COUNTY OF SULLIVAN : TOWN OF THOMPSON PLANNING BOARD - - - - - - - - - - - - - X Rock Hill Town Center, Avon Park Public Hearing Section 32; Block 1; Lots 6, 7, 9.2 and 10 SR and HC-2 Zoning District - - - - - - - - - - - - - X \_ \_ \_ \_ \_ \_ \_ Town Hall Town of Thompson January 19, 2022 7:00 P.M. PLANNING BOARD MEMBERS: MATTHEW SUSH, Chairman MICHAEL CROISSANT, Board Member MICHAEL J. HOYT, Board Member ARTHUR KNAPP, Board Member KATHLEEN LARA, Board Member SHANNON CLIENTO, Alternate Board Member KRISTIN BOYD, Alternate Board Member JAMES CARNELL, Building Department MATTHEW SICKLER, P.E., Engineer MICHAEL MEDNICK, ESQ., Attorney LAWRENCE WOLINSKY, ESQ., Special Counsel HELEN BUDROCK, AICP, Planner JAY PATEL, P.E., Traffic Consultant Also Present: George Duke, Esq. On Behalf of Applicant JERIC CORPORATION Court Reporting Services P.O. Box 385 Narrowsburg, New York 12764 Reported By: Rosemary A. Meyer

ROCK HILL TOWN CENTER, AVON PARK -1 – RE: CHAIRMAN SUSH: We'll open our meeting up this evening. 2 January 19 typically is not a meeting night for us but we're 3 having a special meeting for this public hearing this 4 5 evening. 6 Prior to that public hearing we just have one bit of 7 business to engage the traffic consultant. And if we can 8 have a motion to engage the traffic consultant. 9 BOARD MEMBER HOYT: I'll make a motion. BOARD MEMBER CROISSANT: 10 I second it. CHAIRMAN SUSH: All in favor? 11 BOARD MEMBER CROISSANT: 12 Aye. 13 BOARD MEMBER HOYT: Aye. 14 BOARD MEMBER KNAPP: Aye. 15 BOARD MEMBER LARA: Aye. 16 BOARD MEMBER CROISSANT: Aye. 17 CHAIRMAN SUSH: Aye. (The motion was approved and carried.) 18 CHAIRMAN SUSH: All right. And so we'll begin the 19 20 public hearing now. Town of Thompson Planning Board. Notice is hereby given 21 22 that pursuant to Provision 250 --23 Oh, I didn't turn this on. Can you hear me? 24 Notice is hereby given that pursuant to Provision 250-55 25 of the Town Code of the Town of Thompson public hearings will

1	- RE: ROCK HILL TOWN CENTER, AVON PARK -
2	be held by the Planning Board in the Town of Thompson at the
3	Town Hall, 4052 Route 42, Monticello, New York, on January
4	19th, 2022, at seven p.m. to consider the application of Rock
т 5	
	Hill Town Center, Avon Park, for site plan approval and
6	special use permit in accordance with 250-7, 250-11 of the
7	Town Code of the Town of Thompson. The property is located
8	in the SR and HC-2 Zone on Rock Hill Drive, Rock Hill, New
9	York Section 32; Block 1; Lot 6, 7, 9.2 and 10.
10	Please take notice that this Planning Board meeting will
11	be held in person and via video conferencing as permitted by
12	the New York State Open Meetings Law.
13	The public can also e-mail written comments or questions
14	by 4:30 on the day of the meeting to
15	planning@townofthompson.com.
16	Please take further notice that the Planning Board
17	meeting of Wednesday, the 19th, January 19, 2022, at seven
18	p.m. can be accessed at the Town of Thompson via Zoom.
19	Plans are available upon request.
20	By order of the Town of Thompson Planning Board, Matt
21	Sush, Chairman.
22	I wanted to confirm that the publication of the public
23	hearing and that any required mailings were completed.
24	And just to let anyone in the public know, they're going
25	to have an opportunity to provide their comments. The

- RE: ROCK HILL TOWN CENTER, AVON PARK Applicant will not be addressing those comments tonight, but
there are consultants here to answer any procedural
questions, potentially.

5 For those in the room, we'll ask that you rise and 6 introduce yourselves and then we'll go back and forth via 7 Zoom. If you're on Zoom, we'll ask that you turn your camera 8 on and introduce yourself when you're speaking on Zoom.

9 We do have a stenographer here so everyone's comments 10 will be taken down so you don't have to worry that you need 11 to repeat any other comments. You can speak for yourself. 12 Before commenting, please state your name and address.

And then I just wanted to see if our counsel had anything that they wanted to add before we started the presentation.

MR. WOLINSKY: Yes, Mr. Chairman. This is Larry Wolinsky. For the benefit of the public, I'm acting as special counsel for the Planning Board with regard to this application and I thought it would be beneficial for the public to place the application in context with regard to where we are in the review process at this moment and what will be transpiring as we move forward.

23 Primarily, at this point in time we're moving forward 24 with a review of all the documents in two categories. One 25 category is an environmental review, and we are required,

1	- RE: ROCK HILL TOWN CENTER, AVON PARK -
2	under the New York State Environmental Quality Review Act, to
3	do that before any action is taken on the application. We
4	must determine if the application, as submitted, will result
5	in an adverse impact to the environment or whether, as
6	submitted and designed, whether it will not. And that's
7	primarily where the Board and the consultants are at this
8	point in time.
9	Concurrent with that, the consultants and the Board are
10	conducting a technical review of the application under the
11	Town's special permit and site plan regulation.
12	And with regard to the public hearing, it is unlikely
13	that the hearing will be closed this evening. We will mostly
14	likely keep it open until such time as a determination of
15	significance and the environmental review is made.
16	With that, Mr. Chairman, I think that properly places
17	the application in this procedural context and you can
18	proceed with the hearing.
19	CHAIRMAN SUSH: Thank you very much.
20	If you'd like to make a presentation of the project.
21	MR. DUKE: Good evening, Mr. Chairman. Does everybody
22	hear me? Am I speaking too loudly?
23	My name is George Duke. I'm with the law firm of Brown
24	Duke and Fogel. I am counsel to the Applicant owner and
25	developer, Glen Wild Land Company, along with its development

2 partner, Avon Road Partners. They are developing the Avon3 commercial park in the Hamlet of Rock Hill.

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I'm simply here to introduce the team and to explain what, who will, in turn, explain what has been transpired since we submitted our original application back in April of 2021 and subsequent revisions to that submittal that occurred in August, October and then in December of 2021.

So with me today, I'll introduce you to our lead 9 10 engineer who is Glenn Smith who is joined by co-lead engineer Matt Rowe from Keystone Associates. Our environmental and 11 planning consultant is Environmental Design and Research, 12 13 EDR. Greq Liberman is here, is going to be presenting on the environmental studies that have been provided to the Town, to 14 15 And then the rest of the project team is MLG date. Architects, Mario LaGuardia, who's not here today. And then 16 17 we also have DTS Provident Design Engineering which is the traffic consultant that we have on staff. And Mr. Carlito 18 19 Holt, the engineer, lead traffic engineer, is with us here today. And then for noise we also have retained and 20 submitted documents from Epsilon Associates who are our noise 21 22 consultant, have been interacting, as Greg will explain, with 23 the Town's consultant.

24 We're here to present the project that is proposed which 25 is a 561,000 square foot warehouse in two buildings in Rock

1 - PRESENTATION -2 Hill. And I'm not going to get into the technical details. I'm going to leave that to Glenn Smith. 3 4 And Glenn, did you want to come up and present? Whenever you're ready. 5 MR. SMITH: 6 MR. DUKE: So I'll stand down and I'll let Glenn present 7 the Board and project. Thank you. CHAIRMAN SUSH: Thank you. 8 Thank you, George. 9 MR. SMITH: 10 Good evening, everybody. I'm Glenn Smith here. I'll qo over my brief list of site features so the Board's aware of 11 what's going on, as well as the public. 12 13 I think everybody knows where the property is. This is Rock Hill Drive along the bottom of the property here and 14 15 Glen Wild Road is on this side over here, the right side. New York State Route 17 parallels Rock Hill Drive a couple 16 17 hundred feet away along the bottom side here. About another quarter mile down Rock Hill Drive is a dead-end cul-de-sac 18 where that road ends. 19 20 Basically, the property, the project site is four 21 separate tax map parcels that total 176 acres that front on 22 Rock Hill Drive. The property is in the town's Highway 23 Commercial Zoning District, the HC-2 Zone, which permits warehouses on a minimum one acre lot size, subject to site 2.4 25 plan review and a special use permit from the Town Planning

Board.

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Right now the property is almost entirely wooded. 3 4 There's about eight or ten acres of open farm fields at the south side near Rock Hill Drive. During the original review 5 6 there were several wetlands, unmapped wetlands that were 7 found and delineated on the property that total almost ten The whole site layout has been done to not encroach 8 acres. or disturb those wetlands except for roughly a 0.07 acre 9 wetland up in this area of the footprint which is about 3,000 10 square feet that would be impacted by the warehouse 11 12 construction.

13 There will be about 90 acres of tree clearing on the property for the building and the parking areas and the 14 15 drives. That includes about 28 acres along this easterly right side of the warehouses. That will essentially be a 16 17 borrow pit. We're going to need about one point, a little less than 1.1 million cubic yards of fill to build up the pad 18 19 for the buildings and also, that will result in a little less 20 than 1.1. million cubic yards of cut. So it's pretty much of a balance cut and fill is you try to do on a construction 21 22 site. So most of the cut will be the easterly side of the 23 The fill over here, will be here to the left, to property. the westerly side of the property, for the warehouse pads. 24 25 Each building is about 350 wide by 800 feet long,

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2 roughly just under 281,000 square feet per building. The 3 total building area, as George said, is 561,600 square feet 4 which is just under 13 acres for the two buildings 5 themselves.

The maximum lot coverage set by the Town in the HC-2 Zone is 30 percent. The actual lot coverage on this site will be about seven percent, so we're roughly a quarter of what's allowed by town zoning for lot coverage. We're well under the lot coverage requirement.

Town zoning sets a maximum building height of 35 feet. This, the proposed two warehouses, the maximum height will be 65 feet, plus we're figuring another eight or ten feet for mechanical equipment on top of the buildings so we're going with a maximum 75 foot height on the buildings which will require, we would request a zoning variance, an area variance from the Town for that height issue.

I know Greg Liberman will touch on the visibility study
later, which looked at the 75 foot high buildings in that
study and I don't believe there's any adverse impact on that,
but Greg will explain that part.

Access: You've got a 2,000 foot long, 24-foot wide paved access road coming off of Rock Hill Drive up into the property. That will serve both employee vehicles and any trucking associated with the warehouse operations.

# 1 - PRESENTATION -Just for some perspective, that entrance drive is be 2 about 500 feet further down Rock Hill Drive, past the Deb-El 3 4 Foods warehouse which is on the opposite side of Rock Hill Drive. So the entrance is down there quite a ways. 5 6 This plan shows 373 employee parking spaces on the 7 property and 111 truck parking spaces, and most of the truck 8 spaces are between the two buildings and on the easterly end of both buildings. The employee parking is pretty much 9 10 around the rear west side and the north side of the 11 buildings. Water supply: There are two existing wells that were 12 13 drilled on this property back in 2007 for a prior project. One well is down near Rock Hill Drive which is roughly a ten 14

15 gallon per minute well. The second well is on an adjacent 16 parcel under the same ownership going towards Glen Wild Road which was tested in 2007 and that was 140 gallon a minute 17 well at that time. The estimated water demand for the 18 19 buildings at full occupancy is around 4,000 gallons per day 20 which works out to roughly three gallons per minute. It's quite low. So really won't have any impact on the aquifer 21 22 and three gallons a minute is considerably less than the ten 23 gallon a minute on one well and 140 gallon a minute on the other well. 2.4

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This will need Health Department approval because of the

2 non-community nontransient water system so as part of the 3 Health Department review they're going to want extensive 4 water quality and water quantity pump tests on the two wells 5 also. So before we get any approvals from DOH, some more 6 studies on those wells that are there now.

7 Sewer service: We're proposing an six to eight-inch diameter PCV gravity main from the buildings downhill along 8 the access drive to a proposed sewage pump station on Rock 9 10 Hill Drive. From that pump station there's about 2,800 feet of four-inch diameter force main pipe that will be installed 11 along the shoulder of Rock Hill Drive up to a town manhole at 12 13 the top of the hill which is in the vicinity of where the on and off ramp are for Exit 109 off Route 17 now. 14

Again, the estimated wastewater flow is about 4,000 gallons a day which is quite low. That will be conveyed to the Town's Emerald Green sewage treatment plant which has a capacity of about 410,000 gallons a day. So our flow is a little under one percent of what the Town plant capacity is and there is, we understand, capacity in that plant.

The property is now not in the Town sewer district so a petition was prepared and sent to the Town Board a few months ago requesting to extend that sewer district. That has not been acted on yet by the Town Board.

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Stormwater runoff: There's about 31 acres of impervious

1	- PRESENTATION -
2	area proposed here between the buildings and the paved
3	parking and the access drive. A stormwater pollution
4	prevention plan, which is SWPPP, has been prepared by Matt's
5	firm, Keystone Associates. And that stormwater plan
6	basically involves several detention basins, bioretention
7	basins, wet ponds and some other features that will manage
8	and mitigate any stormwater runoff from rainfall and
9	snow-melt on the property.
10	The entire site now drains pretty much south and
11	southwest toward Rock Hill Drive towards the drainage ditches
12	in Rock Hill Drive which all convey runoff to the Neversink
13	River which is about a quarter of mile further west from the
14	property.
15	And the stormwater management plan, with all those
16	detention and retention basins, will ensure that the
17	postdevelopment flows, so after everything is built on the
18	property, the postdevelopment runoff flows will be actually a
19	little bit less than the predevelopment runoff flows that
20	occur now on the property during a rainfall event and
21	snow-melt. And that's a requirement of the State DEC and the
22	DEC will issue a permit for that.
23	And let's see. Lastly, we're showing a large water
24	storage tank at the back of the property here, showing half a
25	million gallon storage tank for fire flows. Also showing

1	- PRESENTATION -
2	along the rear walls of both warehouses is a fire aerial
3	apparatus, basically a ladder truck access drive. That has
4	to provide access to the roof of the building, and that's a
5	New York State Fire Code requirement and those access drives
б	are shown on the back of the building.
7	And we've also added fire hydrants around the entire
8	perimeter of the site at the request of the Rock Hill Fire
9	Department, who a couple of their people reviewed the plan,
10	which will be interconnected into the storage tank at the
11	back of the property.
12	And that's essentially it, Mr. Chairman.
13	CHAIRMAN SUSH: Thank you very much.
14	MR. LIBERMAN: All right. Good evening. My name Greg
15	Liberman representing Environmental Design and Research. We
16	prepared the environmental information that was submitted to
17	the Board back in December, as updated to support this
18	project. The information that was submitted was really to
19	support the Town's review under the State Environmental
20	Quality Review Act. It was a comprehensive set of
21	information that consisted of the Environmental Assessment
22	Form, summary narrative of the impact categories identified
23	under SEQRA, the State Environmental Quality Review, a series
24	of mapping and seven or eight support study stand-alones
25	specific to this project prepared by qualified professionals

### - PRESENTATION -

2 looking at various topics.

The purpose of that environmental review narrative often 3 4 referred to the technical memorandum, would provide the Town with enough information for you, as Lead Agency, to render a 5 6 decision under the State Environmental Quality Review Act. As presented in the technical memo and as identified by Glenn 7 and certain measures that were taken to avoid impacts related 8 with the project, we anticipate that no adverse effect would 9 10 be found based upon the design, based upon impact avoidance measures, based upon the proposed mitigation measures. 11

The topics that were covered, as I mentioned, are 12 13 specific to SEQRA. In other words, they follow a pretty prescribed rubric, impacts on land, impacts on water, impacts 14 15 on transportation in accordance with SEQRA. And so the studies that were provided are specific to this project and 16 17 reflect each one of those aspects. Without going into necessarily all of them, I do want to hit on certain, maybe 18 19 ones that are of more interest in a public hearing setting and also build upon some of the discussions that you've 20 21 already heard tonight.

22 So for instance, with respect to the wetlands that Glenn 23 eluded to, efforts have been made to avoid the federal and 24 state jurisdictional wetlands. There's a fairly large 25 wetland complex closer to the road. The one wetland which

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would be impacted is an isolated wetland, termed to be nonjurisdictional, and the impacts are under a tenth of an acre so we feel we've been able to really work the layout to avoid any adverse effect. There should be no lost functions or values associated with the wetlands on site.

7 Similarly, it was discussed earlier with respect to 8 visual impacts. A viewshed analysis and a visibility analysis was provided to the Town. An earlier version of 9 that essentially studied out to a one mile radius from this 10 project site. Based upon discussions with the Town's 11 consultants we increased that radius to a three mile radius 12 13 to look at existing viewsheds of what the site is now and a proposed viewshed looking at the proposed building heights as 14 15 Glenn described to see where there may be visibility within that three mile radius, specifically looking at some 16 17 potentially visually sensitive receptors, public parks, state parks, et cetera, within that three mile radius. And what 18 19 our modeling and our GIS analysis and our visual specialists 20 concluded is that there would not be any significant change 21 in visibility beyond what's already there today, and therefore, there wouldn't be a significant adverse effect 22 23 from a visual standpoint.

The technical memo outlines other items such as impacts on cultural resources. We've coordinated with the State

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Historic Preservation Office which indicated this project is not anticipated to have an effect on archaeological or cultural resources. So what's commonly referred to as a no effect letter has been provided in support of the technical memorandum, as well.

Two particular topics that I think are of interest for 7 this particular setting would be the sound study which was 8 discussed earlier, and our transportation study. The sound 9 10 study was prepared by Epsilon Associates. And essentially what the sound study presented to the Town is really a 11 multi-level approach. They went out, Epsilon Associates went 12 13 out and measured ambient sound at three locations around the perimeter of the project site to get a baseline condition of 14 15 what the sound is now so that the modeling of the proposed conditions are modeled to the current ambient conditions. 16 17 And what the modeling showed based upon this current layout 18 is any changes at the property line and at nearby receptors 19 would be within under six decibel, an increase from ambient conditions which, based upon the New York State guidance on 20 sound policy, is within the threshold that no additional 21 22 mitigation is required. That's presented, in detail, in the sound study and summarized in the technical memorandum. 23

And lastly, with respect to traffic, an updated traffic impact study was provided to the Town. Based upon

2 assumptions made, and through coordination with the Town's 3 traffic consultant in terms of identifying the appropriate 4 assumptions for assessing of the traffic counts, the ITE trip generation counts were used in a conservative volume based 5 6 upon the anticipated workers was used and agreed upon by the Town's consultant. The model was rerun. Based upon those 7 8 numbers and based upon the findings, with a series of relatively modest mitigation improvements such as lane 9 restriping and installation of traffic signals within the 10 existing public right of way at two or three intersections, 11 12 levels of service of traffic can be maintained in their 13 current levels, thus avoiding a significant adverse effect to transportation. 14

So we feel there's a pretty robust set of information that's been provided to the Town. And my understanding is that's certainly in the process of being reviewed and we think there's enough information in there for the Town to use in terms of rendering a decision under SEQRA.

20 Thank you.

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21 CHAIRMAN SUSH: Was there anyone else?

22 MR. DUKE: No, Chairman. That concludes our

23 presentation. Thank you.

24 CHAIRMAN SUSH: Thank you.

25 Is there anybody on the Board or do you have any

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1	- PUBLIC COMMENT / M. BAEZ -
2	questions that you wanted to ask,
3	MR. PATEL: No.
4	CHAIRMAN SUSH: Matt, you're okay?
5	MR. SICKLER: Yes.
6	CHAIRMAN SUSH: So we'll open it up to the public.
7	Larry, did you have anything else you wanted to add
8	before we ask the public for their comment?
9	MR. WOLINSKY: No, other than I might just explain with
10	regard to the applications that have been submitted to the
11	Town Board and the Zoning Board of Appeals, they will not be
12	entertained until such time as the SEQRA review is complete.
13	The reason for that is that the Planning Board is the Lead
14	Agency and no other agency can take an action on any
15	application until the Lead Agency has completed its SEQRA
16	review. So if there are folks out there wondering when all
17	that will happen, the earliest that would happen is after
18	Town Planning Board has completed its SEQRA review.
19	CHAIRMAN SUSH: Great. Thank you, very much.
20	So we'll open it up to the public for their comments.
21	Is there anybody here in the audience? Steve?
22	MR. BAEZ: Hello. My name is Marc Baez, President and
23	CEO of the Sullivan County Partnership with offices on
24	Bridgeville. We are a private sector business association
25	consisting of 164 members, and we do a lot of the economic

- PUBLIC COMMENT / M. BAEZ -1 2 development work in the county. If it's okay with the Board, rather than do a big 3 4 discussion, could I submit my comments in writing? I know you have a lot of people of the board and I figure in the 5 interest of time we can do that. 6 7 We support the project for a variety of different They're spelled out here in the letter. 8 reasons. CHAIRMAN SUSH: Wonderful. Thank you very much. 9 10 MR. BAEZ: Thank you. Steve, I'll ask you and then I'll switch 11 CHAIRMAN SUSH: over to Zoom. 12 13 MR. MOGEL: Thank you very much. CHAIRMAN SUSH: And we'll go back and forth. 14 15 MR. MOGEL: First, do you prefer that I sit or ... 16 CHAIRMAN SUSH: Wherever you're comfortable. 17 MR. MOGEL: I think I know what my mother-in-law hears in her hearing aid at this point so I'll do my best. 18 19 First of all, I just want to thank Larry for helping to frame the discussion that's happening here this evening for 20 the simple reason that I can now omit my argument as to why 21 22 you should not issue a Neg Dec this evening under SEQRA and grant special use permit and site plan review. 23 2.4 My name is Steve Mogel. My office is at 457 Broadway, 25 Suite 16A, in Monticello. I represent the Lake Communities

- PUBLIC COMMENT / S. MOGEL -

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Alliance which is an unincorporated association of members of a number of different communities in the area, Lake Louise Marie, Wanasink Lake, Masten Lake, Yankee Lake, Wolf Lake, Iroquois Springs Summer Camp, Rock Hill and some other communities. The organization monitors development in the area and is concerned about this proposed development.

8 I submitted a brief letter which the Board should have 9 received, along with a memorandum from Max Stach who is a 10 professional planner with the firm of Nelson, Pope, Vorhees. 11 I'm not going to go over everything that Max says except 12 where it's relevant to what I have to state here.

So again, there's the LCA, Lake Communities Alliance has a number of concerns with the project, specifically, negative impacts upon the environment and the community's health, safety and welfare.

17 The first, really, firstly and most importantly, and this is also spelled out in my letter, the proposed use on 18 19 the property is not a permissible use in that zone. The zone, this is, as I said previously, the project's only in 20 the HC-2 and SR Zone. The code, Town of Thompson Code 250-2, 21 defines a warehouse as a building or structure utilized for 22 the storage of various goods, including but not limited to 23 equipment, food products, furniture, vehicles, appliances, 24 25 clothing, wood products and related items, but not including

- PUBLIC COMMENT / S. MOGEL -1 materials classified as hazardous in the fire code of New 2 York State. 3 250-2 also defines a distribution center: An area and 4 building where trucks load and unload cargo and freight and 5 6 the cargo, freight may be transferred to other vehicles in 7 order to transport. Storage facilities such as warehouses incidental to the principal use may also be a part of a 8 distribution center. 9 10 So warehousing is permitted in the HC-2 subject to site plan and special use permit. It's not permissible in the SR 11 Zone. And if a use is not listed on the schedule district 12 13 regulations it's not permissible in the zone. The code says, at 250-6A --14 (Alternate Board Member Cilento entered the 15 16 meeting.) 17 MR. MOGEL: -- that no building structure or land can be used except in conformity with the regulations in the 18 district in which it's located. 19 So if you're looking -- I'll refer you, again, to 20 If you're looking at site renderings, he 21 Mr. Stach's memo. 22 renders the opinion that the number and density of the 23 loading decks indicate that it's really a distribution center 2.4 is what is most likely the principal use on the property. 25 Again, distribution center, although it's defined in the

# - PUBLIC COMMENT / S. MOGEL -

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code, is not permitted in either HC-2 or in the SR Zone.

So pursuant to 250-46, the Zoning Board of Appeals has 3 4 exclusive jurisdiction to determine the meaning of any portion of the code and text. And at a basic level, I 5 6 believe this matter should be referred over to the ZBA for a 7 determination as to what the proposed use of this property is, whether it is, in fact, principally a distribution center 8 and therefore, is not permitted, whether a use permit would 9 10 be necessary as a consequence. And I think that going beyond that, it would really be premature, until there's a 11 determination on that basis, as to whether this use is 12 13 permitted in this location.

So, you know, even if we accept that the, you know, if 14 15 we take, just for the sake of argument, that it's a permissible use on that location, the Board obviously knows 16 17 it needs to comply with SEQRA. This project, I don't know if there's been a determination yet in terms of type, but I 18 didn't hear that mentioned, but it's clearly a Type I under 19 SEQRA. And that is -- that's under 6 NYCRR Part 617.4(b)(6). 20 And it's a Type I for several different reasons. But under 21 22 that provision, because if it exceeds the following thresholds, that it's for something that is nonresidential; 23 that it involves the physical alteration of ten acres or 24 25 more; that it involves parking for 500 vehicles in a city or

- PUBLIC COMMENT / S. MOGEL -1 2 town that's 150,000 people or less, which we are, most certainly; and also, in a city or town that size where the 3 4 facility is more than 100,000 square of gross floor area. So again, here, we're talking about physical disturbance of 5 6 about 90 acres, well over the ten acre threshold, 7 construction of 556 parking spaces, and the construction of two buildings that's a little, as was stated previously, 8 561,000 square feet. So that's well over, obviously, the 9 10 100,000 square foot threshold.

As a general principal, it's accepted that there is a 11 low threshold for preparation of an environmental impact 12 13 study. There is also a presumption that if something is classed as a Type I, there's a presumption that it's likely 14 15 to have at least one adverse environmental impact and 16 therefore, require an EIS. If there is one significant 17 adverse environmental impact, an EIS is required, Environmental Impact Study. So I would -- the Nelson Pope 18 19 memorandum identified six different areas of likely 20 significant adverse environmental impact, and even with the mitigation that's proposed, you know, these six, in the 21 22 opinion of our planner, and I think common sense would 23 dictate, that they would result in at least in several 24 adverse environmental impacts.

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So as a consequence, I would urge the Board to issue a

## - PUBLIC COMMENT / S. MOGEL -

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2 Pos Dec, to require preparation of a EIS. And in preparing for the scope of the EIS, I would ask the Board to remember 3 4 what the proposal was here previously, just a few months ago. I'm just going to guote the Nelson Pope memorandum. 5 Ιt 6 says: A large area of the site is proposed for substantial 7 site grading at considerable construction effort. The area appears to comprise between 30 and 40 percent of the total 8 area of disturbance, is bounded at the margins by an 9 10 engineered slope and will present a large area where a third large building can be constructed in the future. It doesn't 11 go unnoticed that the previous proposal included a third 12 13 building and that this graded area could easily accommodate a third 280,000 square foot building. Eliminating 14 15 consideration of the environmental impacts of a third 16 building while clearly improving the site to accommodate such 17 a building is a clear example of improper segmentation under 18 SEORA.

So again, when the EIS is scoped I would say that the consideration, the impact of a third building, should also be part of that scope.

22 So I think in closing, you know, I think the LCA is 23 confident that the Board is going to do what's legal, what's 24 proper, what's right for the community. I know for myself, 25 someone who has difficulty understanding scale, I like to

- PUBLIC COMMENT / S. MOGEL -
think about something that a planner told me which is that
the average commercial CVS starts at about 10,000 square
feet. So if we're talking about a warehouse, two warehouses
that are, or distribution centers that are 561,000 square
feet, you're talking about 56 CVSs. So that just gives us a
sense of how large this is. I know that Mr. Smith indicated
that it's going to cover, the structures themselves will
cover some 13 acres.
So I would encourage the Board to take its time to fully
evaluate the information that's been provided by the
Applicant, to make sure that the Board's own experts
carefully review what the potential impacts are. And the
members of the LCA and the remaining members of the community
would greatly appreciate it. Thank you.
CHAIRMAN SUSH: Thank you.
So if there's anyone in Zoom, if they can raise their
hand and we'll go every other. There's probably only a
couple more people here. So whatever order, it doesn't
Stephanie Benson.
MS. BENSON: All right. Can you hear me?
CHAIRMAN SUSH: Yes. Are you able to turn your video
on, please?
MS. BENSON: I can't at the moment because of my child,
if that's all right. I apologize.

### - PUBLIC COMMENT / S. BENSON -

My name is Stephanie Benson. I live at 358 Rock Hill
Drive, right up the road.

I just wanted to bring up that since 2008 or so this project has had many, many phases. It's been proposed in many different ways and it has a very, very jaded history as the Town, I'm sure, is well aware.

I would like to ask, I know no questions, of course, can 8 be answered, but how is the Town going to ensure that if this 9 10 project is approved that it won't change again as a lot of folks who have seen the various phases of this project prior, 11 it also included about, I think it was 1400 townhomes or an 12 13 incessive amount of townhomes also that I know are not part of the project currently? But what is the Town going to do 14 15 to ensure that those townhomes won't come back onto the 16 project later after this is approved, and also, that the 17 approved, potentially approved height variance of these warehouses won't be changed to a height variance for higher 18 19 housing?

When the traffic study is completed, please make sure that that is extended up Rock Hill Drive as the traffic on Rock Hill Drive between Exit 109 and 110 is already extremely dangerous. We currently have tractor trailers and buses, not to mention regular vehicles, flying up and down the road. The speed limit is 40 miles per hour. That is never often

- PUBLIC COMMENT / S. BENSON enforced and it is never often kept at 40 miles per hour. So as the tenant for this potential project hasn't

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4 really been identified, it should be considered that any 5 potential tenant for these warehouses will determine the 6 amount of traffic. For example, if it's a distribution 7 center for Amazon it may have a lot more vehicles coming and 8 going rather than just a meal distribution or a clothing 9 distribution center like Kohl's.

So with that being said, if there is 300 plus proposed 10 parking spaces for employees, it is also 300 more vehicles 11 that could potentially be going up and down Rock Hill Drive, 12 13 not to mention any smaller distribution trucks, large tractor trailers, any vehicles of that nature. It should not be 14 15 assumed that every single vehicle related to these warehouses will be taking Exit 109. They will be coming up from 16 17 Wurtsboro, they will be coming down from Monticello, they will be coming from everywhere and they won't all be taking 18 19 the same exit. So please ensure that that is extended up to Rock Hill Drive, that study. If it is and this project is 20 approved, please, please lower the speed limit on Rock Hill 21 22 Drive and consider putting in a pedestrian sidewalk as we have so many people that walk up and down Rock Hill Drive, 23 especially in the summertime. 24

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And should the other project right now proposed in the

- PUBLIC COMMENT / S. BENSON -1 town be also approved, we will have even more pedestrian 2 traffic on Rock Hill Drive as it is. 3 That's all I have. Thank you. 4 CHAIRMAN SUSH: 5 Thank you. 6 Chet. 7 MR. SMITH: So I just want to take a moment to point out on the map, to you folks, my property. I think everybody can 8 see that. You can see. So that's where I come from. 9 10 So we'll skip the first part, but you know my name is Chet Smith and I live at 145 Rock Hill Drive. 11 I want to point out that the views that I express here tonight are my 12 13 own personal take on a proposed industrial park, the site for which my wife Pam and I have owned and lived next door to for 14 15 about 40 years. 16 Two sides of our property border the Applicant's plan. 17 I'll leave the complex required environmental studies to those experts that you've already heard from and their 18 19 counsel presentations and numerous technical and personal documents that all need the Planning Board's close review. 20 Having been known as a stickler for details, I have just a 21 22 few points that I feel need to be stated from my angle. 23 Firstly, the project is incorrectly titled and 24 frequently called Avon Commercial Park when the operations 25 the developer has stated to perform on the site are clearly

PUBLIC COMMENT / C. SMITH industrial in nature. This presentation should actually end
now as industrial development is not allowed and should not
even be entertained. A special use permit will change Rock
Hill's hundred year history of being a beautiful resort
community surrounded by a series of lakes, but I will
continue nonetheless.

The commercial was set up years ago surrounded by 8 residential properties to make this large piece of available 9 commercial land for commercial use. Wikipedia defines 10 commercial use as districts or neighborhoods primarily 11 composed of commercial buildings such as strip malls, office 12 13 parks, central business districts, financial districts or shopping malls. Other stated commercial uses are service 14 15 stations, restaurants, office complex, as well as venues for 16 public gatherings and cultural events. These uses would make 17 sense and are needed by the community and the county and they also meet the Town's master plan and recently promoted Town 18 19 visioning plan. How could this industrial development 20 possibly benefit the surrounding residential resort 21 community? The main effect will be that this industrial development will mean the end of the Rock Hill resort 22 community. 23

This industrial project is in the center of our community and should not be allowed to stand as a monument of

- PUBLIC COMMENT / C. SMITH -

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how to ruin a local natural beauty. Possible areas of bald 2 eagle habitation as well as other endangered species, all 3 4 aggravated by hundreds of diesel truck trips and untold number of personal vehicle trips that will further disrupt 5 6 existing residences and businesses in the area on a daily This includes the Sullivan County SPCA which was 7 basis. recently approved by this board to double the size in an area 8 that will certainly be affected by all this additional 9 traffic to what is an unimaginable single entrance and exit, 10 making all traffic for the project pass within 50 feet of the 11 SPCA. No amount of land should be cleared for this use. 12

Many neighbors, my wife, as well as those employed in existing businesses on Rock Hill Drive enjoy, frequent walks down the usually low traffic dead-end. This local comfort will be lost as will our safety to drive or walk through Rock Hill to get to the homes that we love. If we need this type of project, put it in an industrial zone.

One note I had here is when they build the land do they blast? Is there a blasting study that's been done for the excavation that's going to be done to make the land?

The lack of knowledge as to who will be the tenant for this industrial development further arouses suspicion there will be no benefit to the community which is a thing that the special use permit is supposed to prove and certainly will be

## - PUBLIC COMMENT / C. SMITH -

a great eyesore of great magnitude and will be visible forever. How will the view be from the highway or from the 18th floor of the new casino that is paying the Town now more than ever? No site plans were done from the 18th floor of the casino. I'm sure they don't have that in their plan that they advertise.

What will the tax agreement be with the developer? 8 Do these projects actually pay taxes in New York? This is just 9 10 another irresponsible development idea that somehow seems to be on a streamline attack without wide support from any 11 member of the community's population. Local representatives 12 13 have been suspiciously quiet on the subject, either project support or opposition, which is an important issue for the 14 15 community, as well as the citizens of the area. Since this 16 is certainly not a political issue, I would think we should 17 be getting some feedback from our elected representatives. Since it's a smaller project, are the amenities being 18 reduced as well, such as the sewer plant and the pump 19 20 station, to affect the reduced capacity that they're going to

21 require?

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Lastly, I would like to ask the same question tonight that I asked during public comment at the Town Board meeting last night. Why did the notice for this hearing not appear on the Town calendar nor in the meeting events column on the

- PUBLIC COMMENT / C. SMITH -1 2 Town web site until yesterday, January 18? My night meeting notice was mailed on the 7th of January. Why was this hidden 3 4 when the hearing was conditionally scheduled long ago? No special use permit will magically transform this 5 6 industrial project into something that will benefit Rock Hill. Please hear me and all the others. Please allow no 7 distribution or warehouse industrial project in our 8 community. 9 10 Thank you. Marcie and Brad. 11 CHAIRMAN SUSH: MS. WILD: Yes. Hi. I'm Marcie Wild and Brad Wild by 12 13 my side, 27 Scarborough Circle, Rock Hill. I submitted an e-mail letter to the Board. I'd like to 14 15 read it and then I just have a few questions. It's only one 16 page, so don't get nervous. 17 We are writing to express our thoughts, because I want this on the record, our thoughts and concerns about the 18 19 proposed the Avon Park project. We would like to make it 20 clear that we are in no way opposed to incremental planned 21 growth of our community as long as it benefits the existing 22 community and complies with the existing Comprehensive 23 Development Plan for the Town of Thompson. We request that 2.4 when making your decision about the Avon Park project the Board take into consideration the cumulative impacts of the 25

# - PUBLIC COMMENT / M. WILD -

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other in progress and proposed developments for the Rock Hill area, including but not limited to the dramatic expansion of the Center for Discovery medical center and school, the proposed expansion of Hamaspik Resort, the proposed warehouse off Exit 107 at Kroeger Road and possibly others.

We were told by a knowledgeable source that the Center 7 for Discovery in Rock Hill expects to have 400 employees. 8 Consider the traffic on the very small local Lake Louise 9 10 Marie Road and ingresses and egresses to that road from and to the highway with at least two and possibly four trips per 11 day by employees alone. Now add to that deliveries, 12 13 patients, emergency vehicles, visitors, et cetera, and that project alone could possibly add 2,000 or more vehicles per 14 day to our local roads. 15

We have grave concerns about traffic nightmares that would be caused by adding massive warehouses or distribution centers and the truck and vehicle traffic that would bring. That would not only cause horrendous traffic jams, but also increase the potential for vehicular accidents and create horrific light, air and noise pollution.

We have grave concerns about the safety of our family, friends, pets and local wildlife if these developments are allowed. We have grave concern about the quality of air and water if these developments are allowed. We have grave

- PUBLIC COMMENT / M. WILD - concerns about our property value if these industrial

3 developments are allowed. We have grave concerns about the 4 quality of life, in general, for all Rock Hill and area 5 residents if these developments are allowed.

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6 While we would welcome growth in the way of new local 7 businesses, we have grave concerns about our tiny residential 8 represent hamlet being turning into an industrial 9 (inaudible).

We have grave concerns about the visual impact of massive buildings that will tower, with the pad, more than 12 125 feet above the cap and will have bright lightposts around 13 it. We see no benefit to the community by the addition of 14 these massive projects and a great deal of potential 15 permanent harm.

We urge the Planning Board to consider all environmental impacts in a detailed and thorough study, to require full compliance with the adopted Comprehensive Development Plan for the Town of Thompson and to carefully consider whether the proposed use, warehouse has a very different definition than distribution center, fits the existing zoning regulations.

We also request that you thoughtfully consider how this project might benefit the community knowing that there are many local businesses already unable to find employees. We

## - PUBLIC COMMENT / M. WILD -

2 would like very much to believe that you will do the right3 thing for the community you represent.

I'd like to add that Steve Mogel's calculation about 56 CVSs, I don't think that took into account that this would be six layers, approximately, of 56 CVSs because of the height.

7 would like to say that during the summer, as we all know, our population expands exponentially. I don't see how 8 it's possible that there's no change to our traffic with the 9 10 number of employees that you mentioned, at least coming in and out of work if not going out for errands or lunch. And 11 the 111 truck parking spots, are they going to park and sit 12 13 there all day or will they be coming in and out and in and out quite frequently, which is what I believe will happen. 14

I'd also like to know why they're clearing 90 acres if the building and the parking cover 13 acres. It sounds very much like they have additional plans in the works.

18 And finally, I would like the Board to consider how any19 of this will benefit our community.

20 Thank you.

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21 CHAIRMAN SUSH: Is there anyone else in the room?22 Yes, sir.

23 MR. SALINO: Yes. Hello. I'm just going to speak off 24 the cuff. I have no written statement or anything. I'm 25 from --

- PUBLIC COMMENT / J. SALINO -1 CHAIRMAN SUSH: Just --2 3 MS. BUDROCK: Can you come up? 4 MR. SALINO: -- Rock Hill. I live right by Lake Louise Marie. 5 6 CHAIRMAN SUSH: Please come to the front. 7 MR. SALINO: Would you like me to step up? Sure. MS. BUDROCK: Yes, and just give your name. 8 MR. SALINO: No problem. And I won't fall as I'm 9 10 walking. MS. BUDROCK: And state your name, please. 11 MR. SALINO: My name is John Peter Salino. Hello to 12 13 everybody. Happy New Year. First of all, the thing that I'm a little concerned 14 15 about is why do we not know who this warehouse is serving? Is this Amazon, is this Medline? I mean who is this? 16 Ι don't understand the cloak of secrecy with that. 17 Second of all, we all have experienced driving. As you 18 come down Lake Louise Marie Road you have the Mobile station 19 20 to your left and to your right, you make the right turn and you hit the Trading Post is on your right, Dutch's Tavern on 21 22 is on your the left and across the street is my neighbor's restaurant called Pizza Rock. We all know when you make that 23 24 left turn toward the Citgo it's a very treacherous 25 intersection to say the least. The mere thought of tractor

### - PUBLIC COMMENT / J. SALINO -

2 trailers coming up and down that area, this is just3 unfathomable that this would be allowed.

4 I mean first of all, I'm from New York City, as you can tell by my accent. I'm in the building trades. 5 I'm a unionized electrician and I'm all for building. 6 I feel a warehouse would be a great idea. First of all, everybody 7 would have construction jobs and jobs, hopefully three shifts 8 a day and whatnot. But that is -- I can't think of a worse 9 place on the face of the earth to put this thing. 10

11 You know, just the fact that they want to destroy 12 another natural ecosystem, that many acres, and what has made 13 this area so beautiful. Just look at Orange County, how it's 14 now been since I moved up here 13 years ago. The 15 overdevelopment that's gone on over there, you want that to 16 happen here now? This is going to -- this'll be the first 17 shoe to drop.

I don't understand why a project of this magnitude can't 18 19 be put in like, for instance, you have, in this parking lot you have an empty Staples that's been sitting there for, 20 like, two years. Why not find a place in the Town of 21 22 Thompson where there's already concrete, where you're not destroying a natural ecosystem? And these gentlemen here, 23 these attorneys who claim, Well, it's only going to affect 24 25 ten percent of the wetlands, once you hit ten percent it's

1 - PUBLIC COMMENT / J. SALINO 2 already causing irrefutable damage. That's unacceptable.
3 All right?

4 And all you need is one accident to happen with these tractor trailers and the one accident is going to be too 5 6 much. That road is a beautiful road. The gentleman who has the who house walks with his wife who just spoke earlier, I 7 know further down Andy has the boat shop and the fishing rods 8 and all that. It's a beautiful, quaint area. You're going 9 10 to turn that place into, like, Madison Avenue. And this area, everyone's home values are going to sink. This will 11 never be considered a resort town. 12

And last but not least, what's going to happen with taxes with this thing? Is this thing going to apply for IDAs where now we're going to have that dumped on us to add to our taxes?

17 I mean look, I'm not against building warehouses. Ι 18 think it would be a great idea. I can't think of a worse 19 location on the face of the earth to put this thing, okay, when there are plenty of places within the Town of Thompson 20 where there's already concrete where we can put this thing. 21 Like someone mentioned a industrial zone. But this thing 22 cannot be put over here. It cannot be put over here because 23 this is a resort area. You have the lakes. You have 2.4 25 Wanasink Lake, you have Wolf Lake. I live by Lake Louise

- PUBLIC COMMENT / J. SALINO -

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2 Marie. You have Emerald Green. Everybody's property values
3 will collapse if this thing goes in here because it will be a
4 nightmare getting here.

I remember how we were so concerned when it was the, 5 6 years ago, when Exit 111 was going to close. They were 7 thinking about closing that to turn 17 into Federal 86. And our subdivision was panic-stricken over that because now, all 8 of a sudden, you only have one way in and one way out of the 9 subdivision. What if a tree falls in the wintertime and 10 blocks, say, Lake Louise Marie Road and now nobody can get 11 out? So something like that rouses us to the point where 12 13 this concern is exponentially more to me than say closing Exit 111 because I'm in this area all the time. I'm in the 14 15 Citgo, I go to Pizza Rock, I know Dutch's Tavern. And I've friends of my come and say: Whoa, this is a bad intersection 16 17 here. Whoa, whoa. Could you imagine, I told them, They're 18 thinking about putting a warehouse up here. He said: Are 19 you kidding me? So I'm telling you, you can't put this thing in that location. All right? It just can't be put there. 20

Yes, I would like to see something like that built. I
think it would be great for jobs, but just find another place
for it. Find an industrial area.

Thank you for your time, everyone. God bless you. And remember, to me, it's all the overdevelopment that is causing

1 - PUBLIC COMMENT / P. RHODES 2 all this global climate change. That's what the main cause
3 of it.

CHAIRMAN SUSH: Philip Rhodes.

5 MR. RHODES: Thank you. I'd like to talk about6 something else, the noise that this will bring.

7 Wednesday nights, during when the weather is warm, there's outdoor concerts right across from the Trading Post. 8 Sunday mornings at the Farmer's Market there's outdoor music, 9 10 live music. Dutch's Tavern frequently has live music with windows open and people enjoying their balconies and eating 11 outside. Pizza the Rock, people eat outdoors. We don't need 12 13 the noise from trucks coming at all hours disturbing this. This is what makes living here enjoyable. I live at 4 Little 14 15 North Shore Road. I bought my house to enjoy this and I 16 don't want it taken away from me.

17 Thank you.

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18 CHAIRMAN SUSH: Thank you.

19 Anyone else here?

20 MR. SHEELEY: I live right in here somewheres, at the 21 end of Shelley Lane. My name is Dale Sheeley. A month or so 22 ago I'm going to be mostly impacted by the development 23 because I live on the western end of Shelley Lane.

Twenty-some years ago this land, this land used to be in my grandparents. First it was Buchannan, then it was Decker,

PUBLIC COMMENT / D. SHELLEY 50 acres, where this development is going to be, then
Cunningham and then my father, Arnold Sheeley, which he sold
in the 90's.

From the get-go, they got an outfit up by Saratoga 5 6 Springs to do the water testing of the two wells that are 7 drilled next to my property by Glen Wild Road. Thompkins, 8 out of Montgomery, drilled the wells. I think they both are down 800 feet. The one well is 800 feet, eight-inch hole. 9 They're only about a hundred feet apart. The other well is 10 down, I think three or five hundred feet, eight-inch hole. 11 And then Tompkin's son drilled down with a six-inch hole, 12 13 800 feet. If there's no water, it's easy to drill a six-inch hole. And that's where they put a pump in that thing, down 14 that far. 15

16 They got a test outfit up by Saratoga Springs come in 17 there and test them two wells. McGoey was the engineer of Thompson at that time. I went over because I'd been working 18 with Bishop and Kruger from '62, Brian Diescher from 19 20 Livingston Manor, Goff Road, up until about six years ago, so I know a little bit about drilling and testing. 21 This outfit 22 come in there. Tompkins had one pump. They put the pump in the one well and they pumped that well to bring the static 23 24 water level down. It produced, I think 45 gallon a minute. 25 Then they pulled the pump out and put it in the other well.

- PUBLIC COMMENT / D. SHELLEY -1 2 Instead of having two pumps pump the wells at the same time to see if it's on the same vein, McGoey says that's the right 3 4 way to do it. Well, he's wrong. There's 14 homes next to this property, Shelley Lane, that was supposed to have a 5 6 probe in each well to see if that vein was connected to our homes, see how it drew the water level down, the static water 7 8 level. It took mine down 60 or 90 feet. Every six-inch hole, a foot is a gallon and a half of water. That look down 9 10 a lot of water in my well 'cause my well didn't have a pump in it. I had just had it driven at the end there by the Glen 11 Wild Road. 12

13 Now, to do this probe in each well, there's a pancake torque and quide that holds the pump in the center of the 14 15 well. Now, you have to pull that out to get this probe down. 16 It's like a coax cable. If you don't, a lot of times you get 17 caught getting it out. Now, this is costly, but on this test, it wasn't done. Ever since the beginning of this 18 19 development the greases have been wheeled, or the wheels have been greased, as they claim. A lot of things. 20

There's a wetland over there by me that comes off the hill that wasn't brought up. It's wet there all the time. There's frogs in there in the spring, chirping. They come out of the ground. Everything that's been done here on this development is not up to par. And what stops these people

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1	- PUBLIC COMMENT / D. SHELLEY -
2	from turning these into townhouses and stuff like that if
3	this so-called building doesn't go through? Why can't they
4	turn them in there, back to the homes which they first
5	started that they want to put in there, over-densify the
6	area?
7	So all I'm trying to say is a lot of this stuff that was
8	started 20 some years ago is not really up to par and you can
9	take that to the bank.
10	CHAIRMAN SUSH: Christina Cellini.
11	MS. CELLINI: Hold on. I'm just trying to start my
12	video.
13	CHAIRMAN SUSH: Sure. Thank you.
14	MS. CELLINI: Okay, here I am.
15	I'm Christina Cellini, 15 The Curve Road. I am the
16	chairperson for the Town Board of Assessment Review. I'm on
17	the Lake Louise Marie HOA Board, but the views that I'm going
18	to express here are my own and don't represent any of boards
19	that I am on.
20	Very nice, honey.
21	I already sent a letter in. It's already in for public
22	comment. But I would like to add
23	CHILD: (Inaudible).
24	MS. CELLINI: Okay.
25	New York State has not approved, or as far as I can

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1	- PUBLIC COMMENT / C. CELLINI -
2	tell, been
3	CHILD: (Inaudible).
4	MS. CELLINI: Hold on. Mommy's talking.
5	New York State has not approved any changes to the
6	entrances or exits to Route 17 to accommodate any of the
7	traffic we're talking about potentially being added to the
8	community. If the Planning Board approves this project and
9	the State decides to deny any of the ramp changes, there's
10	potential for all of the ramps to have been cleared and for
11	what purpose?
12	I would appreciate it if the Board would consider taking
13	this slow before any irreparable is done.
14	And my daughter is (inaudible).
15	CHAIRMAN SUSH: Thank you.
16	Anyone else here?
17	MS. WALSH: I will. I feel obligated to speak.
18	Good evening. My name is Krissy Walsh. I live in Rock
19	Hill. I have a business in Rock Hill.
20	The biggest thing I think is this is an industrial
21	project. And I ask that everybody on the Zoom and everybody
22	at this table takes an opportunity to drive into Rock Hill
23	and drive down Rock Hill Drive to the dead-end and
24	potentially see yourself with 500 cars and 800 tractor and
25	trailers on a one way in, one way out road. That's one thing

- PUBLIC COMMENT / K. WALSH that I think is important, that you go and visually drive down that road and see what this is going to bring to our

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town.

The second thing is if you google on Google Maps Foss 5 6 Road, which is across the Neversink, and pan around and look at our beautiful tree line, minus the cell tower, you are 7 going to be looking at six CVSs piled on top of each other 8 and 56 laying flat. I mean it's really like a pipe dream. 9 10 So I understand the property owner wants to develop, but I think that this is on a massive scale in a postage stamp town 11 that is quaint and beautiful and very community-oriented. 12

So I just ask that you take that time to go down there and really drive the road, which we already have tractor trailer traffic on with maybe six tractor and trailers parked down there illegally at all times. So now imagine this project.

18 So that's all. Thank you.

19 CHAIRMAN SUSH: Thank you.

20There's nobody on -- oh, there is. Okay. Probably21Brian wants to say something. Okay, they disappeared.

22 Okay. Hillary Fabian.

MS. FABIAN: Hello. Thank you all for being here andputting such thought into all of this.

I just want to go on record for myself and my husband.

1	- PUBLIC COMMENT / H. FABIAN -
2	We're at 39 Timber Point Road in Rock Hill. And again, I
3	echo, so strongly, what so many people have been saying.
4	This is not the place for this industrial complex. I just
5	want to, again, go on record that, again, I, too, am for
6	building and employment and all of that, but this is just not
7	the right place for it in this lake community that will
8	really suffer from this.
9	So thank you.
10	MR. WIEDER: Good evening. My name is Alan Wieder. I
11	live in Emerald Green and I'd like to thank everyone for
12	their continued effort on this project.
13	I do understand that change is hard for people to
14	accept, but this proposal of this industrial site, at the end
15	of the day, is not allowed as per the zoning. I'm not
16	against change, I'm not against development, I'm not against
17	building, I'm not against jobs. As many people have said,
18	this is not the area for it. Our genius founders who created
19	the Town of Thompson zoning did so for a reason, did not
20	create this site to be built up into an industrial site.
21	I think to think about just destroying 90 acres of trees
22	in a quiet little town is absurd. We all moved here and live
23	here for a reason. I moved here from the city a few years
24	ago to get away from all of this. So to come to a town of a
25	thousand people and build this is wrong. And you might find

1	- PUBLIC COMMENT / A. WIEDER -
2	loopholes to say X, Y and Z is not going to destroy it or
3	change it, but it's wrong. Everyone knows it's wrong. And
4	because it's not as per the zoning, I don't think it should
5	be allowed. Everyone knows it's wrong. And let's keep that
6	to the zonings that allows it. Let's keep our town how it
7	is. We all live here for a reason. And of course, the
8	engineers and attorneys were paid to do, make their surveys
9	and their information, but everyone knows at the end of the
10	day it's wrong. It's wrong for our town. Do it somewhere
11	else, please.
12	Thank you.
13	CHAIRMAN SUSH: Brian.
14	MR. SOLLER: Hey, good evening, everyone. I'm Brian
15	Soller, Assistant Chief of the Rock Hill Fire Department,
16	past chief, 32-year volunteer firefighter.
17	I did send some comments into the Board regarding the
18	project some of which Glenn addressed. I heard during his
19	presentation regarding access to the building for fire
20	apparatus, aerial fire apparatus and fire hydrants.
21	I did not hear, however, Glenn address the secondary
22	access road which was originally included in the project.
23	There was an emergency access road out to Glen Wild Road
24	which appears to have been omitted on the new set of plans.
25	And I did submit, in my letter, that that is something that

### - PUBLIC COMMENT / B. SOLLER -

2 we feel is absolutely necessary if this project is able to3 continue.

4 My only other comment besides that would be regarding the traffic study, and I heard a few people speak about that 5 6 already this evening. I think when you look at and consider 7 the traffic study in and around Rock Hill you also have to consider the traffic outside of Rock Hill. If you sit on 8 Glen Wild Road, and a couple weeks ago we sat on Glen Wild 9 Road while traffic was stopped due to an ice storm, the 10 amount of tractor trailer traffic that is already coming into 11 Rock Hill via Exit 109 and going out to Woodridge for Newberg 12 13 Eqg is staggering and if you are not paying attention to it, you probably don't even realize it's happening. I think that 14 15 the addition of this project with our current flow of traffic, you know, depending on what the State does with I-86 16 and does with the exits, is going to be an issue for Rock 17 Hill. We've already had significant accidents at the Katrina 18 Falls, Rock Hill Drive intersection. That intersection is 19 not meant for commercial truck traffic. And I think the 20 biggest issue that we have as first responders for the 21 22 project is the impact of the traffic and how that traffic is going to make its way around the Rock Hill community. And I 23 24 just ask if you consider those things as you move forward. 25 Thank you.

- PUBLIC COMMENT / H. SIMON -1 CHAIRMAN SUSH: Thank you. 2 Anybody here? 3 4 (No verbal response.) CHAIRMAN SUSH: Okay. Hal Simon. 5 6 And while we're getting Hal set up, I see iPhone would 7 be next. If they can change their name to their person, 8 please. Hal. 9 Good evening, everybody. 10 MR. SIMON: Hi. Thank you I thank all the members of the Board for your time and 11 all. your consideration to this tonight and all the work, all the 12 13 hard work that you guys always do. Listen, I'm not going to get into technical details. 14 15 There's plenty of experts who have talked about all of that before me and they're certainly a lot more knowledgeable than 16 17 I am. My wife and I have moved up here to Rock Hill 18 19 permanently. This has been our vacation home for 17 years. 20 I made the transition to a permanent move because we wanted a bucolic lifestyle. This project will destroy our bucolic 21 lifestyle. This is not why we moved here. I don't think 22 23 it's why any of the people that spoke before me tonight live 2.4 here or moved here. All right? They want a certain 25 lifestyle.

### - PUBLIC COMMENT / H. SIMON -

I'm going to speak to the people who spoke before me and 2 hope that the Board hears us. You heard one person here 3 4 tonight say that they favor this project, nobody else. And I'm sure you've been inundated with letters and e-mails all 5 6 to the effect how this would be a huge negative impact on our community. We don't want it. It's the wrong place, it's the 7 wrong time. I'll ask the people who are developing this and 8 all of their employees and advisors and consultants. Do you 9 10 want something like this in your back yard? We don't want it here. All right? And I hope and I pray that the members of 11 the Board feel the same way. If you lived here in Rock Hill 12 13 you wouldn't want this in Rock Hill either. All right? There are plenty of places in the Town of Thompson where 14 15 something like this would be a perfect fit. The town needs 16 it, the county needs it and even the state needs development 17 and we need jobs, but not in a hometown, not in a small hometown where it would destroy the ecosystem and destroy 18 19 traffic and our lifestyle. Put it someplace else where not only is it zoned for it, but it's set up for it. 20 There's plenty of commercial space that's large enough to handle a 21 22 project like this. Rock Hill is not it. 23 And I thank you all for your time.

24 CHAIRMAN SUSH: Thank you.

25 Jeff W.

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- PUBLIC COMMENT / J. WEINSTEIN -

2	DR. WEINSTEIN: Hi. Good evening, everybody. This is					
3	Dr. Jeffrey Weinstein. First of all, I would like to thank					
4	the Board for, you know, allowing me to speak and for					
5	entertaining this. I'm presently the president of Emerald					
6	Green which is the largest community in Rock Hill, and I also					
7	serve as the medical director of the Rock Hill Volunteer					
8	Ambulance Corps.					
9	So basically, you know, as a homeowner association of					
10	over 760 houses in the area, this will severely, you know,					
11	adversely impact our quality of life. You've heard from					
12	numerous people how it will affect our lives between the					
13	traffic, the noise, concerns about pollution, quality of					
13						
14	life.					
14	life.					
14 15	life. I sent a letter and you guys can read that letter at					
14 15 16	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know,					
14 15 16 17	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know, reiterate what everyone else has said regarding just the					
14 15 16 17 18	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know, reiterate what everyone else has said regarding just the severe impact on the quality of life of everybody.					
14 15 16 17 18 19	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know, reiterate what everyone else has said regarding just the severe impact on the quality of life of everybody. And just even as Brian had said before, with the traffic					
14 15 16 17 18 19 20	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know, reiterate what everyone else has said regarding just the severe impact on the quality of life of everybody. And just even as Brian had said before, with the traffic and the impact on emergency responders, as the Rock Hill					
14 15 16 17 18 19 20 21	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know, reiterate what everyone else has said regarding just the severe impact on the quality of life of everybody. And just even as Brian had said before, with the traffic and the impact on emergency responders, as the Rock Hill Volunteer Ambulance Corps medical director, it will also					
14 15 16 17 18 19 20 21 22	life. I sent a letter and you guys can read that letter at your leisure. But I just wanted to, again, you know, reiterate what everyone else has said regarding just the severe impact on the quality of life of everybody. And just even as Brian had said before, with the traffic and the impact on emergency responders, as the Rock Hill Volunteer Ambulance Corps medical director, it will also adversely impact, you know, the ability for the ambulance					

- PUBLIC COMMENT / M. MILLER -

CHAIRMAN SUSH: Thank you.

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DR. WEINSTEIN: Thank you.

CHAIRMAN SUSH: Michael Miller.

5 MR. MILLER: Good evening, and thank you for the6 opportunity to address you this evening.

7 First, as someone who's very familiar with the considerable sacrifices that go along with public service, I 8 want to thank you for your service to the community on the 9 I'm an attorney with a practice in Manhattan. 10 Board. My family and I have owned a home in Emerald Green for nearly 25 11 years. When my wife Cindy and I were thinking about getting 12 13 a second home we were introduced to the Rock Hill community by a dear friend who had a home in Emerald Green and we fell 14 15 in love with the community and have enjoyed the environment and wonderful outdoor recreation, and our children did, as 16 17 well, as they grew up.

We believe that the impact on the community, the quality 18 19 of life in this community, is severely jeopardized by the 20 Avon industrial project. And frankly, you know, I'm echoing 21 a lot of what you heard and some of the things that I included in my letter that was submitted, but I don't think 22 23 you can hear it enough. We believe that this industrial use 2.4 proposal would, if approved, result in irreparable harm to 25 the Rock Hill community in a myriad of ways. There would be

PUBLIC COMMENT / M. MILLER significant environmental deterioration for Rock Hill. The traffic nightmare, despite what they say that it's going to have little or no impact, the traffic nightmare would undoubtedly result from the approval of a commercial industrial development and irrevocably damage our quality of life.

8 Additionally, you know, you've heard if approved, a
9 development would pose major challenges to our air and water
10 quality, as well as sewer capacity.

And we are also deeply concerned that the local fire and 11 ambulance services will be adversely impacted. You heard 12 13 from the head of the ambulance service, you heard from one of the leaders of our fire department. While this project has 14 been revised and reduced somewhat from the original 15 gargantuan proposal, if approved, we're going to have real 16 17 problems. The Applicant's contention that there's no significant traffic resulting from this is just frankly 18 19 fiction. The enormous truck traffic is going to overwhelm our already often overburdened local roads. You know, 20 21 really, the traffic study that they submitted was done in 22 December. You know, we have seasonal traffic. How could it 23 not have been done in April, May, June, July, August, 24 September, when our traffic increases exponentially? 25 Now, the reports are staggering about communities that

PUBLIC COMMENT / M. MILLER have encountered extraordinary traffic nightmares with
distribution centers such as the one proposed have been
constructed. You know, to argue that we won't have horrible
traffic problems as a result of this is just, it lacks
credibility.

7 And in addition to the devastating traffic, noise, 8 pollution, we're concerned about the impact and the strain on 9 emergency services to our community. What if there's a fire 10 at this gigantic warehouse? You know, I understand that the 11 fire department doesn't have equipment which could fight a 12 fire in a 75 foot high building. What happens? A 13 catastrophe.

14 Also, the traffic congestion, how will that impact the 15 ability of the fire department to respond to fire emergencies 16 in a timely fashion. I'll tell you how it's going to impact. 17 It's going to be a nightmare, one nightmare on top of another 18 nightmare.

Additionally, the voluntary ambulance corps, how will they be impacted? We are concerned that they would not be able to meet its mission on a timely basis given the huge traffic increase that is certainly likely.

23 My friends, this is a bad idea in a bad place. Like 24 others, I am for development. I've represented many major 25 developers in my professional life, but this development,

### - PUBLIC COMMENT / M. MILLER -

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this project, does not belong where it proposed.

And the technical memorandum, I would just, you know, 3 4 say in my final remark, the technical memorandum that was submitted by the Applicant, it employs flawed and misleading 5 6 methodologies. As I said, the traffic study was conducted in December. How can you take that seriously? Any traffic 7 study, you know, should have been done during the high 8 traffic volume months, spring and summer. And, you know, a 9 10 properly prepared Environmental Impact Statement is essential in evaluating the project. 11

I have to say that, and I hate to put it this way, but it seems like this is clearly a bait and switch. When you're clearing 90 acres and you only need around 15 percent of that, it makes no sense at all unless there is a hidden agenda for future development. To clear 90 acres, it's just, it's wrong.

So I would propose that before considering their 18 19 proposal there should be a thorough Environmental Impact 20 Statement, resolution of any zoning conflicts, a traffic study conducted during the high volume months and the 21 22 Applicant should be required to provide an explanation of how 23 this project will be in full compliance with the Comprehensive Development Plan for the Town of Thompson. 24 The 25 answer on that one is they really can't.

- PUBLIC COMMENT / M. MILLER -1 I thank you again for your service to the community and 2 for the opportunity to address you tonight. 3 4 CHAIRMAN SUSH: Thank you. CHAIRMAN SUSH: Steven Howell. 5 6 MR. HOWELL: Hello. Can you hear me now? 7 CHAIRMAN SUSH: Yes. MR. HOWELL: I'm having some difficulties. 8 9 MS. BUDROCK: We can hear you. 10 CHAIRMAN SUSH: We can hear you. 11 MR. HOWELL: Okay. There you go. I got a bad connection. 12 13 I am Steven Howell. I live 31 Rock Hill Drive, at the end, next to the gun club. 14 15 And this building they're proposing will be 75 feet 16 tall, they're saying, on the top? And I'm just wondering as far as that and besides the tractor trailer traffic, like, 17 there have been multiple times that we've gone into town, 18 19 because it's our vacation home and we've been there for like 20 50 years, and the accidents that are endless in the middle of town at Dutch's, no traffic light, the kids walking up and 21 22 down the block and just the sight of that, to see when I come 23 down, the block is just an eyesore. 2.4 Now, we walked that property for I don't know how many

25 years. Between the nature, the deer, the wildlife, even the

- PUBLIC COMMENT / S. HOWELL -1 2 bald eagles that are there sometimes. The impact is just going to be incredible. 3 4 And I was -- once it goes there I don't think there's going to be any turning back for anybody. You know, 5 6 (inaudible) building, as well. Not that building. But if 7 they're going to put the houses in and homes, it's such a small little community and I think it's just going to -- it's 8 not going do anybody any good. And I just -- I feel for 9 10 everybody. And I just don't understand if it's industrial or it's 11 turned to industrial or commercial and how it's even going to 12 13 go down. I just want to just --I think there's a better place for this that it be 14 15 suited, but just there and with the wetlands over there, it's 16 not a good place. That's my opinion. Thanks for your time. 17 CHAIRMAN SUSH: 18 Thank you. 19 All right. iPhone, thank you for turning your camera 20 on. Hi. My name is Sam Schneider. 21 MR. SCHNEIDER: I live 22 at 142 North Emerald Drive. 23 Aside from having the shooting range right there, I have been in traffic jams just with one or two tractor trailers 24 25 double-parked right alongside the SPCA. Imagine with a

1	- PUBLIC COMMENT / S. SCHNEIDER -
2	warehouse being there, as well.
3	I see this as nothing but a nightmare. And imagine the
4	impact to the environment and the school bus traffic that
5	would be during the school season. There's got to be a
6	better location if the project were to be approved.
7	And I'm in this location for 28 years. Thank you for
8	your consideration.
9	CHAIRMAN SUSH: Thank you.
10	Carolyn Coughlin.
11	MS. COUGHLIN: Yeah, hi. It's Carolyn Coughlin. Thank
12	you for like everyone else has said, thank you for what
13	you do for our community and for, it's a hard job you guys
14	are doing. And so I just want to thank you for that
15	respectfully just offer another question. I submitted a
16	letter already. I live at 14 First Road on Wanasink Lake in
17	Rock Hill.
18	And so many people, I agree with what so many people
19	have said about the location of this thing. It just you
20	know, it just doesn't make any sense for the community of
21	Rock Hill. And I understand that the Applicant, the
22	developer, wants to develop the property. Like, of course,
23	who wouldn't. And so what we have is here is I think not
24	only a conflict between what the Applicant, the developer
25	wants, which makes sense to them, of course, and what's good

- PUBLIC COMMENT / C. COUGHLIN -

2 for the community.

But I just want to add to the arguments that people have 3 4 made here about how, you know, it would just ruin our way of 5 life because I think it would. And most of the people who live in Rock Hill live here because they want to live in a 6 7 place like this, and all of that is true. But I just would 8 like for the Planning Board members to consider that I think there also will be a detrimental impact to the whole town 9 from not just those in Rock Hill, but the entire Town of 10 Thompson from an economic standpoint because this is an area 11 that people come to because it's beautiful. This is where we 12 13 get a lot visitors in the summer who come because it's beautiful. With this industrial park it will no longer be 14 beautiful. Who wants to sit outside Dutch's when trucks are 15 roaring by? Who wants to sit outside anywhere when trucks 16 17 are roaring by? And people will avoid, begin to avoid Rock Hill, as well, if they can. 18

So I just wanted to really consider the economic perspective of the impact on the entire town as something else that really should be considered here, not just on impact on individual lives, which is, of course, important. So thank you. CHAIRMAN SUSH: Jessica Landsdale.

25 MS. LANSDALE: Hi, everybody. I'm Jessica Lansdale.

1 - PUBLIC COMMENT / J. LANSDALE -2 I'm at 214 Canal Road. Can everybody hear me? 3 CHAIRMAN SUSH: Yes. 4 MS. LANSDALE: So I wanted to second what Carolyn just

5 said about yes, of course, you know, the developer wants to 6 develop his property. I mean of course, everybody wants to 7 say, No, no, no, don't do anything, but it is his property.

But I am surprised there are no amenities in his 8 proposal for the town. You know, the original proposal had 9 10 amenities for the town. You know, if you're going to ask the Town for a special use permit or anything, like, exceptional, 11 you know, there's a little give and take. So I am opposed to 12 13 this project. But if you do go down the road developing it, certainly, the town is due for some amenities. Whether it's 14 transfer of the rest of the land to the town as a park. 15 You 16 know, there's all sorts of things that could happen. Please 17 consider that. Thank you.

18 CHAIRMAN SUSH: Thank you.

19 Is there anyone else here, anyone else on Zoom?20 Morton's iPad. Where did he go? Morton is second.

21 MS. BUDROCK: Morton is behind the bubble with his hand 22 raised again. Morton's iPad.

23 MR. CARNELL: No. That's Michael. There's another24 page.

25 CHAIRMAN SUSH: The hand raised.

- PUBLIC COMMENT / L. VOGEL -1 MR. CARNELL: Morton was first, yes. 2 MS. VOGEL: I think you have it now. 3 4 Good evening. My name is Lee Vogel. I live on Timber I already submitted a letter that echoed much of 5 Point Road. 6 what has been said this evening so I won't go into that, the 7 zoning conflicts, the traffic and quality of our life. But when the first speaker spoke about the project, I 8 couldn't believe. It's, like, ludicrous to me to hear him 9 10 say that they did studies and there would be no traffic impact, that traffic would remain. His words were traffic 11 will be maintained at current levels. It just sounds 12 13 ludicrous. And the study about sound, I mean how could there not be 14 an addition in the sound? 15 The study about visual effects, a 75 foot high building, 16 17 there has to be a visual effect. So I think that they're not really being straightforward with us. And that concerned me, 18 19 as well, you know, that that's the way they're presenting it to us. 20 And otherwise, I echoed everything, what everyone else 21 22 has said. Thank you. 23 CHAIRMAN SUSH: Thank you. 24 Mike Gutnick was trying to raise his hand before and 25 then we'll do --

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- PUBLIC COMMENT / M. GUTNICK -

MR. GUTNICK: Am I on now?

CHAIRMAN SUSH: Yes.

MR. CARNELL: Yes.

5 MR. GUTNICK: Okay. I'm Mike Gutnick. I live at -- I 6 have a home at No. 4 Lakeview Court in Rock Hill.

7 And I don't want to repeat what everybody else has said, 8 nor do I want to read the memorandum I sent off. But my family and I are very deeply concerned about the distribution 9 10 centers, plural, centers, that could adversely impact our community. I sat down with my greater family some weeks ago 11 and discussed this issue and asked them what they think I 12 13 should do, and they said sell. I said, I'm not selling. But the reality is they won't come up and visit me given the fact 14 15 that the impact of this on the community will be severe.

I'd like to make sure we all understand this issue. 16 It's not about a 560,000 square foot two warehouse facility. 17 That's on the plan today. But there's another 1.4 million 18 square foot facility that's really there, as well. The land 19 20 is being cleared for it. And on top of that, there's a 21 500,000 square foot facility not too far from us that is 22 about a mile away also that's on plans. So we're looking 2.5 23 million square feet of space being planned for this area. Ιt is horrendous. 2.4

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We talked about the issue that the SEQRA, we have a

- PUBLIC COMMENT / M. GUTNICK -

2 segmentation issue. We talked about the issue of zoning. There's no economic benefit to the community. I mean they're 3 4 going to ask for tax abatements, they're going to want IDA There's really no economic benefits. And all the 5 funding. 6 studies you read in some of these academic journals indicate that all these facilities do is draw employees from other 7 businesses in the same area and leave those businesses as 8 shells as they were before. So it doesn't do any good for 9 10 our community. There's no economic benefit, as some members of the Board might think, from long term. 11

I also want to make one suggestion to you. 12 There is a 13 location that fits this need. When I first came up to the Catskills many, many years ago, many decades ago, I used to 14 15 go to place called the Apollo Plaza, the Apollo Mall, and 16 that is a decrepit facility now. It's a huge piece of 17 property. It's right off a major new road that connects to the highway, a traffic circle, and that would be an ideal 18 19 location for a facility of this type. So why not -- if the 20 Town really wants, Town of Thompson really wants a 21 distribution facility somewhere in the area, perhaps that's the best location. Certainly not the town of Rock Hill. 22 Thank you much. 23

24 CHAIRMAN SUSH: Thank you.

25 Ann F.

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- PUBLIC COMMENT / A. FUNCK -

2 MS. FUNCK: Hi. Good evening. My name is Ann Funck. I 3 am at 81 Wurtsboro Mountain Road and I have a lot of concerns 4 about this project. I am not in favor of it.

5 When Resorts was being built we had trucks barrelling up 6 Wurtsboro Mountain Road. They were noisy and the exhaust, it 7 smelled. It definitely had an impact. Every time one went 8 by, you had to stop what you're doing, let it go by. And it 9 also tore up the road by where I live.

The other thing is when I was looking at some of the paperwork for this project, there are 2,860 docks in these two warehouses. And with the traffic proposal, they talked about 311 daily truck trips, 155 in, 156 out a day. To me, that doesn't add up. With 2,000 plus bays, that's a lot more than 300 truck trips a day.

I am mostly concerned with, I'll echo what everybody 16 17 said. I agree with what my neighbors have brought up. But the quality of life issues are huge. I love walking, riding 18 19 my bike on the roads here. I want fresh air, quiet. That's why we live up here. I enjoy eating outside in the 20 summertime. All that is going to be affected. All that will 21 be ruined. And I really don't see the benefit to the 22 community, the cultural, social, recreational. I just don't 23 see how it benefits the community. 24

And with the sound study, it was done in, like, within

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- PUBLIC COMMENT / A. FUNCK -1 2 that small area. It really didn't include the trucks coming and going. They travel, you know, other areas. This is 3 4 going to have a huge impact, negatively. So I did submit a letter, also. Thank you for your 5 6 time. 7 CHAIRMAN SUSH: Thank you. I think that's everybody. 8 Mr. Patel, did you want to talk about any of the ... 9 10 MR. PATEL: Yes. Should I go there? CHAIRMAN SUSH: 11 Please. 12 MS. BUDROCK: Just state your name for the record so 13 that the stenographer has it. Thank you. MR. PATEL: My name is Jay Patel. I work for CHA 14 Associates. 15 The comment that the traffic study was done in December, 16 17 and I believe it was understanding that the traffic count was also collected in December, but that was not case. 18 The 19 traffic count was collected in June 2021. And there was a traffic adjustment factor published by the New York State DOT 20 was applied to that count to reflect the seasonal 21 22 adjustments. And the factor was used for July 2021 which is 23 when the traffic is peak in the Town of Thompson. 2.4 So in summary, those adjustment are applied to the count 25 collected June 2021.

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1	- RE: ROCK HILL TOWN CENTER, AVON PARK -
2	MS. BUDROCK: Thank you.
3	CHAIRMAN SUSH: Thank you.
4	If there is no one else in the public that has any other
5	comments, make a motion to close the in-person portion of the
6	meeting. Like Larry had mentioned, we're not going to close
7	the public hearing yet to still allow for written comment and
8	we'll do that at a future meeting.
9	BOARD MEMBER KNAPP: I'll make a motion.
10	BOARD MEMBER LARA: I'll second.
11	CHAIRMAN SUSH: All in favor?
12	BOARD MEMBER KNAPP: Aye.
13	BOARD MEMBER LARA: Aye.
14	BOARD MEMBER CROISSANT: Aye.
15	CHAIRMAN SUSH: Aye.
16	(The motion was approved and carried.)
17	(Time noted: 8:38 p.m.)
18	* * * *
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### REPORTER'S CERTIFICATION

I, ROSEMARY A. MEYER, a Shorthand Reporter and Notary Public in and for the State of New York, do hereby certify:

That the foregoing transcript is an accurate record of the proceedings in the matter of Avon Park, to the best of my knowledge and belief, having been stenographically recorded by me and transcribed under my supervision.

I further certify that I am in no way related to any of the parties to this action and that I have no personal interest whatsoever in the outcome thereof.

Jaumary a. Meyer

ROSEMARY A. MEYER

Date Transcribed: March 6, 2022

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