

**Village of Cold Spring Board of Trustee Special Meeting
November 10, 2011**

The Board of Trustees of the Village of Cold Spring held a Special Meeting on Thursday, November 10, 2011 at 8:40 a.m. at Village Hall, 85 Main Street, Cold Spring, NY. The purpose of this meeting was to consider a change to section 7.2.9 of the Comprehensive Plan.

Attending: Mayor Seth Gallagher and Trustees Falloon, Hustis and Serradas
Absent: Trustee Campbell
Also: Catharine Square

Trustee Serradas presented copies of section 9-B of NYS Real Property Law regarding condominiums to board members.

The board discussed possible changes to section 7.2.9 of the Comprehensive Plan that reads: "Consider rezoning the former Marathon site as mixed uses (such district to include residential, recreational, open space, work-live, small retail business and office uses) and require special use permits for any development on Marathon site. Restrict or prohibit residential developments in which the properties will be held in a condominium form of ownership or any other form of ownership that reduces tax revenue."

Section 6.4.2 that contained similar language about restricting condominium form of ownership was previously deleted from the plan.

After discussion, Trustee Falloon moved to amend section 7.2.9 to add the word **consider** before restrict. Trustee Hustis seconded the motion for additional discussion. Trustee Hustis expressed concern about making a change to the plan after setting the date for the public hearing. Mayor Gallagher commented that changes should be made prior to releasing the draft plan to the public, that way the public will see these changes.

Mayor Gallagher moved to remove the last sentence of section 7.2.9 that reads: "Restrict or prohibit residential developments in which the properties will be held in a condominium form of ownership or any other form of ownership that reduces tax revenue." Trustee Serradas seconded the motion. Vote: Mayor Gallagher, Trustees Falloon and Serradas voted yes with Trustee Hustis opposed. Motion carried by a vote of 3-1.

Trustee Serradas suggested an additional change to 7.2.9 and wanted to remove the word **require** before special use permits. Mayor Gallagher moved to amend 7.2.9 to read **consider** requiring special use permits for any development on the Marathon site. There was no second on this motion.

Trustee Serradas moved to remove the word require before special use permits. Motion seconded by Trustee Falloon. Vote: Trustee Serradas and Falloon voted in favor with Mayor Gallagher and Trustee Hustis opposed. Motion not carried, vote 2-2.

Mayor Gallagher moved to reset the date for the Public Hearing on the Comprehensive Plan for the same date and time with the revisions made and seconded by Trustee Serradas and unanimously approved.

Trustee Serradas moved to release the red line version and draft of the Comprehensive Plan to the public as soon as possible and seconded by Trustee Falloon and unanimously approved.

On a question from the Mayor regarding replacing the traffic cones on Church Street, the Board preferred to wait until after the public hearing on Tuesday, November 15th when the issue of a stop sign at this location will be heard.

Respectfully submitted,

Mary Saari, Village Clerk