

Town of Austerlitz
Planning Board Meeting
June 3, 2021

The June 3, 2021 Planning Board Meeting was held via Zoom in accordance with the Governor's Executive Order 202.1. Meeting instructions were on the Town website.

Present: Lee Tilden, Chair, Deborah Lans, Jane Magee, Eric Sieber and Perry Samowitz, Members. Erin Reis, Minute Taker and Joseph Catalano, Attorney for the Town were also present.

Public Hearing for Planning Board Project PL-2021-04, Minor Subdivision, Goggins.

Public Hearing called to order at 7:07 p.m

Lee Tilden noted that the public hearing notice was legally posted April 13, 2021 in the Hudson Register Star.

Dan Russell explained the subdivision for 11.7 acres is for a new house, Walton Goggins explained the reasoning for the subdivision and Sasha Hare added their love for the area and reasoning.

Chair Tilden advised that no emails or letters in the mail were received to date on this project.

No one wished to make a comment. Chairman Tilden advised that he would move onto other business and give the public until 7:15 p.m. to come onto the Zoom meeting and make a comment.

All those wishing to be heard were heard.

Public Hearing called to order at 7:13 p.m

Public Hearing for Planning Board Project PL-2021-05, Minor Subdivision, Davis.

Dan Russell explains the subdivision for one 33 acre lot and another for 88 acres and that 33 of the acres are located in the Town of Hillsdale. Public Member, Jennifer Schrober stated she is concerned about clearing of the land. Chairman Tilden states this will be adjourned due to the land being across town lines. Mr. Russell states both Towns have a ridgeline protection law. Mr. Catalano states SEQRA needs to be a coordinated review with Hillsdale. Mr. Russell adds that nothing is being built with this subdivision. Chairman Tilden states Austerlitz will be taken off as Lead Agency and is now an involved agency.

A motion to close the public hearing for Goggins was made by D. Lans and seconded by E. Sieber.

Roll call

Lee Tilden: yes

Deborah Lans: yes

Eric Sieber: yes

Perry Samowitz: yes

Jane Magee: yes

Motion carried 5:0 Public Hearing closed at 7:28 p.m

A motion to adjourn Davis was made by P. Samowitz and seconded by J. Magee.

Roll call
Lee Tilden: yes
Deborah Lans: yes
Eric Sieber: yes
Perry Samowitz: yes
Jane Magee: yes

A motion to set order for Davis to be first for the July 1st meeting was made by E. Sieber and seconded by D. Lans.

Roll call
Lee Tilden: yes
Deborah Lans: yes
Eric Sieber: yes
Perry Samowitz: yes
Jane Magee: yes

Regular Meeting called to order at 7:29 p.m.

Moment of Silence, followed by Pledge of Allegiance.

Minutes

A motion to accept the May 6, 2021 Public Hearing and Regular Planning Board Meeting minutes was made by J. Magee and seconded by D. Lans.

Roll call
Lee Tilden: yes
Deborah Lans: yes
Eric Sieber: yes
Perry Samowitz: yes
Jane Magee: yes
Motion carried 5:0

Old Business

Planning Board Application PL-2021-04

Property Owner: Walton Goggins, Jr.

Applicant: Walton Goggins, Jr.

Representative: Daniel Russell

Project Property: 135 LaBranche Road (Both Sides of the Road) SBL:106.-1-4.112

Zoning: Rural Residential

Project: Minor Subdivision-Original acreage 124.01 dividing into 2 parcels: 112.279 acres and 11.731 acres.

A Motion to declare that SEQRA part 2 as prepared by the Planning Board for application PL-2021-04, that the project will not result in a significant or an adverse environmental impact was made by E. Sieber and seconded by J. Magee.

Roll Call
Lee Tilden: yes

Deborah Lans: yes
Eric Sieber: yes
Perry Samowitz: yes
Jane Magee: yes
Motion carried 5:0

A Motion to resolve to approve the 2 Lot Subdivision for PL-2021-04 located at 135 LaBranche Road (Both Sides of the Road) SBL:106.-1-4.112 as depicted on the map dated 3/25/21 and as presented with no changes or conditions was made by D. Lans and seconded by J. Magee.

Roll Call

Lee Tilden: yes
Deborah Lans: yes
Eric Sieber: yes
Perry Samowitz: yes
Jane Magee: yes
Motion carried 5:0

Planning Board Application PL-2021-06 Colton for a driveway easement is tabled

Planning Board Application PL-2021-03 Vieni for a Lot Line Adjustment is tabled

New Business

Planning Board Application PL-2021-07

Property Owner: Peter Cox Helmrath
Applicant: Peter Cox Helmrath
Representative: Nathan Burrows
Project Property: Intersection of Punsit and Mallory SBL:95.-1-32
Zoning:Rural Residential
Project: Minor Subdivision-Original acreage 376.033 dividing into 2 parcels: 18 acres and 358 acres.

Nathan Burrows gives a brief explanation of the subdivision and that the 18 acres has a driveway and the other has the barn.

A motion to declare application PL-2021-07 complete and in the Ag. District was made by J. Magee and seconded by D. Lans.

Roll Call

Lee Tilden: yes
Deborah Lans: yes
Eric Sieber: yes
Perry Samowitz: yes
Jane Magee: yes
Motion carried 5:0

A motion to declare application PL-2021-07 an unlisted action under SEQRA was made by P. Samowitz and seconded by J. Magee.

Roll Call

Lee Tilden: yes

Deborah Lans: yes

Eric Sieber: yes

Perry Samowitz: yes

Jane Magee: yes

Motion carried 5:0

A motion to schedule a public hearing for application PL-2021-07 for July 1st, 2021 as the second order of business was made by D. Lans and seconded by P. Samowitz.

Roll Call

Lee Tilden: yes

Deborah Lans: yes

Eric Sieber: yes

Perry Samowitz: yes

Jane Magee: yes

Motion carried 5:0

Planning Board Application PL-2021-08

Property Owner: Mimi Falco

Applicant: Empire Solar

Representative: Stephanie

Project Property: 32 Harvey Mountain Road SBL:88.-2-26

Zoning:Rural Residential

Project: 10.08kW ground mounted solar array

Stephanie begins with a brief explanation that it will be on 0.011 acres worth of land and shares her screen of aerial photos. D. Lans asks what direction the panels will face, Stephanie states south and shows photos of the existing trees. P. Samowitz asks for a view from Harvey Mountain Road, Stephanie shows photos of winter view and in summer they won't be visible. Chairman Tilden states this should be treated as an accessory structure by the code and it is relatively small and shielded. Attorney Catalano states this is a Type II Action for SEQRA and part II is not needed and is a condition that can be approved tonight.

A motion to declare application PL-2021-08 a Type II Action for SEQRA was made by P. Samowitz seconded by J. Magee.

Roll Call

Lee Tilden: yes

Deborah Lans: yes

Eric Sieber: yes

Perry Samowitz: yes

Jane Magee: yes

Motion carried 5:0

Chairman Tilden asks for an accurate site plan showing the exact location for the arrays for the next meeting.

A motion to schedule a public hearing for application PL-2021-08 for July 1st, 2021 as the third order of business was made by P. Samowitz and seconded by J. Magee.

Roll Call

Lee Tilden: yes

Deborah Lans: yes

Eric Sieber: yes

Perry Samowitz: yes

Jane Magee: yes

Motion carried 5:0

D. Lans suggests they check the setbacks for the district and indicate those and Attorney Catalano suggests showing screening with the leaves as well.

Adjournment

A motion was made by P. Samowitz and seconded by D. Lans

Lee Tilden: yes

Deborah Lans: yes

Eric Sieber: yes

Perry Samowitz: yes

Jane Magee: yes

Motion carried 5:0 Meeting adjourned at 8:16 pm

Respectfully Submitted,

Erin Reis