

Upper Delaware Council
PROJECT REVIEW COMMITTEE MEETING MINUTES
July 22, 2014

Committee Members Present: George Fluhr, Andy Boyar, Harold Roeder, Jr., Fred Peckham, David Dean
Committee Members Absent: Larry Richardson, Debra Conway, Jeff Dexter, Nadia Rajsz
NPS Partner: Kris Heister, Carla Hahn (6:40p.m.)
Staff: Laurie Ramie, Cindy Odell, Travis O'Dell
Guests: None

The UDC's Project Review Committee held its monthly meeting on Tuesday, July 22, 2014 at the Council office in Narrowsburg, NY. In the absence of both the Chairperson and the Vice-chairperson, Committee member Andy Boyar called the meeting to order at 6:35 p.m.

A motion to approve the June 24 meeting minutes was made by Dean, seconded by Roeder and carried. There was no public comment on the agenda.

Discussion Items Report

Project Review Update

Town of Hancock: O'Dell reported that at the July Town Board meeting it was announced that the Town received \$554,436 for restoration and repair work to Hungry Hill Road. The funds were part of the Millennium Pipeline Compressor Station project. Included in that amount is \$47,520 for future treatment of the road.

Damascus Township: O'Dell said Code Enforcement Officer Ed Lagaranne emailed him the associated site plans and zoning application for a parcel located at 23 Syloro Lane, just north of the New York hamlet of Callicoon, for which an application has been made for a Special Exception Use Application under Article VII, Floodplain Development Standards. O'Dell stated that upon review of the project, which involves construction of a two-car garage, there is no threat to the Land and Water Use Guidelines or to any criterion in the Project Review Workbook. Due to Township code requirements, the building will be engineered with flood vents.

Commonwealth of Pennsylvania: O'Dell stated that according to multiple reports, on Thursday, July 17th the PA Commonwealth Court ruled that municipal zoning ordinances cannot be reviewed or pre-empted by the Public Utility Commission for Marcellus Shale development, striking provisions of Act 13. This also prevents the PUC from withholding impact fees from municipalities that have used zoning to restrict development in certain areas of their Township. He noted that this is a ruling in favor of "home rule".

State of New York: O'Dell noted that the New York state Court of Appeals also ruled in favor of home rule, upholding zoning ordinances of the Towns of Dryden and Middlefield which essentially zoned out modern oil and gas exploration as a heavy industrial use. This decision allows local municipalities to determine if and where exploration can take place within their respective town.

UDC Project Review Municipal Presentations: O'Dell said he gave a presentation on the Upper Delaware Council's project review process on July 17th to the Shohola Township Planning Board. O'Dell noted he was able to introduce Superintendent Kris Heister and thanked her for attending the meeting.

TAG Update: O'Dell reported that applications for FY 2015 projects are due by August 29, 2014 and the deadline for completion of FY 2014 projects is August 22, 2014. He referred to the memo included in members' packets which states that "priority funding preference will be given to digitizing local zoning

maps that include identification of the designated Upper Delaware Scenic and Recreational River corridor” for FY 2015 projects.

O’Dell stated that regarding the two TAG projects listed under New Business for approval, he has received the completed projects and they satisfy the terms of their awarded grant applications.

New Business

Approval of TAG 2014-02: Town of Delaware, Update Town’s Assessment Records: A motion to approve the Town of Delaware’s TAG project was made by Fluhr, seconded by Dean and carried unanimously.

Approval of TAG 2014-05: Town of Lumberland, Complete Mapping of Glen Spey Cemetery: A motion to approve the Town of Lumberland’s TAG project was made by Fluhr, seconded by Dean and carried unanimously.

Other: None

Old Business

Use of 1988 Project Review Workbook: Boyar asked that the review be taken back up next month due to the fumes in the UDC office building from work done earlier in the day.

Other: Hahn said she had been asked to find out if the Park Service could share the shape file for the river corridor boundary with the townships. This information will be shared with the counties and the townships. GIS capability is required to be able to make use of this file, Hahn added. A discussion took place about how close a map can show where the boundary line is. Hahn noted that width of the line drawn is as accurate as the topographic map it was drawn on, but that this information is to be used as a reference. Boyar commented that this needs to be made clear and suggested a disclaimer be added to the maps. Boyar added that it is his hope, for his town at least, that the map will assist in determining if a property is located within or out of the corridor.

Public Comment: None

Adjournment: A motion by Roeder, seconded by Boyar to adjourn the meeting at 6:54 p.m. was carried unanimously.