

March 5, 2008

**PINE PLAINS PLANNING BOARD MINUTES
MARCH 5, 2008**

IN ATTENDANCE:

Don Bartles, Jr.
Sarah Jones
Bruce Pecorella
Vikki Soracco
Jon DePreter
Ken Mecciarello
Kate Osofsky

ALSO PRESENT:

Warren Replansky
Rick Butler
Nelson Johnson
Alex Durst
Four members of the public

Bartles opened the meeting at 7:30 pm. He stated the purpose of the meeting was to decide if the Board was going to hold another public hearing for the Carvel DEIS on a Saturday and whether or not they would be extending the public comment period. Bartles stated he asked both Stolzenburg and Jurkowski to give their opinion and also their availability should another hearing be scheduled. Bartles stated that Jurkowski advised that he felt another public hearing on a Saturday would be appropriate and he would be available any Saturday morning in April. Jurkowski stated that the comment period only needs to extend ten days beyond the last public hearing however, he supports the concept of extending it thirty days from the last meeting date. Jurkowski stated that the additional public hearing and the extension of the comment period would provide for a total comment period of approximately four months. Bartles stated that Stolzenburg supports a Saturday hearing date. She would prefer either April 5th or 12th. She stated she would be available the morning of April 5th and out of town on the 12th but that would be no reason not to hold the hearing that date. Stolzenburg stated that an extension to May 5th more than meets the requirements and gives the public a full extra month to comment. Replansky stated he concurred with both Stolzenburg and Jurkowski to add a Saturday hearing in April and extend the comment period for thirty days after. Short discussion of public comment period followed. Replansky stated that if some substantive comments are received and the Board felt they wanted to extend the comment period, it could always be done. Bartles stated he supports the April 5th meeting and a thirty day extension for public comment. Nelson Johnson asked to address the Board. He stated the applicant does not oppose this. He stated they don't think it is necessary but if the Board feels they want to extend it, it is fine. He stated they felt that the schedule was a reasonable one when it was adopted and doesn't know that anything has happened to change that. Johnson stated he heard, although he hasn't seen them, that there were letters that came in asking for extensions and asking for a Saturday hearing. He stated that he has heard that the letters have come in for over a month and if a letter came in

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with two months left on a public comment period and with four public hearings left, how did the letter writer know it was a reasonable request. He stated he was skeptical of the letters. He stated they didn't have a chance to read the letters and to see if they seemed reasonable and to see that they all came from some group opposed to the project which is frustrating for the applicant. Johnson stated a Foil request was submitted over a month ago to see these letters and haven't seen them yet. Proper stated she had not received a Foil request. Proper advised that the Foil requests are to go to the Town Clerk and then to Replansky for approval. Replansky stated he has no objection to allowing Foils for comments. Johnson stated they were told that the only way they could get any information from the Town was through a Foil request. Johnson stated that this is not the case, apparently, that everyone is required to send in Foil requests. Johnson stated there are groups out there that have commented on Chapters and they have scoured the files and see no Foil requests from them. Johnson stated that not everybody is required to proceed by Foil request. Johnson stated that some people get information immediately upon requesting it. He stated all they would like is to play by the same rules as everyone else. He stated they are happy to proceed with Foil but wants to make sure other people are subject to the same procedures. Johnson stated they would leave it up to the sound discretion of the Planning Board to decide if another hearing and an extension were necessary. Bartles stated there has been a breakdown in the information distribution system. Bartles stated that Rick Butler would be checking on the Foil request that wasn't complied with. Bartles stated that a lot of information has been released prior to the Board even seeing it. Bartles stated it has been a problem and they have tried to address it and apologized. Replansky asked if information was being released without Foil requests and Proper stated not from her office. Proper stated she does not release information to anyone without an approved Foil request. Replansky stated as long as there was a Foil request on file, Proper could release the comments to the applicant. Short discussion of DOT letter. Replansky stated he would like to respond to that letter. He asked for authorization to respond on behalf of the Board.

Motion by Pecorella to add an additional public hearing on Saturday, April 5, 2008 at 9:30 am at the Stissing High School and to extend the public comment period thirty days after that to May 5, 2008; second by Soracco. All in favor.

Replansky stated that Stolzenburg would provide the appropriate notices for the hearing.

Motion by Pecorella to adjourn; second by DePreter. All in favor.

Respectfully submitted by:

Nancy E. Proper
Secretary

Don Bartles, Jr.
Chairman