

Town of Marlborough  
Planning Board Application

**Application For:**

(Check One)

**Subdivision**

**Site Plan**



**Lot Line Revision**

**Application Number:**

18-2003

**Date of Submission:**

**Name of Project:** AFFuso/Noto, Purdy and Benecke Timber Sale

**Location of Project:** New Unionville Rd.

**Tax Section Block and Lot:** 108.1-1-22, 23, 24, 108.1-1-6, 108.1-1-20

**Zoning District:** R-Ag-1

**Number of Acres:** 58

**Sq. Footage of Building:** N/A

**Description of Project (include number of lots/units & bedrooms):**

See attachment.

**EMAIL:** jheller@wagnerlumber.com

**Name of Property Owner:**

**Address of Property Owner:**

**Telephone Number of Property Owner:**

**Name of Applicant:** Greene Lumber Co. LP

**Address of Applicant:** 16991 State Highway 23, Davenport, NY 13750

**Telephone Number of Applicant:** 607-760-7595 - Jordan Heller, Forester

Name of Surveyor: \_\_\_\_\_

*VA* Address of Surveyor: \_\_\_\_\_

Telephone Number of Surveyor: \_\_\_\_\_

Name of Engineer: \_\_\_\_\_

*VA* Address of Engineer: \_\_\_\_\_

Telephone Number of Engineer: \_\_\_\_\_

Name of Attorney: \_\_\_\_\_

*VA* Address of Attorney: \_\_\_\_\_

Telephone Number of Attorney: \_\_\_\_\_

Reason For Application: Commercial Timber Harvest  
\_\_\_\_\_  
\_\_\_\_\_

Description of Proposal: See Attachment.  
\_\_\_\_\_  
\_\_\_\_\_

### Applicant Information

Greene Lumber Co LP

16991 State Highway 23, Davenport, NY 13750

Representative: Jordan Heller, Forester

Phone: 607-760-7595

### Landowner and Parcel Information

#### Landowner and Parcel Information

Parcel ID	Acres	Landowner	Mailing Address
108.1-1-22	12.7	Joseph Noto and Dominick Affuso	PO Box 7, Marlboro, NY 12542
108.1-1-23	3.7		
108.1-1-24	5.8		
108.1-1-6	29.5	Girard Purdy, John Purdy and Joanne Norton	1721 Shady Bend Lane, Skaneateles, NY 13152
108.1-1-20	14.7	Kurt Benecke, Donald Murray and Miguel A. Montalvo	281 Tuckers Corner Rd, Highland, NY 12528

### Soil Map Key

#### Soil Map Key

Map Unit Symbol	Map Unit Name
BOD	Bath-Nassau-Rock outcrop complex, hilly
LY	Lyons-Atherton complex, very stony
NBF	Nassau-Bath- Rock outcrop complex, very steep
Pa	Palms muck
VSB	Volusia channery silt loam, 0-8% slopes, very stony

### **Harvest Information/Description of Project**

Lower Hudson Forestry Services prepared this timber sale and Greene Lumber Co LP purchased the timber via a timber bid. A selection thinning will be implemented with this timber harvest to increase the growth of the residual trees and promote advance regeneration in the forest understory. The harvest will be conducted on 58acres. The trees for harvest are marked with blue or orange paint at breast height and at the base of the tree. Tree tops from felled trees will be lopped down to a height of 4 feet or less. The property boundaries have been marked with orange flagging. The trees will be skidded to a landing on an adjoining landowner in the Town of Plattekill. NYS DEC Forestry Best Management Practices will be implemented to limit erosion from the primary skid trail and to maintain the rural wooded aesthetic of the area.

Tree Summary Information			
Species	Tree Count	Diameter Range	Trees Per Acre
Red Oak	280	14"-32"	10
Red Maple	19	14"-24"	
Chestnut Oak	135	14"-22"	
Black Oak	41	14"-28"	
Sugar Maple	35	14"-23"	
Birch	33	14"-20"	
White Oak	12	16"-22"	
Hickory	13	14"-22"	
Tulip Tree	9	17"-24"	
Basswood	8	15"-21"	
Ash	9	14"-20"	

### **Earth Moving**

This project will not require any earth moving or storage of soil. The only soil disturbance will be on the primary skid trail. The skid trail will be smoothed of any ruts created during the harvest and water bars will be installed to limit erosion of the skid trails on slopes. The primary skid trail will be seeded at the end of the harvest to help stabilize the soil.

### **Log Landing**

The logs from the timber harvest will be skidded to a log landing on an adjoining landowner in the Town of Plattekill. The Harvest Map shows the log landing location. A town of Plattekill Commercial Forestry Permit is being obtained for the log landing location.

## **Erosion Control Plan/Property Maintenance Plan**

Erosion of skid trails during and post-harvest will be controlled using forestry best management practices as described in the NYS DEC Forestry Best Management Practices for Water Quality Field Guide.

The primary best management practices that will be used for this harvest are described below:

1. Laying out skid trails prior to harvest to minimize ground disturbance.
2. Harvesting when the ground is dry.
3. Limit skidding if excess rutting occurs.
4. Smooth all skid trails of ruts or high center at the end of the harvest to eliminate channeling of water.
5. Install waterbars on slopes to divert water off the trail and into leaf litter for dispersal.
6. Clean up all wood and debris from landing at the end of the harvest.

The northwest section of the sale area contains a non-classified wetland. No harvesting or skidding in the wetland will occur. There are no other streams or wetlands located on the parcels to be harvested.

The following 3 pages provide some background of the NYS DEC Forestry Best Management Practices Field Guide and describe what a waterbar is.

## Best Management Practices (BMP's and Waterbars)

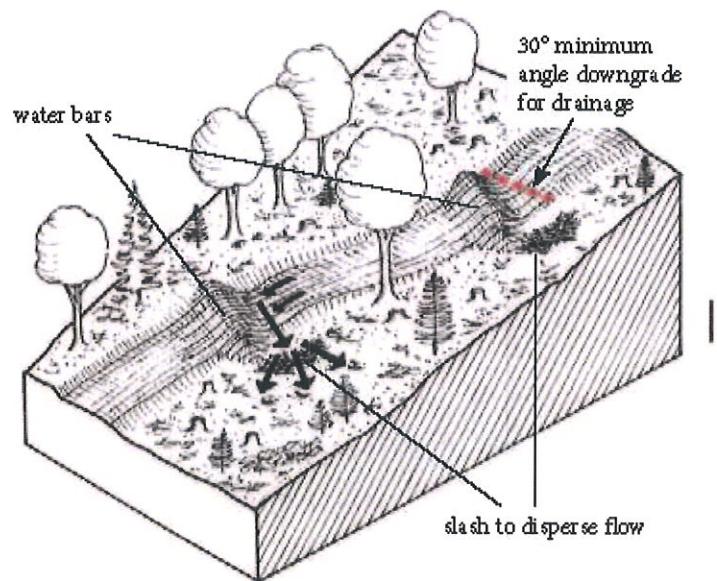


Best Management Practices (BMPs) are guidelines that were developed by the New York State Department of Environmental Conservation (NYSDEC), the New York City Watershed Agricultural Council (WAC), and the New York City Department of Environmental Conservation (DEP). Above is the BMP Field Guide provided by the NYSDEC. BMP's are easy to follow guidelines for diverting water from skid trails, crossing streams, closing out logging jobs, setting up landings, and laying out an access system for large and small woodlots. The most common BMP's implemented on any timber harvest:

1. Harvest when the ground is dry, frozen, or avoid harvesting when excessive rutting would occur.
2. Creation of waterbars on slopes to divert water off the skid trail in order to minimize soil erosion and sedimentation of streams and wetlands.
3. Minimize ground disturbance by laying out skid trails prior to harvest.
4. Minimize size of landing.
5. Post-harvest clean-up such as smoothing ruts from skid trails, creating permanent waterbars where necessary, lopping tops, and removing all wood from the landing.

The following pages describe and show what a waterbar is and how it works.

A waterbar is described as “mounds of soil excavated across the width of a skid trail at a 30-degree downward angle. Effective water bars extend the entire width of the skid trail and possess a clear outlet which facilitates the drainage of water from the compacted surface of a skid trail into undisturbed forest soil. The number of water bars installed on a skid trail is contingent upon the trail slope. The steeper the slope, the greater the number of water bars necessary to control runoff on the skid trail. Water bars control the volume and velocity of water that flows down skid trails, intercepting runoff and returning it to its natural place within the landscape where it can be absorbed by undisturbed forest soils. Water bars are a necessary tool for controlling the forces of erosion associated with storm water runoff on skid trails.” (2011 BMP Field Guide). On the following page Figure 7 shows the function and layout of a waterbar and Figure 8 is a picture of a water bar in a skid trail. The general rule for determining where a waterbar should be created is to stand in the middle of the skid trail and look down the center of the trail; wherever your eyes intersect the slope is where a waterbar belongs.



*Diagram of waterbar layout and function*



Waterbar in skid trail

# ***Short Environmental Assessment Form***

## ***Part 1 - Project Information***

### **Instructions for Completing**

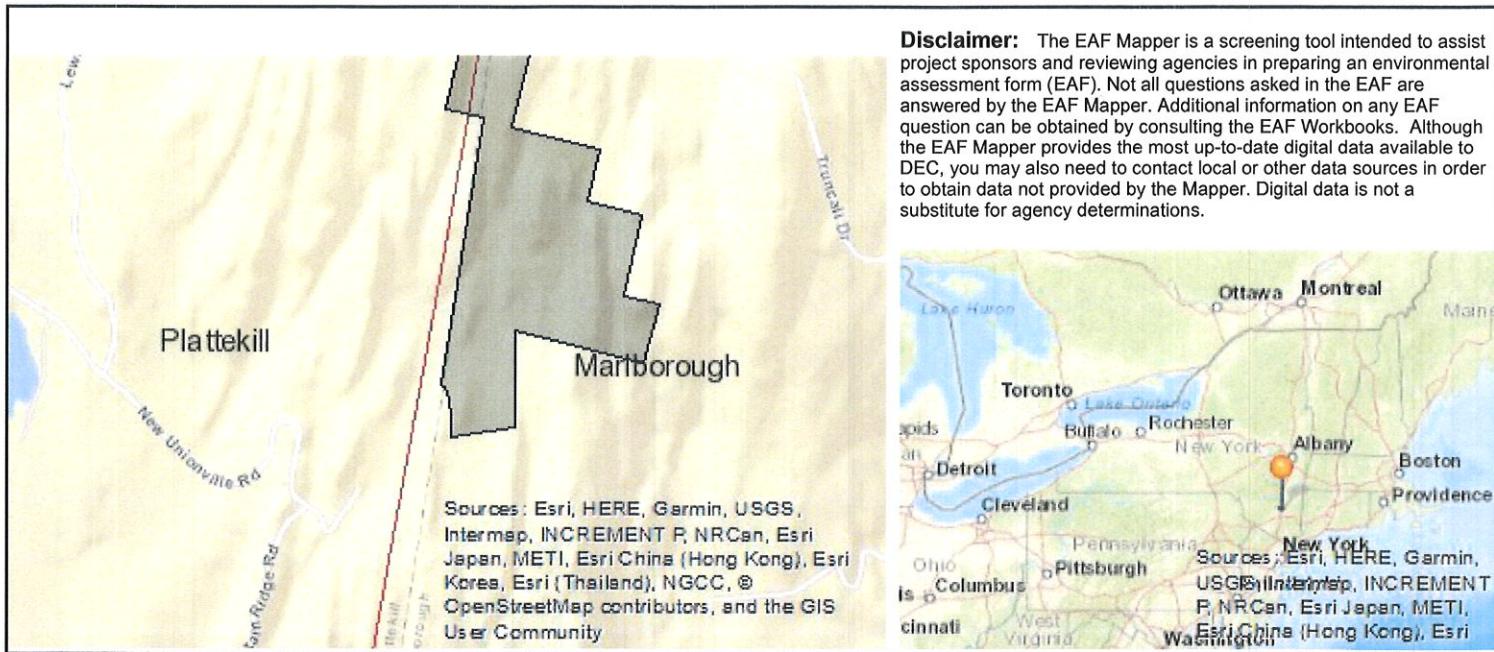
**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 - Project and Sponsor Information</b>			
Name of Action or Project: Affuso/Noto, Purdy and Benecke Timber Sale			
Project Location (describe, and attach a location map): New Unionville Rd, Marlborough, NY			
Brief Description of Proposed Action: Commercial timber harvest to carry out a selection thinning of 58acres of wooded land.			
Name of Applicant or Sponsor: Greene Lumber Co LP		Telephone: 607-760-7595 E-Mail: <a href="mailto:jheller@wagnerlumber.com">jheller@wagnerlumber.com</a>	
Address: 16991 State Highway 23			
City/PO: Davenport		State: NY	Zip Code: 13750
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? <span style="float: right;">NO <input type="checkbox"/> YES <input checked="" type="checkbox"/></span> If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? <span style="float: right;">NO <input type="checkbox"/> YES <input checked="" type="checkbox"/></span> If Yes, list agency(s) name and permit or approval: Town of Marlborough Planning Board, Site Plan for Timber Harvest			
3.a. Total acreage of the site of the proposed action? <u>66.4</u> acres b. Total acreage to be physically disturbed? <u>58</u> acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? <u>0</u> acres			
4. Check all land uses that occur on, adjoining and near the proposed action. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland			

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Are public transportation service(s) available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? b. Is the proposed action located in an archeological sensitive area?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100 year flood plain?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
<b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor name: Greene Lumber Co LP- Jordan Heller, Forester	Date: 3/8/2018	
Signature: _____		



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Greene Lumber Co. LP  
Applicant's Name

**CHECKLIST FOR MAJOR/MINOR SUBDIVISION, SITE PLAN and/or LOT LINE REVISION**

I. The following items shall be submitted for a COMPLETED Planning Board Application Form.

1.  Completed Application
2.  Environmental Assessment Form (*May be obtained from Planning Board*)
3.  Letter of Agent Statement
4.  Application Fee (*Separate check from escrow fee*)
5.  Escrow Fee (*Separate check from application fee*)
6.  Copy of deed
7.  Completed checklist (*Automatic rejection of application without checklist*)
8. N/A Agricultural Data Statement (*if applicable*)
9.  Provide twelve (12) copies of all maps, plans, reports and a PDF computer file on CD of all documentation submitted. Plan sets must be correlated packages.

II. The following checklist items shall be incorporated on the Subdivision Plat, Site Plan, or Lot Line Revision prior to consideration of being placed on the Planning Board Agenda. Non-Submittal of the checklist will result in application rejection.

1.  Name and address of applicant  
*See table containing Tax Map and Owner Information, attached.*
2.  Name and address of owner (*if different*)  
*See table containing Tax Map and Owner Information, attached.*
3.  Subdivision name and location  
*See table containing Tax Map and Owner Information, attached.*
4.  Tax Map Data (*Section-Block-Lot*)  
*See table containing Tax Map and Owner Information, attached.*
5.  Location map at a scale of 1" = 2,000
6. N/A Zoning table showing what is required in the particular zone and what applicant is proposing.
7. N/A Show zoning boundary if any portion of proposed subdivision or site is within or adjacent to a different zone
8.  Date of plat preparation and/or plat revisions
9.  Scale the plat is drawn to (*Max 1" = 100'*)

10. ✓ North Arrow

11. N/A Surveyor's Certification

12. N/A Surveyor's seal and signature

13. See adjoining Landowners Key, attached.  
Name, SBL and acreage of adjoining owners

14. N/A no *wetlands within or surrounding Project area*  
NYSDEC Wetland and 100 foot buffer zone with an appropriate Certification block regarding DEC requirements.

15. N/A Flood plain boundaries

16. N/A Federal Wetland Boundary

17. N/A Metes and bounds of all lots

18. N/A Name and width of adjacent streets, include dedication parcels. The road boundary is to be a minimum of 25 feet from the centerline of the paved street.

19. N/A Show existing or proposed easements (*note restrictions*)

20. N/A Right of way width and Rights of Access and utility placement.

21. N/A Road profile and typical section including existing proposed grades, vertical curve data, utilities, drainage and other improvements.

22. N/A Lot area acreage. For lots under 2 acres, list in square feet & acres.

23. N/A Number of lots including residual lot.

24. N/A Show any existing waterways, wetlands, ponds, lakes, streams, drainage courses within 200 feet of parcel boundaries.

25. N/A A note stating a road maintenance agreement is to be filed in the County Clerk's Office for private roads.

26. N/A Applicable note pertaining to owners review and concurrence.

27. N/A Show any public improvements, i.e. drainage systems, water lines, sewer lines, etc.

28. N/A Show all existing houses, accessory structures, wells and septic systems on and within 200 feet of the parcel to be subdivided.

29. ✓ 2 Foot Contours

30. N/A Indicate any reference to a previous subdivision, i.e., filed map number, data and previous lot number.

31. N/A If a private road, Town Board approval of name required, and notes on the plan that no Town services will be provided and a street sign (per Town specs) is to be furnished and installed.

32. N/A ~~no grading required~~ The amount of grading expected or known to be required to bring the site to readiness.

33. N/A ~~no excavation required~~ Estimated or known cubic yards of material to be excavated.

34. N/A Estimated or known cubic yards of fill required.

35. N/A The amount of grading expected or known to be required to bring the site to readiness.

36. N/A Type and amount of site preparation which falls within the 100 foot buffer strip of wetlands and within the Critical Environmental Area. Please explain in square feet or cubic yards.

37. N/A Amount of site preparation within a 100-year flood plain or any water course on the site. Please explain in square feet or cubic yards.

38. N/A Planning Board approval block 4" x 2"

39. N/A Special district boundaries, agricultural, school, fire, water, sewer, etc.

40. N/A Sight distance of all intersections and driveways.

41. N/A Ridgeline and steep slope notation.

42. N/A Agricultural setbacks.

43. \_\_\_\_\_ After final approval is given by the Planning Board, the Building dept. needs to be contacted for further guidance.

The plat for the proposed subdivision, site plan, or lot line revision has been prepared in accordance with this checklist.

By: Donna Zeller  
Licensed Professional

Stamp

3/8/2018  
Date

## Letter of Agent

I (We), Dominic Affuso am (are) the owner(s) of a parcel of land located on New Unionville Rd. in the Town of Marlborough, Tax Map Designation: Section 108.1 Block 1 Lot 22, 23 and 24

I (We) hereby authorize Greene Lumber Co. LP to act as my (our) agent to represent my (our) interest in applying to the Town of Marlborough Planning Board for a \_\_\_\_\_ Lot Subdivision, Site Plan, or Lot Line Revision Application. (circle one)

Dominic Affuso  
Signature

3/15/18  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

State Of New York}  
County Of Ulster } SS:

On the 15th day of March in the year 2018 before me, the undersigned, a Notary Public in and for said State, personally appeared

Dominic Affuso, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Maryl Kay Dina  
Notary Public

MARLYS KAY DINA
NOTARY PUBLIC, STATE OF NEW YORK
No. 01D16033477
QUALIFIED IN ULSTER COUNTY
MY COMMISSION EXPIRES NOV. 22, 2019

## Letter of Agent

I (We), Girard T Purdy am (are) the owner(s) of a parcel of land located on New Unionville Rd. in the Town of Marlborough. Tax Map Designation: Section 108.1 Block 1 Lot 6.

I (We) hereby authorize Greene Lumber Co LP to act as my (our) agent to represent my (our) interest in applying to the Town of Marlborough Planning Board for a timber permit Subdivision, Site Plan, or Lot Line Revision Application. (circle one)

Girard Purdy  
Signature

3/10/18

Date

Signature

Date

State Of New York}  
County Of Cayuga } SS:

On the 10<sup>th</sup> day of March in the year 2018 before me, the undersigned, a Notary Public in and for said State, personally appeared

GIRARD T PURDY, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

  
Notary Public

CHERYL DEBOIS  
Notary Public-State of New York  
No. 01DE6035627  
Qualified in Cayuga County  
Commission Expires January 3, 2022

## Ethics Code

### TOWN OF MARLBOROUGH NOTICE OF DISCLOSURE OF INTEREST

In accordance with the Town of Marlborough Code of Ethics, Article 13-3 (E) and Public Officers Law § 209, the following disclosure notice ("notice") must be completed and signed by any individual, including any officer or employee of the Town of Marlborough, who has an application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, special use permit, site plan, subdivision, exemption from a plat or official map, license or permit, pursuant to the provisions of the zoning and planning regulations of the Town of Marlborough before any Town of Marlborough Board, Agency or Department ("decision-making authority"), in which a Town officer or employee has an interest in the subject of the application. The purpose of the disclosure notice is to identify and disclose any potential or actual conflict of interest for the Town employee or officer, which may compromise his/her ability to make decisions solely in the public interest. Please refer to the Town of Marlborough Code of Ethics for further information.

Under the Town of Marlborough Code of Ethics an interest is defined as: a participation, connection or involvement of any sort whether direct or indirect, pecuniary or non-pecuniary, personal or professional, which may result in a benefit. For the purposes of the Town of Marlborough Code of Ethics, the "interests" of a Town officer or employee shall be deemed to include the "interest" of:

- A. An immediate family member. Immediate family member is defined as: grand parents, parents, spouse, significant other, children, grand children, brother, sister, dependent, or any household member of a Town officer, Town Board member or employee.
- B. Any person other than a bank, trust company or other lending institution with whom he/she has a substantial debtor-creditor or other financial relationship.
- C. Any person by whom he/she is employed or of which he/she is an officer, director or member having a controlling interest in any business or enterprise in which the Town employee or officer holds stock or has any other profit-bearing or beneficial relationship.
- D. An officer or employee shall also be deemed to have an interest in a matter if he/she or any person described in A through C above is a party to an agreement, expressed or implied, with any applicant before any Board of the Town, whereby he/she may receive any payment or other benefit whether or not for services rendered, dependent or contingent upon the favorable approval of any such application, petition or request by any Town body.

**This notice must be completed and included with the application, petition or request to the appropriate Town of Marlborough Board, Agency or Department.**

I, Greene Lumber Co LP - Jordan Heller, residing at 16991 State Highway 23  
Davenport, NY 13750, make the following statements about interests in the  
real property which is the subject of this application, petition or request for a Site Plan  
for a Commercial Timber Harvest, before the Planning Board  
of The Town of Marlborough.

**PART I:** Except as otherwise set forth in Part II below:

**A. Individuals with an interest in the property.**

1. No individual, having an ownership interest in or has an interest in a contract to purchase the subject property is an officer or employee of the Town of Marlborough, Ulster County, New York.
2. No person having an ownership interest in or has an interest in a contract to purchase the subject property is a relative of any individual who is an officer or employee of the Town of Marlborough, Ulster County, New York.

**B. Corporations or other entities with an interest in the property.**

1. No officer, director, partner, or employee of any corporation, partnership, company, trust, association, or other legal entity, which has an ownership interest in or has an interest in a contract to purchase the subject property is an officer or employee of the Town of Marlborough, Ulster County, New York.
2. No officer, director, partner, or employee of any corporation, partnership, company, trust, association, or other legal entity which has an ownership interest in or has an interest in a contract to purchase the subject property is a relative of any individual who is an officer or employee of the Town of Marlborough, Ulster County, New York.

**C. Stockholder or controlling interest**

1. No person who has a legal or beneficial ownership or control stock of a corporate applicant or is a member of a partnership or association with the applicant for the subject property is an officer or employee of the Town of Marlborough, Ulster County, New York.
2. No person who has a legal or beneficial ownership or control stock of a corporate applicant or is a member of a partnership or association with the applicant for the subject property is a relative of any individual who is an officer or employee of the Town of Marlborough, Ulster County, New York.

**D. Party to an agreement with the applicant**

1. No person is a party to an agreement with an applicant, express or implied, or may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application; petition or request for the subject property is an officer or employee of the Town of Marlborough, Ulster County, New York.
2. No person is a party to an agreement with an applicant, express or implied, or may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application, petition or request for the subject property is a immediate family member of any individual who is an officer or employee of the Town of Marlborough, Ulster County, New York.

## Disclaimer

The applicant is advised that the Town of Marlborough Town Code, which contains the Town's Zoning Regulations, is subject to amendment. Submission of an application to the Planning Board does not grant the applicant any right to continued review under the code's current standards and requirements. It is possible that the applicant will be required to meet changed standards or new code requirements made while the application is pending.

An approval by the Planning Board does not constitute permission, nor grant any right to connect to or use municipal services such as sewer or water. It is the applicant's responsibility to apply for and obtain Town of Marlborough and other agency approvals not within this Board's authority to grant.

**AFTER FINAL APPROVAL IS GIVEN BY THE PLANNING BOARD, THE BUILDING DEPT. MUST BE CONTACTED FOR FURTHER GUIDANCE.**

The Town of Marlborough Town Board sets forth the schedule of fees for applications to the Planning Board. The signing of this application indicates your acknowledgment of responsibility for payment of these fees to the Planning Board for review of this application including, but not limited to, fees for professional services (Planners/Consultants, Engineers, Attorneys,) public hearings and site inspections. Applicant's submissions and re-submissions that are not complete will not be considered by the Planning Board or placed upon its agenda unless all outstanding fees have been paid.

The undersigned applies for subdivision, site plan, or lot line approval as described above under the rules and procedures of the Town of Marlborough, New York as duly authorized by the Town Board of Marlborough, New York.

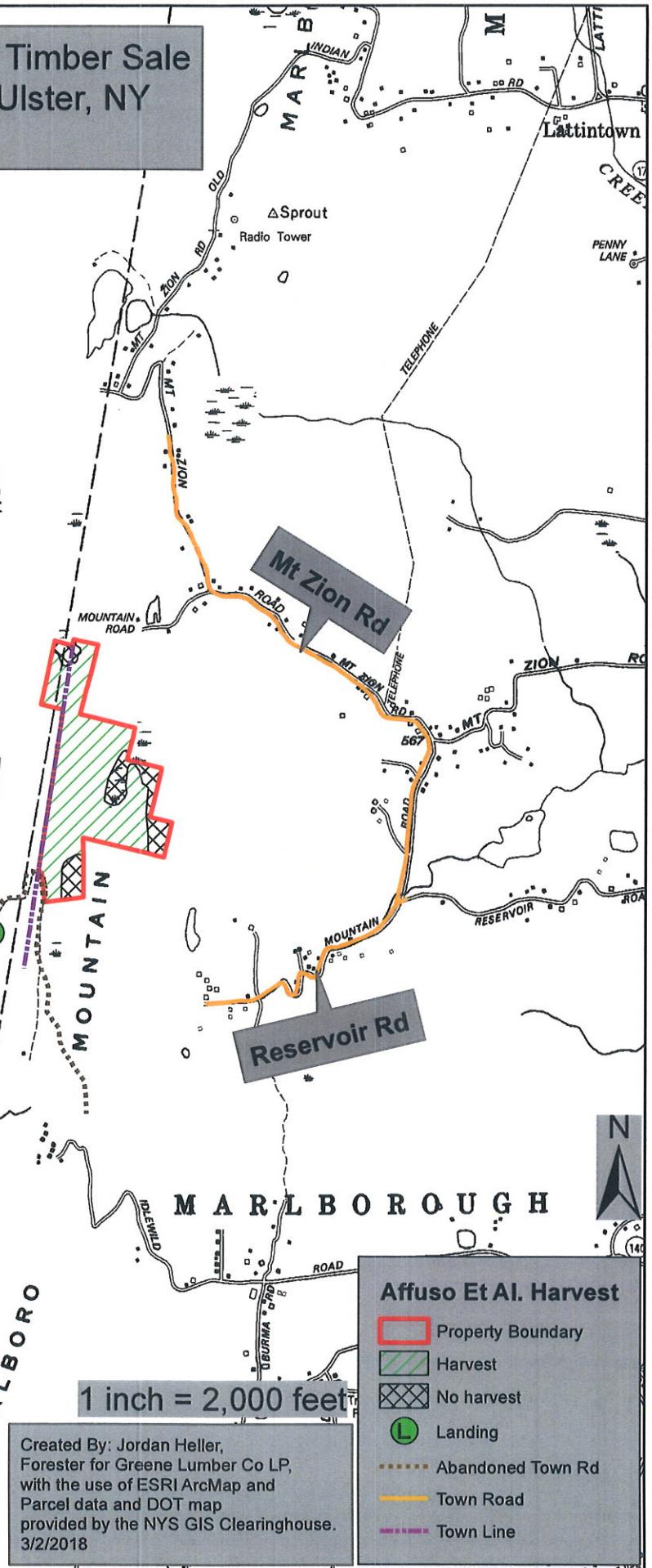
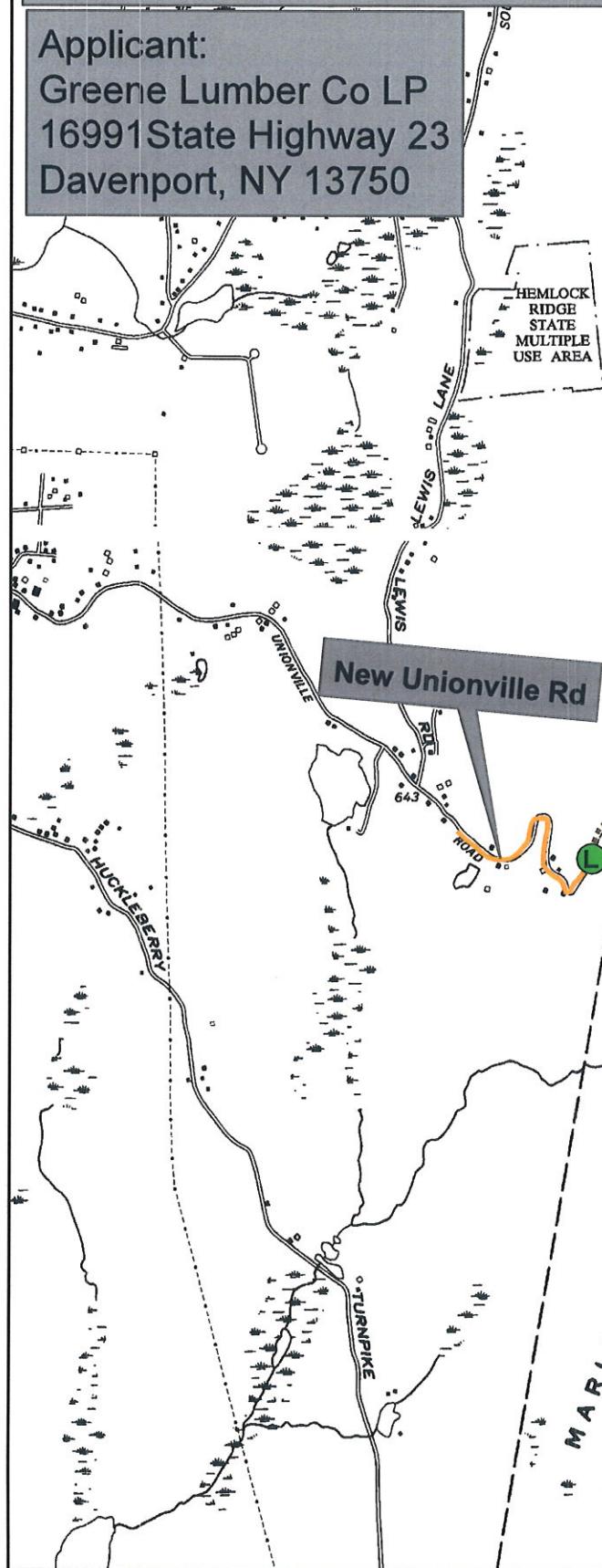
The undersigned also acknowledges receipt of the "Disclaimer" above.

Applicant's Name(Print): Greene Lumber Co LP-Jordan Heller, Forester  
Applicant's Signature: Jordan Heller  
Date: 3/8/2018

***\*\*Application will not be accepted if not signed and filled out completely\*\****

Affuso/Noto, Purdy and Benecke Timber Sale  
Town of Marlborough, County of Ulster, NY  
Location Map

Applicant:  
Greene Lumber Co LP  
16991 State Highway 23  
Davenport, NY 13750



Affuso/Noto, Purdy and Benecke Timber Sale  
Town of Marlborough, County of Ulster, NY  
Harvest Map

Applicant:  
Greene Lumber Co LP  
16991 State Highway 23  
Davenport, NY 13750



New Unionville Rd



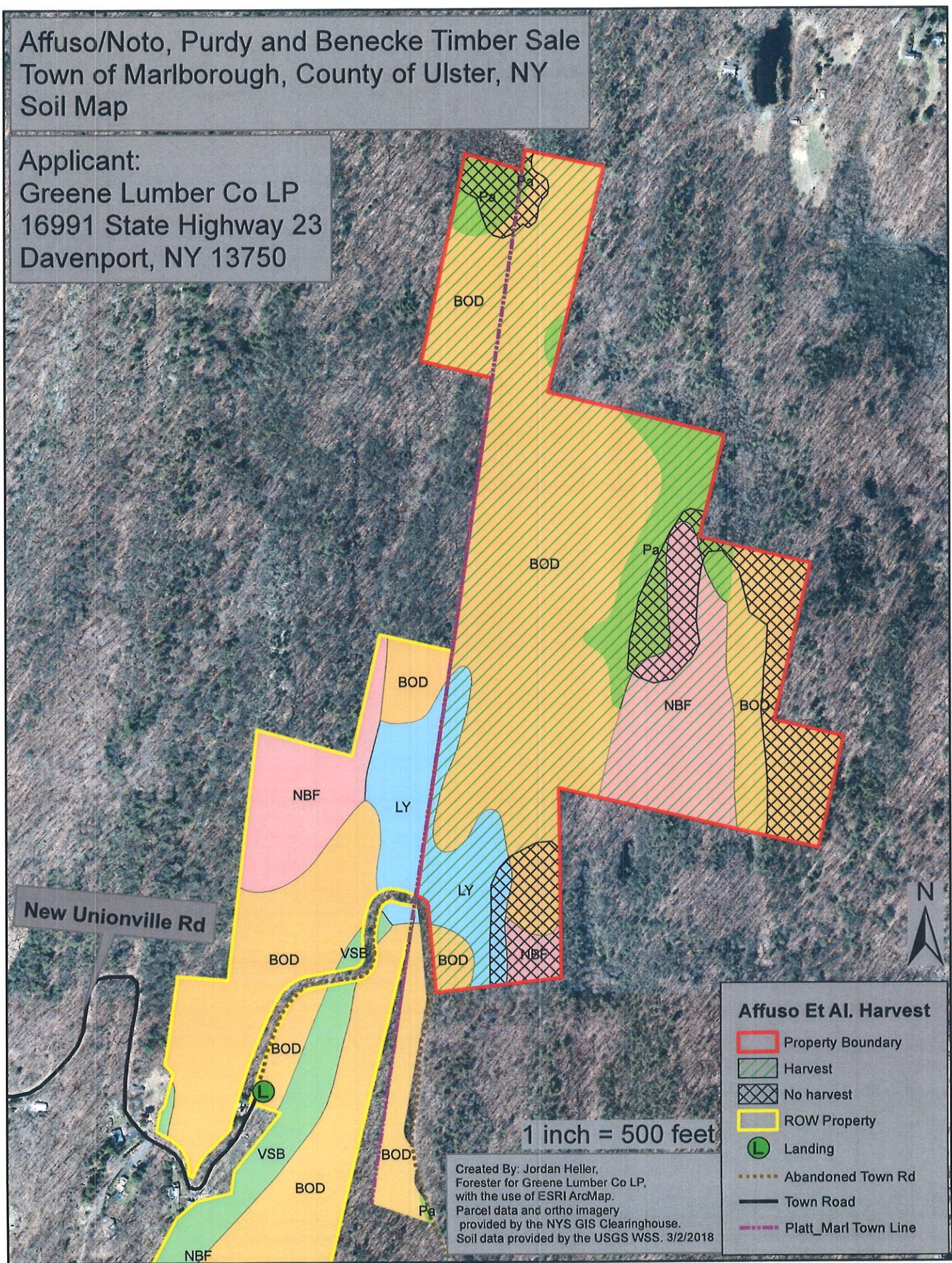
1 inch = 500 feet

Created By: Jordan Heller,  
Forester for Greene Lumber Co LP,  
with the use of ESRI ArcMap.  
Parcel Data and ortho imagery  
provided by the NYS GIS Clearinghouse.  
3/2/2018

Affuso Et Al. Harvest	
Property Boundary	
Harvest	
No harvest	
ROW Property	
Abandoned Town Rd	
Town Road	
Landing	
Town Line	

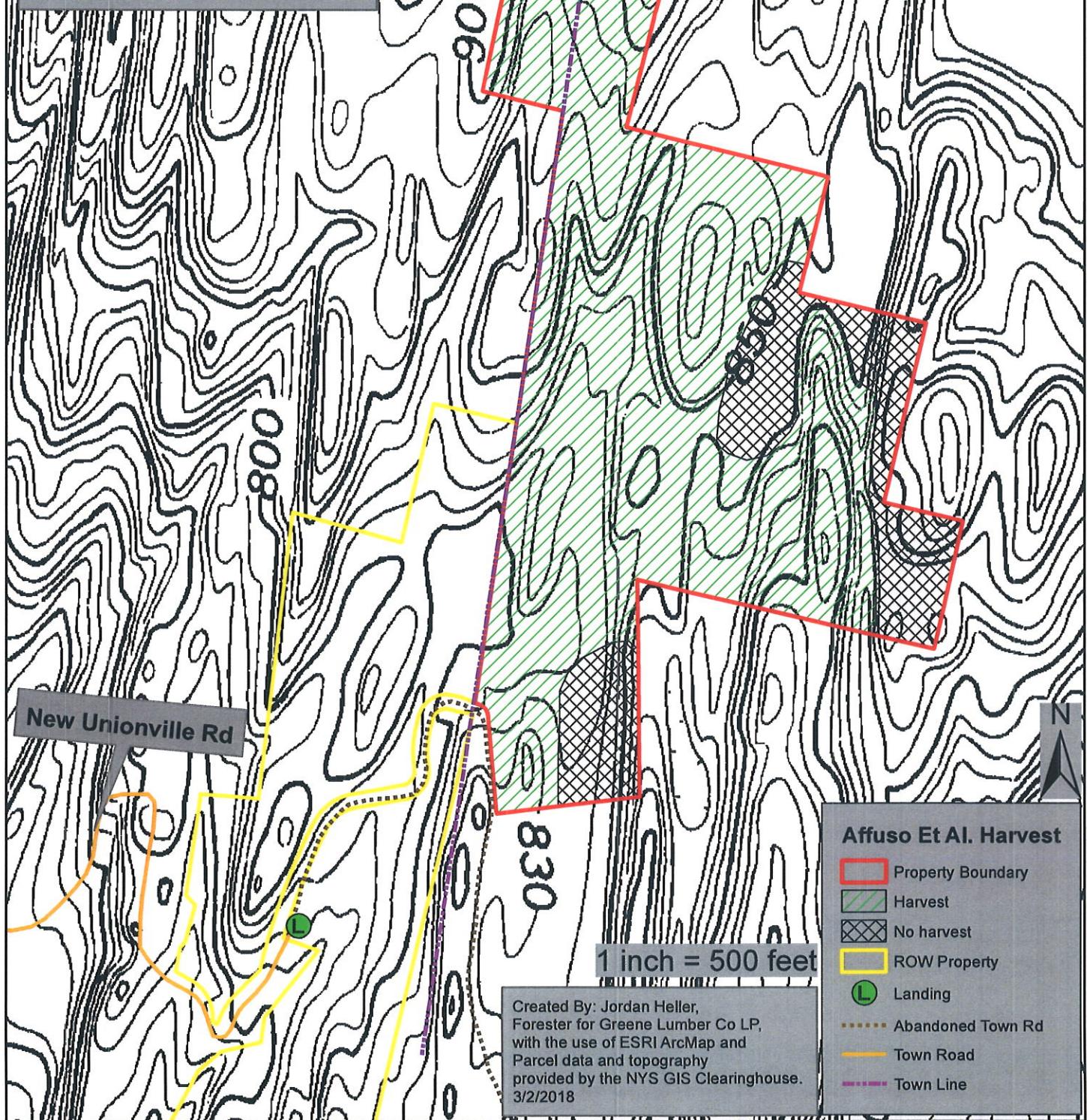
Affuso/Noto, Purdy and Benecke Timber Sale  
Town of Marlborough, County of Ulster, NY  
Soil Map

Applicant:  
Greene Lumber Co LP  
16991 State Highway 23  
Davenport, NY 13750



Affuso/Noto, Purdy and Benecke Timber Sale  
Town of Marlborough, County of Ulster, NY  
Topography Map

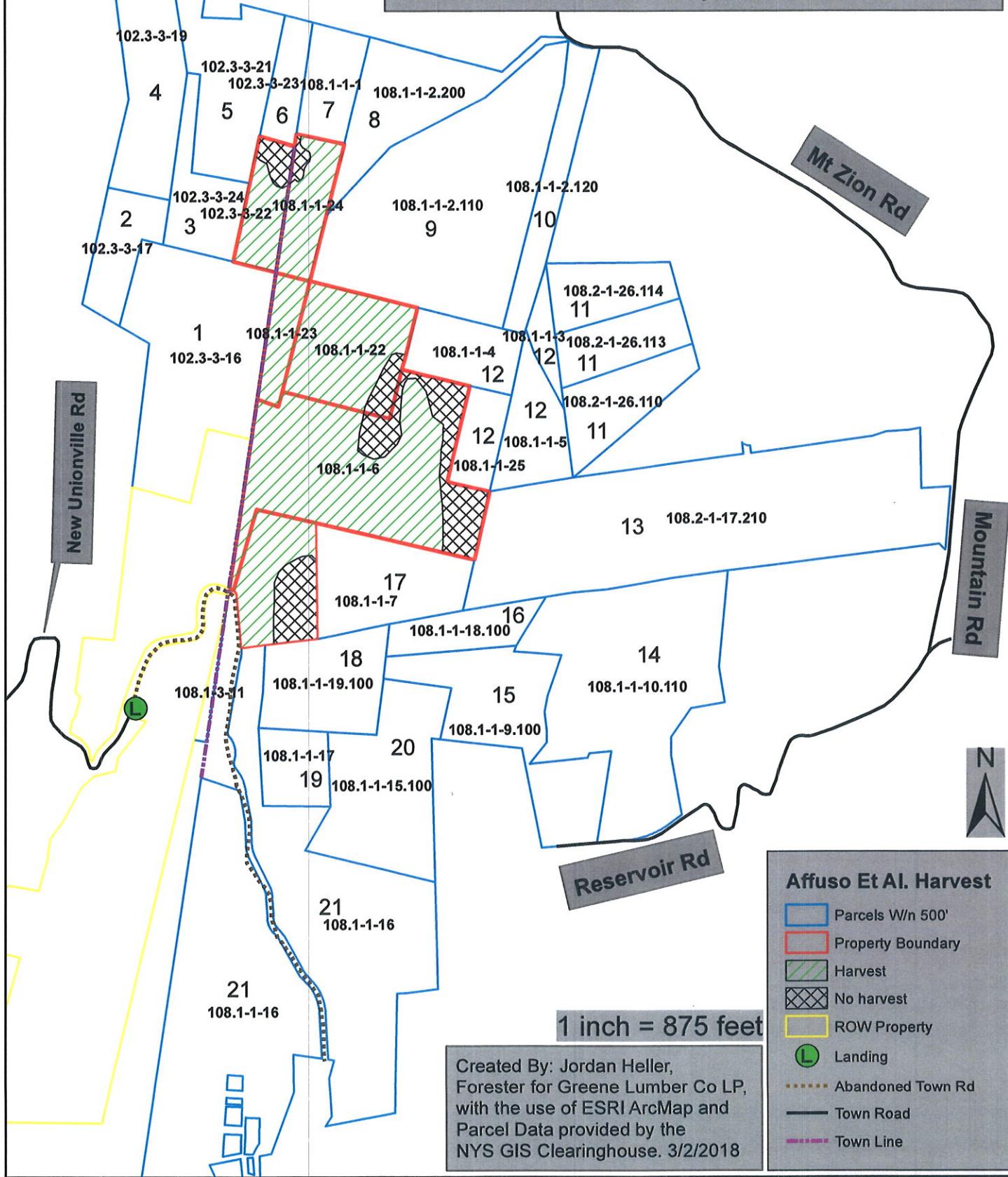
Applicant:  
Greene Lumber Co LP  
16991 State Highway 23  
Davenport, NY 13750



**Adjoining Landowner Key and Parcel Information**

Map Number	Parcel ID	Acres	Landowner	Mailing Address
1	102.3-3-16	24	New York State	PO Box 1800, Kingston, NY 12402
2	102.3-3-17	6.3	Gerard Edge	20 Vescello Rd, New Windsor, NY 12553
3	102.3-3-24	7	Michael Consoli	86 Ridge Rd, Marlborough, NY 12542
4	102.3-3-19	18.2	Geoffrey Dina	192 Mount Zion Rd, Marlborough, NY 12542
5	102.3-3-21	13.5	Marilyn Mahan	18 Gobblers Knob, Marlborough, NY 12542
6	102.3-3-23	3.5	Matthew Mahan	18 Gobblers Knob, Marlborough, NY 12542
7	108.1-1-1	5.8	William Leve	21 Musiker Ave, Randolph, NJ 07869
8	108.1-1-2.200	11.47	Franklin Nicklin	203 Mt Zion Rd, Marlborough, NY 12542
9	108.1-1-2.110	42.2	William Nicklin	3 Rivers Edge, Newburgh, NY 12550
10	108.1-1-2.120	6.6	Robert McKay	195 Mt Zion Rd, Marlborough, NY 12542
11	108.2-1-26.114, 113, 110	21.54	Boneh Zion Realty, LLC	68-01 Main St, Flushing, NY 11367
12	108.1-1-3,4,5,25	19.3	Joel Truncali	10 Wygant Rd, Marlborough, NY 12542
13	108.2-1-17.210	52.4	Douglas Glorie	40 Mountain Rd, Marlborough, NY 12542
14	108.1-1-10.110	34	Ernest Greiner	96 Idlewild Rd, Marlborough, NY 12542
15	108.1-1-9.100	19.1	Alphonso Lanzetta	194 Reservoir Rd, Marlborough, NY 12542
16	108.1-1-18.100	5.1	Brian Kaley	134 Freedom Rd, Pleasant Valley, NY 12569
17	108.1-1-7	13	Sima Weinberger	1848 49th St. Brooklyn, NY 11204
18	108.1-1-19.100	10.8	Timothy Riley	408 Red Top Rd. Highland, NY 12528
19	108.1-1-17	5	William Hennekens	297 Mt Zion Rd, Marlborough, NY 12542
20	108.1-1-15.100	18	Maria David	63 Holmes Rd, Newburgh, NY 12550
21	108.1-1-16	75.4	Mark Greiner	63 Holmes Rd, Newburgh, NY 12550

Affuso/Noto, Purdy and Benecke Timber Sale  
 Town of Marlborough, County of Ulster, NY  
 Adjoining Landowner (500') Map  
 Refer to Landowner Key, Attached



**PART II:** If any of the statements under A through D above is not true, please explain and set forth the name and the relationship to the applicant and subject property of any Town employee or officer involved:

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**PART III:** This completed notice is to be submitted to the Board, Agency or Department that is authorized to review and render a decision on the application, petition or request. Further, the submittal must be made prior to any review of the application, petition or request. This notice shall be made part of that decision-making authority's official record, disclosing the exact nature of the conflict in detail. If there is an actual or potential conflict, the Town officer or employee shall abstain from voting or otherwise acting on the application, petition or request so as to avoid an actual conflict.

**ANY QUESTIONS REGARDING THIS DISCLOSURE NOTICE OR THE CODE OF ETHICS ARE TO BE DIRECTED TO THE TOWN SUPERVISOR AT (845) 795-2220.**

**PLEASE TAKE NOTICE.....A KNOWINGLY FALSE STATEMENT IS PUNISHABLE UNDER N.Y. GEN. MUN. LAW § 809 AS A MISDEMEANOR.**

Signed: 

Date: 3/29/2018

#### **ACKNOWLEDGMENT**

State of New York  
County of: Ulster

On March 29, 2018, before me personally appeared Jordan Heller, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to this instrument and acknowledged to me that [he/she/they] executed the same in [his/her/their] capacity(ies), and that by [his/her/their] signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary



DANIELLE CHERUBINI  
Notary Public, State of New York  
Qualified in Ulster County  
No. 01CH6284534  
Commission Expires June 17, 2021

## Deposits

GREEN SECURELINK CHAIN AND GREEN DIAMOND DISAPPEAR WHEN COPIED. HEAT SENSITIVE RED LOCK DISAPPEARS WHEN HEATED.

**Greene Lumber Co LP**

16991 ST HWY 23  
Davenport, NY 13750  
(607) 278-6101

## Community

 Bank

Cobleskill, New York 12043 311

 EZShield™ Check Fraud  
Protection for Business

PAY TO THE  
ORDER OF

## Town of Marlborough

3/21/2018

Seven Hundred Fifty and 00/100

**\$ \*\*750.00**

5948

Town of Marlborough  
21 Milton Turnpike  
Milton, NY 12547

**DOLLARS**

**MEMO**

### Consultant Escrow Deposit

  
H. W. Lee

**AUTHORIZED SIGNATURE**

059489 0213075591 10745246

## Deposits

Date Given To

Chris

3/29/08

Project Name	File Number	Check Number	Municipal	Escrow	Recreation
Offices/Inn	18203	59490	550.00		

59490

GREEN SECURELINK CHAIN AND GREEN DIAMOND DISAPPEAR WHEN COPIED. HEAT SENSITIVE RED LOCK DISAPPEARS WHEN HEATED

Check Fraud  
Protection for Business

3/21/2018

**Greene Lumber Co LP**  
16991 ST HWY 23  
Davenport, NY 13750  
(607) 278-6101

PAY TO THE  
ORDER OF

Town of Marlborough

Five Hundred Fifty and 00/100\*\*\*\*\*

Town of Marlborough  
21 Milton Turnpike  
Milton, NY 12547

MEMO

Site Plan Review

1059490 10213075591 10745246



AUTHORIZED SIGNATURE

DOLLARS

Security features. Details on back.