

PUBLIC HEARING
OCTOBER 8, 2009
COPAKE TOWN BOARD

Present:

Supervisor Crowley
Councilwoman Gabaccia
Councilman Sacks
Councilman Kiernan

Absent:

Councilman Tompkins

Action Items:

Councilman Sacks – Speak to Kirk Kneller about Liability Insurance on town parking lot.

Task Force meet with Planning Board on Motor Vehicle Storage.

Supervisor Crowley opened the meeting at 7:00 p.m. with 33 people present.

The hearing is a continuation from the September 12, 2009 meeting for Local Law # 3. A Local Law amending Chapter 156, Junkyards and Motor Vehicle Storage Areas.

Mac Simms – Read a letter to board, it's the responsibility of the Town Board to resolve the conflict in its best interest to the town. I recommend the board have a public hearing to hear any questions. A panel with special committee, chair person of Planning Board, Comprehensive Planning Committee, Zoning Board and Economic Advisory Board. Date should be set tonight to make possible a decision at the next town board meeting.

John Keeler – Have things with the fire zone been resolved?

Joe LaPorta, asked the Fire Chief's opinion, and he said he does not get involved with that, its not their job.

Supervisor Crowley, the law is calling for a minimum spacing of 4 feet between vehicles.

Morris Ordovery, 4 feet is not going to get fire engine through.

Supervisor Crowley, E-mailed NYS and asked if there were any requirements, all fire requirements are listed under section 153 NYS fire code, if we did not included something in this law they would still be bound by NYS law.

Joe LaPorta, this is a town law, it has nothing to do with zoning or planning, they can have input.

Marcia Becker, how did it get so it's a town law rather than uses in Zoning book.

Joe LaPorta, body shop not listed in zoning. The problem is more in appearance than business.

Councilwoman Gabaccia, suggest we roll it back into zoning and take the politics out of it.

Councilman Sacks, It sounds like the task force and the planning could come to an agreement, and create a sensible plan to move forward.

Joe LaPorta, do you put it in zoning or keep as a town law? That's a decision the board has to make.

Supervisor Crowley, The original goal here with the task force is one set of rules that applied to everyone. DEC already has rules that apply to oil spills; NYS Fire Code has fire regulations. I'm not ready to create laws that already exist.

Meet with Planning Board and get back to the board by the next meeting.

Councilman Sacks, extend the same courtesy to everyone it will effect.

Councilwoman Gabaccia, it makes sense to put it in zoning, it's a land use.

Frank Peteroy read a memo in reference to Local Law # 3 2009 (see attached).

A motion was made by Councilwoman Gabaccia seconded by Councilman Kiernan the hearing be closed. Motion carried.

Regular meeting followed:

Supervisor Crowley opened the meeting at 7:30 p.m. with 39 people present.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia the minutes from September 12, 2009 be accepted as written. Motion carried.

CORRESPONDENCE

1. Warren Bloomfield – E-mail sent to Hillsdale Supervisor about Goliath Institute of Art.
2. Economic Advisory Board – Permission to use the town parking lot for semi-weekly farmers market.

A motion was made by Councilwoman Gabaccia seconded by Councilman Kiernan to give the EAB permission to use the town parking lot for farmers market. Motion carried.

Councilman Sacks check to see what land is ours and check with insurance about liability.

3. Economic Advisory Board – Recommend appointment of Noah Elkin to the Economic Advisory Board. Additional position be added to board “Alternate Member”, recommend Veronique Fabio.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to appoint Noah Elkin to the Economic Advisory Board to fill opening of resignation of Morris Ordoover. His term will expire on December 31, 2010. Motion carried.

A motion was made by Councilwoman Gabaccia seconded by Councilman Sacks to honor the request from EAB for alternate member and appointment of Veronique Fabio to that position. Motion carried.

4. Bob Roth - AT&T working on sites for Ancram and Copake in the budget for 2010-confirmed by Greeley Ford of ATT&T.

5. Valerie Schmeichel – Request clarification on grant for carpet in court room, two different people are taking credit for this grant.

6. The Hartford – Rate changes for disability benefits will decrease.

7. Rapport, Meyers, Whitbeck, Shaw & Rodenhausen LLP – Decision and order on motion of the Appellate Division of the Third Judicial Department regarding Cascino’s motion for a stay of enforcement of Jud Nichols’ contempt order pending their appeal.

8. NYS Emergency Management Office – payment in the amount of \$8,142.69 for the winter storm of December 2008.

9. Dick Barton – Estimate to repair chimney at Copake Falls Church from Michael DeRuzzio Construction Co.

Town Clerk will notify Mr. Barton to get two other bids.

PUBLIC FORUM

Joe LaPorta – If ATT&T puts up cell tower other carriers cannot use, there’s another company that puts towers up they maintain and get rent from phone companies we will receive revenue. Looking at Town Hall and Highway Garage.

Diana Wilson – This will be an addition to the one at Catamount? Yes.

NEW BUSINESS

Supervisor Crowley – Thanked Dave Robinson for fixing culvert at Dad’s Dinner.

Supervisor Crowley – Tentative Budget, total taxable parcels in Copake \$426,698.577 in tentative will need to raise \$277,000 in additional taxes over next year. If that stood it would be an additional .65 per thousand, tax rate would be \$2.68 per thousand which computes a 32% raise.
Preliminary budget by November 1, 2009.

OLD BUSINESS

Councilman Sacks - Charter Cable, put in their budget to broad cast town board meetings

We would buy camera which is cheap.

Ed Ferratto – Craryville Store, been two week since asked for building permit, appearance ticket to appear in court.

Councilman Sacks, can we take down building and charge the owner?

Supervisor Crowley, talked to Attorney it can be very expensive for the town with asbestos, etc.

Supervisor Crowley asked ZEO officer about unregistered vehicles in West Copake, ZEO replied they have registered the vehicles.

Supervisor Crowley- Anthony Street bus stop, picking up children at the apartments.

John Belfonte thanked everyone on board, highway department for signs, ZEO and Councilman Sacks for cleaning up dump site.

Supervisor Crowley, Mr. Viebrock asked about work on corner of Anthony Street, he will talk to Highway Superintendent.

Councilwoman Gabaccia - Outdoor Wood Burning furnaces, been working with Councilman Tompkins.

Supervisor Crowley, will it be in Zoning or Local Law?

Councilwoman Gabaccia it depends on who would be enforcing.

Supervisor Crowley, we could do local law and authorize ZEO and Police.

Councilwoman Gabaccia, after speaking with town attorney came up with recommendation white tag EPA approved, setbacks, year to come into compliance for chimney height, what they're allowed to burn, and yearly inspection.

Supervisor Crowley, will there be something in there that protects the ones who already have one or have purchase and are not yet installed?

Councilwoman Gabaccia , it would only effect new ones.

Marcia Becker, would it require a building permit.

ZEO, anything structural would need building permit.

Councilwoman Gabaccia there will be a fee and they would have to comply with Building Inspector.

Councilwoman Gabaccia, Planning, ZEO, Attorney and Town Board look at .

Councilwoman Gabaccia, my preference would be to have it in Zoning.

Supervisor Crowley, as long as we have regulations that is fair to everyone.

Supervisor Crowley, letters of interest for opening on the boards and appointments to be made will be advertised.

COMMITTEE REPORTS

Harvey Weber - Environmental Committee, received an anonymous letter in reference to Cascino dumping 1050 yards of fill on 750 Roche Lane, Hornets Nest, in Ancramdale.

Councilwoman Gabaccia, acquainted with Rocha Lane, I've seen documents sent anonymously to newspaper claiming to be receipts from Bronx Recycling, I believe those documents to be false.

Supervisor Crowley, being it deals with Ancram forward them to Supervisor Dias.

Krista Goodacre – Haunted House on October 23rd & 24th, Halloween party costume party at Park with Copake Auxiliary October 31st.

Ralph Pratt – Picnic tables need to be replaced, where do they come out of? Supervisor Crowley, that would come out of park contractual; will know by Tuesday about the budget.

Ralph Pratt, would like to go into executive session on personnel.

Roberta Roll - Comprehensive Planning Nov. 7, 2009 meeting on survey, Town Hall.

Councilman Sacks – Economic Advisory Board establishing around the clock committee, meeting set for October 20, 2009 at 7:00 p.m.

Stationary for the town, redesigned logo sent three different versions to board for their opinion.

Supervisor Crowley will leave decision to EAB.

Ralph Pratt, asked if one of the board members would be judge at the Halloween Party. Councilman Sacks, I would love to.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia the bills from general abstract # 10 and highway abstract # 10 be paid. Motion carried.

A motion was made by Councilman Gabaccia seconded by Councilman Sacks to go into executive session with park commission regarding personnel matter and possible disciplinary action. Motion carried.

A motion was made by Councilman Sacks seconded by Councilman Kiernan to return to the regular meeting . Motion carried.

A motion was made by Councilman Sacks seconded by Councilwoman Gabaccia the meeting be adjourned. Motion carried.

Respectfully submitted,

