

The July 11, 2018 Town of Bethel regular Town Board meeting was called to order by Supervisor Daniel Sturm at 7:30 p.m. at the Dr. Duggan Community Center meeting room.

Council members present: Vicky Simpson
Bernie Cohen
Lillian Hendrickson
Dawn Ryder

The meeting was opened with the Pledge of Allegiance.

Audit of Bills

Motion by Mrs. Simpson to approve the audit of bills. Seconded by Mrs. Ryder, put to a vote and carried 5-0.

<u>Funds</u>	<u>Amount</u>	<u>Check</u>
General Fund	\$193,949.30	7764-7829
Highway Fund	\$178,443.74	1866-1896
Kauneonga Lake Sewer District	\$ 28,381.90	1521-1544
Kauneonga Lake light District	\$ 3,926.82	1026-1028
Planning & Zoning Journal	\$ 3,334.77	1164-1167
Capital Special Projects	\$ 40,370.00	Bill

Supervisor’s Monthly Report

Mr. Sturm stated that the General Fund revenue is ok and on target. Expenses are up 3.4%. Highway revenue - 92% collected this year. Highway expense – 54.4 spent of budget this year.

Motion by Mrs. Simpson to receive and file Supervisor’s June Monthly Report as submitted. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Building Department Monthly Report

June, 2018 Fees	\$ 5,522.
June, 2017 Fees	\$ 5,571.
June, 2018 Construction Total	\$ 403,600
June, 2017 Construction Total	\$3,319,400.

Motion by Mrs. Hendrickson to receive and file the Building Department’s June Monthly Report as submitted. Seconded by Mrs. Ryder, put to a vote and carried 5-0.

Unsafe Structure Tax Map #41-25-18, 9 Thompson Place

Motion by Mrs. Simpson to receive, file Building Dept. memo and request an engineering report and asbestos report on SBL#41-25-18.9, 9 Thompson Place. Note – the Building Department has sent eight (8) notices since 2012. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Unsafe Structure Tax Map #42-8-8, 13 West Sullivan Place

Motion by Mrs. Hendrickson to receive, file Building Dept. memo and request an asbestos report on SBL#42-8-8, 13 West Sullivan Place. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Unsafe Structure Tax Map #9-1-4, 192 Lee Cole Road, Swan Lake

Motion by Mrs. Hendrickson to receive, file Building Dept. memo and request asbestos report on SBL#9-1-4, Lee Cole Road, Swan Lake. Seconded by Mrs. Ryder, put a vote and carried 5-0.

Unsafe Structure Tax Map #46-25-2, 16 E. Mongaup Trail

Motion by Mrs. Simpson to receive, file Building Dept. memo and request an asbestos report on SBL#46-25-2, 16 E. Mongaup Trail. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Unsafe Structure Tax Map #43-6-28, 96 E. Thompson Place

Motion by Mrs. Simpson to receive, file Building Department memo and request an engineering report and asbestos report on SBL# 43-6-28, 96 E. Thompson Place. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Unsafe Structure Tax Map #35-5-4, St. Rt. 55 and Central Ave.

Motion by Mrs. Ryder to receive and file Building Dept. memo. Since there is an engineering report already on file request to schedule a public hearing for August 22, 2018 at 7:45 pm for Tax Map #35-5-4, State Route 55 and Central Avenue. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Town Clerk’s Monthly Report

Total fees for June, 2018	\$6,756.74
State Share	\$ 426.64
Town Share	\$6,330.10

Motion by Mrs. Simpson to receive and file the Town Clerk’s Monthly Report for June as submitted. Seconded, by Mrs. Ryder, put to a vote and carried 5-0.

Correspondence from Planning Board re: Accessory Uses

Motion by Mrs. Hendrickson to receive and file letter dated 7/03/2018 from Town of Bethel Planning Board Members regarding the Town of Bethel Code-Accessory Uses and requesting that the Town of Bethel Board consider taking another look at the recent zoning change (Section 345-15 C (4) for a new amendment. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Correspondence Karen London

E-mail from Karen dated 7/03/2018 regarding NYS DEC proposal of modifying their oil and gas air emissions regulations and seeking public stakeholder input. They are looking for support on this important initiative. Larysa Dyrszka distributed two articles co-authored by herself and Eric London (and others) regarding Neurodevelopmental And Neurological Effects Of Chemicals Associated With Natural Gas Operations and Potential Effects On Infants And Children And Potential Hazards Of Air Pollutant Emissions From Unconventional Natural Gas Operations on The Respiratory Health Of Children And Infants. Motion by Mrs. Simpson to receive and file e-mail dated 7/03/2018 from Karen and articles from Larysa Dyrszka. Seconded by Mr. Cohen, put to a vote and carried 5-0.

Resolution regarding NYS DEC air emission regulations

**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL
TO INTRODUCE A LOCAL LAW TO AMEND CHAPTER 345 “ZONING”
OF THE TOWN CODE OF THE TOWN OF BETHEL**

WHEREAS, the Town Board of the Town of Bethel (“Town Board”) heretofore adopted a Zoning Code under the authority of the NY Town Law § 261, which Zoning

Code appears as Chapter 345 of the Town Code of the Town of Bethel (the “Town Code”); and

WHEREAS, it appears to be in the best interests of the Town to make amendments to Chapter 345 (Zoning) as it relates to Accessory Structures; and

WHEREAS, this Resolution introduces proposed introductory Local Law No.2 of 2018, a copy of which is attached hereto, and which, if enacted, will amend Chapters 345 of the Town Code; and

WHEREAS, the Town Board determines that the proposed revisions to the Town Code (hereafter, the “proposed action”) are subject to the State Environmental Quality Review Act (ECL, Article 8) and its implementing regulations (6 NYCRR Part 617) (collectively, “SEQRA”) as a Type I action; and

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby introduces the proposed introductory Local Law No. 2 of 2018; and be it

FURTHER RESOLVED, that a public hearing on the proposed introductory Local Law shall be scheduled for Wednesday, August 22, 2018 at 8:00 p.m. which public hearing shall be conducted at the Dr. Duggan Community Center, Meeting Room, 3460 Route 55, White Lake, NY 12786 and proper notice of the public hearing shall be duly given; and be it

FURTHER RESOLVED, that a copy of proposed introductory Local Law No.2 of 2018, as introduced, shall be forwarded to the Town of Bethel Planning Board for its review and recommendation in accordance with Town Code §§ 48-2.B and 345-65.A; and be it

FURTHER RESOLVED, that a copy of proposed introductory Local Law No. 2 of 2018, as introduced, shall be forwarded to the Sullivan County Department of Planning and Environmental Management, along with a full statement of the proposed action, for review and recommendation in accordance with New York State Town Law § 239-m and Town Code § 345-65.B; and be it

FURTHER RESOLVED, that the Town Board of the Town of Bethel declares that it will act as lead agency under SEQRA and will provide notice of its intent to other involved agencies, if any; and be it

FURTHER RESOLVED, this Resolution shall become effective immediately.

Motion by Town Board member Dawn Ryder, seconded by Town Board member Bernard Cohen, and adopted upon a roll call vote as follows:

		AYE	NAY
Bernie Cohen	Voting	X	
Lillian Hendrickson	Voting	X	
Dawn Ryder	Voting	X	
Vicky Simpson	Voting	X	
Daniel Sturm	Voting	X	

Duly adopted by 5 ayes, 0 nays the 11th day of July, 2018.

Noise Permit – Danielle Pierce

Motion by Mrs. Ryder to receive, file and approve noise permit from Danielle Pierce, 166 Gale Road for a Wedding Party on August 18, 2018 from 3 pm to 12 am (Sunday). Slam Allen Blues Bank will be playing live music. Seconded by Mr. Cohen, put to a vote and carried 5-0.

1. This Permit shall expire on August 18th at midnight.
2. The noise to be generated pursuant to this Permit shall occur only during the hours of the wedding reception on August 18, 2018 from approx.. 3 p.m. until 12 a.m.
3. Any violation of this Permit shall be subject to § 220-8 of the Bethel Town Code and any other remedy available to the Town at law. In addition thereto, if there are repeated violations of this Permit.

Correspondence from Camp Chipinaw- Road closure request

Motion by Mr. Cohen to receive, file and approve letter dated 7/11/2018 from Camp Chipinaw, LLC requesting to have Silver Lake Road closed on July 15, 2018 from 8 am to 6 pm to outside traffic for camp day. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Resolution to introduce Proposed Local Law #2-2018 and to set public hearing

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TO INTRODUCE A LOCAL LAW TO AMEND CHAPTER 345 “ZONING”
OF THE TOWN CODE OF THE TOWN OF BETHEL**

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WHEREAS, it appears to be in the best interests of the Town to make amendments to Chapter 345 (Zoning) as it relates to Accessory Structures; and

WHEREAS, this Resolution introduces proposed introductory Local Law No.2 of 2018, a copy of which is attached hereto, and which, if enacted, will amend Chapters 345 of the Town Code; and

WHEREAS, the Town Board determines that the proposed revisions to the Town Code (hereafter, the “proposed action”) are subject to the State Environmental Quality Review Act (ECL, Article 8) and its implementing regulations (6 NYCRR Part 617) (collectively, “SEQRA”) as a Type I action; and

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statement of the proposed action, for review and recommendation in accordance with New York State Town Law § 239-m and Town Code § 345-65.B; and be it

FURTHER RESOLVED, that the Town Board of the Town of Bethel declares that it will act as lead agency under SEQRA and will provide notice of its intent to other involved agencies, if any; and be it

FURTHER RESOLVED, this Resolution shall become effective immediately. Motion by Town Board member Dawn Ryder, seconded by Town Board member Bernard Cohen, and adopted upon a roll call vote as follows:

		AYE	NAY
Bernie Cohen	Voting	X	
Lillian Hendrickson	Voting	X	
Dawn Ryder	Voting	X	
Vicky Simpson	Voting	X	
Daniel Sturm	Voting	X	

Duly adopted by 5 ayes, 0 nays the 11th day of July, 2018.

Appoint Nicholas Stackhouse as part-time Navigation

Motion to appoint Nicholas Stackhouse as a part-time navigation person, at the rate of \$12.36 per hour. Seconded by Mrs. Hendrickson, put to a vote and carried 5-0.

Public Comment

Harold Weiser – Thanked the Town Board, Dan Sturm, Rita Sheehan and BJ Gettel on all their hard work to get Taconic Trail situation cleaned up, it is much better.

Bob Barrett - need Toronto Reservoir access on Google Maps.

Karen London asked when will the dip on Pine Grove Road & Mtn. Lakes Road be fixed. Mr. Sturm - Applied for a Grant - \$300,000.

Adjournment

There being no further items on the agenda, motion by Mr. Cohen to adjourn the Meeting. Seconded by Mrs. Simpson, put to a vote and carried 5-0.

Respectfully submitted,

Rita J. Sheehan, Town Clerk