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PLANNING BOARD COUNTY OF ALBANY
TOWN OF COLONIE

O'CONNOR OPEN DEVELOPMENT
97 OLD NISKAYUNA ROAD
ADOPT FINDINGS STATEMENT AND FORWARD RECOMMENDATION
TO TOWN BOARD ON ESTABLISHMENT
OF AN OPEN DEVELOPMENT

THE TAPED AND TRANSCRIBED MINUTES of the above
entitled proceeding BY NANCY STRANG-VANDEBOGART
commencing on November 16, 2010 at 7:23 p.m. at the
Public Operations Center 347 Old Niskayuna Road,
Latham, New York 12110

BOARD MEMBERS:

- CHARLES J. O'ROURKE, CHAIRMAN
- MICHAEL SULLIVAN
- LOUIS MION
- PAUL ROSANO
- ELENA VAIDA, Esq., Attorney for the Planning Board

Also present:

Joe LaCivita, Director, Planning and Economic
Development

1 CHAIRMAN O'ROURKE: Next on the agenda
2 this evening is O'Connor open development,
3 97 Old Niskayuna Road. They're looking to
4 adopt the findings statement and forward a
5 recommendation to the Town Board for an
6 establishment of an open development.

7 Joe?

8 MR. LACIVITA: That's correct. When we
9 met on the 26th, we approved the concept of it,
10 but we never adopted the findings.

11 Elena had reviewed the findings statement
12 and she had a couple of questions as to the
13 process for easements and any other concerns.

14 When I talked with the Town Attorney's
15 office - when the subdivision comes back in,
16 any easements, or access, or hold harmless
17 will be reviewed by the Town Attorney's office
18 for the project.

19 MS. VAIDA: So, you just put on the
20 record that the Town Attorney's office is
21 going to be reviewing the easements, and any
22 other documents in conjunction with this?

23 MR. LACIVITA: Yes, Mr. O'Connor will be
24 making application for the subdivision, and at
25 that point any easements or anything that had

1 to be done -

2 CHAIRMAN O'ROURKE: Right, but that will
3 be handled as a minor.

4 MR. LACIVITA: That will be as a minor
5 through our office. It will be addressing any
6 of the Town Department comments as we saw the
7 last time. We will also have to address the
8 four issues within the resolution before you
9 this evening.

10 MS. VAIDA: There was an issue on the
11 address, right?

12 MR. LACIVITA: That's correct. That's
13 item number one. The address should receive
14 formal approval by the Colonie Police
15 Communications Division for 911 purposes and
16 should be known as 97 Old Niskayuna Road.
17 Furthermore, 97 Old Niskayuna Road should be
18 displayed at the entrance of the driveway at
19 Old Niskayuna Road for accessibility by EMS,
20 Police and Fire Services.

21 MS. VAIDA: Thank you.

22 MR. LACIVITA: At this point, all we
23 would need - being that there was acceptance
24 of the project - would be an adoption of the
25 findings statement for the Town Board to act.

1 CHAIRMAN O'ROURKE: Well, the Board
2 didn't act on accepting the project, right?
3 This is just in terms of the open development.

4 MR. LACIVITA: You folks acted and
5 accepted the open development. There is no
6 other project before us except the open
7 development. We have to adopt the findings in
8 order for the Town Board to approve.

9 CHAIRMAN O'ROURKE: Right, and that was
10 done at the meeting that I wasn't here; the
11 26th.

12 MR. LACIVITA: That's correct, C.J., you
13 weren't at that one.

14 CHAIRMAN O'ROURKE: Mike, do you have any
15 questions?

16 MR. SULLIVAN: No.

17 CHAIRMAN O'ROURKE: Lou?

18 MR. MION: None at all.

19 CHAIRMAN O'ROURKE: Paul?

20 MR. ROSANO: NO.

21 CHAIRMAN O'ROURKE: Counsel, you're okay?

22 MS. VAIDA: Yes.

23 CHAIRMAN O'ROURKE: Do I have a motion to
24 accept the findings to allow this 1.4 acre
25 parcel as designated as open development to

1 the Town Board of the Town of Colonie?

2 MR. MION: I'll make that motion.

3 CHAIRMAN O'ROURKE: Do I have a second?

4 MR. ROSANO: Second.

5 CHAIRMAN O'ROURKE: All those in favor?

6 ***(Ayes were recited.)***

7 CHAIRMAN O'ROURKE: All those opposed?

8 ***(There were none opposed.)***

9 CHAIRMAN O'ROURKE: Good luck,
10 Mr. O'Connor.

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16 ***(Whereas the proceeding concerning the***

17 ***above entitled matter was adjourned at***

18 ***7:27 p.m.)***

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CERTIFICATION

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4 *I, NANCY STRANG-VANDEBOGART, New York*
5 *State Approved Transcriber and Notary Public*
6 *in and for the State of New York, hereby*
7 *CERTIFY that the record taped and transcribed*
8 *by me at the time and place noted in the*
9 *heading hereof is a true and accurate*
10 *transcript of same, to the best of my ability*
11 *and belief.*

12
13
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15 _____
16 **NANCY STRANG-VANDEBOGART**

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18 *Dated November 30, 2010*