

June 13, 2016

FIRST MEETING OF THE MONTH
TOWN BOARD TOWN OF MARLBOROUGH
21 MILTON TURNPIKE, MILTON NY
JUNE 13, 2016 7:00 PM
MINUTES OF MEETING

Present: Supervisor Lanzetta
Councilman Molinelli
Councilman Corcoran
Councilman Baker
Councilman Koenig

Colleen Corcoran, Town Clerk

ITEM #1 Call to order - Pledge of Allegiance

ITEM #2 Moment of Silence

A moment of silence was observed for the massacre in Orlando, Florida.

Congratulations went out to the Boys Varsity Baseball and Girls Varsity Softball teams for their New York State Championship wins.

ITEM #3 Motion to approve agenda

Councilman Corcoran made a motion to amend the agenda to include Resolution #72 To appoint summer camp employees. Motion seconded by Councilman Molinelli.

Councilman Molinelli made a motion to amend the agenda to add approval of minutes from the May 23, 2016 public hearing. Motion seconded by Councilman Corcoran.

Councilman Molinelli made a motion to amend the agenda to add Letter L) Project Advisory Committee for the Local Waterfront Revitalization Plan to Reports of Committees. Motion seconded by Councilman Baker.

Yeas: 5 Nays: 0 Carried

ITEM #4 Motion to approve minutes from the May 23, 2016 meeting

Motion to approve minutes from the May 23, 2016 public hearing

Councilman Molinelli made a motion to approve minutes from the May 23, 2016 public hearing and regular meeting. Motion seconded by Councilman Koenig.

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ITEM #5 Authorize payment of bills

Councilman Baker made a motion to authorize payment of the abstract in the amount of \$127,076.63. Motion seconded by Councilman Corcoran.

Yeas: 5 Nays: 0 Carried

ITEM #6 Comments on the agenda

Mark Reynolds asked for clarification on a couple of resolutions.

Ralph Walters commented that all bid amounts should be a part of the resolution for accepting a bid.

James Garofalo made some suggestions regarding the Town website. He also commented on the commercial property that is part of the Bayside project.

ITEM #7 Presentations

No presentations

ITEM #8 Report of Departments and Boards

A) SUPERVISOR - ALPHONSO LANZETTA

Supervisor's Report June 13, 2016

Meeting with the Ulster County Association of Supervisor's in Kingston.

Met with Kevin Casey (Central Hudson) and Carmen Messina (parish of St. Mary's) to discuss Gateway Entrance Project.

Met with Chief Cocozza and Officer Nick Gerimino to discuss an accident report for a constituent.

Meeting with Code Enforcement Officer Tom Corcoran, Councilman Baker, and Mr. & Mrs. Cool to discuss status of Bed & Breakfast Zoning in Town.

Attended the Ulster County Senior Picnic at Schantz Park.

Attended the Town of Marlborough Memorial Day Parade.

Attended Town Recreation Meeting with Vincent Mannese.

Attended the Marlboro/Milton Lions Club Scholarship Dinner.

Attended the Hudson River Greenway Meeting at Kaatsbaan in

June 13, 2016

B) BUILDING INSPECTOR - THOMAS CORCORAN

**THOMAS CORCORAN/BUILDING INSPECTOR
MONTHLY REPORT/BUILDING DEPARTMENT
MONTH OF: MAY 2016**

CERTIFICATE OF OCCUPANCY 2 STOP WORK ORDER 0
REQUEST FOR INFORMATION 21 Z.BA APPLICATION 0
TRAILER PARK RENEWALS 0 ORDER TO REMEDY 15
BUILDING EXTENSIONS 2 COMPLAINTS 31
FIRE INSPECTIONS 25 BURN PERMITS ISSUED 40
FIRE CALLS 3 CLOTHING BIN RENEWALS 0

BUILDING PERMITS 34

<u>1</u> ONE FAMILY	<u>1</u> FIREWORKS
<u>1</u> TWO FAMILY	<u>0</u> SIGNS
<u>3</u> ELECTRICAL/GENERATOR	<u>1</u> REPAIRS/ALTERATIONS/CONVERSION
FURNACE/BOILER (INDOOR)	<u>8</u> ADDITIONS/RENOVATIONS
<u>2</u> DEMOLITION	<u>0</u> CLOTHING BIN
<u>1</u> TANK INSTALLATION/REMOVAL	<u>6</u> DECKS/STAIRS
STOVES (WOODSTOVE, PELLET)	<u>1</u> POLE BARN
<u>5</u> POOL/HOT TUB	<u>0</u> MOBILE HOME
<u>3</u> SHED	<u>1</u> CARPORT/GARAGE
<u>1</u> ROOF	<u>4</u> SOLAR PANELS

ESTIMATED COST OF BUILDINGS \$810,663.40

CERTIFICATE OF OCCUPANCY	\$ <u>450.00</u>
REQUEST FOR INFORMATION	\$ <u>2,100.00</u>
BUILDING EXTENSIONS	\$ <u>200.00</u>
TRAILER PARK RENEWALS	\$ <u>0</u>
BUILDING PERMITS	\$ <u>6,285.51</u>
FIRE INSPECTION FEES	\$ <u>1,560.00</u>
ZBA ESCROW FEES	\$ <u>0</u>
ZBA APPLICATION	\$ <u>0</u>
TOTAL MILEAGE: 1011 MILES	
TOTAL GAS USAGE: 69 GALLONS	
TOTAL MONTHLY ZONING FEES	\$ <u>0</u>
TOTAL MONTHLY RECEIPTS	\$ <u>10,595.51</u>

June 13, 2016

C) POLICE CHIEF - GERALD COCOZZA

**Police Department
Town of Marlborough**

MEMORANDUM

To: Town Board of the Town of Marlborough

From: Chief Cocozza

Date: June 13, 2016

Subject: Activity Summary for the Month of May 2016



Following is a summary of the activity of the Police Department for the month of May 2016

<u>MOTOR VEHICLE ACCIDENT</u>	May 16	Yr. Date 16	May 15	Yr. Date 15
Personal injury	9	21	5	22
Fatal	0	0	0	1
Property Damage	11	46	17	78
Report Not Required	4	9	6	22
Total	24	76	Total	28
				123

<u>SUMMONSES ISSUED</u>				
Vehicle and Traffic	243	858	152	816
Parking	0	4	1	13

<u>COMPLAINT ACTIVITY</u>				
Total Blotter Entries	387	1545	341	1646
Total Arrests	34	114	26	143

<u>TOTAL TELEPHONE CALLS</u>				
	1767	8547	1761	8445

POLICE DEPARTMENT OVERTIME HOURS payroll 11 & 12

Full Time Officer Overtime	(see attached)	44.5	(\$2457)	303.5
Full Time Officer Grant O/T	(see attached)	5.5	(\$224)	49.5
Part Time Officer Overtime	(see attached)	99.5	(\$3610)	414.25
Part Time Officer Gant O/T	(see attached)	7.5	(\$280)	47.5
Full Time Dispatchers Overtime	0 (\$0)	0	0 (\$0)	0
Part Time Dispatchers Overtime	0 (\$0)	56	28 (\$750)	123

<u>Police Mileage</u>	12158	59922	12704	60325
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*Chief Cocozza thanked the Highway Department for helping with the parade.
Chief Cocozza and the majority of the Board discussed how all the flags will be lowered to half mast if necessary.*

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D) HIGHWAY SUPERINTENDENT - GAEL APPLER, SR.

HIGHWAY SUPERINTENDENT

Town of Marlborough
1650 Rt. 9W, P.O. Box 305
Milton, New York 12547



GAEL R. APPLER, Sr.
Superintendent of Highways

Home: (845) 795-2469
Office: (845) 795-2272 ext. 6
Fax: (845) 795-6037

Supervisor Lanzetta
Town Clerk Colleen Corcoran
Town Board Members

Monthly Report for May 2016

ROADS: We did catch basin and road patrols on our rainy days. We had the sweeper truck out for two weeks and finished sweeping all the streets. We put out herbicide around guard rails and signs throughout the Town. We installed 2 cbs, 50 ft. x 15 in. PVC and 40 ft. x 12 in. PVC on Ridge Road. We reinstalled guard rail on Old Indian Rd. and a section on Prospect St. We ditched out all the runs on Ridge Rd. in preparation for paving this summer. We installed 230 ft. x 18 in. PVC and 3 cbs on the south end of Ridge Rd.

MEMORIAL DAY PARADE: We swept the parade route and the hamlet of Marlboro. We did a litter patrol of the parade route. We did another litter patrol the day of the parade and assisted Police Department by putting cones out at every intersection.

TOWN PARK: We milled out some bad spots at the entrance and repaired the same with 20 tons of blacktop.

DRAINAGE: We repaired a ditch line on Church St., Milton and on Idlewild Rd. We repaired a ditch line on Prospect St.

WATER DEPARTMENT: We assisted WD with a water main break on Sands Ave. and had a crew cleaning up the area the next day. We repaired water main break with blacktop on North Rd. and Shanghi Hill.

LITTER: We picked up a couch on South Rd. and two couches at Bingham and Highland Ave. We picked up 4 old planters in Marlboro.

FUEL USEAGE: Gas: 365.10 gallons Diesel: 877.80 gallons.

Gael R. Appler, Sr.
Highway Superintendent

GRA/cw

Mr. Appler and some of the Board had a brief discussion for what the potential plans were for getting sidewalks redone in the hamlets and when the county plans to mill the road and repave.

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E) WATER SUPERINTENDENT - CHARLIE MUGGEO

**WATER SUPERINTENDENT
TOWN OF MARLBOROUGH
1650 ROUTE 9W, PO BOX 305
MILTON, NY 12547**

**CHARLES MUGGEO
WATER SUPERINTENDENT**

**FAX (845) 795-2031
PHONE (845) 795-5100**

DATE: 6/13/2016

**TO: SUPERVISOR AL LANZETTA
TOWN BOARD MEMBERS
TOWN CLERK**

RE: MONTHLY REPORT FOR MAY

Water consumption totaled 14.7 million gallons that is a daily usage of 475,000. Compared to last month 13.2 million gallons that is a daily usage of 441,000. Compared to a year ago water consumption was 15.7 million for the month which is a daily usage of 508,000.

SUMMARY FOR THE MONTH:

HYDRANTS: We repaired hydrants on Church St., South Rd and Main St. in Milton. We also have been herbicideing and weed whacking around our hydrants.

MAINS: We had to repair an 8 inch water main on Shang Hi Hill and also repaired road cut on Main ST from previous water main breaks.

VALVES: We did our annual inspections to our Pressure reducing pits , these pits regulate the pressure throughout the town. We also did our annual inspection on our two storage tanks. We also had to repair the top of a valve on Church St. and Main St.

METERS: Had to replace two meters on Sands Ave.

Bills: Our bills and Water Quality Report for 2015 went out .If there is any problems or questions that any one might have feel free to give us a call.

SERVICE LINE INSPECTIONS:

CLOSINGS: 5

MARKOUTS: 25

Gallons of Gas: 230

Gallons of Diesel: 0

Mileage for the month: 1300

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F) TOWN CLERK - COLLEEN CORCORAN

06/01/2016

Town Clerk Monthly Report Monthly Report
May 01, 2016 - May 31, 2016

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Account Description	Fee Description	Account#	Qty	Local Share
Conservation	Conservation	A1255	13	19.06
			Sub-Total:	\$19.06
Dog Licensing	Female, Spayed	A2544	10	50.00
Dog Licensing	Female, Unspayed	A2544	2	20.00
Dog Licensing	Male, Neutered	A2544	13	65.00
Dog Licensing	Male, Unneutered	A2544	2	20.00
			Sub-Total:	\$155.00
LANDFILL FEES	T/s Permits	00-2130	4	225.00
LANDFILL FEES	T/s Punch Cards	00-2130	31	1,848.00
			Sub-Total:	\$2,073.00
Marriage Lic.	MARRIAGE LICENSE FEE	00-1255	7	122.50
			Sub-Total:	\$122.50
Misc Fees	Building Fees\Building Dept	00-2110	1	7,375.24
Misc Fees	Fire Fees/Building Dept	00-2025	1	730.00
Misc Fees	YRP Camp	00-2025	9	2,489.00
Misc Fees	Zoning Fees /Building	00-2110	1	600.00
			Sub-Total:	\$11,194.24
MISC. FEES	Accident Reports	00-1255	8	40.00
MISC. FEES	Burgular Permits	00-2590	1	20.00
MISC. FEES	Certified Copies	00-1255	5	160.00
MISC. FEES	Dog Warden	00-2611	2	924.70
MISC. FEES	Foi Requests	00-1255	1	0.50
MISC. FEES	Park Fees	00-2001	4	600.00
MISC. FEES	Peddler's License	00-2590	1	250.00
			Sub-Total:	\$1,995.20
			Total Local Shares Remitted:	\$15,559.00
Amount paid to: NYS Ag. & Markets for spay/neuter program				35.00
Amount paid to: NYS Environmental Conservation				325.94
Amount paid to: State Health Dept. For Marriage Licenses				157.50
Total State, County & Local Revenues:	\$16,077.44			Total Non-Local Revenues: \$518.44

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Colleen Corcoran Town Clerk, Town of Marlborough during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor _____ Date _____

Town Clerk _____ Date _____

G) WASTEWATER TREATMENT FACILITY- ANTHONY FALCO
No report

June 13, 2016

H) DOG CONTROL OFFICER - ANDREW MCKEE

21 Milton Turnpike
Marlborough, New York, 12547

Town of Marlborough Dog Control

Andrew McKee-Dog Control Officer

Monday, June 13, 2016

May 2016 Monthly Report

Monthly Report - 5/1/2016 through 5/31/2016

Overview:

We received a total of **9** calls this month including **4** calls to service from Marlborough PD, State Police and Ulster County Sheriff

We responded to **2** active complaints and/or cases which are now closed or resolved

We currently have **2** open cases that have been addressed but are ongoing or un-resolved.

We Impounded **2** stray dogs. Both dogs were redeemed by their owners

0 appearance tickets were issued this month.

We currently have 0 dogs in the kennel

We had 0 Dog Bites reported this month.

We have no cases in the Marlborough Justice Court at this time

I) ASSESSOR - CINDY HILBERT

To: Town Board
From: Cindy Hilbert
CC: Colleen Corcoran
Date: June 13, 2016
Re: June Report

The Board of Assessment Review met on Tuesday, May 24, 2016, to hear all grievances on properties. They meet on two separate occasions to hold their deliberations and have finished up their decisions. We are just waiting to get back their paperwork to mail out the determination notices.

We are intending to file our Final Assessment Roll on or around July 1, 2016 and within a week or so after, file our annual assessor's report with the state.

Due to recent changes in the current STAR legislation, the state now requires all new STAR applications to be filed through their offices and not at the local assessment levels. For any property owner that have filed a STAR exemption form with the assessor's office any time **after March 1, 2015**, they will need to register online with the NYS Department of Taxation and Finance to be eligible to receive a STAR check in the mail this fall. STAR exemption recipients will no longer be receiving a STAR exemption credit on their school tax bills, instead they will be receiving a STAR "rebate" check which according to the State, should be mailed out the beginning of September. Any new STAR applications for the 2016 Assessment Roll (March 2, 2015 - March 1, 2016) have been notified by mail of the new filing procedures.

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J) PLANNING - CHRIS BRAND

Town of Marlborough

Planning Board Review 06/13/16

Meeting: May 16, 2016 / 7:30 PM / Town Hall

ATTENDEES

Chris Brand, Manny Cauchi, Steven Clarke, Cindy Lanzetta, Joe Lofaro, Ben Trapani, Joel Truncali

AGENDA

New Cingular Wireless PC LLC AT&T, 10 Ann Kaley Ln., Marlboro: Site Plan

The Board heard from the town's supplemental engineer, Michael Musso, and representatives from AT&T regarding the proposed cell tower at Ann Kaley Lane. AT&T representatives requested a waiver on the current setbacks for the tower, as well as the size and type of plantings at the site. Pole configurations, maintenance, and other technical issues were discussed. The Board is being asked to reconsider its recommendation for the tower to place on property owned at the Marlboro High School and consider only the Ann Kaley Site.

The applicant's proposal was sent to the Ulster County Planning Board. The Planning Board was asked to make a determination on the Ann Kaley site at the next meeting.

Troncillito Brothers, 267 Lattintown Road, Marlboro: Sketch / Site Plan

The applicant's proposal to operate a RV Repair and Storage Facility at the site raised numerous concerns from members of the Board and the town's engineer. The main point raised was whether or not the proposed use is allowable under current zoning regulations in the RAG-1 District. The applicant's representative was asked to clarify the usage on site on return.

Note: The applicant later withdrew his application in a letter dated May 27, 2016, and received by the Planning Board

Michael Maniatis, 127 Church Street, Milton: Sketch / LLR

The applicant's proposal for a lot line revision included a crossing over existing municipal roadways. The applicant was advised to seek comment from both the Town Attorney and Highway Superintendent. A Public Hearing was scheduled June 6, 2016 with the understanding the applicant would seek comment as mentioned above.

NEXT Deadline

Friday, May 20, 2016

NEXT Scheduled Meeting

Monday, June 6, 2016

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Meeting: June 6, 2016 / 7:30 PM / Town Hall

ATTENDEES

Chris Brand, Manny Cauchi, Cindy Lanzetta, Joe Lofaro, Ben Trapani, Joel Truncali

AGENDA

Approval of Stenographic Minutes for 5-2-2016
The minutes for the above meeting was approved unanimously.

Gela Group / Sylvia Prezzioso, 1970 Route 9W, Marlboro: Final, LLR
Board Member Manny Cauchi recused himself from the discussion for this agenda item.

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A Public Hearing was held. After limited input from several attendees, the Public Hearing was closed. A Negative Declaration, Preliminary Approval, and Final Approval were all granted unanimously.

Michael Maniatis, 127 Church Street, Milton: Sketch / LLR

The Board Reviewed comments from the Highway Superintendent who did not foresee any issues with the proposed LLR.

A Public Hearing was opened and closed with little input from the public. A Negative Declaration, Preliminary Approval, and Final Approval were all granted unanimously.

Ralph Partington, 20 Partington Lane, Marlboro: Sketch, Subdivision,

The applicant presented revised plans for subdividing one parcel into two lots. The Code enforcement Officer provided a letter dated May 25, 2016, regarding pre-existing conditions on the lot. It is his opinion the pre-existing conditions do not create zoning or set back issues. The applicant's maps were revised and depict private roads and right of ways. The applicant was advised to seek out the deeds of property owners who would use the private roadway for clarification.

A Public Hearing was scheduled for July 5, 2016, with the understanding the deeds should be obtained by this date to provide clarification.

Trapani Farms, 818 Lattintown Road, Marlboro: Sketch, Subdivision

Board Member Ben Trapani recused himself from the discussion for this agenda item.

The applicant's engineer presented a subdivision proposal to create two lots from one 34+ acre lot to build one single family home on a newly created 1.15 acre lot.

Due to its location, approval from the Ulster County Department of Highway and Bridges is required. Additionally, Ulster County Health Department approval is required for the subsurface sanitary sewer disposal system. The town engineer also suggested extending a discharge pipe across the driveway.

A public Hearing was scheduled for July 5, 2016. Both County Department approvals are expected to be decided upon by this date.

Southeast Atlantic Holdings [Milton Hardware], 1837 Route 9W, Marlboro: Site Plan, Discussion w/o Attorney or Stenographer

The applicant returned with new maps of the two new proposed storage buildings [one enclosed, one open] on site. He was advised to complete a full application and return.

Roger Handly, 20 Wygant Road, Marlboro: LLR, Discussion w/o Attorney or Stenographer

The applicant sought input from the Planning Board regarding a LLR and the new placement of a driveway near a pond on one of the lots. He was advised to obtain his original approval and the rationale behind the existing driveway placement on the nearby pond.

NEXT Deadline

Friday, June 10, 2016

NEXT Scheduled Meeting

Monday, June 20, 2016

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Special Joint Meeting of Planning Board and Town Board: June 6, 2016 / Approximately 8:30 PM / Town Hall

AGENDA

Bayside

Members of both boards, a representative from the Marlboro Central School District, and one member of the public met to discuss the revised Bayside Project located on Route 9W in Marlboro. A revised map was presented and discussion ensued. The Town Supervisor outlined new local law changes to be voted upon at the next regularly scheduled meeting of the Town Board on June 13, 2016.

June 13, 2016

ITEM #9 Report of Committees

A) RECREATION COMMITTEE

Kate Beare reported that flyers are out announcing the concert schedule.

Councilman Koenig and Councilman Corcoran reported that Vince Mannese is going to help out Joe Wiles with administration for recreation at no charge. Supervisor Lanzetta stated that Fit Day went well; Mr. Wiles is looking into how to get more people involved.

B) EMERGENCY MANAGEMENT PREPAREDNESS COMMITTEE

No report

C) CONSERVATION ADVISORY COMMITTEE

Supervisor Lanzetta stated that the committee had a webinar on how to do codes for large solar projects. There was a brief discussion about whether or not the Town can put a solar farm at the Transfer Station.

D) IT COMMITTEE

Councilman Corcoran stated that there was a meeting with the owner of Badger; the electronic system that meters the water. The current Badger software is running Microsoft 2006 and is on an old server. The server keeps crashing which jeopardizes communication with Springbrook (water billing company). The Town needs to update the operating system which will be cloud based and will no longer need to be on a server. They are waiting to see how much the upgrade will cost; it should be between \$8,000.00 and \$10,000.00.

Councilman Corcoran also stated that the cameras that were discussed at previous meetings have been ordered. The cameras have a 4 terabyte hard drive.

E) MILTON TRAIN STATION FOUNDATION

No new information

F) MILTON LANDING CITIZENS COMMITTEE

Councilman Koenig reported that six bids have been picked up for the engineering on the pier; bids will be opened July 1, 2016, the committee will meet then make a recommendation to the Board. Also, the lumber is in to fix the fire damage to the pier and the work should be completed around mid July.

G) MARLBORO HAMLET ECONOMIC DEVELOPMENT COMMITTEE

No new information

H) MEET ME IN MARLBOROUGH

Kate Beare reported that Meet Me in Marlborough will be having a 2016 brochure launch party at Benmarl Winery on June 16, 2016 at 6:00PM. The new president of MMiM is Judy Clarke.

Supervisor Lanzetta stated that he met with Judy Clarke and Meet Me in Marlborough is looking to get a type of shelter to put at the park for the wooden farmer statue that is currently at Town Hall.

I) HAMLET OF MILTON ASSOCIATION COMMITTEE

Councilman Koenig reported that the Hamlet looks great; the flowers are planted and are being watered.

J) WATER COMMITTEE

Supervisor Lanzetta stated that the Town attorney is checking the usage and the amount of money we owe Newburgh to see if they are correct. He will let the Board know.

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K) TRANSFER STATION REVIEW COMMITTEE

Councilman Baker reported that the next step would be to get serious about implementing the bag program with Waste Zero.

L) PROJECT ADVISORY COMMITTEE FOR THE LOCAL WATERFRONT REVITALIZATION PLAN

Supervisor Lanzetta said this committee will meet in the Supervisor's Office on June 15, 2016 at 6:00PM. He explained that the Town received a grant for \$135,000.00 which encompasses many things, one being design standards.

ITEM #10 Old Business

A) Sale of TOMVAC Building

Councilman Baker stated that the veterinarian, who was interested in a rent to buy option, looked at the building.

B) Municipal Parking in Hamlets of Marlboro and Milton

Supervisor Lanzetta stated that the school okayed the use of the upper parking lot of the Milton School/Town Hall for parking for access to the Hamlet.

Councilman Molinelli made a motion to allow Supervisor Lanzetta to sign a license and use agreement with the Marlboro School District allowing the use of the upper parking lot of the Milton School/Town Hall for municipal parking for access to the Hamlet. Motion seconded by Councilman Koenig.

Yeas: 5 Nays: 0 Carried

C) Proposed Water Agreement with Newburgh

Already discussed

D) Milton Sewer Expansion 9W/Milton Turnpike Intersection

See resolutions

E) Bayside Pro

See resolutions

F) Design Standards for RT 9W Corridor Overlay District

Supervisor Lanzetta stated that the

G) Sign Law – Zoning Changes

Supervisor Lanzetta stated that there were revisions made to the sign law which will be

passed on to the rest of the Board for review, a

H) Verizon Cell Tower on Milton Water Tank
Supervisor Lanzetta stated that he hasn't received a response from Verizon yet regarding

the easement that was discussed at the last meeting.

I) Milton Train Sta

2025 RELEASE UNDER E.O. 14176

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ITEM #12 Correspondence

Supervisor Lanzetta read correspondence from Marlboro resident Cindy Hagen whose house burned down about 2 months ago. Her letter stated how thankful and grateful she was for the support, kindness, and generosity they received from everyone in the community who helped them.

Supervisor Lanzetta read correspondence from Chris White, Deputy Director of the Ulster County Planning Department. Mr. White's letter stated that the county is collecting and documenting information regarding broadband service. The information can then be shared with the county and state and can be used to support future granting to expand broadband service.

Supervisor Lanzetta added that there is a map in his office where residents can mark in red where they do not have broadband.

Councilman Baker made a motion to allow the following organizations use the pavilion at the park at no charge: Police Emerald Society of the Hudson Valley on August 27, 2016, Mason's Voice on August 7, 2016, and Marlboro Milton United Methodist Church on September 11, 2016. Also, to allow the use of the softball fields for the annual Carmen Congelli Softball Tournament on June 18, 2016. Motion seconded by Councilman Molinelli.

Yea: 5

Nays: 0

Carried

Councilman Baker stated that the United States Department of Agriculture (USDA) came to the Town to let them know there was a case of Plum Pox Virus in the Town. Plum Pox Virus can affect stone fruit and the affected tree has been eradicated. The USDA will be doing a door to door survey of properties for a 5 mile radius of Marlboro to see if properties have trees that are susceptible.

Chief Cocozza added that the technicians will have on orange vests with Plum Pox Survey on them along with a USDA hat and lanyard with their ID and Credentials. The technicians will be in Federal Government vehicles with Federal Government plates.

ITEM #13 Public Comment

Ron Tatelbaum stated that he has been before a previous Board and complained of neighbors on Sands Dock Drive who party and play loud music. The problem still exists. He stated that the current ordinance is ambiguous and is not enough to control the noise and all that has been done in the past to control the noise has been unsuccessful. He gave suggestions to the Board as to what to do. He stated decibel levels from the current code and presented two other options. One option being to not use sound measurements; if one were to stand at their property line between 10am and 8am and you hear noise it is too loud and during the daytime if moving back 50 feet from the property line and you can still hear the noise it is too loud. The second option he suggested was to use the decibel meter and use the current definitions that are in the code but reduce the decibel reading to 55 and 50 from 75 and 70 decibels. He also stated that if he is in his home with the windows shut, day or night, noise is too loud if he can hear it.

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He thanked Chief Cocozza and the department for doing what they could. He gave the Board copies of his suggested code changes.

The majority of the Board, Chief Cocozza, and Mr. Tatelbaum discussed the situation and the code.

Supervisor Lanzetta suggested that Mr. Tatelbaum come to his office to discuss this further.

James Garofalo commented on the difference between day noise and night noise.

Mark Reynolds questioned why there was a monthly report missing.

Ralph Walters questioned the bid for the 2006 Dodge Durango.

ITEM #14 Resolutions:

- A). Resolution #64 To appoint part time police officer for the purpose of attending the Ulster County Police Academy
- B). Resolution # 65 To adopt Local Law # 1 of the year 2016
- C). Resolution# 66 To Contract with Brinnier & Larios to oversee Construction of Milton Sewer District Extension #1
- D). Resolution #67 To approve the Request for Proposals (RFP) for Planning/Landscape Architectural services for Master Landscaping Plan for Milton Parks
- E). Resolution #68 To accept the bid for the 1999 Chevy Dump Truck
- F). Resolution #69 To accept the bid for the 1989 Interstate Trailer
- G). Resolution #70 To Authorize the Supervisor to sign a sewer agreement with Bayside Construction
- H). Resolution #71 To Authorize the filing of Negative Declaration and notice thereof pursuant to the requirements of SEQRA and 6 NYCRR § 617.12 of its implementing Regulations.
- I) Resolution #72 To appoint summer camp employees

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A). Resolution #64 To appoint part time police officer for the purpose of attending the Ulster County Police Academy

Supervisor Lanzetta proposes the following:

Whereas, the Chief of Police requests the appointment of dispatcher Matthew North, as part time police officer for the purpose of attending the Ulster County Police Academy, and

Whereas, Matthew North will maintain his position as dispatcher until such time that he successfully completes the Police Academy and maybe considered for the position of part time police officer.

Now therefore be it resolved that, Matthew North be appointed as part time police officer to attend Ulster County Police Academy effective immediately

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Lanzetta	Yes

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B). Resolution # 65 To adopt Local Law # 1 of the year 2016

Supervisor Lanzetta proposes the following:

WHEREAS, a local law was introduced entitled Local Law No. 1 of 2016, A LOCAL LAW OF THE TOWN OF MARLBOROUGH, ULSTER COUNTY, NEW YORK AMENDING SECTION 155-30(B) OF THE TOWN CODE REGARDING DESIGN STANDARDS FOR MULTIPLE DWELLINGS AND ADDING SECTION 155-18(D) REGARDING REGULATION OF SEASONAL DWELLINGS; and

WHEREAS, a public hearing in relation to said local law was held on May 23, 2016 at 7:00 p.m., Prevailing Time; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, the Town Board has corrected miss-numbering of the relevant code Sections in Sections 1 and 2 of the Resolution of Introduction of Local Law; and

WHEREAS, said local law as corrected has been on the desks of the members of the Town Board of the Town of Marlborough for at least seven (7) days, exclusive of Sunday;

NOW, THEREFORE, BE IT RESOLVED that the following local law is hereby enacted:

June 13, 2016

Section 1. Section 155-30(B)(1) of the Town Code of the Town of

Marlborough is amended to read as follows:

(1) Maximum units per structure. No more than eight units shall be contained in a building, and no more than twenty-four units shall be contained in a single structure, except in the case of adult multiple dwellings, as defined, where the Planning Board, without modifying height or density requirements, permits variations in design due to special site conditions or occupant needs. Exclusively for purposes of this design standard, a building shall be deemed a portion of a multiple dwelling structure which is formed by division by such things as archways or breezeways, or by a fire wall within the meaning of this state's uniform building and fire code.

Section 2. Section 155-30(B)(2) of the Town Code of the Town of Marlborough is

amended to read as follows:

(2) Minimum distances between structures. Where there are two or more structures on a single lot devoted to multiple dwellings, the minimum distance between structures shall be one and one-half (1 ½) times the height of the highest structure.

Section 3. Section 155-18 of the Town Code is amended to add a new subsection "D" reading as follows:

D. Seasonal dwelling unit conversions.

(1) Conversion of a seasonal dwelling shall require a special use permit from the Planning Board, in accordance with the provisions of § 155-32 of this chapter.

June 13, 2016

(2) In considering and approving an application for seasonal dwelling conversion, it shall be the primary concern of the Planning Board to preserve the public health, safety and welfare. To this end, the approval of any such application shall include appropriate conditions and safeguards in harmony with the general purpose and intent of this chapter and particularly with regard to the following:

- (a) Safe and adequate ingress and egress.
- (b) Adequate construction to provide sufficient protection from the elements.
- (c) Proper installation of heating, plumbing, water, sewage and lighting facilities, in accordance with appropriate codes for new construction.

Section 4. This local law shall be effective upon filing with the Secretary of State.

Section 5. If any of this section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this law.

RESOLVED, that the Town Board has received recommendations and requested modifications from the Ulster County Planning Board (“UCPB”) dated May 4, 2016. The UCPB has withdrawn one of three “required modifications” by email dated May 12, 2016. The Town Board exercises super-majority disagreement with the other two required modifications identified by the UCPB. The Town Board finds that the first recommended inclusion of specific reference to the role of the Planning Board, in accepting architectural

June 13, 2016

elements in the nature of archways and breezeways relative to modifications to section 155-30(B)(1), is redundant of the fact that Planning Board review and approval is necessary under current code. The Town Board finds that the second recommended inclusion of reference to the uniform building code and the availability of potable water supply, with respect to modifications to add section 155-18(D), is redundant of the fact that the building inspector will apply the building code, including the need for potable water supply, in the issuance of building permits.

RESOLVED, that the Town Clerk shall file a certified original of this local law in the office of the Town Clerk and one (1) certified copy in the Office of the Secretary of State, State of New York, such certified copy to have attached thereto a certificate executed by the attorney for the Town of Marlborough that it contains the correct text and that all proper proceedings have been had or taken for the enactment of this local law.

June 13, 2016

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Lanzetta	Yes
Councilman Molinelli	Yes
Councilman Corcoran	Yes
Councilman Baker	Yes
Councilman Koenig	Yes

DATED: Milton, New York
June 13, 2016

COLLEEN CORCORAN, TOWN CLERK

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June 13, 2016

June 13, 2016

C). Resolution# 66 To Contract with Brinnier & Larios to oversee Construction of Milton Sewer District Extension #1

Supervisor Lanzetta proposes the following:

Whereas approval by the New York State Comptroller has been received on the application by the Town Supervisor, pursuant to Town Law section 194, for permission to establish Extension #1 of the Milton Sewer District in accordance with such application and a resolution of the Town Board adopted on October 13, 2015

And whereas the Town of Marlborough has designated Brinnier & Larios as engineers for the Town in the Reorganization Meeting January 11, 2016

Be it resolved that the Town Board has reviewed the agreement for Brinnier & Larios to oversee the construction of the Milton Sewer District Extension #1 and gives its approval for the Supervisor to enter into said contract and moves for its adoption

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Lanzetta	Yes

June 13, 2016

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D). Resolution #67 To approve the Request for Proposals (RFP) for Planning/Landscape Architectural services for Master Landscaping Plan for Milton Parks

Supervisor Lanzetta proposes the following:

Whereas the Town has received approval from New York Parks & Recreation to use funds from the Project EPF-E08065-P6, Contract CE08065, not to exceed \$500,000 for the purpose of developing a Master Landscaping Plan that could include Milton Train Station Park and Milton Landing Park

And whereas the Town is bound, by contract with Scenic Hudson, to advertise for the services of a consultant familiar with doing waterfront park development

Be it resolved that the Town Board has reviewed the RFP and votes for its circulation to interested consultants

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Lanzetta	Yes

June 13, 2016

June 13, 2016

E). Resolution #68 To accept the bid for the 1999 Chevy Dump Truck

Supervisor Lanzetta proposes the following:

Whereas, all bids were open and read aloud on June 8, 2016, and

Whereas, the highest bidder for the 1999 Chevy Dump Truck, was Top Seed Landscaping, 464 Old Indian Road, Milton NY 12547.

Be it resolved, that Top Seed Landscaping be awarded the bid in the amount of \$5,500.00

Supervisor Lanzetta stated all of the bids as follows:

Top Seed Landscaping - \$5,500.00

Liberty Motors - \$1,012.99

Village Truck Sales - \$2,990.00

And it moves for adoption

Councilman Corcoran	Yes
Councilman Molinelli	Yes
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Lanzetta	Yes

June 13, 2016

Supervisor Lanzetta stated that there was only one bid for the 1989 Interstate Trailer from Gary Lazaroff in the amount of \$250.00. He also received a letter from Gael Appler stating that the bid is good.

June 13, 2016

F). Resolution #69 To accept the bid for the 1989 Interstate Trailer

Supervisor Lanzetta proposes the following:

Whereas, all bids were open and read aloud on June 8, 2016, and

Whereas, the highest bid for the 1989 Interstate Trailer was Gary Lazaroff, 537 Old Indian Road Milton, NY.

Be it resolved that Gary Lazaroff be awarded the bid in the amount of \$250.00

And it moves for adoption

Councilman Corcoran	No
Councilman Molinelli	Abstain
Councilman Koenig	Yes
Councilman Baker	Yes
Supervisor Lanzetta	Yes

Supervisor Lanzetta explained that there were two bids for the 2006 Dodge Durango. One was from Liberty Motors for \$313.99 and one from Thomas Corcoran for \$605.00. The Board had a very brief discussion and decided to hold off on this until the next meeting.

June 13, 2016

June 13, 2016

G). Resolution #70 To Authorize the Supervisor to sign a sewer agreement with Bayside Construction

Supervisor Lanzetta proposes the following:

WHEREAS, the Marlborough Town Board has negotiated a Sewer Agreement with Bayside Construction, LLC for a reservation of capacity to use the facilities of the Marlborough Sewer Improvement Area; and

WHEREAS, the agreement requires approval by the Marlborough Town Board.

NOW, THEREFORE, IT IS HEREBY RESOLVED, as follows:

1. The Town Board approves of the aforesaid agreement, and authorizes its Supervisor to execute this agreement in the same or substantially the same form.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Lanzetta	Yes
Councilman Molinelli	Yes
Councilman Corcoran	Yes
Councilman Baker	Yes
Councilman Koenig	Yes

June 13, 2016

The resolution was thereupon declared duly adopted.

DATED: Milton, New York
June 13, 2016

Colleen Corcoran, Town Clerk

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June 13, 2016

June 13, 2016

H). Resolution #71 To Authorize the filing of Negative Declaration and notice thereof pursuant to the requirements of SEQRA and 6 NYCRR § 617.12 of its implementing Regulations.

Supervisor Lanzetta proposes the following:

**SEQRA NEGATIVE DECLARATION AND
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

Whereas, the Town of Marlborough Town Board, on behalf of the Marlborough Sewer Improvement Area, proposes to enter into a Sewer Agreement with Bayside Construction, LLC. for the reservation of public wastewater collection and treatment capacity; and

WHEREAS, this determination of non-significance, i.e. negative declaration, is prepared in accordance with Article 8 of the Environmental Conservation Law: the NY State Environmental Quality Review Act (“SEQRA”) and its implementing regulations set forth in 6 NYCRR Part 617 (“Regulations”); and

WHEREAS, the Town Board is directly undertaking the Action and is the only involved agency and is therefore the lead agency for the environmental review of the Action pursuant to SEQRA and its implementing Regulations; and

WHEREAS, the name and address of the lead agency is: Town of Marlborough Town Board, 21 Milton Turnpike, Milton, NY 12547 and the Responsible Officer is Al Lanzetta, Town of Marlborough Town Supervisor, with a telephone number at (845) 795-5100; and

WHEREAS, the Town of Marlborough Town Board, as lead agency, has classified this Action as a Type 1 action pursuant to 6 NYCRR § 617.6 of the Regulations; and

June 13, 2016

WHEREAS, the Town of Marlborough Town Board has caused the preparation of a Short Environmental Assessment Form (EAF) for review of the Action, including Parts 1 and 2 of the EAF; and

WHEREAS, the Town of Marlborough Town Board, as lead agency for the environmental review of the Action, has reviewed the Action and all relevant supporting information and documentation, has identified the relevant areas of environmental concern, has compared the reasonably expected results of the Action with the criteria set forth in 6 NYCRR § 617.7 and has determined that there will be no significant adverse environmental impacts associated with the Action; and

WHEREAS, this negative declaration is supported and substantiated by the following conclusions of the Lead Agency:

The proposed Sewer Agreement establishes terms for the reservation of public wastewater collection and treatment capacity for real property owned by Bayside Construction, LLC situated on the west side of NYS Route 9W just north of the Marlboro Middle School and on Purdy Avenue in the Town of Marlborough, New York, and which is assigned Marlborough Tax identification 109.1-4-29 (“Property”).

The reservation of capacity provides infrastructure which aids future development and use of the Property for multi-family residential development of the type which is permissible in the relevant zoning district subject to any and all federal, state and local approvals required by law, including but not limited to site plan approval by the Town of Marlborough Planning Board.

The proposed Sewer Agreement are not inconsistent with the existing Comprehensive Plan of the Town of Marlborough. Rather, the proposed Sewer Agreement serves to implement growth and development policies established by the Town Board, none of which have any actual physical impact on the environment. The proposed Sewer Agreement does not, of itself, create any adverse physical impacts in those areas of the Town. In the policy judgment of the Town Board, the proposed Sewer Agreement will create positive and beneficial impacts including sound wastewater management of development and use of the Property for purposes for which it is zoned.

The proposed Sewer Agreement does not, of itself, cause any new physical action to occur.

June 13, 2016

The proposed Sewer Agreement will not result in any direct or physical adverse environmental impact. It may result in indirect or secondary effects in the event of future use and development of the Property. The evaluation of use and development of the Property will not occur absent Environmental Impact Statement evaluation and findings by all reviewing agencies which entail mitigation of all physical adverse impacts on the environment to the greatest extent practicable.

The potential for secondary effects does not support the conclusion that the proposed Sewer Agreement may create a significant adverse environmental impact requiring preparation of an environmental impact statement.

The proposed Sewer Agreement does not approve or permit development at the Property. This independent SEQRA review of the Sewer Agreement is not dependent upon review and approval of the development and use of the Project Location, and it is no less protective of the environment, in that the Sewer Agreement does not entail use of development, nor does it commit any agency to approve the physical alteration of the Property. To the extent that this independent SEQRA review of the proposed Sewer Agreement precedes, and is separate from, the Environmental Impact Statement Review of the pending project for use and development of the Property, it is justifiable under the standards set forth within 6 NYCRR Section 617.3(g)(1).

NOW, THEREFORE, BE IT RESOLVED, that the Town of Marlborough Town Board makes the following findings based upon the conclusions identified above:

1. The Action will not result in a substantial adverse change in existing air quality, ground or surface water quality, traffic or noise levels, a substantial increase in solid waste production; or a substantial increase in potential for erosion, flooding, leaching or drainage problems;
2. The Action will not result in the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movements of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial impacts

June 13, 2016

on a threatened or endangered species of animal or plant or the habitat of such a species or other significant adverse impacts to natural resources;

3. The Action will not create a material conflict with the community's current plans or goals as officially approved or adopted;

4. The Action will not result in the impairment of the character or quality of important historical, archeological, architectural or aesthetic resources of the existing community or neighborhood character;

5. The Action will not create a hazard to human health;

6. The Action will not cause a substantial change in the use or intensity of use of land, including agricultural, open space or recreational resources or in its capacity to support existing uses;

7. The Action will not result in the creation of a material demand for other actions that would result in one of the above consequences; and

8. The Action does not involve changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; and

BE IT FURTHER RESOLVED, that the Town of Marlborough Town Board, acting as lead agency, has examined the impacts which may be reasonably anticipated to result from the Action, and has determined that it will not have any significant adverse impact on the environment and that therefore a Draft Environmental Impact Statement need not be prepared; and

BE IT FURTHER RESOLVED, that the Town of Marlborough Town Board hereby issues this Negative Declaration and notice thereof pursuant to the requirements of SEQRA and its implementing Regulations; and

BE IT FURTHER RESOLVED, that the Town of Marlborough Town Board hereby authorizes the filing this Negative Declaration and notice thereof pursuant to the requirements of SEQRA and 6 NYCRR § 617.12 of its implementing Regulations.

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The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Lanzetta	Yes
Councilman Molinelli	Yes
Councilman Corcoran	Yes
Councilman Baker	Yes
Councilman Koenig	Yes

This Negative Declaration is adopted this 13th day of June, 2016 and is ordered into the record of the Town of Marlborough Town Board.

COLLEEN CORCORAN, TOWN CLERK

Contact Person:

Colleen Corcoran, Town Clerk
Town of Marlborough
P.O. Box 305
21 Milton Turnpike
Milton, NY 12547
845-795-5100

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June 13, 2016