

Minutes of the Regular Meeting and Public Hearings of the Board of Trustees of the Village of Lake George, NY, held at the Village Administration Building on Monday, July 16, 2018 at 6:30 p.m.

MEMBERS PRESENT: Robert M. Blais
John Earl, Deputy Mayor
Joseph Mastrodomenico, Jr., Trustee
Ray Perry, Trustee
John Root, Trustee

Also Present: Clerk Debra McKinney, Superintendent David Harrington, Joanne Mamrosch, Robin & Scott Dunklee, Kitty & Steve Lobban, Gerald Casertino (Lake George Peace Officer) and Thom Randall (Journalist).

At 6:30 p.m. Mayor Blais opened the Regular Meeting and led the Pledge of Allegiance.

At 6:31 p.m. Mayor Blais opened three Public Hearings to run concurrently.

- The first is for proposed Local Law No. 7 amending Chapter 177, "SPECIAL EVENT PARKING AND HIGHWAY CLOSURE". This amendment will allow for the parking of cars on residential properties during major special events and sets some standards.
- Proposed Local Law No. 8 amending Chapter 208, "VEHICLE AND TRAFFIC". This amendment allows for permitted overnight parking with a fee for certain trailers, campers and other types of vehicles at any legal non-metered space for specific periods of time.
- Proposed Local Law No. 9 amending Chapter 220-42 "ARCHITECTURAL STANDARDS AND GUIDELINES" and Chapter 220-85, "ZONING BOARD OF APPEALS". The purpose and intent of these amendments are to allow for more proper procedure when reviewing applications. Currently, there is no defined method of obtaining relief of a waiver from the Architectural Standards and Guidelines, per the wording in 220-85, and all criteria in a Zoning Ordinance should have the ability to be waived depending on hardship. Additionally, most or all area variance requests are already heard by the Planning Board, so it is redundant and unnecessary to send the applications to the Planning Board for ZBA referral.

Mayor Blais opened the floor to public comment. Scott Dunklee spoke in regards to the parking on residential properties during special events. He requested that the law also allow for parking during the weekly Thursday night fireworks shows. They have been parking cars and are usually full. Mayor Blais commented that some people thought that it might be a bit much every Thursday. Kitty Lobban inquired about the St. James Church and their parking of cars. Mayor Blais replied that they are in the commercial zone and are grandfathered.

Joanne Mamrosch inquired as to who will be enforcing the overnight parking. Mayor Blais noted that mostly DPW will enforce this, and that it is only for non-metered spaces with a \$25. per day permit fee.

Mayor Blais presented the minutes from a Regular Meeting held on June 18, 2018. Trustee Root made a motion, seconded by Trustee Mastrodomenico, carried by a majority, to approve the June 18, 2018 Meeting minutes.

VOTING **Ayes: 4** **Blais, Earl, Mastrodomenico, Root**
 Nays: 0

Abstention: 1 Perry
MOTION PASSED.

Trustee Root made a motion, seconded by Trustee Mastrodomenico, carried by a majority, to approve the July 3, 2018 Meeting minutes.

VOTING Ayes: 4 Blais, Mastrodomenico, Perry, Root
Nays: 0
Abstention: 1 Earl
MOTION PASSED.

Monthly reports from the Sanitation Department, Caldwell Sewer District, REC Center, Code Enforcement, Meter Revenues, Meter Enforcement, Fire Department, and Superintendent of Public Works were presented and made available for inspection.

Fire Department Action items:

- Fire Fighter 2 training for Scott Smith, Brandon Combs, Matt Oswald and John Cocozza which will begin in August of 2018. Trustee Earl made a motion, seconded by Trustee Root, unanimously carried to approve the training.

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
Nays: 0
MOTION PASSED.

Brian Dunleavy of 20 Pettis Street sent an email requesting that in conjunction with approving the resolution regarding the "Adirondack Action Pledge" to reduce road salt that the Village create a salt-free zone in the Schuyler Heights neighborhood. Mayor Blais noted that he had a discussion with Mr. Dunleavy about this and had consulted with Superintendent Harrington. Superintendent Harrington commented that he has some concerns about different weather conditions and the buildup of a snow pack, and if there's freezing rain, then you'd need to salt. He commented that if there's an accident, and we have not properly maintained the road, it could be an issue. He reported that next winter they plan to be using more brine and will be getting a new sander which will be smaller and the salt can be dialed back better. Mayor Blais liked the idea of reducing the salt usage in a specific location and suggested it might be possible to try a pilot program, but salt usage will have to be based on the weather and road conditions. He could contact the residents up there and get their input and ask them to keep us apprised of the situation. The Board agreed.

The following seasonal employees were considered:

Frank Schaeffer, returning Peace Officer at \$13.75/hr
Dustin Nicholson, Meter Enforcement at \$11.00/hr

Trustee Perry made a motion, seconded by Trustee Mastrodomenico, unanimously approved the seasonal employees at the wages listed.

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
Nays: 0
MOTION PASSED.

Mayor Blais reported that Tim Quinlan resigned from the Sanitation Department effective July 27, 2018. Mayor Blais made a motion, seconded by Trustee Earl, unanimously accepted the resignation with regret.

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

MOTION PASSED.

The following Special Event applications were considered:

- R. Millis - Lake George Breakdown Bluegrass Festival, Shepard Park, August 26, 2018
- Dave Ehmann, Improv Records, Inc – Last Chance Beach Party, Shepard Park, September 3, 2018
- Roger Phinney – Lake George In-Water Boat Show, Village docks, September 14-16, 2018

Mayor Blais, seconded by Trustee Earl, offered the following resolution:

RESOLUTION NO. 89, 2018

BE IT RESOLVED, that the Village Board hereby tables the following Special Events/Use of Village Facilities due to an outstanding balance due for the prior event:

- **R. Millis - Lake George Breakdown Bluegrass Festival, Shepard Park, August 26, 2018**

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Root, Perry**
 Nays: 0

RESOLUTION NO. 89, 2018 ADOPTED. July 16, 2018

Mayor Blais, seconded by Trustee Earl, offered the following resolution:

RESOLUTION NO. 90, 2018

BE IT RESOLVED, that the Village Board hereby approves Roger Phinney – Lake George In-Water Boat Show, Village docks, September 14-16, 2018 contingent upon receipt of all fees, insurance and other necessary documents.

BE IT RESOLVED, that the Village Board hereby approves Dave Ehmann, Improv Records, Inc – Last Chance Beach Party, Shepard Park, September 3, 2018 contingent upon receipt of all fees, insurance and other necessary documents:

BE IT FURTHER RESOLVED, that §148-45 to §148-48 of the Village’s code will be waived for the Last Chance Beach Party scheduled for September 3, 2018, and indicate the sale of beer and wine on the premises during the event is hereby approved contingent upon proof of licensing from the New York State Liquor Authority, and

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Root, Perry**
 Nays: 0

RESOLUTION NO. 90, 2018 ADOPTED. July 16, 2018

Superintendent Harrington submitted a proposal from Chazen to revise the bid specs and drawings for the Philip Street Water Main Replacement Project and rebid. The original bids came in over budget, so the scope of work will be reduced to include the main installation only,

7-16-18 reg and public hearings

no services or pavement restoration. Superintendent Harrington explained that our staff will plan to put in the 15 services this fall in hopes of getting bids within our budget.

Based on Superintendent Harrington's recommendation Trustee Root, seconded by Trustee Earl, offered the following resolution:

RESOLUTION NO. 91, 2018

BE IT RESOLVED, that the Village Board hereby approves hiring Chazen Companies, Proposal No. 91761.00, at a lump sum cost of \$4,600. to prepare revised bid documents and drawings for the rebid of the Philip Street Water Main Replacement Project with a reduced scope of work.

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

RESOLUTION NO. 91, 2018 ADOPTED. July 16, 2018

Mayor Blais noted that previously the Board approved allowing one of the Waste Water Treatment Plant employees to take the training to get their Commercial Drivers License with some stipulations. The handbook needs to be updated to reflect that.

Trustee Earl, seconded by Trustee Perry, offered the following resolution:

RESOLUTION NO. 92, 2018

BE IT RESOLVED, that the Village Board of Trustees hereby approves the following additions as underlined to the Employee handbook effective immediately:

Section VI – Rules & Regulations

N. COMMERCIAL DRIVERS LICENSE

The Village Board of Trustees may select employees as necessary to complete a Commercial Drivers License (CDL) course and pay the necessary tuition. Such employee will then be eligible for a .50 per hour stipend 180 days from successful completion of the course and written exam and receipt of their CDL. 7-16-18

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

RESOLUTION NO. 92, 2018 ADOPTED. July 16, 2018

Mayor Blais asked the Board to make a decision on the cost of Preferred Parking (PP) stickers for the Car Show event, and he suggested increasing the fee as the \$50. fee charged last year does not cover the cost of having a vehicle(s) at a metered space for six or seven days. Discussion continued about different rates to charge, and about the parking of trailers on the streets in the same spots for days. The Board agreed to make changes to the fees this year, but would possibly like to make some other changes to the rules for next year.

Trustee Perry, seconded by Earl, offered the following resolution:

RESOLUTION NO. 93, 2018

BE IT RESOLVED, that the Village Board hereby sets the price for a Preferred Parking Pass (PP) for the Adirondack Nationals Car Show at \$75.00 for any PP's purchased through Thursday; \$50.00 for PP's purchased on Friday; and \$35.00 for PP's purchased on Saturday. The Preferred Parking stickers will be valid Monday, September 3 through Sunday, September 9, 2018.

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

RESOLUTION NO. 93, 2018 ADOPTED.

July 16, 2018

Mayor Blais reported that Peace Office Supervisor Jerry Casertino and the lieutenant are requesting authorization to carry pepper spray. Mayor Blais asked Jerry to explain their request. Jerry noted that in light of recent incidents, the officers would like to carry the pepper spray to defend themselves when and if needed. Mayor Blais noted that he checked with our insurance company, and they will allow it as long as the officers are trained, have documentation, and there is a policy in place. Jerry reported that six out of the ten officers that we have on staff are already trained through their other employment, leaving only four that need the training. He has received permission through Washington County for them to take the training at no cost to the Village. He estimated the cost of the spray and holsters to be about \$340. He noted that he has some sample policies that he will forward to the Mayor for his review. Jerry commented that the pepper spray has no risk of death or injury, it's an eye irritant, and our officers are the only ones locally that do not carry some type of tool to defend themselves.

Trustee Earl, seconded by Perry, offered the following resolution:

RESOLUTION NO. 94, 2018

BE IT RESOLVED, that the Village Board does hereby agree to allow all Peace Officers to carry "pepper spray" containers in the interest of public safety and as a deterrent as well as assisting them in carrying out their duties during volatile incidents, subject to the following:

1. That all Peace Officers are trained and certified in the use of the "pepper spray".
2. That all Peace officers sign a department policy for the use of the "pepper spray" and

BE IT FURTHER RESOLVED, that the Policy be added to the Village's Employee handbook and approves the following additions as underlined effective immediately:

Section VI – Rules & Regulations

O. Policy For Use of Pepper Spray

Objective: The objective of this procedure is to provide Lake George Village Peace Officers with guidelines for the use of OC Aerosol Spray. It is the policy of the Village of Lake George Peace Officers that officers only use the force that reasonably appears necessary to effectively bring a subject under control, while protecting the lives of the officer and others. This is not a subjective determination. The use of force must be objectively reasonable. The officer must

only use that force which a reasonable officer would use under the same or similar circumstances.

Policy: The Village of Lake George has issued/will issue OC Aerosol Spray to provide officers with a non-deadly use-of-force option for gaining compliance of resistant or aggressive individuals in arrest and other enforcement situations. It is the policy of the Village of Lake George Peace Officers that officers may use OC Aerosol Spray when warranted, but only in accordance with the guidelines and procedures set forth herein. It may be used when verbal commands and dialogue have failed to bring compliance, and the subject has signaled his intention of actively resisting the officer's efforts to make an arrest. Whenever practical and reasonable, officers should issue a verbal warning prior to using OC Aerosol Spray on a subject. Once a subject is incapacitated or restrained, use of OC Aerosol spray is no longer permitted.

Definitions:

1. OC Aerosol Spray: Oleoresin Capsicum: a chemical agent compound that causes eye irritation, tears, and pain to effect compliance during policing actions.
2. Officer: Peace Officer or Constable employed by the Village of Lake George.
3. Peace Officer Supervisor: The individual or individuals specifically hired and employed to oversee operations of the Lake George Peace Officers.

Procedures:

1. Only officers who have completed the prescribed course of instruction from the New York State Division of Criminal Justice Services are authorized to carry OC Aerosol Spray. Only cans of OC Aerosol spray which are issued by or approved by the Village of Lake George are permitted to be carried.
2. OC Aerosol Spray is considered a non-deadly use-of-force option and shall be employed in a manner consistent with Use-of-Force Law outlined in Article 35 of the New York State Penal Law.
3. Within several seconds of being exposed to OC Aerosol Spray, a subject will typically experience symptoms of a burning sensation, difficulty breathing, and pain in the eyes, throat, and face. Officers should be prepared to immediately assess any medical concerns, to include gagging, sweating, and loss of consciousness, and EMS must be contacted immediately if requested by the subject or deemed appropriate by the officer.
4. Officers should be immediately prepared to employ other means of control if the subject does not sufficiently respond to OC Aerosol Spray and still cannot be subdued.
5. Subjects that have been exposed to OC Aerosol Spray should be continuously monitored by an officer, and shall not be left alone while in custody.
6. As soon as reasonably possible, officers should assist subjects in decontaminating from the exposure to OC Aerosol Spray, including but not limited to using water to flush the eyes and face, reassuring subjects, and encouraging them to relax. Flushing the eyes with water and air will normally begin to reduce the effects of OC Aerosol Spray within 15 minutes of exposure.
7. Assistance shall be offered to any individuals accidentally exposed to OC Aerosol Spray who feel effects of the agent.
8. When any persons are exposed to OC Aerosol Spray, whether intentionally or unintentionally, the officer shall contact the Peace Officer Supervisor as soon as reasonably possible, and be detailed in an incident report by the end of the officer's shift.
9. Maintenance of OC Aerosol Spray devices shall be the responsibility of the officer when on and off duty. Due care shall be used when securing the OC Aerosol Spray when off duty to ensure that unauthorized persons are not permitted to access it. Any damaged or lost OC Aerosol Spray cans shall be immediately reported to the Peace Officer Supervisor. (added 7-16-18)

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
Nays: 0

RESOLUTION NO. 94, 2018 ADOPTED.

July 16, 2018

Mayor Blais reported that Mr. Dutcher would like to get an answer from the Board as to whether they would like to allow Americade to have their Block Party and closure of Canada Street again along with use of Beach Road next year. Mayor Blais noted that we will have to charge more for Beach Road next year. He commented that he's had various replies for and against the block party, but personally did not like the black marks from burn outs on Canada Street. Trustee Perry remarked that he is not in favor of closing Canada Street again. Trustee Earl noted that the duration of the closure was controversial, and Trustee Root had expressed his opinion previously and is not in favor of closing Canada Street. Mayor Blais pointed out that Mr. Dutcher has expressed the desire to continue with the block party to help with lost revenues for the event. The Board decided that they would like to have a meeting with Mr. Dutcher to discuss the event. Mayor Blais suggested next Monday, July 23rd at 6:00 p.m. and will follow up and confirm with Mr. Dutcher; the Board agreed.

Mayor Blais asked Superintendent Harrington to give an update on what he found in regards to Cooper Street Extension parking. Superintendent Harrington went and took measurements and said that the street is 36' wide at one point and decreases to 34', but there is more than sufficient width to allow for parking on both sides of the street and traffic. He doesn't see the need to eliminate parking up there. Ms. Mamrosch reported that there have been two accidents up there this year because of the parking and the dead end with people trying to turn around. Trustee Root noted that he saw that another municipality eliminated parking a certain distance from the dead end so that people would have room to turn around. Mayor Blais commented that the Village needs to keep as much parking available as possible. Trustee Perry remarked that he would like to go up and look at the area.

Mayor Blais asked for any other comment on the Proposed Local Laws. The Board discussed the possibility of allowing the parking of cars during the regular Thursday night fireworks shows and other Village sponsored displays with a consensus that they would like to add that to the proposed law as well. They agreed to table their decision and keep the public hearing open.

At 7:45 p.m. Mayor Blais closed the Public Hearings on Proposed Local Law No.7, 2018 amending Chapter 177, "SPECIAL EVENT PARKING AND HIGHWAY CLOSURE", Proposed Local Law No. 8, 2018 Amending Chapter 208, "VEHICLE AND TRAFFIC" and Proposed Local Law No 9, 2018 amending Chapter 220, "ZONING"

Trustee Earl, seconded by Mastrodomenico, offered the following resolution:

RESOLUTION NO. 95, 2018

WHEREBY, the Village Board would like to make some changes to Proposed Local Law No. 7, 2018, amending Chapter 177 of the Code of the Village of Lake George "SPECIAL EVENT PARKING AND HIGHWAY CLOSURE",

BE IT RESOLVED, that the Village Board hereby tables Proposed Local Law No. 7 and will continue the Public Hearing and hold a Special Village Board Meeting on Monday, July 23, 2018 at 6:00 p.m. at the Village Hall for further discussion.

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

RESOLUTION NO. 95, 2018 ADOPTED.

July 16, 2018

Motion by Mayor Blais, seconded by Trustee Perry, unanimously carried, to make a Negative Declaration on SEQR, stating that there was no significant adverse impact on the Village of Lake George in adoption of Proposed Local Law No. 8, 2018 amending Chapter 208, "VEHICLE AND TRAFFIC" of the Code of the Village of Lake George, which will now be numbered Local Law No. 7, 2018.

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

Motion by Mayor Blais, seconded by Trustee Perry, to adopt proposed Local Law No 8, 2018, which will now be numbered Local Law No. 7, 2018.

LOCAL LAW NO. 7, 2018
Amending Chapter 208
Of the Code of the Village of Lake George
"VEHICLE AND TRAFFIC"

BE IT ENACTED by the Village Board of the Village of Lake George, New York as follows:

Chapter 208
VEHICLE AND TRAFFIC

...

Article X: **Parking, Standing and Stopping**

...

§ 208-14 All-night Parking

A. The parking of vehicles is hereby prohibited on all highways within the Village between the hours of 2:00 a.m. and 6:00 a.m. in the following districts designated by Chapter 220, entitled "Zoning," Article III, entitled "Zoning Districts and Maps," unless said vehicle or device has obtained a permit pursuant to § 208-34 B. entitled on-street parking. § 208-13 established by said Zoning Chapters:

- (1) R – Single-Family Residential.
- (2) RMU – Residential Mixed-Use.
- (3) CMU -- Commercial Mixed-Use.
- (4) CR -- Commercial Resort.

...

§ 208-15 Parking prohibited in designated locations.

A. The parking of vehicles is hereby prohibited in any of the following locations:

| Name of Street | Side | Location |
|-----------------------|-------------|-----------------|
| Name of Street | Side | Location |

| Name of Street Side | | Location |
|---------------------|-------|--|
| Name of Street | Side | Location |
| Amherst Street | South | From a point 97 feet east of the east curbline of Canada Street to a point 108 feet south of the east curbline of Canada Street, except for vehicles displaying official business of the Lake George Historical Museum |
| ... | | |
| Canada Street | East | To a point 170 feet from the north curbline of Lower Amherst Street except for buses in designated bus stop |
| Canada Street | East | From the northeast curbline of Lower Amherst Street traveling north to a starting point of 282 feet and continuing north to an ending point of 382 feet |
| [Canada Street | East | Between the entrances to Beach Road. The parking of police vehicles is not prohibited in this location] |
| Canada Street | East | From the northeast curbline of Beach Road to a point 90 feet north |
| ... | | |
| Canada Street | West | From a point 125 feet north of the north curbline of Amherst Street except for buses <u>and delivery vehicles</u> to Amherst Street curbline |
| ... | | |

§ 208-34 Parking of certain large vehicles prohibited.

A. Off-street parking. It is prohibited to park or store any automobile, trailer, house trailer, camper, van, truck, pickup truck, recreational vehicle, boat, pod or other mobile equipment (whether or not motorized and regardless of registration) upon the front yard lawn area or street side yard of any corner lot. All such vehicles located in the front of a residence must be parked inside a garage, a carport, or upon the paved driveway area or a paved surface suitable for parking. Each day of violation of this provision shall constitute a separate violation. The fine to be imposed for violation of this subsection shall be \$100; however, if the violation is corrected within 24 hours of notice of violation, then the fine shall be reduced to \$25. After one week of violation of this provision, the Village shall be authorized to have the offending vehicle or other mobile equipment towed away at the owner's expense, and in accordance with § 204-5, charges shall be imposed to cover towing and storage.

B. On-street parking. It is prohibited to park any unattached trailer, house trailer, camper, recreational vehicle, boat, tractor trailer, storage container or pod, mobile home, dumpster or unregistered motor vehicle upon any street or public right-of-way in the Village unless a permit is obtained for such vehicle or device for use at any legal non-metered parking space from the Village Mayor for a specified amount of time subject to a fee of \$25. per day. No such vehicle or device may be parked overnight without a valid permit and having paid the designated fee. Each day of violation of this provision shall constitute a separate violation. The fine to be imposed for violation of this subsection shall be \$100; however, if the violation is corrected within 24 hours of notice of violation, then the fine shall be reduced to \$25. After one week of violation of this provision, the Village shall be authorized to have the offending unattached trailer, house trailer, camper, recreational vehicle, boat, tractor trailer, storage container or pod, mobile home, dumpster or unregistered motor vehicle towed away/removed at the owner's expense, and in accordance with § 204-5, charges shall be imposed to cover towing/removal and storage.

...

§ 208-47. When effective.

F. This section shall take effect immediately upon the filing of this section with the Secretary of State of the State of New York.

Explanation: New Material is underlined. Deleted Material is in [brackets.]

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

LOCAL LAW NO. 8, 2018 ADOPTED **July 16, 2018**

Motion by Mayor Blais, seconded by Trustee Earl, unanimously carried, to make a Negative Declaration on SEQR, stating that there was no significant adverse impact on the Village of Lake George in adoption of Proposed Local Law No. 9, 2018 amending Chapter 220, "ZONING" of the Code of the Village of Lake George, which will now be numbered Local Law No. 8, 2018.

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

Motion by Mayor Blais, seconded by Trustee Earl, to adopt proposed Local Law No 8, 2018

LOCAL LAW NO. 8, 2018
Amending Chapter 220-42 'Architectural Standards and Guidelines'
and 220-85 'Zoning Board of Appeals'
Of the Code of the Village of Lake George

BE IT ENACTED by the Village Board of the Village of Lake George, New York as follows:

§220-42. Architectural standards and guidelines

A. Applicability; word usage.

(1) The architectural guidelines are applicable to all new construction projects requiring site plan review in the CMU and CR Districts.

(2) The guidelines and standards stated herein may be applied to renovation projects.

(3) All statements containing the word "shall" are considered mandatory standards.

(4) All statements containing the word "should" or "is encouraged" are considered guidelines.

(5) The mandatory provisions of this section may be waived by the Planning Board through Site Plan Review, where it can be proven that there will not be an adverse impact on the 'architectural character' of the neighborhood. Criteria for assessing such waivers shall be the same criteria used for area variance reviews.

§220-85. Zoning Board of Appeals

E. Referrals planning agencies.

(1) The Zoning Board of Appeals shall refer all completed variance applications, where required to do so by § 239-m of the General Municipal Law, to the County Planning Agency having jurisdiction for its report and recommendation. In no case shall final action be taken until said

7-16-18 reg and public hearings

County Planning Agency (if appropriate) has submitted its report, or until 30 days have passed since the date of referral, whichever occurs first.

(2) The Zoning Board of Appeals shall refer all completed use [] variance applications to the Planning Board for its review and recommendation. In no case shall final action be taken until said Planning Board has submitted its advisory opinion, or until 30 days have passed since the date of referral, whichever occurs first. The failure of the Planning Board to submit such opinion shall be interpreted as a neutral opinion on the appeal.

(3) In the case of any variance application involving the shoreline restrictions, the Zoning Board of Appeals shall submit a copy of the application to the Adirondack Park Agency, together with such pertinent information as the Agency reasonably shall deem necessary.

§220-93. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this chapter or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this chapter, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

§220-94. Effective Date.

This local law shall take effect upon filing with the office of the New York State Secretary of State.

***Explanation: New Material is underlined. Deleted Material is in [brackets.]

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
Nays: 0

LOCAL LAW NO. 8, 2018 ADOPTED July 16, 2018

Mayor Blais reported that in an effort to save money because of the large upcoming expenditure for a new Waste Water Treatment Plant, he would like to again consider getting sponsors for the fireworks shows. He has been in contact with the Chamber's Director, who seems to be in favor of working with the Village on this. If the cost of fireworks displays is removed from next year's occupancy tax budget, other expenses will qualify. He just wanted to bring the Board up-to-date on his plan and ask them to think about it.

Mayor Blais reported that it is the anniversary of the installation of the Dog Park at the REC Center. The organizers would like to plan a Dog Pawty for August 3rd. Mayor Blais noted that the gazebo should be here sometime this week. He would like to plan a ceremony with a ribbon cutting for the Dog Park.

Superintendent Harrington reported that the reality sandbox at Visitor Center has been installed, and is available for use. Mayor Blais commented that we may do a ribbon cutting for that as well.

Mayor Blais, seconded by Trustee Mastrodomenico, offered the following resolution for water changes:

RESOLUTION NO. 96, 2018

JULY 2018 WATER CHANGES

JULY PENALTIES **\$439.70**

FINAL READS:

| | | |
|------------|-------|----------|
| R Nyman | #3979 | \$ 47.99 |
| L Prichard | # 62 | \$ 58.79 |

The above resulted in the following Journal Entries:

| | | |
|---------------------------|--|----------|
| DR F0350 WATER RECEIVABLE | | \$546.48 |
| CR F2140 WATER METERED | | \$106.78 |
| CR F2148 WATER PENALTIES | | \$439.70 |

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
 Nays: 0

RESOLUTION NO. 96, 2018 ADOPTED. **July 16, 2018**

Mayor Blais, seconded by Trustee Mastrodomenico, offered the following resolution for transfers, audits, and wire:

RESOLUTION NO. 97, 2018

7/16/2018

TRANSFERS:

| From: | To: | Voucher # | Amount: |
|----------------------------|--------------|---------------|---------|
| AUDITS: | | | Check # |
| 6/21/2018 General | \$147,065.81 | | |
| Water | \$23,846.15 | 190109-190137 | 31534- |
| | \$170,911.96 | | 31539 |
| 7/5/2018 General | \$80,873.20 | 190138-190153 | 31543- |
| Water | \$13,783.46 | | 31547 |
| | \$94,656.66 | | |
| 7/16/2018 General | \$153,844.14 | | |
| Water | \$4,140.74 | 190154-190281 | |
| Water Main-Philip (HH1) | \$1,136.45 | | |
| Shepard Park Rstrms | \$148,722.50 | | |
| Sewer Plant | | | |
| Improv(HK) | \$134,397.85 | | |
| Water Sand Filters | \$636.50 | | |

