

Village Board Meeting
February 22, 2010

Members present: Mayor Higgins, Trustees Char, Mattheus, Roddey, and Stewart.

Also present: Attorney Donovan, Chief Watt, John O'Rourke, PE, Planner Stuart Turner, Planning Board Attorney Donnelly, and Village Clerk Strobl.

Mayor Higgins called the meeting to order at 7:30 p.m. and led those present in the Pledge of Allegiance.

On a motion by Trustee Mattheus, seconded by Trustee Stewart, the agenda was accepted with the addition of Communications #3: Permission for Supt. Nuzzolese to attend a Water Works Conference.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Roddey, seconded by Trustee Char, the Minutes of the February 1, 2010 Village Board Work Session were accepted as submitted.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Stewart, seconded by Trustee Mattheus, the Minutes of the February 8, 2010 Village Board Meeting were accepted as submitted.

Char aye
Mattheus aye
Roddey aye
Stewart aye

Communications

Mayor Higgins read a letter from Lynn Cione, Executive Director of the Goshen Chamber of Commerce, requesting permission to use Village Square for the upcoming Farmers' Market.

On a motion by Trustee Roddey, seconded by Trustee Mattheus, permission was granted for use of the Village Square for the Farmers' Market, subject to receipt of the necessary insurance indemnification.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Stewart, seconded by Trustee Mattheus, bills as examined by members of the Board were approved in accordance with Abstract 2009/2010, 34 and 35, numbers 35826 through 35898 in the amount of \$80,750.28.

Char aye
Mattheus aye
Roddey aye
Stewart aye

On a motion by Trustee Mattheus, seconded by Trustee Char, Michael Nuzzolese is hereby authorized to attend the Hudson Valley Water Works Conference Winter Seminar on February 25, 2010, in Harriman NY. It is understood that the cost for the training will be \$30.00, and that 6 contact hours will be awarded.

Mattheus	aye
Char	aye
Roddey	aye
Stewart	aye

Mayor/Trustee Comments

Sewer

Trustee Roddey reported that wastewater haulers are now being accepted at the wastewater treatment plant, and in the first week 15,000 gallons were accepted for a total of \$1,350.

Trustee Roddey commented on a recent article in the Times Herald-Record regarding the failure of the Town to pay the full amount of their Village sewer bills, for the second consecutive year. He explained that the Supervisor's comments have put a stop to negotiations for a new inter-municipal agreement, both by confusing issues and by contacting the press, despite the agreement of both sides to not do so.

The entire Board, speaking individually, affirmed Trustee Roddey's remarks.

Police

Trustee Char announced that Ptl. Ryan Rich, the Department's certified child safety seat technician, wrote and received a grant of \$6,817 from the New York State child passenger safety program. The grant provided for the purchase of a trailer, child protective seats, instructional materials, and other related equipment.

Trustee Char reminded residents to clear snow piles from fire hydrants on or in the immediate vicinity of their property.

DPW

Trustee Stewart reported the following activities of the Department of Public Works: crews have been busy with snow and ice removal; on February 18th Supt. Nuzzolese attended a meeting at the Town of Wallkill which introduced the project study team for the Route 17 (future I-86) project; and Supt. Nuzzolese will be attending the Hudson Valley Water Works Conference on February 25th in order to renew his Grade D License.

Water

Trustee Mattheus noted that the reservoir is currently down 6", and that crews are reading water meters. Trustee Mattheus reminded residents that outstanding fourth quarter 2009 water bills can be paid without penalty through the end of March.

Mayor Higgins opened the Public Hearing on proposed Local Law #1 of 2010 at 8:00 p.m., with eleven residents in attendance.

VILLAGE OF GOSHEN
NOTICE OF HEARING
PROPOSED LOCAL LAW

NOTICE IS HEREBY GIVEN that the Village Board of the Village of Goshen will hold a public hearing at 7:30 p.m., or as soon thereafter as the matter can be heard, on Monday, February 22, 2010 in Village Hall, 276 Main Street, Goshen NY, for the consideration of the following Local Law:

A Local Law to allow, and appropriately limit, religious uses in the various zoning districts of the Village of Goshen. Copies of the Local Law are available for inspection at the Village Clerk's Office in Village Hall, Mon.- Fri. from 9:00 a.m. – 4:00 p.m.

The Village of Goshen will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Village Clerk.

BY ORDER OF THE BOARD OF TRUSTEES
MARGARET G. STROBL
Village Clerk

Planner Stuart Turner, of Turner Miller Group, gave a brief synopsis of the work leading to the proposed Local Law, which would permit religious uses in all zones except the CS (Central Shopping), and would rezone a portion of Greenwich Avenue from CS to OB (Office Building).

James Murray, a business owner on Greenwich Avenue, said that the proposed zoning would be very restrictive and that he felt it would hurt the small business owner.

Paul Healey, also a business owner, asked that the Board seriously consider the economic impact of the zone change, which he estimated would diminish the value of his property by approximately 50%. He recommended that the zone not be changed.

Al Trezza, a realtor for the Healey property, spoke in support of Mr. Healey's comments, and noted that the change would lead to a lot of open office space in the Village.

Written statements in opposition to the zone change were received from Attorney Robert Fink, (addressed to Paul Healey), and KCK, LLC, of 262 Greenwich Avenue.

Ray Quattrini was against changing the Greenwich Avenue corridor to OB as it would be too restrictive and would not allow restaurants.

Lynn Cione urged the Board to pay serious consideration to the businesses of Goshen and the enhancement of this gateway into the Village.

Reynell Andrews expressed concern regarding Section 5.7.3 of the proposed law: *Parking areas shall not be closer to adjoining properties than the required building setbacks for adjoining uses. Further, where a Place of Worship adjoins a residence, screening, acceptable to the Planning Board, shall be provided.* He noted that the wording was too vague. He also stated that retail does have a place on Greenwich Avenue and should be allowed to function there.

Neil Hickok said that he would like to have legalization of squatting in vacant buildings.

Joel Markowitz urged the Board to speak with, and get further input from, property owners on Greenwich Avenue, and that he was glad to have so many in agreement with him. Mr. Markowitz stated that the proposed law should be changed into two separate laws.

Mayor Higgins thanked those present for the excellent comments offered, which provided quite an education.

On a motion by Trustee Stewart, seconded by Trustee Char, the Public Hearing was closed at 8:45 p.m.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	aye

Citizens' Comments

Comments were received from Lynn Cione, Neil Hickok, and Joel Markowitz.

On a motion by Trustee Stewart, seconded by Trustee Char, the Board entered into Executive Session, for a discussion of pending litigation, at 8:55 p.m.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	aye

On a motion by Trustee Mattheus, seconded by Trustee Stewart, the Board concluded the Executive Session at 9:20 p.m.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	aye

On a motion by Trustee Roddey, seconded by Trustee Char, the meeting was adjourned at 9:21 p.m.

Char	aye
Mattheus	aye
Roddey	aye
Stewart	aye