

*******DRAFT*******

The Town of Forestburgh Town Board held their regular monthly meeting on **Thursday, March 7, 2024**, at the town hall.

Supervisor Hogue called the meeting to order at 6:00 p.m.

Roll Call – Present – Daniel S. Hogue, Jr., Supervisor
Karen Ellsweig, Councilperson
Steve Budofsky, Councilperson
Susan Parks-Landis, Councilperson
Vincent C. Galligan, Jr., Councilperson

Recording Secretary – Teresa Collins, Town Clerk
Troy Johnstone, Esq. – Attorney for the town
Others Present – Richard Robbins, Planning Board Chair

PUBLIC COMMENT – Susan Hawvermale – questioning the senior expenditures.

Joseph Lorino – Short term rentals report that indicates changes and stricter penalties. Unusual regulations such as limiting the amount of flexibility on how many you can have on a property, across the street or next door. Extraordinary fees, such as 2500 for the first violation fee.

Mr. Miller – people are frustrated because the STR fees meeting was not open to the public. He feels that things are being done behind people's backs.

MINUTES –February 2024 public hearing and regular meeting Minutes are acknowledged receipt. MOTION by Councilperson Landis, seconded by Councilperson Ellsweig. Councilperson Galligan abstained Vote: 4 ayes – 1 nays. Motion carried.

GENERAL FUND VOUCHERS - #24-53 in the sum of \$39,839.86 as set forth in abstract #2 of 2024 were audited for payment. MOTION by Councilperson Budofsky, seconded by Councilperson Landis to pay the General Fund Vouchers. Vote: 5 ayes – 0 nays. Motion carried.

HIGHWAY FUND VOUCHERS - #8- 16 in the sum of \$54,715.44 as set forth in abstract #1 of 2024 were reviewed. MOTION by Councilperson Ellsweig, seconded by Councilperson Budofsky to accept the highway fund vouchers. Vote: 5 ayes - 0 nays. Motion carried.

ESCROW FUND VOUCHERS – #2 -6 in the sum of \$4,355 as set forth in abstract #1 of 2024 were reviewed. MOTION by Councilperson Landis, seconded by Councilperson Budofsky to accept the escrow fund vouchers. Vote: 5 ayes – 0 nays. Motion carried.

CORRESPONDENCE –

Joanne K. Nagoda
2752 State Route 42
Forestburgh, New York 12777

March 7, 2024

Town Board Members
Town of Forestburgh
332 King Road
Forestburgh, New York 12777

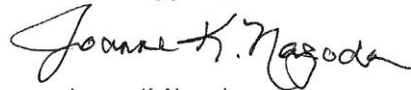
Re: Marriage Officer

Dear Members of the Board:

At this time, I am requesting to be appointed Marriage Officer for the Town of Forestburgh with a term ending December 31, 2025 with no financial stipend from the town.

I appreciate your consideration in this matter.

Sincerely yours,

A handwritten signature in black ink that reads "Joanne K. Nagoda". The signature is written in a cursive style with a large, stylized "J" and "N".

Joanne K. Nagoda

Attorney Johnstone will look into the rules.

UNFINISHED BUSINESS

EMS Contract- no updates

Fuel/Gas /Oil Bid - BID RESULTS 2024

GASLOINE, DIESEL, #2 FUEL OIL AND PROPANE

#2 FUEL OIL

- 1. Bottini .30 over posted.
- 2. County Petroleum .30 over posted.

DIESEL AND GASOLINE

- 1. Bottini Diesel: .30 over posted.
Gasoline: .30 over posted
Kerosene: .30 over posted
- 2. County Petroleum Diesel: .28 over posted.
Gasoline: .30 over posted

Motion to award the bid to County Petroleum by Supervisor Hogue, seconded by Councilperson Landis to accept County Petroleum bid. Vote: 5 ayes – 0 nays. Motion carried.

Short Term Rentals –

Short Term Rental Fees and Regulations Report: The following is a second report to the Town Board regarding fees and regulations. This report provides information gathered from further review of data, STR property owner input, input from Forestburgh residents who are not STR property owners, and status reports of current STR operational issues of concern in Forestburgh.

Follow up report to the Town Board

It has been determined after a second and thorough review of the STR permit fee and regulations that a \$1,000 initial application fee (per rental unit) and a \$500 annual renewal fee (per rental unit) are both reasonable and justified. These fees will offset the substantial increase in workload and significant costs associated with STR monitoring. It is also tax deductible for all STR property owners along with a host of other tax deductions so the financial impacts are minimized.

The concerns surrounding STR operation and regulatory issues are infinitely more complex than realized. Considering the various impacts on cost and town resources, it is important to take a broad view of the topic. We are all in this together and the board is responsible for representing all residents in establishing regulations which support goals set forth in the Comprehensive Plan as well as provide for effective enforcement.

Forestburgh is currently 5 times above the upper range of the target of 2%-3% ratio of STR's to primary residential dwellings with 45 currently identified. This represents an overwhelming percentage approaching 15%. While towns in the Hudson Valley have already implemented regulations and fees pertaining to STR operation, short term rental property owners in Forestburgh have been operating and receiving substantial annual rental income for years with no fees, fines or regulations. Some have been operating illegally and code violations have been recently identified. This puts the town at risk financially, diminishes the primary residential housing market in Forestburgh, drives home prices higher and places an undue burden on service delivery and town personnel.

Regulations must be established which are designed to meet Forestburgh's specific needs and goals. There are no documented instances where lack of regulation and insufficient permit fees have contributed to the financial well being of Sullivan County residents. In fact the opposite is true. It is both reported and evidenced that low levels of regulation and low fees and fines have contributed greatly to negative impacts on the housing market throughout Sullivan County.

Our research shows that higher front end fees, significant fines and stricter regulations are recommended in order to reduce the potential negative impacts of STR operation on neighborhood character, on workload increases placed on various town departments (particularly building and code enforcement but other departments as well), defray costs of inspections, administrative responsibilities, insurance liability, staffing and follow up with complaints, violations and fines. Without the ability to effectively enforce the code and permit regulations it weakens the town's administrative structure and allows for outlaw STR property owners to continue to operate under the radar.

Among those measures taken by towns across New York State to combat the negative effects of poorly regulated STR's are: 1. Permit fees of \$1,000, \$1,500 and \$2,500 and higher 2. limiting the number of STR permits to 1%-3% of total primary residential housing 3. Limiting allowable days of rental to 60 days annually 4. Requiring all STR's in residential districts to be owner occupied and that the owner be on the premises during the rental period 5. Substantial fines of up to \$10,000 for violations and up to \$5,000 per week for operating without a permit 6. Immediate revocation of permits for violations 7. Requiring septic system inspection within 90 days of permit application 8. Homeowners insurance of \$1,000,000 for each rental property (Airbnb and other platform insurance is not acceptable).

Small towns in particular are vulnerable to the negative impacts of STR saturation and outlaw operation. Many towns have found themselves grappling with these issues and are realizing that current regulations and fees are inadequate in managing the influx of STR investment properties. Towns which have been playing catchup and which have now instituted stricter regulations and higher fees/fines (for example) are located in the Finger Lakes region, Catskills and the Hudson Valley among other areas throughout New York State. Towns identified in Greene County, Dutchess County and Orange County have been among those adopting such regulations to better serve their communities but others, such as towns in Sullivan County, are typically found to have low levels of regulation, low fees and inadequate fines to effectively manage the substantial increase in STR investment properties. With the hot topic of STR properties on many town's agendas and the anticipated rise in STR investment property development, it remains to be seen how towns find solutions. We are recommending that Forestburgh enact regulations, fees and fines to stay ahead of the curve and protect the town's primary residential property owners.

There are multiple reports of how the rise in STR's throughout Sullivan County have had negative impacts. A recent study revealed that towns in the Southeast area of Sullivan County (consisting of the towns of Highland, Lumberland, Forestburgh and Mamakating) have the highest average home prices in all of Sullivan County representing a 32% increase in average home prices from 2020-2022. Also included in the report was the fact that

only 56% of housing units in Sullivan County were owner occupied in 2020, down from 62% in 2000. With the emergence of Airbnb, VRBO and other short term rental platforms, the impacts on the housing market are unlikely to diminish. Quote “The short term rental influx in recent years is literally destroying the housing market in Sullivan County.” Numerous concerns regarding STR operation in Sullivan County were recently expressed at a legislative meeting. Local towns have indicated that monitoring and regulating STR’s is a difficult and time consuming issue. One town official called it a “nightmare” and can require a full time position just to address those issues associated with STR’s.

In researching the status of those STR’s currently operating in Forestburgh it has been revealed (by both the Assessors Office and the Building Department) that multiple open violations on various properties currently exist. Those violations are well documented and are currently being addressed. It is unclear how many STR’s will meet code requirements pending the overwhelming number of inspections which are due to be performed. It was also expressed by some STR property owners in Forestburgh that whatever the regulations and fees are, making a profit is of no concern. Others stated that although income is of some concern, they are not operating primarily for profit and understand that substantial fees and fines may be necessary to insure the ability to continue to operate their rentals.

Mamakating, in an attempt to mitigate the negative impacts of STR saturation and illegal operation has enacted regulations that limit type 2 STR’s which are non-hosted rental units to only 2 units per owner, limits the number of months an STR can operate to only 4 annually, limits STR property ownership by an LLC, requires that all units have a Certificate of Occupancy, requires that an agent arrive at a rental property within 30 minutes of notification or it is considered a failure of the owner, all neighbors within 500 feet of the rental property must be provided with 24 hour contact information to address complaints, a septic system inspection dated within 90 days of a permit application is required stating adequate functioning and that it does not impact neighbors or surrounding areas and STR occupancy has limits based on the number of bedrooms. Also proposed are permit fees in the multiple thousands of dollars per unit, that a limit be set on the number of permits issued to achieve a reasonable target

percentage of 3% and limits of STR's within districts to prevent oversaturation in neighborhoods. Town residents during a public hearing expressed concerns regarding STR's as they are already a "quality of life" issue for many year round residents. Residents complained of incidents of trespassing, noise, disorderly conduct, theft and a lack of neighborhood stability. A lake association member pointed out that because of Airbnb rentals the risk of being sued increases as liability costs soar and that regulations don't provide a guarantee of compliance. The town supervisor stated that it's the town's responsibility to ensure safety while keeping issues in mind such as traffic, noise complaints, sewage, water, parking and property values.

Another local town's building department official stated that monitoring STR's has become a tremendous burden and that they adopted regulations but enforcing them is a real problem because people do whatever they want anyway. They adopted a permit fee of \$1,000, proof of \$1,000,000 of insurance (other than Airbnb), immediate revocation of a permit for any violation and additional regulations and fines. They have found that a significant number of STR owners provide false information and violations are a real problem. Quote "Being a small town we also have to deal with STR saturation which primary residential property owners often complain about."

Compliance and enforcement are serious issues of concern across the state and NYC Mayor's Office of Special Enforcement indicates that only about 40% of Airbnb rental units are operating legally. Additionally, of those rental units eligible for a permit, only about 34% have applied for one. Clearly, lack of compliance of STR property owners and the efforts to effectively enforce regulations present significant increases in cost and a strain on available resources.

The fact is that Forestburgh is already overburdened with enforcement issues and receives minimal, if any, benefit from STR operation. Taxpayers are footing the bill for additional responsibilities placed on the Building Department and Code Enforcement Officer as well as other departments. Town services which will be needed to be provided to STR property owners are grossly disproportionate to primary residential property owners and the costs are passed on to taxpayers who do not operate STR's. This results in an inequitable provision of services. Also of concern is the negative impact

STR saturation currently has on Forestburgh's housing market and the increased transient population.

Regarding our sector identified in the housing study, correlating data supports the downward trend in growth. Census reports indicate the following declines: Population growth in Mamakating slowed 7.7% since 2000. Highland showed a decline in growth of -13.2% since 2010. Lumberland fell -9.1% in population growth since 2010 and Forestburgh's growth declined -2.7% since 2000 with consecutive census reports in 2010 and 2020 showing negative growth. Of course we all support tourism and STR operation but it's imperative that we join with other towns in the Hudson Valley and Catskills in adopting regulations which promote tourism but which also encourage primary residential growth and protect neighborhood and town character.

In order to address concerns and more effectively manage STR operation, both logistically and financially, the following is strongly recommended for adoption and implementation by the Town Board. These recommendations do not represent the aforementioned extremes of regulation, but rather a middle ground and fair approach to address the issues of concern specific to Forestburgh. The goal is to protect the residential community, as is the board's obligation, by striving for adherence to our Comprehensive Plan objectives while at the same time providing the opportunity for compliant STR property owners to continue to operate as they have for years. Each recommendation is based on permit regulations, fees and fines which have already been adopted by towns in the State of New York.

Recommendations to the Town Board:

1. Lift the suspension of the annual per rental unit permit fee and immediately reinstate it. Recommended is a \$1,000 initial permit fee and an annual renewal fee of \$500.

This represents a \$1,000 reduction of the originally adopted permit fee of \$2,000 and a \$1,500 reduction for annual renewals. This is based on an estimated 40-45% increase in Building Department/Code Enforcement workload and departmental assessments of additional responsibilities, staffing, monitoring, dispersion of resources and estimated increases in associated costs. Cost factors considered also include additional workload increases in

- the departments of the assessor and town clerk as well as other town departments including the fire department and highway department.
2. Limit the total number of STR permits issued, keeping in mind that the number to achieve the target of 3% is approximately 10 and double the target percentage is approximately 20. Establishing a limit of permits issued between 10 and 20 is also an option (exceeding 20 permits would represent too high a ratio of STR units to primary residential dwellings and would diminish available residential housing and increase the number of the transient population in the town). A waiting list may be established if and when approved permit applications reach the limit.
 3. NO STR permit shall be issued to any property owner with violations of any kind including, but not limited to: false information provided on the permit application, structural, environmental or operational violations whether they be a violation of state, county or town codes.
 4. Only one (1) STR shall be permitted to operate adjacent to another lot in any direction (including across a road) and only one (1) STR shall be permitted on any lot (in order to maintain neighborhood character, protect primary residential property owners and prevent STR saturation).
 5. STR permits shall not be permitted to be transferred to another property owner.
 6. Any STR operating with a permit found to be in violation of STR regulations shall result in an immediate \$2,500 fine. Any second violation within one year shall result in immediate revocation of the STR permit.
 7. Any STR operating without a permit shall result in an immediate \$5,000 fine and an additional \$1,500 fine for each week thereafter for operating illegally from the date of notice of violation.
 8. Each permit application shall include the following information and required documentation: The names of each owner of each rental unit, primary residential address, phone number and e-mail address. If owned by an LLC, corporation or other entity all of the above information shall be provided for all members, shareholders, officers and principles of such entities. A Certificate of Occupancy is required.

Proof of a minimum of \$1,000,000 homeowners insurance is also required (insurance from the advertising platforms such as Airbnb does not qualify). A copy of of current Sullivan County Hotel Occupancy Tax Certificate. A septic inspection report dated within 90 days of permit application stating that the septic system was adequately functioning for the intended use as a short term rental at the time of inspection and does not impact the neighbors or surrounding area.

9. All permit applications and fees for 2024 shall be submitted by May 15th. Any STR operating past that date without having filed for a permit and having paid the permit fee will be deemed to be in violation and subject to any fines and/or penalties.

Respectfully submitted,

Councilpersons/STR committee members,

Karen Ellsweig and Steve Budofsky

March 7th, 2024

Councilperson Galligan and Councilperson Landis will become a subcommittee to do further research regarding short term rentals.

Motion by Councilperson Galligan, seconded by Councilperson Landis to accept \$500 annual fee which includes inspections. Vote: 5 ayes – 0 nays. Motion carried.

911 Numbering – NEW/REVISED 911 HOUSE NUMBERING PROJECT

1. Fire Department and Board representatives will review reasons provided by the State of NY for denial of previous proposal (submitted by Town of Forestburgh) and insure that current proposal for 911 House Numbering requirements (“New 911 Code”) is within required State parameters
2. Fire Department and Board Representatives will provide Town Board with suggested modifications to bring current Town Code into compliance with specifications in the “New 911 Code” and the State of NY
3. If acceptable, Town Board (and Town Attorney) will proceed through administrative channels (resolution, public hearing, etc) to obtain County/ State approvals to enact “New 911 Code”

4. Fire Department will, at their expense, order signs
5. Fire Department, with additional volunteers, will put signs together, and write a Town Newsletter article for publication regarding to every home address in Forestburgh) to notify Residents about: - the New 911 Code
6. Fire Department, along with Town Supervisor, will draft a letter (to be mailed to every home address in Forestburgh) to notify Residents about:
 - the New 911 Code affecting all residents (synopsis of law)
 - the community effort behind the project
 - the importance of compliance
 - the timeline for compliance
 - fines/actions for violations that may be incurred

The letter will also describe: (1) how signs can be picked up (at Fire House on 2 consecutive weekends, during a specified time period (TBD)); (2) that questions should be forwarded to Town Clerk (via email only); and (3) that additional signs can be purchased, if needed for full compliance with “New 911 Code”, at homeowner expense

Councilperson Ellsweig will give an example draft copy for a local law to attorney Johnstone once it is confirmed the reason why the state denied the town in the first request.

NEW BUSINESS

Mowing of Memorial triangle

Motion by Supervisor Hogue, seconded by Councilperson Landis to accept Jim Steinberg to allow to continue to mow the triangle until the town or Mr. Steinberg request not to do it anymore.

Vote: 5 ayes – 0 nays. Motion carried.

Pool & Staffing – Councilperson Landis is still looking for staffing.

Resolution to join NY planning Federation

Authorization to advertise for RFP for consultant for “town line solar project “subject to ORES funds.

A RESOLUTION TO APPROVE AN EXPENDITURE OF \$295 FOR MEMBERSHIP IN THE NEW YORK PLANNING FEDERATION

WHEREAS, since 2007, it has been mandatory in New York State for members of local planning boards, zoning boards of appeals, and county planning boards to receive a minimum of four hours of training annually; and

WHEREAS, the mission of the New York Planning Federation is to promote sound planning practices and effective administration of planning and zoning in New York State so that orderly growth and development of communities may occur balanced with necessary resource conservation; and

WHEREAS, the New York Planning Federation, created in 1937, offers affordable training to its 5,000 individuals representing more than 400 municipalities and 100 organizations across New York State, including free online training easily accessible for all paid members; and

WHEREAS the New York Planning Federation offers certification of completed training hours to all of its members completing its online and in-person training opportunities; now therefore

BE IT RESOLVED, the Town Board of the Town of Forestburgh, New York approves the expenditure of \$295 to join the New York Planning Federation; and

BE IT FURTHER RESOLVED, that it is understood that membership in the New York Planning Federation will include members of the Town Board, Planning Board, Zoning Board of Appeals, Building Inspector, Code Enforcement Officer, and any other town official or employee interested in expanding their knowledge of planning and zoning; and

BE IT FURTHER RESOLVED, that names, titles, and email addresses will be provided to the New York Planning Federation so that town officials and employees may receive notification of all training and events; and

BE IT FURTHER RESOLVED, this resolution will take effect immediately upon passage by the Town Board.

Motion by Councilperson Landis, seconded by Councilperson Ellsweig to accept the resolution to approve an expenditure of \$295 for membership in the New York Planning Federation

Vote: 5 ayes – 0 nays. Motion carried.

Office of renewable energy Siting (ORES FUNDING) consultant to the town line solar project

Richard Robbins- A couple of years ago a law passed, all large energy facilities for renewable sources were to be reviewed and approved by a single state agency taking all the power away from

municipalities, towns, cities, and everybody. To participate in the process an escrow fund is set up by the applicants that municipalities can apply for funding to investigate and participate in the process of the review done by the state. There is a very time crunched opportunity to apply for the money within 60 days of the filing of the application. If you are going to apply for the money you have to give a very detailed explanation of how that money is going to be spent. We as a town do not have the resources or the staffing to be able to do a serious investigation. Mr. Robbins suggested to Supervisor Hogue to prepare a notice of request for proposals from consulting companies to basically review the applications that get submitted. Put together a request for proposal to what it would cost so when the application is submitted, we can take that and submit it to the state which reserve our right and place in line or access to that funding to help the town investigate what impact this will have on the town. Whether it's a good idea or bad idea, how can make it better. The funds are being paid by the state which are the applicant funds. This is a state Escrow.

Motion by Councilperson Ellsweig, seconded by Councilperson Landis to accept the ORES Fund.
Vote: 5 ayes – 0 nays. Motion carried.

Clean Up Week

Town of Forestburgh Spring Clean Up 2024

May 9th- May 11th

Residents must separate materials into the following categories prior to bringing it to the town barn.

- A. Appliances and scrap metal (washers, dryers, stoves, water heaters, pipes, etc)
- B. Construction and demolition debris and bulky waste (furniture, mattresses, carpets, etc)
- C. Recyclables

******ANY BULKY WASTE SHOULD BE NEAT AND TIED WITH ROPE******
(For Example: shingles)

We cannot accept the following items:

No tires
No refrigerators or air conditioners
No item greater than 4 feet in length (please cut to proper size)
No fuel tanks, oil drums or large propane tanks
No full or partially full cans of paint, petroleum products, pesticides or any other hazardous waste
No brush, yard waste, bags of leaves, stumps or rocks
No explosives, ammunitions, radioactive material, medical waste, medications or car batteries
No household garbage or commercial waste
No asbestos or liquids
No electronic scrap

HOURS OF OPERATON

Thursday through Friday 7:00 am to 6:00 pm
All day Saturday May 11th from 7:00 am to 5:00 pm

Please, no more than one pick-up truck load per family. We are only allocated for 12 tons.

IF YOU ARE DISABLED OR A SENIOR AND NEED ASSISTANCE

Please call the town barn at 845-794-8069

Joe Ruggeri – Highway Superintendent

Motion by Councilperson Galligan, seconded by Councilperson Ellsweig to adopt a resolution to approve clean up week for 2024. Vote: 5 ayes – 0 nays. Motion carried.

School Election –

Motion by Supervisor Hogue, seconded by Councilperson Landis to approve use of the town hall for the Monticello School Board Election and Budget Vote. Vote: 5 ayes – 0 nays. Motion carried.

Judge Gunther Audit Report-

Town of Forestburgh Court
332 King Road
Forestburgh, NY 12777
Ph. 845.794.0611 / fax 845.794.7885

February 8, 2024

To: Supervisor Danial Hogue
Town of Forestburgh

Dear Supervisor Hogue,

Please be advised that pursuant to Section 2019-a of the Uniform Justice Court Act the court records and dockets for the 2023 calendar year are open for your auditing board's examination at your earliest convenience.

In addition enclosed are docket and financial reports for all of the courts cases from the 2023 calendar year. Please contact me or the court clerk if access is needed into the court office and files.

As ever,



Hon. LeRoy C. Gunther

**Forestburgh Town Court
Activity Report
Judge LeRoy C. Gunther**

Report date: 02/15/2024

Case#	Name	Arrest	Statute/Section	Description	DispCode	\$Due	Action/Nextdate
23010004.01	Garrison, Brooke T.	01/11/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 11/09/23
23020002.01	Dollard, Patrick H.	02/02/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 04/06/23
23020005.01	Mims, Dawn M.	01/25/2023	VTL 0306 B	NO INSP CERT	001		099 03/16/23
23020006.01	Padin, Steven E.	02/05/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 04/20/23
23030001.01	Ciardullo, Stefan	02/16/2023	VTL 1110 0A	DIS TRFC DEVICE	010		099 03/23/23
23030003.01	Hwang, David E.	02/18/2023	VTL 0306 B	NO INSP CERT	010		099 04/20/23
23030005.01	Tifa Paulino, Yorky	02/08/2023	VTL 1180 0B	Speeding 60/55	010		099 03/09/23
23030008.01	Wang, Yuan	03/23/2023	ECL 113.2b8	Entering Restriced	010		099 04/20/23
23030009.02	Frankel, Benjamin	03/23/2023	ECL 71-4001	Gen. Crim. Penalty	010		099 06/08/23
23030009.01	Frankel, Benjamin	03/23/2023	ECL 360.9b 3	Unlawful Solid Waste	002		099 06/08/23
23040002.01	D'Amore, Antonino	/ /	CIV	Civil	041		099 05/04/23
23040003.01	Garcia, Zoila M.	04/14/2023	ECL 11-0703 6A3	LICENSE VIOL	010		099 06/08/23
23040005.01	Fabricant, Scott	04/06/2023	ECL 11-0703 6A3	LICENSE VIOL	002		001 04/27/23
23050001.01	Wormuth, Ashlee M.	05/01/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 06/29/23
23050002.01	Goulette, Kyle J.	05/08/2023	VTL 0511 02A4	UNLIC OPERATION	002		005 09/21/23
23050003.04	Nakonetchna, Nadia	05/08/2023	VTL 1124	UNSAFE PASSING	002		099 10/12/23
23050003.03	Nakonetchna, Nadia	05/08/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 10/12/23
23050003.02	Nakonetchna, Nadia	05/08/2023	VTL 1128 0A	LANE VIOLATION	002		099 10/12/23
23050003.01	Nakonetchna, Nadia	05/08/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 10/12/23
23060002.02	Cruz, Jesus	04/28/2023	ECL 360.9 b 3	Unlawful Disposal	012		005 02/15/24
23060002.01	Cruz, Jesus	04/28/2023	ECL 27-0712.2	Transort Solid Wate	005	1590.00	005 02/15/24
23060005.01	Friedman, Joel	05/16/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 09/28/23
23060007.01	Sherota, Justin M.	06/05/2023	VTL 1202 B2	STOP PARK VIOL	010		099 11/02/23
23060009.02	Williams, Lisa L.	05/24/2023	PL 140.05	TRESPASS	002		005 10/19/23
23060010.02	Liu, Xiaofeng	05/18/2023	ECL 11-0703 6A3	LICENSE VIOL			099 07/11/23
23060010.01	Liu, Xiaofeng	05/18/2023	ECL 113.2	Damage Vegetation	010		099 07/11/23
23060012.01	Smith, Edward J.	06/08/2023	VTL 1180 0B	Speeding 74/55	010		099 08/10/23
23060013.01	Volman, Anthony V.	06/19/2023	ECL 11-0703 6A3	LICENSE VIOL	012		099 07/27/23
23070003.01	Vallach, Mordechai	07/04/2023	VTL 1110 0A	DIS TRFC DEVICE	010		099 10/05/23
23070004.01	Vogel, Edgar W.	07/04/2023	VTL 0306 B	NO INSP CERT	010		099 08/17/23
23070005.02	Chen, Jiankun	07/15/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 11/02/23
23070005.01	Chen, Jiankun	07/15/2023	VTL 1201 0A	STOP/PARK VIOL	010		099 11/02/23
23070006.01	Mcmenimon, Robin	05/05/2023	TN1 17.1a	Dog at Large	002	500.00	005 08/10/23
23070007.01	Ojeda, Manuel	07/04/2023	ECL 11-0705.1a1	Fail to Carry Lic.	010		099 10/12/23
23070008.01	Minchalaortz, R. F.	07/04/2023	ECL 11-0703 6A3	LICENSE VIOL	010		099 10/12/23
23080001.01	Martinez, Israel	07/23/2023	ECL 11-0703 6A3	LICENSE VIOL	002		001 09/21/23
23080002.01	Kastner, Eric M.	07/23/2023	VTL 2251 01	VESSEL REG VIOL	010		099 09/14/23
23080003.01	Prisco, Robert G.	07/20/2023	ECL 113.2b2	Parking Out.Designat	002		001 08/03/23
23080006.01	D'Amore, Antonio, Gi	/ /	CIV	Summary Proceeding			099 09/07/23
23110001.01	Carvajal Colotla, Ja	10/12/2023	VTL 1201 0A	STOP/PARK VIOL			099 09/30/23
23110006.01	Kellett, Jeanne S.	09/14/2023	VTL 1201 0A	STOP/PARK VIOL			099 12/02/23

Forestburgh Town Court Cashbook Report Judge LeRoy C. Gunther

Regular Account

Report date: 02/15/2024
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Transactions from: 01/01/2023 To: 12/31/2023
This report shows all cashbook activity.
Checks show as negative numbers and do not affect deposit totals.

CHECK or RECEIPT	PAID	DEPOSIT	CASE#	PAYEE	REASON	FINE	CIV-FEE	SCHG	BAIL	OTHER
	01/05/23	01/05/23	21090002	Depaolo, Peter C.	BAIL POUNDAGE	0.00	300.00	0.00	0	0
				BankDeposit on 01/05/23 total deposit of \$ 300.00						
002562	01/19/23	01/19/23	22120001	Armellin, Jordan N.	Fine Payment	90.00	0.00	0.00	0	0 \$
				BankDeposit on 01/19/23 total deposit of \$ 90.00						
002563	01/26/23	01/26/23	09020094	Dumas, Trevor J.	Fine/Fee Payment	150.00	0.00	25.00	0	0
				BankDeposit on 01/26/23 total deposit of \$ 175.00						
002564	02/09/23	02/09/23	22110001	Lopez, Selena M.	Fine Payment	147.00	0.00	0.00	0	0
				BankDeposit on 02/09/23 total deposit of \$ 147.00						
002565	02/16/23	02/16/23	23010001	Berman, Judah A.	Fine/Fee Payment	50.00	0.00	75.00	0	0
002566	02/16/23	02/16/23	22070001	Baker, Benjamin J.	Fine/Fee Payment	200.00	0.00	125.00	0	0
				BankDeposit on 02/16/23 total deposit of \$ 450.00						
002567	03/16/23	03/16/23	22060007	Hillriegel, Sean A.	Fine/Fee Payment	100.00	0.00	25.00	0	0 \$
002568	03/16/23	03/16/23	23020005	Mims, Dawn M.	Fine Payment	100.00	0.00	0.00	0	0
				BankDeposit on 03/16/23 total deposit of \$ 225.00						
002569	03/31/23	03/31/23	21050004	Newman, Jenna R.	Fine/Fee Payment	75.00	0.00	93.00	0	0
				BankDeposit on 03/31/23 total deposit of \$ 168.00						
002570	04/06/23	04/06/23	23020002	Dollard, Patrick H.	Fine/Fee Payment	100.00	0.00	25.00	0	0
				BankDeposit on 04/06/23 total deposit of \$ 125.00						
002571	05/04/23	04/10/23	23030005	Tifa Paulino, Yorky	Fine/Fee Payment	100.00	0.00	93.00	0	0
002572	05/04/23	04/10/23	23030001	Ciardullo, Stefan	Fine/Fee Payment	150.00	0.00	93.00	0	0
				BankDeposit on 04/10/23 total deposit of \$ 436.00						
002573	04/20/23	04/20/23	19060005	La Sonde, Sharif A.	Scoff Lift Fee	0.00	70.00	0.00	0	0 \$
002574	04/20/23	04/20/23	23030008	Wang, Yuan	Fine/Fee Payment	75.00	0.00	75.00	0	0
002575	04/20/23	04/20/23	23030003	Hwang, David E.	Fine/Fee Payment	50.00	0.00	93.00	0	0
002576	04/20/23	04/20/23	23020006	Padin, Steven E.	Fine/Fee Payment	150.00	0.00	25.00	0	0 \$

Forestburgh Town Court Cashbook Report Judge LeRoy C. Gunther

Regular Account

Report date: 02/15/2024
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Transactions from: 01/01/2023 To: 12/31/2023

This report shows all cashbook activity.

Checks show as negative numbers and do not affect deposit totals.

CHECK or RECEIPT	PAID	DEPOSIT	CASE#	PAYEE	REASON	FINE	GIV-FEE	SCHG	BAIL	OTHER
002577	04/20/23	04/20/23	23040002	D'Amore, Antonino	Civil File Fee	0.00	20.00	0.00	0	0
				BankDeposit on 04/20/23 total deposit of \$ 558.00						
002578	05/11/23	05/12/23	MCLCG	D'Amore, Antonino	Trans. of Judgment	0.00	2.00	0.00	0	0\$
				BankDeposit on 05/12/23 total deposit of \$ 2.00						
002584	07/11/23	05/26/23	23060010	Liu, Xiaofeng	Fine/Fee Payment	50.00	0.00	150.00	0	0\$
				BankDeposit on 05/26/23 total deposit of \$ 200.00						
002579	06/08/23	06/01/23	23040003	Garcia, Zoila M.	Fine/Fee Payment	25.00	0.00	75.00	0	0
002580	06/08/23	06/01/23	23030009	Frankel, Benjamin	Fine/Fee Payment	100.00	0.00	75.00	0	0
				BankDeposit on 06/01/23 total deposit of \$ 275.00						
002581	06/08/23	06/08/23	MCLCG	Birtch, Frank W.	Cert. of Disposition	0.00	5.00	0.00	0	0\$
				BankDeposit on 06/08/23 total deposit of \$ 5.00						
002583	06/29/23	06/14/23	19030003	Revocab Living Trust, Louis Tu	Fine Payment	2500.00	0.00	0.00	0	0
				BankDeposit on 06/14/23 total deposit of \$ 2500.00						
002582	06/15/23	06/15/23	22080003	Sardo, David J.	Fine/Fee Payment	100.00	0.00	63.00	0	0\$
002582	06/15/23	06/15/23	22080003	Sardo, David J.	Scoff Lift Fee	0.00	70.00	0.00	0	0\$
				BankDeposit on 06/15/23 total deposit of \$ 233.00						
002585	06/29/23	06/29/23	23050001	Wormuth, Ashlee M.	Fine/Fee Payment	150.00	0.00	25.00	0	0\$
				BankDeposit on 06/29/23 total deposit of \$ 175.00						
002586	07/13/23	07/13/23	22040005	Ullaguari, David P.	Fine/Fee Payment	50.00	0.00	93.00	0	0\$
002587	07/13/23	07/13/23	12030008	Ullaguari, David P.	Fine/Fee Payment	50.00	0.00	23.00	0	0\$
				BankDeposit on 07/13/23 total deposit of \$ 216.00						
002588	07/20/23	07/20/23	22110004	Mckinley, Morgan E.	Fine/Fee Payment	150.00	0.00	25.00	0	0\$
002589	07/20/23	07/20/23	12030008	Ullaguari, David P.	Fee Payment	0.00	0.00	70.00	0	0\$
				BankDeposit on 07/20/23 total deposit of \$ 245.00						
002590	07/27/23	07/27/23	23060013	Volman, Anthony V.	Fine/Fee Payment	25.00	0.00	75.00	0	0
				BankDeposit on 07/27/23 total deposit of \$ 100.00						
002591	08/10/23	08/07/23	23060012	Smith, Edward J.	Fine/Fee Payment	150.00	0.00	93.00	0	0
				BankDeposit on 08/07/23 total deposit of \$ 243.00						

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CHECK or RECEIPT	PAID	DEPOSIT	CASE#	PAYEE	REASON	FINE	CIV-FEE	SCHG	BAIL	OTHER
	08/10/23	08/10/23	22110001	Lopez, Selena M.	Fine/Fee Payment	52.00	0.00	93.00	0	0
				BankDeposit on 08/10/23 total deposit of \$	145.00					
002593	08/17/23	08/17/23	23070004	Vogel, Edgar W.	Fine/Fee Payment	25.00	0.00	93.00	0	0
				BankDeposit on 08/17/23 total deposit of \$	118.00					
002594	09/07/23	09/07/23	23080006	D'Amore, Antonio, Giuseppina	Civil File Fee	0.00	20.00	0.00	0	0
				BankDeposit on 09/07/23 total deposit of \$	20.00					
002595	09/14/23	09/14/23	20080011	Schwartz, Yehuda Y.	Scoff Lift Fee	0.00	70.00	0.00	0	0\$
002596	09/14/23	09/14/23	23080002	Kastner, Eric M.	Fine/Fee Payment	75.00	0.00	75.00	0	0
				BankDeposit on 09/14/23 total deposit of \$	220.00					
002597	09/28/23	09/28/23	23060005	Friedman, Joel	Fine/Fee Payment	150.00	0.00	25.00	0	0
002598	09/28/23	09/28/23	22030002	Levine, Alexander N.	Fine/Fee Payment	100.00	0.00	25.00	0	0\$
				BankDeposit on 09/28/23 total deposit of \$	300.00					
002600	10/05/23	10/05/23	23070003	Vallach, Mordechai	Fine/Fee Payment	150.00	0.00	93.00	0	0
				BankDeposit on 10/05/23 total deposit of \$	243.00					
002601	10/12/23	10/12/23	23070007	Ojeda, Manuel	Fine/Fee Payment	25.00	0.00	75.00	0	0
002602	10/12/23	10/12/23	23070008	Minchalaortz, R. F.	Fine/Fee Payment	25.00	0.00	75.00	0	0\$
002603	10/12/23	10/12/23	23050003	Nakonetchna, Nadia	Fine/Fee Payment	300.00	0.00	50.00	0	0\$
				BankDeposit on 10/12/23 total deposit of \$	550.00					
002604	11/02/23	11/02/23	23060007	Sherota, Justin M.	Fine/Fee Payment	400.00	0.00	25.00	0	0
002605	11/02/23	11/02/23	23070005	Chen, Jiansun	Fine/Fee Payment	300.00	0.00	50.00	0	0
				BankDeposit on 11/02/23 total deposit of \$	775.00					
002606	11/09/23	11/09/23	23010004	Garrison, Brooke T.	Fine/Fee Payment	150.00	0.00	25.00	0	0
				BankDeposit on 11/09/23 total deposit of \$	175.00					
002607	11/09/23	11/10/23	23120001	Sipos, Robert J.	Civil File Fee	0.00	20.00	0.00	0	0
				BankDeposit on 11/10/23 total deposit of \$	20.00					
	12/02/23	12/02/23	MCLCG	Ng, Esq., Peter J.	Trans. of Judgment	0.00	6.00	0.00	0	0\$

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CHECK or RECEIPT	PAID	DEPOSIT	CASE#	PAYEE	REASON	FINE	CIV-FEE	SCHG	BAIL	OTHER
002608	12/02/23	12/02/23	23110006	Kellett, Jeanne S.	Fine/Fee Payment	150.00	0.00	25.00	0	0 \$
002609	12/02/23	12/02/23	23110001	Carvajal Colotta, Javier	Fine/Fee Payment	150.00	0.00	25.00	0	0 \$
				BankDeposit on 12/02/23 total deposit of \$	356.00					
002611	12/07/23	12/11/23	MCLCG	Silberman Esq., Joel	Civil filing fee	0.00	20.00	0.00	0	0
				BankDeposit on 12/11/23 total deposit of \$	20.00					
002612	12/21/23	12/22/23	MCLCG		Copies	0.00	2.00	0.00	0	0
				BankDeposit on 12/22/23 total deposit of \$	2.00					
Account totals for period including checks \$						6939.00	605.00	2268.00	0.00	0.00
Total deposits this period: \$						9812.00				
Total checks this period: \$						0.00				
Total of all accounts this period including checks: \$						9812.00				
Bail applied this period: \$						300.00				
Total credit card payments: \$						0.00				
Reportable money this period: \$						9812.00				(Includes applied bail & credit cards)

NOTE: The figures above represent changes to your bank balance during the report period. Your actual bank balance will differ due to transactions outside of this report period.

NOTE: Credit card payments will not show on deposit slips, but will show on the cash book report.

Motion by Supervisor Hogue, seconded by Councilperson Budofsky to approve Judge Gunther 2023 audit report. Vote: 5 ayes – 0 nays. Motion carried.

REPORTS – BOARD MEMBER COMMENTS

VACANCIES – We are currently still looking for a ZBA Secretary

Planning Board Report

Public hearing on the New York forestburgh 1 solar projection application.

We went through the SEQUA process 2 and 3 and issued a negative declaration.

There was an application for a lot improvement. Two neighbors given the other an easement over their property decades ago. They wanted to change the legal ownership it was voted on and passed.

Application has been submitted to us for a commercial event space on forestburgh rd., but they ask us to table it to revise the application.

Fire Department- Corn beef Dinner March 9, 2024, 4 p.m.to 7 p.m.

ADJOURNMENT EXECUTIVE SESSION – MOTION by Supervisor Hogue, to enter into executive session for purpose of litigation at 7:24 p.m.

No action taken.

ADJOURNMENT – MOTION By Supervisor Hogue to adjourn at 7:45 p.m.

Respectfully submitted,

Teresa Collins,
Town Clerk