

On Nov. 6, 2009 I once again reviewed the Planning Board File in regard to this project. I attended Master Plan & Zoning workshops, meetings, and Hearings. I have attended nearly all Fairview Fire District Meetings over the last two years and numerous other meetings involving attempts to resolve the various issues the Fairview Fire District faces. I have been in close contact with the Fairview Fire District Chief over an extended period.

Tonight my comments will address:

the Oct. 9, 2009 letter to Chairman Weisman from Jon P. Dahlgren of Tim Miller Associates, the applicants consultant, most specifically as those comments pertain to Community Services and the Fairview Fire District

AND, the Kearney Realty and Development Groups mailer received by residents on or about November 9, 2009 claiming “The Truth About Pendell Commons” which is far from what Kearney portrays it to be.

Mr. Dahlgren’s of Oct. 9 very aptly points to the Towns Master Plan as the basis for the need for the applicant’s project while also very aptly overlooking other aspects of the Master Plan.

Kearney Realty and Dev. Groups Nov. 9 mailer states as part of their version of the TRUTH that the tenants in their project will be and I quote:

“the families of the administrative assistant or the PROFESSIONAL FIREFIGHTER.”[End Quote]

Kearney’s so called TRUTH mailer also states: [Quote]

“What’s more, the future tenants of Pendell Commons probably already live nearby in the Town of Poughkeepsie” [End Quote]

Mr. Kearney, many members of this community including myself are thoroughly disgusted with your attempts to utilize our dedicated professional firefighters to spin your version of the TRUTH. Obviously you don’t know the TRUTH because in your Poughkeepsie Journal Valley View of yesterday - you used the term JUNIOR firefighters and none of us know what those are.

Kearney’s Letter dated Oct. 9 to the Planning Board explaining the tenant selection process notes prospective tenants must be at or below 60% of the Dutchess County median income - and then outlines those 60% limits for families of up to 2 - 5 persons with the highest being \$53,000.

Dahlgren’s of Oct. 9, says that “Mr. Kearney understands the plight of the Fairview” Fire District. Nothing could be further from the TRUTH. No Professional Fairview, Arlington or City of Poughkeepsie Firefighter’s income is at or below the 60% limits outlined in Kearney’s of the same date. Where are all your professional firefighters or JUNIOR Firefighters who

probably already live nearby and will meet your tenant requirements? We don't have any!

No Representative of the applicant, or the applicant himself, has met with the Fairview Fire District since the very early-on conceptual stages of this project when Kearney offered the \$50,000 donation BAIT. No Representative of the applicant, or the applicant himself, has met with Fairview FD since the August 20, 2009 public hearing to address concerns of the Chief and/or district residents at that hearing.

The applicants EAF still reads that there will be an impact on Community Services but those services can meet that Demand evidently based on Kearney's one time donation of \$50,000. Once Again this far from the TRUTH.

Furthermore, Dahlgren's of Oct. 9 - states emphatically - The current burden on taxpayers is due [to] the number of tax-exempt parcels and that Kearney's Pendell project is not tax-exempt. Yes Kearney, it is not tax-exempt now but what guarantees do we have it will remain so. When your Red Hook Commons project is now WHOLLY TAX-Exempt. Where is the legal documentation, such as a deed covenant that runs with the land, guaranteeing the project's parcels will remain fully taxable.

Clearly, neither Kearney nor this Board understand the plight of the Fairview Fire District based on their lack of understanding of the operations of the district including, but not limited to, staffing, overlapping and multiple incidents, the volume of calls and the life safety issues related to those incidents. Kearney does not understand the plight of the District but rather spins his so called understanding to meet his so called version of the TRUTH to meet his selfish purposes.

It's time for this Board, the Town Board, and the applicant to put PUBLIC LIFE SAFETY FIRST.

I can pity this board and the residents of our community for the Master Plan and Zoning they have to work with especially when at the Aug. 20 public hearing, I hear our 4th Ward Council Michael Cifone say it was never thought to rezone the Dyson/165 Smith Street LLC Parcels on which this project is proposed to be built, during the Master Plan Process because it was thought no one would ever build on them because they were so WET.

This is **EXTREMELY POOR PLANNING** at best. Perhaps we all should look at what the taxpayers overpaid the Master Plan and Zoning Consultants and our Councilman FOR at the time of the creation and passage of the new Master Plan and Zoning OR perhaps we should be investigating the real reason it was not rezoned?

This Board cannot continue to approve INDIVIDUAL projects with high life safety issues (or any projects for that matter) without looking at the **BIG** picture, including cumulative impacts, affecting PUBLIC COMMUNITY LIFE SAFETY ISSUES. This Board has compounded the issues facing FAIRVIEW TIME AFTER TIME, AFTER TIME. **Its TIME to put PUBLIC LIFE SAFETY FIRST.**

This Boards lack of prudent decisions **MUST** not continue. This Board and Mr. Kearney's **TOTAL** disregard for Public Life Safety is cause for **ALARM**. A Tragedy in waiting.

Mr. Kearney we are not NIMBYs - Not in my back yard.

We are NIYBP's - Not in your back pocket - We are a community of residents who know the **TRUTH** of our own volition and do not need to be told it with your one sided rhetoric. We are capable of determining the truth for ourselves based on what we know **NOT** on what you and your consultants want to feed us and this Board. We are a community of residents concerned about the character and quality of life in our community.

Most Importantly, We are a community of residents that insists you and this Board put **public life safety first - the same life safety issues which will be a part of the lives of your future tenants.**

Don't wait till it's too late. When what could have been a preventable, becomes a TRAGEDY . TRAGEDY doesn't wear a watch - could be today or tomorrow - Don't let it happen on your watch. Continue to ignore your First responders and it will.

**Virginia A. Buechele
Capable of Determining the Truth for herself
Town of Poughkeepsie
Fairview Fire District
Co-Coordinator
Fairness for Fairview**