

Informational Session (6:45pm) & Public Hearing (7:00pm)
Meeting of the Windsor Town Board
Town of Windsor, New York
November 17, 2015 7:00pm
Windsor High School
1191 NYS Route 79
Windsor, NY 13865

Deputy Supervisor McIntyre pointed out the exits in the room.

MEETING CALLED TO ORDER by Deputy Supervisor William J. McIntyre, at 6:45pm.

PLEDGE OF ALLEGIANCE was recited.

ROLL CALL by Clerk:

Supervisor Carolyn Price: Present
Deputy Supervisor William J. McIntyre: Present
Councilman Timothy J. Bates: Present
Councilwoman Lesa Hawk-Shuler: Present
Councilman Gary M. Hupman: Present
Attorney Cheryl Sacco: Present
Planning Board Chair Shelly Johnson Bennett: Present
Deputy Town Clerk Lucille Swartz: Present
Town Clerk Barbara Rajner Miller: Present

Also present were: Code Enforcement Officer David Brown, Town Bookkeeper Ruth Rusiloski, Floyd Bronson, Cheryl Bronson, Robert Kutalek, Jerry Henehan, Mark Lippolis, Betty Hawk, Hazel Brandt, Neil Auzbbach, Thomas Eeges, Brad Chubb, Betsy Majors, S. Warren, Cathy Hupman, John M. Troup, Floyd Bronson II, Daniel R. Price, Loretta N. Shaw, Douglas Saunders, North Leppert, Millie Hawk, Elmer Hawk, Michael Egan, Gertrude Colwell, Rose Auld, Paul Wayman, Deb Wayman, Bruce Cameron, Jill Hardy-Hettig, Thomas Hettig, Laurie Wightman, Evan Romer, Paul Dillingham, Don Colpitts, Cheryl Brink, Robert Brink, Lois Oswald, V. Phillips, Sandra Pinney, Dave Ballard, Bob Joyner, Walt Zevotek, Robert Williams, Theresa Benjamin, Steve Herz, Sue Rambo, Elaine Card, Michelle Bronson, Rebecca Reed, Pat Matloub, Preston Baisley, Dave Kohlbach, Hal Smith, Mike Atchie, Eileen Ruggieri, Peter Ruggieri, Lawrence Snyder, Scott B. Clark and one other.

AT 6:45PM:

INFORMATIONAL PRESENTATION ON PROPOSED AMENDMENTS TO THE TOWN OF WINDSOR'S 2006 COMPREHENSIVE PLAN

- * Planning Board Chair Bennett explained what the Comprehensive Plan is, and what it is not.
- * Supervisor Price talked about the process that was taken for the changes.
- * Supervisor Price explained that the Town Board is holding a Public Hearing tonight to give the public an opportunity to speak on the Draft Amendments to the 2006 Comprehensive Plan and explained that the Town Board will review the Public Comments and the Comments from the 239 Review at the November 23, 2015 meeting.
- * Supervisor Price mentioned that a second Public Hearing will be scheduled.
- * Attorney Sacco and Planning Board Chair Bennett spoke regarding Land Use and Local Law.
- * Supervisor Price spoke regarding the Action Plan Items.
- * Supervisor Price mentioned that the 2006 Comprehensive Plan and the Proposed Amendments are on the Town's website, and that there is a complete copy of the Plan, with Amendments, in the Town Clerk's Office.

AT 7:09PM:

PUBLIC HEARING – PROPOSED AMENDMENTS TO THE TOWN OF WINDSOR'S 2006 COMPREHENSIVE PLAN

Deputy Supervisor McIntyre reviewed the guidelines for Public Comments:

- A. Speakers will register to speak and speak by registered number.
- B. Speakers will be limited to a maximum of four (4) minutes.
- C. Speakers will not be allowed to personally attack any person or persons.

Deputy Supervisor called each registered speaker by number:

1. **Lawrence Snyder, Swift Rd, Voorheesville, NY & Bryee Rd, Sanford, NY**– Since the 2006 Comprehensive Plan was made, climate change and the dangers related to climate change have become a major concern. Dealing with climate change is going to require that we change the way we generate and use energy. Very pleased that this problem is being addressed with the proposed changes in the Comprehensive Plan. Next time he attends the Planning Board meeting in Sanford, he will recommend that Sanford undertake a similar process.

2. **Scott B. Clarke, Dodd Rd, Windsor, NY** – This Comprehensive Plan process has a major flaw because active public participation has not been the focal point of the proposed changes. He recommends that the Town conduct a major comprehensive survey, keeping the original question, and add a few others offering a range of options. Did not like that, at the first Work Session Meeting to revise the Comprehensive Plan, no public input was allowed, as it was a Work Session. He gave the Town Board two debate DVD's in hopes that the Town Board would facilitate the debate, encourage discussion and help tamp down contentiousness that still exists, which has not occurred. Referenced Resolution #24-2012 and offered two documents for review prior to Comprehensive Plan approval.
3. **Jerry Henehan, Dunbar Rd, Windsor, NY** – Asked the Board not to accept the changes to the Comprehensive Plan. Gave the definition of comprehensive. Claimed that neither the review of the plan, nor the process, has been comprehensive. Conducting town meetings without public comments is not comprehensive. Does not believe that the energy development, as proposed, is compatible with the primary objective of preserving the character of Windsor as a rural residential community. His piece of heaven on Dunbar Rd was shattered in 2010 when the compressor station was built. Every day they are subject to the intrusions of that facility. It is not compatible with a rural residential neighborhood. Believes the Comprehensive Plan should include what the Town is able to, and willing, to regulate. Recommends that the Town Board delay the acceptance of the proposed changes, continue the process of reviewing the complete Comprehensive Plan to include participation of the residents, and answering all the questions in the process.
4. **Mark Lippolis, Dunbar Rd, Windsor, NY** – When the 2006 Comprehensive Plan was made and did not allow any energy development, how was the compressor station even allowed to be built in his rural residential area? He knows a lot of people want natural gas, but they will not be happy when it's on your property or your neighbor's property. Up to the Zoning Board to do the right thing, in keeping it a beautiful, residential area. They're making strides at the compressor station trying to correct all of the problems, but it was brought into the community when the current zoning law says it does not allow energy development. However, it still came.
5. **Brad Chubb, Trim St, Windsor, NY** – Thanked the Town Board and the Planning Board for the work that they've done on the Comprehensive Plan. Wants to encourage them to work on the corresponding zoning updates that would put this into effect. Offered constructive criticism: On page 44, make a mention of energy sources (natural gas, solar, wind) in that section. On page 45 and page 59, add a phrase such as: current technologies and future technologies to allow for types of technologies that we have not yet envisioned (for example, propane fracturing).
6. **Bruce Cameron, White Birch Lake Rd, Windsor, NY** – Mentioned that he was involved in creating the 2006 Comprehensive Plan, and also worked on the proposed amendments, as a member of the Planning Board. "We never had even a majority of Town Planning Board members at the Town Board meetings on this." "Fracking has repeatedly proved in Pennsylvania that it is immiscible to a rural residential community to the regret of many of its citizens. The Town Board, by initiating these proposed changes into the Comprehensive Plan despite NYS's ban on fracking, has proven it is immutable to these realities." Even though he has enjoyed 27 years as a member of Windsor's Planning Board, he "can no longer be associated with a Town Board that represents energy corporations and large landowners, instead of all our citizens", and reluctantly resigns from his position on the Planning Board, effective immediately. Handed a copy of resignation letter to the Town Clerk.
7. **Evan Romer, Chestnut St, Windsor, NY** – Questions who actually received the surveys that were sent out? "My guess is that if you did a fair survey of all Town residents, it would still come out with a majority in favor of drilling." Wonders if the survey was deliberately slanted, in favor of drilling. Does not think the survey was valid. The Board continues to struggle with the impacts of one compressor station. Can't imagine how the Board would deal with all of the wells. If drilling is allowed, the future of our Town would be decided by NYS, the PSC, DEC and the gas drilling companies. The Board will lose control of our Town.
8. **Susan M. Rambo, Old Rte 17, Windsor, NY** – Thank you for all of your work.
9. **Pat Matloub, 19th St, Astoria, NY** – Her comments have already been addressed.
10. **Peter Ruggieri, Dire Rd, Windsor, NY** – Urges the Town Board not to include the energy development statements in the Comprehensive Plan. He thinks the amendments suggested appear to have two conflicting premises: Changes that allow the extraction of natural gas and oil will mean the introduction of "heavy industry" to Windsor. He doesn't know if there's any discussion about whether that's true or not. Natural gas and oil development is mutually exclusive to the retention of the rural nature of this area. Specific question regarding Goals on page 59: "Develop standards that will allow development of natural gas and oil extraction and associated infrastructure." Is this regarding zoning ordinances, or something different? Will zoning ordinances allow energy development anywhere in the Town? If not, what is the exclusion zone? "Regarding local laws, the ability to regulate these industries lies only with NYS. Any local law will become impossible to enforce when you're faced with a lawsuit from an energy corporation that could bankrupt the Town. Once you allow their practice to begin, anything goes."

11. **Betsy Majors, Atwell Hill Rd, Windsor, NY** – Thinks the Board is doing a tremendous job. The stone business by her has been grandfathered in. “It’s a factory, not a quarry. The trucks are loud and tear up the roads. I have learned to deal with it. If this is what natural gas is going to mean, I’m all for it, too.”
12. **Hazel Brandt, Cascade Valley Rd, Windsor, NY** – Lived here 50 years. Feels that we have a right to do with our property what we want. Go ahead with your plans.
13. **Mildred Hawk, Anne Rd, Windsor, NY** – Resident of Windsor for 52 years. She lives a half-mile from the Pennsylvania line. Driving by there now, everything is back to the way it used to be. She can’t wait until the Governor says that NY can drill. She applauds the Board for what they are doing.
14. **Paul Wayman, Mt. Carmel Rd, Windsor, NY** – Lifelong resident of the Town of Windsor. “We have to learn to live together, and learn to adapt.” We need to be willing to develop safe, reliable sources. “Regarding Pennsylvania, apparently the majority, up to this point, don’t see it to be that big of a problem.” “Our kids need jobs. In order to have jobs, you need to have an economy that’s thriving. A lot of our young people have left this area. He lives a half-mile from a compressor station that’s in the Town of Sanford. After construction, you wouldn’t even know it’s there.

AT 7:41PM

ADJOURNMENT

Motion By: Councilman Bates

Sec. By: Councilwoman Hawk-Shuler

To adjourn the meeting.

Vote of the Board:

Supervisor Price - AYE

Deputy Supervisor McIntyre - AYE

Councilman Hupman -AYE

Councilman Bates - AYE

Councilwoman Hawk-Shuler - AYE

Motion Approved.

Respectfully Submitted,

Barbara Rajner Miller, Windsor Town Clerk