

The April 11, 2012 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: Denise Frangipane
 Bernard Cohen
 Vicky Simpson
 Richard Crumley

Pledge of Allegiance

The meeting was opened with the Pledge of Allegiance.

Andrew Arias, Cooper & Nieman, 2011 Financial Presentation

Andrew Arias, Cooper & Nieman, reviewed the Town’s 2011 financials. Mr. Arias notified the Town Board that GASB 54 policies have to be adopted this year; Fund Balance Classifications 2 options; recommends option 2; General Policy 3 options; recommends option 3. Options must be reviewed by Attorney.

General Fund - \$534,000; down \$52,000 from previous year, 26% of 2012 Budget and 28% of ensuing budget in previous year (34% in 2009)

Highway Fund - \$613,000; up \$163,000 from previous year, 25% of 2012 Budget and 19% of ensuing budget in previous year (7% in 2009)

Sewer District - \$599,000; up \$84,000 from previous year, 138% of 2012 Budget and 120% of ensuing budget in previous year (153% in 2009)

Sewer Extension District - \$71,000; up \$36,000 from previous year, 32% of 2012 Budget and 50% of ensuing budget in previous year

Audit of Bills

Motion by Mrs. Simpson to approve the monthly audit of bills, seconded by Ms. Frangipane, put to a vote and carried 5-0.

<u>Fund</u>	<u>Amount</u>	<u>Check Nos.</u>
General Fund	\$112,909.41	2530-2597
Highway Fund	\$ 9,773.36	1790-1827
Sewer District	\$ 15,397.97	1401-1414
KL Light District	\$ 426.57	1029
Capital Projects Sewer Rehab	\$ 1,283.75	1033

Supervisor’s Monthly Reports (General and Highway Funds) – March

Mr. Sturm reviewed the March 2012 Supervisor's reports for the General and Highway Funds. Motion by Ms. Frangipane to receive and file, seconded by Mr. Crumley, put to a vote and carried 5-0.

Town Clerk’s Monthly Report – March

Town Clerk has submitted her monthly report for March.

Total Revenue	\$5,415.25
State Share	\$ 297.32
Town Share	<u>\$5,117.93</u>

Motion by Mrs. Simpson to receive and file, seconded by Mr. Crumley, put to a vote and carried 5-0.

Resolution to relevy costs for removal of unsafe structure at SBL #8-1-56 (Motta)**RESOLUTION TO AUTHORIZE SPECIAL RELEVY ON THE TOWN OF BETHEL 2013 TAX ROLL FOR REMOVAL OF UNSAFE STRUCTURE**

WHEREAS, the Town Board of the Town of Bethel hereby adopts the following resolution to relevy the costs for engineering report of an unsafe structure as authorized by the Town of Bethel Code Chapter 113 Unsafe Buildings, and

BE IT RESOLVED, that the Sullivan County Legislature relevy the following property in the amount specified on the Town of Bethel 2013 Tax Roll:

<u>Owner</u>	<u>S-B-L</u>	<u>Amount</u>
Dominic Motta 630 Bedford Ave. Hauppauge, NY 11788	8.-1-56	\$484.00

Motion by Richard Crumley to approve resolution, seconded by Victoria Simpson, put to a vote and carried 5-0.

Resolution to relevy costs for removal of unsafe structure at SBL #8-1-56 (Motta)**RESOLUTION TO AUTHORIZE SPECIAL RELEVY ON THE TOWN OF BETHEL 2013 TAX ROLL FOR REMOVAL OF UNSAFE STRUCTURE**

WHEREAS, the Town Board of the Town of Bethel hereby adopts the following resolution to relevy the costs for demolition of an unsafe structure as authorized by the Town of Bethel Code Chapter 113 Unsafe Buildings, and

BE IT RESOLVED, that the Sullivan County Legislature relevy the following property in the amount specified on the Town of Bethel 2013 Tax Roll:

<u>Owner</u>	<u>S-B-L</u>	<u>Amount</u>
Dominic Motta 630 Bedford Ave. Hauppauge, NY 11788	8.-1-56	\$9,700

Motion by Denise Frangipane to approve resolution, seconded by Bernard Cohen put to a vote and carried 5-0.

Approve Clean-Up Day and Guidelines

Motion by Ms. Frangipane to accept four tires for free, then \$1.25 each, seconded by Mrs. Simpson, put to a vote and carried 5-0. Motion by Mr. Crumley to reduce refrigerated items to \$5.00, seconded by Mrs. Simpson, put to a vote and carried 5-0. Motion by Mrs. Simpson to set date for clean-up day May 5th and 6th from 8am-4pm, seconded by Ms. Frangipane, put to a vote and carried 5-0.

County Litterpluck April 28th

The County has announced their annual litterpluck for April 28th. Bags are available at all Town Halls. Motion by Ms. Frangipane to receive and file, seconded by Mrs. Simpson, putt to a vote and carried 5-0.

Review of Findings Statement for Proposed Local Law #1-2012

Mr. Sturm reviewed main areas of the amended SEQRA Findings Statement.

Resolution to adopt Findings Statement for Proposed Local Law #1-2012**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL
ADOPTING AN AMENDED FINDINGS STATEMENT UNDER SEQRA
FOR THE ADOPTION OF 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 “Zoning Code”); and

WHEREAS, in 2009 the Town Board introduced Local Law No. 1 of 2009 to amend the Town’s Zoning Code, and on January 28, 2009 determined that the proposed action was a type I action under the State Environmental Quality Review Act (“SEQRA”), and established itself as lead agency for SEQRA review purposes; and

WHEREAS, the Town Board, acting as lead agency under SEQRA, completed all of its obligations under SEQRA and adopted a Final Generic Environmental Impact Statement (“FGEIS”) on June 9, 2009; and

WHEREAS, Local Law No. 1 of 2009, adopting the amendments to the Zoning Code, was enacted on June 24, 2009; and

WHEREAS, on January 25, 2012 the Town Board introduced proposed Local Law No. 1 of 2012 to further amend the Zoning Code, identified the proposed action as a type 1 action under SEQRA, and resolved to appoint itself lead agency for SEQRA review purposes; and

WHEREAS, the resolution of the Town Board introducing proposed Local Law No. 1 of 2012, provided, in part, that (1) the SEQRA materials prepared in support of Local Law No. 1 of 2009 shall be evaluated for recommendation for the necessary scope of SEQRA review for the current action and (2) the appropriate documents for Town Board for review and consideration shall be prepared and delivered to the Town Board; and

WHEREAS, a long form Environmental Assessment Form (the “EAF”) has been prepared to review the potential for any significant environmental impacts that may result from the adoption of proposed Local Law No. 1 of 2012; and

WHEREAS, in addition to the EAF, the Town has caused to be prepared a comprehensive local land use analysis titled *Land Use Analysis: Hazardous Or Natural Gas and/or Petroleum Activities & Industrial Uses*, prepared by Greenplan, Inc. for use in review of the proposed local law; and

WHEREAS, on February 22, 2012, the Town Board conducted an information session about proposed Local Law No. 1 of 2012, which information session was duly noticed and open to the public; and

WHEREAS, on March 14, 2012, the Town Board adopted a resolution accepting an EAF prepared in connection with proposed Local Law No. 1 of 2012 and determining the SEQRA findings statement adopted for the FGEIS, shall be amended in accordance with 6 NYCRR 617.10(d)(2) to address the following issues: (1) the potential for significant environmental impacts if the proposed zoning amendments are adopted as opposed to the potential for significant environmental impacts if the proposed zoning amendments are not adopted and (2) the potential short term and long term economic impacts if the zoning amendments are adopted; and

WHEREAS, commencing on January 25, 2012, the Town Board began accepting written comments to proposed Local Law No. 1 of 2012 and on March 15, 2012, the Town Board conducted a public hearing during which both oral and written comments were presented and received in connection with proposed Local Law No. 1 of 2012 and closed the public hearing on the same date, which concluded the acceptance of further comments, both written and oral; and

WHEREAS, based upon the comments received both prior to and during the public hearing, the EAF prepared for the instant action, review of the FGEIS, and the Findings Statement prepared in connection therewith for Local Law No. 1 of 2009, the Town Board caused to be prepared an Amended Findings Statement to determine whether the amendment of the Town’s current Zoning Code will have any significant impacts on the environment and whether those impacts can be mitigated or avoided; and

WHEREAS, the Amended Findings Statement is attached hereto and incorporated by reference.

NOW THEREFORE, BE IT RESOLVED, that the requirements of 6 NYCRR Part 617 have been met in connection with the adoption of a local law to amend the Zoning Code of the Town of Bethel; and be it

FURTHER RESOLVED, that the Amended Findings Statement of the Town Board of the Town of Bethel is hereby adopted and the certifications contained therein approved; and be it

FURTHER RESOLVED, that the Amended Findings Statement is a positive Findings Statement meaning that the proposed action is approvable after consideration of the FGEIS, which demonstrates that the proposed action is one that minimizes or avoids adverse environmental impacts to the maximum extent practicable; and be it

FURTHER RESOLVED, this Resolution shall become effective when adopted.

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

	AYE	NAY
Richard Crumley	x	
Bernard Cohen	x	
Denise Frangipane	x	
Victoria Simpson	x	
Daniel Sturm	x	

Duly adopted by 5 ayes, 0 nays the 11th day of April, 2012.

Correspondence from Bethel Lions Club – request to plant 2 trees

Correspondence has been received from the Bethel Lions Club requesting to plant 2 trees. One tree will be planted near the Town Hall to be dedicated to the Vassmer Family in recognition of their generations who have served and continue to serve the Bethel community. A second tree will be planted at the playground off Route 55. This tree is in honor of the recipients of the Bethel Lions Club scholarships from 2011. The recipients are: Rachel Ehrmen, Paige LaPolt, and Mark Michel. Mrs. Simpson thanked the Bethel Lions Club on behalf of her family. Motion by Mr. Cohen to approve, seconded by Mr. Crumley, put to a vote and carried 5-0.

Liquor License Application & Request to waive 30-day notice - Indigo Circle

Liquor License application has been received from Rachelle Carmack, Indigo Circle, 3575 Route 55 Kauneonga Lake, NY. Motion by Ms. Frangipane to approve Indigo Circle liquor license application and to waive 30-day notice, seconded by Mr. Cohen, put to a vote and carried 5-0.

Renewal Liquor License Application – Friend’s Pub

Renewal Liquor License Application has been received from Friend’s Pub, Sgt. Andrew Brucher Rd. Motion by Ms. Frangipane to approve renewal liquor license application for Friend’s Pub, seconded by Mr. Cohen, put to a vote and carried 5-0.

Agricultural Committee Update

Ms. Frangipane announced the Bethel Agriculture and Farmland Committee next meeting is April 17th. Seasonal letter going out after meeting.

Town of Lumberland Planning Board Project

Ms. Frangipane commented that she spoke with The Town Supervisor from Lumberland and wondered if she was aware of Pine Grove Road.

Mr. Sturm was present at the Lumberland Planning Board meeting and was the only person from Bethel. He will stay on top of this project. The Town of Bethel Town Board voted at our last meeting that we have no objection to the Lumberland Planning Board to be lead agent. We do not want to interfere with other’s Town’s Planning Boards.

Easter Egg Hunt

Mrs. Simpson reported that there were over 80 kids at Easter Egg Hunt. Both directors did a great job, had old youth board members that volunteered. Mrs. Simpson thanked all the volunteers.

Town of Lumberland Planning Board Project

Jennifer Teitlebaum read a letter she wrote to the Lumberland Town Board regarding the Lumberland subdivision project and emergency services. Mrs. Teitelbaum asked why the Town Board doesn’t want to stay on top of this project.

Josh Teitlebaum mentioned that the only road to access this project is in Town of Bethel, there will be impacts on roads and emergency services. Once it is approved, it is too late.

Parks and Recreation Commission

Josh Teitlebaum commented that Cathy McFadden and Cathleen Doherty do an amazing job with limited resources and suggested creating a Park and Recreation Commission. He is concerned about the community input meeting where there were only a few members of the public and several town elected officials present and that the Town may not have support for volunteers. A Park and Recreation Commission would also have oversight on hiring practices.

Toronto Reservoir Sign – Town Road 62

Peter Conroy stated that on TR62 Chapin Estate signs are large, misleading and intimidating. Mary Ann Burke asked how much of right-of-way does Woodstone own. Mr. Conroy asked if Town can put up a sign on Pine Grove Road before TR62 that reads “Toronto Reservoir Access Area”. Mr. Crumley indicated that Pine Grove Road is a 3-rod road, signs are not in right-of-way. Mr. Conroy asked for a sign before Chapin sign; just as big.

Motion by Mr. Crumley to approve a sign on Pine Grove Road before Chapin sign, reading “Toronto Reservoir Recreational Access Area Open to the Public Bear Right, size: (as large as Chapin sign), color: red, white and blue, seconded by Ms. Frangipane, put to a vote and carried 5-0.

April 11, 2012

Audit of Bills

Adjournment

Motion by Ms. Frangipane to adjourn, seconded by Mr. Cohen, put to a vote and carried 5-0.

Respectfully submitted,

Rita J. Sheehan, Town Clerk