

DRAFT

June 12, 2008

The Town Board of the Town Of Corinth held a regular meeting on June 16, 2008 at 7:00 PM at the Town Hall.

Present: Richard Lucia, Supervisor-Excused
Charles Brown, Deputy Supervisor/Councilman
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman- Excused
Robert Hafner, Attorney
Shawn Eggleston, Highway Superintendent
Fred Mann, Code Enforcement Officer
Rose E. Farr, Town Clerk

Public: Sigrid Koch, Linda Byrnes, Jim Hamm, Michelle Wyman and Bruce Baker.

After roll call, pledge of allegiance, and prayer the following business was conducted:

RESOLUTION # 161
APPROVAL OF MINUTES

A motion made by Councilman Byrnes and seconded by Councilman Major the following resolution was

ADOPTED Ayes 3 Brown, Major, and Byrnes
Nays 0

Resolved that the minutes for May 1st, 8th, 15th and 22nd 2008 are approved.

RESOLUTION # 162
APPROVAL OF ABSTRACTS

A motion made by Councilman Major and seconded by Councilman Byrnes, and the following resolution was

ADOPTED Ayes 3 Brown, Major and Byrnes
Nays 0

Resolved that the abstracts of May 1st and May 22nd, 2008 be approved as follows:

<u>May 1, 2008</u>		<u>May 22, 2008</u>	
A	- \$ 2,460.10	A	- \$51,383.16
B	- \$ 650.14	B	- \$ 4,753.06
DB	- \$ 4,906.76	DB	- \$17,961.65
SL	- \$ 526.64	CD	- \$ 3,300.00
T&A	- \$ 682.94	Capital Projects Landfill-	\$ 6,420.36
		T&A	- \$ 5,651.85

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After a lengthy discussion with the Town Board, Town Attorney and James Hamm regarding the zoning on Hamm Road it was decided as follows:

RESOLUTION NO.: 163
INTRODUCED BY: COUNCILMAN MAJOR
SECONDED BY: COUNCILMAN BYRNES
DATE: JUNE 12, 2008

**RESOLUTION SCHEDULING PUBLIC HEARING ON
PROPOSED LOCAL LAW TO CHANGE ZONING CLASSIFICATION
AND AMEND THE TOWN'S ZONING MAP**

WHEREAS, the Corinth Town Board (the "Town Board") has received a request to re-zone an area on Hamm Road from the existing Town Zoning Classification "R-3" to Town Zoning Classification "R-2" for the purpose of allowing the use of mobile homes in the area, where they historically were used in the past, and

WHEREAS, the proposed re-zoning would require adoption of a Local Law amending the Town's official Zoning Map, and

WHEREAS, the adoption of a proposed Local Law to change the Town Zoning Classification of the parcels in the area and amend the Town's official Zoning Map are subject to prior review pursuant to the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, Municipal Home Rule Law §20 requires the Town Board to hold a public hearing prior to the adoption of a Local Law;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF CORINTH, SARATOGA COUNTY, NEW YORK, AS FOLLOWS:

Section 1: Preparation of Proposed Local Law and Proposed Revised Zoning Map - the Town Board hereby authorizes and directs Town Counsel to prepare a draft of a proposed Local Law to change the zoning classification of a group of nine (9) parcels located along Hamm Road and Route 9-N from Corinth Town Zoning Classification R-3 to Corinth Town Zoning Classification R-2 and to amend the Town's official Zoning Map accordingly. The tax map numbers of the parcels whose Zoning Classification is proposed to be changed on the Corinth Town Zoning Map are: 86.-1-38; 86.-1-37; 86.-1-45; 86.-1-32.2; 86.-1-32.1; 86.-1-32.5; 86.-1-

36; 86.-1-35.1; and 86.-1-35.2. The Town Board hereby authorizes and directs the Town's Zoning Officer and Building Department to prepare a draft of a portion of a proposed revised Town Zoning Map, showing the parcels proposed for re-zoning as well as the surrounding area in which the parcels are located and illustrating the proposed new boundary line between areas in different zoning classifications.

Section 2: Designation of Lead Agency for Review under NYS Environmental Quality Review Act ("SEQRA") - Adoption of the proposed Local Law would appear to be a Type 1 action under SEQRA. Subject to confirmation of Type 1 status, the Town Board declares its intent to be Lead Agency for SEQRA review of the proposed Local Law and hereby authorizes and directs Town Counsel to prepare Part 1 of an Environmental Assessment Form ("EAF") for use by the Town Board in determining the environmental significance of adoption of the proposed Local Law, and

Section 3: Referral to Corinth Town Planning Board - the Town Board hereby directs the Town Clerk to refer the proposed Local Law and draft portion of the proposed revised Town Zoning Map to the Corinth Town Planning Board for its review and advisory recommendation, pursuant to Town Code.

Section 4: Referral to Saratoga County Planning Board - the Town Board hereby directs the Town Clerk to refer the proposed Local Law and draft portion of the proposed revised Town Zoning Map to the Saratoga County Planning Board for its review and advisory recommendation, pursuant to General Municipal Law §239-m

Section 5: Public Hearing; Notice - The Town Board shall hold a Public Hearing at 4:30 PM on Thursday, June 26, 2008, at the Corinth Town Hall to hear all people interested in commenting on the proposed Local Law to change the zoning classification of a group of nine (9) parcels (with the following Tax Map Numbers: 86.-1-38; 86.-1-37; 86.-1-45; 86.-1-32.2; 86.-1-32.1; 86.-1-32.5; 86.-1-36; 86.-1-35.1; and 86.-1-35.2) located along Hamm Road and Route 9-N from Corinth Town Zoning Classification R-3 to Corinth Town Zoning Classification R-2 and to amend the Town's Zoning Map accordingly. The Town Clerk is hereby authorized and directed to publish a Notice of Public Hearing in the Glens Falls Post Star not less than ten (10)

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days before the date of the public hearing. The Town Clerk is hereby authorized and directed to mail copies of the Notice of Public Hearing to the owners of the parcels to be re-zoned and to the owners of all parcels within 500 feet of any of the parcels to be re-zoned. In addition, the Town Clerk is authorized and directed to provide a copy of the proposed Local Law and the Notice of Public Hearing to the following:

- (a) The executive director of property of the housing authority erecting or owning a housing project authorized under the public housing law, if any, and the chief executive officer of the municipality providing financial assistance thereto;
- (b) The Clerks of the Towns of Hadley, Day, Edinburg, Greenfield, Moreau, Wilton and Lake Luzerne;
- (c) The Clerk of the Village of Corinth;
- (d) The Clerk of the Warren County Board of Supervisors; and
- (e) The Adirondack Park Agency;

at least ten (10) days prior to the date of the Public Hearing.

Section 6: Effective Date - This Resolution shall take effect immediately.

The question of the adoption of this Resolution was duly put to a vote on roll call which resulted as follows:

AYES: 3 - Brown, Major and Byrnes
NAYS :0
ABSENT: - Lucia and Saunders

TOWN BOARD MEETING

It was the consensus of the board that there be no meeting on the third Thursday of the month during the months of July and August.

DEPUTY SUPERVISOR

Deputy Supervisor Brown stated that the following papers are on file in the Supervisor’s office:

CCSD Elementary Parent Newsletter
 Corinth Image Committee Schedule for July 4th weekend

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- Decease Veteran Program – June 17th – Royal Herbert Cowin, Jr., US Army, Stillwater
- EPCOR settlement
- Family Self Sufficiency Program Report
- Greenfield ZBA – Notice of Public Hearing
- Leadership Saratoga Brochure
- NYS Public Service Energy Smart Summer Letter
- Red Cross Meeting Minutes
- Thank you from Reib Family
- Saratoga County IDA minutes
- Senior Sentinel
- Star Exemption Value
- Time Warner Cable letters
- Veterans Corner

The following reports are on file in the Supervisor’s office:

- Assessors
- Building
- Highway
- Justices
- Senior Citizens

RESOLUTION #164

APPROVAL OF SUPERVISOR’S REPORT AS PRESENTED

A motion was made by Councilman Byrnes, seconded by Councilman Major, and the following resolution was

ADOPTED	Ayes	3	Brown, Major and Byrnes
	Nays	0	

Resolved that the Town of Corinth Town Board accepts the Supervisor’s monthly financial report for May 2008 as accepted.

TOWN CLERK

Town Clerk Farr told the board that her office will close Thursday, June 19th at 1:00PM due to the fact that she has a doctor’s appointment that cannot be changed and Deputy Town Clerk Smead is on vacation. She said that Deputy Town Clerk Sullivan will be taking the minutes at the Town Board workshop.

RESOLUTION #165

TRANSFERS

Town Clerk Farr told the board that the Bookkeeper had certain transfers that needed to be approved. A motion was made by Councilman Major, seconded by Councilman Byrnes, and the following resolution was

ADOPTED	Ayes	3	Brown, Major and Byrnes
	Nays	0	

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RESOLVED that the following transfers be made:

Increase Revenue Fund 2770.04(Highway DB-Unclassified Revenues) and Appropriation Fund 51104.04 (Highway DB – General Repairs Contractual) by \$50,000.00 each for the year 2008 to assign gas used by outside organizations (i.e. Sheriff, Public Health Nurses, etc.)

Increase Revenue Fund 3820.02 (General Outside B-Youth Program) and Appropriation Fund 73194.02 (General Outside B-Youth Programs Contractual) by \$400.00 each for fees collected for 2008 Babe Ruth Baseball.

TOWN BOARD

Councilman Major said that he had an occasion to speak to a Town Board member from the Town of Providence and he said that he was very impressed with how our transfer station was run .

Councilman Major also said that he spoke with Springer Waste and they have means to dispose of tires. He said that this would not require any personnel but would only be a dumpster for the tires to be placed in. He suggested that Highway Superintendent Eggleston contact Springer Waste and see what they could tell him.

Councilman Major asked the Town Clerk to publish the ad on the proposed re-classification of the zoning in the Pennysaver as well as the Post Star.

Councilman Major asked the Town Attorney about the status of the case of Petruzzo versus the Town of Corinth. Town Attorney Hafner said that that matter is being handled by Attorney Breedlove and as far as Attorney Hafner knows Attorney Breedlove will be moving forward with discovery proceedings.

Councilman Major asked Town Attorney Hafner the status of the Brignola matter. Attorney Hafner said he understood the time to answer was about up. He said that the next step is to begin a suit on the Town's behalf.

With no further business, on a motion of Councilman Byrnes and seconded by Councilman Major the meeting was adjourned at 8:05 PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk