

PUBLIC HEARING
PROPOSED GARBAGE DISTRICT EXTENSION
WEDNESDAY, MARCH 4, 2009 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Town Attorney Blythe, Police Lieutenant Farbent, Highway Superintendent Fayon

SALUTE TO FLAG

Supervisor Green called to order the Public Hearing regarding the proposed extension to the New Windsor Garbage District and presided over same and the Town Clerk presented proof of publication as required by law.

Supervisor Green said the board is acting on the petition and request of some of the residents of Steele Road who are asking that they be included in the New Windsor Garbage District. He said that a map of the proposed district is over in the corner and asked if anyone had any comments relating to the proposed extension.

A resident asked how far the proposed district extends and the Supervisor said it covered Route 207 from Clarkview Road down to and including all of Steele Road.

Greg Gaetano asked the Board to reconsider the cost that the extension will add to the tax bill. He said that it appears to be cheaper to either use a private hauler or take your garbage to the landfill every week. Supervisor Green said that the actual garbage rate is based upon the assessed value of each house times the current garbage rate and it will, in most cases, be lower than the estimated figure which was in the letter the residents of the district received. He said that while you do have garbage pickup with a private hauler, the town garbage trucks also pick up large household items, metal items and yard waste plus recycling pickup every two weeks which is included in that fee.

Frank Pietrzak said that he has lived on Steele Road for fifty two years and that he and his neighbors fix the road, fix the potholes and plow their own snow, pick up their own garbage and the only street light on the road is one that he pays for. He said that his garbage costs him about \$20 a month which will increase substantially if he is included within the new district.

Supervisor Green said most of the people who are within the proposed district are in favor of it and they petitioned the Town Board to be included in the garbage district. He said that this is subject to a permissive referendum which means that someone needs to go out and get 5% of the residents of the district (based on the last gubernatorial election), to sign a petition to have this taken to a public vote and then it can be voted against. You would have thirty days to present the petition to the Town Board and then an election would be held. He said he was sure that everyone would be paying less than the amount stated, but anyone can call the tax receiver's office for the current garbage tax rate and multiply that times the assessed value of their home to find out exactly what it is going to cost.

Hearing no one wishing to speak, Supervisor Green entertained a motion to close the Public Hearing.

MOTION - CLOSE PUBLIC HEARING

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor close the Public Hearing in the matter of the proposed establishment of the New Windsor garbage district extension for Steele Road and portion of Route 207, at 7:15 P.M.

Roll Call: All Ayes

Motion Carried: 5-0

**PUBLIC HEARING
PROPOSED GARBAGE DISTRICT EXTENSION
WEDNESDAY, MARCH 4, 2009 7:00 P.M.**

MOTION - ADOPT RESOLUTION PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) DECLARING TOWN BOARD OF TOWN OF NEW WINDSOR LEAD AGENCY - PROPOSED GARBAGE DISTRICT EXTENSION - STEELE ROAD AND PORTION OF ROUTE 207.

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor adopt the following resolution:

WHEREAS, many of the residents of Steele Road have requested of the Town Board of the Town of New Windsor to be included in the Garbage District; and

WHEREAS, several other parcels along a portion of Route 207 between Clarkview Road and Steele Road lie between the existing garbage district and Steele Road; and

WHEREAS, the Town Board has determined that any Garage District Extension should also include other parcels in the vicinity of Steele Road which should logically be included in the extension for the health and welfare of all residents in the area; and

WHEREAS, the Town Board has directed McGoey, Hauser and Edsall Consulting Engineers, P.C., to prepare a map, plan and report for the proposed establishment of a Garbage District Extension to include Steele Road and other appropriate parcels, which map, plan and report having been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town Board of the Town of New Windsor has determined that pursuant to the State Environmental Quality Review Act (SEQRA) there is no other qualifying lead agency and therefore intends to declare itself as Lead Agency in this matter; and

WHEREAS, attached to this resolution is a short Environmental Assessment Form and Negative Declaration; and,

WHEREAS, it is now appropriate for the Town Board to consider and conclude the SEQRA review of the project;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board of the Town of New Windsor (Town Board) hereby declares itself Lead Agency for SEQRA purposes for the proposed garbage district extension which will include Steele Road and a portion of Route 207 between Clarkview Road and Steele Road; and
2. That the Town Board hereby classifies this proposed extension an Unlisted Action; and
3. That the Town Board as Lead Agency following its review of the Short Environmental Assessment Form (EAF) and other annexed documents determines that this action will not have a significant impact upon the environment and that a Draft Environmental Impact Statement will not be prepared and further finds as Lead Agency that a Negative Declaration and Notice of Determination of Non-Significance be issued and circulated as required and that the Supervisor be and he hereby is authorized to sign the Short Environmental Assessment Form.

Roll Call: All Ayes

Motion Carried: 5-0

PUBLIC HEARING
PROPOSED GARBAGE DISTRICT EXTENSION
WEDNESDAY, MARCH 4, 2009 7:00 P.M.

MOTION - APPROVE EXTENSION OF GARBAGE DISTRICT - STEELE ROAD AND PORTION OF ROUTE 207; SAID APPROVAL BEING SUBJECT TO PERMISSIVE REFERENDUM.

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the extension of the Garbage District to include Steele Road and a portion of Route 207 between Clarkview Road and Steele Road, pursuant to Article 12-A of Town Law and in accordance with the resolution attached hereto. Said approval being subject to permissive referendum.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc