

My name is Diana Krautter.

12/8/14

I would like to relate a portion of a letter written to the Tuxedo Town Board by Albert K. Butzel, attorney for the Sterling Forest Partnership, concerning access to Park Route 106 from the New York Thruway on Genting's proposed interchange 15B.

I paraphrase Mr. Butzel's comments on Section 2 of the DEIS ~~and~~<sup>AS</sup> well as page 234 of Appendix Q here:

Park Route 106, which is owned by PIPC, constitutes parkland, and PIPC has resolved not to approve an easement over it for Exit 15B. Genting contends that the State has authorized the use of the parkland it requires for the interchange, but the state has only authorized PIPC to grant permission for such use. It is under no obligation to do so. Moreover, under the State "public trust" doctrine, any Legislative authorization must be explicit and the language authorizing the new interchange does not meet that test.

Genting's idea that it could gain access over Park Route 106 by having Orange County reacquire it from PIPC is unrealistic given the Commission's stated opposition. Even if PIPC were willing to sell, the State Legislature would have to approve the alienation. And, under the Interstate Compact that established the Palisades Interstate Park, it appears that the New Jersey legislature would also have to consent.

Genting's proposed Sterling Forest Casino is the wrong thing at the wrong place for many reasons. Among those is the fact that the laws and restrictions intended to protect the sanctity of parkland are at work here. These laws reflect public policy developed over more than a hundred years. In this instance, we believe that they also render infeasible the Sterling Forest Casino.

I respectfully request the Town Board to extend the comment period,. postpone issuing a Special Permit that will advance the project and have the DEIS revised based on this hearing's comments.