

6:30 Public Hearing on Local Law 1 of 2022 to Impose a Moratorium on the Processing of Applications for, and the Issuance of any Permits, Certificates of Occupancy and Approvals for Certain Land Uses Relating to Solar Energy, Including but not Limited to Solar Farms

**AGENDA
TOWN OF NEW BALTIMORE, COUNTY OF GREENE
TOWN BOARD REGULAR MEETING**

JANUARY 24, 2022

Please turn off all cell phones and electronic devices.

Reports

Supervisor

- Resolution to Adopt Local Law 1 of 2022 to Impose a Moratorium on the Processing of Applications for, and the Issuance of any Permits, Certificates of Occupancy and Approvals for Certain Land Uses Relating to Solar Energy, Including but not Limited to Solar Farms

County Legislator

Town Clerk

- January 10, 2022 Town Board Regular Meeting

Historian

Agriculture/AgFest (Chair Boehlke/Member Irving)

Animal Control (Chair Irving, Member Ruso)

- Dog Control Officer Inspection Report

Assessment (Chair VanEtten/Member Ruso)

Audit and Budget (Chair Ruso/Member Downes)

Buildings & Grounds/Recycling (Chair Irving/Member Boehlke)

Building Inspector/Code Enforcement Officer (Chair Downes/Member Ruso)

Fire, EMS & Law Enforcement (Chair Dellisanti/Member Downes)

Grants/Promotions/Economic Development (Chair VanEtten/Member Ruso)

Greene County Planning Board (Boehlke)

- Resolution to Place Advertisement for Member of Greene County Planning Board

Highway (Chair Ruso/Member Downes)

Insurance (Chair Ruso/Member Downes)

Personnel (Chair Ruso/Member VanEtten)

Planning Board/Zoning Board of Appeals (Chair Boehlke/Member Irving)

Seniors (Chair VanEtten/Member Downes)

Technology/Website (Chair Downes/Member Boehlke)

Town Courts (Chair VanEtten/Member Ruso)

Veterans and Memorials (Chair VanEtten/Member Irving)

Wastewater Treatment (Chair Irving/Member Boehlke)

Youth, Parks and Recreation (Chair VanEtten/Member Boehlke)

Upcoming Meetings

- February 2, 2022 Zoning Board of Appeals Meeting (If Needed)
- February 10, 2022 Planning Board Meeting at 7 PM
- February 14, 2022 Town Board Regular Meeting at 7 PM
- February 21, 2022 Town Offices Closed for President's Day
- February 28, 2022 Town Board Work Meeting at 7 PM

Public Comment Period/Community Events

Audit of Claims

Adjournment

****** Agenda Subject to Change******

GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS

1. The Supervisor shall preside at the meetings of the Town Board. In the absence of the Supervisor, the Deputy Supervisor shall be the acting Supervisor. In the event both the Supervisor and the Deputy Supervisor are absent, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
2. Town residents who wish to speak shall fill out a card at the entrances of the meeting room listing their name, contact information, and the subject matter in which they would like to speak. These cards will be collected prior to the beginning of the Town Board meeting and given to the Town Supervisor or Deputy Supervisor in the absence of the Supervisor.
3. Speakers must be recognized by the presiding officer and then proceed to the lectern and state their name and address. They must limit their remarks on official town business to up to three minutes on a given topic and may not yield any remaining time to another speaker. They must address their remarks to the Board as a body and not to any member thereof and not to other members of the audience in the form of a debate.
4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about public officials, town residents, or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity, and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering, or talking that disrupts the proceedings of the business of the Town Board.
5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks, or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments.
6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order.
7. The Town Supervisor, or in their absence the Deputy Supervisor, shall ensure compliance with these rules.

TOWN OF NEW BALTIMORE **Draft 2/4/2022**
COUNTY OF GREENE **Adopted 2/14/2022**
PUBLIC HEARING ON LOCAL LAW 1 OF 2022
TO IMPOSE A MORATORIUM ON THE PROCESSING OF APPLICATIONS FOR, AND
THE ISSUANCE OF ANY PERMITS, CERTIFICATES OF OCCUPANCY AND
APPROVALS FOR CERTAIN LAND USES RELATING TO SOLAR ENERGY
INCLUDING BUT NOT LIMITED TO SOLAR FARMS
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
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OPENING OF PUBLIC HEARING

Supervisor Ruso opened the Public Hearing at 6:30 PM. Also attending Councilmembers Downes, Irving and VanEtten; Deputy Supervisor Dellisanti; Town Clerk Finke; and 11 members of the public who signed the attendance book. Absent: Councilmember Boehlke, County Legislator Linger, and Highway Superintendent VanWormer

Supervisor Ruso: Tonight we're having a Public Hearing on Local Law 1 of 2022 to Impose a Moratorium on the Processing of Applications for, and Issuance of any Permits, Certificates of Occupancy and Approvals for Certain Land Uses Relating to Solar Energy Including but not Limited to Solar Farms. So we're ready to start that and I'm looking forward to any public comments as it relates to this particular topic. 'The Town Board of the Town of New Baltimore will hold a Public Hearing on Monday, January 24, 2022 at 6:30 PM at the Town Hall, 3809 County Route 51, Hannacroix, New York to hear those members of the public who wish to be heard regarding proposed Local Law 1 of 2022, a Local Law to Impose a Moratorium on the Processing of Applications for, and the issuance of any Permits, Certificates of Occupancy and Approvals for Certain Land Uses Relating to Solar Energy, Including but not Limited to Solar Farms.'

Jacqueline Murray: I'm an Attorney for Teichos Energy who's subsidiary the Hannacroix Solar Facility LLC was just approved on December 9th by the Planning Board to install a 5 megawatt community distributed generation facility at Route 9W just south of the rest area, the State rest area, and the reason I'm here this evening is that in reviewing the proposed Local Law it appears that the way it's drafted currently it could apply to our project even though we have all of our discretionary approvals from the Planning Board and the Zoning Board of Appeals. So I'm here to request that this Board make the law clear if it desires to do so that it doesn't apply to projects that have been fully approved but have yet to receive a building permit because the way the law is drafted arguably our project which just got approved at the Planning Board and had previously received Zoning Board of Appeals variances would be delayed although all that we need to do is meet our permit conditions and get a building permit. And the building permit in that regard is governed by the Building Code of New York State so we just want to make sure we're not stuck in a position where six months goes by and in that regard, too, I should note we started this project in November of 2019. Everybody knows what happened in February of 2020 and so we've been at it for quite a while and now we're finally ready to go. In terms of the mechanics of what we're seeking I would propose if the Board was amenable to make a clarification of Section 3 which would be the applicability section to exclude applications for which Planning Board and Zoning Board of Appeals approvals have already been granted.

Supervisor Ruso: Applications that were in process once filed we had every intention of proceeding with those. It was new applications from this date forward is really what we were looking at.

George McHugh, Esq.: So Section 6, the waiver section, Jackie, is something that they would certainly entertain for anything especially something that's already been approved like yours. They would probably be entertaining of granting of a waiver for yours. So it wouldn't necessarily apply.

Supervisor Ruso: We wouldn't look upon having a hardship for an organization that's already gone down the path and done due diligence last year, last month whichever the case might be. In essence I actually thought that if somebody put their application in today, before we vote on this, they technically would have had that same opportunity. But I've not heard of anybody submitting today.

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Ellie Alfeld: I understand what she's saying. I understand what is the written word what I'm asking for would that come into play for any additional developments by them would be under this paragraph?

Supervisor Ruso: Yes, that would be if they were to say if one has an application in and two months from now they say 'you know what, we like this application but we want to do this, too.' Okay, no, that part is gonna be subject to...

Ellie Alfeld: That's what I'm looking for.

Jacqueline Murray: We would have to apply for an amendment or a new site plan approval and any other incidental permitting required. All we're asking is to be exempt because we're already permitted by the Planning Board and the Zoning Board. If the Board can put it into this law that that's clear then we don't have to seek a waiver. If not, then we'll make the waiver request and ask for the Board to grant it, but I think there's a couple different ways it could be done.

Supervisor Ruso: I think we can amend that. I don't have a problem with amending Section 3. In fact I'll write something while I listen to others who may want to speak.

Jacqueline Murray: Thank you very much.

Michelle Stefanik: I'm a member of the Planning Board for the Town of New Baltimore and I was one of the people that specifically requested the moratorium so I felt I should come and speak tonight. First of all I would like to make it clear that it was never the intention of the Planning Board, I don't know what the Board's intention was, to hold up any of the projects that we've already approved. It never even occurred to us honestly. What we're looking for is an opportunity to look back on the previous two-plus-years before the Planning Board and what we've learned and for a Committee of people to be developed by the Town that can look at what we've learned from the process of these last two large solar projects that have come before us and gone through the Planning Board process. I know that there's a solar plan that exists for the Town right now, but so much has changed in recent years that we really feel that it needs to be reviewed. In particular what we would like to have this Committee have an opportunity to do that would begin development during the period of the moratorium is develop a tool. What we need is a checklist that would live with the project for the entire life of the project, check off all the documents that have been received, what state the process is in, the date that everything is done, and it would stay with this project right through decommissioning. It should also be something that's accessible to everyone involved in the project. There's just so many documents involved, so many Planning Board meetings. But I'm surprised, you know like I don't know where Jackie lives at this point or anyone from the Project Oriole solar installation as well. I've only been with the Planning Board for two years and there has been solar in front of us every single month except for January of 2022 and it looks like February will possibly bring a new project. We just need a break so that we can take a chance to look back and hopefully this Committee could be formed in order to bring the Town up to speed based upon all the things that we've learned up until this time.

Supervisor Ruso: By the way, that was the intention of the Town Board. I see Mr. VanEtten has shown up. I believe probably two, three months ago him and I just had a chance conversation and we talked about doing this. I don't know if you remember and then we heard from the Planning Board.

Michelle Stefanik: It's neither in opposition to solar nor in favor, it's just it's so overwhelming.

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Supervisor Ruso: We need to take a breather.

Michelle Stefanik: We really need a break.

Councilmember Downes: You talked about making a tool for solar specific.

Michelle Stefanik: It could be applied to other projects as well.

Councilmember Downes: That's what I was gonna ask.

Michelle Stefanik: Absolutely. It could be applied to any commercial project that comes before the Town that is large and involved anything from stormwater...

Councilmember Downes: I think going across the board. I think sometimes we have issues when people think they have stuff in. I think a tool would be a great, going almost any project.

Michele Stefanik: Well, also with a project of this size, I can't speak to Hannacroix right now because it's newer, but with Project Oriole the Planning Board members did they get their Building Permit yet, what point are they at and if this tool existed anyone would have access to it and be able to see where the project was at any given time.

Councilmember Downes: I think that's a great idea.

Michele Stefanik: So it could be applicable to other things, but right now we're almost being crushed by solar. We just need a moment. We need a chance to breath that's all.

Ellie Alfeld: The first question I have for Jackie is I hear the words 'Hannaford Solar' and I hear 'Oriole Solar.' I think there's got to be a way that we know which solar we're talking about. Is it the one looking out from Independence Lane across the railroad tracks or is it the one that's going in by the Schiller property? Who's who?

Jacqueline Murray: We represent Hannacroix Solar and that is the Schiller property and the Schiller's property is actually owned by entities as well, New Baltimore Station.

Ellie Alfeld: I just got to know where you are.

Jacqueline Murray: That's on Route 9W just south of the Thruway Rest Area.

Supervisor Ruso: It's also known as Teichos.

Jacqueline Murray: Teichos is a parent company.

Ellie Alfeld: They have more names than you can imagine. If you're not familiar with everything you don't know where the hell you are.

Jacqueline Murray: We don't represent Noriole. Noriole is the project that came before us.

Ellie Alfeld: But you were here before them before were you not?

Jacqueline Murray: No, I was not.

Ellie Alfeld: See, I can't keep you even straight. Oriole is the one across the railroad tracks. Am I correct? Does anybody know?

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Michele Stefanik: Yes, Ellie, you're correct.

Ellie Alfeld: Thank you, Michelle.

Supervisor Ruso: I was thinking what side of the railroad tracks are you standing on? The other side of the railroad tracks is where you are, Teichos.

Ellie Alfeld: The second thing and everybody in this room I think knows that I am dead set against any more solar going in. You're eating up green space that I need for breathing. Have you been on your site that you represent, walk the site, you yourself?

Jacqueline Murray: I have not walked the entire site, but I have visited the site, yes.

Ellie Alfeld: When you visit, honey, are we sitting in a car and we're going 50' into the project or are we driving around the whole project?

Jacqueline Murray: I went through the access driveway and I got out of my car to look because I like to take pictures and see what I'm dealing with so that when I come to these meetings...

Ellie Alfeld: Then you know what you're talking about.

Jacqueline Murray: That's right because I see a lot of visual data, but I firmly believe that unless you physically go the site, you can't get a feel for what the lay of the land.

Ellie Alfeld: Well, I've walked the Schiller property. I'm gonna call it Schiller because I go back that far. I've walked the Schiller park more than once in many years. I know what it was like for muskrat hunting over there, and wild bird catching, and all this other stuff okay. I knew where some wetlands were that are questionable. I don't have an objection to you being alongside the New York State Thruway and keeping a commercial corridor shall I say in your shotgun, but when it gets to the point where I don't know where you're going next and by that I mean we already had a third solar application – Michelle, the one by the Hannacroix Creek that didn't go and then came and they had battery problems and runoff problems -- and they withdrew their application.

Rob VanEtten: That was before Michelle.

Ellie Alfeld: Okay. I don't know if that's back on the site or not, but I'm against it. You gotta show me how it's gonna benefit mankind.

Eileen Vosburgh: I remember coming before the Board maybe 2019 and asking has the Board or the Planning Board or Zoning been in contact with other communities that have an experience with solar farms and I remember one of the Board members telling me I needed to go to the Planning or Zoning Board. I think that this moratorium is a very good thing to do so that our codes or zoning or whatever is in the best interests of the people of New Baltimore and I think it's great to step back and really know what's happening and I commend you for doing that. Thank you.

Councilmember Irving: I think that part of the talking about the moratorium, Michelle, that the tool is a good idea. I'll give one example. I have 27 solar panels on my home. All of them after seven years had a Riso short in them, the resistance short, like any electrical short and they were manufactured elsewhere, I won't say where, but they had to be replaced and it took eight months to replace them. That's not the issue. The issue is decommissioning. So you've got to take a

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good look at decommissioning because apparently right now they can be recycled, but that's at today's cost. If the project goes on typically what are looking here for this project 20 years?

Jacqueline Murray: 20 or 30 years.

Councilmember Irving: Twenty to thirty years, the cost and the bond is written for those costs be adequate to cover decommissioning because what the cost of decommission and recycle those panels today, thirty years from now it could be entirely different. That's all I've got to say.

Supervisor Ruso: I guess we've heard our Public Comments for the night as it relates to the moratorium. So having said that, I'll make a Motion that we close our public hearing.

Councilmember Downes: I'll second.

AYES: Ruso, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Boehlke

Motion Carried

The Public Hearing was closed at 6:48 PM.

Respectfully Submitted,

Barbara M. Finke RMO
Town Clerk

TOWN OF NEW BALTIMORE **Draft 2/8/2022**
COUNTY OF GREENE **Adopted 2/14/2022**
TOWN BOARD WORK MEETING
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OPENING OF WORK MEETING

Supervisor Ruso opened the Work Meeting at 7:00 PM and the Pledge of Allegiance was said. Also attending Councilmembers Downes, Irving and VanEtten; Deputy Supervisor Dellisanti; Town Clerk Finke; and 11 members of the public who signed the attendance book. Absent: Councilmember Boehlke, County Legislator Linger and Highway Superintendent VanWormer

Supervisor Ruso: Before we get started, I'm going to do something I haven't done in about five years. I think what we need to do is rediscuss our Conduct for Public Meetings just to make sure we're on board with things. I haven't been enforcing them and I've been rather loosey-goosey with the rules myself. So I need to bring everything back to where it should be so I'm going to read them. **'GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS**

1. The Supervisor shall preside at the meetings of the Town Board. In the absence of the Supervisor, the Deputy Supervisor shall be the acting Supervisor. In the event both the Supervisor and the Deputy Supervisor are absent, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn. 2. Town residents who wish to speak shall fill out a card at the entrances of the meeting room listing their name, contact information, and the subject matter in which they would like to speak. These cards will be collected prior to the beginning of the Town Board meeting and given to the Town Supervisor or Deputy Supervisor in the absence of the Supervisor. 3. Speakers must be recognized by the presiding officer and then proceed to the lectern and state their name and address. They must limit their remarks on official town business to up to three minutes on a given topic and may not yield any remaining time to another speaker. They must address their remarks to the Board as a body and not to any member thereof and not to other members of the audience in the form of a debate. 4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about public officials, town residents, or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity, and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering, or talking that disrupts the proceedings of the business of the Town Board. 5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks, or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments. 6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order. 7. The Town Supervisor, or in their absence the Deputy Supervisor, shall ensure compliance with these rules.' I haven't been pushing the three-minute thing and so forth, but I think it's probably time I get back to basics here. So before we start anything we'll just go over that briefly.

Supervisor Jeff Ruso

Supervisor Ruso: The monthly financial reports for December are forwarded to all Board members? Has everyone had a chance to review them? I would like to make a Motion to accept the December financial reports.

Councilmember Downes: I'll second.

AYES: Ruso, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Boehlke

Motion Carried

Supervisor Ruso: Another further update that's rather recent and that is on Wednesday at 4 PM we have our first negotiations we hope with our Teamster's union. So that's Wednesday, that's not a public meeting, but it's here in the Town Hall at 4 PM.

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TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 44-2022

JANUARY 24, 2022

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION TO ADOPT LOCAL LAW 1 OF 2022

**TO IMPOSE A MORATORIUM ON THE PROCESSING OF APPLICATIONS FOR, AND
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LOCAL LAW 1 OF 2022

**A LOCAL LAW TO IMPOSE A MORATORIUM ON THE PROCESSING OF
APPLICATIONS FOR, AND THE ISSUANCE OF ANY PERMITS, CERTIFICATES OF
OCCUPANCY AND APPROVALS FOR CERTAIN LAND USES RELATING TO SOLAR
ENERGY, INCLUDING BUT NOT LIMITED TO SOLAR FARMS**

SECTION 1. PURPOSE AND INTENT

The purpose of this Local Law is to protect the public health, safety and welfare of the residents of the Town of New Baltimore and to maintain the status quo as to certain solar energy uses, as the present zoning regulations in the Town do not adequately address this type of use. The moratorium will stop the processing of applications for, and the issuance of any permits, certificates of occupancy and approvals for certain land uses relating to solar energy, including but not limited to solar farms. The moratorium is for a period of six (6) months, allowing the Town Board to analyze and determine potential appropriate revisions and amendments to the Town of New Baltimore Zoning Code concerning this use.

SECTION 2. LEGISLATIVE FINDINGS

The Town of New Baltimore Town Board does hereby find that without a temporary halt on the processing, permitting, and approvals for certain solar land uses there is the potential that such uses could be located in unsuitable areas within the Town and/or on particular lots without adequate dimensional regulations in place. The potential for the unsuitable location of and lack of proper dimensional regulations for, such uses would have materially adverse and irreversible impacts on the Town.

The Town Board also finds that it is in need of time to perform the necessary analysis of the potential types of solar energy facilities that could be located in the Town. By maintaining the status quo regarding such uses the Town Board can provide for the planned orderly growth and development of the Town.

SECTION 3. MORATORIUM IMPOSED; APPLICABILITY

For a period of time of six (6) months following the effective date of the adoption of this Local Law no application may be processed, and no permits, certificates of occupancy, approvals, denials, determinations or interpretations may be issued or granted for any land uses relating to solar energy, including but not limited to solar farms.

The term "land uses relating to solar energy" shall be broadly construed to include any facility designed to generate electric power to be marketed, sold or used for other than the power demands of the improvements on the property on which such facility is located. Not included within the scope of this moratorium are solar energy facilities designed to generate electric power solely for the use of the improvements located on the same property.

The term "solar farm" shall mean "a collection of solar panels covering one-quarter (1/4) acres or more of land that are designed to capture sunlight and transform it into electricity." This definition includes freestanding and ground pole-mounted photovoltaic and parabolic solar installations. This definition does not include photovoltaic panels that are mounted on or affixed to residential dwellings for their use, or municipal buildings, or existing panels mounted on commercial or industrial buildings.

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This Local Law shall be binding on the Town Board, Planning Board/Zoning Board of Appeals, Building Inspector, all Town officials and employees, and any applicant or real property owner in the Town desiring to apply for or receive a permit, certificate of occupancy or approval in the Town of New Baltimore.

During the period of the moratorium, the Town Board shall endeavor to complete all reasonable and necessary review, study, analysis and, if warranted, revisions to the Town of New Baltimore Code. During the period of the moratorium, no applications will be accepted, nor permits, certificates of occupancy or approvals issued, which would authorize development within the Town for land uses relating to solar energy as described above.

SECTION 4. TERM

This moratorium shall be in effect for a period of six (6) consecutive months from its effective date.

This Local Law shall be subject to renewal for a cumulative period of up to an additional six (6) months, if necessary, by Resolution(s) of the Town Board.

SECTION 5. EFFECT ON OTHER LAWS

To the extent that any law, ordinance, rule or regulation, or parts thereof, are in conflict with the provisions of this Local Law, including all provisions of Article 16 of the New York State Town Law concerning special use permit, site plan, building permit and certificate of occupancy procedure and requirements, this Local Law shall control and supersede such law ordinance, rule or regulation.

SECTION 6. WAIVER

Owing to the limited scope and duration of this moratorium, there is no provision being made in this Local Law for any waivers to its applicability. However, the Town Board may, but is not obligated to, promulgate regulations by a Resolution of the Board authorizing a hardship waiver process to this moratorium.

SECTION 7. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered, and the remaining provisions shall remain in full force and effect.

SECTION 8. EFFECTIVE DATE

This Local Law shall take effect immediately upon its filing with the Secretary of State.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

Supervisor Ruso: Just to clarify something, George, if I could, on the SECTION 4 Term, the local law subject to renewal for additional six months if necessary by resolution to the Town Board, I just want to make it clear for everyone here that we don't have to have a public hearing again. We can just do it as a Town Board and say 'we hereby, if we feel we need more time' by the way that's closer to what it is so we don't have to go through the public hearing process.

Supervisor Ruso	AYE
Councilmember Boehlke	ABSENT
Councilmember Downes	AYE
Councilmember Irving	AYE
Councilmember VanEtten	AYE

Motion Carried

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Town Clerk Barb Finke

5 Building Permits \$750, 2 CO Searches \$30, 3 EZ Pass Tags \$75, 13 Hunting/Fishing Licenses \$4.22, 13 Dog Licenses \$84, 1 Replacement Tag \$2, 4 Late Dog Licenses \$20, 1 Marriage License \$17.50, 4 Minor Subdivisions \$120, 1 Certified Copy \$10, 2 Photo Copies \$0.50, 1 Sign Permit \$25, State, County & Local Revenues \$1,221.50, to New York State Department of Agriculture and Markets for Spay/Neuter Program \$15, to New York State Department of Health for Marriages \$22.50, to New York State Department of Environmental Conservation for Hunting/Fishing Licenses \$45.78, Total to Supervisor \$1,138.22. We received 1 FOIL in December for a total of 20 for 2021. I attended the Town Clerk Regional Meeting in Syracuse on Birth, Death and Marriage and the Columbia-Greene Town Clerks Association Meeting and Christmas Party where we honored Charlotte Cowan who retired as Town Clerk of the Town of Caanan. We also, meaning all of the Deputy Clerks, attended webinars with Edmunds GovTech and the Association of Towns on tax collection.

ADOPTION OF MINUTES

The January 10, 2021 Town Board Regular Meeting submitted by Town Clerk Finke Moved by Supervisor Ruso and was seconded by Councilmember VanEtten. The adoption of the foregoing Motion was duly to a vote and the vote was as follows:

AYES: Ruso, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Boehlke

Motion Carried

Animal Control

New York State Agriculture and Markets Elizabeth Holmes, Supervisor Animal Health Inspector 'Enclosed is the **Dog Control Officer Inspection Report** completed on 01/11/2022. This inspection relates to Agriculture and Markets Laws and Regulations which may be viewed on the website below. As the report indicates, DCO services were rates "Satisfactory". Please make note of any comments listed on the report. Dog control officer services are subject to inspection by this agency on a regular basis. Please notify this office within 30 days of any changes in DCO services. If you have any questions regarding this inspection, please call me. 1. Equipment is available for proper capture and holding Yes 2. Dogs are held and transported safely YES 3. Equipment maintained in clean and sanitary condition Yes 4. Veterinary care is provided when necessary Yes 5. Dogs are euthanized humanely Yes 6. Complete seizure and disposition records are maintained for all seized dogs Yes 7. Dogs transferred for purposes of adoption in compliance with Article 7 Not Applicable 8. Redemption period is observed before adoption, euthanasia or transfer Not Applicable 9. Owners of identified dogs are properly notified Yes 10. Redeemed dogs are licensed before release Not Applicable 11. Proper impoundment fees paid before dogs are released Not Applicable Number of Dogs Seized 0 Associated Municipal Shelter(s) Columbia Greene Humane Society Holding Facility: Dogs held before transport to shelter? No'

Recycling Center Operator Kirk Trombley

10 Tires up to and Include 16" Without Rim \$40, 60 Gallon Bags of Plastic (No Hard Plastics) 7, 15 Bundles of Magazines and Phone Books, 46 Bags and Bundles of Newspaper, 52 Boxes and Bundles of Cardboard, 2 Microwave Ovens 1/5/22 and 1/19/22, Total Income \$40

Building Inspector/Code Enforcement Officer

Summarization of Code Enforcement Officer activities for December, 2021, is as follows:

Building Inspections: 17 Building Permits (Miscellaneous) Issued: 2 Building Permits

Renewed: 1 Certificates of Compliance Issued: 1 Certificates of Occupancy Search Requests:

1 Complaint Forms Received: 1 New Building Permit Applications Received: 2 New

Building Permit Applications Awaiting Permit Issuance: 5 Open Building Permits: 168 Order

to Remedy Violation: 1 Application Fees for December, 2021: \$475.00 Total Fees for 2021

Year \$136,742.17

TOWN OF NEW BALTIMORE **Draft 2/8/2022**
COUNTY OF GREENE **Adopted 2/14/2022**
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Greene County EMS Representative Nick Dellisanti

The regular monthly meeting was held on Tuesday, January 18, 2022. There were 17 EMS calls in December for a total of 110 for this year, 2021. We had 89 calls for all of 2020.

Deputy Supervisor Dellisanti: So you can see a marked increase for this particular year and just so you know 17 calls in December was the largest number of calls we've had in New Baltimore since I've been on the Board for nine years. So it was a rough winter for the Town of New Baltimore.

Supervisor Ruso: Are they all residents or just people who traveled through?

Deputy Supervisor Dellisanti: I'm not sure if they were on the Thruway as well. It's possible.

Greene County Planning Board

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 45-2022
JANUARY 24, 2022

**RESOLUTION TO PLACE ADVERTISEMENT FOR MEMBER OF
GREENE COUNTY PLANNING BOARD**

WHEREAS the term of office for the Town of New Baltimore's representative on the Greene County Planning Board will expire on March 15, 2022.

RESOLVED that the Town Clerk will place the following advertisement, approved by the Attorney for the Town, in *The Daily Mail*.

The Town of New Baltimore is seeking one applicant for the Town's representative on the Greene County Planning Board. Please send letter of interest outlining experience to Supervisor Jeff Ruso, 3809 County Route 51, Hannacroix, NY 12087, jruso@townofnewbaltimore.org, or call (518)756-6671, ext. 7 for information by February 10.

Motion by Supervisor Ruso seconded by Councilmembers Irving and VanEtten

AYES: Ruso, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Boehlke

Motion Carried

Zoning Board of Appeals Chair Pat Linger

The Zoning Board of Appeals did not meet on January 5 since there were no applications to come before the Board.

Town Court

The following is the Town of New Baltimore Court monthly report for December 2021.

- Total December monies received was \$21,659.00
 - Judge Melewski \$7,670.00
 - Judge Huff \$13,989.00
 - State/County Share * Town Share *
 - Total 2021 (January-December) monies received \$344,337.00
 - State/County Share * Town Share *
 - Total New Cases Received 165
- *State report not available at this time.

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Upcoming Meetings

- February 2, 2022 Zoning Board of Appeals Meeting (If Needed)
- February 10, 2022 Planning Board Meeting at 7 PM
- February 14, 2022 Town Board Regular Meeting at 7 PM
- February 21, 2022 Town Offices Closed for President’s Day
- February 28, 2022 Town Board Work Meeting at 7 PM

Public Comment Period

James Eckl: Thank you, Mr. Supervisor, Ladies and Gentlemen. At the Organizational meeting proposed Resolution No. 6 among lots of other things was to appoint Councilman Boehlke to be the Town Planning Board/County Planning Board Committee member. I haven’t been able to find Minutes on the Town’s website, but can I ask what the resolution approves? And tonight the Board just passed Resolution No. 45 to advertise soliciting inquiries about the vacancy prospectively to be created by the expiration of a term. I just wanted to confirm these are different matters aren’t they? I mean the Town Board hasn’t already decided to appoint Councilman Boehlke also to be the representative on the Planning Board.

Supervisor Ruso: Councilman Boehlke is the Committee Chair who handles, it’s more of a bundled group. All the Zoning, Town Planning, and County Planning are all lumped under his observations and he is the liaison. He’s certainly not on the Planning Board, he’s not on the Zoning Board, he’s not on the County Board, but he’s the liaison with those members as appropriate.

James Eckl: Understood. Thank you for your time.

Audit of Claims

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 46-2022
JANUARY 24, 2022

RESOLUTION TO AUTHORIZE SUPERVISOR TO PAY AUDITED CLAIMS

WHEREAS the Town Clerk has presented claims to the Town Board for audit and review, and

WHEREAS the Town Board has audited claims 2022b-01-01 to 2022b-01-46, it is

RESOLVED that the Supervisor is hereby authorized to pay claims 2022b-01-01 to 2022b-01-46.

BE IT FURTHER RESOLVED that the Town Clerk will prepare an abstract and hold it for public review until February 28, 2022.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

AYES: Ruso, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Boehlke

Motion Carried

General \$36,291.88, Highway \$11,770.26, Sewer 1 \$52.45, Sewer 2 \$336.13, Water 2 \$2,603.12, Water 3 \$631.39, Total \$51,685.23

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Motion by Councilmember Downes seconded by Councilmember VanEtten to adjourn the meeting at 7:23 PM.

AYES: Ruso, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Boehlke

Motion Carried

Supervisor Ruso: Thank you everybody.

Respectfully Submitted,

Barbara M. Finke RMC
Town Clerk