROWNE: Aye.
19	MR. MENNERICH: Aye.
20	MR. PROFACI: Aye.
21	MR. FOGARTY: Aye.
22	MR. WARD: Aye.
23	CHAIRMAN EWASUTYN: Myself yes. So
24	carried.
25	(Time noted: 7:51 p.m.)

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3	CERTIFICATION
4	
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6	
7	I, Michelle Conero, a Shorthand
8	Reporter and Notary Public within and for
9	the State of New York, do hereby certify
10	that I recorded stenographically the
11	proceedings herein at the time and place
12	noted in the heading hereof, and that the
13	foregoing is an accurate and complete
14	transcript of same to the best of my
15	knowledge and belief.
16	
17	
18	
19	
20	
21	
22	
23	DATED: January 30, 2012
24	
25	

1 2 STATE OF NEW YORK : COUNTY OF ORANGE TOWN OF NEWBURGH PLANNING BOARD 3 - - - X In the Matter of 4 5 GROVE & VITE SUBDIVISIION 6 (2011 - 12)7 Request for a 90-Day Extension of Conditional Final Subdivision Approval 8 9 - - - - X 10 BOARD BUSINESS 11 Date: January 5, 2012 Time: 7:51 p.m. Place: Town of Newburgh 12 Town Hall 1496 Route 300 13 Newburgh, NY 12550 14 15 BOARD MEMBERS: JOHN P. EWASUTYN, Chairman 16 FRANK S. GALLI CLIFFORD C. BROWNE 17 KENNETH MENNERICH JOSEPH E. PROFACI 18 THOMAS P. FOGARTY JOHN A. WARD 19 20 ALSO PRESENT: BRYANT COCKS PATRICK HINES 21 GERALD CANFIELD 22 23 - - - - X MICHELLE L. CONERO 24 10 Westview Drive Wallkill, New York 12589 25 (845)895-3018

1	GROVE & VITE SUBDIVISION 63
2	MR. BROWNE: And the next item is Grove
3	& Vite Subdivison, project 2011-12. The
4	applicant is requesting a 90-day extension of
5	conditional final subdivision approval which will
6	run from February 4, 2012 to May 4, 2012.
7	MR. PROFACI: So moved.
8	MR. GALLI: Second.
9	CHAIRMAN EWASUTYN: I have a motion by
10	Joe Profaci. I have a second by Frank Galli.
11	I'll ask for a roll call vote starting with Frank
12	Galli.
13	MR. GALLI: Aye.
14	MR. BROWNE: Aye.
15	MR. MENNERICH: Aye.
16	MR. PROFACI: Aye.
17	MR. FOGARTY: Aye.
18	MR. WARD: Aye.
19	CHAIRMAN EWASUTYN: Myself yes. So
20	carried.
21	At this point I would like to
22	congratulate everyone for their reappointment.
23	Last year we had 33 new applications.
24	I would like to think, for the benefit of the
25	Town, we'll have a constructive year.

1	GROVE & VITE SUBDIVISION 64
2	With that, I wish you all a happy new
3	year.
4	We'll close the first meeting of the
5	new year. I'll move for that motion.
6	MR. FOGARTY: Do you want to mention
7	our site visit on Saturday?
8	CHAIRMAN EWASUTYN: Please. Thank you.
9	Why don't you mention it.
10	MR. FOGARTY: Go ahead.
11	CHAIRMAN EWASUTYN: You mentioned it.
12	MR. FOGARTY: On Saturday we're going
13	to do a field visit out to the New York City site
14	where they're going to be putting in the shaft to
15	repair the Delaware Aqueduct. That's on Saturday
16	at 9 o'clock.
17	CHAIRMAN EWASUTYN: Thank you. I
18	appreciate that.
19	MR. BROWNE: And we're meeting at
20	the
21	MR. FOGARTY: Hudson Diner.
22	CHAIRMAN EWASUTYN: Again, I think I
23	had a motion on the table. I'll move for that.
24	I'll repeat that again. I'll move for a motion
25	to close the meeting.

1 GROVE & VITE SUBDIVISION 65 2 MR. GALLI: So moved. 3 MR. WARD: Second. 4 CHAIRMAN EWASUTYN: A motion by Frank 5 Galli and a second by John Ward. I'll move for a 6 roll call vote starting with Frank Galli. 7 MR. GALLI: Aye. 8 MR. BROWNE: Aye. 9 MR. MENNERICH: Aye. 10 MR. FOGARTY: Aye. 11 MR. FOGARTY: Aye. 12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16		
3MR. WARD: Second.4CHAIRMAN EWASUTYN: A motion by Frank5Calli and a second by John Ward. I'll move for a6roll call vote starting with Frank Galli.7MR. GALLI: Aye.8MR. BROWNE: Aye.9MR. MENNERICH: Aye.10MR. PROFACI: Aye.11MR. FOGARTY: Aye.12MR. WARD: Aye.13CHAIRMAN EWASUTYN: Myself. So14carried.15Thank you all.16	1	GROVE & VITE SUBDIVISION 65
 CHAIRMAN EWASUTYN: A motion by Frank Galli and a second by John Ward. I'll move for a roll call vote starting with Frank Galli. MR. GALLI: Aye. MR. GALLI: Aye. MR. BROWNE: Aye. MR. MENNERICH: Aye. MR. FOGARTY: Aye. MR. FOGARTY: Aye. CHAIRMAN EWASUTYN: Myself. So carried. Thank you all. (Time noted: 7:55 p.m.) (Time noted: 7:55 p.m.) 	2	MR. GALLI: So moved.
5 Galli and a second by John Ward. I'll move for a 6 roll call vote starting with Frank Galli. 7 MR. GALLI: Aye. 8 MR. BROWNE: Aye. 9 MR. MENNERICH: Aye. 10 MR. PROFACI: Aye. 11 MR. FOGARTY: Aye. 12 MR. NARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16	3	MR. WARD: Second.
 f roll call vote starting with Frank Galli. MR. GALLI: Aye. MR. BROWNE: Aye. MR. MENNERICH: Aye. MR. PROFACI: Aye. MR. FOGARTY: Aye. CHAIRMAN EWASUTYN: Myself. So carried. Thank you all. (Time noted: 7:55 p.m.) (Time noted: 7:55 p.m.) 	4	CHAIRMAN EWASUTYN: A motion by Frank
7 MR. GALLI: Aye. 8 MR. BROWNE: Aye. 9 MR. MENNERICH: Aye. 10 MR. PROFACI: Aye. 11 MR. FOGARTY: Aye. 12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16 (Time noted: 7:55 p.m.) 18	5	Galli and a second by John Ward. I'll move for a
8 MR. BROWNE: Aye. 9 MR. MENNERICH: Aye. 10 MR. PROFACI: Aye. 11 MR. FOGARTY: Aye. 12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16 (Time noted: 7:55 p.m.) 18	6	roll call vote starting with Frank Galli.
9 MR. MENNERICH: Aye. 10 MR. PROFACI: Aye. 11 MR. FOGARTY: Aye. 12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16	7	MR. GALLI: Aye.
10 MR. PROFACI: Aye. 11 MR. FOGARTY: Aye. 12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16	8	MR. BROWNE: Aye.
11 MR. FOGARTY: Aye. 12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16 (Time noted: 7:55 p.m.) 18	9	MR. MENNERICH: Aye.
12 MR. WARD: Aye. 13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16 (Time noted: 7:55 p.m.) 18	10	MR. PROFACI: Aye.
13 CHAIRMAN EWASUTYN: Myself. So 14 carried. 15 Thank you all. 16 (Time noted: 7:55 p.m.) 18 (Time noted: 7:55 p.m.) 19 20 21 22 23 24	11	MR. FOGARTY: Aye.
14 carried. 15 Thank you all. 16 (Time noted: 7:55 p.m.) 18 (Time noted: 7:55 p.m.) 19 20 21 21 22 23 23 24	12	MR. WARD: Aye.
15 Thank you all. 16 (Time noted: 7:55 p.m.) 17 (Time noted: 7:55 p.m.) 18	13	CHAIRMAN EWASUTYN: Myself. So
16 17 (Time noted: 7:55 p.m.) 18 19 20 21 22 23 24	14	carried.
17 (Time noted: 7:55 p.m.) 18 19 20 21 22 23 24	15	Thank you all.
18 19 20 21 22 23 24	16	
19 20 21 22 23 24	17	(Time noted: 7:55 p.m.)
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3	CERTIFICATION
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7	I, Michelle Conero, a Shorthand
8	Reporter and Notary Public within and for
9	the State of New York, do hereby certify
10	that I recorded stenographically the
11	proceedings herein at the time and place
12	noted in the heading hereof, and that the
13	foregoing is an accurate and complete
14	transcript of same to the best of my
15	knowledge and belief.
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23	DATED: January 30, 2012
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