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STATE OF NEW YORK : COUNTY OF ORANGE
TOWN OF WAWAYANDA PLANNING BOARD
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Public Hearing in the Matters of

- DEWPOINT SOUTH: DEWPOINT DEVELOPMENT, LLC and GDBP 2171
- DEWPOINT NORTH: DEWPOINT NORTH, LLC
- DOLSONTOWN EAST: DOLSONTOWN ROAD EAST, LLC
- SIMON BUSINESS PARK: MID DOLSONTOWN, LLC
- MARANGI SOLID WASTE FACILITY: DOM KAM, LLC

- - - - - X

Date: June 8, 2022
Time: 7:40 p.m.
Place: Town of Wawayanda
Town Hall
80 Ridgebury Hill Rd
Wawayanda, NY 10973

BOARD MEMBERS: RICHARD ONORATI, II, Chairman
JOHN BACAN
BEN DOMBAL
JAMES DRISCOLL
JOHN NEIGER
JOHN PIERCE
JOHN RAZZANO

- - - - - X

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ALSO PRESENT:

DAVID BAVOSO, ESQ., Town Attorney
PATRICK HINES, Town Engineer, McGoey,
Hauser & Edsall
STACEY DALY-WILKINS, Planning & Zoning
Secretary
ROBERT STOUT, ESQ., Whiteman, Osterman &
Hanna, LLP
DR. PHILIP GREALY, Colliers Engineering &
Design
JUSTIN DATES, Colliers Engineering &
Design
ISAAC NEUMAN, RDM

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2 CHAIRMAN ONORATI: Next on the
3 agenda is the Dolsontown Corridor
4 DGEIS and requested project approvals
5 pursuant to the State Environmental
6 Quality Review Act. This Draft
7 Environmental Assessment has to do
8 with five projects that are on
9 Dolsontown Road, the Marangi, the
10 Simon project, the RDM 3 through 5.
11 It specifically looked at five
12 different sections, the road system,
13 the water and sewer infrastructure,
14 the stormwater discharges, threatened
15 and endangered species and historical
16 and archeological resources.

17 At this time I'd like to open
18 the public hearing. Before we do so,
19 I just want -- we have a sign-in
20 sheet.

21 Do we know how many people?

22 MS. DALY-WILKINS: I'll check.

23 CHAIRMAN ONORATI: I'm sure
24 it's not going to be excessive. What
25 we want to make sure of is that we

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2 don't have repeats. We're going to
3 have the applicant review what the
4 project is, give a brief description
5 of it. What I mean by repeats is
6 just there are some things that we
7 obviously have taken an in-depth look
8 at. If you hear somebody comment on
9 that, please don't repeat it. We'll
10 try to get as many different aspects
11 that any of the public are concerned
12 with.

13 MR. HINES: Mr. Chairman, these
14 projects came before the Board as
15 five separate projects. The Board
16 took a look at these five separate
17 projects. Any one of them alone may
18 not have met the threshold for an
19 environmental impact statement. The
20 Board determined that because of the
21 proximity of each of the projects,
22 and they're on the same access road,
23 that the cumulative impacts of the
24 projects together may result in a
25 significant environmental impact.

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2 The Board chose to do what's called a
3 generic environmental impact
4 statement, taking each of the five
5 projects and analyzing their
6 cumulative impacts along the
7 Dolsontown Road corridor and tasked
8 the applicants with doing the
9 studies.

10 The Board received an
11 environmental assessment form for
12 each of the projects. The Board held
13 a public scoping session where it
14 received input from the Town. The
15 Board adopted a scope which became
16 the, for lack of a better term, table
17 of contents for the draft
18 environmental impact statement. The
19 Board received those draft
20 environmental impact statements and
21 the Board and its consultants
22 reviewed that for completeness, sent
23 comments back to the applicant, and a
24 revised draft environmental impact
25 statement was submitted. The Board

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2 accepted that as complete with regard
3 to the scope. They checked the
4 boxes, basically, on the table of
5 content.

6 Now the project is undergoing a
7 technical review through the Board
8 and its consultants. The Board hired
9 a separate independent traffic
10 consultant to work for the Town to
11 review the applicants' traffic
12 studies. My office has reviewed
13 various parts of the document as
14 well.

15 Tonight the applicants will do
16 a brief presentation of the project.
17 The Board is looking to hear public
18 comments on the project in general,
19 on the generic environmental impact
20 statement.

21 There is a stenographer here
22 that is taking down all the questions
23 that you folks have. The projects
24 will be tasked with addressing those
25 substantive comments as determined by

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2 engineer, joined by Phil Grealy this
3 evening, the traffic engineer with
4 Colliers, and RDM principal Isaac
5 Neuman as well. This team represents
6 the RDM entities 3 through 5, as Pat
7 had indicated. Also present tonight
8 are representatives from the Marangi
9 project. We thought the -- we
10 organized our presentation tonight by
11 having me give a few words as to the
12 SEQRA process and turn it over to
13 Justin for a brief conversation about
14 each of the RDM projects, and then
15 John Battaglia and his team with
16 Marangi for the Marangi projects.

17 So we do appreciate the
18 opportunity to be before you tonight
19 for the public hearing. As you know,
20 SEQRA does not require there to be a
21 public hearing. This Board has opted
22 to host a public hearing as part of
23 its SEQRA review. We fully support
24 that because we believe a robust,
25 informed input makes the project

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2 better for all the parties.

3 With respect to notice, I
4 checked with the Board Clerk before
5 this meeting. She provided evidence
6 that notice of this hearing and
7 completeness of the DEIS was
8 published in The Times Herald Record
9 on May 22nd of this year, which
10 satisfies the SEQRA requirement that
11 notice be published at least 14
12 calendar days in advance of the
13 hearing. Likewise, our office mailed
14 the notice of hearing and
15 completeness to all property owners
16 pursuant to the list and maps
17 provided to the Board Clerk. That
18 notice went out on or about May 18th.
19 I provided evidence of that to do
20 Board Clerk tonight.

21 Additionally, since on or about
22 May 17th the notice of hearing and
23 completeness, complete with an
24 electronic copy of the DGIS was
25 posted to multiple areas on the Town

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2 website so that the DGIS has been
3 publicly available before this
4 evening.

5 As to the substance of this
6 evening's hearing, the SEQRA regs
7 provide when a SEQRA hearing is to be
8 held it should be conducted with
9 other public hearings on the proposed
10 action. Therefore, to the extent
11 each of the projects requires special
12 use permits, site plan review and
13 approval, the Planning Board has
14 elected to have this hearing serve as
15 the hearing for those matters as
16 well, and the notice reflects this.

17 I note that the Planning Board
18 and its consultants have made clear
19 that the Board intends to extend this
20 public hearing, which includes both
21 the DGIS element of the hearing as
22 well as the underlying project
23 approvals, until its next meeting on
24 June 22nd. We fully support that.
25 We have no objection to an extended

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2 hearing to that date.

3 I note that the materials
4 provided tonight and the materials
5 submitted to the Board reflect a
6 comment period conclusion date of
7 June 20th. That's only because the
8 Board hasn't taken formal action yet
9 to extend the hearing. As soon as
10 you do, we'll update those materials
11 so that the public comment period
12 will be longer.

13 CHAIRMAN ONORATI: Excuse me.
14 Dave, did you want to address that we
15 weren't going to do two weeks. We're
16 not doing until the June 22nd
17 meeting. We were going to do --

18 MR. BAVOSO: We're going to do
19 until the first meeting in July most
20 likely.

21 MS. DALY-WILKINS: Which is the
22 13th.

23 CHAIRMAN ONORATI: I wanted to
24 make sure the communication was
25 clear.

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2 Dave, can you address the
3 reasons? Were there issues
4 associated as far as the amount of
5 time that we're going to have?

6 MR. BAVOSO: The amount of time
7 as for?

8 CHAIRMAN ONORATI: For meeting
9 all the statute requirements.

10 MR. BAVOSO: The public hearing
11 does that. It's my understanding
12 that we're waiting to hear from at
13 least the County and a couple of
14 other outside agencies.

15 The intent is to leave the
16 public hearing -- adjourn the public
17 hearing 30 days so that those can be
18 received and the Board can address
19 those with the applicant once they
20 are received at that next portion of
21 the public hearing. The goal is to
22 get as much comment as we can this
23 evening with the hope of not
24 repeating that comment at the next
25 one. If at any point during that 30-

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2 and the hearings on the underlying
3 applications going forward. We would
4 expect that at the first meeting in
5 July the Board would have the ability
6 to close the hearing in so far as it
7 relates to the DGIS but also have the
8 option of leaving it open for the
9 individual project approvals in the
10 event that comments received on the
11 DGIS necessitate individual project
12 modifications.

13 As was mentioned, at each of
14 the hearings in the DGIS we will have
15 a stenographer present. Pursuant to
16 the SEQRA requirements, the applicant
17 will provide written responses to the
18 substantive oral and written comments
19 that are received during the public
20 comment period.

21 As to what we hope to
22 accomplish tonight, the SEQRA
23 regulations provide in part that the
24 purpose of the public hearing is to
25 aid the agency decision making

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2 process by providing a forum for or
3 an efficient mechanism for the
4 collection of public comment. We
5 intend to do just that tonight,
6 collect public comment so that all
7 comments may be comprehensively
8 responded to in a complete written
9 submission as part of the final
10 environmental impact statement.
11 Those responses will also contemplate
12 whether any changes are necessary to
13 the DGIS as part of the response.

14 Our intent tonight is to, as I
15 mentioned, collect those comments.
16 Consistent with the requirements of
17 SEQRA, not get into a back and forth
18 or a debate with commenters or Board
19 Members. That's really contrary to
20 the purpose set forth in the SEQRA
21 regulations to solicit comments and
22 to have us take them back and give
23 you informed responses in writing
24 along with any proposed changes to
25 the DGIS.

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2 I'll also note that once the
3 FEIS is accepted by the Board,
4 subject to a minimum 10-day public
5 review period, so the public does
6 have another opportunity to review
7 those responses that are generated.

8 With that, I'll turn it over to
9 Justin for a brief project of the RDM
10 projects.

11 CHAIRMAN ONORATI: Good
12 evening, Justin.

13 MR. DATES: Good evening.
14 Chairman, Board and the public,
15 Justin Dates with Colliers
16 Engineering & Design.

17 Mr. Stout mentioned, I'm just
18 going to go through a few bullet
19 points on each of the RDM projects.
20 I do have plans set up to the right
21 over here.

22 There's a couple of items that
23 are identical through each of the
24 project sites here for the RDM. One
25 is each is zoned within the Town's

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2 MC-1 Mixed Commercial Zoning District
3 which permits warehouse uses via
4 special use permit and site plan
5 approval. Each of the parcels are
6 within the Town's sewer district
7 number 1 and water district number 1.

8 The information that was
9 provided in the notices, and we also
10 had a couple maps in the rear, within
11 the DGIS document there are full site
12 plans for each of these projects
13 within the overall document. A
14 website with that information was
15 provided in those notices as well the
16 map that we provided today.

17 So starting in the upper left-
18 hand corner, this is identified as
19 RDM #3 or the Dewpoint South project.
20 This is a single tax parcel. It's
21 about 11.6 acres in size. It's
22 currently vacant. The applicant is
23 proposing 125,000 square foot
24 warehouse, 37 loading docks and a 65
25 space parking area for the project.

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2 It has a single access on the western
3 side of the site for truck and
4 passenger vehicles. It also is
5 proposing a gated emergency access on
6 the east to Caskey Lane. The
7 facility will hook up to Town
8 utilities, so there will be water and
9 sewer service for this building.

10 UNIDENTIFIED SPEAKER: Can you
11 speak up a little bit? I mean I'm
12 right next to you and I can hardly
13 hear you. You have a microphone.
14 Talk into it and raise your volume.

15 MR. DATES: I am, sir.

16 Stormwater management for
17 quality and quantity has been
18 provided on site for this project.

19 RDM #4, which is the upper
20 right-hand corner, is Dewpoint North.
21 This again is a single tax lot, about
22 6.1 acres in size. It is 32,000
23 square feet with 9 loading docks. It
24 has a parking area of 33 spaces. It
25 too has a single truck and passenger

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2 vehicle access on the western side of
3 the site to Dolsontown Road. It will
4 have a proposed water and sewer
5 service to Town utilities. Again,
6 stormwater management for quantity
7 and quality is provided for on site.

8 RDM #5, or Dolsontown East, is
9 going to be the bottom left-hand
10 corner -- the bottom left. This is
11 made up of three tax parcels. Its a
12 total of 48.6 acres in size and they
13 too are vacant. It is going to be --
14 it is going to create two lots. It
15 will dissolve the lot lines between
16 the three and create two for the
17 project. Lot 1 is on the western
18 side. This lot is about 36.6 acres
19 in size and it is proposing a 402,000
20 square foot warehouse, 99 loading
21 docks and 85 trailer storage spaces.
22 This facility also provides a 199
23 space parking area. It has two
24 points of access to the site, one for
25 truck access on the east onto

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2 Dolsontown Road and one for the
3 passenger vehicle access to the
4 parking area. We propose a water and
5 sewer service connection to Town
6 utilities. Stormwater management for
7 quantity and quality is provided on
8 site.

9 Lot 2 of RDM #5 Dolsontown East
10 is about 11.5 acres in size. It's on
11 the eastern side of the project site.
12 It proposes a 61,000 square foot
13 warehouse, 11 loading docks and a 60
14 space parking area for the facility.
15 This has a single truck and passenger
16 vehicle access out onto Dolsontown
17 Road on the east side of the site.
18 Again we're looking to connect water
19 and sewer utilities to Town mains.
20 Storm management for quantity and
21 quality is provided for each of the
22 individual project sites.

23 Last, RDM #6, Simon Business
24 Park, the bottom right-hand corner.
25 It's that plan. It consists of two

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2 tax parcels. They total 70.7 acres
3 in size and are also currently
4 vacant. We will be dissolving the
5 lot lines to create just a single lot
6 for this project. Building 1, which
7 is on the western side of Dolsontown
8 Road, is 54,000 square feet in size
9 with 18 loading docks and provides a
10 96 space parking area for that
11 facility.

12 Building 2 is on the western
13 side of the site. This is a 244,200
14 square feet warehouse use. 32
15 loading docks are proposed and 22
16 trailer storage spaces for the site
17 as well. It has a 130 space parking
18 area and it -- the Simon Business
19 Park project has a single truck and
20 passenger vehicle access to
21 Dolsontown for both buildings. It
22 does have a gated emergency driveway
23 to Caskey Lane. There will be
24 proposed water and sewer service to
25 Town utilities. The stormwater

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2 management has been designed on site
3 for quantity and quality.

4 I will turn it over to John
5 Battaglia so he can present the
6 Marangi project.

7 MR. BATTAGLIA: Good evening.
8 My name is John Battaglia. I've been
9 in front of this Board several times
10 in the past. It's nice to see you
11 all again. Being in the same room
12 going through COVID with you guys was
13 also interesting. I'm glad everybody
14 made it through safe and sound.

15 The Marangi project, or the Dom
16 Kam transfer recycling facility, is
17 being proposed in a two-phase
18 approach. In the initial phase we're
19 going to include the transfer and
20 recycling facility which is about a
21 30,000 square foot facility.
22 Predominantly it's going to have two
23 sections to it. One section will be
24 for transfer of waste only. The
25 other section has got a double bay

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2 for -- we're going to be preparing
3 for recycling of fibers, wood, C&D
4 debris.

5 The objective was to design a
6 facility to allow it to grow and
7 accept more and more materials in the
8 market. We've seen quite a change in
9 the waste market, especially with
10 disposal prices going through the
11 roof and capacity kind of
12 disappearing. So that has allowed
13 our facilities to become more and
14 more creative and pulling materials
15 out of the waste stream and recycling
16 them.

17 The direction that we received
18 from Marangi is to make sure that we
19 had adequate space, docks and
20 capacity to be able to separate and
21 handle more materials coming out of
22 the marketplace.

23 There will also be included a
24 residential drop off area which would
25 allow residents, in addition to

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2 dropping off their recyclables or any
3 of their waste they may have or need
4 to remove, it will have a double
5 scale, an inbound and outbound scale
6 system, to make the facility
7 efficient for traffic purposes.

8 There's also going to be two
9 entrances in the facility, one
10 entrance specifically for residents
11 and automobiles for employees and the
12 other entrance would be specifically
13 for the truck traffic.

14 Again, the second phase of the
15 facility, which is really in a
16 planning phase but was incorporated
17 to ensure that we had full disclosure
18 of our potential future, was to
19 provide for a truck maintenance and
20 repair facility. So we made sure
21 that we incorporated those impacts
22 into this analysis so that we would
23 be covered, if this does move
24 forward, on that part of the project.

25 CHAIRMAN ONORATI: Can you give

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2 the square footage of the truck
3 facility, please?

4 MR. BATTAGLIA: A 42,000 square
5 foot truck facility and
6 approximately 12,000 square foot
7 maintenance facility.

8 The entire project has got a
9 stormwater management system designed
10 in accordance with New York State DEC
11 requirements.

12 Also the lighting is night sky
13 compliant. There won't be any
14 impacts with regard to the night.

15 We've orientated the site, and
16 this was a process we went through
17 with the Board as well, to minimize
18 any visual impacts, any noise
19 impacts. We performed those studies
20 and provided the additional screening
21 necessary to ensure the impacts are
22 minimized or essentially eliminated.

23 During the process, those that
24 are not familiar with the SEQRA
25 process, we go through a fairly

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2 substantial environmental review.
3 That review included wetlands review,
4 landscaping that will provide for
5 screening, a visual impact analysis,
6 noise studies, stormwater management
7 studies, light studies, odor control
8 and management studies. So a lot of
9 work went into that process. We
10 worked with the Town's engineers. We
11 had several rounds of comments and
12 addressed and modified our
13 applications to ensure that we
14 addressed those concerns from the
15 Town and the Town's engineer.
16 Marangi was very receptive and we
17 made those appropriate changes as
18 those requests came in.

19 Right now the application is
20 currently in front of the New York
21 State DEC. We will again receive
22 more comments from them. We've had
23 one round of comments so far. We've
24 addressed those. We've resubmitted
25 our package to them. We expect to

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2 hear from them in the future.
3 They're not really on a timeframe.
4 We were pushing for them to get that
5 information back. As I had
6 indicated, early on in the process
7 we've got several agencies that we're
8 addressing as well as the Town. This
9 is kind of a give and take. Every
10 time they provide these inputs, the
11 facility is just getting better. The
12 improvements are basically coming
13 through kind of a collaborative
14 effort with the agencies.

15 To kind of give you an idea of
16 the operations, we're going to
17 basically take municipal solid waste,
18 construction demolition debris, fiber
19 for recycling, electronics, stored
20 ship program recyclables. Right now
21 PaintCare, if anyone is familiar with
22 it, it's a new initiative by New York
23 State which they're really trying to
24 recycle paints and take paints out of
25 the waste disposal stream. Tires are

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2 getting pulled from the waste
3 disposal stream. There's more to
4 come. The cradle-to-grave movement
5 across the country is really what
6 we're preparing for, to make sure we
7 have adequate capacity and size in
8 the facility to be able to repackage
9 materials to get them out of the
10 disposal streams and into the
11 recycling streams. Organics, in
12 addition, is another material out
13 there that's being heavily looked at
14 and transferred.

15 So with the facility being
16 completely enclosed, all the
17 materials being positive under cover,
18 all the loaded trucks being under
19 cover to make sure that they are not
20 impacted by rain or the environment,
21 I believe there will be no odor
22 impacts to the neighbors.

23 The noise impacts have been
24 essentially eliminated, aside from
25 the truck traffic on the road.

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2 The visual impacts we've
3 mitigated through screening and
4 through light selection.

5 So that's kind of generally the
6 way that we put the project together.
7 There are a lot more details that are
8 incorporated and have been submitted
9 to the Town. I think that gives you
10 a general overview.

11 MR. DRISCOLL: You didn't
12 mention parking. How many parking
13 spaces are we talking about?

14 MR. BATTAGLIA: I'm thinking
15 there's like 100. If you need that
16 specific number -- I mean it's in one
17 of our drawings. I don't commit that
18 to memory anymore. You know what I
19 mean. I do have that information and
20 it is on our application.

21 CHAIRMAN ONORATI: Okay.
22 Anything further from any of the
23 applicants?

24 MR. DATES: Justin Dates with
25 Colliers Engineering. I just wanted

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2 to touch on within the DGIS there
3 were some cumulative investigation
4 sections that we went through and
5 were established during the scoping
6 document. I just wanted to go over
7 those few bullet points on each of
8 those for reference.

9 So those cumulative
10 investigations included water and
11 sewer infrastructure. As I mentioned
12 before, each of these parcels are in
13 the Town's sewer district 1 and water
14 district 1. Right now the existing
15 mains within Dolsontown Road
16 terminate around 1081 Dolsontown
17 Road. That's across the street from
18 building number 1 on the Simon
19 project I had described previously.

20 The Town of Wawayanda is in an
21 intermunicipal agreement between the
22 Town and the City of Middletown for
23 the purchase of up to 200,000 gallons
24 per day. It's our understanding to
25 this point that about 75,000 gallons

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2 per day are currently being utilized,
3 leaving about 125,000 gallons per day
4 in available capacity. The
5 cumulative of the projects' estimated
6 demand is less than 20,000 gallons
7 per day. We feel that there's
8 adequate capacity available for these
9 projects.

10 One matter that will be handled
11 through this project is the extension
12 of the water main in Dolsontown. As
13 I mentioned, 1081 is about where it
14 ends. We've got to extend it east on
15 Dolsontown Road about 2,200 feet to
16 the east for services of the project
17 sites on that end of Dolsontown.

18 The second item that we
19 reviewed were stormwater discharges.
20 As I mentioned, each one has a
21 stormwater pollution prevention plan,
22 or SWPPP as some may recognize it.
23 This is required for projects that
24 disturb greater than 1 acre of land.
25 It requires the development of the

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2 SWPPP in accordance with New York
3 State DEC regulations and local MS-4
4 requirements. Each project has
5 developed a SWPPP to manage the
6 stormwater runoff for each individual
7 project. This includes the necessary
8 water quantity storage and quality
9 treatment, including what the DEC
10 recognizes as hotspots within the
11 loading areas of shallow storage
12 spaces.

13 These project sites do
14 discharge to the Monhagen Brook which
15 is an impaired waterway on New York
16 State's 303(d) list. As such,
17 additional requirements per the DEC
18 have been provided in the SWPPP.
19 These deal with additional erosion
20 and sediment control inspections and
21 stricter timeframes to implement soil
22 stabilization while the project is
23 being constructed.

24 Also, with some of the
25 expansion of impervious surfaces for

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2 Dolsontown Road, we will be
3 implementing stormwater treatment for
4 that increase in impervious and
5 provide those facilities on the areas
6 controlled by the applicants.

7 The third item we looked at is
8 the potential presence of threatened
9 and endangered species. A threatened
10 and endangered species habitat
11 suitability assessment was conducted
12 for each of the project sites. The
13 potential main impact of concern was
14 for the Indiana Bat and the Northern
15 Long Eared Bat species. This has to
16 do with the need to clear trees on
17 some of the project sites. Our
18 proposal to that is to limit the
19 clearing of those trees to the time
20 October 1st to March 31st when the
21 bats are not roosting. That's our
22 mitigative measure for that proposed
23 impact.

24 Fourth, cultural, historic and
25 archeological resources. The sites

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2 were identified as being historically
3 sensitive. A phase 1 archeological
4 investigation was conducted for each
5 of the sites. This includes historic
6 document research as well as on-site
7 explorations or shuttle tests. Based
8 on no findings from these
9 investigations, and consultation with
10 the State Historic Preservation
11 office, the State provided letters of
12 no effect or no impact to these
13 cultural historic or potential
14 archeological resources.

15 The last item that we reviewed
16 had to do with the roadway system.
17 Phil Grealy, our traffic engineer, is
18 going to go through that.

19 MR. GREALY: Thank you, Justin.

20 Mr. Chairman, Members of the
21 Board, Members of the Public, my name
22 is Philip Grealy. We prepared the
23 traffic impact study that's in the
24 GEIS. I'll be very brief.

25 The report contains all of the

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2 information as per the scoping
3 document. It evaluates existing
4 conditions, looks at future
5 conditions without any of these
6 projects, which includes background
7 traffic growth as well as traffic
8 from other projects in the Town or in
9 adjacent municipalities, the City of
10 Middletown, Town of Wallkill, that
11 could add traffic to the corridors.

12 The traffic study focused on
13 not only Dolsontown Road but
14 Dolsontown Avenue, 17M, looked at the
15 various intersections.

16 In terms of existing
17 conditions, we look at historical
18 data from New York State DOT, actual
19 traffic counts, some pre-COVID, some
20 during COVID, to establish that
21 existing condition.

22 The projections, as I said, are
23 based on background growth and other
24 development traffic.

25 The requirements of New York

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2 State DOT as well as the Institute of
3 Transportation Engineers is to look
4 at each of these projects and look at
5 the type of traffic generation that
6 would be associated with each and
7 make projections for those. That
8 traffic is assigned to the road
9 network and each of the intersections
10 is evaluated. We look at things such
11 as sight distance, roadway geometry,
12 signal operations, need for turning
13 lanes. Those are all outlined in the
14 study.

15 As a result of the study,
16 various recommendations are
17 identified for improvements. Some of
18 the plans that we developed that are
19 in the DEIS include widening
20 improvements along the entire
21 corridor from 17M all the way over to
22 McVeigh Road to take care of some of
23 the existing conditions and to
24 provide turning lanes.

25 We also identified signal

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2 improvements and/or potential new
3 signals. Those are all spelled out
4 in the document.

5 Any of the changes that would
6 be done along Route 17M would require
7 permits and approvals from New York
8 State DOT. They are an involved
9 agency as part of this review. As
10 stated before, you would be receiving
11 comments from them.

12 As Mr. Hines had indicated, the
13 Town has your own traffic consultant
14 to review everything that we've
15 compiled. We will respond to any
16 questions that they have or any
17 comments from the public.

18 So with that, I think you want
19 to get to the public. Thank you very
20 much.

21 CHAIRMAN ONORATI: Thank you,
22 Mr. Grealy.

23 Unless there's anything else,
24 can I get a motion to open the public
25 hearing?

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2 MR. NEIGER: I'll make the
3 motion.

4 MR. DRISCOLL: Second.

5 CHAIRMAN ONORATI: John and
6 Jim. All in favor?

7 MR. BACAN: Aye.

8 MR. PIERCE: Aye.

9 MR. DOMBAL: Aye.

10 CHAIRMAN ONORATI: Aye.

11 MR. DRISCOLL: Aye.

12 MR. NEIGER: Aye.

13 MR. RAZZANO: Aye.

14 CHAIRMAN ONORATI: Do you have
15 the sign-in sheets, Stacey, or do you
16 want to go by order?

17 MR. BAVOSO: Here (handing).

18 CHAIRMAN ONORATI: Thank you,
19 Dave.

20 Frederick Schneider.

21 MR. SCHNEIDER: Good evening.
22 My name is Frederick Schneider. I'm
23 a Middletown resident. I also am a
24 business manager of Laborers Local
25 108 which represents Marangi on the

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2 contract.

3 I'm here to support this
4 project because my union has had
5 Marangi under contract for almost 23
6 years. I've known him to be a
7 responsible contractor that
8 participates in the union pension
9 plan, union health benefits, creates
10 good jobs. I've only seen my members
11 and their employees prosper through
12 this company.

13 With this project, I really see
14 them growing to the next level as a
15 company and seeing more good job
16 growth. They're good union jobs,
17 good local jobs.

18 Another thing about Marangi
19 also is they're a locally owned
20 company. They're not a corporate
21 company from Texas or Oklahoma or
22 somewhere else. They're local.
23 They've got roots here. The owners
24 are brothers. It's a family run
25 business. Their wives are working

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2 there also. They're hands-on guys
3 every day. I know them to be a safe,
4 responsible, good company.

5 I would ask that the Town Board
6 really consider to allow them to
7 build this transfer station because,
8 again, its going to create good jobs,
9 local jobs for my members, people of
10 the community.

11 Again, I'm a Middletown
12 resident up here. I live up on
13 Foster Road. I'm all for good,
14 responsible growth. Everything I
15 heard here tonight is good jobs that
16 will come to our area.

17 I haven't heard anybody ask for
18 a tax break either, which is
19 important. There's a lot of stuff
20 that goes on up here also, IDA tax
21 breaks. Every company I heard is
22 looking to stand on their own two
23 feet and make good jobs and make
24 good, smart growth for our community.

25 Thank you.

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2 CHAIRMAN ONORATI: Thank you,
3 Mr. Schneider.

4 Bill Heidenreich.

5 MR. HEIDENREICH: Yes, sir. My
6 name is Bill Heidenreich, I live in
7 New Hampton. I've lived there for 55
8 years.

9 I started driving when I was in
10 my twenties. I've been working for
11 Marangi for roughly 16 years. It is
12 a family company. If there's any
13 issues, you talk to family members.
14 That would be the same as if we got
15 the transfer. If the public had an
16 issue, they would talk to Mike or Sal
17 Marangi and it would get resolved.
18 You wouldn't end up talking to
19 someone in a corporate office that
20 would blow you off.

21 CHAIRMAN ONORATI: Thank you,
22 sir.

23 Jacob Tawil.

24 MR. TAWIL: Good evening,
25 Honorable Chairman and Members of the

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2 Planning Board. We had sent
3 something over, the documents for us.

4 City of Middletown has hired
5 CBM Smith Realty to work with us on a
6 regular basis to review the documents
7 that you submitted over to us. We do
8 have some comments, written comments
9 -- initial written comments. We will
10 have more comments that will be
11 forthcoming in the near future.

12 With that, I just want to go on
13 record that on behalf of the mayor of
14 the City of Middletown, we are in
15 opposition of this project.

16 I'd like to submit my initial
17 comments for you at this time.

18 CHAIRMAN ONORATI: Absolutely.
19 That's fine.

20 MR. TAWIL: I don't have to go
21 through them. Right?

22 MR. HINES: They can be placed
23 on the record.

24 CHAIRMAN ONORATI: We'll place
25 them on the record. All of

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2 everybody's comments as well as
3 written is going to go in the record.

4 MR. TAWIL: Thank you.

5 CHAIRMAN ONORATI: Thank you.

6 Thank you, Mr. Tawil.

7 Michael DiMase.

8 MR. DiMASE: Good evening. My
9 name is Mike DiMase. I work for
10 Marangi Disposal. I've been with
11 them for 14 years. I was a sales
12 manager for them.

13 This is a family owned company
14 that takes care --

15 UNIDENTIFIED SPEAKER: We heard
16 that. He said don't repeat.

17 UNIDENTIFIED SPEAKER: They
18 said no repeats.

19 MR. DiMASE: Sorry. I apologize.

20 CHAIRMAN ONORATI: We just want
21 to make sure everybody gets a chance.
22 I appreciate it.

23 MR. DiMASE: Basically what I
24 want to bring up about the company is
25 that we care about where we are. Our

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2 trucks are washed every day. The
3 property, if you go up to 366
4 Highland Avenue Extension, you'll see
5 the property is all swept every day,
6 cleaned up with our machines that
7 clean the roads. We run a very clean
8 operating company and our service is
9 very good.

10 In Orange County right now you
11 need another transfer station. They
12 closed Newburgh. They don't take
13 commercial in Port Jervis. We're
14 down to two transfer stations in the
15 County that only take garbage, and
16 right now the lines are an hour long.
17 Pretty soon you're going to have
18 nowhere to put the garbage. The
19 County's transfer station starts late
20 and closes early. IWS starts at 7:30
21 now and closes at 3:30. Everything
22 is being reduced because there's no
23 help right now they're saying. The
24 County is crying for another transfer
25 station.

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2 That's all I'm going to say.

3 Thank you.

4 CHAIRMAN ONORATI: Thank you,
5 sir.

6 Sal DeVito.

7 MR. DeVITO: Good afternoon. I
8 wrote something down. You might've
9 answered some of my questions
10 already.

11 My name is Sal DeVito, I live
12 on 24 Caskey Lane. That's me, the
13 little dot over there. I'm
14 surrounded by every project you guys
15 have. I've been there 33 years.

16 In your master plan you write
17 down economic diversity and reference
18 traffic, infrastructure and existing
19 with the rural culture. A transfer
20 station and four warehouses really
21 doesn't fit that.

22 Take the natural resources you
23 guys talked about. The streams, the
24 aquifers, the watersheds, the
25 floodplains. Again, that's in your

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2 master plan. You said you'll protect
3 that. Again, it's going through the
4 DEC now. I've said stuff on that.

5 Cultivate a sense of community.
6 How is it when you take two families
7 who've lived somewhere for 33 years
8 and you render the property worthless
9 and unlivable by putting four
10 warehouses and a transfer station
11 within 500 feet of my house, I just
12 find that -- it's hard to believe
13 I've been there for 33 years. I'm 67
14 years old. Again, that little dot is
15 me on Caskey Lane.

16 You're going to put an
17 emergency road through my property or
18 near my property and have
19 construction around my property.

20 Citing your Town --

21 CHAIRMAN ONORATI: Sorry, Mr.
22 DeVito. I just want to make a
23 clarification. The emergency road in
24 the Simon project --

25 MR. DeVITO: Caskey Lane.

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2 CHAIRMAN ONORATI: -- that
3 doesn't go through your property.
4 The Town road. I just want to make
5 clear.

6 MR. DeVITO: The emergency --
7 in order to get through in case of a
8 fire. I'm Caskey Lane. They're
9 going to build a road coming into
10 Caskey Lane.

11 CHAIRMAN ONORATI: To Caskey
12 Lane.

13 MR. DeVITO: From the back,
14 yes.

15 CHAIRMAN ONORATI: Does it go
16 through your property?

17 MR. DeVITO: No. It will be
18 adjacent to my property. I live --

19 CHAIRMAN ONORATI: It's a
20 little different than saying there's
21 going to be an emergency road going
22 through your property. That was news
23 to me. I wanted to make sure.

24 I'm hopefully going to learn a
25 lot from everybody today.

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2 MR. DeVITO: One of my
3 questions I had was if they do get
4 this permit done, the buffer zones,
5 how am I protected? How far can they
6 build to my property line? Will
7 there be buffer zones? Who controls
8 the noise? How do you know the hours
9 of operation for tenants that aren't
10 going to be there yet? Those are
11 questions I want to ask the Board.

12 And then one of the things on
13 the Town of Wawayanda site, New York
14 special plan was L, adjacent
15 properties. You should not have
16 detrimental impact of adjacent
17 properties, the health, safety and
18 welfare of the residents of the Town
19 of Wawayanda. So I live on that
20 road. If you're going to build four
21 warehouses and surround me, I believe
22 that would affect my health, between
23 the diesel and the noise and the
24 building and so forth.

25 Then lastly, traffic flow.

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2 That's the last thing I have and then
3 I'm done. It says traffic flow shall
4 be reviewed to ensure the safety to
5 the public and users of the
6 facilities to ensure that there's no
7 unreasonable interference with the
8 traffic surrounding the streets.
9 Your 2018 comprehensive plan clearly
10 mentions Dolsontown Road and 17M as
11 congested and dangerous intersections.
12 You also mention exit 3 coming off of
13 84 as a dangerous intersection. My
14 question is if in 2018, before this
15 project even came to fruition, they
16 were dangerous, do you think they
17 would be less dangerous with, I think
18 it's 526 cars and 300 trucks coming
19 up and down that road?

20 Some of your proposals were I
21 believe, what, the traffic study
22 guide, change the light by three
23 seconds, extend 17M, make it seven
24 lanes, make an extreme right lane so
25 trucks can make the right. I run a

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2 trucking company. I will volunteer
3 one of my trucks. I want to see them
4 make a right turn where the car wash
5 is when you have an extra lane. I
6 will volunteer. It's impossible.
7 And then you have the car wash.
8 Again, one of the fixes for the car
9 wash was we'll put up jersey
10 barriers. A jersey barrier -- I'm
11 from Brooklyn -- it's a cement
12 barrier that keeps them off of
13 Dolsontown Road but puts them on 17M.
14 You're going to back up 17M all the
15 way back to exit 3.

16 If I may say, the gentleman to
17 your right, Mr. Driscoll, complains
18 about he can't get home on Dolsontown
19 Road at night, he can't get home
20 from work.

21 Lastly, exit 3, the 84 exit
22 which is backed up now. Per this
23 gentleman -- I believe Mr. Razzano
24 said last time, it's not even being
25 considered in this project. It's a

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2 nonissue. It's going to be done
3 during another project.

4 I don't know where you're going
5 to put 400 trucks, 526 cars on
6 Dolsontown Road. They talk about a
7 bunch of left turns.

8 At the completion hearing --
9 I've been coming for the past year.
10 At the completion meeting the
11 gentleman showed the little movement
12 with little cars driving around. He
13 didn't even show the car wash. He
14 showed how everything was going, the
15 traffic data. If the engineer who
16 did the traffic study is the same guy
17 who did the car wash study, you might
18 want to get another guy.

19 So pretty much I appreciate
20 your time. That's all I've got.

21 CHAIRMAN ONORATI: I have your
22 April 28th e-mail that basically
23 lists --

24 MR. DeVITO: It's basically the
25 same. I don't sleep at night. I

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2 write every night. I'm 67 years old
3 and I planned on living there the
4 rest of my life and dying there, but
5 you have -- the Town has found a way
6 to make sure I won't be able to stay
7 there for the rest of my life.

8 Thank you for your time.

9 CHAIRMAN ONORATI: Thank you,
10 Mr. DeVito.

11 Melissa DeVito.

12 MS. DeVITO: Good evening. My
13 name is Melissa DeVito. I'm the
14 daughter of Sal and Sherry DeVito on
15 24 Caskey Lane. I live on 3 August
16 Road in Goshen and I oppose this
17 project.

18 I'm not here tonight to go over
19 everything that's being done around
20 the residential area, around my
21 parents' house and other residences.
22 I'm here to actually speak to the
23 heart of the matter.

24 I want you all to take a moment
25 and step out of your roles as

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2 professionals, corporations and
3 decision making made on money alone.
4 I want you all to think back when you
5 bought your first house and started a
6 family, what your dreams were at that
7 point. The American dream is to buy
8 a house, start a family, retire, sit
9 back and enjoy everything you worked
10 hard for, including having your
11 grandchildren and family come by
12 while you look at everything you're
13 going to give them when your time has
14 come. You make a plan, you know just
15 how much money you need to retire and
16 you know just how much money you need
17 to pay off your mortgage so you can
18 sit back and not have any more
19 worries, except for maybe a few
20 health ailments and possibly having
21 to babysit your grand kids more than
22 you want to. Imagine you're in your
23 late 60s and 70s and you're told that
24 around your beautiful property, the
25 house you thought you were going to

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2 sit back and relax and enjoy
3 everything you worked hard for, was
4 going to come to a very eye opening
5 reality, that big corporations were
6 going to build around and butt up to
7 your home. Not only would there be
8 loud noises from the trucks,
9 destruction of the land around you
10 and heavy traffic, but now you have
11 to possibly uproot at such a late age
12 in life and move when prices did not
13 go down, they went up. It's not easy
14 to find a house. Who wants to start
15 over with a mortgage, or even rent
16 for that matter, when all you want to
17 do is leave your family something and
18 leave them with memories that live
19 within that home. And this, fighting
20 to hold on to your rights as a
21 homeowner, attending numerous
22 meetings, protest with emotion and
23 fear was not part of your plan at
24 this stage of life. Having to
25 justify why moving forward with this

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2 destructive project that would affect
3 not only residents but the land, the
4 wildlife and add to current heavy
5 traffic. Well, you may just think a
6 few residential houses, what's the
7 big deal. I need you to imagine that
8 it's your family and choices that you
9 have to make. How would you feel?

10 I'm asking, and I know I'm only
11 one voice, but I'm pleading at this
12 point to do the right thing.

13 Whatever you think this is going to
14 benefit, you need to think about
15 those lives you are going to ruin.
16 It takes true leadership to
17 understand the impact of the lives
18 this will affect and to really think
19 of the aftermath of a choice or the
20 consequences of a choice. You all
21 have the power to change lives and
22 let them live their lives peacefully
23 with no issues, just peace, which is
24 hard to come by these days.

25 I've watched my parents stress

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2 over this and not rest. They're on
3 edge. My father, who retired a few
4 months ago and followed the rules of
5 the American dream, paid his taxes,
6 obeyed the law and worked so hard, he
7 can finally enjoy his success, has
8 went back to work part time in fear
9 that he might have to start over
10 again.

11 To end, today is my 45th
12 birthday. Every year I wish for good
13 health. This year my wish is to stop
14 the building destruction around the
15 families that lives are going to be
16 changed forever. Let this be the
17 night that competence and trust is
18 brought back into leadership. Let's
19 get back to what matters most, and
20 that's humanity, not money.

21 I leave you with this one last
22 question. Would you approve these
23 projects if your parents lived there?

24 Thank you for your time.

25 CHAIRMAN ONORATI: Thank you,

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2 Ms. DeVito.

3 Is it Joseph Finn?

4 MR. FINN: That's me. How are
5 you?

6 CHAIRMAN ONORATI: How are you,
7 sir?

8 MR. FINN: Good evening,
9 everybody. I'm a Town of Wawayanda
10 resident for about two years now. I
11 live on McManus Road.

12 I didn't see any studies about
13 Monhagen Brook. I have the brook
14 that goes through my backyard there.
15 I don't know if they're going to
16 build the facility right on the brook
17 where the garbage is. The brook goes
18 through two of their sites. I was a
19 little worried about that. The
20 stream is pretty clean. It's pretty
21 nice right now. I didn't really hear
22 anybody mention that.

23 Another thing is the Heritage
24 Trail is in that area. I was a
25 little concerned about that, how

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2 that's going to be affected. I
3 didn't hear anybody say anything
4 about that.

5 All in all, thank you for
6 everybody coming out tonight. You've
7 got to understand these guys have a
8 job to do. They work for the
9 company. They have a vested
10 interest. Bill from New Hampton,
11 he's a great guy. His boss probably
12 told him to be here to speak up for
13 the company. That's the reality of
14 it. These engineers, attorneys,
15 great guys maybe, but they're trying
16 to find a way to get this approved
17 any which way they can.

18 All right. They may say this
19 study and that study. Do we have a
20 third study from a person that's not
21 on one side or the other? Somebody
22 who is neutral, in the middle.
23 They're not going to tell Mr. Marangi
24 no, we can't do it, because they have
25 a job. They want to get paid here,

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2 of course.

3 Another thing I want to go over
4 is -- I mean I'm all for building. I
5 like development. I'm a real estate
6 guy. You're putting dumps in my
7 backyard, or very close to it. Of
8 course there's going to be people
9 here not liking it. Most of these
10 people aren't going to be living
11 close to it. Is anybody living close
12 to it?

13 UNIDENTIFIED SPEAKER: I do.

14 MR. FINN: You do. Okay.

15 UNIDENTIFIED SPEAKER: I live
16 on Caskey Lane. Not for nothing, my
17 property --

18 CHAIRMAN ONORATI: Gentlemen --

19 MR. FINN: Sorry.

20 CHAIRMAN ONORATI: -- let's
21 address the Board, nobody else.

22 MR. FINN: Sorry about that.
23 There's maybe one and they have their
24 job there.

25 Most people don't want to live

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2 near a dump. If an apartment went
3 up, fine. They're building that new
4 plaza with the gas station. For me
5 that's no problem. I don't want to
6 live near a dump. They already have
7 the one in Goshen. There's three
8 within 15 miles that I know of,
9 Taylor Recycling in Montgomery,
10 there's also Carbone which they
11 didn't mention, Industrial Place in
12 the City of Middletown, and there's
13 the transfer station in Goshen.
14 There's two within 5 miles of each
15 other. Carbone on Industrial Drive
16 and the one in Goshen right here.

17 Look, this isn't going to bring
18 prosperity to the Town. This isn't
19 Microsoft. This isn't Google. They
20 run a great family business but it's
21 -- I don't want it against my house.
22 I don't want it near my house. It's
23 within a mile. I don't know the
24 impact.

25 I know the car wash I see has a

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2 ton of traffic there already.

3 I'm sure if they weren't in
4 this business and they were in my
5 shoes they would feel the same exact
6 way. Maybe they can build it closer
7 to their house. That's okay. That's
8 the reality of it. That's all I have
9 to say.

10 I want to ask how come nobody
11 got any letters? I didn't get a
12 letter. I live -- any kind of public
13 notice? Is there a certain
14 requirement for that?

15 CHAIRMAN ONORATI: What would
16 be required for the notice of the
17 public hearing we're having now?
18 Also the agenda for each and every
19 meeting and each and every
20 application that comes before this
21 Board is on the agenda. That's
22 posted before the meeting.

23 MR. FINN: All right.

24 CHAIRMAN ONORATI: Stacey, how
25 many days usually?

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2 MS. DALY-WILKINS: It's 500.

3 MR. FINN: When I put up
4 anything in Middletown -- I have to
5 send out a letter just to put up a
6 fence. I have to send all these
7 letters out to 100 different
8 addresses. I didn't get anything.
9 Maybe I was a little too far away or
10 not in the zone.

11 Look, I'm not for this project.
12 Marangi, really nice people, but I
13 just don't want the dump close.

14 I'm a little worried about the
15 brook that goes through my property.
16 It's nice to have. I don't want to
17 see plastic or anything floating
18 down.

19 All right, guys. Thank you for
20 your time.

21 CHAIRMAN ONORATI: Thank you,
22 Mr. Finn.

23 Linda Sager.

24 MS. SAGER: Would it be
25 possible for me to allow Pramilla

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2 Malik to speak, because she got here
3 so late?

4 CHAIRMAN ONORATI: We're not
5 substituting anybody. She can sign
6 in if she'd like.

7 MS. SAGER: She did but she's
8 at the end. She's a very good
9 speaker.

10 This plant is going to decrease
11 the livability in our neighborhood.
12 We have nice, peaceful homes. This
13 plant belongs where no one lives
14 within 10 square miles. Please.

15 Thank you.

16 CHAIRMAN ONORATI: Kyle Conway.
17 Mr. Conway.

18 MR. CONWAY: Good evening. I'm
19 a concerned citizen. I live in
20 Scotchtown. I have parents who live
21 on 79 Ruth Court. It's in close
22 proximity here.

23 A lot of people have spoken on
24 what I was going to touch on.

25 To inform you, I'm the first

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2 vice president of the local NAACP
3 branch. We are concerned about
4 environmental justice.

5 Respectfully, I'm listening to
6 some of the logical explanations.
7 They just don't suffice. You believe
8 -- the gentleman said you believe
9 that it won't be sufficient noise or
10 smell or air pollution. We don't
11 need belief, we need facts. Size
12 doesn't lie, numbers don't lie.

13 The elimination of trees, you
14 think/assume that the bats are going
15 to figure that out. Is there some
16 kind of conversation we don't know
17 about? We do care about -- we do
18 care about all life forms.

19 When they said there was no
20 historical research from the State,
21 was there further research done with
22 local historical committees or
23 archeological groups, cultural
24 groups? These things matter.

25 You're coming into a community.

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2 This is all about community. We need
3 to move like a community. We need to
4 consider everyone when we are making
5 great plans.

6 A lot of people have spoken on
7 things. I'm trying to obey what you
8 said about don't repeat.

9 Is there -- how assertive are
10 you of informing people about the
11 things that are going to impact the
12 environment, impact their lives?
13 There needs to be a little more
14 assertiveness because it is not okay
15 that the people don't have a chance
16 to speak. It's not okay. You're
17 elected officials. You have
18 constituents. Your Town impacts the
19 other towns. It impacts the other
20 communities, which impacts the
21 County, which impacts the State. So
22 it is important to consider everyone
23 and to be assertive, because your
24 town is close to my town.

25 Being with the NAACP, being the

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2 head of the environmental justice
3 department of my branch, it is not
4 okay that we -- some corporations,
5 I'm not saying this corporation or
6 this family business is not
7 considerate of how their facility
8 impacts the environment, but it's
9 never profit over people.

10 Mother Nature needs to be
11 represented. There is no substitute
12 for clean water or clean air. There
13 isn't. We need to stay focused.
14 Mother Nature needs representation.

15 How much conversation has there
16 been with local environmental justice
17 groups? Again, where is the
18 assertiveness.

19 I hear all these details and
20 creativity about what the facility is
21 going to offer. I didn't hear
22 anything about the creativity of
23 trying to reach out to people. I
24 didn't hear anything about how we
25 need creativity to preserve the

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2 environment. Creativity requires a
3 level of intelligence. Intelligence
4 requires a lot of information. What
5 information is gathered?

6 Listen, I don't need to be
7 right, I just want to get it right.

8 I was also going to say with
9 all of this going on -- I'm a
10 capitalist. I do want local jobs.
11 We do need to have a prosperous
12 economy, local economy. It should
13 not be at the cost of the people.

14 One quick thing that wasn't
15 brought up. This is just New York
16 State is trying to lead in climate.
17 I guess it's trying to reduce
18 emissions and toxic -- 22,000,000
19 tons of carbon reduction and energy
20 efficiency. A good question is how
21 much do these facilities impact the
22 environment? New York State has
23 these ambitious goals by 2050 to
24 reduce the carbon imprint and toxic
25 imprint on the environment. You

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2 know, has this company come and spoke
3 to environmental justice groups?
4 We're going to be here. We're going
5 to stand up and ask and demand that
6 the environment is considered and all
7 the people around are considered.
8 Their health are considered. It's
9 not about the health of a business's
10 pockets, it's about the health of the
11 people. It is always about the
12 health of the people over the health
13 of someone's pocket.

14 Thank you.

15 CHAIRMAN ONORATI: Thank you.

16 Mike Vandervoort.

17 MR. VANDERVOORT: Mike
18 Vandervoort, Town of Minisink.

19 I'm going to speak on cultural
20 resources. I think what you've got
21 coming back from the New York State
22 Office of Parks Historic structures
23 is not very deep. This proposed
24 action may occur in or adjacent to a
25 historic or archeological resource.

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2 Archeological sites hold important
3 information about the State's
4 pre-European contact and historic
5 populations. They help document
6 cultures, traditions and historic
7 human interaction within the
8 environment. In many cases
9 archeological data is the only
10 information available about the
11 area's early people and places. It
12 is important to understand delicate
13 and nonrenewable nature of
14 archeological sites. The fundamental
15 value of archeology lies in the
16 information that sites and artifacts
17 offer about the way humans have lived
18 in the past. Once archeological
19 material has been removed from the
20 ground and not properly preserved,
21 whether through excavation or a
22 result of development, erosion or
23 other processes, the site is
24 destroyed forever and its information
25 is lost. Our cultural resources are

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2 nonrenewable. When they are dug up,
3 they are gone.

4 What I know about this site I
5 learned from Sammie Eager, the
6 History of Orange County, 1846. Sam
7 Eager says that the Dolson name was
8 originally Van Dolson. The tradition
9 in the family is the first child born
10 on Manhattan Island was a Van Dolson.
11 The original Dolson tract comprised
12 700 acres. It was purchased in 1735
13 at \$1 per acre. Betty, one of the
14 slaves of the early period, lived
15 there for a few years and could tell
16 many stories of the Dolson family and
17 neighborhood.

18 What does this mean? This
19 means that in 1846 Betty, born in the
20 house of James Dolson in 1791, Dolson
21 Avenue, Route 6, 17M where Lexus is,
22 born in the house of James Dolson in
23 1791, refined in 1790, five female
24 slaves in the house of James Dolson.
25 One of those female slaves was

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2 Betse's mother. Betse lived there
3 long and she told many stories.

4 What Eager wrote in 1846 is a
5 firsthand interview with Betty, with
6 Betse. He says that on the farm of
7 Sammie Dolson there was an Indian
8 settlement in the meadow near his
9 present residence. The burying
10 ground was on dry land in the
11 vicinity. The graves were shallow.
12 A plow passing over them would tear
13 up their bones. At the settlement of
14 the place the Indians had an apple
15 orchard, one of the trees of which is
16 still standing in the meadows and
17 bears a large sour apple. That's
18 1846, Sammie Eager, History of Orange
19 County.

20 1877 Daley Argus, Middletown,
21 New York, Wednesday, June 27th. Near
22 the residence of John Bradley, the
23 white settlers had built a place of
24 safety called a guardhouse. The
25 whites were apprehensive of any

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2 danger arising from the incursions of
3 the savages living nearby, they would
4 speedily resort to the guardhouse for
5 protection. There was at the time
6 several Indian wigwams on the west
7 bank of the Wallkill on the farm now
8 owned by Amish Ryerson. Also on the
9 farm a Braddock Hemdue. Near
10 Middletown traces of these camping
11 grounds are still discovered.

12 So what this says is in 1877 --
13 I mean you've got to put this site in
14 context. Pre 1830 the drowned land,
15 the black dirt was a lake. When it
16 got high enough it spilled over at
17 Mason's General Store. It was a
18 glacium of rain.

19 Okay. So since time and
20 memorial, up until almost 1830, if
21 you were going from Goshen to Sussex,
22 you had to go around the drowned
23 lands, you came up through Mason's
24 General Store and you came up around
25 towards Bates Gates Road. So when

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2 you -- Caskey Lane, old Caskey house.
3 That house does not face Dolsontown
4 Road. That house faces Route 84.
5 This is where the early migratory
6 trail came through. The earliest
7 migratory trail came through. The
8 Battle of Minisink, when Tusten came
9 from Goshen to go to Port Jervis,
10 this is the exact road that he took.
11 Okay. So from Caskey Lane to Mr.
12 Ryerson, the old house right there at
13 Dolsontown Road and the Heritage
14 Trail, the old brick house, that's
15 Ryerson's. In there he puts an
16 indigenous settlement, okay.

17 1817 is a mass exodus of the
18 Lenapes from Orange County.
19 Everything south of the Wallkill was
20 settled. Everything north, you could
21 go from Wallkill to Shawangunk to
22 Montgomery to Goshen. Everything
23 north was not settled at that point.

24 The Lenapes, the indigenous,
25 was -- this was their trail of tears.

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2 They sit and they're tired. The
3 small pox stayed back in that
4 settlement. That burying ground
5 described by Betse is a mass casualty
6 burial ground.

7 I don't know, 2008, 2010 the
8 Town of Wawayanda had a CRM Law, a
9 Cultural Resource Management Law,
10 about a month before CPV put its IDA
11 application in. The Town of
12 Wawayanda chose to eliminate that
13 town law, rescind that CRM Law. What
14 that CRM Law did was allowed the town
15 historian to make the determination
16 of impact. Not SHPPA. Even the head
17 of SHPPA sat right here that night
18 and said the Town of Wawayanda is the
19 best suited to make the determination
20 of potential impact of cultural
21 resources on that property. Okay.

22 Personally in the Town of
23 Minisink we still have the CRM. We
24 feel you can't do a proper SEQRA
25 without a CRM. Wawayanda eliminated

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2 it, and then gave any chance of the
3 town historian of being able to step
4 in and give his comment, and then the
5 applicant marks no, it gets sent to
6 Albany. What do they know about our
7 local history? What do they know?
8 You are now informed.

9 We left a great little treasure
10 map. It shows Caskey, it shows
11 Ryerson. This is exactly in the
12 middle.

13 We're calling for site testing
14 to determine disturbed soil. We want
15 to know where there is fresh soil
16 that's not been turned over. Okay.
17 Because this is important. We're
18 calling for additional archeological
19 testing. We're calling for more
20 insight and more comment from the
21 town historian. He has an intimate
22 knowledge of this property. Okay.
23 Intimate knowledge.

24 The Town of Wawayanda
25 eliminated the CRM Law and, what, a

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2 week later the councilman ends up
3 with her head horse -- horse's head.
4 I don't mean to invoke that but
5 that's what happened in regards to
6 that time period during that
7 elimination of the CRM and when CPV
8 came to Town. This is just a
9 continuation.

10 We're suffering. We are losing
11 our cultural resources, and this a
12 prime, prime important area that
13 needs to have additional research,
14 okay. So that comment that you're
15 getting back from New York State is
16 bull. Okay.

17 CHAIRMAN ONORATI: Thank you,
18 sir.

19 Michael Gradzki.

20 MR. GRADZKI: It's about
21 traffic. I know it was already
22 spoken about, but only up to McVeigh.
23 If it's going to be widened, then it
24 sounds like it's going to force more
25 traffic down towards McVeigh and the

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2 other side of Dolsontown. I was just
3 curious about that, if that was taken
4 into account as well. That is more
5 residential.

6 That was it.

7 CHAIRMAN ONORATI: Thank you.

8 Skyler Sumner.

9 MR. SUMNER: Hi. My name is
10 Skyler Sumner. I'm from the City of
11 Middletown.

12 I've been watching closely as
13 this project develops. Most of what
14 I'd really love to say was already
15 discussed. It's hard to follow up
16 Mike after he tells you the local
17 history.

18 The truth is that if you've
19 ever walked behind Sal DeVito's
20 house, you would know that that
21 entire property is a wetland. It's
22 just not the Monhagen Brook or the
23 few little ponds that are marked on
24 it. It's a marsh. Everywhere you
25 walk you're sinking into the liquid.

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2 It's very obvious that saying
3 that you'll take into account how
4 many trees you cut down is not going
5 to help an endangered specie figure
6 out what it's going to do when it
7 returns from its hibernation season.

8 Most importantly, we started a
9 petition against this project because
10 we feel in this time in our lives, to
11 destroy a natural ecosystem that
12 holds so much value on its own to put
13 warehouses and a garbage station that
14 nobody wants in their neighborhood is
15 irresponsible, it's immoral and it's
16 unethical.

17 I'm going to present you with a
18 petition signed by almost 1,300
19 residents, that's Middletown,
20 Wallkill, Wawayanda, Minisink, Slate
21 Hill and other surrounding Orange
22 County areas, as well as an extensive
23 list of almost 200 comments from
24 other people who can't be here to
25 attend. I'm speaking on their behalf

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2 that we don't want this at the border
3 of Middletown. I know that I'm not a
4 resident of the Town of Wawayanda but
5 I live close enough to it that I
6 think I can say that it's detrimental
7 to everybody's health.

8 Our health is already greatly
9 impacted by what happened with the
10 CPV. Our air quality is terrible.
11 If you guys saw our air monitors, you
12 would think that smoking cigarettes
13 is healthy. It's terrible. We live
14 -- the air quality in Middletown now
15 is comparable to New York City and
16 LA, and it's often worse. So we're
17 already dealing with terrible
18 conditions. To add an entire
19 industrialization of the final part
20 of the wetland there after the CPV
21 -- it all runs on the trail. It all
22 runs on the migratory trail. You're
23 taking away the last little bit of
24 natural resources that we have there.

25 I'm glad that somebody from the

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2 City came here tonight and expressed
3 their opposition, because I do know
4 that the mayor and that the
5 legislature and the alderman from our
6 City are opposed to this project.

7 We just really want you to
8 think it through, you know. Is it
9 really worth it.

10 Here's an easier solution. The
11 County can extend the hours of their
12 already existing transfer stations.
13 You want to create jobs, hire a
14 nightshift. Make a night crew at the
15 County dumps. Give them jobs. Keep
16 them open.

17 I talked to one of the long-
18 time employees of Marangi. That
19 person is not here because I'm sure
20 that if he was he would feel he was
21 going against his morals to come up
22 here and support it. He told me that
23 their main concern is that they can't
24 get to a dump in time because the
25 dumps close early. Working for

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2 Marangi for over 10 years, he's
3 certain that it would make more sense
4 to put this facility near Monticello.
5 That's coming from a guy that works
6 for him.

7 I mean I could go on. I really
8 could. I don't want to get too off
9 kilter. There's a lot of people here
10 that want to say stuff.

11 Everything that I really want
12 to say is written in this petition.
13 I've e-mailed it to you. I've
14 e-mailed it to everybody. I get no
15 responses. Nobody has replied, you
16 know.

17 But the truth is that you can't
18 destroy a natural ecosystem. You
19 can't ruin a land that has endangered
20 species and rare animals on it. You
21 can't ruin a family home. You can't.
22 You've really got to think about it.
23 This is all we've got left, you know.

24 You can't decide if there's
25 going to be odor or sound pollution

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2 before something is even built.
3 Every dump you go to, you can smell
4 it. Who is going to walk on the
5 Heritage Trail now along a garbage
6 station? I'm not going to.

7 The City of Middletown gets --
8 we benefit greatly from that. That's
9 about to open -- you could have one
10 nature preserve connected to another
11 nature preserve via the Heritage
12 Trail as you enter Middletown. It
13 takes you right into the center of
14 town. That's prosperous for us, you
15 know.

16 We're not against Marangi as a
17 company. We're against the idea of
18 destroying a wetland and destroying
19 people's homes in lieu of profit and
20 power.

21 CHAIRMAN ONORATI: Thank you.
22 Cesare Rotundo.

23 MR. ROTUNDO: Good evening. I
24 just had a couple things here. I'm
25 looking at the property that Carol

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2 Moore used to own. There's something
3 going on there. There's a project,
4 right? Carol Moore, right on top of
5 the hill.

6 CHAIRMAN ONORATI: I don't know
7 the residence.

8 UNIDENTIFIED SPEAKER: 1081.

9 CHAIRMAN ONORATI: That's
10 already --

11 MR. ROTUNDO: Why is it not
12 included in this?

13 CHAIRMAN ONORATI: The impact
14 from the standpoint -- I really don't
15 want to get into a response aspect.
16 I'll listen to anything that you
17 think needs to be --

18 MR. ROTUNDO: I'm just
19 wondering why it's not included in
20 this generic study.

21 CHAIRMAN ONORATI: To my
22 knowledge, I thought the impact was
23 looked at. It was added to many of
24 the other businesses that are going
25 to either be developed, ones that

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2 were in Wallkill, ones that were in
3 Middletown.

4 MR. HINES: Cesare, that
5 project was approved prior to any of
6 these applications.

7 MR. ROTUNDO: Okay.

8 MR. HINES: It's a timing
9 issue.

10 Similarly, any one of these
11 projects probably on a standalone may
12 not have triggered the environmental
13 impact statement. It was the
14 cumulative nature of these coming to
15 this Board at the same time is why
16 we're here tonight.

17 MR. ROTUNDO: Right, but the
18 project is going to affect the
19 traffic.

20 MR. HINES: The traffic has
21 been accounted for.

22 CHAIRMAN ONORATI: It's part of
23 the traffic.

24 MR. ROTUNDO: Okay. The second
25 thing, where is the water and sewer

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2 district limits on this? If you go
3 down Dolsontown there, where are the
4 limits?

5 MR. HINES: They provided a
6 map. There is a water district map
7 and a sewer district map. All of
8 these parcels are within the
9 district. I don't want to start
10 answering questions.

11 CHAIRMAN ONORATI: I appreciate
12 it.

13 MR. ROTUNDO: The third thing
14 was somebody mentioned regarding the
15 dump, the Dom Kam transfer station,
16 that they don't expect any odors.
17 How do they know that? How are they
18 going to monitor if there is?

19 CHAIRMAN ONORATI: It is
20 evaluated. There's a process that
21 they go through. These are all
22 questions -- they're great questions
23 and they're questions that this Board
24 has asked.

25 MR. ROTUNDO: The last question

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2 is they mention that residents from
3 all Orange County can bring garbage
4 there.

5 CHAIRMAN ONORATI: I don't know
6 to what degree or limit that's going
7 to be limited to.

8 MR. ROTUNDO: That's going to
9 have an affect --

10 CHAIRMAN ONORATI: I don't know
11 if it's just Wawayanda.

12 MR. ROTUNDO: That's going to
13 have an affect on the traffic and
14 everything else. How do you
15 determine how many private citizens
16 are going to be there? How do you
17 project the traffic that you're going
18 to get from that?

19 CHAIRMAN ONORATI: Right. So
20 it is something that we'll look at
21 based on your question.

22 MR. ROTUNDO: Is it all the
23 Orange County residents are going to
24 be able to --

25 CHAIRMAN ONORATI: I don't want

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2 to -- like I said, we're not getting
3 into a question and answer process.
4 If we do that, sir, we won't leave.

5 MR. ROTUNDO: Okay. All right.
6 That's all.

7 CHAIRMAN ONORATI: That's why
8 we have the stenographer. That's
9 what -- so all of this is going to be
10 listed out inside the minutes to this
11 meeting. It's going to be able to be
12 reviewed by anybody that came here or
13 anybody else. It's going to be on
14 the Town website.

15 MR. ROTUNDO: All right. Thank
16 you.

17 CHAIRMAN ONORATI: Thank you,
18 sir.

19 Conor Eckert.

20 MR. ECKERT: Good evening. My
21 name is Conor Eckert. I serve as
22 vice president of the Orange County
23 Partnership for Economic Development.
24 Prior to my role with the Partnership
25 I worked in local government, so I

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2 can certainly appreciate the approach
3 you've taken with the public hearing
4 and making sure the concerns of the
5 residents are heard.

6 The RDM projects in Wawayanda
7 are the exact type of projects that
8 we support because it's our mission
9 to create jobs and opportunities --

10 (Audience commenting.)

11 CHAIRMAN ONORATI: Ladies and
12 gentlemen, we have to -- excuse me.
13 Really, we really just have to let
14 everybody talk. This is the
15 opportunity for people to talk. If
16 you talk over him, it's just not
17 appropriate.

18 MR. ECKERT: Thank you, Mr.
19 Chairman.

20 It's our mission to create jobs
21 and opportunities and tax revenue for
22 all of our local communities,
23 including the Town of Wawayanda.
24 That's something we certainly need as
25 we come out of the COVID pandemic,

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2 jobs for people in our communities.

3 The RDM projects will create
4 construction jobs, full-time
5 permanent jobs and new taxes that
6 will go to the school district, the
7 towns that are going to directly
8 support the community. That also
9 means patrons for local businesses.
10 We've seen it in other communities.
11 People coming to work are going to
12 stop at the Hometown Deli in the
13 morning and go to Steve's Bar & Grill
14 after work and support the local
15 economy.

16 On behalf of the board of
17 directors of the Orange County
18 Partnership, we support this project.

19 RDM is known to be a tremendous
20 community partner. He will be and
21 his firm will be in the community for
22 years to come supporting the growth
23 of Wawayanda.

24 Thank you.

25 MR. DRISCOLL: I have a

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2 question. Are you part of the group
3 that gives tax breaks to these
4 places?

5 MR. ECKERT: No, sir.

6 MR. DRISCOLL: Thank you.

7 CHAIRMAN ONORATI: Donna Jados.

8 MS. JADOS: Good evening. My
9 name is Donna Jados. I live on
10 Dolsontown Road, 1187. I've been
11 there for 39 years.

12 My concerns are my well with
13 the runoff.

14 Also, how much property are you
15 actually going to be taking from us,
16 if you're going to be widening the
17 road?

18 And also I just want to make
19 reference to the fire that was about
20 maybe 10 years ago.

21 What kind of resources are
22 going to be made available to the
23 garbage company and also the other
24 warehouses that are going to be
25 built?

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2 That's it. Thank you.

3 CHAIRMAN ONORATI: Thank you.

4 Norma Martini or Martine.

5 MS. MARTINE: Hi. I want to
6 just start this statement by saying
7 that I woke up in Germany this
8 morning. Literally I woke up in
9 Germany this morning. I did not want
10 to have to be here today, but I feel
11 the negligence by this Board in the
12 past has forced me to fly here and be
13 with you tonight.

14 My name is Norma Jean Martine.
15 I'm Michael Martine's daughter. I
16 think some of the people on this
17 Board may know him. He is also in
18 opposition to this project but
19 unfortunately could not be with me
20 here tonight.

21 I grew up in the little brick
22 house at 3418 Route 6. My father has
23 owned that property since the 1960s.
24 It's always been a place of peace and
25 tranquility for me, taming with

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2 wildlife and beautiful fauna. I
3 didn't know how special it was to
4 have cattails and bird migratory
5 routes in my backyard until I got
6 much older and I realized what was
7 normal to me was actually equivocal
8 to a wonderland.

9 Now my trees are dying. I
10 don't notice the bats any more like I
11 once did. Instead, last summer,
12 which was my last summer at the only
13 home I have ever known, we had more
14 fireflies than I've ever seen in my
15 life, which was indescribably
16 beautiful. I was literally standing
17 in clouds and clouds and clouds of
18 fireflies. But it was also ominous
19 because a big increase in insect
20 population means that there's been a
21 massive decrease of bat population.
22 Furthermore to that point, as a child
23 I would be in the pool and bats would
24 always come down towards me, you
25 know. I'd always say they were dive

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2 bombing me. That doesn't really
3 happen anymore. I don't really see
4 them as much as I used to.

5 I'm sure some of you who do
6 know my father know that he also has
7 a body shop and a junkyard behind our
8 house on Route 6. He's applied to
9 expand the body shop in the past, yet
10 as -- yet he was always denied
11 because the land is a State and
12 Federally regulated wetland. The
13 land was protected. He was
14 repeatedly told for literally decades
15 that you cannot build on the wetland,
16 to the point that when the CPV
17 project was being considered he
18 didn't even take the proposal
19 seriously because he figured if he
20 couldn't extend a body shop a few
21 feet, then there was no way they
22 could build a billion dollar power
23 plant in my backyard. In his mind
24 that was totally impossible. He
25 wasn't able to build on that land for

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2 60 years, so how could it suddenly
3 change. Was the land that had been a
4 wetland since time in memorial
5 suddenly not a wetland anymore? No.
6 Of course it wasn't. As we all know,
7 it is still very much still a
8 wetland. I know it's a wetland
9 because it's my backyard. The edges
10 of my backyard are marsh, they're
11 wet. Yet here I am with a billion
12 dollar power plant in my backyard.
13 Isn't that interesting. The fact
14 that my father couldn't expand a body
15 shop but a billion dollar power plant
16 could be built on the same parcel of
17 land means one thing and one thing
18 only to me, that the protections that
19 are written into law to protect the
20 land and the people are irrelevant to
21 those who have the power and the
22 money to get around them, leaving
23 local citizens in the wake of their
24 decisions, greed and corruption.

25 You may think the decisions you

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2 you make in this room have minimal
3 affect because maybe they don't
4 really affect you directly. I'm here
5 to bear witness to the fact that the
6 strokes of your pens and the ayes of
7 your votes affect the people you
8 represent as well as those just over
9 the border in the City of Middletown.
10 The decisions that were made in this
11 room completely destroyed my
12 childhood home. My one safe place in
13 the entire world was shattered into a
14 million pieces. I know it's
15 destroyed the homes of a lot of other
16 people, too. Many are sick. Many
17 have been forced out, myself
18 included. I'm afraid to go there
19 now. My mother has since moved out.
20 The only way I can describe not
21 living there anymore is complete
22 relief. My mom is here.

23 The decisions in this room gave
24 me an asthma and a COPD diagnosis at
25 30 years old. The age of 30. I'm an

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2 avid hiker. Within three months of
3 living back at home during the
4 pandemic with my mom, I was left
5 gasping for air just when I was
6 eating alone. Hiking up mountains is
7 suddenly very difficult when I used
8 to be able to run up them.

9 The decisions in this room have
10 also affected my mental health. I
11 live with the fear of how this has
12 affected me on a cellular level and
13 if I will get sick from this in the
14 future. I live knowing my home is no
15 longer safe to go to. I live knowing
16 that I've left my childhood home not
17 because I wanted to but because I was
18 forced to. You've made my one safe
19 place in the whole world feel like a
20 war zone that I have to escape and
21 that I'm afraid to go back to.

22 There's the age old saying that
23 history repeats itself. Here we are
24 now repeating history, building
25 another polluting structure on a

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2 State and Federally protected
3 wetland. At this time, instead of
4 destroying my childhood home, you're
5 destroying my friend Ashley's
6 childhood home. Ashley, who is right
7 there, her and I grew up together.
8 We rode the same school bus. We had
9 house parties together. We were
10 cheerleaders together. The only
11 difference here is that instead of
12 her home being destroyed by a billion
13 dollar power plant and radioactive
14 emissions, her's is being surrounded
15 by a garbage facility and warehouses.

16 I don't know how long you've
17 all lived in your home but I know
18 that Sal DeVito and his family have
19 lived in their home for over 30
20 years. That's my entire life span.
21 That's 30 years of memories. 30
22 years you can't recreate anywhere
23 else, because no matter how hard you
24 try, you just can't. It's the way
25 the light shines through a window.

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2 It's the backyard that's only yours.
3 The way the trees move. The plants
4 that grow in the same place every
5 year. The animals you befriend.
6 It's the rooms where our loved ones
7 who are no longer with us used to
8 share precious moments with us. It's
9 peace, security, serenity knowing you
10 have a place that's your own, that
11 you built with your own hands and
12 your own heart. Imagine if all of
13 that was taken away from you because
14 of a decision made in this room. I
15 know this feeling all too well
16 because it's exactly what happened to
17 me and my mom. It's indescribably
18 awful. It's grief. One grieves the
19 place the way one grieves a person.
20 It kills me to know that what you did
21 to me, you're now doing to my friend.

22 But me and the DeVitos aside,
23 the people of Middletown as a whole
24 have been through enough at the hands
25 of this Board. We already have CPV

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2 at our doorstep. We already have
3 horrendous air quality that exceeds
4 EPA standards. I also pay attention
5 to the air monitors, as you can
6 imagine. On a good day it's over EPA
7 standards which is about 30. On a
8 bad day it could oftentimes spike up
9 to 200. The emissions have been
10 physically felt in the air. I know
11 what it feels like when the plant is
12 on even if I can't see it.

13 The amount of diesel trucks
14 that you're proposing with this
15 project coming in and out of the area
16 will increase that pollution. I've
17 lived in Europe for the last 10
18 years, and especially in London, they
19 have major air pollution problems
20 because many of the vehicles are run
21 on diesel. Diesel is really, really
22 toxic, and air quality is a big
23 problem there because of diesel
24 specifically.

25 The brand new and unfinished

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2 addition to the Heritage Trail runs
3 directly along this land as well,
4 which I know has been touched upon.
5 I just wanted to articulate the fact
6 that this cost \$8,400,000 to build
7 with the funds coming from a New York
8 State Park grant, Federal
9 Transportation grant, and \$1,200,000
10 of that money was Orange County
11 funding. So it's not just Wawayanda
12 taxpayers invested in the land, it's
13 the entire County. I believe that
14 this facility will create air and
15 noise and odor pollution for that
16 Heritage Trail extension. As it's
17 been said before, I think that would
18 be detrimental to our economy because
19 that's supposed to be a tourist
20 attraction. That's supposed to be
21 part of the reason it was built, to
22 connect one area to another area, for
23 us to have peace and tranquility in
24 Middletown, to have like hiking
25 trails.

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2 Anyway, I know that I've spoken
3 about a lot.

4 I was a part of the petition
5 with Skyler. We wrote it together.
6 In that petition we proposed an
7 alternate solution for this land. We
8 proposed that the land be bought back
9 by either the County, the Town, the
10 Land Trust or a combination of all of
11 you to protect the land and deem it a
12 wildlife preserve and historical
13 preserve. Not only is this piece of
14 land one of the last remaining big
15 parcels of land surrounding the City
16 of Middletown, but it is a State and
17 Federally regulated wetland, which we
18 all know at this point, home to an
19 impaired watershed, which is the
20 Monhagen Brook, both of which run
21 into the Wallkill and Hudson Rivers.

22 The location of the oldest
23 house in Middletown and the location
24 of the earliest indigenous migratory
25 trail area. This place could be made

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2 into not only a nature park but a
3 beautiful historical park and could
4 be connected directly to the Heritage
5 Trail, and that in itself would be an
6 asset for local businesses. We talk
7 about wanting to create jobs or
8 whatever. Create more money. If we
9 had a beautiful asset like that, I
10 think people would want to come and
11 they would eat at the local
12 restaurants and what have you. I
13 feel people would much rather spend
14 time in a wetland and historical park
15 than in an industrial park, in a
16 garbage dump. Wouldn't you?

17 The last point I want to make
18 is just on climate change. You said
19 you like to learn new facts. I've
20 got a couple facts here. The planet
21 that we live on is nearing a tipping
22 point, which I think is common
23 knowledge at this point. Currently 4
24 percent of animals by weight on the
25 entire planet are wild. 4 percent.

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2 You know, that really makes you think
3 about the bat thing. Everybody is
4 like whatever, it's bats. They're a
5 wild animal and there's only 4
6 percent left on the whole planet. We
7 have to protect them. We have to do
8 everything we can to protect them.
9 It's millions of years, if not
10 longer, of evolution to even get the
11 bat in the first place. We can
12 destroy them just by human activity.

13 We have to be responsible. You
14 guys have the power to make the right
15 decision.

16 As of 2020 the amount of
17 untouched wilderness left on the
18 planet was 35 percent. Just 35
19 percent. We're experiencing a mass
20 extinction, losing 3 species an hour,
21 150 species a day and 18,055 species
22 a year. It's a massive, massive
23 number. We're in a big, big problem.

24 So we can't destroy wetlands.
25 We just can't do it. It's

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2 irresponsible. It's unethical on a
3 large scale.

4 The last point is wetlands are
5 vital to sequestering CO2, which I'm
6 not sure if you know what
7 sequestering means. It means it
8 basically pulls the CO2 out of the
9 sky and it stores it into the ground.
10 With global warming the main problem
11 is we have too much CO2 in the air.
12 The natural way we can combat that,
13 one way, is to create more, you know,
14 parks and plant more trees and stuff
15 like that, but also protect the land
16 that already exists, especially
17 wetlands because wetlands are the
18 best at it.

19 Because of that reason we can't
20 afford this project as a City, as a
21 County, and we can't afford it as a
22 planet.

23 My opposition to this project
24 isn't just about this project in
25 particular but it's about setting a

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2 precedent in the Town of Wawayanda
3 that from now on wetland protection
4 will be taken seriously again and the
5 people in power will know that we are
6 paying attention to what they're
7 doing. It's also to push for an
8 agreement between the Town of
9 Wawayanda and the City of Middletown,
10 that residents of Middletown have a
11 say on projects with a certain
12 distance to our border. Middletown
13 is densely populated with over 33,000
14 residents who bear the brunt of your
15 decisions.

16 I'm not against garbage or
17 recycling. I know it's an important
18 part of our daily lives. I do not
19 believe this is where this facility
20 belongs, and I don't believe the
21 warehouses belong there either. We
22 can't blacktop a wetland.

23 Please put it somewhere else.
24 Thank you.

25 CHAIRMAN ONORATI: George

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2 Ponzoni.

3 MR. GEORGE PONZONI: Hello. I
4 live in Middletown. CPV affected
5 Middletown maybe more than Wawayanda.

6 If I look at your map, you're
7 putting all this stuff way up here in
8 the corner. You have all this other
9 area to consider if you want to put a
10 transfer station. It also makes it
11 -- I know you said you weren't going
12 to answer questions. Why here? Why
13 there exactly?

14 CHAIRMAN ONORATI: That's a
15 question. It's on the record, sir.

16 MR. GEORGE PONZONI: So if
17 you're not going to answer questions,
18 when would be a good time to ask
19 questions to get answered?

20 CHAIRMAN ONORATI: Whatever
21 action this Board takes, it is going
22 to be the responsibility of this
23 Board. You know, the feedback we get
24 from the public is going to be
25 analyzed.

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2 MR. HINES: As part of the
3 SEQRA process there's a stenographer
4 taking down all of your questions.
5 The applicant will then have to
6 address each of the questions that
7 are raised tonight prior to this
8 Board taking any action and
9 developing a final environmental
10 impact statement. That's the
11 process. Tonight is to gather your
12 questions. They're turned over to
13 the applicant to address.

14 MR. GEORGE PONZONI: Okay.

15 CHAIRMAN ONORATI: Thank you,
16 Pat.

17 MR. GEORGE PONZONI: Road
18 maintenance. If you're going to have
19 500 trucks a day on that road, who
20 takes care of the paving and the
21 crumbling of the street?

22 They spoke about being a family
23 corporation, however having six
24 different LLCs, six different
25 applications doesn't seem very

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2 upfront and honest to me.

3 I'm glad you saw that coming.

4 They like to break up all the
5 projects into their neat little
6 packages. What it comes down to is
7 roughly 660,000 square feet of
8 garbage sitting on Dolsontown Road.
9 How that's not going to smell, I
10 don't know.

11 The Al Turi dump, I don't know
12 if that's in Wallkill or here or
13 whatever, but that station is closed.
14 I believe there was a study done.
15 There were horrible things dumped
16 there in the `80s that were leaching
17 into the Wallkill River there now.
18 From the map you can see the river
19 goes right through there. They're
20 going to put it on top of there.

21 They say they're going to
22 mitigate spills and any kind of
23 seepage. I find that hard to
24 believe.

25 Is there a way to monitor the

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2 water beforehand during construction
3 and after it's there? Are they going
4 to have little monitors out there?

5 The DEC. I don't have much
6 faith in the DEC. They probably
7 should have blocked the CPV. They
8 kind of rolled over on that once
9 Andrew Cuomo got on board.

10 The air quality has gone down.
11 I've lived in Middletown for almost
12 38 years. I can tell you it's worse
13 since that went in and got turned on.
14 In other parts of the country, when
15 they build stuff like that, the town
16 board says well why do you want to be
17 here, what are we going to get out of
18 it. I don't know if the CPV got a
19 PILOT program. Did they? Yes?

20 UNIDENTIFIED SPEAKER: Yes,
21 they did.

22 MR. GEORGE PONZONI: They did.
23 That's astounding. Why? They're
24 making money over there. Are they
25 giving you -- wait, they're not

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2 paying taxes. The program. Right.

3 Other places would say no, you
4 pay us to put this horrible thing
5 there. At the very least you give us
6 a piece of your energy.

7 I ask what is this company
8 offering now? I heard they weren't
9 looking for PILOT funds. That's the
10 first good step at least.

11 Maybe the residents can get
12 free garbage dump off. Maybe anyone
13 within five miles of the smell could
14 get free drop off.

15 When projects like this show up
16 on your desk, I don't understand how
17 you can just be like yeah, sure,
18 we're in, bring it on --

19 UNIDENTIFIED SPEAKER: That's
20 Wawayanda.

21 MR. GEORGE PONZONI: -- put it
22 all here. Personally to me like it
23 shouldn't even be here. You should
24 be like this is crazy, there's a
25 house right there. I'm sorry. There

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2 are more houses up top. Unless
3 they're going to buy the whole area
4 and put four lanes through to East
5 Main, which I would recommend doing
6 because the car wash now backs up
7 onto Dolson Avenue. They themselves
8 should have their own little exit
9 ramp. Apparently car washes are that
10 much in demand.

11 Then again, you look at it and
12 people don't have places to wash
13 their cars because town boards, I'm
14 not saying you specifically but in
15 the area, instead of approving
16 single-family homes they have
17 approved all these tight and dense
18 areas. So you have 5,000 people
19 living maybe where 500 should be. It
20 really affects everything.

21 You know, the historian guy, I
22 don't know where he went. Thank you
23 for that. I grew up with Mary
24 Caskey. She played the organ at
25 Grace Church. I've been in that

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2 house numerous times. It does face
3 the wrong way. He explained why.
4 Apparently it's the oldest house in
5 Middletown. So that should be
6 something, you would think. How it's
7 not on the register I don't know.
8 Slacking, dropping the ball I guess.

9 The rail trail has been talked
10 about. Yes, people walking on the
11 trail, they're going to see CPV in
12 the background and now a garbage
13 dump. Just what they signed up for
14 when they went on the Heritage Trail
15 walk.

16 It doesn't seem like the right
17 place at all. It's like the last
18 section left that's kind of like
19 that. Even if they put a
20 neighborhood there instead, or almost
21 anything, it helps. Almost. If it
22 must be developed. I mean is there
23 like a real big need to develop this
24 spot of land all of a sudden? We
25 need to develop every square inch?

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2 UNIDENTIFIED SPEAKER: That's
3 Wawayanda for you.

4 MR. GEORGE PONZONI: It seems a
5 little out of place.

6 There's already going to be the
7 new gas station and the strip malls
8 down there by the turnabout thing.

9 There already should be like
10 four lanes now, unfortunately. I
11 don't think that they did their due
12 diligence on the traffic study
13 because I didn't see four lanes in
14 any of their plans when I looked
15 online.

16 I also would ask the Board,
17 have you read 463 pages of the
18 traffic study alone? Then 693 pages
19 of A through G? That is your
20 responsibility to do, sad as it is
21 and as long as it is and as
22 complicated as that is. You do have
23 a responsibility to the area. Not
24 only your residents, people around
25 there. The whole County, actually.

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2 As far as I'm concerned, I
3 think you've already kind of dropped
4 the ball with the CPV. I hope you
5 don't make a second example with
6 this. I just think it could be in a
7 better place. I don't understand why
8 it would be proposed to go there.

9 I believe that's all of my
10 questions. Yes. Thank you for
11 hearing my concerns.

12 CHAIRMAN ONORATI: Thank you.
13 Alex Ponzoni.

14 MR. ALEX PONZONI: Most of my
15 concerns have been addressed by
16 others in a better way, but I would
17 like to point out that the conflict
18 of interest between the people doing
19 the studies and the companies
20 involved, I really feel like certain
21 other projects, including CPV of
22 course, there was a negligence in
23 regards to the environmental impact,
24 air quality impact. I can't breathe.
25 A lot of people already can't

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2 breathe. Adding all of this diesel
3 and, you know, 600,000, 800,000
4 square feet of warehouses, a garbage
5 dump, et cetera will affect the air
6 quality here more than the study
7 seems to show.

8 I would strongly suggest, or
9 urge if you will, to reconsider and
10 look a little deeper into the
11 traffic, air quality, environmental,
12 cultural, historical concerns that
13 many of the people have raised here.

14 Thank you.

15 CHAIRMAN ONORATI: Thank you,
16 sir.

17 Emma Fuentes.

18 MS. FUENTES: Good evening,
19 gentlemen. I'll keep it pretty
20 brief. I'm from Montgomery which has
21 its own development concerns.

22 I'm actually here on behalf of
23 State Senator James Skoufis. With
24 any luck we hope to be representing
25 Wawayanda, Middletown, many other

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2 areas in Orange County come 2023.

3 So as a result of
4 redistricting, we're actively working
5 to learn about the local issues and
6 what matters most to folks in this
7 area and many other areas.

8 Senator Skoufis, if you're not
9 aware, has been an outspoken voice on
10 developments and projects throughout
11 the County that pose any harm to
12 families and local taxpayers.

13 Clearly there seems to be some
14 serious concerns from folks here
15 tonight, traffic, air, wetlands,
16 proximity to the new Heritage Trail.
17 We hear that.

18 Senator Skoufis appreciates the
19 massive undertaking that you folks
20 have in front of you and the
21 important role that you have in this
22 process. We would just encourage you
23 to continue listening, which it seems
24 like you are with extending the
25 public comment period. Thank you for

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2 that.

3 We'll continue to keep a close
4 eye on this Dolsontown project or
5 projects. We look forward to working
6 with all of the stakeholders that are
7 involved here.

8 That's it for me. Thank you.

9 CHAIRMAN ONORATI: Thank you.

10 Carolyn Riley.

11 MS. RILEY: Everything has been
12 said.

13 CHAIRMAN ONORATI: Thank you,
14 ma'am.

15 Mike Strizki.

16 MR. STRIZKI: Hi. My name is
17 Mike Strizki. I don't know anybody
18 in this room but I thought it was
19 important enough to drive two
20 and-a-half hours from New Jersey to
21 come address you guys on what's going
22 on.

23 I have a 501(C)(3) nonprofit
24 called the Hydrogen House Project.
25 I've been off grid now for 20 years,

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2 cooking gas, heating gas, fuel for my
3 vehicles, all made from energy from
4 the sun three months of the year.

5 I travel all over the world
6 selling hydrogen homes, hydrogen
7 refilling stations, hydrogen power
8 plants. All over the country.

9 All right. Right now fuel
10 prices, I don't have to tell anybody
11 what fuel prices are like. I drive
12 my car for free. I have two Toyota
13 vehicles. Okay. I've been doing
14 this for 20 years. My lawnmowers,
15 airplanes. I've worked for NASA. I
16 have about 15 patents in hydrogen
17 storage.

18 I'm telling you there is a
19 solution for the problem we have now.
20 If we keep doing things the same way
21 we're doing them, that's the
22 definition of insanity. Right now
23 what I see here now is insanity. We
24 have to go back to the good of the
25 many, not the good of the few. We

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2 have to do the right thing, not the
3 politically correct thing.

4 I'm sitting here listening to
5 your residents hurting when there's
6 solutions sitting all around us.

7 I work with a company called
8 Hyzon and Nikola building hydrogen
9 fuel cell trucks. We're in the
10 infrastructure in California right
11 now. We're taking 39 megawatts of
12 wind and converting that to 6,000
13 grams of hydrogen.

14 I'm building the first power
15 plant powered by hydrogen in the
16 country. Mostly in California right
17 now but other states, including New
18 Jersey, are starting to take these
19 things on.

20 You're talking about facilities
21 that I don't see any mandates for
22 renewables on. We should have solar
23 on everything. Talking to some of
24 the residents here, they're concerned
25 whether they're going to get power or

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2 not. \$6 a gallon energy and going
3 up, that's not going to be energy
4 security or anything they're going to
5 be able to afford. We've got to go
6 to solar power, wind, hydroelectric,
7 convert that into hydrogen which
8 stores forever. There's no shelf
9 life. It's as good today as a
10 hundred million years from now. NASA
11 has used hydrogen, especially in
12 outer space, for the last 75 years by
13 the astronauts for their drinking
14 water and electricity. Europe right
15 now is full into hydrogen for trains,
16 for any type of heavy transportation,
17 because batteries are not going to
18 make it. Batteries are going to give
19 oil another 10 years because it's a
20 known failure. We have to start
21 doing the right thing if we expect
22 this planet to survive for our
23 children and grandchildren.

24 I've got eight grand kids I
25 want to leave a planet for but I'm

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2 going to need the help of everybody
3 to do this. Technology got us in
4 this mess and it will get us out if
5 we let it.

6 Truly I've been energy
7 independent. When I make my energy I
8 make pure oxygen. When I use it I
9 get pure water. Hydrogen fuel cells
10 are atmospheric water generators,
11 which means they produce more water
12 than they use. I use 12 gallons to
13 make the hydrogen, 12 gallons of
14 water, I get 16 back. Think how
15 quickly the planet will heal when
16 you're only doing pure water and pure
17 oxygen as your byproducts for your
18 energy.

19 This power plant that's sitting
20 here could be run off of solar and
21 store excess energy as hydrogen. You
22 could use almost all the existing
23 infrastructure that's already here.
24 We have to do things that make sense.

25 I've worked on a lot of

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2 landfills where I'm converting the
3 methane from these landfills into
4 hydrogen gas that runs the trucks.
5 In California they're doing this at
6 all the ports. This is all doable.
7 Toyota has bet the entire company on
8 this technology, okay. They
9 basically are running their cars on
10 sewage in Japan. There are 100 taxis
11 in Great Britain. Right now they're
12 building fuel cell airplanes, Boeing,
13 that they are going to have this
14 year.

15 Just to give you an idea,
16 landfills cannot take these
17 batteries. They last six years and
18 then you have a disposal problem.
19 You put them in the landfills, you've
20 got Lithium in your water.

21 We are going down the wrong
22 path. We've got to go down the right
23 one.

24 I filled my fuel cell car up in
25 four minutes. One hydrogen station

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2 can do 400 cars in one day. Show me
3 a Tesla super charger that's going to
4 do that.

5 I carry the same amount of
6 energy in 12 pounds of hydrogen
7 versus 1,200 pounds of batteries.
8 You talk about destroying roads and
9 bridges and stuff. You're carrying 6
10 tons a payload in a truck. Fuel
11 cells have no tune-ups, no oil
12 changes, no brake jobs, no catalytic
13 converters, no belts, no mufflers, no
14 hoses, no maintenance. They're five
15 times more efficient than internal
16 combustion engines. Let's start
17 doing the right thing. Right now
18 they're making enough hydrogen to
19 refine gasoline and diesel fuel to
20 power a quarter of the earth's cars.
21 All right. Right now. Just from
22 what we're using from that. They
23 already have the infrastructure. If
24 we expect to do something right for
25 the public, we have to use the

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2 technologies that are available. We
3 can't keep doing it the same way and
4 expecting a different result. It's
5 not going to happen.

6 If you want a planet for your
7 children and grandchildren and you
8 want to be able to afford to live
9 where you are, this is the only
10 solution. We're out of elements on
11 the periodic table. 80 percent of
12 all matter in the universe is
13 hydrogen.

14 Right now I'm making it from
15 garbage. I'm making it from sewage.
16 I'm making it from water. There's no
17 supply and it doesn't come from
18 countries that hate us. Instead of
19 war over oil, we've got war over
20 Lithium. China and Bolivia own all
21 of it.

22 We've got to start doing the
23 right thing. We have everything we
24 need.

25 When you sit here and you

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2 review all these projects, you want
3 to know how low that carbon footprint
4 is. I'm seeing a miserable job being
5 done here.

6 We have technologies that have
7 been mainstreamed for 20 years that
8 you're not telling these people to
9 implement. It's time to start doing
10 the right thing and not destroy
11 people's lives, to work for the
12 people that elected you, not for the
13 big corporations. Do the right thing
14 for your children and grandchildren.
15 God bless us all.

16 CHAIRMAN ONORATI: Barbara
17 George.

18 MS. GEORGE: Hi. Thank you all
19 for your service and thank you all
20 for being here.

21 There are no good guys, there
22 are no bad guys. There's just you
23 and me and we all need to come up
24 with really great solutions. Really
25 great solutions. It requires us to

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2 look at all the information. I love
3 that you're doing that and you're
4 giving us plenty of time to give you
5 good questions to pose with good
6 answers. It's for us to think
7 outside of the box, not be doing the
8 same thing over and over again.
9 Maybe there is a better solution for
10 every opportunity, every piece of
11 property that is currency to our
12 community in one way or another. How
13 to measure currency. The quality of
14 the environment. That we can live
15 here and know that our children and
16 our children's children can live here
17 safely. That's a scary question.
18 Like what are we doing. We sometimes
19 make decisions and later find out it
20 wasn't a good decision. It's okay.
21 We're all human beings, we make
22 mistakes. Let's go forward and say
23 listen, I thought this but now that
24 I've looked at it I think this. I've
25 listened to a lot more information

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2 now and I've got a lot more to
3 consider.

4 I think what we should do is
5 look at another opportunity, another
6 possibility that could be a benefit
7 to the entire community and a more
8 holistic approach for all of us.

9 So thank you, everybody.

10 By the way, Barbara George, I
11 have two properties, one is in New
12 Jersey and one is in Goshen. I grew
13 up in Goshen. I'm building in Goshen
14 also, so it's important to me. It's
15 the county seat. I love this area
16 and I truly appreciate all that
17 you're doing to come up with the
18 right solutions.

19 Thank you all.

20 CHAIRMAN ONORATI: Thank you,
21 ma'am.

22 Pramilla Malik.

23 MS. MALIK: Thank you, guys.
24 I'm Pramilla Malik, I'm the chair for
25 Protect Orange County. If anyone

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2 wants a bumper sticker to spread the
3 word, they're right there.

4 I am going to try to be an
5 optimist here. I've been before this
6 Board begging and pleading so many
7 times in the past, so many times, and
8 I'm going to pray and hope that now
9 that you've seen the impacts of CPV,
10 the corruption behind it, the
11 injustices it has created, forcing
12 people out of their homes, causing
13 health impacts, you will realize that
14 you have to do the right thing now.
15 I'm going to be optimistic about
16 this. I know in all of your hearts
17 you don't want to see people forced
18 out of their homes. You don't want
19 to see children getting asthma, COPD,
20 what Norma experienced.

21 We've been doing a health
22 analysis of the area around CPV and
23 Minisink for the last several years.
24 We have dozens and dozens and dozens
25 of cases just like hers. You don't

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2 even need to take my word for it.
3 Former State Senator Jen Metzger had
4 a study. It echoed our findings.
5 You can talk to your local
6 pulmonologists who have noted the
7 dramatic increase in respiratory
8 illnesses in the area. So I'm going
9 to believe in your hearts that you
10 will not allow this to happen to the
11 families that live around this
12 facility, the families in Wawayanda
13 and Middletown.

14 9,000,000 people die annually
15 from air pollution. They die of
16 premature deaths due to air
17 pollution. This is in a study. CPV
18 brought, what, 1.2, 1.6 million tons
19 of CO2 annually. I think if you look
20 at the equivalent, including methane
21 emissions and other hydrocarbons and
22 volatile organic compounds, we're
23 looking at 4.7 million tons of CO2
24 equivalent annually. Now you want to
25 add 500 trucks per day. That is

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2 going to be a death sentence to many
3 people who live around there because
4 you've got cumulative impacts
5 already. You've got the impacts from
6 CPV and now you're going to compound
7 that with 500 trucks daily. There's
8 no mystery about this. The science
9 is absolutely clear on the exposure
10 to air pollution and the health
11 impacts, respiratory illnesses,
12 cardiac illnesses. These emissions
13 are carcinogenic, they're mutagenic.
14 We've had these conversations before
15 with you. We presented this data
16 before. I know you know this.

17 This project, you need to do a
18 health impact analysis, and it has to
19 be a cumulative health impact
20 analysis. It has to look at the CPV
21 emissions and -- what is that other
22 power plant? It starts with an S in
23 the area.

24 UNIDENTIFIED SPEAKER: Smelting.

25 MS. MALIK: Revere Smelting.

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2 All the emission sources and then the
3 truck traffic. You have to look at
4 all of that. SEQRA requires an
5 analysis of cumulative impacts, and
6 that includes past, present and those
7 of the foreseeable future.

8 I think there was a reference
9 to another project and you said
10 that's not part of your analysis.
11 All of these projects have to be part
12 of your analysis. That is a
13 requirement for SEQRA.

14 Environmental justice,
15 communities. It's not just these
16 homeowners that are going to be
17 impacted. There are 23 environmental
18 justice communities in this area. I
19 know that the DEC has an
20 environmental justice policy. I think
21 it's called Policy 29. You need to
22 do a full environmental justice
23 analysis and apply that policy.

24 You know, the people who live
25 around there, I mean it could be --

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2 the people who live around there of
3 course are going to be coming and
4 going daily. Everybody in the entire
5 Minisink Valley. We travel on
6 Dolsontown Road to get to the
7 shopping center. It's not a matter
8 of if someone will die from a truck
9 accident, it's a matter of when.
10 Somebody will die. There's no doubt
11 about it. Given the layout of the
12 roads and given the number of trucks
13 that you're proposing, it's not a
14 matter of if, it's a matter of when.
15 I'm afraid it will happen very soon.

16 We keep hearing that the
17 Marangis are a family-owned company
18 and they love their community. I
19 would like to know if they are
20 willing to live right next to it.
21 The day that they are willing to live
22 next to it with their children, their
23 grandchildren, their pets, then
24 maybe, you know, that narrative will
25 have more credence. Right now it

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2 doesn't. Where do they live? I bet
3 they live pretty far away. Nobody
4 wants to live next to a dump.

5 The Town of Wawayanda, I remind
6 you, is an Ag 2 district. That is
7 why it had always in the past been
8 designated a critical environmental
9 area, and that's why Norma's father
10 could not build on his own property,
11 because it had always been a critical
12 environmental area. There are cases
13 in the past where DEC wouldn't allow
14 the expansion -- wouldn't allow the
15 development of a tiny garage because
16 they cited the fact that it was a
17 critical environmental area. Now, we
18 know that CPV got rid of it and got
19 -- you know, got the DEC to no longer
20 subscribe to that, but the history is
21 there. The facts are there. We all
22 know why CPV was able to exercise
23 that kind of influence over the DEC.
24 None of us have forgotten about the
25 Percoco scandal.

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2 That brings me to the company
3 that did the DGEIS. Is that what it
4 is? Whiteman, Osterman & Hanna.
5 Their employee was implicated in the
6 corruption. Todd Hough who worked
7 for them was convicted of
8 participating in the corruption
9 scheme. He created the corruption
10 scheme. Now you're relying on the
11 same company to do more environmental
12 reviews in this area. I mean that
13 doesn't make any sense. Are we
14 rewarding corruption, because it's
15 absolutely impossible that the
16 company did not know about this
17 bribery scheme. It spans what, 5, 6
18 years.

19 Reference to the bats. It
20 doesn't matter when you cut the
21 trees. Those trees are critical
22 roosting habitats for those bats.
23 They are maternity nesting sites.
24 The bats come year after year to the
25 same exact trees and to the same

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2 exact nest. When they come and they
3 don't find their nest and they don't
4 find their tree, they get stressed
5 and they do not deliver a baby. They
6 do not bring a baby to term because
7 they're so stressed. We've already
8 lost 95 percent of our bat population
9 in the last decade. We cannot,
10 especially in an agricultural
11 district, cannot afford to lose our
12 bat population. This is a critical
13 migratory habitat. It is critical
14 for our farmers. These bats are
15 critical. They play a critical role
16 in pest management. So no, you can't
17 -- it doesn't matter when you cut
18 them. Those trees cannot be cut,
19 should not be cut. It is a critical
20 environmental area.

21 Orange County is an amazingly
22 rich natural heritage area. I just
23 came last week, Minisink had its
24 heritage fair. The history of this
25 area is incredible. Why would you

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2 want to ruin it?

3 Look at the flag behind you.

4 That is what you need to fight for.

5 That's what you need to preserve.

6 That's what you need to protect.

7 Economic development does not
8 come from warehouses, it comes from
9 residents, residents who live here.
10 They're the ones who shop here.
11 They're the ones who spend money
12 here. Do you know what residents
13 want? They want clean air. They
14 want clean water. They want pristine
15 green spaces. That is what will
16 drive economic development.

17 You cannot stop the odors. You
18 can't stop air emissions of all these
19 materials that the person referenced.
20 They're highly toxic materials.
21 Highly toxic. You're talking about
22 tires and construction debris and
23 sheetrock. I mean unless you're
24 planning to vacuum seal your
25 warehouse, how would you stop the

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2 dust particles from escaping? You
3 can't. You can't stop the odors
4 either.

5 The Orange County Partnership
6 guy, this is absolutely the type of
7 project they like. They like toxic,
8 dangerous projects that erode
9 everyone's quality of life and drive
10 people away.

11 I know personally so many
12 people who have left this area
13 because of the development, the power
14 plant, the chemical factory over
15 there. I know a lot of new people
16 have moved in. God bless them, they
17 don't know. I've had real estate
18 agents tell me they take the back
19 roads so people don't see CPV.

20 You will absolutely have to do
21 an assessment of the carbon footprint
22 of this project, and that analysis
23 also needs to be cumulative.

24 As far as my understanding of
25 SEQRA requirements, you also have to

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2 look at all the alternatives and
3 evaluate them as well. I don't know
4 if you guys have already done that.

5 Marangi, from what I
6 understand, you do business with the
7 public. Why would you want to
8 alienate the public? The public does
9 not want this facility here. If you
10 really want to be part of this
11 community, then you will find another
12 location or, as was brilliantly
13 proposed, why don't we just extend
14 the hours of the County waste
15 facility. That seems to be the
16 proposal that would have the least
17 ecological impact, almost no impact
18 whatsoever, and it would produce more
19 jobs, as was said.

20 I don't want to repeat myself.

21 This Board has been wrong so
22 many times in the past. Please do
23 the right thing this time. Please.
24 Please make it up. Let this not be
25 your legacy and your history that the

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2 Town of Wawayanda is the town that
3 destroyed the environment and
4 destroyed people's quality of life.
5 Stand up and do the right thing.
6 Thanks.

7 We'll submit more technical
8 comments. Thank you.

9 CHAIRMAN ONORATI: Thank you.
10 Mia Allen.

11 MS. ALLEN: Hello. I actually
12 didn't know I was signing up to do
13 this. I thought I was signing up for
14 a newsletter, but here I am.

15 I do have some things to say as
16 a person who has lived in Middletown
17 now for three years.

18 I moved here just before the
19 pandemic hit us all and we were
20 quarantined. I spent pretty much all
21 of that time out in nature and
22 finding some sort of solace, mental
23 health, wellness and place of -- a
24 place that I belonged here in New
25 York. I'm from the pacific northwest

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2 originally. If anyone has ever been
3 there, you know how deeply we value
4 our nature and how deeply reserved it
5 is to our people.

6 I can tell you firsthand if you
7 want to bring money to the area, you
8 have to protect it. You have to
9 preserve it. You have to lift it up
10 and share it with the people, because
11 that's what they come here for.
12 That's why I'm staying here, because
13 otherwise I would just live in the
14 city.

15 I'm a film maker and I'm also a
16 partner in a new film festival called
17 the World Water Festival. What we do
18 is -- we're based in the Hudson
19 Valley. What we do is raise
20 awareness of water quality around the
21 world.

22 I can tell you, as we've talked
23 about air quality, the land, animals,
24 water, the water quality in this
25 State is aberrant, especially in this

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2 area. We suffer from factory
3 pollution, agricultural pollution,
4 pharmaceutical pollution, among
5 others. Among many others. That not
6 only goes into the groundwater,
7 affects the plants, affects the
8 animals, affects how much the planet
9 can actually absorb and turn into
10 healthy energy, but it affects our
11 bodies and our lives and everything
12 about us.

13 So it's not just -- this
14 doesn't exist in a vacuum. You can't
15 say oh, this is one new thing. It's a
16 cyclical process. It's a cyclical
17 problem that everyone needs to be
18 considerate of from start to finish.
19 It's not a solution -- a problem you
20 can answer with one simple solution.
21 You have to understand that
22 everything is connected, and that
23 includes us.

24 So that's what I have to say.
25 I look forward to the newsletter.

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2 Thank you.

3 CHAIRMAN ONORATI: Thank you.

4 Chris --

5 UNIDENTIFIED SPEAKER: He

6 actually left.

7 CHAIRMAN ONORATI: So no
8 comment. Okay. That's the last
9 speaker.

10 David, to what date in July are
11 we extending?

12 MR. BAVOSO: July 13th.

13 CHAIRMAN ONORATI: So the
14 motion --

15 MR. BAVOSO: It would be a
16 motion to adjourn the public hearing
17 until that date.

18 CHAIRMAN ONORATI: Do we have
19 to stipulate the ten-day written
20 period or does the ten-day written
21 period continue beyond --

22 MR. BAVOSO: It's beyond.

23 CHAIRMAN ONORATI: Okay. And
24 everybody is square with that as far
25 as procedurally?

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2 All right. So may I have that
3 motion --

4 MR. NEIGER: I'll make the
5 motion.

6 CHAIRMAN ONORATI: -- to extend
7 it.

8 MR. RAZZANO: I'll second it.

9 CHAIRMAN ONORATI: All in
10 favor?

11 MR. BACAN: Aye.

12 MR. PIERCE: Aye.

13 MR. DOMBAL: Aye.

14 CHAIRMAN ONORATI: Aye.

15 MR. DRISCOLL: Aye.

16 MR. NEIGER: Aye.

17 MR. RAZZANO: Aye.

18 CHAIRMAN ONORATI: I think
19 we've done everything we can on this.

20 Is there anything from any of
21 the applicants that you want to relay
22 to the Board at this time?

23 MR. STOUT: We're all set.

24 CHAIRMAN ONORATI: I appreciate
25 the public coming and making

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2 comments. Thank you.

3

4 (Time noted: 9:52 p.m.)

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C E R T I F I C A T I O N

I, MICHELLE CONERO, a Notary Public
for and within the State of New York, do
hereby certify:

That hereinbefore set forth is a true
record of the proceedings.

I further certify that I am not
related to any of the parties to this
proceeding by blood or by marriage and that
I am in no way interested in the outcome of
this matter.

IN WITNESS WHEREOF, I have hereunto
set my hand this 15th day of June 2022.

Michelle Conero

MICHELLE CONERO

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