



**Hillsdale Planning Board
Minutes
September 12, 2011**

Present: Hank Henward, Chairman; Patti Rohrlich; Ellen Levy; Richard Freiman; Bud Gardner; Vivian deGeorges, Secretary

Excused: Deborah Bowen; Mark Barbato

The meeting was called to order at 7:30PM by Mr. Henward in order to go into Executive Session. The purpose of the Executive Session was to discuss pending litigation.

The Executive Session was adjourned at 8:20PM and the Planning Board meeting reopened at that time.

Mr. Freiman made a motion to address this issue on four fronts:

1. To direct our attorneys to file a motion to re-argue the decision which was handed down, specifically the portion of the Ridgeline regulations that we believe was mistakenly interpreted and decided in error.
2. To direct our appellate counsel to seek an extension beyond the 60 day limit given in order to perfect an appeal. We need more time because of the time needed to file the motion to re-argue.
3. If our motion to re-argue is denied, or is allowed and the original decision upheld, we will ask the Town Board for permission/funds to appeal the decision.
4. To marshal resources to have the portion of the Ridgeline Law which has been attacked successfully redrafted and in conjunction, a land-use attorney should be consulted during that process as to how to achieve our goals and still be able to withstand the scrutiny of the court.

Mr. Henward seconded the motion. The vote was all ayes.

Mr. Gardner made a motion to adjourn and Mr. Freiman seconded. The meeting was adjourned by Mr. Henward at 8:22PM.

The next Planning Board meeting will be on Monday, October 17th. This is the third Monday and not the usual second Monday due to Columbus Day.