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STATE OF NEW YORK : COUNTY OF ORANGE
TOWN OF NEWBURGH PLANNING BOARD

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In the Matter of

NYC DEP DELAWARE AQUEDUCT REPAIR
(2011-15)

Roundout-West Branch Tunnel
Section 8; Block 1; Lot 15.2
B/AR Zone

----- X

SITE PLAN - FEIS SUBMISSION

Date: May 17, 2012
Time: 7:00 p.m.
Place: Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

BOARD MEMBERS: JOHN P. EWASUTYN, Chairman
FRANK S. GALLI
CLIFFORD C. BROWNE
KENNETH MENNERICH
JOSEPH E. PROFACI
THOMAS P. FOGARTY
JOHN A. WARD

ALSO PRESENT: MICHAEL H. DONNELLY, ESQ.
BRYANT COCKS
PATRICK HINES
GERALD CANFIELD

APPLICANT'S REPRESENTATIVE: CHRISTOPHER VILLARI

----- X

MICHELLE L. CONERO
10 Westview Drive
Wallkill, New York 12589
(845)895-3018

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MR. BROWNE: Good evening, ladies and gentlemen. Welcome to the Town of Newburgh Planning Board meeting of May 17, 2012.

At this time I'll call the meeting to order with a roll call vote starting with Frank Galli.

MR. GALLI: Present

MR. BROWNE: Present.

MR. MENNERICH: Present.

CHAIRMAN EWASUTYN: Present.

MR. PROFACI: Here.

MR. FOGARTY: Here.

MR. WARD: Present.

MR. BROWNE: The Planning Board has professional experts that provide reviews and input on the business before us, including SEQRA determinations as well as code and planning details. I'd ask them to introduce themselves at this time.

MR. DONNELLY: Michael Donnelly, Planning Board Attorney.

MS. CONERO: Michelle Conero, Stenographer.

MR. CANFIELD: Jerry Canfield, Town of

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Newburgh.

MR. HINES: Pat Hines with McGoey,
Hauser & Edsall Consulting Engineers.

MR. COCKS: Bryant Cocks, Planning
Consultant.

MR. BROWNE: At this time I'll turn the
meeting over to Joe Profaci.

MR. PROFACI: Please join us in a
salute to the flag.

(Pledge of Allegiance.)

MR. PROFACI: If you would kindly turn
off your electronic devices. Thank you.

MR. BROWNE: The first item of business
we have this evening is the New York City
Department of Environmental Protection, Delaware
Aqueduct Repair Project, project number 2011-15.
This is a site plan FEIS submission.

Would you introduce yourself and your
colleagues.

MR. VILLARI: Good evening. My name is
Chris Villari, I'm the Outreach Lead for the
Water for the Future program to repair the
Delaware Aqueduct.

For the benefit of the Board and its

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consultants as well as the Stenographer, I have copies of who is here in attendance and who will be speaking this evening.

The primary purpose for tonight's meeting is to go over -- it's our intention to release a Final EIS tomorrow, and so we thought it would be a good faith effort if we came here and just went through the changes that will be featured in the FEIS since the release of the Draft EIS. So if it's okay with you, what we'd like to do is set up, like we've done before, a PowerPoint presentation. I guess it would be better if we all kind of reconvened on this side of the room.

Before we do that, there is -- as we continue our partnership together in developing the site plans and with the goal being the site plan approval, we've been meeting on the last Tuesday of the month, from time to time, with the Town professionals. So what we would like to ask is that again this month we be allowed to meet with the Town professionals, which I believe is this coming Tuesday.

CHAIRMAN EWASUTYN: Bryant, what is the

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date of the next consultants' --

MR. COCKS: The 22nd.

CHAIRMAN EWASUTYN: I apologize.
You're right.

I'll move for a motion from the Board
to have Bryant Cocks arrange for a consultants'
meeting for the New York City DEP Delaware
Aqueduct repair for this coming Tuesday, the 22nd
of May.

MR. GALLI: So moved.

MR. WARD: Second.

CHAIRMAN EWASUTYN: I have a motion by
-- who was that?

MR. GALLI: Me.

CHAIRMAN EWASUTYN: -- Frank Galli. A
second by John Ward. Any discussion of the
motion?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a
roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

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MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: And myself. So carried.

MR. DONNELLY: John, I'll just note, as I told you before, although my appearance isn't that crucial, I can not make the work session next Tuesday.

MR. VILLARI: I would also like to acknowledge and thank the Board, in particular Mike Donnelly, for the letter that was provided to the Board with respect to the buffer requirements and the determination of the Board. So thank you very much.

CHAIRMAN EWASUTYN: Mike, for the record, since it was stated now, would you review what that letter is?

MR. DONNELLY: Sure. The issue has long been whether or not the buffer requirements of the Code, Section 185-46 I think it is, apply to this application. In November of 2011 you received a letter from legal counsel for the DEP. It was their opinion, for a number of reasons, primarily because the use of an underground water

1 tunnel is not among the listed uses under the
2 Code, that the buffering provisions do not apply
3 to this project at all. My advice to you is
4 slightly different, and that is that the
5 alternate buffering requirements do indeed apply
6 but no specific dimensional requirements apply.
7 I think it's important that we note, as the DEP
8 pointed out in their letter, that what is sought
9 here is approval for underground structures, a
10 tunnel. When this project is done there will be
11 nothing other than a cover over the construction
12 shaft in the ground with landscaping that is part
13 of the plan to protect and make the area more
14 attractive after the construction work that went
15 on. So we're not facing a shopping mall or a
16 parking lot or the things that the buffering
17 requirements are designed to protect. Not to say
18 you don't need to have appropriate mitigation
19 during the construction phase, because obviously
20 it's somewhat lengthy. That's being handled
21 under the SEQRA, and the mitigation measures and
22 ultimately site plan approval conditions will
23 cover that. There's a myriad of issues, noise,
24 dust, lighting, so on and so forth. All of that
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will be handled in that fashion.

My opinion to you is the only requirement you should impose is that whatever landscaping remains at the conclusion of the project become the alternate buffer and remain in place for so long as the site is operating.

CHAIRMAN EWASUTYN: Comments from anyone?

(No response.)

CHAIRMAN EWASUTYN: We received a copy of a letter from the Town Board today. I made some extra copies.

MR. VILLARI: Great.

CHAIRMAN EWASUTYN: You didn't receive that.

MR. VILLARI: Thank you very much.

Another item that I'd like to recap. As we have in the past, our schedule is very important to us, and we are looking at this summer -- the sooner the better I guess would be the best way to characterize it. Ultimately I think August of this year is when we were hoping to have site plan approval. So it is our intention, now that the EIS is done, we will

1
2 follow that with our Findings Statement. We
3 understand the Board will also issue its own
4 Findings Statement. On or about the 31st of this
5 month we intend to submit the final drawings and
6 the final stormwater pollution prevention plan so
7 that we can continue the process of the site plan
8 approval, again with the goal hopefully in August
9 of this year, preferably sooner. Our goal is
10 August.

11 So with that, what I'd like to do is
12 have this set up for the PowerPoint presentation,
13 and then I'll introduce Mark Page.

14 MR. DONNELLY: While you're doing that,
15 one quick note. You said we will issue our own
16 Findings Statement. We certainly have that
17 option, but we also have the option, if we're
18 satisfied with the Findings Statement that you
19 issue, we'll adopt that one or live with it.

20 MR. VILLARI: It's at your discretion.

21 CHAIRMAN EWASUTYN: Do you want us to
22 move?

23 MR. VILLARI: I think it would be --
24 yes.

25 With us tonight is Mark Page. He's

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from the Planning and Analysis team working on Water for the Future. In large part, between him and Jennifer Farmwald, who is with us, the EIS was poured through. Every I was dotted and every T was crossed.

Also with us is Ted Doweey who is from the tunnel design team. They're going to lead the discussion tonight on what's featured in the FEIS. So with that --

MR. DOWEY: Phil is speaking, too.

MR. VILLARI: Phil is speaking, too. Phil and Karen spent a lot of time together, kind of working out the details on the landscaping, so we're going to cover that as well.

With that, I think Ted starts the talk.

MR. DOWEY: Chris did the introductions. I'll do a quick project recap and then Mark will take us through the rest of the program.

Just to recap what the project is, fifty percent of New York City's water comes through the West Branch Tunnel. The West Branch Tunnel runs underneath the Town of Newburgh, under the Hudson River and under the Town of

1
2 Wappingers. It is leaking a total of 35,000,000
3 gallons over its full length, and a substantial
4 amount of that is on the west side of the Hudson.
5 The DEP has determined the only way we can really
6 repair or address this leak is to build a bypass
7 tunnel. Two reasons. One is there's so much
8 water going through here we can't shut it down
9 for a long period of time and the geology is such
10 that we're just going to abandon the area that's
11 leaking.

12 The project is really -- here in blue
13 is the existing West Branch Tunnel. We have
14 shaft 5A here to the west. On the eastern side
15 we have existing shaft 6. We will be sinking a
16 shaft on each side of the Hudson in the Town of
17 Newburgh. We're going to be sinking shaft 5B
18 here and we'll be sinking shaft 6B in the Town of
19 Wappingers. That will be the first contract.
20 The second contract will employ a tunnel boring
21 machine. The tunnel boring machine will be
22 assembled at the base of the shaft and will bore
23 the tunnel about -- just over 12,000 feet
24 underneath the Hudson River over to the other
25 shaft, and the tunnel boring machine will be

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removed. The tunnel boring machine will put pre-cast segments, an initial liner in the tunnel, but it will have a subsequent cast-in-place liner put in place in areas where we have bad -- we have the liner.

The intent is to construct the entire bypass tunnel without connecting it to the West Branch tunnel first. So we're going to have a small chamber on top of the shaft. We'll completely outfit the shaft. There's not a whole lot in the western shaft. We're going to have an access way and cap on it so that when we go to make the connection we'll access the tunnel and make the connection through this access way, and then when we're done we're going to be able to put the cap on and get out quickly. We have that on both sides. The eastern shafts have some additional facilities.

Once the bypass tunnel is complete, the shaft is complete, the chambers are complete and the hydrology is correct, we will go and connect the bypass tunnel to the Rondout West Branch Tunnel. That will entail tunnelling about -- between 100 and 150 feet on each side to make the

1 actual connection. I should say first that we
2 would close the tunnel. We'll pump out the
3 tunnel so the tunnel will be empty and then we'll
4 drive the connecting tunnel into the Rondout West
5 Branch Tunnel in two locations. We have to
6 excavate a little bit of a junction chamber where
7 the intersection is. We have to put in some
8 reinforcing bars and concrete in there and build
9 a junction chamber, and then we have to concrete
10 the connecting tunnel and essentially -- and
11 build a bulk head. In the junction chamber
12 there's a bulk head which will block off the
13 leaking part of the tunnel and force the water
14 into the bypass tunnel. The part of the tunnel
15 that's leaking will be abandoned. So once the
16 bulk head, the junction chamber and then the
17 connecting tunnel is done, that will effectively
18 complete the bypass connection. We'll pull
19 everything out and put the caps on the top and
20 the bypass will be in service.

22 Some of the phases of the construction:
23 Initially we were looking to get this contract
24 going in the winter of 2013. As a matter of
25 fact, we are presently printing the books as we

1 speak for mailing it to the contractors early
2 next week. In early 2013 we have a substantial
3 amount of site preparation to do on the Newburgh
4 site. It was a good site in that it was
5 available and it's directly over the aqueduct.
6 It's somewhat elevated, so we have to build a
7 road to access where the shaft will be. So
8 initially in the -- for the majority of the year
9 of 2013 we're going to be doing site preparation
10 work, and that's planned to be two shifts a day.
11 All the rest of the tunnel work is going to be
12 twenty-four hours a day, five days a week. That
13 includes sinking the shaft. Once we sink the
14 shaft we'll have a second contract. The second
15 contract will drill and blast a starter tunnel
16 down at the base of the tunnel where the tunnel
17 boring machine can be lowered in pieces and
18 assembled. That work will take care of the
19 starter tunnel and the connector tunnel. Then
20 the tunnel boring machine will bore to the other
21 side. That's also twenty-four hours a day, five
22 days a week.

24 We have a scenario whereby we have
25 these inundation plugs. If we dewater the tunnel

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and more water comes in from the Hudson than we can really work with, we have a scenario for installing what they call inundation plugs, which is essentially we have a flat area on each side of the Hudson, we drill a whole series of holes down and -- to make a long story short, we'll be able to place a concrete plug in the tunnel. So if the water is coming into the Hudson, into the tunnel, those plugs will isolate that inflow and we'll be able to connect the bypass. That work would be done from the surface on a two-shift basis. And then ultimately the bypass tunnel is aligned and we're all ready to make the connection.

The connection -- New York City goes without its water for -- fifty percent of its water for the whole time that tunnel is shutdown. So we want to work twenty-four/seven for the duration of that connection.

Here we can see -- this is the site preparation section. Here we have the shaft construction. These are the starter tunnels, this is the boring, the actual tunnel, and these are the later phases of construction with the

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connection, and these are the work hours associated with them.

The current site is located on the west side of Route 9W. The next slide actually shows the location of it. This is a view of a southern sort of entrance into it. It's sort of up here in the wooded area. If you were to go further up 9W and look back to the southwest, this is what was the Morehead property and the construction area is up in this area. The actual site looks like this. Here is Route 9W. We will be creating an entrance on the north side of the site. The one disadvantage of the site is it's somewhat elevated and in order to have a road that gets to the higher elevations we need it to be rather long so we didn't have a grade of more than seven percent so we can get all the equipment, whether it's, you know, trucks or a tunnel boring machine, carrying trucks or the like. So the road is rather long. We're going to have a little circle here so -- we'll have security here and if somebody comes in and gets turned away they can turn around. We'll have a sedimentation pond here to deal with the surface

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runoff. We'll have a water treatment facility here.

In the second part of the job when we are concreting the tunnel, we will have a concrete plant in this location and have a series of offices up here, some emergency electrical generation facilities here. The actual shaft is up in this location. These are work areas associated with supporting whatever goes on in the shaft. We'll have a muck bin up here for the shaft construction. And then once the tunnel boring machine starts, you have to have an area where you can store the muck that comes out of the tunnel. We'll be stacking precast segments here which will then go into the hole.

Fundamentally this is what the site looks like. I guess if anybody has any questions before I turn it over to Mark --

MR. WARD: How long do you figure it's going to be fifty percent of water for New York City to do your transfer over? How many days?

MR. DOWEY: The official duration we're working with now is six to fifteen months. We're working hard to reduce that. We went with an

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initial configuration which included inundation plugs and the like. The plugs is what gets up to the longer portion of it. We're actually still working hard to maybe modify or even eliminate the inundation part of it. The duration we're looking for is officially still six to fifteen months.

MR. WARD: Thank you.

MR. FOGARTY: Is that water going to be replaced? In other words, they lose the fifty percent. Is New York City going to receive water from some other location?

MR. DOWEY: Yes. We have three watersheds. We have the Croton watershed and the Catskill watershed. Between the two of them, the ten percent which is the Croton system, which is now offline, will be back online. The Catskill system can deliver as much as possible. Between ten and forty percent we're going to be living off those systems. If you have any more sophisticated questions, I'd have to turn it over to Dan who actually works with the bureau. That's what's our limiting factor in terms of how much time we can run without pulling water out of

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the Delaware system.

CHAIRMAN EWASUTYN: Is there any value to taking the tunnel boring machine at the end and re-assembling it at a site either on the east or the west side of the Hudson River and using it for educational purposes for schools or such like you would have the Intrepid in New York City? Having read through this document which I received last night, and reading it this morning, that was my kind of my knee-jerk reaction to it. I just bring it up for conversation.

MR. DOWEY: Right. Typically contractors will buy a tunnel boring machine and then at the end of the job if they can sell it they will. Sometimes there's not a market for it and it may be worth for them to just store it wherever they store it. We're looking at a machine that's in the vicinity of \$12,000,000 to \$18,000,000. So it's a substantial investment. It's a popular size tunnel so it is likely that at some point it will be used elsewhere. The City does not own the machine. Generally speaking, we leave it up to the contractor to do with it what they will.

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CHAIRMAN EWASUTYN: Okay.

MR. FOGARTY: I have a question. The old tunnel, if it's left without obviously the pressure, won't it eventually collapse?

MR. DOWEY: I don't think so. I think what will happen is if we keep it pumped out, once we block it off it's going to fill with river water and it will equalize to the groundwater table. It won't be pressurized so it won't leak out. It will all be equalized so the water won't be going in or out. In that state of equilibrium I don't think it will collapse.

MR. FOGARTY: Even if it did, is there any danger in that at all?

MR. DOWEY: Once it's abandoned there is no danger of a collapse.

MR. FOGARTY: Thank you.

MR. PAGE: Thank you, Ted. I'll quickly go over the FEIS conclusions which -- the DEIS conclusions.

Traffic, just to reiterate, I think will be -- according to the presentation, I guess for the DEIS, for traffic we looked at eight intersections between our site and 84. Five of

1
2 them were determined were impacted during the
3 a.m. and p.m. hours during the construction phase
4 of the project. At all of the intersections
5 we're proposing to do signal retiming and
6 modification. We've had, since the DEIS,
7 multiple meetings with State DOT to determine
8 what type of equipment they want installed at
9 those intersections. I don't remember the fancy
10 terms and numbers that they have but it's
11 basically a signal timer that has either a loop
12 in the road or a camera, and it will adjust the
13 timing of the signal live as the traffic
14 conditions change. So all the intersections,
15 other than 9W and Fostertown Road, are fully
16 mitigated by that proposal.

17 And for noise, in the DEIS we evaluated
18 potential impacts at four locations around the
19 project site. Since the DEIS was put together,
20 and it's going to be included with the FEIS, a
21 conceptual noise mitigation plan which is
22 basically a plan that the contractor is going to
23 have to follow to try to reduce noise, to the
24 maximum extent practicable, by setting property
25 line noise limits. We're applying the New York

1
2 City noise code to this project. This is going
3 to hopefully reduce the noise levels experienced
4 at the residences and other sensitive receptors
5 around the project site down to acceptable
6 levels. Probably one of the most important is at
7 night for the three-shift phases of the work
8 below an acceptable noise level of 45 decibels
9 interior in the bedroom, which is shown as a
10 noise level where people can comfortably sleep.

11 As I said, we put together and included
12 in the FEIS a conceptual noise mitigation plan
13 which puts limits on the property line which will
14 require the contractor to source and path control
15 barriers for equipment or put the ideas to the
16 contractor who has to come up with them. We're
17 just placing the limits on the property line so
18 that the contractor can't come to us and say you
19 told me to do this barrier and it doesn't work.
20 It's all on him to meet the property line limits.
21 If we establish a boundary around the project
22 site with that 45 decibel interior level, if
23 you're inside it the residences are eligible to
24 request from DEP and the contractor window
25 replacements and air conditioners, if they don't

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already have them in their bedroom, if it's facing our project site.

And for traffic we've been working with DOT putting together a signal retiming plan and installation of new equipment. It will be done early in the project when it starts in early 2013.

MR. DONNELLY: 9W/Fostertown, how much more degraded will it be?

MR. PAGE: I don't remember off the top of my head but I think it was only a few seconds. In our criteria we would have -- in order for it not to be mitigated we would have to bring it down to no build, which is actually an increased condition from what it is today, assuming growth, which we assumed a very conservative two-percent growth.

MR. FOGARTY: Has it been determined where the disposal site is going to be for the muck?

MR. PAGE: No. It's going to be left to the contractor to determine the disposal location.

MR. FOGARTY: Won't that affect the

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traffic?

MR. PAGE: Yes. That was a question I think the Board had earlier. In our analyses we assumed it was 9W south. However, one of the first steps the contractor is going to have to do is submit a traffic management plan and the plan where he plans on disposing it. If it's to the north, we'll do new analyses to determine whether we need to do --

MR. WARD: That's very important.

MR. PAGE: -- additional work to the north.

MR. FOGARTY: Thank you.

MR. WARD: With that scenario, that's what I was going to ask you. God forbid they close the Beacon bridge or 9W for a few hours. There's a technicality of what's he going to do.

MR. PAGE: We're going to have storage on site. A few days worth of storage.

MR. WARD: That's what I was asking you. Okay.

CHAIRMAN EWASUTYN: Just on a minor scale, Tom, there's a project being built in the Town of Newburgh today that we approved, for the

1 record I'd rather not mention it. The contractor
2 is based out of the western portion of Orange
3 County. There is a substantial amount of soil
4 that needed to be excavated off the site. He
5 didn't find a home locally, and over the course
6 of, I'd say maybe three weeks time on 17K on a
7 daily basis there was probably somewhere in the
8 neighborhood of forty truckloads of soil that was
9 moved off of that onto 17K, onto 84, down
10 Neelytown Road. In a general sense most site
11 work triggers a certain amount of truck traffic
12 just moving soil in general. This is a further
13 thought after we approve something. That's kind
14 of the what if guess game that a contractor has
15 to figure out, where they could dispose of stuff.
16 It's a fishing trip. I'm sorry for that.

17
18 MR. FOGARTY: Thanks.

19 MR. PAGE: In addition, since the DEIS,
20 as we discussed previously, we were evaluating
21 two routes for the second phase to dispose of
22 groundwater that comes into the aqueduct would
23 have a route out to the Hudson River. Since that
24 time we've selected a single route and are
25 currently seeking the necessary Army Corp and the

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DEC and Department of State permits for that route. We've also decided and determined that we don't need an intake on the Hudson River to help us with our water supply needs. We're working actively with the Town to develop a water main to the Town's system. Phil will get into the landscaping.

MR. SIMMONS: Another change in the -- from the DEIS is how we address landscaping, and that was largely due to the comment we received from the Board and Karen Arent. So we did consider those, and that was actually helpful to us because we could show there was interaction with the Town, and we have City approvals for designs that we have to go through. So that actually helped us out. So we considered the comments from the Board. We've included a greater diversity of species and a larger reliance on native species, which will help with invasive species. Since we established native species first, that will preclude invasive species from coming in. We approved aesthetics and screening, and, where possible, we included more trees.

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2 So if we're looking at the site --
3 these are renderings of the site during
4 construction. This slope -- Ted mentioned that
5 there will be a lot of clearing and grading.
6 We're essentially reshaping the hill, and the
7 slope will be quite steep with shallow soil. It
8 will be tough to reestablish the forest in that
9 area. However, relative to our DEIS or FEIS,
10 we've found pockets where we will be able to
11 establish some trees and other ground cover so
12 there will be a greater visual diversity on the
13 slope. We've also added a larger diversity of
14 species on the top of the slopes. So instead of
15 the row of soldiers of pine trees, we've got a
16 mix of native species up top. Down along 9W we
17 took the Town Code into account as well as the
18 comments and have come up with a landscaping plan
19 to screen the site as best we could, as well as
20 the stormwater management basin.

21 From the aerial you can see the same
22 sort of thing. So we have -- during construction
23 this will largely be a detention pond and it will
24 evolve over time to be a micropool. Obviously
25 we're not planting in the areas of construction.

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2 However, from the beginning -- after we do our
3 site prep we will be planting trees along the
4 ridge. We'll have the trees and ground cover,
5 the diversity I was speaking of before, on the
6 slope as well as screening from 9W. You can see
7 the various construction areas here and in the
8 shafts, lay down areas here, and down here will
9 be water treatment and a plant.

10 Post construction. We will still have
11 all of the same elements that I just described.
12 So along 9W on the slope, the top of the ridge
13 and where we can we will reforest. So in this
14 area at the top of the hill. However, we will
15 still need to keep this area clear so in case
16 there's a water supply emergency in the future
17 and we have to access the shaft, we won't get
18 into clearing trees at that time, especially
19 because we will be reestablishing some Indiana
20 Bat habitat by planting appropriate species.

21 So that is our landscaping plan.
22 Hopefully we did address the majority of concerns
23 that you guys had with our DEIS.

24 MR. PAGE: As Chris stated in the
25 beginning, we are issuing our FEIS tomorrow.

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2 It's going to be posted tomorrow. Hopefully
3 you'll receive CDs and hard copies early next
4 week. We're hoping to issue our Findings
5 Statement in the middle of June. I know the Town
6 Attorney requested a draft of it, which we would
7 be happy to share once we have it. We're going
8 to send a notice of the FEIS to everybody who
9 commented on the DEIS, all of the involved
10 agencies, including the Town Planning Board and
11 all the residents, even if they didn't come to
12 the EIS, that live in the vicinity of our
13 project. We're going to have a hard copy in the
14 Town -- in the clerk's office, the Town as a
15 repository, and we'll have hard copies at the DEP
16 in the Kingston office and the Town of Wappingers
17 Town Hall as repositories. It will be on our
18 website. I think you already have a link to our
19 DEIS page. So all that will need to be done,
20 since it will be the same page, is change "Draft"
21 to "Final" on the link language.

22 As said earlier, we're hoping to get
23 the final site plan application to you by the end
24 of the month, and we'll work to get your approval
25 on that hopefully by August.

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MR. WARD: I want to say thank you for the field trip. It was very educational and we have an overall picture of what it takes to do what you have to do for the grading and everything else. It helps us understand it better than being black and white on paper.

MR. PAGE: Thank you for coming out.
Does anybody else have any questions?

(No response.)

MR. VILLARI: With that, that concludes our presentation.

(Time noted: 7:36 p.m.)

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C E R T I F I C A T I O N

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: June 13, 2012

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STATE OF NEW YORK : COUNTY OF ORANGE
TOWN OF NEWBURGH PLANNING BOARD

----- X
In the Matter of

MID-HUDSON MARINA
(2010-19)

River Road
Section 121; Block 2; Lot 1
R-1 Zone

----- X

RESIDENTIAL SITE PLAN

Date: May 17, 2012
Time: 7:38 p.m.
Place: Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

BOARD MEMBERS: JOHN P. EWASUTYN, Chairman
FRANK S. GALLI
CLIFFORD C. BROWNE
KENNETH MENNERICH
JOSEPH E. PROFACI
THOMAS P. FOGARTY
JOHN A. WARD

ALSO PRESENT: MICHAEL H. DONNELLY, ESQ.
BRYANT COCKS
PATRICK HINES
GERALD CANFIELD

APPLICANT'S REPRESENTATIVE: GEORGE CRONK

----- X

MICHELLE L. CONERO
10 Westview Drive
Wallkill, New York 12589
(845)895-3018

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MR. BROWNE: Our next item of business is the Mid-Hudson Marina, project number 2010-19. This is a residential site plan being presented by George Cronk, PE of the Chazen Companies.

MR. CRONK: Good evening. I'm George Cronk from the Chazen Companies. Last time we met the Board actually voted and decided that we'd meet with the consultants to have a work session to review where we were with the project. There's a lot of paperwork that goes with it, between the Findings Statement, the SEQRA consistency determination, and of course any other outstanding issues related to the open area development and the text amendments or the amendments to the zoning of the Town. So we met and came away with some work items. We supplied the Town with copies of what we submitted. I'll go through those very quickly at this point.

The first item was revisions to the text amendment. Basically it reduced down to the only item that we were still seeking amendment to was the number of boat slips during any period of time to be in operation, to be able to reduce that from the code requirement down to an

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economically feasible number for the applicant.

We also submitted, upon guidance, I'll say, from the consultants, is some suggested language for consideration that you may want to consider for the open area development. Specifically we didn't want to give the impression that the site was not going to be used as we were planning. We understand that there's traffic associated with the plan that you guys have been reviewing. A suggestion is that you guys consider the traffic as a limiting factor for an open area development, and that would, of course, be a recommendation back to the Town Board for their consideration as well.

So with both of those items, those are the two separate documents we provided. We also provided a draft copy of the Findings Statements and a revised EAF as well as a revised consistency determination for the SEQRA review.

So with those items I think we're at a point where we need to certainly open up for any more discussion or any comments that you may have.

CHAIRMAN EWASUTYN: Bryant Cocks,

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Planning Consultant?

MR. COCKS: I have no comments. I reviewed both the consistency document, which came from the SEQRA comparison document, and the Findings Statement. Both were extremely thorough and addressed all the issues that were discussed in the previous environmental impact and Findings Statement. They show comparisons of the first and second Findings Statements that were issued and the new impacts that will happen for each topic. I had no further questions.

CHAIRMAN EWASUTYN: Okay. Pat Hines?

MR. HINES: My comments are similar to Bryant's. All the thresholds that were identified in the current project are below those that were previously studied. We take no exception.

CHAIRMAN EWASUTYN: Jerry Canfield, Code Compliance?

MR. CANFIELD: We have nothing.

CHAIRMAN EWASUTYN: Comments from Board Members, questions?

MR. BROWNE: No.

MR. PROFACI: No additional.

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CHAIRMAN EWASUTYN: Mike Donnelly, your recommendations and review to the Board?

MR. DONNELLY: I think the first step is to issue the SEQRA consistency determination. I think you heard from your technical consultants that it is in order and ready to go. Following that, the amended Findings Statement which really ties into the consistency determination. After that, the report recommendation on the open development area. And, as you've heard, the only recommendation made to you from your consultants is a recommendation back to the Town Board that a limitation be placed as a condition of the grant of the open development area on total trip generation at the site. Lastly, you are required to render a report to the Town Board on the zone change petition as it is modified, and it's modified now in a fashion that only relates to the slips. Section 185-60 of your code has five specific criteria that you're supposed to report upon. When you get to that last step I can outline those for you.

CHAIRMAN EWASUTYN: My understanding is the first action from the Board is to issue --

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MR. DONNELLY: A SEQRA consistency determination.

CHAIRMAN EWASUTYN: Okay. We have a copy of that that was prepared, as it is titled, SEQRA consistency determination, Town of Newburgh Planning Board, Mid-Hudson Marina. I'll move for a motion to adopt that.

MR. PROFACI: So moved.

MR. FOGARTY: Second.

CHAIRMAN EWASUTYN: I have a motion by Joe Profaci. I have a second by Tom Fogarty. Any discussion of the motion?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a roll call by Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: Myself. So carried.

The second action before us tonight and

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which you have a copy of is the Town of Newburgh Planning Board resolution and notice of adoption of lead agency for the Findings Statement for the Mid-Hudson Marina. I'll move for a motion to adopt and approve that.

MR. WARD: So moved.

MR. PROFACI: Second.

CHAIRMAN EWASUTYN: I have a motion by John Ward. I have a second by Joe Profaci. Any discussion of that?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: Myself. So carried.

The next item that we would be discussing is the language for the open development agreement and that a mechanism for

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that be tied into the traffic counts associated with that.

MR. DONNELLY: Yes. Correct. In other words, you'd issue a recommendation to the Town Board positively in favor of creating the open development area and ask the Town Board to include, as a regulation tied to its creation, a limitation on traffic generation consistent with what this project shows at the various peak hours.

CHAIRMAN EWASUTYN: Bryant, you can elaborate on that. There are counts that were reflected in supporting documentation by George Cronk and I believe looked at by Ken Wersted. Do you have those numbers convenient?

MR. COCKS: Yes. Absolutely. The weekday a.m. peak hour is nineteen trips. The weekday p.m. peak hour is thirty-one trips. The Saturday midday peak hour is thirty-seven trips.

CHAIRMAN EWASUTYN: George, do you agree with that?

MR. CRONK: Yes.

CHAIRMAN EWASUTYN: Okay. Mike, these counts and the correlation of that information

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would be forwarded on to the Town Board in what manner?

MR. DONNELLY: I think you need to write a letter, Bryant or myself, on your behalf recommending, and I'm assuming with your conclusion the recommendation will be that the open development area should be created, but tied to its creation is a limitation that whatever use goes in, the open development area not exceed the traffic counts that were just referred to.

CHAIRMAN EWASUTYN: Is the Board in agreement with that?

MR. BROWNE: Yes.

MR. PROFACI: Yes.

MR. FOGARTY: Yes.

CHAIRMAN EWASUTYN: Between you and Bryant can someone motion as to who will be preparing that letter?

MR. COCKS: I will. That's fine.

CHAIRMAN EWASUTYN: Then I would move for a motion that Bryant Cocks prepare a letter to the Town Board, and that letter would reflect the traffic counts that were presented to us this evening and would be part of the language for the

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MID-HUDSON MARINA

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open development district that would be forwarded
on to the Town Board.

MR. PROFACI: So moved.

MR. GALLI: Second.

CHAIRMAN EWASUTYN: I have a motion by
Joe Profaci. I have a second by Frank Galli.
Any discussion of the motion?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a
roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: And myself yes. So
carried.

The next discussion that we'll have is
for the revisions of the code as far as the text
and the number of boat slips. Correct?

MR. DONNELLY: Correct.

CHAIRMAN EWASUTYN: Can someone bring
that forward in better language than I can?

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Bryant?

MR. COCKS: Yes. The applicant is only proposing one change to the zoning code which currently states that there's a minimum of 100 boat slips. The applicant is now recommending that the zoning ordinance change is -- is it 20?

MR. CRONK: Permissive.

MR. COCKS: Permissive. So there will be no limit. The applicant -- you're proposing 24 I think, though; right?

MR. CRONK: We're currently proposing 24, yes.

MR. COCKS: So the applicant is proposing 24 but the change will be from a minimum of 100 boat slips to now permissive by Planning Board site plan review.

CHAIRMAN EWASUTYN: Does that mean we have the discretion? Is that a discretionary item we're discussing here?

MR. DONNELLY: I guess under SEQRA in terms of how many could fit in the area safely, what environmental impacts might flow. In other words, boat slips would be allowed but there would be no mandatory minimum or maximum number.

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MID-HUDSON MARINA

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It would be part of the site plan review.

CHAIRMAN EWASUTYN: So the revision to the text code would have that kind of language and then --

MR. DONNELLY: I think just remove the limitation that currently exists that would require 100.

CHAIRMAN EWASUTYN: Is everyone clear on that?

MR. FOGARTY: Yes.

CHAIRMAN EWASUTYN: So then that would be part of the letter that would be referred to the Town Board.

MR. DONNELLY: You're required to report on five things under 165 -- 185-60. First, whether such change is consistent with the aims and principles embodied in the zoning chapter as to the particular districts concerned. Right now boat slips are allowed, so it is consistent. It is a change in the number of slips only. So I think -- I don't know if you need to say any more than that.

The second criteria is which areas and establishments in the Town will be directly

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affected by such change and in what way they will be affected. By changing this in the code, anywhere in whatever the zone is.

CHAIRMAN EWASUTYN: It's an overlay district, is it not?

MR. DONNELLY: Then this is the only area where it would be affected or where the overlay district might land.

The third criteria is the indirect implication of the change and its affect on other regulations. I don't know if anybody sees any indirect affects at all.

The last one is whether such amendment is consistent with the aims of the master plan. Obviously since boat slips are allowed, then it's consistent with the master plan. The only one I think you're missing anything on is whether there are any indirect implications that will flow from the change.

There's a direct implication. You can have a boat area that's fewer than 100 slips but that's not indirect. I don't know what indirect impacts there are.

MR. COCKS: Economically feasible. The

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only thing that would make it more economically feasible is for a small marina to come in.

CHAIRMAN EWASUTYN: In that overlay district.

MR. COCKS: Yes.

MR. CANFIELD: This is the only area, though. Further north is I, the industrial zone.

CHAIRMAN EWASUTYN: Would you summarize what we're doing right now? This will be part of the letter?

MR. COCKS: Would it be better to be two separate letters?

MR. DONNELLY: Yes.

MR. COCKS: So two separate letters, one on the open area development and one on the recommendation of the zoning changes.

CHAIRMAN EWASUTYN: We'll move for a motion for Bryant, under Section 185-60, to prepare a letter to the Town Board in favor of the revision to the Town code text as far as the number of boat slips, the minimum amount of boat slips --

MR. COCKS: The minimum amount of boat slips, yes.

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CHAIRMAN EWASUTYN: -- in the overlay district.

MR. GALLI: So moved.

MR. MENNERICH: Second.

CHAIRMAN EWASUTYN: I have a motion by Frank Galli. I have a second by Ken Mennerich. Any discussion of the motion?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: Myself. So carried.

Mike Donnelly, there's one other point that you wanted to bring up at this point, is there not?

MR. DONNELLY: The consistency determination, Findings, open development area and the zone change. I think that's it.

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MID-HUDSON MARINA

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Obviously we have to move on to the site plan review in the coming weeks.

CHAIRMAN EWASUTYN: Is there anything additional you were expecting from us this evening?

MR. CRONK: No. You've been very helpful. Thank you.

CHAIRMAN EWASUTYN: You've been very good with your information.

MR. DONNELLY: It was very thorough.

MR. CRONK: After we convene with the Town Board we will be back.

(Time noted: 7:55 p.m.)

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C E R T I F I C A T I O N

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: June 12, 2012

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STATE OF NEW YORK : COUNTY OF ORANGE
TOWN OF NEWBURGH PLANNING BOARD

----- X
In the Matter of

STONYBROOK COURT
(2007-14)

Re-Approval of Final Site Plan

----- X

BOARD BUSINESS

Date: May 17, 2012
Time: 7:55 p.m.
Place: Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

BOARD MEMBERS: JOHN P. EWASUTYN, Chairman
FRANK S. GALLI
CLIFFORD C. BROWNE
KENNETH MENNERICH
JOSEPH E. PROFACI
THOMAS P. FOGARTY
JOHN A. WARD

ALSO PRESENT: MICHAEL H. DONNELLY, ESQ.
BRYANT COCKS
PATRICK HINES
GERALD CANFIELD

APPLICANT REPRESENTATIVE: NICHOLAS CARDAROPOLI

----- X

MICHELLE L. CONERO
10 Westview Drive
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MR. BROWNE: That concludes the regular business. Under Board Business we have three items to discuss. The first is Stonybrook Court, project number 2007-14. This is for a re-approval of final site plan which expired on February 8, 2012.

MR. CARDAROPOLI: I'm Nick Cardaropoli, I'm the builder. Basically when we got this approved, the ARB, the site plan is exactly the same. Nothing has changed. We're going to go with exactly how it was approved. Our energy code -- we had building plans for this building which had a lot of storefront glass. When the energy code, the building code changed in 2010, we had to redo the plans. When we redid the plans, basically we couldn't get all the storefront glass with the new U values and R values to meet the new code. What we decided to do was come up with a plan, which you can see kept the roof line -- essentially everything is the same. The brick is the same, this stone, the roof line, the ridge, that's all the same. The only thing we changed is we went from the storefront glass, we reduced it down to double

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hung windows. I'm sorry, casement windows. We did that because -- just so we could get the energy code to pass. I think from an aesthetic standpoint it's a little bit more, I think, in with what the surrounding Stonybrook Court is, to be honest with you. Storefront glass is more like a retail wall. This is professional office. So in looking at that, that's why we added the grills to it. We felt it was more in the flavor.

The other thing that we did, which Joe Matina picked up on in his review, he had mentioned the windows were different, so that I discussed. He also mentioned about instead of doing four doors, since it's only a 4,600, 4,700 square foot building, we decided to go probably with two tenants at 2,350. I think four tenant spaces would be a lot for a building this size. We reduced the doors down to just two. The same type of entrances, just a door here and a door there.

The only item -- the columns, which were just decorative, they weren't supporting. The way we did our trusses for this, we decided to eliminate these columns. I thought it gave it

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kind of a cleaner look. That's basically --
those were the changes to the building.

CHAIRMAN EWASUTYN: Will you be moving
forward now if you get approval with
construction?

MR. CARDAROPOLI: Yeah, yeah. Just so
you know, I lost time in converting the plans
over from that. I lost some time. And then I
was trying to get a driveway permit. I lost a
little bit more time. My goal was to get in
there. For some reason I thought my permit
expired in April of 2012. We got our sprinkler
plans done. So now everything is submitted
there. Once I get a building permit we're going
to start. We're going to go ahead and put in the
parking lot a hundred percent and put up the
building shell and then wait for tenants. Even
on the side, these were already like a slider
type casement window. So basically we've
essentially, you know, mimicked that. Back there
there were windows. Same brick, same stone, same
roof shingle, you know.

CHAIRMAN EWASUTYN: Comments from Board
Members?

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MR. GALLI: No additional. I think it fits in better with what's in there right now.

MR. FOGARTY: I like the new one.

MR. MENNERICH: It sound like it's amended ARB.

MR. DONNELLY: It is. And re-approval of the expired site plan.

CHAIRMAN EWASUTYN: Jerry, you're satisfied with that?

MR. CANFIELD: Yeah. I have no issue with it at all.

CHAIRMAN EWASUTYN: All right. Then I'll move for a motion to grant -- to re-approve the site plan for Stonybrook and also to grant amended ARB approval for the Stonybrook Court, 2007-14, site plan.

MR. PROFACI: So moved.

MR. GALLI: Second.

CHAIRMAN EWASUTYN: I have a motion by Joe Profaci. I have a second by, was that Frank Galli?

MR. GALLI: Yes.

CHAIRMAN EWASUTYN: Second by Frank Galli. Any discussion of the motion?

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MR. DONNELLY: John, quickly. Does this need a stormwater maintenance agreement?

MR. HINES: No. It's in an existing facility.

CHAIRMAN EWASUTYN: Okay. I have a motion by Joe Profaci, a second by Frank Galli. I had discussion by Planning Board Attorney Mike Donnelly. Any further discussion?

(No response.)

CHAIRMAN EWASUTYN: Then I'll move for a roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: Myself yes. Thank you.

MR. CARDAROPOLI: Okay.

CHAIRMAN EWASUTYN: You're building in New Windsor I noticed.

MR. CARDAROPOLI: Yes.

CHAIRMAN EWASUTYN: And you're building

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here. You're one of the few people who seem to be optimistic about the future in rentals. Why is that?

MR. CARDAROPOLI: Well --

CHAIRMAN EWASUTYN: He's putting up a beautiful building on Union Avenue just where it meets Marine Drive or River Road.

MR. GALLI: That's yours?

MR. CARDAROPOLI: Thank you. It's the third of three buildings. I wouldn't have thought it would take this long but I tried to make that a little more of the signature building. What I've been doing is putting up the shell and leaving the inside totally open, and I've been successful doing that. In this environment you have to make deals. Believe it or not, on the one in New Windsor I have three legitimate prospects right now. We started there over the winter with the mild winter. My feeling is the same thing here. I don't expect to rent it overnight. Stonybrook is kind of a unique -- the realtor is telling me if I get somebody you can probably -- you can get it rented. So I'm hoping.

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CHAIRMAN EWASUTYN: Do you find that office space is more in demand than retail space?

MR. CARDAROPOLI: I do. I mean I think -- again, everybody says the doctors. I did get Farm Family Insurance which is Horizon Family Medical which is popping up everywhere. They're converting these small doctors over and I'm finding that they're really going like gang busters. Other than, you know, the professional office, you get people that sometimes the companies are downsizing or right sizing and then you have the right fit for them. The other thing that I'm doing is I make it really nice for them. My whole thing is for the same amount of rent they are going to come here and get a brand new facility that's really nice or go -- everybody talks about the other stuff on the market for rent but then they go there and it's crap, it's not nice at all. So that's the other key that I do is I give them a really nice office. Hopefully it goes, you know.

CHAIRMAN EWASUTYN: Good luck. It's nice to see the activity. It's good.

MR. CARDAROPOLI: The residential is

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going. We have --

CHAIRMAN EWASUTYN: Are you built out on Lakeside Road?

MR. CARDAROPOLI: No. We're fifty percent built out. Fifty percent sold with one spec house left, and we have four remaining lots.

CHAIRMAN EWASUTYN: And that was how many lots?

MR. CARDAROPOLI: Ten lots.

CHAIRMAN EWASUTYN: It's taken you approximately how long to sell fifty percent?

MR. CARDAROPOLI: Really from -- we had to put in the improvements and that sort of thing. We're really marketing probably a year and -- a little over a year. So it's not too bad. It's really -- when you're putting in the road and improvements, I don't count that, you know.

MR. WARD: It looks nice.

MR. CARDAROPOLI: Thank you. People, when they go out there, they like the location. I think people generally like it. If we weren't caught in this type of market, but, you know, we're delivering nice colonials in the mid 300s.

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I think people tend to think it's a good value.

CHAIRMAN EWASUTYN: Has your outlook changed from when you thought the market would be turning around, and now what is your view on when the residential market might turn around, or is it still in line with what you had thought?

MR. CARDAROPOLI: It kind of -- you know, the commercial has been surprisingly optimistic for me. The residential, with the mild winter I thought I would have sold to more customers. Normally when it's snowing people don't come out. With the mild winter, we were building all winter, I didn't get as much on residential as I would have liked. I do have one spec house listed at 379,900 and I'm getting one showing ever two weeks, maybe every three weeks, which just isn't good foot traffic. That's the only problem with residential. It seems the numbers are still off. And you get the -- you know, can you do something for 250,000 or 300,000. So the builder that's in that price point, maybe they're moving a little bit more. We just can't make it work out there.

MR. FOGARTY: It seems the closer you

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move to 400,000, at least in this area, it slows down.

MR. CARDAROPOLI: Absolutely. There's a whole -- even when I go out, there's a hole in the market, that 400,000, 500,000, 600,000, then up -- go over 1,000,000 and there's sales again. It's like low and high and nothing in between. I think it's just the middle class jobs. For us, we just need jobs to be able to sell houses. Good jobs, good paying people and things are good. I'm hoping. In the interim we keep grinding it out.

Thanks a lot.

CHAIRMAN EWASUTYN: Thank you.

(Time noted: 8:01 p.m.)

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C E R T I F I C A T I O N

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: June 13, 2012

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STATE OF NEW YORK : COUNTY OF ORANGE
TOWN OF NEWBURGH PLANNING BOARD

----- X
In the Matter of

CRONK ESTATES II
(2010-07)

Request for Extension of Final Subdivision Approval

----- X

BOARD BUSINESS

Date: May 17, 2012
Time: 8:01 p.m.
Place: Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

BOARD MEMBERS: JOHN P. EWASUTYN, Chairman
FRANK S. GALLI
CLIFFORD C. BROWNE
KENNETH MENNERICH
JOSEPH E. PROFACI
THOMAS P. FOGARTY
JOHN A. WARD

ALSO PRESENT: MICHAEL H. DONNELLY, ESQ.
BRYANT COCKS
PATRICK HINES
GERALD CANFIELD

----- X

MICHELLE L. CONERO
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Wallkill, New York 12589
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MR. BROWNE: Our next item of discussion is Cronk Estates II, project 2010-07. The applicant is requesting an extension of final subdivision approval which will run from May 4, 2012 to August 4, 2012.

CHAIRMAN EWASUTYN: I'll move for that motion.

MR. FOGARTY: So moved.

MR. MENNERICH: Second.

CHAIRMAN EWASUTYN: I have a motion by Tom Fogarty. I have a second by Ken Mennerich. Any discussion of the motion?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: Aye.

(Time noted: 8:02 p.m.)

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DATED: June 13, 2012

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STATE OF NEW YORK : COUNTY OF ORANGE
TOWN OF NEWBURGH PLANNING BOARD

----- X
In the Matter of

LONGVIEW FARMS
(2006-39)

Request for Extension of Final Subdivision Approval

----- X

BOARD BUSINESS

Date: May 17, 2012
Time: 8:03 p.m.
Place: Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

BOARD MEMBERS: JOHN P. EWASUTYN, Chairman
FRANK S. GALLI
CLIFFORD C. BROWNE
KENNETH MENNERICH
JOSEPH E. PROFACI
THOMAS P. FOGARTY
JOHN A. WARD

ALSO PRESENT: MICHAEL H. DONNELLY, ESQ.
BRYANT COCKS
PATRICK HINES
GERALD CANFIELD

----- X

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MR. BROWNE: The last item of discussion is Longview Farms, project number 2006-39. The applicant is requesting an extension of final subdivision approval which will run from June 14, 2012 to December 14, 2012.

CHAIRMAN EWASUTYN: I'll move for that motion.

MR. GALLI: So moved.

MR. WARD: Second.

CHAIRMAN EWASUTYN: I have a motion by Frank Galli. I have a second by John Ward. Any discussion of the motion?

(No response.)

CHAIRMAN EWASUTYN: I'll move for a roll call vote starting with Frank Galli.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: And myself. So carried.

I'll move for a motion to close the

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Planning Board meeting of May 17, 2012.

MR. GALLI: So moved.

MR. WARD: Second.

CHAIRMAN EWASUTYN: I have a motion by Frank Galli, a second by John Ward. I'll ask for a roll call vote.

MR. GALLI: Aye.

MR. BROWNE: Aye.

MR. MENNERICH: Aye.

MR. PROFACI: Aye.

MR. FOGARTY: Aye.

MR. WARD: Aye.

CHAIRMAN EWASUTYN: And myself.

(Time noted: 8:05 p.m.)

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C E R T I F I C A T I O N

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DATED: June 13, 2012