

The regular meeting of the Town Board of the Town of Stamford was held on June 8, 2011 at 7:00 P.M. at the Town of Stamford Municipal Building with the following present:

Supervisor-Michael Triolo
Councilperson-Rudy Stripp
Councilperson-Daniel Deysenroth
Councilperson-Christopher Gaddis
Councilperson-Bette Jayne Spinney
Hwy. Supt. John A. Rice, Jr.

Also present was Liz Page, Nicole Franzese and Kevin Young

A MOTION was made by Bette Jayne Spinney and seconded by Rudy Stripp to approve the minutes of the previous meeting. ALL AYE votes cast, MOTION carried.

There weren't any bids received for the 1998 Model 2120 4X4 34.5 H.P. 4 cycle New Holland tractor with belly mower with 5' & 7' sickle bars with knives. Mid-mount mower is an Alamo. Rear live P.T.O. and a 3 point hitch. R.O.P.S. with fiberglass sun canopy and an operator's manual. \$8,000. Minimum bid.

A MOTION was made by Daniel Deysenroth and seconded by Christopher Gaddis to approve the Supervisor's monthly report. ALL AYE votes cast, MOTION carried.

Supv. Triolo informed the board the Robinson-Broadhurst Foundation awarded the town \$89,000. for the Western Star truck that was ordered.

Supv. Triolo informed the board of the following: the picnic table for the SK playground has been delivered and the slide has been shipped, Jeremy Hanselman is mowing the SK playground, and two trees will be removed from the town office property.

The Coalition of Watershed Towns was not funded by the town this year, therefore the board decided not to vote for the executive committee.

A MOTION was made by Bette Jayne Spinney and Christopher Gaddis seconded by to approve Highway bills abstract no. 6, dated June 8, 2011, claim nos. 80 – 92 in the amount of \$ 16,999.52. ALL AYE votes cast, MOTION carried.

A MOTION was made by Christopher Gaddis and seconded by Rudy Stripp to approve General bills abstract no. 6, dated June 8, 2011, claim nos. 111 – 136 in the amount of \$21,205.49. ALL AYE votes cast, MOTION carried.

Hwy. Supt. Rice gave the following highway report:

- Cleaning ditches & shoulders on Roxbury Mountain Rd.
- Fixing washouts on Narrow Notch Rd.
- Graveling & grading on Relay Rd. & Scotch Valley Ranch Rd.
- Dug up culvert that plugged driveway on Relay Rd. and replaced old broken pipe.
- Preparing tractor for mowing
- Plan to gravel & grade more gravel roads
- Approximate date to pave Narrow Notch Rd. is July 1st

Supv. Triolo informed the board of the comparison of pricing for self-hauling of materials for road maintenance versus contracting for the hauling of materials. The pricing is about equal not counting wear and tear of equipment. Next year a tractor will be leased and a dump trailer purchase possibility will be discussed with neighboring towns.

RESOLUTION NO. 16-2011 was introduced by Michael Triolo and seconded by Rudy Stripp:

BE IT HEREBY RESOLVED:

RESOLUTION #16

TOWN OF STAMFORD

WHEREAS, in December 24, 2010, the New York State Department Conservation ("DEC") issued a Water Supply Permit to the New York Department of Environmental Protection ("DEP") which authorizes DEP (and/or its agents) to purchase conservation easements within the New York City Watershed West-of-Hudson River subject to certain restrictions with duration of 10 years (with one five year renewal for a total duration of 15 years). A copy of the Water Supply Permit (Permit No. 0-9999-0051/00001) is available at <http://www.dec.ny.gov/permits/70361.html>.

WHEREAS, under Special Condition 1 of the permit, DEP's acquisition of land in fee and conservation easements under this permit is limited to a cap of 105,043 acres;

WHEREAS, as a willing buyer offering to pay fair market value with no

mortgage contingency or real estate commission, DEP's Land Acquisition Program has been very successful in purchasing land and conservation easements throughout the watershed;

WHEREAS, there is a concern that the City's Land Acquisition Program will continue until there is no remaining developable land for purchase;

WHEREAS, DEP is not allowed to purchase land or conservation easements outside of its City boundaries for water quality protection without obtaining approval from DEC under Article 15, Title 5 of the New York State Environmental Conservation Law;

WHEREAS, the Water Supply Permit issued by DEC limits the type of land eligible for City purchases such that there must be a significant water quality benefit to the purchase and the program must not have a significant adverse impact on the community's ability to survive and prosper;

WHEREAS, in the Water Supply Permit, DEC has sought to balance the need for future generations to have access to developable land by restricting from land eligible for acquisition, certain parcels, which from an environmental, social and economic perspective, should be preserved for future residential or commercial development (e.g., access to sewer or other utility infrastructure, road frontage, flat lands, in the hamlet, proximity to the hamlet, dry soils suitable for septic system);

WHEREAS, Special Conditions 7, 8 and 9 of the Water Supply Permit restricts eligibility for land acquisition to land that (i) has certain surface water features and/or steep slopes, (ii) are greater than 10 acres and (iii) are vacant. Subject to certain exemptions, parcels that do not meet that criteria are ineligible for acquisition;

WHEREAS, once the City purchases the land and/or the conservation easement, the land becomes forever limited as open space and prohibited from residential and/or commercial development by future generations;

WHEREAS, in order to protect the land that is most amendable for development, Special Condition 10 of the Water Supply Permit identifies two types of areas where the City may not purchase in fee conservation easements: The 1997 Designated Hamlet Areas and the 2011 Designated Hamlet Areas:

WHEREAS, Special Condition 2 of the Water Supply Permit provides as follows:

The City's LAP, the City's Watershed Regulations, and the other programs and conditions contained in the Watershed MOA, when implemented in conjunction with one another, are intended to protect water quality while allowing existing development to continue and future growth to occur in a manner that is consistent with the existing community character and planning goals of each of the Watershed communities. The City's land acquisition goals

recognize the importance of ensuring that the availability of developable land in the Watershed will remain sufficient to accommodate projected growth without adverse effects on water quality and without substantially changing future population patterns in the Watershed communities.

WHEREAS, the determination whether the 1997 Designated Hamlet Area and the 2011 Designated Hamlet Area is needed to ensure the availability of developable land to accommodate anticipated necessary growth within the community is in the nature of a local land use determination to be made by the Town Board;

WHEREAS, attached as Exhibit A is a map showing the 1997 Designated Hamlet area;

WHEREAS, the Town of Stamford has not sought to expand the hamlet area and is therefore not included in the proposed 2011 Designated Hamlet Area;

WHEREAS, the Water Supply Permit allows the local municipality to determine whether the 1997 Designated Hamlet Area should be eligible for purchase by the City (fee and conservation easements) and WAC (conservation easements);

WHEREAS, under Section 18-39(a)(3) of the New York City Watershed Rules and Regulations, the parcels within the 1997 Designated Hamlet Area and the 2011 Designated Hamlet Area are allowed to construct impervious surfaces within 100 feet of a water course subject to an individual stormwater permit from DEP;

WHEREAS, the Town has notified all property owners (based upon the current assessment roll and/or amended as needed to assure the most complete roll of landowners were notified) within the 1997 Designated Area notifying them of the opportunity to provide written comment and to provide testimony at a public hearing on the Town's selection of the boundaries of the designated areas and whether such areas are eligible (or ineligible) for City Land Acquisition;

WHEREAS, that the Town Board has complied with the terms set forth under Condition 10 of the December 24, 2010 Water Supply permit;

WHEREAS, the Town Board now must determine whether to prohibit land acquisition within the 1997 Designated Hamlet Area;

WHEREAS, the Town Board now must determine whether to prohibit easements in the 1997 Designated Hamlet Area;

NOW THEREFORE BE IT RESOLVED,

1. The Town Board confirms that it is making no changes to the 1997 Designated Hamlet Area, as depicted in Exhibit A.

2. The Town Board confirms that it is choosing at this time to preclude any DEP land acquisition (including the acquisition of conservation easements) and/or WAC acquisition of conservation easements within the 1997 Designated Area, as depicted in Exhibit A.
3. The Town Board reserves any and all rights under Special Conditions 7, 8, 9 and 10 to make new determinations in 2016 and 2021.

WHEREUPON, the Resolution was put to a vote, recorded as follows:

	Aye	Nay
Michael Triolo, Supervisor	<u> X </u>	<u> </u>
Rudy Stripp	<u> X </u>	<u> </u>
Bette Jayne Spinney	<u> X </u>	<u> </u>
Chris Gaddis	<u> X </u>	<u> </u>
Daniel Deysenroth	<u> X </u>	<u> </u>

Signed this 8th day of June 2011

Diane S. Grant, Town Clerk

Said RESOLUTION was thereupon declared duly adopted.

Supv. Triolo informed the board the Comprehensive Plan should be ready for a public hearing to be held by the committee approximately in July or Aug.

Discussed was the proposed agricultural easement by the Watershed Agricultural Council for Wanda Palmatier on 565 Turkey Hollow Rd.

A MOTION was made by Michael Triolo and seconded by Rudy Stripp to adjourn this meeting at 7:40 P.M. The next regular meeting will be held on July 13, 2011 at 7:00 P.M. at the Town Municipal Building, 101 Maple Ave., Hobart, New York.

WE, the undersigned members of the Town Board of the Town of Stamford,
Delaware County, New York, do hereby certify that we have examined the minutes of the
previous meeting and found them to be correct and accurate as recorded.

Supervisor_____

Councilperson_____

Councilperson_____

Councilperson_____

Councilperson_____

Attest_____

Town Clerk