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P.O. Box 134, 7209 Rte. 28, Shandaken, NY 12480

Town of Shandaken Planning Board
MINUTES FOR REGULAR MONTHLY MEETING
December 14, 2016

The regular monthly meeting was called to order by Chair Brewer at 7:00 pm with the pledge of allegiance.

Roll called by Planning Board secretary Anne Ricciardella, and attendance was recorded as follows:

Don Brewer, Chair	Present
Kathy Jordan, V. Chair	Present
Art Christie	Present
John Horn	Present
Joanne Kalb	Present
Allen Shiner	Present
Cliff Rabuffo	Present

Roll call summary: 7 Present

Others present: Warren Tutt, Bob Kalb, Kathy Nolan, Anique Taylor, Harry Jameson, Rod Futerfas, Gael Alba, Timmy Malloy, Tina Rice,

Minutes of previous meeting:

Motion was made to accept the previous month's minutes by Board Member Horn, seconded by Board Member Kalb, all in favor.

Communications:

Keith Holmquist has stepped down from primary County liaison to alternate; Sam Spata will be taking his place. Since Mr. Spata's term ends in Dec. 2017 and he and Keith are in agreement, the Ulster County Planning Board can just switch them around for now until the end of next year when reappointment is needed.

Old Business:

None

New Business:

CMRR – Special Use Permit

An application submitted by Harry Jameson, for a special use permit for their property located at 71 Station Rd., Phoenicia for the installation of ballast, ties, and rail for the construction of railroad siding for the storage of their equipment until they can relocate somewhere else. The CMRR currently has a floodplain permit to clean up their yard. The Board requested updated maps, and a list of the equipment currently on property, both provided at the meeting. There's a total of 826 ft, with full size equipment and maintenance equipment. The County requested them to remove the equipment by Dec. 15th, but had a meeting to discuss and agreed to the CMRR submitting a schedule of the removals of the cars by the 15th. Board was provided with a copy of the schedule, outlined for 4 months as of now. Each move will need a full day, per car, and approval from the DOT. Moves are subject to weather conditions and everything has to be trucked and will need enough space for the trucks to drive on to the property to load the equipment. Each car will be moved in the order they're in on the line. A permit is required for this, they need to remove their cars, it is NOT for permanent storage. They only need a place to store the cars so they can work on removing them from the Town, on their property, not the County's. They'd like to move the cars on to the rails and then vacate the property.

Mr. Futerfas present on behalf of the "Phoenicia neighbors." Sent the Board a letter referring to the ZBA's attorney Larry Wolinsky commenting on the Use Variance request submitted by the CMRR over the Spring. It stated that the CMRR is not a public transportation entity, and as such should not be granted a special permit. Mr. Futerfas also requests the Planning Board to consider whether they have jurisdiction to rule on this matter, and to refer this application to the ZBA. The Board feels they need to be advised by an attorney on how exactly to proceed with this application, and would need to come up with guidelines for the CMRR to adhere to while removing their cars. Motion was made by Board Member Kalb to have an attorney look over this application and speak with the Board, seconded by Board Member Horn. All in favor.

Adjournment:

There being no further business before the Board, a motion was made for adjournment by Board Member Rabuffo, seconded by Board Member Kalb. All in favor. The Town of Shandaken Planning Board meeting adjourned at approximately 8 PM.