

## CWC POLICY COMMITTEE

May 3, 2016

### MINUTES

Present: James Eisel, Robert Pelham, Michael Triolo, Alan Rosa, Michael Meyer (NYCDEP), Berndt Leifeld, Tina Mole, Mark McCarthy

Excused: Thomas Snow (NYSDEC), Michael Brandow

Others Present: Tim Cox (CWC), Jim Martin (CWC)

I. Called to Order at 10:29 am

II. Election of Committee Chair

Upon motion of Mark McCarthy and second by Robert Pelham, the Committee unanimously re-elected James Eisel as Committee Chair

III. March, 2016 minutes unanimously approved upon motion of Michael Triolo and second by Robert Pelham

IV. Status of Water Supply Permit Amendment

Tim Cox reviewed the status of the Water Supply Permit amendment to be issued by NYSDEC. Tim explained that the Water Supply Permit allows NYCDEP to purchase vacant property meeting certain criteria. Both the MOA and the permit provide that the only circumstance in which NYCDEP can purchase property with a habitable structure is if it is through a State or federal flood buyout program. Tim continued that the proposed amendment to the Water Supply Permit would allow NYCDEP to purchase property with habitable structures outside of a State or federal flood buyout program. As with other flood buyouts, any structures will be demolished and NYCDEP is allowing a town/village, at their option, to own the flood buyout parcel. Tim stated that since this is arguable a change to the Watershed MOA, both CWT, Delaware County, environmental groups, and others will also sign a side agreement not to challenge the amendment or support anyone else to challenge the amendment. The MOA requires that anyone whose rights are diminished by an amendment has to agree to the amendment.

Tim continued that as part of the discussions of the amendment, both the Coalition of Watershed Towns and Delaware County countered that they would not agree to the amendment without addressing several matters. At present, the remaining issues are for the buyout program whether or not flood buyout properties to be owned by a town would be encumbered by a deed restriction or conservation easement, and the future uses of a flood buyout property and what restrictions, if any, will be in the portion of the property outside of the 100 year floodplain but within the 500 year floodplain. Tim stated the next meeting was scheduled for May 4, 2016 for stakeholders.

IV. At the request of the Executive Director, the Committee entered executive session to discuss employment of a particular person, with James Martin and Tim Cox also attending.

V. Next meeting scheduled for June 7, 2016

VIII. Adjourned at 11:03 am