TOWN OF WATERTOWN
REGULAR MEETING
MUNICIPAL BUILDING
AUGUST 11, 2011

TOWN BOARD MEMBERS

JOEL R. BARTLETT, SUPERVISOR – STEPHEN L. RICH, COUNCILMAN – PAUL V. DESORMO, COUNCILMAN – DAVID D. PROSSER, COUINCILMAN – EDWARD R. SMITH, COUNCILMAN

Supervisor Bartlett led the Pledge of Allegiance.

The supervisor called the meeting to order at 7:00 PM and asked for a roll of members present. All members were present. Legal Counsel Joseph W. Russell was present.

MOTION # 91
Supervisor Bartlett offered a motion to adopt the July 14, 2011 minutes. Councilman Desormo seconded.

Ayes All

MOTION # 92
Supervisor Bartlett offered a motion to adopt the minutes of the July 28, 2011 special meeting. Councilman Prosser seconded.

Ayes All

Supervisor Bartlett opened the scheduled public hearing on proposed Local Law # 6 of the Year 2011. A revision to definitions and schedule of regulations for Chapter 107 of the Town Code.

No one chose to speak, Supervisor Bartlett closed the public hearing at 7:03 PM.

Supervisor Bartlett opened the scheduled public hearing on proposed Local Law # 7 of the Year 2011. A local law to repeal Chapter 87 of the Town Code, Site Plan Review Regulations.

No one chose to speak, Supervisor Bartlett closed the public hearing at 7:05 PM.

Supervisor Bartlett opened the scheduled public hearing on proposed Local Law # 8 of the Year 2011. A local law to amend Chapter 91 of the Town Code, Subdivision Regulations.

No one chose to speak, Supervisor Bartlett closed the public hearing at 7:06 PM.

Mickey Lehman gave the board an update on the changes that will be required to upgrade the sewer system on Route 202 to accommodate the increased demand expected with the construction of two new housing units proposed for the area.

Supervisor Bartlett opened the floor for any public comments.

Randy Vass stated that he was not in favor of the town installing street lights in the Boulder Ridge Development. He thought that lighting should be an obligation of the residents.

Supervisor Bartlett commented that a lighting district could be formed to benefit those residents, and the cost distributed among them.

No one else chose to address the Town Board and Supervisor Bartlett closed the open portion of the meeting.

Town Clerk's correspondence: Tim McAtee from the Dry Hill Ski area notified the Town of his intent to renew their liquor license.

Supervisor Bartlett acknowledged acceptance of the Town Clerk's report for the month of July 2011.

Resolutions:

The Town Board Members had copies of the State Environmental Quality Review, full environmental assessment form that was previously supplied to them for review.

Supervisor Bartlett asked if there were any changes or suggestions board members would like to make. No one wished to make any changes to the form, therefore, Supervisor Bartlett declared it accepted.

MOTION # 93

WHEREAS, on July 28, 2011 at 7:00 PM a public hearing was held by this board to consider Local Law No. 2 of the Year 2011, amending the Town Zoning Law (Chapter 107) to clarify certain definitions, add restrictions for outdoor kennels, clarify road access requirements for dwellings in the Business and Neighborhood Commercial Districts, and revise the schedule of regulations, and

WHEREAS, the proposed amendment is a Type 1 action under the State Environmental Quality Review Act, and

WHEREAS, this board has caused to be prepared in connection with the proposed Local Law a Long Form Environmental Assessment Form ("EAF") dated August 11, 2011, which said EAF identifies the proposed action. And

WHEREAS, pursuant to 6 NYCRR, Part 617 this board has reviewed the EAF to determine whether the proposed action will have a significant effect on the environment and

WHEREAS, pursuant to Article VIII of the Environmental Conservation Law, and the regulations promulgated there under by the Department of Environmental Conservation, to wit: 6 NYCRR Part 617, (SEQR), this Board has determined that the proposed action will not have a significant effect on the environment and therefore the preparation of an Environmental Impact Statement is not required.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Watertown this 11th day of August, 2011 as follows:

1. Based upon the examination of the EAF and the criteria set forth by SEQR, this board makes the following findings:
    a) The proposed action constitutes a Type 1 action pursuant to SEQR and the Town of Watertown is the only involved agency with authority to approve the action.
    b) No potentially significant adverse impacts on the environment are noted in the EAF and none are known to the Board.
    c) There will be no substantially adverse changes to the existing air or water quality.
    d) There will be no hazard created to human health.
    e) There will be no substantial change in the user or intensity of the use of land.
    f) There will not be created a material conflict with the community's current plans or goals as officially adopted, and
    g) None of the criteria listed in 6NYCRR Section 617.7 are presented by the proposed amendment to the Town of Watertown Zoning Ordinance and no similar criteria are presented which will adversely impact on the environment.
2. The negative Declaration attached to this resolution is hereby adopted and the Town Clerk of the Town of Watertown is hereby directed to file the negative declaration in the Town Clerk's Office and publish the same in the Environmental News Bulletin.
3. All subsequent notices concerning the proposed amendment to the Town of Watertown Zoning Ordinance shall note that this Board has issued a negative declaration
4. This Resolution shall take effect immediately.

Supervisor Bartlett moved the foregoing resolution and Councilman Prosser seconded.

Upon a roll call vote of the town board as follows, the resolution was duly passed.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 94

WHEREAS, at a regular meeting of this board held on July 14, 2011, Local Law No. 2 of the Year 2011 was introduced by a member of the Board and a resolution was adopted scheduling a public hearing thereon for 7:00 PM on July 28, 2011, and

WHEREAS, notice of the public hearing was duly published and posted as required by law and a copy of the proposed local law was provided to each member of the Town Board of the Town of Watertown at least ten (10) days prior to the date of the public hearing, and

WHEREAS, on July 28, 2011 at 7:00 PM a public hearing was duly held at the Town Offices, 22867 County Route 67, Watertown, NY to hear all persons interested in Local Law No.2 of the Year 2011.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Watertown on this 11th day of August 2011, as follows:

1. Local Law No. 2 of the Year 2011 amends the Town of Watertown Zoning Law to clarify certain definitions, add restrictions for outdoor kennels, clarify road access requirements for dwellings in the Business and Neighborhood Commercial Districts and revise the schedule of regulations.
2. Local Law no.2 of 2011 is consistent with the comprehensive plan for the Town of Watertown and is in the best interest of the Town of Watertown.
3. Based upon the foregoing, Local Law No. 2 of the Year 2011 is hereby approved and adopted and shall become part of the Town of Watertown Zoning Law. The Town Clerk of the Town of Watertown is directed to file a certified copy of this local law in the office of the Town Clerk and with the Secretary of State as required by the Municipal Home Rule Law and to forward a copy thereof for codification.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded. Upon a roll call vote as follows the resolution was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 95

WHEREAS, Local Law No. 6 of the Year 2011, a local law to amend Chapter 77 of the Code of the Town of Watertown, Sewer District Regulations, was introduced by a member of the Town Board at a meeting thereof held on July 28, 2011 and by a majority vote of the Town Board members present at such meeting, a public hearing was duly scheduled to consider Local Law No. 6 of 2011 for August 11, 2011 at 7:00 PM, and

WHEREAS, notice of the public hearing was duly published and posted as required by law and on August 11, 2011, at 7:00 PM a public hearing was duly held to hear all persons interested in the subject matter of Local Law No. 6 of 2011.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Watertown as follows:

1. Local Law No. 6 of the Year 2011 amends tax billing procedures for Sewer Districts 1 – 6 to make them consistent throughout the districts and to provide the required flexibility on the timing of bills to insure that each District has adequate funds to meet its obligations.

2. Based upon the foregoing, Local Law No. 6 of the Year 2011 is hereby adopted and the clerk is instructed to file the same with the New York State Department of State.
3. The adoption of Local Law No. 6 of the Year 2011 is a Type II action under the provisions of the State Environmental Quality Review Act and the regulations promulgated there under.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded. Upon a roll call vote of the Town Board as follows, the resolution was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 96

WHEREAS, Local Law No. 7 of the Year 2011, a local law to amend Chapter A113 of the Code of the Town of Watertown, Water District Rules was introduced by a member of the Town Board at a meeting thereof held on July 28, 2011 and by a majority vote of the Town Board members present at such meeting, a public hearing was duly scheduled to consider Local Law No. 7 of 2011 for August 11, 2011 at 7:00 PM, and

WHEREAS, notice of the public hearing was duly published and posted as required by law, and on August 11, 2011, at 7:00 PM, a public hearing was duly held to hear all persons interested in the subject matter of Local Law No. 7 of 2011.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Watertown as follows:

1. Local Law No. 7 of the Year 2011 amends the billing procedures for Water Districts 1 – 6 to make them consistent throughout the districts and provide the required flexibility on the timing of bills to insure that each district has adequate funds to meet its obligations.
2. Based upon the foregoing, Local Law No.7 of the Year 2011 is hereby adopted and the Clerk is instructed to file the same with the New York State Department of State.
3. The adoption of Local Law No. 7 of the Year 2011 is a Type II action under the provisions of the State Environmental Quality Review Act and the regulations promulgated there under.
4.

Supervisor Bartlett moved the foregoing resolution and Councilman Smith seconded. Upon a roll call vote of the Town Board as follows, the resolution was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 97

WHEREAS, Local Law No. 8 of the Year 2011, a local law to require installation of lock boxes in certain commercial establishments within the Town of Watertown, was introduced at a special meeting of the Town Board held on July 28, 2011 and a public hearing was scheduled thereon for August 11, 2011 at 7:00 PM, and

WHEREAS, at the regular meeting of this Board held on August 11, 2011, a short form Environmental Assessment Form ("EAF") was duly accepted for filing by this Board as prepared by the Town Attorney, and

WHEREAS, pursuant to 6 NYCRR Part 617, this Board has reviewed the EAF to determine whether the project will have a significant effect on the environment, and

WHEREAS, pursuant to Article VIII of the Environmental Conservation Law and the regulations adopted pursuant thereto by the Department of Environmental Conservation, to wit: 6NYCRR Part 617, this Board has determined that the action will not have a significant affect on the environment and will not cause a significant impact on the

environment and therefore, the preparation of an environmental impact statement is not required.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Watertown as follows:

1. Based upon the examination of the EAF and the criteria set forth in 6 NYCRR Part 617, the Board makes the following findings.
   A. The proposed action constitutes an unlisted action pursuant to 6 NYCRR Part 617 and therefore a coordinated review is not required.
   B. No potentially significant adverse impacts on the environment are noted on the EAF and none are known to this Board.
   C. There will be no substantial adverse change in existing air or water quality.
   D. There will be no hazard created to human health.
   E. There will be no substantial change in the use or the intensity of the use on the land.
   F. There will not be created a material conflict with the community's current plans or goals as officially adopted.
   G. None of the criteria listed in 6 NYCRR Section 617.11 will be present in the proposed project and no similar criteria will be present which will adversely impact on the environment.
2. The Town Clerk for the Town of Watertown is hereby directed to file in the Town Clerk's Office in a file readily accessible to the public, a negative declaration, substantially in the form and substantially to the affect of this Resolution, and the Town Clerk may use this Resolution therefore.
3. All subsequent notices concerning this project shall note that this Board has issued a negative declaration.
4. This Resolution shall take effect immediately.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded. Upon a roll call vote of the Town Board as follows, the resolution was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 98

WHEREAS, at a special meeting of this Board held on July 28, 2011, Local Law No. 8 of the Year 2011 was introduced by a member of the Board, and a resolution was adopted scheduling a public hearing thereon for 7:00 PM on August 11, 2011, and

WHEREAS, notice of the public hearing was duly published and posted as required by law and a copy of the proposed local law was provided to each member of the Town Board of the Town of Watertown at least ten (10) days prior to the date of the public hearing, and

WHEREAS, on August 11, 2011, at 7:00 PM, a public hearing was duly held at the Town Offices, 22867 County Route 67, Watertown, NY, to hear all persons interested in Local Law No. 8 of the Year 2011.

NOW, THEREFORE BE IT RESOLVED by the Town Board of the Town of Watertown on this 11th day of August, 2011, as follows:

1. Local Law No.8 of the Year 2011 requires installation of lock boxes in certain commercial establishments and multi-family residential and apartment complexes within the Town of Watertown.
2. Installation of lock boxes for access to keys to the premises for emergency responders alleviates the need for such responders to gain access to the subject property by breaking doors and windows when responding to "false alarm" calls in order to inspect the property and determine the reason for the alarm.
3. Installation of lock boxes shall shorten the response time for false alarm calls and therefore making the emergency responders more readily available for additional emergency calls. As such, it is in the best interest of the Town of Watertown.
4. Based upon the foregoing, Local Law No. 8 of the Year 2011 is hereby approved and adopted and shall become part of the Town of Watertown Code. The Town Clerk of the Town of Watertown is directed to file a certified copy of this local law

in the Office of the Town Clerk and with the Secretary of State as required by the Municipal Home Rule Law and to forward a copy thereof for codification.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded. Upon a roll call vote of the Town Board as follows, the resolution was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 99

Supervisor Bartlett moved to pay the following vouchers as audited.

General Vouchers	#	184	to	213	Total	$ 44,599.10
Highway Vouchers	#	127	to	148	Total	$ 32,596.85
Spec. Dist. Vouchers.	#	57	to	64	Total	$ 93,984.14

Councilman Prosser seconded the motion.

Ayes All

OLD BUSINESS:

Councilman Prosser asked the status of the Lettiere appraisal. Supervisor Bartlett responded that the appraiser and Mr. Lettiere are working on deleting the portion that was included in the appraisal for the service laterals that go to the homes and the water meters. He further said that he expected to receive the appraisal shortly so that we can begin the process.

MOTION # 100

Councilman Prosser moved to adjourn the meeting at 7:44 PM. Councilman Desormo seconded.

Ayes All

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Catherine M. Rich, Town Clerk