

## Caroline Town Board Meeting Minutes of March 1, 2012

The Town Board Public Hearing meeting held on March 1, 2012 at the Brooktondale Community Center was called to order at 7:00 p.m. by Supervisor Donald Barber.

### Attendance:

Donald Barber, Supervisor  
Dominic Frongillo, Councilmember  
Linda Adams, Councilmember  
Aaron snow, Councilmember  
Irene Weiser, Councilmember

### Recording

Secretary: Marilou Harrington, Town Clerk

**Also present:** There were 92 members of the public from the town of Caroline and a few visitors from surrounding counties attending the public hearing.

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### Privilege of the Floor

Supervisor Barber spoke to the citizens explaining how the public hearing would work; each member wanting to address the board would have 3 minutes to do so.

Supervisor Barber addressed a couple of changes to the draft moratorium (as suggested by the Town of Caroline Attorney, Guy Krogh) starting with section 4 b.

#### Section 4.

Part of the last sentence below in part B. (*in italics*) was deleted.

B. The moratorium and prohibition set forth above in Section A. of this Section 4 is not intended, and shall not be construed, to: (x) prevent or prohibit the right to use roadways in commerce or otherwise for travel; (y) prevent or prohibit the transmission of natural gas through utility pipes, lines, or similar appurtenances for the limited purpose of supplying natural gas to residents of or buildings located in the Town; or (z) prevent or prohibit the incidental or normal sale, storage, or use of lubricating oil, heating oil, gasoline, diesel fuel, kerosene, or propane in connection with legal Agriculture, residential, business, commercial, and other uses within the Town. *so long as such uses do not involve any Natural Gas And/Or Petroleum Exploration Activities, Natural Gas And/Or Petroleum Extraction Activities, or Natural Gas And/Or Petroleum Support Activities.*

Part of the sentence below in part C. (*in italics*) was deleted:

C. This moratorium and prohibition shall be in effect beginning on the effective date of this Local Law and shall expire on the earlier of (i) that date which is one year after said effective date, or (ii) the effective date of a *Town board resolution or local law affirmatively stating the Town Board has determine that the need for this moratorium and prohibition no longer exists.*

#### Section 7.

Part of the title below (*in italics*) was deleted.

**CONFLICTING APPROVALS OR PERMITS WITHOUT FORCE OR EFFECT WITHIN THE TOWN. INVALIDITY OF ANY CONFLICTING APPROVAL OR PERMITS**

Parts of the sentences below (*in italics*) were deleted and those in **bold** were added:

No permit or approval issued by any local or state agency, department, commission or board shall be deemed *valid to grant any rights, permission or approval to undertake activities* within the Town of Caroline when or to the extent that such *permit or approval purports to allow or permit any activity or activities that* would violate the moratorium and prohibition set forth at Section 4 of this Local Law.

After Supervisor Barber read the adjustments to the proposed moratorium local law he invited the public to speak.

The public hearing opened at 7:08 P.M.

The following members of the public spoke about the proposed local law issuing a moratorium in preparation for a ban on hydrofracking. They also noted appreciation for hosting the question and answer session and many acknowledged the hard work of the board on this issue.

The following members of the public spoke either for or against the moratorium:

Becky Dewitt- For the moratorium

Pat Brehl- For the moratorium

John Mosko- Against the moratorium (visiting from Rochester NY)

Bruce Murray- For the moratorium

Bryant Latorrette- Against the moratorium (visiting from Chenengo County )

Tony Tavelli- Against the moratorium

Bill Crispell- Against the moratorium

Zan Gerrity- For the moratorium

Anna Gibson- For the moratorium

Vic Furamn- Against the moratorium (Visiting from another County)

Susan Dorsey- Against the moratorium

Inge Alexander- For the moratorium

Bill Podulka- For the moratorium

Mary Weiss-Anderson- For the moratorium

Elisa Evett- For the moratorium

Susan Pierce Kelling- For the moratorium

Mary Alyce Kobler- For the moratorium

Nelly Farnam- For the moratorium

Ed Wurtz- For the moratorium

Jim Collins- For the moratorium

Peter Hoyt- for various parts of the moratorium and against others

Earl Colly- Against the moratorium

Ann Boehme- For the moratorium

Ken Miller- Against the moratorium

Joy Weber- For the moratorium

Priscilla Timberlake- For the moratorium

Judy Rothenberg- For the moratorium

Mark Witmer- For the moratorium

Samantha Smith- For the moratorium

The public hearing closed at 8:23P.M.

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**Adjourn**

On a motion by Supervisor Don Barber and seconded by Councilmember Irene Weiser, the meeting adjourned at 8:24 P.M.

Respectfully Submitted,

Marilou Harrington, Town Clerk