



TOWN OF AMENIA  
TOWN BOARD

4988 Route 22, AMENIA, NY 12501  
(845) 373-8860 [www.ameniany.gov](http://www.ameniany.gov)

**RESOLUTION No. 56 of 2022**

**RE: RESOLUTION APPROVING FORM OF PERFORMANCE BOND FOR LOWER HUDSON FORESTRY SERVICES, LLC FOR SELECTIVE TIMBER HARVESTING ON DEEP HOLLOW ROAD**

**WHEREAS**, Deep Hollow Game Preserve, LLC is the owner of approximately 364.68 acres of land located at 253 Deep Hollow Road (SBL #7065-00-596985) in Amenia, New York (the "Property"); and

**WHEREAS**, Lower Hudson Forestry Services, LLC (the "Applicant") has been authorized by the Property owner to manage the selective timber harvesting of a total of 881 trees on approximately 25 acres of the Property (the "Project"); and

**WHEREAS**, the proposed Project is located in the Rural Agricultural (RA) Zoning District and Upland Aquifer Overlay District. Portions of the Property, not including the lands involved in the Project, are situated in the Stream Corridor Overlay and the Scenic Protection Overlay; and

**WHEREAS**, pursuant to Section 121-47 of the Town of Amenia Zoning Law (the "Zoning Law"), site plan approval is required for timber harvesting; and

**WHEREAS**, pursuant to Article IX of the Zoning Law, on or around April 11, 2022, the Applicant submitted an application to the Planning Board seeking site approval for the Project; and

**WHEREAS**, the Town of Amenia Planning Board, by Resolution No. 8 of 2022 dated June 22, 2022, granted site plan approval to the Applicant; and

**WHEREAS**, the approval was conditioned upon the Applicant providing a financial guarantee in the amount of \$10,000.00 to ensure the proper erosion control, stormwater management, reforestation maintenance and protection of roads on and off the Property from damage relating to the timber harvest, stormwater or trucking; and

**WHEREAS**, the Applicant has submitted a draft performance bond for review and approval by Town Board of the Town of Amenia and the Attorney to the Town of Amenia; and

**WHEREAS**, the draft performance bond has been reviewed and approved by the Attorney to the Planning Board; and

**WHEREAS**, the draft performance bond has been reviewed and approved by the Town Engineer; and

**WHEREAS**, the draft performance bond has been reviewed and approved by the Attorney to the Town; and

**WHEREAS**, the draft performance bond has been reviewed and approved by the Town Board.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. The recitations set forth above are incorporated in this Resolution as if fully set forth and adopted herein.
2. That the Town Board of the Town of Amenia, upon review and due consideration, hereby approves the form of the annexed performance bond in the amount of \$10,000.00 and such approval shall be conditioned upon:
  1. Final review and approval of all necessary exhibits to the performance bond by the Attorney to the Town;
  2. The addition of any necessary information which is currently not inserted therein;
  3. Making of any minor revisions to the performance bond to effectuate the purpose and intent of the bond and this Resolution; and
  4. The approval of the Town of Amenia and Town of Washington Highway Superintendents.
3. That this Resolution shall take effect immediately.

Motioned By: Gutierrez  
Seconded By: Perotti

The foregoing resolution was voted upon with all councilwomen/councilmen voting as follows:

Supervisor Perotti	Aye
Councilwoman Doyle	Aye
Councilman Gutierrez	Aye
Councilman Blackman	Absent
Councilman Rebillard	Aye

Dated: Amenia, New York  
August 4, 2022

  
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DAWN MARIE KLINGNER, TOWN CLERK