

REGULAR MEETING, TOWN OF COCHECTON, July 10, 2013
BID OPENING FUEL

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A regular meeting of the Town of Cochection was held on July 10, 2013 at 7:00 PM at the Cochection Town Hall with the following members present:

(Between 7:00 PM and 7:30 PM for the purpose of auditing bills)

Meeting was called to order by Supervisor Maas with the pledge to the flag at 7:30 PM.

PRESENT: Supervisor Gary Maas
Councilperson Larry Richardson
Councilperson Edwin Grund
Councilperson Richard Schulman
Councilperson Anna Story

OTHERS PRESENT:

Hollye Schulman – Town Clerk
Karen Mannino –Acting Attorney
Michael Walter ---SPO
Kevin Esselman – Highway Superintendent
Gregg Semenetz –CEO

Town Clerk read the legal notice for fuel bids which was published in The River Reporter on June 27, 2013

There was only 1 bid submitted:

1. Ultra Power

Ultra Power bid

Journal of Commerce July 2, 2013

PRODUCT	POSTED DELIVERED	FIRM PRICE DIFFERENTIAL	TOTAL BID
Sulfur Diesel	\$3.0995	\$+.06	\$3.1595
#2 Heating Oil Tankwagon Unleaded	\$3.0995	\$+.04	\$3.1395
Regular Gasoline Tankwagon	\$2.7150	\$+.15	\$2.8650

RESOLUTION # 51

ACCEPT FUEL BID FROM ULTRA POWER

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was RESOLVED, to accept the bid from Ultra Power for diesel, # 2 fuel oil and gasoline as presented above in the bid

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

Chipper bid opened last month, was not what the Town Board authorized to be put out to bid. Supervisor asked the Town Board to reject the bid for the Morbark M18R from Marshall Machinery

Councilperson Story stated that the M18RX was described as a 15” chipper with an 18” throat and if it was not available the Highway Superintendent should have ask for a bid on a 15” chipper not an 18” chipper.

RESOLUTION # 52

REJECT MARSHALL MACHINERY BID FOR THE 18” CHIPPER

On motion of Councilperson Story, seconded by Councilperson Grund, the following resolution was RESOLVED, that the bid presented from Marshall Machinery for the Morbark M18R chipper be rejected.

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

RESOLUTION # 53

AFLAC FOR EMPLOYEES

On motion of Councilperson Grund, seconded by Councilperson Richardson, the following resolution was WHEREAS, the Town of Cochection Board of the Town of Cochection, Sullivan County, New York, has agreed to offer its employees a voluntary benefit program with AFLAC. AFLAC establishes the pre-tax account at no cost to the town. The Town is responsible for making payroll deductions to the employees that are participating in the program. After making deductions the Town is responsible for remitting the amount that was deducted. All employee questions and claims will be forwarded to the Town’s AFLAC agent. The agent will administer an “open enrollment” each year so that changes can be made to benefits in accordance with standard regulations for this program and the agent will be available to make authorized changes during the year. Benefits to the employee are direct cash benefits during times of illness or injury, deep discounts because of a group rate, and premiums and benefits are locked for life whether they remain employed by the Town or not, and NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Cochection, Sullivan County, New York authorizes the Supervisor and AFLAC to provide this program to its employees at no cost to the Town of Cochection and with the only responsibility of the town to deduct and make payment to AFLAC

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

MOTION: On motion of Councilperson Grund, seconded by Councilperson Richardson, the following motion was, to accept the minutes of June 12, 2013 and be accepted as submitted. Four board members voted in favor, with Councilperson Story who abstained as she was not present at the meeting.

MOTION: On motion of Councilperson Richardson, seconded by Councilperson Story, the following motion was to approve payment of bills on abstract # 7 in the following amounts.

General Account	Voucher # 303-331	\$5,312.51
Sewer Account	Voucher # 332-337	\$1,813.52
Lighting District Account	Voucher # 338	\$515.47
Highway Account	Voucher # 339-347	\$115,235.89

Voucher #'s 308, 314 and 341 split between funds, same voucher
Voucher #'s 303-310 are noted as PREPAID on June 15th and June 26th, 2013
All board members voted in favor.

CORRESPONDENCE:
State of Emergency Management: June 26th received check in the amount of \$2,135.12 for Hurricane Sandy event
Split second racing: Woodstock Triathlon Festival to be held May 31, 2014 in and around the towns of Bethel, Cochection and Tusten, asking for permission to conduct a portion of the race through Cochection

MOTION: On motion of Councilperson Richardson, seconded by Councilperson Story, the following motion was for the Supervisor to approve having a portion of the race through Cochection and to notify Split Second Racing of the decision. All board members voted in favor.

Time Warner Cable: They are moving towards a higher-quality, digital only experience to provide better picture and sound etc.
Dept. of Ag and Markets: Dog Control Officer Inspection Report. Everything was rated “Satisfactory”. Rosemary got high praise from the inspector.
Hinman, Howard & Kattell, LLP: Notifying the Town that Employees of the company recently filed a patent application for its road protection program. A former employee of the company has a controversy. The Town may be contacted regarding this matter.
Sullivan County Div. of Planning & Environmental Management: regarding a notice of public hearing on July 18th at 4:20 p.m. in the Sullivan County Legislative Hearing Room regarding Agricultural District # 1. Parcels may be included in or removed from the Ag. District within the Town of Cochection
Laberge Group: Regarding Grant Alert Hazard Mitigation Grant Program
Bond Land Use: Case Law Update –Non-Conforming Uses Continue to be the focus of Scrutiny

PUBLIC COMMENT:
No one wished to comment

COMMITTEE REPORTS:
Route 97 Pull-off: Councilperson Richardson –Nothing to report
Youth Commission: Councilperson Grund reported that they have 2 members that want to join, but no letters yet. Youth Group went to the movies; have a trip planned to Scranton for a ball game. Made \$550.00 on the car wash/bake sale
Office of the Aging: Councilperson Schulman – there was a meeting, but he had to leave early for another appointment, but the only thing discussed was a meeting 2 months ago
Web Site: Councilperson Story –added June 12 agenda with links to the Upcoming Meeting Page, Added Planning Board and Town Board Minutes. Removed expired legal notices and added Day on the Lake event information. Final Tax Roll also was added. Worked 4 hours

DEPARTMENT HEADS:

SUPERVISOR: (Gary Maas)
Submitted a written report:

- Monthly Financial Report
- Bank Information:
- Deposited \$ 100.00 UDC check
- Deposited \$ 1,130.00 Judicial fees
- Deposited \$845.00 Judicial fees
- Deposited \$1,202.03 Town Clerk fees
- Transferred \$ 26,000.00 for data collection line from reserve
- Made transfers and deposits as needed

Activity

- Calls with General Code, Dave Bodenstein, Cooper Niemann, Tom Bose, Alexandra Bounrne, NYMIR on accident at park, David Goodblood on site inspection
- Attended Supervisors Meeting
- Mike Walter and I addressed some issues at pump station

CONTRACTUAL		\$5,000.00
Abstract #1	\$ 11.89	\$4,988.11
Abstract #2	\$ 287.91	\$4,700.20
Abstract#3	\$ 576.92	\$4,123.28

Supervisor's report continues:

Abstract #4	\$ 154.12	\$3,969.16
Abstract #5	\$ 160.50	\$3,808.66
Abstract#6	\$ 174.60	\$3,634.06
Abstract#7	\$ 119.65	\$3,514.41
Abstract#8		
Abstract#9		
Abstract#10		
Abstract#11		
Abstract#12		
Abstract#12A		

Reported that the NYS retirement report has been filed electronically

HIGHWAY SUPERINTENDENT: (Kevin Esselman)

Submitted written report:

- Continue to ditch and patch roads.
- Rented a skid steer and cut rebates on roads scheduled to be paved.
- Replaced springs on two trucks. Also we are in the process of putting the dump body back on truck 27.
- Helped the Town of Fremont
- Paved pieces on Fred White, Zylstra, Olsen, New Turnpike B, Short Cut, Tomel, Buff, Tyler, and Old County. Would like to thank the Towns of Delaware, Fremont, Callicoon and Lumberland for their help.
- Worked with Karen on Legal Notice for fuel bids.
- Worked 160 Hrs
- My contractual balance is \$ 2,018.34

Councilperson Richardson asked the HWY Superintendent to keep track of what repairs are being done on the trucks. Perhaps quarterly reports can be given to the Town Board. HWY Superintendent is doing an account of what repairs are being done already.

Councilperson Schulman reported that a tree about 50' from the transfer station going toward CR 114 is dangerous, and is also in the Town's right of way; he asked the HWY Superintendent to look at it and see if it can be removed. HWY Superintendent said he would take a look to see what might be done.

HWY Superintendent would like to bid a 15" chipper. HWY Superintendent thought a 15" chipper would cost approx. \$47,000.00 and would last a long time. He would like to bid a Morbark M15R.

Councilperson Richardson said some trees will always be bigger, and also asked what is done with trees that property owners don't want. Some get chipped, and sometimes the chips are blown into the woods and bigger logs are left for firewood for the property owner.

MOTION: On motion of Councilperson Grund, seconded by Councilperson Story, the following motion was to allow the HWY Superintendent to place a legal notice for a Morbark M15R chipper. 4 Town Board members voted in favor; with Councilperson Richardson voting no.

TOWN CLERK: (Hollye Schulman)

- Submitted a written report; \$1,637.78 in fees for August, 2012
- I took care of the regular duties of the Town Clerk
- I researched CETA records for an employee that wants to buy back time worked
- I attended the OSTCA meeting in the Town of Crawford on June 19th. The guest speakers were from Satellite Credit Card Service, they had a slide presentation explaining how their credit card service works. They have many towns that provide a credit card service for tax collectors, town clerks etc. Some people want to pay their property taxes with their credit card. The return for the town is very little – it is just convenient for the tax payer. Some people pay dog licenses with a credit card.
- The UDC check # 3153 in the amount of \$100.00 received 6/27/2013 and turned over to the Supervisor the same day
- Issued 1 handicapped parking permit and one temporary permit.
- I provide telephone #'s for different departments. I have received telephone calls for the Tax Collector, Assessor, CEO, Bookkeeper and Justice Court. People call to find out when the transfer station is open; and what they can bring –I provide them with the phone #.
- Worked a total of 108 ¼ hours
- Contractual balance: \$5,037.77

Councilperson Richardson thought it might be a good idea for the town to investigate having a credit card machine for the Tax Collector for the property taxes, as some people like to pay by credit card.

CODE ENFORCEMENT OFFICER: (Gregg Semenetz)

- Submitted a written report : Worked 80 hours, traveled 632 miles
- Issued 7 permits. 0 renewals
- 4 C of O's issued

CEO report continues

- 1 Notices of disapproval
- Municipal search letters 4
- Appearance tickets issues: 0
- Revenues \$1,117.00
- Expenses \$400.76
- Contractual Balance: \$3,062.82

CEO mentioned that the property owners on Bernas Road are getting the permits in place. Met with Attorney Mannino re: 2 unsafe structures: 1 a trailer on New Turnpike has been contacted twice with no response and 1 on CR 116 also contacted twice, with no response. Attorney Mannino will take care of the notice, and the Town Board needs to do a resolution

RESOLUTION # 54

NOTICE TO MAKE SAFE, SECURE OR REMOVE

ON motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was WHEREAS, there are unsafe structures on tax map # SBL 2.-1-2.2 on New Turnpike Road, and Tax map # SBL 13.-1-55 on CR 116, and

WHEREAS the property owners need to be notified of the Order and Notice of Hearing, to comply with the Town of Cochecton Local Law # 2 of 1986 “Unsafe Building Law”. The structures on said properties are deemed unsafe and dangerous to the health, safety and general welfare of the public and that the buildings or structures violates the Town of Cochecton Local Law # 2 of 1986 “Unsafe Building Law”, and

WHEREAS, the Notice of ORDER and NOTICE OF HEARING will hereby be sent to the property owners notifying them of the time and place for the hearings, which shall be August 14, 2013

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

RESOLUTION # 55

ACCEPT VIOLATION TO MAKE SAFE AND SECURE OR REMOVE

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was TO ACCEPT THE FINDING SO THE BUILDING INSPECTOR OF AN UNSAFE BUILDING REQUIRING REMOVAL OF STRUCTURE AND DEBRIS AND ORDER SERVICE OF NOTICE IN ACCORDANCE WITH SECTION 95-4 OF THE TOWN CODE FOR PROPERTY DESIGNATED AS SECTION 2 BLOCK 1 LOT 2.2 WHEREAS, the Building Inspector has filed a report advising this Board of an unsafe structure located on New Turnpike A and designated as Section 2 Block 1 Lot 2.2 which the Town Assessor’s records indicate is owned by Richard Agosto,

AND WHEREAS, upon review of the report filed by the Building Inspector, this Board adopts the finding of the report that the structure is unsafe in accordance with Chapter 95 of the Town Code.

NOW THEREFORE BE IT RESOLVED THAT, this Board hereby finds that the structure, a single wide manufactured home, is unsafe under the Town Code, as a result of the following conditions: rotten roof and walls, unstable sub frame and foundation and debris piles located on the property.

IT IS HEREBY FURTHER RESOLVED THAT, the structure is hereby found to be dangerous or unsafe to the public.

IT IS HEREBY FURTHER RESOLVED THAT, the structure is hereby ordered to be made safe and secure or removed.

IT IS HEREBY FURTHER ORDERED THAT, in accordance with Section 95-4 of the Town Code, notice shall be served upon the owner or someone of the owner’s executors, legal representatives, agents, lessees or any other person having a vested or contingent interest in the premises, as shown by the records of the Receiver of Taxes and/or by the records of the Sullivan County Clerk’s office, by Registered Mail, addressed to his or her last known address and by securely posting a copy of such notice upon said premises.

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

RESOLUTION # 56

PUBLIC HEARING FOR UNSAFE STRUCTURES

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was TO ACCEPT THE FINDING SO THE BUILDING INSPECTOR OF AN UNSAFE BUILDING REQUIRING REMOVAL OF STRUCTURE AND DEBRIS AND ORDER SERVICE OF NOTICE IN ACCORDANCE WITH SECTION 95-4 OF THE TOWN CODE FOR PROPERTY DESIGNATED AS SECTION 13 BLOCK 1 LOT 55 WHEREAS, the Building Inspector has filed a report advising this Board of unsafe structures located at 71 County Road 116 and designated as Section 13 Block1 Lot 55 which the Town Assessor’s records indicate is owned by A. Wood/A. Perez,

AND WHEREAS, upon review of the report filed by the Building Inspector, this Board adopts the finding of the report that the structures are unsafe in accordance with Chapter 95 of the Town Code,

NOW THEREFORE BE IT RESOLVED THAT, this Board hereby finds that the structures, two seasonal one story cottages, are unsafe under the Town Code, as a result of the following conditions: rotten roof systems, faulty foundations supports and unstable structures,

IT IS HEREBY FURTHER RESOLVED THAT, the structures are hereby found to be dangerous or unsafe to the public,

IT IS HEREBY FURTHER RESOLVED THAT, the structures are hereby ordered to be made safe and secure or removed,

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IT IS HEREBY FURTHER ORDERED THAT, in accordance with Section 95-4 of the Town Code, notice shall be served upon the owner or someone of the owner's executors, legal representatives, agents, lessees or any other person having a vested or contingent interest in the premises, as shown by the records of the Receiver of Taxes and/or by the records of Sullivan County Clerk's office, by Registered Mail, addressed to his or her last known address and by securely posting a copy of such notice upon said premises

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

RESOLUTION # 57

TO SET PUBLIC HEARINGS TO MAKE SAFE AND SECURE OR REMOVE

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was
TO SET A PUBLIC HEARING TO REVOKE OR CONTINUE AN ORDER TO MAKE SAFE OR REMOVE UNSAFE STRUCTURES WITH RESPECT TO PROPERTIES DESIGNATED AS SECTION 2 BLOCK 1 LOT 2.2 AND SECTION 13 BLOCK 1 LOT 55

WHEREAS, the structures located on Section 2 Block 1 Lot 2.2 have been deemed by this Board to be unsafe and in need of removal (specifically a single wide trailer) and structures located on Section 13 Block 1 Lot 55 have been deemed by this Board to be unsafe and in need of removal (specifically two one story seasonal cottages),
AND WHEREAS, this Board has Ordered removal of the Structures and that notice be provided in accordance with Chapter 95 of the Town Code.

NOW THEREFORE BE IT RESOLVED THAT, the Public Hearing for SBL 2.-1-2.2 will be held on August 14, 2013 at 7:00, or at any recessed or adjourned date thereof, a hearing be conducted in accordance with Chapter 95 of the Town Code to determine whether to revoke or continue the order to make safe and direct the work to be performed within a specified period of time to protect the general public,

IT IS HEREBY FURTHER RESOLVED THAT, the Public Hearing for SBL 13.-1-55 will be held on August 14, 2013 at 7:15, or at any recessed or adjourned date thereof, a hearing be conducted in accordance with Chapter 95 of the Town Code to determine whether to revoke or continue the order to make safe and direct the work to be performed within a specified period of time to protect the general public.

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

CEO also reported the unsafe structure on Mohn Road has been taken care of by the owners. Inspection has been completed on the Cell Tower on Mueller Road; it is not active yet, but Verizon plans to set up on the tower as well. Proposals for the basement completion going slow, the contractors are very busy at this time,

TOWN ATTORNEY: (John J. Keating) not present

- Submitted a written report for February 2013
- Prepare and Prosecute Justice Court (X2)
- Work with Assessor and Supervisor
- Prepare and submit 2012 audit report

ACTING ATTORNEY: (Karen Mannino)

Review of Code and e-mail re: noise complaint

Review of fuel bid/email fuel (2 times)

ASSESSOR: (Lorry King) not present

Submitted a written report: **Old business:** Data Collection project is underway. As of this writing, Terri has finished map section 1 & 6 and all the photos have been entered into the system, and is continuing to Map section 4 & 5

New Business: All assessors and County Directors are up for re-appointment prior to October 1, 2013. I am requesting that the Board re-appoint me for the next term

Worked 25 ½ hours my Clerk worked 34 ¾ hours

Contractual balance: \$2,933.53

TAX COLLECTOR: (Eileen Hennessy) not present

No report submitted:

RESOLUTION # 58

TO RECIND AND AMEND HEARING RESOLUTION # 57

On motion of Councilperson Richardson, seconded by Councilperson Grund, the following resolution was

WHEREAS, there is not enough time to present the Order and Notice of Hearing to the property owners, the Hearings set for August 14, 2013 will be reset and held on September 11, 2013 at 7:00 p.m. for Tax map SBL # 2.-1-2.2, and at 7:15 p.m. for Tax map 13.-1-55, to allow enough time for the Order and Notice of Hearing to be sent to the property owners

ADOPTED: AYES 5 NAYS 0

Supervisor Maas

Councilpersons: Richardson, Grund, Schulman and Story

PLANNING BOARD: (Sharron Cardone Chairperson) not present

Planning Board Meeting: June 27, 2013

Meeting was opened by me at 7:30pm. All members except Joe Manaseri, Neal Halloran and Earl Bertsch were present

Public hearing for the Sheppard subdivision was opened – Sheppard's went over what the subdivision was one lot into 2 lots. They presented the board with a signed copy of notice in paper regarding the public hearing that they

had the only neighbor sign. Notice of hearing was not sent by their Engineer Gary Packer and per my conversation with our attorney Ira Cohen, if they get a signed notice from the neighbor that they are aware of the meeting, this will be OK to accept as proof of mailing. Change on the engineering map to show 50' right of way was done. Public hearing was closed and regular meeting was opened.

Minutes from May meeting were not approved as not enough members present were at the May meeting. Minutes will be approved at the July meeting.

No correspondence

Old Business: Motion to approve Sheppard Subdivision with Negative dec was made and pasted. Maps were signed and given the Sheppard's.

No other Old Business.

New Business: No new Business:

Other Business: Handed out to all that were present – complete up to date Planning Law and Zoning Law. And the Comprehensive Plan. Asked everyone to look these over for next month and if no agenda, we will go through the Planning and Zoning to see if we feel any changes or updates need to be brought to the Town Board.

No other business was discussed and meeting was adjourned at 8:00 PM

SEWER OFFICER: (Michael Walter)

- Submitted a written report:
- Average flow 59,650 for the month of June, Percentage of C.B.O.D. removal 97.6% for the month of June and Percentage of T.S.S. removal was 99.3% for the month of June
- Worked 96 ½ hours, expenditures \$1,813.52
- Contractual Balance: \$9,116.90

As the supervisor knows there have been some problems at the pump station on Nearing road. Letters will be sent to all property owners in the sewer district advising them not to put wipes into the sewer system as it clogs the system and causes a backup of sewage. If the problem persists the property owners will be required to put in a grinding pump at their own expense

DOG CONTROL OFFICER: (Rosemary Barile) not present

Submitted a written report: Worked 9 ½ hours, had 1 dog at large call, 1 seizure dog, euthanized, performed by Dr. Neb. Dog was unadoptable, and was aggressive. Yearly inspection completed with Ag & Markets. Contractual Balance: \$2,641.09 and Enumeration Balance: \$500.00

HISTORIAN: (K.C. Garn) not present

Submitted a written report: Apparently, June was the month for nostalgic drives around Cochection searching for memories of childhood summer vacations. Several requests (by email) came from folks who had no luck finding places on their own. One gentleman's request was for the location of Arcy's Motel/Hotel, a place where he had worked as a young man. It was across from George Walter's house at the top of Tyler Hill and I believe part of it is still there. Another was for locations of a couple of places in Lake Huntington including Max's (next door to the Nutshell) and the Green Acres resort hotel (now the site of Sullivan West).

Also received a request for information on the original Post Office building in Cochection which was located across the street from the old fire house (now referred to, by some, as "Powell's Emporium"). So far, I know it was still a

Historian's report continues:

Post Office in the 1960's, but when the "new" Post Office was built I don't yet know. More research is needed and inquiries of local residents will begin the first chance I get.

Hope you're enjoying the warm weather.

Councilperson Richardson: what is being done at the Old Town Hall—Historian needs to let the Town Board know what his intentions are for the room. If he needs help let the board know.

UDC: (Larry Richardson)

- Meeting was on July 11th as July 4th fell on the regular meeting night. Councilperson Richardson presented to the board the UDC Project Review Committee report
- **Discussion Items Report:** Travis O'Dell reviewed his written discussion items report, highlights of which here follow:
- Substantial Conformance
- **Town of Hancock:** T. O'Dell is working with Delaware County Chief Planner Shelly Johnson-Bennett, who works with the Town of Hancock planning board, in a continuing review of the substantial conformance requirements
- Project Review Update
- **Town of Deerpark, N.Y.:** T. O'Dell noted that on May 29, the UDC received site plans for the proposed Hawks Nest Café and a lot consolidation in the Town. A meeting was scheduled for June 26th with UDC Deerpark Representative David Dean, Supervisor Karl Brabenec, Planning Board Chair Alan Schock, and Town Engineer Al Fusco, Jr. The purpose of the meeting is to discuss the project review procedure, and the roles and partnership between the UDC and the Town of Deerpark.
- **Town of Delaware:** O'Dell said that on May 29 he attended a public hearing on Local Law 4 of the year 2013 entitled "A local law amending the Zoning Law and Zoning Map of the Town of Delaware, Sullivan County, New York." The Town Planning Board had received the UDC Project Review Committee's May 28 comment letter with attached Substantial Conformance Checklist and took public comment on the proposed amendments. When asked of the status of the project. Roeder stated he believes the amendments have been passed with the exception of a noise ordinance. A brief discussion about the concerns over the noise regulations took place. Richardson said he would like to know about any municipalities that have a noise level ordinance that works. Rajszyk commented that the Town of Deerpark has a pretty good noise ordinance. O'Dell said he has heard that the Town of Windsor has a good noise ordinance as well.
- O'Dell asked McGuinness to explain the letter concerning the UDC Substantial Conformance Recommendation for the Town of Delaware's Local Law No.4 to the Project Review Committee. McGuinness noted that O'Dell did a good job in preparing the substantial conformance review which was referred to the Park Service, but said the final version of Local Law 4 had not yet been referred by the Planning Board to the Town Board. As a result, the NPS reserves a determination

regarding substantial conformance until the final document is completed. McGuinness said we are trying to get back to the process that is laid out in the Project Review Workbook and we are all learning as we go.

- **Town of Highland:** O'Dell said that at the June 20th Zoning Board of Appeals meeting, the owners of 56 River Road in Barryville sought an area variance for a rear yard setback of 40 feet for an addition to expand their business. The required setback is currently 50 feet. The business is a compatible use according to the Land and Water Use Guidelines.
- **Town of Tusten:** O'Dell reported that the Town is in the process of adopting amendments to their zoning law. The date has not yet been set for a public hearing.
- **Shohola Township:** O'Dell noted that according to Planning Commission Chairman Aaron Robinson, a proposed retail store and preliminary plan to add gas sales and additional retail space was brought before the Planning Commission on June 20. They are proper conditional uses within both the underlying zoning district and the Upper Delaware overlay district; they are also appropriate conditional uses as per the Land and Water Use Guidelines
- **Lackawaxen Township:** On June 20, an on-site visit to the 40-acre Holbert Quarry was held. . Roeder commended the PA DEP for their extensive work on the permits and said the meeting was a good one. Roeder spoke of the major work of public art for Rockefeller Center by artist Ugo Rondinone using rough-hewn slabs of bluestone from the Holbert quarry to create nine colossal stone figures, each with a distinctive personality. They were to be on display until July 7th. A nice example of what the Delaware River area can produce. Richardson suggested seeing if a photo of one of these figures could be put in the next Upper Delaware newsletter.
- **Damascus Township:** O'Dell reported that two new telecommunications towers are proposed in Damascus Township. Public Notices in the June 21 edition of the *Wayne Independent* have the proposed projects located at 199 MacCubbins Road and 52 Jurgensen Road. Both proposals are for 189-foot tree pole communications towers and associated compounds, and are located in the Upper Delaware River Corridor. Discussion of the tree pole communications towers took place
- **TAG Update:** T. O'Dell said he has made contact with all those with outstanding 2013 TAG projects to remind them that the deadline for project completion is July 26th.
- **New Business**
- **Draft Letter: Town of Deerpark – Butler Land Improvement Parcel Consolidation:** O'Dell said the letter states that “the properties are also located within the federally designated river corridor; therefore, the Guidelines should be consulted for any future projects or development associated with lands within this boundary.” The letter also points out there are remnants of the Delaware and Hudson Canal that should be considered as they represent a unique aspect of the Delaware Valley cultural history. O'Dell described where the property is located. He said it is very close to the end of the designated boundary line. Richardson asked if letters could provide a little more information about what the project is and noted that once the UDC's PowerPoint equipment is received it will come in very useful for seeing where these projects are located. A motion to send the letter was made by Roeder, seconded by Rajszt and carried unanimously
- **Draft Letter: Town of Deerpark – Hawks Nest Café, Inc.:** O'Dell reviewed the comments concerning this project as they were set forth in the letter provided in members' packets. The comments concern the existing “reputed septic area”, lighting, and design. Richardson said he recalled commenting on this project not long ago. Ramie said comments were made back in 2010. Peckham believes the comments at that time were about parking and the septic issue. O'Dell said the plan is to rebuild on the existing foot print of the old structure. A motion to send the letter was made by Rajszt, seconded by Roeder and carried
- **Draft Letter to PA DEP: Holbert Quarry, Lackawaxen Township:** O'Dell said the letter is to acknowledge our invitation to participate in the on-site meeting on June 20th. The letter also states that “Under the conditions, requirements, and enforcement procedures outlined by the Pennsylvania Department of Environmental Protection and reported to our Project Review Committee, we consider this matter resolved.” A motion to send the letter was made by Roeder, seconded by Rajszt and carried.
- **Draft Letter: Proposed Communication Towers, Damascus Township:** O'Dell commented that this letter concerns the two proposed communications towers which are located within the river corridor in Damascus Township. Peckham stated that he does not feel the towers should be in the corridor. Changes to the draft letter submitted were discussed.
- A motion was made by Rajszt, seconded by Fluhr and carried to send the amended letter.
- **Old Business:**
- Use of the 1988 Project Review Workbook: The consensus of the committee was to table this review until next month due to the time
- Other: None
- Public Comment
- Adjournment: A motion by Roeder, seconded by Rajszt to adjourn the meeting at 9:40 p.m. was carried unanimously.
- *Minutes prepared by Cindy Odell, 7/5/13*

Councilperson Richardson the UDC will be getting a lap-top and projector and will be taking the show on the road to explain the review project.

TOWN BOARD:

(Councilperson Schulman)

Nothing at this time

(Councilperson Story)

Nothing at this time

(Councilperson Grund)

Nothing at this time

(Councilperson Richardson)

Mentioned new round of tag grants are available --\$30,000.00 in budget. Working with a reduced Federal Budget, money will drop off pretty soon.

(Supervisor Maas)

Nothing at this time

OLD BUSINESS:

1. Basement Completion –discussed earlier
2. Unsafe Buildings – discussed earlier
3. Codify Local Laws – Tag Grant –Final papers due July 26th

REGULAR MEETING, TOWN OF COCHECTON, July 10, 2013
BID OPENING FUEL

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MOTION: On motion of Councilperson Richardson, seconded by Councilperson Grund, the following motion was to authorize the Supervisor to pay General Code for the Codification of the Town of Cochection Local Laws. All Town Board members voted in favor.

4. Generator for Sewer Dept. – off the table until we see where the money is –due to problems at pump station
5. Re-levy –Lennox Bailey –pending
6. Computer security –will be worked on next week

NEW BUSINESS:

1. Fireworks permits – Day on the Lake –not enough time this year, Supervisor thought the Town Board should follow the Delaware permit fee , so if anyone or any organization in the future wants to have fireworks the permits would be in place

PUBLIC COMMENT:

Allan Rubin –thanked the HW Superintendent for the fast and quiet paving done in front of his home. Also wanted to know more about the chips from the trees that get chipped –would like for his garden. Makes sense to offer to the property owner, but if they don't want them could tax payers take advantage of the chips

Councilperson Richardson the State will provide and put up for free signs for the Scenic Byway.

MOTION: on motion of Councilperson Grund, seconded by Councilperson Story, the following motion was to have this board move into executive session to discuss a personnel matter. Time 9:03 p.m. All Town Board members voted in favor

Others present: Town Clerk

MOTION: On motion of Councilperson Grund, seconded by Councilperson Richardson, the following motion was to move out of executive session. Time 9:12 p.m. All Town Board members voted in favor

While in executive session no decision was made

MOTION: On motion of Councilperson Grund seconded by Councilperson Story, the following motion was to adjourn this Town Board meeting. Time 9:13 p.m. All Town Board members voted in favor

Respectfully Submitted, _____
Hollye Schulman, Town Clerk