

**Philipstown Conservation Advisory Committee
Town Hall, 238 Main Street, Cold Spring, New York, 10516
April 13, 2010**

The CAC held its regular meeting at the Town Hall on Tuesday April 13, 2010. Mr. Lind opened the meeting at 7:30 p.m.

Present: David Klotzle (Wetland Inspector)
Eric Lind (Acting Chairperson)
Michael Leonard
Andy Galler
Lou Kingsley
M.J. Martin
Bob Repetto
Mark Galezo
Tina Andress-Landolfi (Secretary)

Mr. Lind said that everyone was able to look at the property.

Mr. Sussmeier said that he purchased the property three years ago and was in the process of restoring it. He told the members that the two structures that were on the property had been demolished. HE said the reason he needed a wetlands permit was to rearrange the slope and solve some drainage problems.

The CAC and Mr. Sussmeier reviewed the submitted plan.

Mr. Lind asked if he had a construction narrative.

Mr. Sussmeier said yes.

The members of the CAC and Mr. Sussmeier discussed the drainage plan further.

Mr. Lind asked if the grates in place only carried water.

Mr. Sussmeier said yes.

Mr. Lind asked if the retention pond was no longer needed because of the paved road.

Mr. Sussmeier said that in his opinion that was correct.

They reviewed map again and discussed some of the corrections that would be made.

Mr. Lind asked Mr. Sussmeier if he needed to contact Mr. Chirico with the highway department.

Mr. Sussmeier said that he had done that and was told by Mr. Chirico that he would be liable for any runoff.

Mr. Lind said that it did not seem to be a complicated project and he did not see any reason to hold off on the permit.

Mr. Sussmeier said that he did not plan on doing any work till the end of August because he did not want to lose recreational use of the pond.

The members and Mr. Sussmeier discussed the placement of silt fence.

Mr. Lind asked what would be done with the dredge material.

Mr. Sussmeier said that it would be buried.

Mr. Lind asked if a state permit was needed.

Mr. Sussmeier said that the project did not need a state permit because it was not touching a protected area.

Mr. Martin asked how long the pond would be drained.

Mr. Sussmeier said that the valve would be cracked for about one week.

Mr. Lind made a motion to grant the permit.

Mr. Kingsley seconded the motion.

All were in favor.

Banker, Brooks
154 Old Albany Post Rd.

TM# 83.-2-2

WL-10-166

Mr. Lind asked if more detail was available on the stream crossing.

Mr. Snyder said that a three sided precast culvert would be placed. He said that he proposed construction mats be used temporarily during the crossing.

Mr. Galler said that there should be some documentation showing that the DEC approved access on their ROW.

Mr. Snyder said that he had that.

Mr. Repetto asked how much land would be cleared.

Mr. Snyder said a little over one acre. He told the members that he would need to do some test pits before he could submit a storm water plan. He said that he needed a letter from the CAC to give the BOH showing permission to perform the test pits.

Mr. Repetto said that he would like to see some mitigation for clear cutting an acre.

Mr. Klotzle said that the CAC can only control one hundred feet from the stream.

Mr. Galler asked if this project should be broken into two permits.

Mr. Klotzle said that all they really needed from the CAC was a letter of permission to clear out the test holes.

Ms. Martin asked if they even needed a permit at all.

Mr. Klotzle said that it could require a permit. He told Mr. Snyder that a storm water plan and an NOI needed to be submitted because more than an acre of land would be cleared.

Mr. Lind made a motion to grant the permit for a temporary/ permanent crossing. He said that the storm water portion of the project would be a separate issue. He said that documentation from the DEC showing the ROW would be needed.

Ms. Martin seconded the motion.

Mr. Repetto said that he would decent.

All other members were in favor.

Motion passed.

Dini, Michael
537 E. Mountain Rd. S

TM# 17.-3-10

WL-10-170

Mr. Snyder reviewed revised plan with the members.

A member asked if the approved permit had expired.

Mr. Klotzle said no.

The CAC members compared the existing approved plan with the new proposed plan.

Mr. Klotzle said that the new proposed driveway would require gabions or reno mattresses because the driveway ran along the stream for a good distance.

The members were concerned with possible blasting that might need to happen in order to place the stone baskets.

Mr. Snyder said that most of the basket work would be done by hand.

Mr. Lind said that all members agreed that the new proposed plan showed overall fewer disturbances than the approved plan.

The members discussed that the new proposed plan required a stream crossing and the existing approved plan did not.

Mr. Craig Roffman was a concerned neighbor that stood to speak about his concerns on the project.

Mr. Roffman said that the current owners were only changing the plan because of financial issues.

Mr. Lind said that the CAC would not be making any decisions based on that, and would only be judging on environmental issues.

Mr. Cinquanta whom was another concerned neighbor stood to speak. He said that there would be a substantial amount of fill needed for the new proposal.

Mr. Lind said that when he compared the two driveway proposals, he felt the newer plan was overall less disturbance.

Mr. Snyder showed on the map where fill would be needed, and stated that only a foot or so would be needed.

Mr. Galezo said that he saw a five foot drop at the top elevation of the driveway where fill would be needed.

Mr. Lind said that the main concern would be how the stream would be protected while bringing in the fill.

Mr. Lind said that the new proposed plan showed the house located within the buffer, and the approved plan did not have the house located in the buffer.

The CAC voiced their concerns about the house being permanently located next to the stream, and the possible long term environmental repercussions it would have.

Mr. Klotzle said that mitigation would be needed if house were placed within buffer.

Mr. Snyder agreed that it would be done.

Mr. Lind asked Mr. Roffman and Mr. Cinquanta if the home being located within the buffer was their main concern.

They both answered yes.

Mr. Lind explained that even though the CAC only regulates wetland and buffer areas, as a CAC they also consider the environmental impact on the entire lot.

Mr. Cinquanta asked if blasting was regulated in the buffer zone.

Mr. Klotzle said that it could be allowed or not, because there was not specific regulation on blasting in the code.

Ms. Martin suggested that a neighboring property could share a driveway with the Dini's and have less of an impact.

Ms. Address asked Ms. Martin what driveway she was referring to.

Mr. Galezo pointed to Mr. Cinquanta's property.

Ms. Martin said that it would be a holistic solution to the problem.

Mr. Lind said that there were good and bad points to both proposals.

The CAC discussed the proposed septic, and what could happen years down the line.

Mr. Klotzle said that he felt the new proposed septic was better, because there would be no stream crossing involved.

Mr. Snyder said that the entire site had been tested, and that the location of the proposed septic was the only possibility.

Mr. Cinquanta claimed that no other test holes had been done.

Mr. Snyder assured the CAC that the entire site had been tested.

Mr. Cinquanta said that he had been a resident for sixteen years and never saw any test holes.

Mr. Snyder said that at least thirty holes had been done.

Mr. Cinquanta told the CAC that the entire site was not being shown on the map.

Ms. Martin said that the entire site needed to be shown.

Mr. Klotzle asked if any records could be produced showing test hole sites.

Mr. Snyder said that he would look for any. He also informed the members that the approved septic plan was a gravity system, and the proposed plan was a pump up system.

Mr. Galezo asked why the force main was located where it was shown.

Mr. Snyder said because it was originally a gravity main and was changed to a force main to accommodate its position along the driveway.

Ms. Martin said that she definitely felt the entire site should be shown on map.

All members agreed and decided that both plans needed to be compared further to determine the best environmental outcome.

Winter Hill
20 Nazareth Way.

TM# 60.-1-78

PBR

Ms. Martin removed herself from any discussion on this project.

Mr. Snyder showed the CAC where some test pits were done and that dry wells would be proposed.

Mr. Snyder and the CAC also discussed placing rain gardens on the down slope side. They also discussed other storm water control options.

Mr. Klotzle said that a report would be written to the Planning Board.

Lauria, Eduardo
1306 Rt 9 D

TM# 60.-1-13.7

WL-09-164

Mr. Klotzle said that Mr. Lauria would not be attending the meeting tonight. He told the CAC that he would be visiting the site with Mr. Laurias engineer in the morning. HE told the members that progress was being made on the site.

Timmons

TM# 38.-2-13.2

PBR

Item was removed from agenda

Boscobel

Tree Work on Steep Slope

Mr. Klotzle said that Boscobel would be cutting trees on a steep slope. He said that he had received a list of trees that would be removed. He said that Boscobel would be doing mitigation, but did not provide the CAC with what would be done.

The members discussed other items that needed to be submitted to them pertaining to the project.

Adjournment:

Mr. Lind made a motion to adjourn the meeting. Mr. Kingsley seconded the motion. All were in favor. The meeting closed at 9:30 p.m.

Respectfully Yours,

Tina Andress- Landolfi

Note: These minutes were prepared for the Town Of Philipstown Conservation Advisory Committee, and are subject to review, comment, emendation and approval thereupon.

Date Approved: _____