

**\*\*\*\*\*DRAFT\*\*\*\*\***

The Town of Forestburgh Town Board held their regular monthly meeting on **Thursday, September 7, 2023**, at the town hall.

Councilperson Budofsky called the meeting to order at 6:00 p.m.

Roll Call – Present – Karen Ellsweig, Councilperson  
Steve Budofsky, Councilperson  
Vincent C. Galligan, Jr., Councilperson

Absent – Daniel S. Hogue, Jr., Supervisor  
Susan Parks-Landis, Councilperson  
Troy Johnstone, Esq. – Attorney for the town

Recording Secretary – Teresa Collins, Town Clerk

Others Present - Richard Robbins, Planning Board Chair

**PUBLIC COMMENT** – None

**MINUTES – August 3, 2023, Regular monthly meeting for review**

MOTION by Councilperson Ellsweig, seconded by Councilperson Budofsky to accept the minutes as presented. Vote: 3 ayes – 0 nay. Motion carried.

**GENERAL FUND VOUCHERS** - #166-183 in the sum of \$21,314.36 as set forth in abstract #9 were audited for payment. MOTION by Councilperson Budofsky, seconded by Councilperson Ellsweig, to pay the General Fund Vouchers. Vote: 3 ayes – 0 nay. Motion carried.

**HIGHWAY FUND VOUCHERS** - #94-99 in the sum of \$40,691.98 as set forth in abstract #9 were audited for payment. MOTION by Councilperson Galligan, seconded by Councilperson Ellsweig to accept the highway fund vouchers. Vote: 3 ayes - 0 nays. Motion carried.

**ESCROW FUND VOUCHERS** – None

**CORRESPONDENCE** – None

**UNFINISHED BUSINESS**

**LL#1 Zoning Regulation** – Motion by Councilperson Budofsky second by Councilperson Ellsweig to set a public hearing for the SEQRA review on September 27, 2023, at 6.10 pm.  
Vote: 3 ayes - 0 nays. Motion carried.

**NEW BUSINESS**

## **LL#3, 2023 “Solar Energy Systems” introduction and set public Hearing**

Introductory Resolution for Proposed Local Law 3 of 2023 regarding Solar Energy Systems

### **Town of Forestburgh**

### **RESOLUTION 2023-07**

#### **INTRODUCING A LOCAL LAW REGARDING Solar Energy Systems**

**Dated: September 7, 2023**

At a meeting of the Town Board of the Town of Forestburgh, Sullivan County, New York, held at the Town Hall, 332 King Road, Forestburgh, N.Y., on the 7th day of September 2023, there were:

Supervisor Daniel S. Hogue, Jr.	Not Present
Councilmember Steven Budofsky	Present
Councilmember Karen Ellsweig	Present
Councilmember Vincent Galligan	Present
Councilmember Susan Parks-Landis	Not Present

Councilperson Ellsweig offered the following resolution and moved for its adoption:

WHEREAS the Town Board is undertaking a review of proposed local law 3 of 2023 regarding amendments to the Town Zoning Code, which includes proposed § 180-29 entitled “Solar Energy Systems” setting forth regulations related to solar energy development;

WHEREAS the Sullivan County Division of Planning reviewed proposed local law 3 of 2023 regarding amendments to the Town Zoning Code under General Municipal Law § 239-m and provided comments on various topics including provisions related to solar energy systems;

WHEREAS for administration purposes, the Town Board desires to adopt the solar energy regulations in § 180-29 of proposed Local Law 3 of 2023 as a separate chapter of the Town Code rather than as part of the Zoning Code.

BE IT RESOLVED that an introductory Local Law entitled “Solar energy Systems” appended hereto is hereby introduced before the Town Board of the Town of Forestburgh, Sullivan County, New York pursuant to authority under the New York State Constitution, the provisions of § 10 and § 22 of the New York State Municipal Home Rule Law, § 10 of the New York State Statute of Local Governments, and the New York State Town Law;

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law be laid upon the desk of each member of the Board;

BE IT FURTHER RESOLVED that the Board hold a public hearing on said proposed local law at the Town Hall, 332 King Road, Forestburgh, New York at 6 pm on September 27, 2023;

Introductory Resolution for Proposed Local Law 3 of 2023 regarding Solar Energy Systems

BE IT FURTHER RESOLVED that the Town Clerk publish or cause to be published a public notice in the official newspaper of the Town of Forestburgh of said public hearing at least five (5) days prior thereto;

BE IT FURTHER RESOLVED that the Town Supervisor or his designee is authorized to prepare the Environmental Assessment Form under the State Environmental Quality Review Act, and its implementing regulations;

BE IT FURTHER RESOLVED that the Town Supervisor or his designee is to provide notice, if required, under GML § 239-m to Sullivan County Planning Board and abutting municipalities under Town Law § 264; and

BE IT FURTHER RESOLVED that the Town Supervisor or his designee is authorized to take any other action required under law in furtherance of this resolution and passage of the proposed local law

On a motion by Councilperson Ellsweig, seconded by Councilperson Galligan, the resolution was adopted on a roll call vote, the results which follow:

Councilmember Steven Budofsky	Aye
Councilmember Karen Ellsweig	Aye
Councilmember Vincent Galligan	Aye

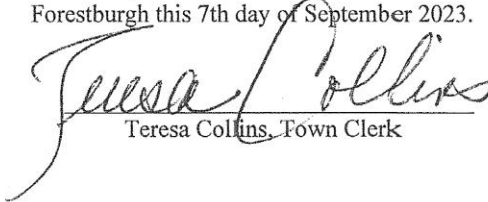
Adopted this 7th day of September 2023.

By Order of the Forestburgh Town Board  
Teresa Collins, Town Clerk

I, **TERESA COLLINS**, Town Clerk of the Town of Forestburgh, Sullivan County, New York, **DO HEREBY CERTIFY** that the foregoing local law was approved by the Town Board of the Town of Forestburgh on **September 7, 2023** and that the foregoing is a true and correct transcript of the original local law and of the whole thereof and that said original local law is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Forestburgh this 7th day of September 2023.

  
Teresa Collins, Town Clerk



**Budget Workshop** Motion by Councilperson Budofsky second by Councilperson Ellsweig to set a Budget workshop on October 11, 2023, at 6 pm.

Vote: 3 ayes - 0 nays. Motion carried.

**REPORTS – BOARD MEMBER COMMENTS**

**VACANCIES** – We are currently still looking for a ZBA Secretary

**Planning Board** – Chairman Richard Robbins, there was no August meeting and no new applications.

**Fire Department-** Roast Beef Dinner on September 30<sup>th</sup> 4pm to 7pm.

**Town of Forestburgh Highway Dept.  
HIGHWAY REPORT FOR August  
Highway Superintendent,**

**Sept 5, 2023**

**Members of the Town Board**

**Pothole Repair/Chip Sealing**

We will be continuing road maintenance and also ditching . The Highway department will be going back to winter hours Monday thru Friday 7:00am-3:30pm . We will be brooming the roads again

Thank you,

Joseph Ruggeri  
Highway Superintendent

**MOTION** by Councilperson Budofsky to adjourn, second by Councilperson Ellsweig at 6.15 p.m.

Respectfully submitted,

Teresa Collins  
Town Clerk