

STATE OF NEW YORK COUNTY OF ALBANY

TOWN OF COLONIE

A PUBLIC HEARING AND SUBSEQUENT VOTE IN
CONNECTION WITH ADOPTING A LOCAL LAW
AMENDING CHAPTER 181 OF THE TOWN CODE.

THE STENOGRAPHIC MINUTES of the above
entitled matter by NANCY L. STRANG, a
Shorthand Reporter commencing at 8:08 PM on
July 23, 2020 at Memorial Town Hall, 534 New
Loudon Road, Latham, New York

BOARD MEMBERS:

- PAULA A. MAHAN, SUPERVISOR
- LINDA MURPHY, DEPUTY SUPERVISOR
- MELISSA JEFFERS VONDOLLEN
- DANIELLE FUTIA
- DAVID GREEN
- RICHARD FIELD
- JILL PENN

ALSO PRESENT:

- MICHAEL C. MAGGUILLI, ESQ., TOWN ATTORNEY
- JULIE GANSLE, TOWN CLERK
- MATTHEW MCGARRY, DPW

BOB SANTA LUCIA

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1 MR. SANTA LUCIA: Bob Santa Lucia. I
2 have lived in Colonie for 26 years. I've been
3 living on Arrowhead Lane, my wife and I. We
4 have three families on Arrowhead Lane. It's
5 residential right there in the beginning when
6 you come in. We never got notified or asked
7 for any input that they were going to put the
8 landfill entrance 500 feet from our houses.

9 So, that's why I'm here today because I
10 don't understand that. There was no notice in
11 the mail - nothing in the mailbox. I don't
12 understand it.

13 The increase in traffic now -- you are
14 supposed to, according to this notice, the
15 residential ramp will be moving to 4 Arrowhead
16 Lane on July 20th. Residents must use Fonda
17 Road to Green Mountain Drive, continue onto
18 Arrowhead Lane. They are not doing that
19 because you know people. They want the
20 shortcut. They going to come around the
21 corner -- and I watched it all day today.
22 They're going down there to dump the garbage.
23 So, it's more traffic. We've already got ABF.
24 We have Straight Line Industries. We've got
25 Life Gas.

1 MR. MAGGUILLI: Can I stop you for one
2 second, Sir?

3 Nancy, are we going to be able to link
4 this to the relevant part of the Town Board
5 meeting?

6 THE STENOGRAPHER: I certainly can, if
7 you want me to.

8 MR. MAGGUILLI: Okay, rather than have
9 Mr. Santo Lucia stop.

10 Right now, you have to understand we are
11 in the middle of the public hearing on a
12 totally different project.

13 MR. SANTA LUCIA: Mr. McGarry said I
14 should come here tonight with my concerns.

15 MR. MAGGUILLI: What you are concerned
16 with -- and it will be coming up shortly.

17 But we can go ahead and we can just move
18 it to that part of the transcript later?

19 THE STENOGRAPHER: Yes, sir.

20 MR. MAGGUILLI: I'm sorry, go ahead.

21 MR. SANTA LUCIA: I spoke with Matt over
22 the years because Valente trucks or
23 whatever -- they come down the road -- Matt
24 has always helped me out. He will call the
25 trucking outfit and make sure they're not

1 going to go down there.

2 All the sudden, we find out the landfill
3 is going to be on our road.

4 I am a Vietnam disabled vet. We've got
5 Greg Bordeau on the other corner. We've got
6 Brian Feinstein - his wife who is a nurse on
7 the front lines. It's really going to change
8 our quality of life.

9 Matt did say that they're supposed to go
10 to Fonda Road, but they're not.

11 Even Bernie Buss - that's near Fonda Road
12 - they deliberately go three quarters of a
13 mile of Arrowhead so they don't have to take
14 the light. So, there's even more. Matt said
15 there's going to be a four-ton limit put on
16 Arrowhead Lane. He promised that. Which will
17 hopefully - she said that's going to stop ABF
18 and any truck that is four tons or more. So,
19 we want to add that. He also told me the
20 weight scale is going to go down on the new
21 entrance and the trucks - I saw them today and
22 there were seven today they come from
23 everywhere, Buffalo or whatever. They're going
24 to be going there even if they take Fonda,
25 they're still going to be coming up our road

1 and then Colonie has their sweeper on Route 9.
2 They're going to have to sweep our road of all
3 the dirt and stones. It's affecting our
4 quality of life.

5 I'm a voter and am a resident, taxpayer.
6 I'm a veteran and so is my friend across the
7 street. We just want some kind of peace here.
8 We want the Town to do something.

9 Matt - I just spoke to him briefly before
10 and he said you will have to do some signage
11 on that Arrowhead Lane people have to know no,
12 you're not supposed to go down here to go to
13 the dump. You're supposed to go to Fonda and
14 then go down to Green Mountain. So, that's all
15 I'm asking for is that the signs be put up and
16 enforced so that we can have some kind of a
17 normal life.

18 I'm 75 years old. I don't have a whole
19 hell of a long time to go but you never know.
20 None of us know. I mean, Brian has children to
21 - in back of me. We've invested a lot of
22 money. This will affect the value of our
23 property to because anybody who would ever go
24 to buy a house or something -- the landfill is
25 500 feet down the road. Not that I'm going to

1 sell it, but it is going to affect our
 2 property value and we were never notified -
 3 ever at all. We have the big landfill thing?
 4 They put a pamphlet and every one of our
 5 mailboxes and we showed up at the school for
 6 that. Paula supports our VFW 8696. I'm still
 7 in it.

8 Also the smell - you have already heard
 9 about that. Now, you have the dumpsters right
 10 down the road from me that are open with the
 11 garbage in them where before you had the
 12 dumpsters half a mile down the road and up the
 13 hill. So, there's another thing. We're going
 14 to get more smell now from the dump.

15 My big question is: Would any of you want
 16 to live there? Would you want to live there
 17 and put up with that? It's wrong. The only
 18 thing I could propose is to make it a dead-end
 19 street so us three families could enjoy
 20 Arrowhead Lane without problems and then let
 21 them do their thing down there.

22 Matt said he was going to put up - - what
 23 is it a blind Matt?

24 MR. MAGARRY: A berm.

25 MR. SANTA LUCIA: A berm he's going to

1 put up a berm because Brian's house - he can
2 see the new entrance from his home. So,
3 Matt's going to put up a berm so that at
4 least you won't see it.

5 If they kept the scales where they are on
6 the main highway - they are lined up. Everyone
7 of you have seen those trucks. They are huge.
8 They're just waiting in line to get weighed
9 and now they can have the weigh scale on my
10 road.

11 I don't know what the solution is. The
12 only solution I can come up with is make it
13 into a dead-end right beyond the woods. That's
14 for the new entrances and beyond Brian's
15 house. That way we could live a normal life
16 and we can go in and out.

17 You get speeders, too. You got people
18 going 50 miles an hour down there, too.
19 They're all going to use them for garbage.
20 These people are not going to go all the way
21 up Route 9, wait for the light, take the left
22 on Fonda, go all the way down to Green
23 Mountain, take a left on Green Mountain, take
24 another left on Arrowhead to dump their
25 garbage. They're just going to go down

1 Arrowhead Lane and it will take them two
2 minutes.

3 SUPERVISOR MAHAN: I know the rationale
4 behind getting off of Route 9 because the
5 safety factor but - Matt, can you work with
6 the operators on the signage?

7 MR. MAGARRY: Yes.

8 MR. SANTA LUCIA: I would appreciate
9 that.

10 SUPERVISOR MAHAN: We're going to roll
11 this right into the transcript, right Mike?

12 MR. MAGGUILLI: Yes.

13 SUPERVISOR MAHAN: Do you want to just
14 take a second so we can close this one? It's
15 the next public hearing, isn't it?

16 MR. SANTA LUCIA: The only one that it
17 affects is these three families.

18 MR. MAGGUILLI: There may be other
19 people to want to speak on this.

20 SUPERVISOR MAHAN: And Matt is the
21 expert in that area -- I'm going to go
22 backwards here.

23 Does anybody else have any more comments
24 on the Hoffman property PDD?

25 Sir, if you could just take a seat for a

1 few minutes and then we will close this and
2 then we will move on.

3 MR. SANTA LUCIA: Okay, thank you Paula.

4 SUPERVISOR MAHAN: Thank you.

5 (Whereas the above entitled proceeding
6 was adjourned momentarily and recommenced.)

7 MS. GANSLE: This public hearing to be
8 held by order of the Town Board to hear all
9 persons in connection with the proposed Local
10 Law amending the Code of the Town of Colonie
11 Chapter 1 entitled Vehicle and Traffic
12 Codification by amending Schedule E and
13 schedule EA - vehicle weight limits.

14 Notice the public hearing has been
15 published in the official Town newspaper which
16 is the Spotlight and has been posted on the
17 Town Clerk's bulletin board. I have an
18 affidavit for each. The Town Board will now
19 hear all persons interested in this proposal.

20 SUPERVISOR MAHAN: We started talking
21 about this and Nancy has the minutes so we
22 will continue with this discussion on this
23 public hearing.

24 I know we were going to wait for - Matt
25 was going to address some of Mr. Santa Lucia's

1 comments.

2 MR. MAGARRY: Thank you, Supervisor
3 Mahan. Good evening.

4 Mr. Santa Lucia brought up a couple of
5 different concerns. This public hearing is
6 primarily concerned with just changing the
7 weight limit on the western end of Arrowhead
8 Lane. That portion of Arrowhead Lane is zoned
9 office/residential and there are three
10 residents on that. The remainder to the east
11 of Arrowhead Lane is zoned industrial. That is
12 where the new entrance to the area seven
13 landfill project is being located. This
14 doesn't deal with the entrance to the landfill
15 at all. This is simply trying to do mitigating
16 matters by lowering the tonnage limit on that
17 portion of Arrowhead Lane which is
18 corresponding to the next row down which is
19 Falcon Lane - has a four-tonnage limit on it.
20 The next road down from that, Fonda Lane, at
21 the intersection of Green Mountain and Fonda
22 also has a four-ton limit.

23 So, Mr. Santa Lucia's property is in a
24 little strip of office/residential between
25 Route 9 and the industrial park.

1 To address a few other things that he
2 brought up: Some of the Board Members may not
3 be familiar with the Area 7, so I will take
4 you back a little bit. We started the Area 7
5 landfill project with a full environmental
6 SEQRA review. It was a coordinated review with
7 the New York State Department of Environmental
8 Conservation as the lead agency on that. That
9 review process took over four years. There was
10 a public scoping document. There were two
11 public hearings. There was an initial public
12 comment hearing. There was a subsequent
13 extended public comment. All of this is
14 contained in the final environmental impact
15 statement for Area 7.

16 When we were reviewing where the entrance
17 to the landfill was going to be, a traffic
18 analysis was conducted way back in by Simco
19 Engineering. It analyzed four different
20 possible proposals where the entrance could be
21 including keeping the one we have now. The
22 safest access point was deemed to be using the
23 signalized intersection at Fonda Road,
24 directing traffic through the industrial park
25 - the industrial zone area - to slow it down

1 and, down - up Green Mountain and then left on
2 Arrowhead all within the industrial park -
3 both entrance and exit.

4 This proposal on the weight limit is to
5 try to enforce that it was not part of the
6 environmental impact review. It is not
7 required by the environmental impact review.
8 It is an additional measure that we want to
9 take for our residents that are on that little
10 400 or 600 section of the end of Arrowhead
11 Lane that is office/residential.

12 MR. GREEN: You think this will help
13 resolve the issue, provided it gets enforced
14 - it will help resolve this gentleman's issue
15 and three families there?

16 MR. MCGARRY: Yes, I think is going to
17 help primarily with traffic that wants to
18 come directly off of Route 9 that is a large
19 truck. There is tonnage limits posted out on
20 9 and they're going to know that they can go
21 that way.

22 I have had conversations with Mr. Santa
23 Lucia on several occasions regarding traffic
24 that does come down that road. I generally
25 have to make a couple of calls to dissuade

1 them, but if there was a tonnage limit posted
2 out there, I think that would be a lot easier.

3 This is solely to mitigate impact to the
4 residents.

5 SUPERVISOR MAHAN: How about the
6 question of signage?

7 MR. MCGARRY: There will be signs posted
8 at the exit of the new landfill. Right now
9 it's only open for residents. The truck
10 traffic is still using the Route 9 entrance
11 and exit. There will be left turn only signs
12 posted there. Whether they follow them or
13 not, I can't guarantee that but if we put the
14 four-ton weight limit - if it is a commercial
15 driver, that is a potential ticket on a
16 commercial driver's license that they don't
17 want. It's a mitigative measure.

18 SUPERVISOR MAHAN: If you would kind of
19 just follow this through and see if this
20 mechanism is going to work, or if it is
21 working better. I know you keep in contact
22 with Mr. Santa Lucia and we will see how much
23 of an impact if things get a lot better.

24 MR. MCGARRY: He has my number. I might
25 be on speed dial.

1 SUPERVISOR MAHAN: Matt is our liaison
2 to the operators.

3 MR. SANTA LUCIA: We never got any
4 notification. I know it's a public meeting we
5 attended - the one before that at the high
6 school.

7 MR. MCGARRY: Right, and I was part of
8 the Area 7 review. That was part of the
9 relocation of the entrance.

10 MR. SANTA LUCIA: The ones that are
11 going on the scale, Matt, they're not going
12 to come up on a road, are they?

13 MR. MCGARRY: The intent is to keep them
14 off the road.

15 SUPERVISOR MAHAN: We will leave it that
16 way and see how this works out. Hopefully
17 it's going to make an improvement for you.

18 MR. SANTA LUCIA: Thank you.

19 MR. MCGARRY: Thank you, very much.

20 SUPERVISOR MAHAN: Thank you, Matt.

21 Thank you for taking the time to come
22 tonight.

23 We will close the public hearing.

24 MS. GANSLE: We have a Resolution
25 adopting the Local Law amending Chapter 181

1 of the Town Code.

2 MS. JEFFERS VONDOLLEN: So moved.

3 MS. PENN: Second.

4 SUPERVISOR MAHAN: Supervisor votes aye.
5 Clerk, call the roll.

6 (The roll was called.)

7 MS. GANSLE: The ayes have it, Madam
8 Supervisor.

9 SUPERVISOR MAHAN: The Resolution is
10 adopted.

11 (Whereas the above entitled proceeding
12 was concluded at 9:15 PM)

CERTIFICATION

I, NANCY L. STRANG, Shorthand Reporter and Notary Public in and for the State of New York, hereby CERTIFIES that the record taken by me at the time and place noted in the heading hereof is a true and accurate transcript of same, to the best of my ability and belief.

Date: _____

Nancy L. Strang
Legal Transcription
2420 Troy Schenectady Road
Niskayuna, NY 12309

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