

From: Sheppard, Paul T. <psheppard@hhk.com>
Sent: Friday, July 10, 2020 11:50 AM
To: BrianSweeney@middletowndelawarecountyny.org; nelsondelameter@middletowndelawarecountyny.org;
JuliaReischel@middletowndelawarecountyny.org; chrisdabritz@middletowndelawarecountyny.org
Cc: middsuper@catskill.net; Kevin Young <KYoung@youngsommer.com>
Subject: RE: Eminent Domain Public Hearing

To the Town Board:

As a further follow-up to Wednesday's public hearing, I was contacted this morning by Cassandra Palen, who owns property on Isaac Birdsall Lane in the Town of Middletown. Ms. Palen and her husband were identified, during the Town's presentation regarding the proposed taking, as "unwilling sellers." Ms. Palen wants the record corrected: she and her husband were NOT unwilling sellers. They met several times with representatives of the Town and indicated that they were willing to sell a portion of their property, for a fair price, to the Town.

Thus, to whatever extent the Town's rationale for selecting the Moriarty property as the location of this Project was based on the fact that the owners of the alternate locations were "unwilling sellers," that rationale is undermined by Ms. Palen's position.

Please add this email to the record of the public hearing. Thank you.



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From: Sheppard, Paul T.
Sent: Wednesday, July 8, 2020 7:31 PM
To: 'BrianSweeney@middletowndelawarecountyny.org' <BrianSweeney@middletowndelawarecountyny.org>; 'nelsondelameter@middletowndelawarecountyny.org' <nelsondelameter@middletowndelawarecountyny.org>; 'JuliaReischel@middletowndelawarecountyny.org' <JuliaReischel@middletowndelawarecountyny.org>; 'chrisdabritz@middletowndelawarecountyny.org' <chrisdabritz@middletowndelawarecountyny.org>
Cc: 'midsuper@catskill.net' <midsuper@catskill.net>; 'kyoung@youngsommer.com' <kyoung@youngsommer.com>
Subject: RE: Eminent Domain Public Hearing

As a follow-up to my questions at the hearing, please advise:

- When and where notice of the hearing was published
- Where on the Town's website are the Project documents located?

Thank you.



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From: Sheppard, Paul T.
Sent: Wednesday, July 8, 2020 7:05 PM
To: 'BrianSweeney@middletowndelawarecountyny.org' <BrianSweeney@middletowndelawarecountyny.org>; 'nelsondelameter@middletowndelawarecountyny.org' <nelsondelameter@middletowndelawarecountyny.org>; 'JuliaReischel@middletowndelawarecountyny.org' <JuliaReischel@middletowndelawarecountyny.org>; 'chrisdabritz@middletowndelawarecountyny.org' <chrisdabritz@middletowndelawarecountyny.org>
Cc: 'midsuper@catskill.net' <midsuper@catskill.net>; 'kyoung@youngsommer.com' <kyoung@youngsommer.com>
Subject: Eminent Domain Public Hearing

All:

I am re-sending a copy of the attached letter, which we would like included in the record of the July 8, 2020 eminent domain public hearing on the condemnation of the Moriarty property and the WAC conservation easement. Thank you.

At some point during the hearing, it was suggested that the Town is ONLY condemning the WAC conservation easement. That is not consistent with the Notice of Public Hearing, where it is stated that the 21.7 acre parcel ("Fee Parcel") is also being condemned.



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From: Sheppard, Paul T.
Sent: Tuesday, July 7, 2020 10:03 PM
To: 'midsuper@catskill.net' <midsuper@catskill.net>
Cc: 'KYoung@youngsommer.com' <KYoung@youngsommer.com>
Subject: Eminent Domain Public Hearing

Mr. Davis:

Attached please find a statement, submitted on behalf of the Watershed Agricultural Council ("WAC"), which we would like to have included as part of the record of the public hearing scheduled for July 8, 2020, at 6:00 p.m. (via Zoom). We intend to participate in the public hearing and request an opportunity to speak at the hearing.

Your notice of hearing indicates that "a copy of the proposed Project will be made available for public inspection on the Town's website in advance of the public hearing." I visited the Town's website and was not able to locate the referenced documents. Can you provide a link?

Thank you.



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