

May 11, 2006

The Stuyvesant Town Board scheduled a Public Hearing on May 11, 2006 at 7:00.

Prior to reading the Public Notice, Councilperson Richard Cummings made a motion to nominate Ronald Knott to take Councilperson Faith Robertson's place on the Town Council. Councilperson Robertson resigned earlier this year. The motion was seconded by Councilperson Kenneth Hummel, and carried unanimously.

The Town Clerk read the following Public Notice:

**PLEASE TAKE NOTICE
that
the Town of Stuyvesant
Columbia County, State of New York
is considering a change to its
Zoning Law
and**

**AT THE TOWN OF STUYVESANT TOWN BOARD MEETING
TO BE HELD ON MAY 11, 2006 AT 7:00 P.M.
AT THE TOWN OF STUYVESANT TOWN HALL
LOCATED ON SUNSET DRIVE IN THE TOWN OF STUYVESANT**

**A PUBLIC HEARING
WILL BE HELD**

**CONCERNING A THREE MONTH MORATORIUM ON NEW MOBILE HOME
PARKS AND THE
EXPANSION OF EXISTING MOBILE HOME PARKS WHICH WOULD CHANGE
THE
TOWN OF STUYVESANT ZONING LAW**

**A COPY OF THE PROPOSED LOCAL LAW UNDER CONSIDERATION IS ATTACHED
TO THIS NOTICE.**

**IN LIEU OF APPEARING AT THE PUBLIC HEARING, WRITTEN COMMENTS MAY BE
SUBMITTED TO LORI ENNIS, TOWN CLERK, TOWN OF STUYVESANT TOWN HALL,
SUNSET DRIVE, STUYVESANT, NY 12173. THE TELEPHONE NUMBER IS
(518) 758-6248. ANY WRITTEN COMMENTS MUST BE RECEIVED BY THE TOWN
CLERK NO LATER THAN 5:00 P.M. ON MAY 11, 2006.**

The Town Clerk explained that a copy of the proposed law was not given to the newspaper and therefore "A copy of the proposed local law under consideration is attached to this notice" was not accurate, the Clerk asked the Town Board to hold on the vote of this law so that the public would have the opportunity to receive a copy if they choose.

Supervisor Bertram read the following:

**TOWN OF STUYVESANT
LOCAL LAW #3 OF 2006
MORATORIUM ON MOBILE HOME PARKS
AND MOBILE HOME PARK EXPANSIONS**

At a meeting of the Town Board of the Town of Stuyvesant held at the Town Hall in said Town, County of Columbia and State of New York, on the 11th day of May, 2006, at 7:00 P.M., there were

PRESENT:

- _____ Supervisor Valerie Bertram
- _____ Councilman Richard Cummings
- _____ Councilman Kenneth Hummel
- _____ Councilman Ron Knott
- _____ Councilman Bradlee Webster
- _____ All the above

ABSENT:

- _____ None
- _____ Supervisor Valerie Bertram
- _____ Councilman Richard Cummings
- _____ Councilman Kenneth Hummel
- _____ Councilman Ron Knott
- _____ Councilman Bradlee Webster

AND

- _____ Councilman Richard Cummings
- _____ Councilman Kenneth Hummel
- _____ Councilman Ron Knott
- _____ Councilman Bradlee Webster

offered the following and moved its adoption:

WHEREAS, the Town Board and a committee have been reviewing the Town’s existing *Local Law for the Regulation of Mobile Homes and Mobile Home Parks and Travel Trailers and Trailer Camps in the Town of Stuyvesant* (hereinafter “Mobile Home Park Law”), which dates back to 1968, for potential revision and modernization, as well evaluating the future mobile home planning needs of the Town; and

WHEREAS, the Town Board enacted a moratorium on new mobile home parks and new mobile home park expansions approximately one year ago and said moratorium is about to expire; and.

WHEREAS, in the interim between the present time and such time as the Town may be able to properly finalize the various issues presented by the foregoing, it is deemed desirable to place a moratorium on the establishment of all new mobile home parks in the Town as well as a moratorium on the expansion of all existing mobile home parks in the Town; and

WHEREAS, the Town Board notes that this action is a Type II action and therefore not subject to the State Environmental Quality Review Act (SEQRA) and accordingly no determination of environmental significance is being made; and

WHEREAS, Columbia County Planning Board reviewed this proposal at its April meeting and found that this proposed action has no significant county-wide or intercommunity impacts associated with it and accordingly the Town Board may take final action on this proposed Local Law with a simple majority vote; and

WHEREAS, a public hearing on this matter was duly noticed and conducted; and

NOW, THEREFORE, BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF STUYVESANT AS FOLLOWS.

**TOWN OF STUYVESANT
LOCAL LAW #3 OF 2006**

**MORATORIUM ON MOBILE HOME PARKS
AND MOBILE HOME PARK EXPANSIONS**

Be it enacted by the Town Board of the Town of Stuyvesant in the County of Columbia, as follows:

The Town Board and a committee have been reviewing the Town’s existing *Local Law for the Regulation of Mobile Homes and Mobile Home Parks and Travel Trailers and Trailer Camps in the Town of Stuyvesant* (hereinafter “Mobile Home Park Law”), which dates back to 1968, for potential revision and modernization.

The Town Board is desirous of reviewing the Town’s Comprehensive Plan for potential revision with respect to mobile home parks.

The Town Board and a committee have been conducting a careful review of the existing Mobile Home Park Law and the Town’s Comprehensive Plan with respect to the future mobile home planning needs of the Town.

The Town Board and a committee have been reviewing and comparing the various approaches adopted by other Towns and to select an approach or approaches which meet the planning needs of the Town.

The Town Board enacted a moratorium on new mobile home parks and new mobile home park expansions approximately one year ago and said moratorium is about to expire.

In the interim between the present time such time as the Town may be able to properly finalize the various issues presented by the foregoing, a moratorium on the establishment of all new mobile home parks in the Town and on the expansion of all existing mobile home parks in the Town is hereby established.

The Town Planning Board shall not review any applications for the establishment of new mobile home parks in the Town nor shall it review any new applications for the expansion of any existing mobile home parks in the Town.

This moratorium shall be in effect for a period of three months.

Should any landowner or owner of an existing mobile home park believe that they are aggrieved by this moratorium, said landowner or owner may petition the Town Zoning Board of Appeals for a use variance from this moratorium in accordance with applicable law.

The Town Board finds that this action is a Type II action and therefore not subject to the State Environmental Quality Review Act (SEQRA) and accordingly no determination of environmental significance is being made.

This Local Law amends the Mobile Home Park Law and the Zoning Law of the Town of Stuyvesant and shall supersede all prior inconsistent and related laws, ordinances and resolutions of the Town of Stuyvesant and shall be effective upon filing with the Secretary of State.

Seconded by

_____ Supervisor Valerie Bertram
_____ Councilman Richard Cummings
_____ Councilman Kenneth Hummel
_____ Councilman Ron Knott
_____ Councilman Bradlee Webster

and duly put to a vote

with the following ayes:

_____ Supervisor Valerie Bertram
_____ Councilman Richard Cummings
_____ Councilman Kenneth Hummel
_____ Councilman Ron Knott
_____ Councilman Bradlee Webster

with the following nays:

_____ Supervisor Valerie Bertram
_____ Councilman Richard Cummings
_____ Councilman Kenneth Hummel
_____ Councilman Ron Knott
_____ Councilman Bradlee Webster

and accordingly the aforesaid Local Law proposal was

_____ adopted
_____ not adopted

The undersigned, the Clerk of the Town of Stuyvesant, hereby certifies that the foregoing is a true and accurate copy of a Local Law duly adopted by the Town at a meeting thereof duly held on the 11th day of May, 2006, and is in full force and effect.

WITNESS my hand and the seal of said Town this _____ day of _____ 2006.

Lori Ennis, Town Clerk

Public Comment:

A question was asked if this law would affect single mobile homes located on farms. Supervisor Bertram and Town Attorney Ross both stated that this law would have no impact on farming trailers.

Supervisor Bertram stated that a "Final Draft" of the Town of Stuyvesant Mobile Home Law will be forthcoming. A copy of the "Proposed" Mobile Home Law is available.

The Public Hearing ended at 7:12pm and will remain open until the June 8th meeting.

May 11, 2006

The Stuyvesant Town Board held its regular monthly meeting on May 11, 2006 at the Stuyvesant Town Hall. In attendance were Supervisor Valerie Bertram, Councilperson Kenneth Hummel, Councilperson Bradlee Webster, Councilperson Richard Cummings, and Town Clerk Lori Ennis.

Highway Superintendent Bernard Kowalski and Building Inspector/Zoning Enforcement Officer Gerald Ennis, Town Attorney David Ross were also present.

The Town Clerk administered the "Oath of Office" to the new Councilperson, Ronald Knott. Councilperson Knott then took his seat on the dais with the other members of the Town Board.

A motion to approve the April minutes was made by Councilperson Kenneth Hummel, seconded by Councilperson Richard Cummings, approved.

COMMUNICATION:

- **Columbia Land Conservancy, Inc.** - Letter of resignation from Judy Anderson, Executive Director.
- **Ned DePew** - Letter regarding the harmful effects from the LaFarge Tire Burning Plant.
- **Notice from Assessor** - Grievance Day is Tuesday May 23rd.
- **Zoning Board Meeting** - Moved to May 30th due to Grievance Day.
- **World Elder Abuse Awareness** - "Call-to-Action" Show you care about ending elder abuse and neglect by wearing purple on June 15th, the first annual Elder Abuse Awareness Day.
- **Judge Carrie A. O'Hare** - The Town Board wanted to congratulate Judge O'Hare who has recently returned from Arizona, completing her second year residency in pursuit of her "Doctor of Management in Organizational Leadership" degree. Dr. Laura Palmer-Noone, President of the University of Phoenix, has agreed to mentor Judge O'Hare through the completion of her dissertation titled "What Makes an Effective Judge". Judge O'Hare is currently maintaining a 3.99 GPA.
- **Patricia L. Casey** - Letter of interest for the position on the Town Planning Board. Mrs. Casey has been a standing member for several years on the Zoning Board of Appeals and would like to become more active in the Town.

A motion to accept the communications as read, and be brought up under proper heading, was made by Councilperson Bradlee Webster, seconded by Councilperson Richard Cummings, carried.

The Columbia County Sheriff has revised the territories in which each Deputy will be assigned, Deputy Bray will now be the resident deputy for the Town of Stuyvesant. Supervisor Bertram introduced Deputy Sheriff Bray.

Deputy Bray stated that he has been on the force for 10 years. In the recent past he has covered the Claverack and Greenport areas. He is anxious to get to know the area and its residents. Deputy Bray lives in Kinderhook with his wife and daughter.

REPORTS

TOWN CLERK:

- In the Month of April, the Town Clerk collected \$2,167.00 of which \$1,927.51 was given to the Town Supervisor.

HIGHWAY DEPARTMENT:

- Superintendent Kowalski stated they have received bids for the truck equipment.
 - \$48,995.00 from F. W. Zwack
 - \$53,102.00 from Arrowhead Equipment
- The Highway Department has paved Eichybush Road, that cost was \$103,668.00.
- On Saturday, May 13th, there will be a spring clean-up day. The Highway Department will have dumpsters and manpower to help with materials that Town residents bring to Sharptown Road. Four tires per family will be allowed, appliances, propane tanks will also be accepted. No household garbage, paint, or other toxic materials will be accepted.

CEO/ZEO REPORT:

- Gerald Ennis, CEO-ZEO gave a brief summary of the activities he has been doing throughout the town. This is a very busy time for inspections, he explained. Mr. Ennis has been attending classes, during these classes he realized that two books were missing from the set left in the office. Mr. Ennis donated the purchased the books to the Town. A full report in on file with the Town Clerk.

DOG CONTROL OFFICER:

- Report is on file with the Town Clerk.

PLANNING AND ZONING:

- Councilperson Hummel gave the Planning Board report which is on file with the Town Clerk.
- The Zoning Board did not meet last month.

RAILROAD RESTORATION:

- House Tour will be on June 10th. There are 10 houses and gardens to view. On June 10th a hand stamp will be available at the Town Hall for \$25.00. The railroad station will also be open, memorabilia, caps, bags, and refreshments will be available. The Reformed Church will be holding an ice cream social and Lutheran Church is having hot dogs and refreshments for people who would like to stop in after the house tour. All the money will go toward the Railroad Restoration Committee. Currently, there is \$3000.00 from previous fund raising events. This year the committee would like to finish the windows and get the electric in.
- Councilperson Kenneth Hummel stated that the committee is looking at a grant from the Rheinstrom Hill Community Foundation, as well as other grants to help pay for the railroad station.

RECREATION COMMITTEE:

- Supervisor Bertram stated that only 6 children have signed on to participate in the Summer Recreation Program this summer. She stated that the Town Board has discussed this and that they are in agreement to run the program

regardless of the amount of children attending. There are two adults that have applied for the position of director and two 16 year olds that have applied for the counselor's positions. Lee Jamison volunteered to contact the children who attended last year to encourage those children to sign up. Supervisor Bertram will be meeting with past board member Faith Robertson to pick up paperwork and keys left from last years program.

- Councilperson Bradlee Webster received bids on resurfacing the tennis courts at the Stuyvesant Playground. To resurface the courts, without the green coating and without the stripes, Ronsani entered a bid of \$4500.00 and Boll a bid of \$4997.00. Councilperson Webster is currently getting the names of people who will coat and stripe the courts.

A motion to blacktop the tennis courts was made by Councilperson Bradlee Webster, seconded by Councilperson Ronald Knott, carried unanimously.

TOWN HALL COMMITTEE:

- The Town will be purchasing a 10 x 14 shed to house the snow blower, lawnmower, hoses, fencing and yard work tools. They have received two quotes for this size shed; A-Z storage was \$3300 and Shed man was \$3700. It will take about 7 weeks to get the shed from either party. The board would like a shed with white vinyl siding and a pitched roof to match the town hall building.
- Councilperson Knott went to the Stuyvesant Falls playground to look at the fencing and picnic tables. He stated that they are in fine shape but that the basketball court still needs to be striped. Unfortunately, two picnic tables need to be repaired at the playground in the Landing. Also, both benches will need new wood.
- The committee is looking at the weeding problem that has started around the town hall building.

Town Court Resolution:

TOWN OF STUYVESANT

RESOLUTION NO. _____

At a meeting of the Town Board of the Town of Stuyvesant held at the Town Hall in said Town, County of Columbia and State of New York, on the 11th day of May, 2006, at 7:30P.M., there were

PRESENT:

____ Supervisor Valerie Bertram
____ Councilman Richard Cummings
____ Councilman Kenneth Hummel
____ Councilman Ronald Knott
____ Councilman Bradlee Webster
 X All of the above

ABSENT:

X None
____ Councilman Richard Cummings
____ Councilman Kenneth Hummel
____ Councilwoman Faith Robertson
____ Councilman Bradlee Webster

AND

____ Supervisor Valerie Bertram
____ Councilman Richard Cummings
____ Councilman Kenneth Hummel
____ Councilwoman Faith Robertson

X Councilman Bradlee Webster

offered the following resolution and moved its adoption:

AUTHORIZING THE TOWN JUSTICES TO APPLY FOR AND ACCEPT A JUSTICE COURT ASSISTANCE PROGRAM GRANT

WHEREAS, the Town Court has a need for a personal computer with DVD – R/W capability to facilitate the backup storage of scanned documents.

WHEREAS, there is available a Justice Court Assistance Program Grant under the Unified Court System for such purpose;

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED,

that Town Justices Carrie A. O’Hare and Joseph A. Bruno are hereby authorized to apply for and accept, if given, a Justice Court Assistance Program Grant providing a personal computer from the state contract, and be it further

RESOLVED, that Town Justices Carrie A. O’Hare and Joseph A. Bruno are hereby authorized to accept through the State Contract the personal computer, and be it further

Seconded by:

- Supervisor Valerie Bertram
- Councilman Richard Cummings
- X Councilman Kenneth Hummel
- Councilwoman Faith Robertson
- Councilman Bradlee Webster

And duly put to a vote and carried

- X Unanimously
- Other (specify).

The undersigned, the Clerk of the Town of Stuyvesant, hereby certifies that the foregoing is a true and accurate copy of a resolution duly adopted by the Town at a meeting thereof duly held on the 11th day of May, 2006, and is in full force and effect.

WITNESS my hand and the seal of said Town this 11th day of May, 2006.

LORI ENNIS
Town Clerk

GREENWAY COMMITTEE:

- Supervisor Bertram stated that the board would like to revitalize the Greenway Committee to look at the Comprehensive Plan. This is the tenth year anniversary of the adoption of the Comprehensive Plan.
- Supervisor Bertram gave a list of people who accepted the responsibility of revisiting the plan. A copy of the comprehensive plan will be available to all the members of the committee. They are as follows:
 Juanita Knott, Gale Bury, Brian Chittenden
 Kristina Kwacz, Rose Heintz, Charlene Leach,
 Bob Leach, Bill Vick, Peter Donahoe, Janice Myszkowski
 Honorary member: Dr. Matthew Asbornsen

OLD BUSINESS:

- Saturday, May 13th is the final clean-up day, rain or shine. It will be held at the Stuyvesant Falls sandbar from 10:00am to noon. The Stuyvesant Democrats will be hosting a cookout for all that have participated in the clean-up days at noon at the sandbar. The cookout will be cancelled if it rains.

PUBLIC COMMENT:

- Two residents commented on Mr. DePew's letter regarding the tire burning plant and the toxic cancer causing residue produced by this plant. They suggested that the board pass a resolution opposing the decision by DEC to allow this plant. Supervisor Bertram stated that she has written two letters opposing the plant. She then read her March 15th letter. "The board has been doing things" to show their opposition and will continue to be active.

A motion to have Town Attorney Ross write a resolution opposing the LaFarge Tire Burning Plant was made by Councilperson Richard Cummings, seconded by Councilperson Kenneth Hummel, carried.

A motion to close the meeting was made by Councilperson Richard Cummings, seconded by Councilperson Bradley Webster, carried.

2006 ABSTRACTS

THE FOLLOWING BILLS WERE PRESENTED FOR AUDIT:

118	Ben Funk	190.87	137	University Prod.	360.47
119	Town of Chatham	240.00	138	Kingston Oil	688.68
120	UniFirst Corp.	103.20	139	Humane Society	305.00
121	VanKleeck's	122.50	140	Postmaster	72.00
122	Tractor Supply	23.94	141	Register Star	52.66
123	Carquest	82.00	142	Treasurer	3889.43
124	Rainbow Dist.	29.79	143	Nova	15.00
125	Nextel Partners	52.98	144	Hatfield/Joyce	85.02
126	Culligan	234.00	145	Independent	23.20
127	Mario's	228.22	146	Fred Cohn III	200.00
128	Mulica Trucking	4500.76	147	Xerox	137.66
129	Carovail	182.70	148	Morris Assoc.	323.40
130	Long Oil Heat	4221.55	149	Berkshire Tel	281.73
131	Col Co Highway	486.93	150	National Grid	1759.52
132	Colarusso Quarry	578.40	151	Safeguard	83.64
133	Carrie O'Hare	86.58	152	E. A. Morse	50.04
134	Matthew Bender	130.10	153	George Knott	325.00
135	Empire Alarm	21.95	154	VFW Post 9593	600.00
136	COARC	62.00			

Recorded this 11th day of May 2006

Approved this 8th day of June 2006

TOWN CLERK

SUPERVISOR

COUNCILPERSON

COUNCILPERSON

COUNCILPERSON

COUNCILPERSON