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In the Matter of the Application of

DRAGON SPRINGS BUDDHIST, INC.,

for site plan approval

PUBLIC HEARING

BEFORE: TOWN OF DEERPARK PLANNING BOARD

HELD AT: Port Jervis High School
10 Route 209
Port Jervis, New York 12771
April 10, 2019

APPEARANCES:

BAVOSO & PLOTSKY
19 East Main Street
Port Jervis, New York 12771
BY: GLEN A. PLOTSKY, ESQ.

BURKE, MIELE, GOLDEN & NAUGHTON, LLP
40 Matthews Street, Suite 209
P.O. Box 216
Goshen, New York 10924
BY: RICHARD B. GOLDEN, ESQ.
BY: ASHLEY N. TORRE, ESQ.

BOARD MEMBERS PRESENT:
Robert Vicaretti, Chairman
Rob Whitney
Willard Schadt
Craig Wagner
Theresa Santiago

ALSO PRESENT:
Amanda Gorr, Board Secretary
Alfred A. Fusco, Jr., Town Engineer

CHANEL BATTEY
Senior Court Reporter

1 MR. CHAIRMAN: Ladies and
2 gentlemen, it's 7:00. We would like to
3 open up the board meeting. Can we do that
4 by standing at the Pledge of Allegiance,
5 please.

6 (Whereupon, at this time, the
7 Pledge of Allegiance was held.)

8 MR. CHAIRMAN: Tonight I would like
9 to open the meeting up by introducing the
10 Deerpark board members. We have on the
11 far right Theresa Santiago, Craig Wagner,
12 Willard Schadt, Rob Whitney and myself,
13 Robert Vicaretti.

14 Next we have the town engineer,
15 Alfred A. Fusco, Jr. and our town attorney
16 Glen Plotsky from the law firm of Bavoso &
17 Plotsky here in Port Jervis and our
18 Deerpark planning board secretary Amanda
19 Gorr.

20 This is probably one of the biggest
21 public participations we had in any of the
22 Town of Deerpark Board -- rather the Town
23 Board Planning Board or ZBA. Just bear
24 with us while we get things going here.

25 MR. PLOTSKY: Good evening.

1 Welcome.

2 So essentially the way that this
3 hearing is going to work is that we are
4 going to start with the reading of the
5 Notice of Public Hearing. That is what
6 kind of brought us all here today.

7 After the Notice of Public Hearing,
8 we will identify the names of the
9 individuals -- well, actually we will
10 first identify certain written documents
11 that have been received and presented to
12 the Planning Board. They will be
13 identified by number this evening. They
14 will not be read into the record.

15 After the written documentation has
16 been received and this is all
17 documentation that was received either at
18 the last hearing that had to have been
19 aborted because of fire safety concerns in
20 terms of the number of people and the
21 building we were in all through actually
22 this evening. Once those written
23 documents have been identified for the
24 purposes of the record, we will begin
25 hearing from the public.

1 Some ground rules. First of all,
2 the school district has set a time limit.
3 We must be done at ten o'clock. That is
4 for them to be able to do what they need
5 to do to be ready for school tomorrow.

6 In regard to speaking rules, I
7 normally speak much faster than I am right
8 now. I am doing that intentionally. The
9 reason for that is because this lady over
10 to my left with the little funky machine
11 in front of her is a Court Reporter or a
12 Stenographer. She is taking down every
13 word I say. She will take down every word
14 that any one of you say this evening.
15 That is the record from which the Planning
16 Board will make their determinations and
17 from which anybody else who requests a
18 transcript will receive the information
19 that we receive.

20 If you speak, Number 1, you need to
21 have signed in on the public hearing
22 sign-in sheet like this one up at the
23 front when you first came in. If you
24 speak, you should attempt to do so loudly
25 and clearly. When you first speak, you

1 need to identify yourself by name and
2 address. When you give your name, please
3 spell certainly your last name so that we
4 have it for the record.

5 Each speaker will be given three
6 minutes. Now, somewhere up here I have my
7 cellphone. I will not be using it to look
8 at Facebook or Twitter or anything like
9 that, but I do have an ap on my phone that
10 is a timer. It will be set for three
11 minutes. When the timer goes off, you are
12 done. You are done. Three minutes, that
13 is the limit.

14 There is no yielding of time. So
15 if we call your name, you can't say well,
16 I want Joe Smith to have six minutes; not
17 tonight, three minutes per person. I
18 would suggest to you that if somebody else
19 has already identified and spoken about
20 whatever issue your issue is, perhaps you
21 don't speak, but that is completely up to
22 you. You have the right to speak; one
23 turn per person. If you own more than one
24 property, you get one turn. If you are
25 here as an individual property owner and

1 as a member of another entity, you get one
2 turn. There is no more than one turn.

3 After this evening's meeting, there
4 will be a period during which written
5 comments will be taken. So if you are
6 unable to complete your remarks in that
7 first three minutes, you will be able to
8 submit theoretically what you have already
9 said plus anything new in writing to the
10 board.

11 All comments must be directed to
12 the Planning Board. All questions must be
13 directed to the Planning Board.
14 Everything is directed to the Planning
15 Board. You cannot ask questions of other
16 people who have spoken or of the
17 applicant. It's all directed to the
18 Planning Board.

19 That having been said, this hearing
20 is twofold. One part is regarding what
21 has currently already been filed and
22 prepared. That is the Draft Environmental
23 Impact Statement or DEIS. Every question
24 that was posed to the board at an earlier
25 public hearing was referenced in that

1 document. Every question that is asked
2 pertaining to environmental concerns,
3 whatever they may be, must be addressed in
4 the final environmental impact statement.
5 That is part of the reason that we have
6 the Stenographer taking down all of the
7 questions, because we have an
8 obligation -- the applicant and the board
9 together have an obligation to answer
10 every question put to us this evening.

11 You are simply not going to get the
12 answers tonight. You will receive answers
13 to any questions asked. Those answers
14 will be in writing and you will get them
15 at some point in the future. We need
16 everyone to remain seated throughout the
17 course of the proceedings unless you need
18 to leave to use the facility. No standing
19 in the aisles, no waiving of signs, no cat
20 calling or other verbal.

21 Try to the extent you can to stick
22 to your subject, whatever it may be. It
23 should be something about Dragon Springs
24 Buddhist environmental concerns or the
25 general site plan, but try to stick to the

1 topic. Remember, you have three minutes.

2 With that having been said,
3 Mr. Chairman, can you ask the secretary to
4 read the Notice of Hearing.

5 MR. CHAIRMAN: Amanda, will you
6 read the notice of public hearing.

7 MS. GORE: Notice is hereby given
8 of a public hearing to be held by the Town
9 of Deerpark Planning Board, Orange County,
10 New York, pursuant to Article 7 of the
11 Town of Deerpark Zoning Law on the
12 application for a site plan approval. The
13 application affects the following
14 premises:

15 Record Owner: Dragon Springs
16 Buddhist, Inc.

17 Tax Map Designation: Section 31,
18 Block 1, Lot 21.21.

19 Zone Designation: Rural Residential
20 (RR).

21 Description of Application: Draft
22 Environmental Impact Statement (DEIS) &
23 Site Plan.

24 Located at: 140 Galley Hill Road,
25 Cuddebackville, NY 12729.

1 Information on this application is
2 on file with the Town Clerk, Town Hall,
3 420 Route 209, Huguenot, New York. The
4 hearing shall take place at 7:00 o'clock
5 p.m. on the 10th day of April, 2019 at
6 Port Jervis High School Auditorium,
7 located at 10 Route 209, Port Jervis, Town
8 of Deerpark, Orange County, New York or as
9 soon thereafter as practicable. All
10 parties wishing to be heard shall be heard
11 at that time.

12 MR. CHAIRMAN: The public is open.
13 You can ask for the applicant if they have
14 any representative to come to the podium,
15 if they so desire.

16 MR. GOLDEN: Thank you,
17 Mr. Chairman. I don't think that it's
18 necessary to have any preliminary remarks.
19 We have submitted a Draft Environmental
20 Impact Statement as counsel has indicated.
21 Now it's time for the public to go ahead
22 and make their statements as to both the
23 Draft Environmental Impact Statement and
24 general site plan that is before you.

25 Thank you very much.

1 MR. CHAIRMAN: Thank you very much.

2 So at this particular point in
3 time, we will turn the meeting over for
4 the oral portion of the comments.

5 MR. PLOTSKY: The first thing,
6 Mr. Chairman, if possible, I would just
7 like to identify various written documents
8 that we have received since the last
9 meeting.

10 Exhibit 1 is correspondence sent
11 from a Susan Erny, E-R-N-Y. Exhibit 2 is
12 a memo from Burt Thelander,
13 T-H-E-L-A-N-D-E-R. Exhibit 3 is a
14 document from Willingham,
15 W-I-L-L-I-N-G-H-A-M, Engineering. Exhibit
16 4 is a letter from the Village of
17 Otisville from Brian Wona, W-O-N-A.
18 Exhibit 5 is a letter from Martin
19 Wechsler, W-E-C-H-S-L-E-R and David
20 Fanger, F-A-N-G-E-R. That letter is dated
21 February 12, 2019. Exhibit 6 is a letter
22 from John Hayes, president of Friends of
23 the Shawangunks dated February 13, 2009.
24 Exhibit 7 is an e-mail from Ken Porada
25 dated February 13, 2019. Exhibit 8 is an

1 e-mail from Patricia McMahon dated
2 February 13, 2019. Exhibit 9 is a letter
3 from the Deerpark Highway Department but
4 addressed to the planning board chairman.
5 It's from the Deerpark Highway Department,
6 Edward Hughson, highway superintendent
7 dated February 13, 2019. Exhibit 10 is a
8 note signed by Pauline Taylor. Exhibit 11
9 is a set of documents from the Delaware
10 Riverkeeper Network dated April 4, 2019.
11 Exhibit 12 is a document prepared by
12 Ruskin, Moscou & Faltischek, PC. That
13 letter is dated April 4, 2019. Exhibit 13
14 is an e-mail from April 7th from Anne
15 Prather, P-R-A-T-H-E-R. Exhibit 14 is an
16 e-mail from Burton Thelander,
17 T-H-E-L-A-N-D-E-R dated April 7, 2019.
18 Exhibit 15 is an e-mail from Noel
19 Malsberg, N-O-E-L, M-A-L-S-B-E-R-G, dated
20 April 10, 2019. Exhibit 16 is a document
21 from Pauline Taylor, T-A-Y-L-O-R. It
22 appears to be a synopsis. Exhibit 17 is a
23 letter dated April 10, 2019 from Stephen
24 Metts, M-E-T-T-S.

25 That is the written exhibits that

1 have been received to date.

2 (Exhibits 1-17 were marked.)

3 MR. PLOTSKY: The first speaker to
4 have signed in is Angela Lee.

5 MS. LEE: Hi, my name is Angela
6 Lee, L-E-E. I live at 48 Galley Hill
7 Road, Port Jervis, 12771. I made promises
8 for thirty years back in January of 2011.
9 The pharmacy CEO unannounced 31,000
10 customers voted for only 5900 pharmacists.
11 I was one of the top eight of the 5900
12 pharmacists they voted. I tell people I
13 should be Number 1.

14 Truly I should be Number 1, because
15 my store manager cannot understand for
16 people to vote for me until fifteen days
17 later. So I have fifteen days for my
18 customers to vote for me. I am still one
19 of the top eight.

20 When I was working in New Jersey,
21 my boss transferred me to another pharmacy
22 because nobody can handle it. When my
23 customers found out, more than forty of
24 them go by bus and demand him to transfer
25 me back and he did.

1 To my patients, I'm not only a good
2 pharmacist to them. I am also a good
3 friend that they can trust. I care about
4 people and I love them. I will do
5 anything I can to help them.

6 It comes so easy for me that I can
7 do that. That is because I have been
8 practicing Falun Dafa for twenty years
9 that is based at Dragon Springs. Teacher
10 Mr. Lee has been nominated for Nobel Peace
11 Prize.

12 Dragon Springs and Mr. Lee has been
13 well respected through the world more than
14 many other people are respected throughout
15 the world. I thank Falun Dafa because I
16 am seventy years old. I still have good
17 health and happy life thanks to that. And
18 also I care about people too.

19 I would like to say that I trust
20 the decision and project that Dragon
21 Springs has. Because like people trust
22 me, I trust Dragon Springs, because I
23 believe Dragon Springs' every decision
24 they make, they will put the people and
25 community's benefit first. So I am happy

1 with that. Thank you very much.

2 MR. PLOTSKY: Next speaker, Andy
3 Willingham.

4 MR. WILLINGHAM: Good evening. My
5 name is Andy Willingham,
6 W-I-L-L-I-N-G-H-A-M. I am here
7 representing the Basha Kill Area
8 Association. We reviewed the project at
9 DEIS with regard to specific issues;
10 surface water impact, wastewater treatment
11 plant, storm water, emergency access. We
12 have some substantial issues in the
13 environmental aspect that we would like to
14 share. We submitted a detailed letter
15 already to the board.

16 First, the wastewater treatment
17 plant. There is a large wastewater
18 treatment plant. It's a complex system
19 that requires very detailed maintenance
20 and it has complicated features on it.
21 It's going to require a full-time monitor
22 on site that is hired by Dragon Springs
23 and it will be their responsibility to
24 make sure this plant is operated properly.

25 The reason why that is important is

1 because if it doesn't operate properly, we
2 are talking about sewerage and some pretty
3 nasty stuff being discharged directly into
4 the Basha Kill. There is some history of
5 Dragon Springs with discharge permits.
6 They have a storm water permit.

7 Unfortunately, they performed
8 dreadfully on it. They have had violation
9 after violation after violation. The
10 storm water runs-off into the Basha Kill.

11 There are pictures in our report.
12 This is a permit that is relatively easy
13 to fulfill. It's not that complicated.
14 It's pretty rare. Over and over they have
15 violated that permit. I think it shows
16 their ability to follow a discharge
17 permit.

18 Now they are being dealt with a
19 permit that is exponentially hard to
20 follow. The impacts are so much more
21 devastating. Storm water without going
22 too far, essentially the regulations are
23 very complicated. They do not meet them
24 at all. They use these different
25 assumptions that are completely incorrect.

1 They are not meeting storm water
2 regulations. You kind of need to reset
3 and it's a do-over basically.

4 Safety is a big issue here. There
5 is New York State code that requires fire
6 apparatus access to a special building of
7 this size. We are talking about 1100 car
8 parking garage, 900 person auditorium.
9 Fire safety is very important. You need
10 fire apparatus roads going up to the
11 building. You need to be able to pull
12 aside and get the ladder up on the
13 property, all kinds of regulations they do
14 not meet at all. It doesn't come close.

15 I think that needs to be done to
16 the layout. Right now it doesn't meet the
17 code. This a rural town. This is small.
18 It doesn't have the means to fight fires.
19 I am running out of time here.
20 Essentially I think there are some real
21 substantial issues as far as discharge.
22 It's extreme. They have shown a poor
23 history --

24 MR. PLOTSKY: Your time is up.

25 Next speaker is Chris Murray.

1 MR. MURRAY: Good evening. My name
2 is Chris Murray. I am with the law firm
3 of Ruskin, Moscou & Faltischek, PC, 1425
4 RXR Plaza, Uniondale, New York 11556.

5 As noted earlier, we did submit a
6 letter. I will try to be short and
7 precise and summarize some major points.
8 I think one of the larger issues with
9 regard to this development is it does not
10 address the possibility of future
11 problems; whether it's segmentation.

12 The DEIS basically says well there
13 is no facilities near the property. So
14 they don't discuss the possibility of a
15 hotel or restaurant that will come to the
16 community and what the impact of those
17 types of facilities will have. I think
18 this is an improper segmentation.

19 During a previous development in
20 the early 2000s and now with this
21 development, I would be curious if they
22 will come back in a couple years and ask
23 for additional facilities.

24 Also, as mentioned in my letter
25 about prior violations, they seem to build

1 and then come back and ask for permission.
2 There have been a number of situations
3 where they have found violations regarding
4 permits and other regulations. The
5 problem is in these types of developments,
6 one of the ways to mitigate harm is the
7 timing to be open for the public to be
8 there.

9 And unless you are going to have
10 someone there twenty-four hours per day,
11 we have really no assurances that whatever
12 conditions imposed on them will actually
13 be followed. It is this prior history
14 that is relevant in making the
15 determination.

16 Also, I feel that they do not
17 address the impact on the character of the
18 community which is something that should
19 be addressed in the DEIS. This is a
20 primarily rural development in an area
21 with a limited population and limited
22 infrastructure. How will this development
23 impact that community is really a crucial
24 question. It does not really address the
25 DEIS.

1 Finally I just want to mention I
2 know that there had been a prior lawsuit
3 with regard to this property; but as set
4 forth in my letter, even though it's a
5 religious organization, an example is a
6 storm water treatment plan is not part of
7 a religious use and I don't believe it's
8 covered by that as a number of the other
9 structures; parking facilities, performing
10 arts center.

11 Even if these would be found to be
12 covered under the statute, the statute
13 only permits --

14 MR. PLOTSKY: Sorry, sir; time.

15 MR. Murray: Thank you.

16 MR. PLOTSKY: Next speaker, Karen
17 Buttonhoff.

18 MS. BUTTONHOFF: Hi, my name is
19 Karen Buttonhoff. I live in the
20 community. I just heard about this
21 actually this week. So I am here to learn
22 more; but all I would like to say is I
23 have been in this community for
24 twenty-eight years. Most important thing
25 we should all work together to keep our

1 rivers clean and safe for our children and
2 the future of our children.

3 If one group does not abide, it's
4 not fair to taxpayers who have lived here
5 for years who have worked hard to follow
6 the rules to have another group come in --
7 and we accept anyone -- but you must
8 follow the rules of our community and keep
9 our water clean.

10 It took years to clean up the
11 Hudson River and Delaware River. All
12 these rivers, this waste will affect the
13 wells in the future when we have things
14 like this happen.

15 Thank you.

16 MR. PLOTSKY: Eric Silldorff.

17 MR. SILLDORFF: Good evening. I am
18 Dr. Eric Silldorff, restoration director
19 of the Delaware River Network based in
20 Bristol, PA. We have already submitted
21 written comments as noted earlier and on
22 behalf of the Delaware Riverkeeper and the
23 Delaware Riverkeeper Network, I am here
24 tonight to say clearly and without
25 hesitation the proposed Dragon Springs

1 expansion is too big and too risky for the
2 sensitive environmental setting.

3 There will be significant
4 environmental impacts if this proposed
5 expansion moves forward. Some of these
6 impacts are known. Other impacts have not
7 been documented nor accurately described
8 in the application materials and the draft
9 of our impact statement.

10 The Draft Environmental Impact
11 Statement that has been provided is
12 incomplete, inaccurate and fails to
13 characterize the impacts from the proposed
14 development.

15 Based on the information that we
16 secured from the record as well as our own
17 groundskeeping, we know the environmental
18 impacts will be substantial and the Town
19 of Deerpark, State of New York, Basha
20 Kill, Neversink River and the Delaware
21 River will all suffer serious and
22 unacceptable harm.

23 The number of impacts from both
24 expansions really are tremendous.
25 Unfortunately it has not revealed all of

1 the impacts to be expected. So while we
2 know there will be significant harm, we do
3 not know nor can we anticipate the full
4 extent of the harm.

5 For example, the applicant has not
6 mapped all of the wetlands on the site
7 that may be affected by the development.
8 That's misrepresented in an anticipated
9 storm water drought. It has not mapped
10 all streams that will be affected, has not
11 evaluated all endangered species that are
12 likely to be impacted.

13 In addition, some of the
14 environmental issues that are likely to be
15 impacted are particularly grave and likely
16 irreversible. Five acres of forestry will
17 be inundated as a result of the proposed
18 dam disappearing forever.

19 A small trout stream that will
20 receive storm water and wastewater from
21 the proposal will likely no longer support
22 trout. Endangered species that once
23 thrived in the Neversink River will suffer
24 and may be pushed through the stream.

25 It is the position of the Delaware

1 Riverkeeper Network that these
2 environmental losses are not just
3 unacceptable, but would be a violation of
4 the Clean Water Act and New York State
5 regulations.

6 This is the wrong proposal in the
7 wrong place. Even in the most responsible
8 hands, this proposed development is too
9 risky. The Dragon Springs proposed
10 expansion must not be approved. We must
11 not accept the many substantial
12 environment impacts that Dragon Springs'
13 proposed to inflict on our natural
14 resources and our endangers species and
15 community.

16 Thank you very much.

17 MR. PLOTSKY: Than Nguyen.

18 MR. NGUYEN: Hi, my name is Than
19 Nguyen, N-G-U-Y-E-N. I live in 715
20 Prospect Hill Road, Huguenot. Three years
21 ago, my wife and I moved up here. We
22 moved to the area. We just love the
23 environment. We love the community. We
24 really love the fresh air and mountains.

25 But one thing bother me is that

1 there is a lot of empty houses. Why?
2 Because no one can afford living here.
3 Every morning I have to wake up at four
4 o'clock in the morning to drive to work
5 and come home after six o'clock. There is
6 no life.

7 I ask my neighbor -- I ask him is
8 there anything around here that we can do
9 for entertainment or anything. There was
10 nothing. We have got one gas station, one
11 Chinese Wing restaurant, one pizza and one
12 repair shop. There is nothing here.

13 Even when we get here, Middletown
14 and Port Jervis ask us to open a business
15 immediately. A lot of them just like
16 Middletown because of the Dragon Springs.
17 Everything is reborn in Middletown, but
18 Dragon Springs is right here. Why nothing
19 happen here?

20 But after three years now I live
21 here, there are a lot of people. They
22 bought houses just like me. I bought a
23 house and fix it up. The community looks
24 a lot better now.

25 For myself I practice Falun Dafa

1 exercise. So I know how benefit it is and
2 how to behave and be good with my
3 neighbors. One thing I want to say is
4 that we have the best performing arts in
5 the world, world class performing arts
6 school.

7 That's all. Thank you.

8 MR. PLOTSKY: Sally Aber.

9 MS. ABER: Hi, my name is Sally
10 Aber, A-B-E-R. I live in the community.
11 Maybe we like it rural. Maybe we do not
12 want it built-up. They are expanding to
13 increase the impact trail now. What are
14 they going to put in there that we do not
15 know about? And they are. I already
16 called the town supervisor's office.

17 I thought a development was going
18 in, but who knows what's going in now and
19 what that is going to do to the people who
20 live below. It's going to contaminate
21 their wells.

22 That is all that I have to say. We
23 need to keep our town safe and rural. We
24 do not need big shops in Huguenot or
25 anything around here. We like it this

1 way. Thank you.

2 MR. PLOTSKY: Richard Aber.

3 MR. ABER: Hello, my name is
4 Richard Aber, A-B-E-R. My first encounter
5 is when I worked for Dick's Concrete
6 chasing concrete truck. My first
7 encounter of being sent there -- this is I
8 would have to say probably seven years ago
9 -- scared the living hell right out of me.

10 I was met at a gate with an AK47.
11 What is that? This is nothing we need in
12 our community. That's Dragon Springs.
13 What do they need guns for up there, to
14 protect their property. Don't we have
15 cops to protect them here? Why was I met
16 at a gate with an AK47? Were they going
17 to use that on me because I had to go in
18 there and fix a concrete truck?

19 Another thing I would like to note
20 is all that rubble going into the
21 Neversink. Has the Trout Commission known
22 about this yet? Have they been notified
23 about this yet? Because that is going to
24 kill all that trout. They have been
25 putting trout in that brook for years. It

1 brings people to the community to fish
2 there for those things.

3 That is all I got to say.

4 MR. PLOTSKY: Grace Woodard.

5 MS. WOODARD: Good evening. My
6 name is Grace Woodard, W-O-O-D-A-R-D, Two
7 Old Carriage Road, Godeffroy, New York.
8 Pollution, violations, pollution,
9 violations, building without permits,
10 stop-work orders, building without
11 permits, stop-work orders.

12 Dragon Springs is not
13 environmentally friendly to put it mildly;
14 pollution Basha Kill, pollution, limekiln
15 into the Neversink, violation, small
16 fines, violations of two years ago, a
17 teardown in 2018 of a quarter mile long
18 covered walkway which was taken down
19 practically inch by inch.

20 I have seen all of the inspection
21 reports from 2018. I think some of it
22 still exists. The limekiln leaves Guymard
23 Lane and goes down to the Neversink. It
24 has been acquired by my family for the
25 last two hundred years.

1 The Neversink, the Basha Kill right
2 on Galley Hill Road was filled this year
3 -- well 2018 about six times with plumes.
4 They do not take care of the streams.
5 There is no environmental awareness,
6 concern for the neighborhood or the
7 community and the community is part of the
8 environment. I have to say I appeal to
9 everyone on this board that we are members
10 of the community. You represent us.

11 I have been to over eighty percent
12 of the meetings in the last four years,
13 Zoning Board, Town Board Meetings,
14 Planning Board Meetings. There is a great
15 deal of attention curried to small
16 projects with lots of questions, lots of
17 details; but when it comes to the Dragon
18 Springs' issue, there are hardly any --
19 there is very little input. I think
20 things go to the town engineer and things
21 are worked out --

22 MR. PLOTSKY: Time.

23 MS. WOODARD: Thank you very much.

24 MR. PLOTSKY: Bob Majcher.

25 MR. MAJCHER: Hi, my name is Bob

1 Majcher, M-A-J-C-H-E-R. I live at 112
2 Galley Hill Road. My property is from
3 Galley Hill Road down to the Neversink. I
4 am on the Basha Kill. I am the first
5 person that has seen all the mudslides and
6 all of the mud coming down into the Basha
7 Kill for the past eight years.

8 I have documentation, pictures that
9 I would like to submit to the board.
10 These pictures are from 2011 and mostly
11 2018 which all have been reported to the
12 DEC and the DEC just fines and that is it.

13 My question to the board is; how
14 are they going to make a sewer plan work
15 when they can't even do their construction
16 right? My other question is; is this
17 plant built already? If this plant is
18 built, they are under the same criteria
19 for everything else, like a six-story
20 building or that ramp, that walkway that
21 is still torn down and I can still see it
22 for the past six months and it was built
23 without any permission.

24 Thank you.

25 MR. PLOTSKY: Just for purposes of

1 the record, I acknowledge receipt of eight
2 photos that will be marked collectively as
3 Exhibit Number 18.

4 Thank you.

5 (Exhibit 18 was marked.)

6 MR. PLOTSKY: Dusanka Marusic.

7 MS. MARUSIC: Hi, my name is
8 Dusanka Marusic, M-A-R-U-S-I-C. I'm a
9 seasonal resident at 260 Galley Hill Road.
10 My home is zoned rural residential. Let
11 that sink in, rural residential. It's not
12 a city.

13 I have been coming up here for over
14 forty years to our little piece of heaven,
15 quiet, peaceful, bathing in forestry.
16 That is what we do up here. We enjoy the
17 peace and quiet until Dragon Springs moved
18 in. They built a city without supporting
19 infrastructure.

20 I have been coming to a lot of
21 meetings. I have been sending letters. I
22 am sorry. I have not had answers. My
23 question is when my well runs dry, who
24 will pay for my new well?

25 I don't feel safe in the town

1 anymore. When I hear that the fire
2 department hasn't completed it's
3 inspections and that there are buildings
4 that are so high in that complex that we
5 do not have proper equipment to service
6 any major fires, I know fires can spread
7 easily. I do not feel safe being so close
8 to that complex.

9 I expect you folks to do something
10 about it. Expanding even more when they
11 can't control what's going on there now
12 and you can't control what's going on
13 there now.

14 When I go to meetings, I hear that
15 inspections by the town are weekly. How
16 on earth have they been able to build a
17 quarter of a mile walkway? If there have
18 been weekly inspections happening, how on
19 earth can they build an entire story that
20 has no permit?

21 We are either unwilling or unable
22 to control what goes on there and it
23 jeopardizes everyone. We need to get a
24 handle on this. We need to follow the
25 zoning laws, follow the town planning;

1 because I read the town planning, folks,
2 and there is a lot that says about
3 protecting the rural character of this
4 area and granting variances or worrying
5 about getting sued again is not getting
6 the job done. You have to do something
7 about it.

8 Experts come here. Neighbors had
9 to hire lawyers, hire engineers, beg the
10 help of environmental groups to tell us
11 what's going on. We see it with our own
12 eyes. We come to meetings. We tell you
13 about it. Nobody listens to us. So we
14 had to hire experts to confirm our
15 beliefs. That should be your job. It
16 really should.

17 MR. PLOTSKY: Your time is up.

18 Ken Porada.

19 MR. PORADA: Ken Porada,
20 P-O-R-A-D-A, 224 Galley Hill Road,
21 Cuddebackville, New York. My wife and I
22 have lived on Galley Hill Road for over
23 thirty years. I am speaking today in
24 hopes of trying to explain how Dragon
25 Springs' development has negatively

1 affected me, my family, my home, my
2 neighborhood, our way of life in this
3 pristine rural region.

4 We moved out of that shit hole
5 Middletown because we wanted to live
6 someplace where it was quiet. We did not
7 want developments. We put every dollar.
8 We overextended ourselves to buy a house
9 to live there.

10 Dragon Springs has proven to
11 consistently not follow the rules of law.
12 This corporation has snubbed its nose at
13 all of us who have been required to meet
14 town, county and state codes. They have
15 done this more than anyone who has ever
16 come in front of our elected leaders.

17 This facility is not fit nor is
18 suited for the community. It has
19 illegally built within. Increased traffic
20 on a lazy rural road is dangerous,
21 unwanted and not suited to the design of
22 the road line.

23 Galley Hill Road is rural
24 residential and was not constructed for a
25 complex that is expected to host thousands

1 upon thousands of visitors annually.
2 Again, I remind you that Dragon Springs
3 and it's people have abused the Town of
4 Deerpark, its laws, abused the
5 environment, abused our roads.

6 They have abused my neighbors, some
7 who won't even come here anymore. It
8 causes too much stress and anxiety, our
9 friends and my family. We the people have
10 elected you to represent us and uphold the
11 rule of law in our civil society. Do your
12 job.

13 MR. PLOTSKY: Is there a different
14 representative of the Birch Hunting Club?

15 MR. PORADA: You said I was allowed
16 to only speak once.

17 MR. PLOSTKY: That's right. I
18 asked if there was someone different.

19 Next speaker is John Hayes.

20 MR. HAYES: Good evening. My name
21 is John Hayes, H-A-Y-E-S. I live at 352
22 Rock Hill Road in High Falls and I
23 represent the board of directors of
24 Friends of Shawangunks.

25 The mission of FOS is protecting

1 the Shawangunks from adverse environmental
2 impacts. Remember I wrote a letter to the
3 chairman that has been entered as Exhibit
4 6 this evening.

5 Some of the points that I have made
6 have already been pointed out tonight. So
7 I will skip over those; specifically that
8 being treatment of raw sewerage in our
9 Neversink and Basha Kill. That has
10 already been discussed. So I will skip
11 down to my second point.

12 With regard to local roads leading
13 to Dragon Springs, the number of residents
14 and visitors, two thousand per day, will
15 have a devastating impact on these small,
16 narrow lanes. They were never intended to
17 service this type of traffic.

18 It is FOS' contention that the
19 amount of consideration given to the
20 impact of traffic on these roads, not to
21 mention the degradation of air quality
22 from cars, trucks and buses has been
23 insufficient and thus must be denounced in
24 the strongest of terms.

25 Ultimately, it will be the local

1 residents who will have to pay for the
2 inevitable repairs to local roads and the
3 widening that will be necessary to
4 accommodate heavy traffic.

5 Overall, neither the Town of
6 Deerpark nor the Shawangunk Ridge can
7 support the Dragon Springs complex. It is
8 clearly too large a behemoth to exist in
9 this fragile rural setting. This project
10 will change the character of Deerpark.

11 This project taints the character
12 of Deerpark forever. Therefore, Friends
13 of the Shawangunks is opposed to the
14 proposed expansion. I would like to say
15 the same has been said that the price of
16 liberty is in eternal vigilance. So is
17 the price of environmental integrity.

18 Thank you.

19 MR. PLOTSKY: Susan Erny.

20 MS. ERNY: Hello, my name is Susan
21 Erny, E-R-N-Y. I live at 2475 Route 209,
22 Wurtsboro.

23 I would just like to say the
24 magnitude of Dragon Springs development,
25 proposed development is massive. When you

1 consider the context of the resources to
2 be harmed, the project codes will
3 transform former forestry and water sites
4 with over sixty percent steep slopes.

5 Intimate industrial blueprints to
6 towering structures nearly ten percent
7 impervious cover and a large wastewater
8 treatment plant with entire wetland being
9 totally diminished. Irreparably loss for
10 forestry and wetland resources on site
11 demand a failure to demonstrate, a failure
12 to plan the development activities
13 appropriate to this setting.

14 Approving even one of the proposed
15 elements in such a setting would be
16 environmentally risky and would induce
17 significant environmental impacts, even
18 with the most advanced development storm
19 water and wastewater practices and
20 technology.

21 This DEIS is incomplete and fails
22 to represent site conditions or
23 environmental interest. It inaccurately
24 describes the significant environmental
25 impacts that will occur with a proposed

1 development.

2 A full and complete evaluation of
3 the environmental impacts from the
4 proposed development is not possible with
5 the information presented by the applicant
6 thus far. This proposed development and
7 the DEIS will result in significant and
8 substantial adverse environmental effects,
9 particularly those associated with water
10 and wetland and the living resources
11 dependant on these waterways.

12 The Town Planning Board must deny
13 requested approvals for this project.

14 MR. PLOTSKY: Steven Schneider.

15 MR. SCHNEIDER: Good evening. My
16 name is Steven Schneider from Schneider
17 Engineering, One Comac Loop, Ronkonkoma,
18 New York 11779.

19 I represent the Deerpark Rural
20 Alliance group. I have been here before.
21 I have a report that I will give you after
22 my three minutes. I decided because I
23 only have three minutes to work backwards,
24 because the last part was the most
25 important part. It will show you an

1 indication of the type of work that has
2 been done by the group, by the
3 professionals in the group.

4 If you will look at the site plan
5 on Page S-2, they do show separate
6 applications they put in recently, more
7 recently than all the other applications.
8 That site plan shows the way trucks and
9 buses would actually move on to the major
10 access road getting into the facility on
11 the south side of the property.

12 Interestingly it showed the truck
13 tires or bus tires. And guess what? They
14 showed them going into walls. They can't
15 make the turns. It's amazing. I cannot
16 believe I even saw that. That fact gives
17 me indication of the type of work that was
18 done to put this together.

19 If you look at that drawing, you
20 will see all the cars or all the buses
21 were making turns to go from eastbound to
22 westbound wanting to go through the loop
23 like a jug handle. They are going through
24 the walls. Plus of course the width is
25 not wide enough for two buses as well.

1 So I will just mention that of
2 course the traffic study that was done had
3 absolutely no discussion about that loop
4 whatsoever. A traffic impact study showed
5 that that is one of the critical reasons
6 for the traffic impact study. It's
7 supposed to be a safety study.

8 I will read a few things to you.
9 What I want you to understand are the
10 numbers, just the numbers of what they
11 talk about. Many people discussed some of
12 the numbers before.

13 The music hall is anticipated to be
14 the major site generator. It will
15 contribute some twelve-fold increase in
16 traffic to the site, twelve-fold. There
17 will be 2200 daily trips to the site.
18 Right now it's 175.

19 There is a lack of details in all
20 reports, all of the DEIS'. The proposed
21 road improvements are not enough to handle
22 the issues of traffic safety. You have to
23 realize in the area around the property
24 you have got no lighting. You have poor
25 sight distance. The roads are too narrow.

1 The roads are in terrible condition. You
2 physically can't get into the site. The
3 first thing when you look at the property
4 is how do I get to the site. You know
5 what? You can't.

6 These buses are going to the music
7 hall. They are up there. You can't get
8 there.

9 MR. PLOTSKY: Your time is up.

10 I acknowledge receipt of an
11 additional document. It's a report
12 prepared by Schneider Engineering dated
13 February 12, 2019. It looks like there
14 are several reports with several copies.
15 It will be marked Exhibit 19.

16 (Exhibit 19 was marked.)

17 Alex Scilla.

18 MR. SCHILLA: My name is Alex
19 Scilla, S-C-I-L-L-A. I am here with the
20 Mid New York Environmental State Committee
21 in support of the Deerpark Rural Alliance.
22 So I mean everyone that has been up here
23 covered a lot of things.

24 What we have here it's all in the
25 land use, rural land, urban land. We have

1 here a rural land, rural road with wetland
2 with you know endangered species, aquatic
3 species.

4 Why this spot of land is the land
5 that should be built into some industrial
6 commercial center? You do not build an
7 airport -- you do not try to build an
8 airport in a high-rise. Out of all of the
9 spots that could support this in the
10 Tristate area, industrialized coast east,
11 they will all be better cost-wise,
12 safety-wise, compliance-wise, why are we
13 trying to put this on a mountain?

14 Even in the best of cases, even if
15 technically you could make this mitigate
16 any environmental impact, what advantage
17 would it have on this site that it
18 wouldn't have more of an advantage on any
19 other site that will be more suitable.

20 Why? Why is the question? Why is
21 it even being considered? Why is rural
22 land being considered? This is industrial
23 use. This is urban use. It should
24 immediately go to industrial from the
25 start. It should have been designed to be

1 in an area that do support it. That will
2 make sense. We wouldn't be this back and
3 forth where everyone has to come in and
4 try to squeeze it in, get around the
5 corner, put it in. It makes no sense.
6 Thank you.

7 MR. PLOTSKY: Zenon Dolnycky.

8 MR. DOLNYCKY: My name is Zenon
9 Dolnycky, D-O-L-N-Y-C-K-Y. I live at 293
10 Franke Road in Huguenot, New York. I
11 first came to the Town of Deerpark in 2002
12 before any buildings were built on Dragon
13 Springs.

14 I came here as a volunteer to
15 Dragon Springs and had a life-changing
16 experience interacting with nature and
17 helping to build something that throughout
18 history has been something that is
19 actually harmonizing to nature.

20 My understanding concerns that
21 everyone has as I have the same ones. I
22 love rural, residential. My wife would
23 like to move to Middletown. I want to
24 stay. I like the fact that new homes have
25 to have two acres. I like our community

1 the way it is.

2 I moved here in 2015. And ever
3 since living here, I not only volunteer at
4 Dragon Springs, I volunteered at
5 Cuddebackville Fire Department. I fought
6 in a couple fires. Some I will never
7 forget. As a board member of a local real
8 estate company, I am committed to this
9 community. My family is committed to this
10 community.

11 I am very proud to say I brought a
12 life into this community three years ago.
13 My children went to the schools and I have
14 to say my experience, not my opinion, but
15 my life experience with the people of this
16 town up in Dragon Springs mountain and
17 with the people on Dragon Springs
18 mountain, these people are quite similar.
19 They want a lot of the same things.

20 I think over the years particularly
21 members of the board that have been on it
22 for a very long time, you have witnessed a
23 greater, greater effort by Dragon Springs
24 to work with the town and work with the
25 community people. That is something -- I

1 live there. That is something that I have
2 witnessed and it's very hard not to
3 respond to the accusations that have been
4 directed against me and my community.

5 I just want to say that we all care
6 about our community. I care about the
7 rivers. Any experience I have had with
8 the people on Dragon Springs, they care
9 about the environment and community as
10 well.

11 As Falun Dafa practitioners, we
12 have carried a lofty goal and very
13 profound mandate which is no different.
14 It completely harmonizes with the spirit
15 of America, of what America is doing right
16 now in the world every day. We are
17 working with that.

18 It is the pride of Deerpark to have
19 that movement here. And when we travel
20 the world, I talk with people. They are
21 very proud. They would like to come
22 visit. That does not mean we have to kill
23 all the fish in the world. That does not
24 mean we have to destroy the environment.
25 There are ways and we have to be united.

1 It's time.

2 MR. PLOTSKY: Your time is up.

3 Gail Rachlan.

4 MS. RACHLAN: My name is Gail
5 Rachlan, R-A-C-H-L-A-N. My address is 18
6 Westdale Lane, Middletown. I have lived
7 in Deerpark for about three years when I
8 moved here in 2014. I do real estate.

9 Over the last five years, I have
10 sold over three hundred houses in our area
11 in Deerpark, Mount Hope, Middletown and
12 Port Jervis. At least a hundred if not
13 more is in Deerpark, all paying taxes, all
14 part of our group.

15 I teach Falun Dafa currently in
16 Orange County for the senior sisters, for
17 regional offices here. I also became
18 Number 1 in real estate with Keller
19 Williams for the last two years. I did
20 over a hundred transactions each year.

21 We have the Falun Dafa practice
22 moving to our areas which can only enhance
23 the area. We never harm people. We are
24 kind. We are considerate. We practice
25 compassion through patience. We never

1 intentionally impose on other people.
2 It's not part of what we do. We are the
3 largest spiritual practice in the world,
4 bar none.

5 So if you really get to know Dragon
6 Springs and try to understand what they
7 really stand for, I think we can all work
8 together a lot better. Thank you very
9 much. I appreciate it.

10 MR. PLOTSKY: Sal Mink.

11 MR. MINK: My name is Sal Mink,
12 M-I-N-K. I live at 509 Prospect Hill
13 Road. The riverkeeper has spoken to the
14 devastation of Dragon Springs and its
15 rural surroundings of the Basha Kill and
16 Neversink. This alone is enough to give
17 the board grounds for denying the permit.

18 I wish to address a couple of other
19 issues that will impact the quality of
20 life in Deerpark; water infrastructure;
21 one hundred gallons per day of wastewater.

22 Where is that water coming from?
23 That is the amount of water it would take
24 to supply five hundred single-family
25 dwellings. What happens when we have a

1 drought? Dragon Springs has enough money
2 to dig deeper wells. I don't. Do you?

3 The roads, both of the roads that
4 go by Dragon Springs are windy two-lane
5 roads and they both have bridges that
6 cross Neversink or the Basha Kill. If we
7 have buses, forty-two buses and a thousand
8 cars going over those bridges every day,
9 not to mention the four times per week
10 that the septic system will have to be
11 drained, those are pretty big trucks and
12 all of the equipment to build this
13 gigantic facility, I don't see how our
14 infrastructure can support that. I think
15 it would break the town.

16 All I have to say is just say "No."

17 MR. PLOTSKY: Peter Best.

18 MR. BEST: My name is Peter Best,
19 B-E-S-T. I am referring to the postcard
20 that has been circulated here in the
21 audience. On this postcard is a violation
22 that goes back to December 4, 2015, the
23 Environmental Conservation has issued the
24 violation to the engineer at Dragon
25 Springs. Of course copies were to

1 Deerpark as well.

2 On October 30, 2015, Brian from the
3 Environmental Conservation Bureau of
4 Habitat met with the compliance check for
5 environmental conservation law Article 15
6 permit.

7 This permit authorizes the
8 replacement of two bridges carrying both
9 north and south access roads to Dragon
10 Springs over tributaries of the rivers.

11 It says you are directed to
12 immediately stop violating Article 15.
13 This inspection revealed the two
14 bridges -- one that you see on that
15 postcard but both are built the same --
16 they deviate significantly from the plans
17 approved in the permit.

18 In both cases, steel high beams
19 were used for the bridge depth while
20 maintaining the approximate road grade
21 significantly reverses reducing the
22 vertical clearance between the stream and
23 bridge superstructure.

24 It's likely at some point in the
25 future during a high flow event which we

1 see more and more in this day and age, the
2 bridge will not be able to handle volume
3 of water or will become caught with debris
4 resulting in a backup of water erosion and
5 scour of the streambed and the bridge
6 flooding and closure of public roads,
7 potential washout of the bridge
8 completely.

9 This will have a negative effect of
10 course on the health, safety and welfare
11 of the people of the state and natural
12 resources of the state.

13 Thank you.

14 MR. PLOTSKY: Shirley Hu.

15 MS. HU: Good evening. My name is
16 Shirley Hu. I live at 133 Route 209.
17 Three years ago I moved to this beautiful
18 town. I like the sweetness and
19 everything.

20 Actually China put me in a prison
21 and at that time I the Falun Dafa
22 practitioner saved me. Actually I get my
23 spiritual part. This is why I am here
24 today, because I am very appreciative
25 about Dragon Springs. Also I am very

1 appreciative when the prosecutors come,
2 actually American and here by the local
3 people of government except Dragon
4 Springs.

5 I am very appreciative in my heart.
6 I am so sorry to hear about you today. I
7 think you know for the technical part, all
8 the problems can be sought. But the other
9 part is it really save a lot of people.
10 So I hope we can have opportunity to do
11 much better. Thank you. I am sorry for
12 what we bring, the troubles.

13 Thank you very much.

14 MR. PLOTSKY: Peter Wei.

15 MR. WEI: Good evening. My name is
16 Peter Wei, W-E-I. I'm a resident of
17 Deerpark living at 235 Route 209. This
18 area represents our great nation. To me,
19 the very best of America is the well
20 preserved practice in the daily lives of
21 people living here.

22 Day by day I have learned from
23 different individuals in different walks
24 of life. As I return, we want to share
25 our stories, our culture and our facility

1 with everybody. Because other than that,
2 the traditions that we have are mostly the
3 same.

4 Besides family and friends, we also
5 have community events like a festival and
6 the upcoming international family
7 festival. Here so many positive feedback
8 with activities.

9 If not for Dragon Springs, we
10 probably would not have come to this town
11 in the first place. Now we have come. We
12 are happy to be neighbors of the wonderful
13 people here.

14 We appreciate the hospitality of
15 all you people. We understand your
16 feelings because you challenge the land
17 more than anybody else. Let's support our
18 wonderful Dragon Springs. Let's support
19 the friends and family of Dragon Springs.
20 Let's remember that peace will be returned
21 in the same way that it is offered.

22 Thank you.

23 MR. PLOTSKY: Martin Wechsler.

24 MR. WECHSLER: My name Martin
25 Wechsler, W-E-C-H-S-L-E-R. I work

1 professionally in the nonprofit arts field
2 as director of programming for The Joyce
3 Theater in Manhattan for the past
4 twenty-two years and performing arts.

5 I know a lot about theatres. I
6 will limit my remarks to these incredulous
7 aspects in regard to the well expected two
8 thousand daily visitors of Dragon Springs.

9 There is no mention in the plan for
10 a concert hall or anywhere in the DEIS for
11 a cafe or restaurant. Can you imagine
12 having two thousand visitors coming to
13 such a remote location and not have
14 anyplace for them to eat or drink. It's
15 absurd.

16 Dragon Springs has a history of
17 violations and its disregard for building
18 permits. I imagine they will build a cafe
19 and restaurant and will have a
20 significantly negatively environmental
21 impact on waste and traffic. None of
22 which is called for in the DEIS.

23 The theaters where I work, we deal
24 with all sorts of protests. We are also
25 regulated by the fire department to ensure

1 we adhere to fire codes. We would call
2 ambulances to help patrons with health
3 emergencies.

4 I can assure you it will be a
5 significant impact on the town's emergency
6 responders, which is not accounted for in
7 the DEIS. What's shocking to me about the
8 DEIS is that the plans will not support
9 the performances of the world famous Shen
10 Yun Dance company that is based at Dragon
11 Springs.

12 The plans do not have sufficient
13 stage space or technical facilities
14 necessary to support the rehearsals or
15 performances which require large fully
16 equipped theaters.

17 Why Dragon Springs spends millions
18 of dollars to build a concert hall that
19 cannot accommodate performance by its
20 major attractions? I suspect that either
21 the concert hall at Dragon Springs will be
22 substantially larger and have a
23 significantly more harmful impact on the
24 environment than it's indicated in the
25 DEIS or that Dragon Springs intends to

1 build or already has built another larger
2 scale theater that can accommodate
3 performances that is not mentioned in the
4 DEIS from a performing arts perspective.

5 The concert hall component of this
6 proposal does not make any sense. If
7 approved, it's environmental impact will
8 be substantially worse than the DEIS says.
9 Thank you.

10 MR. PLOTSKY: David Fanger.

11 MR. FANGER: Hi, my name is David
12 Fanger, F-A-N-G-E-R. My address is 27 Old
13 Carriage Road, Goddefroy.

14 Thank you for your time. It is
15 very much appreciated. I recognize this
16 is a significant time for you. I think
17 many of the comments tonight are about a
18 lot of issues.

19 I want to be clear. I think you
20 all know clearly this is about whether
21 people are getting along or not. I don't
22 think this is any reflection on religion
23 or religious practices. This is a
24 technical matter.

25 Does this proposal on the

1 environmental impact statement adequately
2 reflect the impact it will have? The
3 problem with that statement is it has vast
4 numbers of inconsistencies, inaccuracies
5 and even conflicting information. I will
6 not go into detail, because we submitted a
7 letter and we have a number of documents
8 submitted as Martin mentioned.

9 Within the plan itself, there are
10 certainly things that are just
11 incredulous, just do not make sense or add
12 up. There is a history of violations. So
13 the impact seems like it's going to be
14 remarkably damaging. It seems like it's
15 up to you to determine that and to make
16 that decision on behalf of the community.

17 If they can present a proposal that
18 meets the rural residential nature of the
19 zoning and that fact had been made, then
20 sure. Go ahead. But short of that you
21 will have an obligation to deny this
22 proposal.

23 Thank you.

24 MR. PLOTSKY: Carol Nielsen.

25 MS. NIELSEN: Hi, my name is Carol

1 Nielsen, N-I-E-L-S-E-N, 64 Neversink
2 Drive.

3 With the past history of Dragon
4 Springs, I cannot believe that compliance
5 on this wastewater plant will be up to
6 standards. My husband is a retiree from
7 the Port Jervis sewerage system.

8 There are several questions he has
9 brought up. Who will license the people
10 to monitor the system? Will it be Dragon
11 Springs' members that have shown through
12 the years they can't follow rules? They
13 make their own.

14 What will happen? We are talking
15 the number of people that have been
16 expressed here tonight. Who will monitor?
17 That is my big question. Who will
18 monitor? The pollution is going to be
19 horrendous.

20 That's about it.

21 MR. PLOTSKY: Guy Hennessy.

22 MR. HENNESSEY: Good evening,
23 ladies and gentlemen, members of the
24 board. My name is Guy Hennessey,
25 H-E-N-N-E-S-S-E-Y. I just wanted to

1 express my own opinion. I am not a public
2 speaker. So I may not speak totally
3 correct.

4 I moved up here from the Town of
5 Blooming Grove. I graduated from
6 Washingtonville High School. When I grew
7 up down there, it was all dairy farmland.
8 Soon dairy farms all closed up and sold
9 their property to development and housing.

10 No more country life. Country life
11 is what I like when I was growing up.
12 That is why I moved up here. I like to
13 hunt and fish and I like the country life.
14 I like to sit out in the yard and listen
15 to the wind and the trees.

16 The magnitude of this community or
17 this operation that is going on with
18 Dragon Springs seems to be getting out of
19 control and it's their comment for such a
20 magnitude that they need a sewerage
21 treatment plan spilling into the Neversink
22 River water, which is one of the best
23 structures we have in New York.

24 I think that is a little bit out of
25 control and a little bit too much to ask.

1 Because I feel it will kill the fish and
2 we will not have any trout to fish for
3 anymore. If they think their sewerage
4 treatment plant is going to be safe enough
5 for sewerage or overflow into the river,
6 they built a reservoir up here by what I
7 understand. So why can't they take their
8 wastewater and put it in the reservoir and
9 drink it.

10 Thank you.

11 MR. PLOTSKY: We will have one more
12 speaker. Then we need to take a break for
13 the Stenographer.

14 Marco Bianco.

15 MR. BIANCO: My name is Marco
16 Bianco, B-I-A-N-C-O. I live at 19
17 Highland Drive, which is in Highland in
18 the middle of Neversink. I just moved out
19 this way about three months ago from Los
20 Angeles with my family. I grew up in
21 Manhattan and I spent my summers up here.

22 I learned about this issue a few
23 days ago. So I didn't have much time to
24 prepare. I moved out here because I could
25 not think of anywhere else in the country

1 to live. It's beautiful. I think the
2 most unique properties of this area is
3 it's so pristine, so close to New York and
4 so undeveloped.

5 I think that is where the
6 opportunity came to me more than anything.
7 I came out here to try to develop some
8 trout fishing. I'm a fisherman in the
9 Neversink and surrounding areas, which is
10 the birth place of fish I think.

11 As a sidenote, I know I intend to
12 bring a lot of topics to this issue.
13 People put me here for this issue aside
14 from the environmental impacts which are
15 undeniable, the idea of a religious
16 community throwing wastewater into one of
17 the most pristine rivers in the world.
18 You talk about -- there is a saying
19 throwing the baby out with the bad water.
20 The baby is Neversink. We will throw it
21 out with the bad water, the sewerage.

22 It's crazy to me. It's just crazy
23 that it is even being considered. It's
24 just crazy. That is all that I have to
25 say. Thank you very much.

1 abandoned houses. There are too many
2 parents that have to get in the car every
3 morning and drive two hours to work. They
4 get home at seven-thirty, spend an hour
5 with the kids before they go to bed.

6 There is a strain. When we don't
7 look at the viable economic activity, it
8 makes a very sufficient amount of that
9 strain. The rural town that we want to
10 keep is not just for ourselves, but our
11 kids.

12 My opinion from what I have seen, I
13 have been invited up to Dragon Springs. I
14 have actually seen with my own eyes.
15 These are some very conscientious people,
16 hardworking people, good-natured people.

17 I think what they are doing up
18 there, I would categorize as a very rural
19 friendly endeavor. They have a college up
20 there. They have a temple up here. I
21 think it's fantastic.

22 The first point that I want to make
23 is that I support that. I have seen it
24 with my own eyes. I think what they are
25 doing is amazing, not just for myself, but

1 for my boys and their family and folks
2 living here afterwards.

3 The second point that I want to
4 make, I think it's important as members to
5 remember our story, what makes this
6 country great. Dragon Springs is a great
7 American story. You have got people who
8 are peaceful meditators. They have been
9 persecuted in their homeland.

10 There are people working up in
11 Dragon Springs whose family members are
12 dead because the Chinese regime killed
13 them. People have tortured themselves.
14 What do they to do? They lash out in
15 violence or lose spirit. They look to
16 America. They got here. They came here
17 with nothing, absolutely nothing.

18 Then less than twelve, thirteen,
19 fourteen years, they have built something
20 out of nothing. It's amazing.

21 MR. PLOTSKY: Your time is up.

22 Sue Entenmann.

23 MS. ENTENMANN: My name is Sue
24 Entenmann, E-N-T-E-N-M-A-N-N. I have
25 heard about this three days ago. I have

1 no problem with the people. We try to
2 support them, but it hurts our community.

3 Now they are taking our wildlife.
4 Yes, it's water. We use the water, but we
5 have eagles from Basha Kill. They eat
6 fish. We have bears. I am sorry. I am
7 on the ill side, but I am raising my
8 grandchildren. I have raised four
9 children.

10 We grew up in this whole area
11 between Otisville and Cuddebackville and
12 all I wanted was to keep going where it's
13 strong. Do not do it in our country. We
14 accepted you. So why push?

15 I want my children and
16 grandchildren to have what I have. I have
17 always been in the country. I was born in
18 Pennsylvania. I appreciate this town.
19 This is how I want to live. I don't want
20 all that. I am not a public speaker. I
21 am just a mother and grandmother. I don't
22 want to see my kids and grandchildren grow
23 unhappy and unclean.

24 Thank you, Everybody.

25 MR. PLOTSKY: Sue Miller.

1 (No response.)

2 MR. PLOTSKY: Sue Miller.

3 (No response.)

4 MR. PLOTSKY: Kayla Barnes.

5 MS. BARNES: Hi, my name is Kayla
6 Barnes. I have lived in this community
7 for about ten years. I work in a hair
8 salon in Cuddebackville. I learned over
9 the years what a great place this truly
10 is.

11 I have also seen Dragon Springs
12 build bigger and bigger. I have seen
13 stop-work orders. I have also seen them
14 continue their work with no regard to this
15 community or the laws or the regulations.
16 I personally have nothing against Dragon
17 Springs at all. I have no reason to.

18 As a practicing municipal, I am
19 taught to love everybody for the most
20 part. What I do have a problem with is
21 the ill regard to following our rules and
22 regulations in this community while the
23 rest of us taxpayers do actually follow
24 them.

25 I have a problem with the impact

1 Dragon Springs has had and will have on
2 this community. Some people may think
3 it's nothing here. We have nothing,
4 whatever. There is more than that here to
5 those who can actually stop and smell the
6 roses for a minute, to those who want more
7 than big city life.

8 There is hunting. There is
9 fishing. There are families here who like
10 the rural environment. I hope to start a
11 family and raise one in this area. I hope
12 when I plan to do so it's safe at that
13 time, not to be a big built-up city like
14 Middletown.

15 I think a lot of us at this point
16 feel sold-out and we are pissed off. I
17 would love to believe we can all live in
18 harmony and peace. I would love to see
19 that. However, their actions have spoken
20 louder than their words.

21 Thank you.

22 MR. PLOTSKY: Jin Pang.

23 MS. PANG: Good evening, Everyone.
24 My name is Jin Pang, P-A-N-G. As a first
25 generation immigrant, I deeply love this

1 country because I experience the greatness
2 and diversity of the country and I learned
3 the rights that actually belong to a
4 citizen, but you would never have those in
5 China.

6 From last year, I have been
7 involved in organizing some events such as
8 the Moon Festival in Deerpark. To put a
9 festival like this it's not easy work.
10 There are many volunteers that spent days
11 and nights to work on the logistics, setup
12 design, site plan, promotions and all of
13 that, but we see how much people love this
14 festival and they really love with a
15 smile. You feel all the hard work paid
16 off.

17 We are now working hard for a
18 festival May 9th through the 13th. We
19 invite all family to come to experience
20 family times for great food, music, dance
21 in the neighborhood to have successful
22 event.

23 We also got support and help from
24 the people in the town, the fire
25 department, the police department and the

1 effort is to make the Town of Deerpark a
2 happier, safer, more diversified and a
3 lovely place to live and to stay.

4 Last but not least, I just want to
5 say I have learned that all of the
6 technical issues with Dragon Springs have
7 been solved. I would like to see Dragon
8 Springs success and opportunity for this
9 area. If we come together, we could go
10 further.

11 Thank you.

12 MR. PLOTSKY: David Gordon.

13 MR. GORDON: Good evening. My name
14 is David Gordon, G-O-R-D-O-N, and I have
15 an opportunity to represent Deerpark Rural
16 Alliance. I will submit something in the
17 coming days. I just wanted to give the
18 board my impression of the situation
19 before the board and what's happening
20 tonight.

21 It's clear from even a cursory look
22 at the plans in this project and this
23 history that the board is looking at a
24 perfect storm of environmental problems.
25 You have a very, very sizable development

1 by a developer who has a very, very long
2 history of environmental noncompliance on
3 nearly every level.

4 In fact, if developed, the project
5 itself is clearly not compliant on
6 multiple levels in a very, very
7 environmentally sensitive place at the
8 Basha Kill and Neversink River under the
9 Shawangunk Ridge.

10 It's this board's job as a matter
11 of this process to take every single
12 critical comment, in particularly take
13 every comment very, very seriously and to
14 insist that the developer rectify
15 everything.

16 You are looking at a history of
17 noncompliance, of a whole series of
18 structures and building and other things
19 that are out of compliance. What they are
20 saying is they are proposing now is as
21 well as new construction.

22 The most important single number
23 coming out all this is in and of itself
24 what leads to the whole project is they
25 are going from water use of thousands of

1 gallons per day. This is in the DEIS.
2 They are going from thirteen thousand
3 gallons per day to eighty-eight thousand
4 gallons per day. That is almost a
5 sevenfold increase in water.

6 Again, I want to emphasize that
7 this is not just water. Everything is
8 being increased immensely; the use the
9 property, traffic, the runoff seven times.
10 In a situation like this, you have to step
11 out of the situation you may have been in
12 before and be the detectives and the cops
13 on behalf of this community to investigate
14 everything.

15 One of the first speakers who came
16 up here, he had a list of engineering
17 noncompliance from the storm water to the
18 sewerage. He had two and a half minutes
19 to try to get it out. You have a
20 responsibility to look at the comments and
21 go through everything.

22 Mr. Schneider came from Long Island
23 to tell you about the traffic issues. You
24 need to go through everything. This is
25 the problem. What we seek from the board

1 right now is a commitment to fully engage
2 in this. The process tonight has been
3 difficult for the community. They were
4 consistently stopped at three minutes no
5 matter what they had to say.

6 MR. PLOTSKY: Your time is up.

7 Loren McCune.

8 MR. McCUNE: Thank you. My name is
9 Loren McCune, M-C-C-U-N-E. We live at 323
10 Neversink Drive in Deerpark. On behalf of
11 the Neversink River going behind our
12 backyard, I came here about ten years ago
13 and I was actually attracted by activities
14 like Dragon Springs.

15 My wife is a choreographer for Shen
16 Yun. I'm a partner in a Unison
17 Enterprises. It's a local building
18 company based in Deerpark. If you drive
19 around Route 209, you will see some new
20 homes that we are building. I have also
21 worked with longtime Deerpark residents to
22 rehab several older homes for resale.

23 I believe that the current plan for
24 the completion of a Dragon Springs campus
25 has been worked on by a number of

1 professional experts. It's a good plan.
2 I believe that it should be approved.
3 It's involved with not only experts
4 employed by Dragon Springs, but also
5 consultation with people from the Town of
6 Deerpark, Orange County and various New
7 York State agencies, in particular the New
8 York State Department of Environmental
9 Conservation has been involved as part of
10 a local request to do so.

11 Therefore, any waste treatment and
12 disposal issues that are implemented will
13 be approved by the DEC that meet New York
14 State requirements. Most of the concerns
15 and criticisms that I have heard seem to
16 fall into two areas.

17 One, mostly what occurred in the
18 past. I know obviously Dragon Springs has
19 developed a new management team. They are
20 very confident consultant groups of
21 engineers and legal experts. I believe
22 this comprehensive site plan is designed
23 to correct problems from the past.

24 Also, some people have raised the
25 issue of whether Dragon Springs is just in

1 general too big for the Town of Deerpark
2 and its infrastructure. I would say that
3 Deerpark has lots of resources and
4 historical sites, but there are some
5 things that are missing.

6 There was a large industrial plant
7 on 209 --

8 MR. PLOTSKY: Your time is up.
9 James Gutekudst.

10 MR. GUTEKUDST: My name is James
11 Gutekudst. I live in the Town of Highland
12 in Sullivan County. I was born in
13 Calicoon on the Delaware River. I was
14 baptized in the Delaware River with the
15 old timers.

16 My family ran the theater around
17 the Delaware River. I ran a supermarket
18 in the Town of Highland along the Delaware
19 River. I currently run a supermarket up
20 in Wurtsboro which is backyard to the
21 Basha Kill.

22 I have also been a town board
23 member for the Town of Highland and deputy
24 supervisor for nine years. Additionally
25 I'm a recent board member for the Delaware

1 River Network.

2 I feel for the planning board up
3 here. I have been in a situation where I
4 was sitting up there and I have had people
5 behind me trying to roast everyone. Your
6 decision body has a very important issue.

7 One of the reasons I came up here,
8 I just wanted to let you know not only
9 citizens of Deerpark are very concerned
10 about this issue, but at a board meeting
11 last night this issue came up and it was
12 in discussion.

13 I think not only Deerpark, but our
14 surrounding counties and towns are looking
15 for this board for its leadership to stop
16 these fakers who are always looking for
17 forgiveness instead of permission. I just
18 want to say there are a lot of people
19 around the Town of Deerpark that support
20 you and your decisionmaking. You have a
21 lot of tools at your disposal to take care
22 of this issue.

23 I hope you do. Thank you.

24 MR. PLOTSKY: Wenjo Wang.

25 MS. WANG: Good evening. My name

1 is Wenjo, W-E-N-J-O, Wang, W-A-N-G. Thank
2 you for giving me the opportunity to speak
3 here. I'm a resident of Deerpark, 95
4 Galley Hill Road, Cuddebackville. Now I
5 live in Middletown. Currently I am a
6 practicing member at the Middletown
7 campus.

8 There has been positive change
9 brought by Dragon Springs' associates in
10 the last eighteen years. I would like to
11 speak in support of the Dragon Springs
12 proposal expansion.

13 Inside Dragon Springs there are two
14 schools; performing arts and college.
15 It's a world class, top notch and
16 musicians. Dragon Springs has performing
17 arts which is internationally known, the
18 best dance and music company.

19 Fifty years ago in China I lost my
20 grandpa who was persecuted to death by a
21 regime. When I grow up, I swore to myself
22 to save people's lives. Now I have an
23 opportunity to teach young generations
24 here who come here. I want to be able to
25 save other lives and human beings who do

1 not conform to the communist and
2 acknowledgment of dictatorship.

3 The Chinese regime has persecutors.
4 Because too popular, almost ten percent of
5 the population practice. According to the
6 Human Rights Commission report each year
7 and your New York State Department of
8 Human Rights report, practitioners are
9 arrested and sentenced. The result is due
10 process, many being tortured, beaten or
11 killed.

12 Many children of practitioners
13 became homeless. With support of the
14 local government and U.S. government,
15 Dragon Springs was able to save some of
16 the people from China. Dragon Springs
17 internationally known performing arts
18 because they are performers
19 internationally known or have been
20 informed there was an ongoing persecution.

21 Every day in China they face this.
22 Many are deeply touched.

23 MR. PLOTSKY: Your time is up.

24 Deborah Lasch.

25 MS. LASCH: Good evening. My name

1 is Deborah, D-E-B-O-R-A-H. My last name
2 is Lasch, L-A-S-C-H. I reside in
3 Huguenot, New York. I didn't come with a
4 prepared speech, but I do want to say I
5 understand you do not have an easy job
6 sitting here.

7 What I do want to say as a resident
8 of the Town of Deerpark starting in
9 Cuddebackville when I was born in 1959, I
10 have been here my whole life. Every time
11 I have done something, I tried to follow
12 rules. I will ask you take into
13 consideration all these environmental
14 impacts of the site plan and what it is
15 going to do to this community.

16 I don't care who is here, what
17 their religious beliefs are. We are all
18 on this earth to work together. I just
19 want them to follow the same rules that I
20 have to follow. I'm a taxpayer. I have
21 been a taxpayer my entire life. I feel I
22 should have some say.

23 We elect town officials and put you
24 into positions to do your job. My concern
25 is the runoff and its impact on potential

1 floods. I live down in what used to be
2 the space area off 209. I flooded twice.

3 There are many homes in this
4 community that have been damaged, flooding
5 and dirty water. Who is going to help us
6 with that water? It's a real concern for
7 a lot of us. I am just asking you to
8 consider everything before you make a
9 decision.

10 Based on what I seen and heard, I
11 think your decision should be "no." Thank
12 you.

13 MR. PLOTSKY: Kent Findley.

14 (No response.)

15 MR. PLOTSKY: Kent Findley.

16 (No response.)

17 MR. PLOTSKY: Dan Smith.

18 (Not response.)

19 MR. PLOTSKY: Dan Smith.

20 (No response.)

21 MR. PLOTSKY: Stephen Metts.

22 MR. METTS: My name is Stephen
23 Metts, S-T-E-P-H-E-N, M-E-T-T-S. I am
24 from Ulster County, Gardiner specifically.
25 I have an exhibit to show the Court

1 tonight.

2 I have two points that I would like
3 to make. The first point is the location
4 of the Bald Eagle Nests and Habitat. I
5 was one of several individuals who
6 monitored two bald eagles nests throughout
7 the duration of the recent Millennium HDD
8 construction near Neversink Drive. During
9 that time, we found two nests. One nest
10 was at .8 miles and one was at 2.7 miles.
11 We found one nest was fully active during
12 2018 breeding season with two, possible
13 three eaglets.

14 This does not correspond to what's
15 in the current DEIS document. In the
16 current DEIS document, we see two known
17 nests in proximity to the project site.
18 The locations are described within one
19 mile of the site. The other one is three
20 miles southwest of the site. That is
21 different from the statement that the DEC
22 gave in the application on May 25, 2016.

23 Here they stated that there were
24 two known nests in close proximity to the
25 site. Because the distance to the nests

1 from the areas of disturbance associated
2 with the wastewater treatment modification
3 is approximately 0.4-1.0 miles, the major
4 concern is noise.

5 I believe these discrepancies are
6 serious and do not inspire confidence.
7 And a lead agency, the Town of Deerpark
8 should be aware of these discrepancies.

9 The second related issue has been
10 the habitat fragmentation that is now
11 occurring in the river's corridor and will
12 be increased and intensified by the
13 proposed action.

14 I have a map that I produced. You
15 should have that. A .5 mile proximity
16 corridor of four thousand acres from the
17 Basha Kill slightly northward of Port
18 Orange Road southward to Neversink Drive.
19 Within this corridor, approximately sixty
20 acres of forested cover less than five
21 meters has been lost since 2001. Two
22 hotspots are responsible for the bulk of
23 the loss, the Millennium Pipeline HDD and
24 the Dragon Springs development.

25 The application before you now

1 proposes to increase and intensify forest
2 cover by at least forty percent, so we are
3 talking about approximately thirty acres
4 of tree clearing is necessary. This is a
5 significant removal of habitat.

6 The planning board should certainly
7 reconsider with no habitat impact
8 assertions made by the applicant in light
9 of both the noted bald eagle nesting
10 discrepancies and actual forest loss data.
11 We do not know where those sites are
12 actually located. It's brand new. It's
13 pretty accurate.

14 I have a couple other points that I
15 put in my letter before you for
16 consideration, but that is what I will
17 leave you with. I advise the board to
18 really take a look at these details as
19 well to make sure. Thank you.

20 MR. PLOTSKY: Bruce Quinn.

21 MR. QUINN: Hi, my name is Bruce
22 Quinn. I live at 248 Guymard Turnpike,
23 Goddefroy, New York which is God's
24 country. I live around the bridge which
25 cars have hit and people got killed.

1 A guy rolled over out of his car
2 and he killed himself. A car was parked
3 in my front yard. My wife calls me at
4 work. She says "there is a car parked in
5 our front yard." The door was open. The
6 cops came by. There was a guy laying dead
7 facedown in the river.

8 I thought something would be done.
9 I'm a contractor by trade. I seen a stamp
10 on the bridge that it was built in 1937.
11 So I figured sooner or later with the
12 thirty, forty Dick's trucks that go by and
13 some of the construction work it would
14 deteriorate or breakdown and someone would
15 have to do something about it.

16 Another guy hit the bridge one day
17 and flipped over a bank onto my yard. My
18 wife door says there is a car. I said
19 where? She said right there. Every
20 snowstorm, every winter I direct -- I pull
21 and I help tractor trailers.

22 Isn't there a weight limit on a
23 road like that? If people could see the
24 condition of the guardrail, they will be
25 literally going a mile an hour. You all

1 know that and I know that. It wouldn't
2 stop a bike. The accidents, the people I
3 help, the buses that come by -- they are
4 good drivers. I have a little driving
5 experience. They are good drivers. We
6 all have to live here. Yes, we all have
7 to live together, but let's all pay
8 attention to the rules.

9 I was a contractor. I got every
10 job inspected that I did. When it wasn't
11 done properly, I would fix it. It's very
12 seldom that happened. I live by
13 reputation not like some people. I can't
14 believe this is even taking place. A
15 little honor and dignity need to be
16 involved.

17 Thank you.

18 MR. PLOTSKY: Liam O'Neill.

19 MR. O'NEILL: Thank you for the
20 opportunity to speak. I will read a
21 couple of --

22 MR. PLOTSKY: State your name.

23 MR. O'NEILL: Liam O'Neill,
24 O-N-E-I-L-L. I live in the Town of
25 Deerpark. I will read four sentences that

1 I found on the 2003 comprehensive plan
2 that is still posted on the Town of
3 Deerpark's website.

4 The Town of Deerpark desires to
5 become a full partner in the development
6 of the Tristate area by working with its
7 neighbors to extend infrastructure and
8 coordinate public services. The Town
9 hopes to attract compatible businesses and
10 industries needed by the Tristate area.
11 It is expected this will help to balance
12 the town tax base, provide new jobs closer
13 to home for Town residents and reduce the
14 need for travel outside of the region.

15 The Town specifically desires to
16 increase tourism as a source of economic
17 development taking advantage of the Town's
18 natural and manmade attractions and
19 resources. It also desires to support and
20 grow agriculture as an industry by
21 encouraging new and specialized farm
22 industries such as the New Hope Equestrian
23 Center and Niche Agricultural Enterprises.

24 I read this because in 2003 the
25 then leaders of the town put forth this as

1 a plan that they envisioned. And fifteen
2 years on, sixteen years on we can applaud
3 Dragon Springs for working towards and
4 achieving many of these.

5 There are a lot of bumps along the
6 way. There are eight hundred or nine
7 hundred acres in both counties. We can
8 see that Deerpark and Dragon Springs are
9 not as far divided as perhaps many of the
10 people expressed here tonight.

11 So with that said, I hope you can
12 take a good, long look at the application
13 and work for the benefit of the town going
14 forward.

15 Thank you.

16 MR. PLOTSKY: John Dorval.

17 MR. DORVAL: Good evening. My name
18 is John Dorval. I live at 278 Neversink
19 Drive, Port Jervis New York. I just came
20 here tonight to voice my opinion and
21 concern.

22 I have been a resident here for
23 probably forty something odd years. I
24 have lived on Myers Road. I have lived on
25 Prospect Hill. I have spent a lot of time

1 in the Neversink River as a kid swimming,
2 fishing, all that kind of stuff. It's a
3 very important resource to us here in this
4 community.

5 Now, you know, Dragon Springs to me
6 has not acted in good faith since they
7 have been here. I mean, violating
8 building codes and so on. You know, not
9 adhering to building permits and such and
10 you know it's just one thing after
11 another. Every project they do, there
12 seems to be an issue and you know this is
13 a really big project, really big impact on
14 the environment and our community on our
15 roads and everything.

16 With the history without them
17 making good on any violations that maybe
18 they are getting everything up to code, I
19 wouldn't even consider moving forward with
20 this project. Then besides that, you know
21 the Town of Deerpark had to go to court
22 and pay court fees and pay lawyers and
23 stuff like that. It's not that they are
24 taking money from the Town of Deerpark.
25 They are taking money from me and my

1 neighbors. That is my money. That is my
2 neighbor's money.

3 That is my concern and that is all
4 that I have to say. Thanks.

5 MR. PLOTSKY: Albert Roman.

6 MR. ROMAN: Hello, Everyone. My
7 name is Albert Roman. I live on Guymard
8 Road. In a nutshell, I feel if Dragon
9 Springs can come in compliance with all of
10 the regulations, they have every right to
11 exist there and build.

12 Two points that I would like to
13 make. The first one sounds a little bit
14 far. So I will bring it back. So stay
15 with me. I want to make a comment on the
16 people applying for permits.

17 Several years ago I lived in China.
18 I worked as a teacher for a year there.
19 It wasn't a long time, just a year, but I
20 saw with my very own eyes the effect of
21 communism. I saw the Chinese people have
22 been terrorized so much they lost their
23 sense of justice and kindness.

24 One evening I was riding my bike
25 home. Everyone seemed to have a bike in

1 China. I came across an old man. He was
2 unconscious in the middle of the street.
3 I didn't know if he was alive or not. I
4 stopped to check on him. He regained
5 consciousness. I helped him to the side
6 of the road where he said he was okay.

7 On my bike ride home, I pondered
8 why so many other cyclists did not stop to
9 check if he was alive. I realized no one
10 wanted to get involved in another person's
11 problems. That experience left a deep
12 impression in me.

13 Communist participants strip
14 Chinese person who dares to stand for
15 what's right in that society. They are
16 acting in a way that is not typical in
17 that setting. Only the bravest most noble
18 people will stand up for what's right.

19 Many Chinese people that live here
20 are those people that they tortured in
21 China. They were tortured, imprisoned and
22 forced to lose their homes and jobs and
23 school before they made it to the U.S.

24 We are your neighbors. We are true
25 patrons. I hope it never happens, but if

1 Americans were to ever collect justice,
2 only the bravest and most noble will stand
3 up. You can count us in. I know this has
4 been a process that requires patience, but
5 I think it's worth working with Dragon
6 Springs.

7 The second item I would like to
8 talk about is the global community. When
9 outside money comes in, it circulates to
10 the global economy. Similarly when people
11 move here, they bring their savings, their
12 treasure and they buy property. As a
13 result, there are fewer foreclosed homes.
14 Those homes are better maintained than the
15 ones that sit foreclosed. Those
16 homeowners pay property taxes which
17 increases the town revenue.

18 Also, these homeowners, they get
19 their cars repaired locally by local car
20 dealerships. They buy materials from
21 local suppliers. I believe Dragon Springs
22 has attracted people to the area which has
23 in turn benefited and will continue to
24 benefit the local community.

25 Thank you.

1 MR. PLOTSKY: Kaishin Yen.

2 MS. YEN: My name is Kaishin,
3 K-A-I-S-H-I-N, Yen, Y-E-N. I live on
4 Galley Hill Road in Cuddebackville. I
5 have been here for twelve years. I am
6 part of the community.

7 In twelve years I just wanted to
8 mention so many people mentioned about
9 environmental impact. I want to say that
10 at the base of it, perhaps people just do
11 not want them to be here. I understand
12 it's something new, but it is here and
13 it's been here at least twelve years. I
14 don't think it's going away.

15 So no matter what anyone says, I
16 don't think we want it to go away. If
17 it's going to stay, it's going to need a
18 wastewater treatment plant. I think a lot
19 of you may not realize that it is a
20 school. There are two schools. There is
21 an academy and college.

22 I teach at the college. I also
23 help out in the academy. I don't want our
24 students to be in a school where septic
25 tank is going to possibly overflow in the

1 school. Any educational institution has
2 the right to have a working system. I
3 think that is something to take into
4 consideration. You would not want your
5 kids going to school to have these issues
6 at all.

7 So another thing I would like to
8 mention is people have been saying that
9 Dragon Springs is going to be dumping
10 water into the river. I don't believe
11 it's going to be quite like that. We can
12 keep an eye on it. I think it has to be
13 done responsibly and I believe it will be.
14 I think the environment -- of course there
15 are concerns for the rivers, but you know
16 the environment is for the people too and
17 people count a little more.

18 Hunters know that. Fishers know
19 that. There needs to be a balance. I
20 think President Trump talks about that
21 too. The environment is important and we
22 will definitely keep that in mind, but
23 people are people.

24 So you know Deerpark is going to be
25 growing in the future whether you like it

1 or not. People move out from New York
2 City to Dragon Springs. You can do a lot
3 worse for a neighbor. Really you can have
4 -- perhaps you could have a factory, have
5 a college where the kids are doing drugs
6 and drinking and big rally in the streets.
7 It's possible. That is not what Dragon
8 Springs is about.

9 I think that this town is designed
10 to be environmentally compatible. So all
11 I could say I think if we live here and we
12 brought a lot to the community --

13 MR. PLOTSKY: Your time is up.

14 James Smith.

15 (No response.)

16 MR. PLOTSKY: James Smith.

17 (No response.)

18 MR. PLOTSKY: James Smith.

19 (No response.)

20 MR. PLOTSKY: Kelli Brink.

21 MS. BRINK: I'm Kelli Brink,
22 K-E-L-L-I, B-R-I-N-K. I want to point out
23 some inconsistencies in their application
24 much like their inconsistencies over the
25 years. One part says construction will be

1 twenty-four months. Another part says
2 less than a year. There is a part where
3 they mark 660 spaces for parking. Another
4 one is a thousand.

5 They have submitted the Delaware
6 River Basin Commission docket as valid.
7 It's expired. I also want to point out
8 they said there was nothing here. They
9 brought so much to the community. They
10 brought nothing to the community. They
11 brought stuff for themselves.

12 Some of us want the actual beauty
13 and want streetlights. We did not want
14 stores. If we wanted to live in the city,
15 we would have lived in the city. Some of
16 use moved to the country because we like
17 it.

18 It was once a nice rural community.
19 It's gradually systematically being
20 destroyed. You can fine them, fine them,
21 keep filing violations. It will not
22 decontaminate the rivers, not bring back
23 species, also not decontaminate people's
24 wells. We don't have public water. We
25 have our wells. When it floods, it

1 contaminated.

2 Thank you.

3 MR. PLOTSKY: Patrick Cavanaugh.

4 MR. CAVANAUGH: Good evening.

5 Patrick Cavanaugh, C-A-V-A-N-A-U-G-H, 258

6 Galley Hill Road in Cuddebackville.

7 Dragon Springs is a very complex
8 organization. It's not just one thing.
9 You have the practitioners who buy homes
10 who practice Falun Dafa. Then you have
11 the organization of Dragon Springs that
12 builds these huge places and pays no
13 attention to our rules and our zoning and
14 building permits and things like that.
15 You can't compare the two.

16 These are nice people as
17 individuals. But it's this organization
18 that pays no attention to any of our
19 concerns. Coming along towards the end
20 most of what I had to say has already been
21 said, but I would like to emphasize
22 because I'm not going over all these
23 points.

24 I still think they are valid and
25 that many people who did not speak tonight

1 feel that way too. You have in front of
2 you a great deal of information. It seems
3 that you can figure out what it's saying
4 and we hope that you will do your due
5 diligence and come up with an intelligent
6 -- whatever that I can't come up with
7 right now. Thank you very much.

8 MR. PLOTSKY: Frank Ketcham.

9 MR. KETCHAM: Frank Ketcham,
10 K-E-T-C-H-A-M. I come to you tonight to
11 speak about liabilities. The buildings
12 that have already been constructed in
13 Dragon Springs, they are in violation of
14 fire codes.

15 There is one item in this revised
16 site plan that addresses that and that is
17 some kind of emergency ramp that doesn't
18 meet code. They are new. It doesn't
19 address fire codes.

20 Deerpark's Rural Alliance filed
21 fire inspections. The town received a
22 letter denying the fire inspections. They
23 weren't allowed in Dragon Springs. Any
24 inspections that have been done have been
25 selected inspections only allowed in

1 certain areas of the buildings.

2 It's crazy to think that the Town
3 of Deerpark has taken on this liability to
4 allow people to be in these buildings that
5 do not meet fire code. Teaching classes
6 in these buildings and having people in
7 these buildings every single day that
8 don't have certificates of occupancy.

9 They have a dam in this revised
10 site plan. They have an approved dam with
11 a road on top, they chose to build a dam
12 tunnel over two hundred yards long this
13 concrete tunnel constructed without the
14 knowledge of the town.

15 I don't know how that happened.
16 The DEC caught on to it. A stop-work
17 order was put in place. This dam tunnel
18 still exists today. Now they have changed
19 it to be called a current roadway. They
20 are going to build a dam in front of it.

21 Now I have in front of me Neversink
22 Basin report from April 7, 2005 for the
23 floods that were wiped out in Myers Road.
24 Myers Road has been in the flood plain for
25 years for I suppose.

1 The flood mitigation plan that has
2 developed in Deerpark that is in place
3 today through FEMA with FEMA insurance is
4 all a concern for this dam that they are
5 about to build up there in Dragon Springs
6 and the dam permit that existed prior has
7 expired.

8 This item should be removed from
9 this revised site plan. I know it is
10 before the DEC as a new application.
11 Otherwise, this dam should be deleted from
12 this revised site plan and it should not
13 occur.

14 Again, fire codes. This is a
15 health safety issue. This is a liability
16 that you folks have undertaken. The Town
17 of Deerpark is going to be liable when
18 volunteer firemen have to go in there and
19 fight a fire and somebody dies. It's
20 going to be on your ass.

21 MR. PLOTSKY: James Smith.

22 MR. SMITH: Good evening. My name
23 is James Smith. I have got to know many
24 of the community here, yourselves and the
25 neighbors in the past year.

1 I am a photographer and I teach
2 art. My experience really came from my
3 passion for nature and enjoyment growing
4 up in Australia where the setting is
5 family holiday camping at the beach or the
6 scouts walking.

7 This was really when I went to
8 travel to Italy, the Tuscan hills and
9 landscape there really taught how man can
10 live within nature and create a very calm
11 setting in this place.

12 Whether it was the vineyards or
13 villas or a hilltop town, this was truly
14 -- this almost felt like this semi-divided
15 environment is picturesque, because the
16 building also embraces proportions of
17 nature's creation.

18 It's almost as they brought it into
19 the architectural plans. I then took a
20 plane from Rome to New York and visited
21 Dragon Springs. I volunteered there.
22 What I saw there was very similar beauty
23 in this setting; lights with the hills and
24 pavilion temples of majestic in that form.

25 Again, the proportions of the

1 design creation that you find in these
2 buildings that I saw, it was translated in
3 another context. Just looking at the site
4 plan of Dragon Springs, I really see that
5 the bigger version of what's being created
6 there does adapt to this beauty.

7 What better a place than a place of
8 teaching moral and virtue and to present
9 the performing arts and a place for
10 people. So I would just like to share a
11 perspective of overall support for the
12 bigger ambition. It hasn't all been
13 smooth out. They went through a learning
14 process. I see market improvement in the
15 plan and professionals that are on-board
16 now to learn those lessons and make
17 improvements in the future.

18 Overall, I truly think what will
19 come of this area and this community and
20 what people will see is truly the beauty
21 of it's refined culture coming to
22 Deerpark. Thank you.

23 MR. PLOTSKY: Stephen Hsu.

24 MR. HSU: My name is Stephen Hsu,
25 S-T-E-P-H-E-N, H-S-U. I live on the

1 trail. You know a lot of this open floor
2 I am basically concerned about the waste
3 imposing in streams. I think a lot of
4 this has been lost. We are talking about
5 stuff that doesn't matter. We are talking
6 about building in an area that is rural.

7 If you want to put a performance
8 center, put it in Port Jervis, put it in a
9 developed area. Some of it has
10 infrastructure. Why would you put it up
11 here? Everyone knows these are small
12 roads. This isn't the area for a thousand
13 cars per day. It just doesn't make any
14 sense.

15 You guys have really do have a job.
16 No matter what happens, there are going to
17 be a lot of people that is unhappy with
18 you guys. You have to think of what's
19 going to be left for most of the people.
20 You will not be happy. You are just going
21 to have to do the best you can. I
22 appreciate that.

23 MR. PLOTSKY: Jon Hoffman.

24 MR. HOFFMAN: Jon Hoffman, J-O-N
25 H-O-F-F-M-A-N. I have been a property

1 owner in Deerpark since 1962. I have
2 retired from the Department of
3 Environmental Protection in New York City.

4 Unlike most people that have come
5 up here, I don't have an opinion for or
6 against. I hope the members of the board,
7 if you do, you put that aside and step
8 back and judge Dragon Springs the same way
9 you would do Harvard, Yale or any other
10 American institution.

11 I rely on your fairness and your
12 knowledge to make the right decision.
13 Thank you.

14 MR. PLOTSKY: Mr. Chairman, at this
15 juncture, we have concluded the list of
16 people who have signed in to speak. I
17 would suggest that it would be appropriate
18 if the board entertain a motion to close
19 the oral portion of this public hearing
20 and to hold the public hearing open for
21 purposes of accepting written comments
22 through May 8th at 7:00 p.m., which would
23 be two meetings of the Planning Board.

24 Is that all right?

25 MR. CHAIRMAN: We will make a

1 motion to close the oral portion of the
2 vote.

3 BOARD MEMBER: I will second.

4 MR. CHAIRMAN: All in favor?

5 BOARD MEMBERS: Yes.

6 MR. CHAIRMAN: I will need a second
7 motion to keep the comment portion open
8 until May 8th, the date of the planning
9 board meeting at 7:00. I will make that
10 motion.

11 BOARD MEMBER: I second.

12 MR. CHAIRMAN: All in favor?

13 BOARD MEMBERS: Yes.

14 MR. PLOTSKY: Mr. Chairman, I want
15 to thank you and also thank the audience
16 for your cooperation and manners.

17 MR. CHAIRMAN: I will entertain a
18 motion to adjourn.

19 BOARD MEMBER: I make a motion to
20 adjourn.

21 ANOTHER BOARD MEMBER: I second.

22 MR. CHAIRMAN: All in favor?

23 BOARD MEMBERS: Yes.

24 MR. CHAIRMAN: A couple people made
25 a comment that we have a job before us

1 that obviously we are facing. We will
2 keep everybody's best interest at heart
3 and we will go make decisions.

4 I want to thank everyone for coming
5 tonight and participating in the public
6 hearing. We look forward to entertaining
7 all written comments that will be
8 forwarded to the board to help us work
9 through this. Thank you.

10 I make a motion to adjourn.

11 BOARD MEMBER: I second.

12 MR. CHAIRMAN: All in favor?

13 BOARD MEMBERS: Yes.

14 MR. CHAIRMAN: Thank you, ladies
15 and gentlemen. Thank you very much.

16 (Whereupon today's proceeding was
17 concluded.)

18 * * *

19 C E R T I F I C A T I O N

20 I hereby certify the foregoing to
21 be a true and correct transcript of the
22 within proceeding to the best of my
23 ability.

24

25

Chanel Battey
Chanel Battey
Senior Court Reporter.

E X H I B I T S

EXHIBIT	DESCRIPTION
1	Letter/Susan Erny/2-11-19
2	Memo/Bert Thelander/2-11-19
3	Report/Willingham Engineering/2-11-19
4	Letter/Village Otisville/2-12-19
5	Letter/Fanger & Wechsler/2-12-19
6	Letter/John Hayes/2-13-19
7	Email/Ken Porada/2-13-19
8	Email/Patricia McMahon/2-13-19
9	Letter/Edward Hughson/2-13-19
10	Note/Pauline Taylor
11	Report/Delaware Riverkeeper/4-4-19
12	Report/Ruskin, Moscou/4-4-19
13	Email/Anne Prather/4-7-19
14	Email/Burton Thelander/4-7-19
15	Email/Noel Malsberg/4-10-19
16	Statement/Pauline Taylor
17	Report/Stephen Metts/4-10-19
18	Eight Photos/Bob Majcher
19	Report/Schneider Engineering
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