

**Stillwater Town Board
Business Meeting/Public Hearing
(Zoning Map Change)
September 19, 2013 7:00 PM
Stillwater Town Hall**

Present: **Councilman Artie Baker
Councilman Ken Petronis
Councilwoman Lisa Bruno
Councilwoman Virginia Whitman
Supervisor Ed Kinowski**

Also Present: **Sue Cunningham, Town Clerk
James Trainor, Attorney for the Town
Joe Lanaro, Engineer for the Town**

Absent: **Mark Minick, Supt of Highways**

Supervisor Kinowski called the meeting to order and led everyone in the Pledge to the Flag.

Sue Cunningham, Town Clerk took the roll call.

7:00 PM Public Hearing

Supervisor Kinowski stated the purpose of the public hearing.

Engineer Lanaro gave a general overview of the changes that needed to be made to the Zoning Map.

Public Input: No comments

With everyone having the opportunity to speak Supervisor Kinowski declared the public hearing adjourned.

Business Meeting

Adoption of Minutes: **Motion** by Councilwoman Whitman and seconded by Councilman Petronis to adopt the minutes of August 15, 2013. **Motion carried.**

Reports **(Town Board & Dept. Heads)**

Councilman Baker

Events: Councilman Baker requested that they increase money budgeted for the re-enactors from \$50 to \$250 for the events they provide for during the year.

A brief discussion was held on this with the consensus that they could just do a Motion to increase the amount and at budget time they can consider budgeting a higher amount.

Motion by Councilman Baker and seconded by Councilman Petronis to increase amount given to the re-enactors from \$50 to \$250. **Motion carried.**

Councilwoman Bruno

Ladies Night: Councilwoman Bruno reported that the October 18th is Ladies Night out held by the Stillwater Library.

Fall Festival: Councilwoman Bruno that the Library will be holding the 2nd annual Fall Festival throughout the Village on October 26th.

Councilwoman Whitman

Global Foundries Fab 8.2: Councilwoman Whitman inquired if they would be giving Stillwater funds when they are approve and upon completion.

Supervisor Kinowski stated that immediate on approval.

Lighting: Councilwoman Whitman reported that she has a contact number for residents to call when there is a street light out in their area. She will give the information to the Town Clerk's office.

Supervisor Kinowski

Glen Hollow Park: Supervisor Kinowski gave a brief update on the progress of Glen Hollow Park. At this time the picnic area done, cookers are in, and by the end of the year the field and tennis court should be completed. Next year the basketball court and parking should be completed.

Economic Summit: **Motion** by Supervisor Kinowski and seconded by Councilwoman Bruno authorizing Town Board members, Planning & Zoning Board members to attend the Economic Summit dinner. **Motion carried.**

Brown's Beach workshop: Supervisor Kinowski reported that on October 10th a tentative date and time has been set to meet with a number of State agency personnel concerning possible ways to help manage Brown's Beach.

Tax Auction property: Supervisor Kinowski reported on the property the Town was purchasing from the tax auction for back taxes. He went over the process that needs to be followed before the land belongs to the Town.

Old Town Hall: Supervisor Kinowski spoke on a potential use of the old Town Hall. Possibly the Town Police Dept. utilizing a portion of the Town Hall and the Historian utilizing the other portion.

Boilerhouse property: Supervisor Kinowski stated that they may need a possible resolution for the November meeting regarding the DeCrescente request.

MHP Moratorium: Supervisor Kinowski stated that a potential moratorium on MHP has been suggested and they need to look at the legalities.

Agenda Items (Resolutions #96--#97)

Resolution #96 Environmental Impact of Zoning Map Amendments

Introduced by: Supervisor

WHEREAS, the Town Board previously declared its intent to serve as lead agency for the coordinated SEQRA evaluation; and

WHEREAS, by Resolution No. 85 of 2013, adopted by the Town Board on August 15, 2013, the proposed Zoning Map Amendments were referred to the Saratoga County Planning Board for review and its recommended approval by letter dated July 22, 2013; and

WHEREAS, the Public Hearing was conducted at the Town Board meeting on September 19, 2013, at which time the environmental impacts of the project were presented and discussed; and

WHEREAS, the Town Board has compared the proposed action with the criteria for determining significance in SEQRA 6 NYCRR 617 and has duly considered the Environmental Assessment Form prepared by the Chazen Companies dated June 17, 20013 and attached hereto;

Now, therefore, be it

RESOLVED, that the Town Board, acting as lead agency for the coordinated SEQRA evaluation of the proposed Zoning Map Amendments hereby determines that the proposed action is a Type II action and will not have a significant environmental impact pursuant to 6 NYCRR Part 617.5(17) (SEQRA); and be it further

RESOLVED, that the Town Board authorizes the dissemination of the Notice of Determination of Non-Significance to all involved and interested agencies.

Motion by Councilman Petronis and seconded by Councilwoman Whitman to adopt Resolution #96 of 2013.

A roll call vote was taken on Resolution #96 of 2013 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman Petronis	YES
Councilwoman Whitman	YES
Councilwoman Bruno	YES

Motion carried. Resolution #96 of 2013 was adopted unanimously.

Resolution #97 Adopting the Town’s Zoning Map Amendments

Introduced by: Supervisor

WHEREAS, the Town Board conducted a Public Hearing on September 19, 2013 to consider amending the Town’s Zoning Map pursuant to the attached recommendations of the Chazen Companies, dated June 17, 2013; and

WHEREAS, the proposed Zoning Map amendments were referred to the Saratoga County Planning Board for review and comment pursuant to General Municipal Law §239 and the attached Letter of No Significant County Wide or Intermunicipal Impact was received on or about July 22, 2013;

Now therefore be it

RESOLVED, that the Town Board hereby adopts the proposed amendments to the Town’s Zoning Map as contained in the attached Chazen recommendations; and be it further

RESOLVED, that the Town Clerk shall immediately post and publish notice of the adoption of this Resolution in the Express and Gazette within 5 days pursuant to Article 16 of the Town’s Zoning Code; and be it further

RESOLVED, that the Town Clerk shall complete, file and maintain in the Office of the Town Clerk the Affidavits of Posting/Publication and Mailing, and maintain a separate file for zoning map changes, and be it further

RESOLVED, that The Chazen Companies is directed to provide the Town with a new zoning map; and be it further

RESOLVED, that The Chazen Companies is directed to ensure compliance with all appropriate Environmental Regulations.

Motion by Councilman Petronis and seconded by Councilwoman Whitman, to adopt Resolution #97 of 2013.

A roll call vote was taken on Resolution #97 of 2013 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman Petronis	YES
Councilwoman Whitman	YES
Councilwoman Bruno	YES

Motion carried. Resolution #97 of 2013 was adopted unanimously.

**Resolution #98 Setting a Public Hearing to Consider
Changes to the Town’s Code Regarding
Parking at Town Parks**

Introduced by: Supervisor

WHEREAS, a need to regulate has been identified regarding unauthorized parking on Town-owned property; and

WHEREAS, changes to the Town Code will require a public hearing and adoption of a Local Law;

Now, therefore be it

RESOLVED, that a public hearing is hereby set for October 17, 2013 at 7:00 p.m. at the Stillwater Town Hall, 881 Hudson Avenue, Stillwater, New York 12170 to consider Local Law No. ____ of 2013, a Local Law amending the Town Code relating to unauthorized parking on Town-owned property; and be it further

RESOLVED, that the Town Board hereby elects to exercise the authority it has pursuant to the NYS Constitution as well as the Municipal Home Rule Law to supersede §§ 264, 272-a and 265 of the NYS Town Law with respect to the number of days required for publication of the Public Hearing Notices in accordance with Municipal Home Rule Law § 20; and be it further

RESOLVED, that Town Clerk is hereby directed to publish appropriate notice of the public hearing.

Motion by Councilman Petronis and seconded by Councilwoman Whitman to adopt Resolution #98 of 2013.

A roll call vote was taken on Resolution #98 of 2013 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman Petronis	YES
Councilwoman Whitman	YES
Councilwoman Bruno	YES

Motion carried. Resolution #98 of 2013 was adopted unanimously.

Public Input

Coke C commented on the old Town Hall, relocating Town Hall but now considering it for the Police Dept.

Supervisor Kinowski stated that the Town Offices out grew the building and they could not meet State mandates for court. The New Town Hall presented a great opportunity for the Town and after viewing everything it made sense to move. The old Town Hall does have a maintenance program in place and many things were fixed. Whereas the Police Dept. does not meet State requirements so moving them to the old Town Hall is an option and will provide them with more space.

Audited Claims

Motion by Councilwoman Whitman and seconded by Councilman Baker to pay the audited claims.

General	#345--#361	\$3,810.20
Town Outside	#157--#172	\$10,610.51
Highway	#364--#383	\$32,600.19
Water & Sewer	#51--#53	\$1,233.56
Capital Projects	#49--#52	\$24,118.63

Motion carried.

Motion by Councilman Baker and seconded by Councilman Petronis to adjourn the Business meeting at 8:45 PM. **Motion carried.**

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk