

Regular Town Board Meeting of the Town Board of the Town of Van Buren, held on December 17, 2019 at 7:00 pm at the Van Buren Town Hall, 7575 Van Buren Road, Baldwinsville, New York.

Present:

Mrs. Wendy Van Der Water	Councilor
Mr. Howard Tupper	Councilor
Ms. Patricia Dickman	Councilor
Mr. Ronald Dudzinski	Councilor
Ms. Mary Frances Sabin	Deputy Supervisor
Mr. Claude Sykes	Supervisor

Absent: Ms. Darcie Lesniak, Councilor

Also present:

Mr. Kevin Gilligan	Town Attorney
Mr. Jason Hoy	Town Engineer
Mr. Doug Foster	Highway Superintendent
Ms. Lynn Precourt	Town Clerk

Pledge of Allegiance and Roll Call.

Approve minutes of the Regular Town Board Meeting on December 3, 2019:

249-19-000 MOTION BY Ms. Dickman, seconded by Mr. Dudzinski, to approve the minutes of the Regular Town Board Meeting on December 3, 2019 as published.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Public hearing on Amendment to Town’s Comprehensive Plan relative to regulation of Solar Energy Systems:

250-19-034 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to recess the regular meeting, open the public hearing and waive reading the legal notice published in the *Post Standard* on 12/5/19.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Mr. Sykes asked if there was anyone to speak in favor of this amendment. No one spoke.

Mr. Sykes asked if there was anyone to speak against this amendment. No one spoke.

251-19-000 MOTION BY Mr. Tupper, seconded by Ms. Sabin, to close the public hearing and resume the regular meeting at 7:02 pm.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approve amendment to Town’s Comprehensive Plan relative to solar power and the regulation thereof:

252-19-034 The following resolution was offered by Ms. Dickman, who moved its adoption, seconded by Mr. Dudzinski, to wit:

WHEREAS, pursuant to Town Law §272-a, at a regular meeting of the Town Board, held on November 6, 2019, the Town Board proposed and introduced an amendment to the Comprehensive Plan relative to the regulation and permitting of solar energy systems while ensuring the protection of the health, safety and welfare of the Town for purposes of review, input and public participation; and

WHEREAS, at that time the Town Board determined the adoption of the amendment to the Comprehensive Plan to be a Type I Action, that the Town Board would act as lead agency, reviewed a Full Environmental Assessment Form and issued a negative declaration for purposes of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board referred the amendment to the Onondaga County Planning Board in accordance with General Municipal Law §239-m and that the Board took no position and advised that this Board could proceed with consideration of the Amendment within its sole discretion; and

WHEREAS, on December 3, 2019, the Town Board held a public hearing to allow for review, input and public participation in the preparation of the proposed amendment to the Comprehensive Plan resulting in no changes; and

WHEREAS, pursuant to Town Law §272-a, on December 17, 2019, the Town Board held a second public hearing prior to adoption of said amendment; and

WHEREAS, multiple public hearings having been held on such proposed amendment by the Town Board and proof of publication of notice of such public hearings, as required by law, having been submitted and filed, and all person desiring to be heard in connection with said proposed amendments having been heard; and

WHEREAS, it is in the public interest to adopt the proposed amendment to the Town of Van Buren Comprehensive Plan.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Van Buren does hereby adopt the proposed amendment to the Town of Van Buren Comprehensive Plan as follows:

“IV-A

Renewable Energy-Solar Systems

The Town of Van Buren recognizes that solar energy is a clean, readily available and renewable energy source. Development of solar energy systems offers an energy source that can prevent fossil fuel emissions, reduce the Town's energy demands and attract and promote green business development within the Town. The Town of Van Buren has determined that comprehensive regulations regarding the development of solar energy systems are necessary to protect the interests of the Town, its residents, and businesses. The Town desires to promote the effective and efficient use of solar energy systems; establish provisions for the placement, design, construction, operation and removal of such systems in order to uphold the public health, safety and welfare; and to ensure that such systems will not have a significant adverse impact on the aesthetic qualities and character of the Town."

RESOLVED AND DETERMINED that copies of said amendment shall be filed in the office of the Town Clerk of the Town of Van Buren and in the office of the Onondaga County Planning Board.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Consider adoption of Local Law J of 2019 – regulation of Solar Power and Energy Systems:

Mr. Sykes said as solar power evolves this we will have to keep this regulation current so we will likely do an annual review.

253-19-030 Ms. Sabin offered the following motion which was seconded by Mr. Dudzinski.

WHEREAS, the Town of Van Buren has been aware of developmental pressures, both in the Town and elsewhere, to construct various forms of solar power facilities; and

WHEREAS, the Town enacted a moratorium on such uses in 2019 and that moratorium was further extended in order to facilitate careful study and approach to regulation of such uses in the Town; and

WHEREAS, a committee was formed by the Town to study issues related to this use and proper deployment within the Town; and

WHEREAS, that committee met on 6/4/19, 6/18/19, 7/9/19, 8/13/19, 9/17/19, 9/23/19, 10/1/19 and 10/22/19, issuing its report and recommendations for consideration at the November 6, 2019 Town Board meeting; and

WHEREAS, proposed local law J-2019 was introduced at the November 6, 2019 meeting of this Board; and

WHEREAS, this Board conducted SEQR review at that time for this Type 1 action and issued a negative declaration with respect to the proposed legislation; and

WHEREAS, this Board scheduled a public hearing to be held on December 3, 2019; and

WHEREAS, in a companion action, this Board has also been considering an amendment to its Comprehensive Plan to address solar power facilities; and

WHEREAS, public hearings to consider amendment of the Comprehensive Plan have been held on December 3, 2019 and December 17, 2019; and

WHEREAS, the amendment to the Town's Comprehensive Plan was considered and adopted by resolution on this date; and

WHEREAS, proposed local law J-2019 was duly referred to the Onondaga Planning Board, in accordance with New York State General Municipal Law, Section 239 and that Board determined that there were "no significant adverse inter-community or county-wide implications" involved; and

WHEREAS, the County Planning Board offered some further comments regarding potential impacts upon agricultural properties, which will be considered by reviewing boards on a case-by-case basis; and

WHEREAS, the Town Board of the Town Van Buren is the only entity authorized to enact local legislation and particularly zoning laws regulating various uses in the Town of Van Buren; and

WHEREAS, the Town Board of the Town of Van Buren has broad home rule powers pursuant to the New York Municipal Home Rule Law and is fully empowered to enact local laws for the protection and enhancement of the Town's physical and visual environment and for the government, protection, safety, health and well-being of persons and property within the Town; and

WHEREAS, pursuant to the Town Board's broad home rules powers the Town Board is empowered to regulate and restrict the location and proliferation of land uses within the Town of Van Buren, including the location of solar energy systems and specifically solar farms; and

WHEREAS, proposed Local Law J-2019 strikes an appropriate balance between allowing the proliferation of renewable energy sources and the use of certain solar energy systems within the Town while maintaining regulations and limitations designed to protect the health, safety, welfare and character of the Town; and

WHEREAS, solar farms are an intensive land use requiring the use of a large amount of acreage and open space to achieve viability; and

WHEREAS, by limiting the location of solar farms, proposed Local Law H-2019 is consistent with the Town of Van Buren Comprehensive Plan which includes objectives such as protecting and enhancing the suburban/country atmosphere and lifestyle of the Town, including valuable open space and scenic vistas, special views, hillside and ridge areas, protecting existing viable agricultural activities, and encouraging that the future land use of the Town be predominantly residential; and

WHEREAS, it is determined that it is in the best interests of the Town of Van Buren and its people to enact this proposed local law.

NOW, THEREFORE be it

RESOLVED AND DETERMINED, that Proposed Local Law J-2019 of the Town of Van Buren be enacted as Local Law 11-2019 of the Town of Van Buren, as follows:

**TOWN OF VAN BUREN
LOCAL LAW NO. 11 OF 2019**

**A LOCAL LAW TO AMEND CHAPTER 200 (ZONING) OF THE CODE
OF THE TOWN OF VAN BUREN TO ADD A NEW SECTION
REGULATING SOLAR POWER AND ENERGY SYSTEMS IN THE TOWN AND TO
REPEAL CHAPTER 160 (SOLAR PHOTOVOLTAIC (PV) SYSTEMS)**

Be it enacted by the Town Board of the Town of Van Buren as follows:

SECTION 1. LEGISLATIVE PURPOSE AND INTENT

The purpose of this Local Law is to permit and regulate the construction of solar energy systems in the Town of Van Buren in a manner that preserves the health, safety and welfare of Town residents while also facilitating the production of renewable energy.

SECTION 2. AUTHORITY

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law §10.

SECTION 3. REPEAL OF CHAPTER 160 (SOLAR PHOTOVOLTAIC (PV) SYSTEMS)

Chapter 160 (Solar Photovoltaic (PV) Systems) of the Code of the Town of Van Buren is hereby repealed in its entirety.

SECTION 4. DEFINITIONS.

Chapter 200 § 200-9 (“Definitions”) of the Code of the Town of Van Buren is hereby amended to add the following definitions:

BONDING - Connected to establish electrical continuity and conductivity.

BUILDING-INTEGRATED SOLAR ENERGY SYSTEM - A Solar Energy System incorporated into and becoming part of the overall architecture, design and structure of a building in manner that the Solar Energy System is a permanent and integral part of the building structure.

EQUIPMENT - A general term including material, fittings, devices, appliances, luminaires, apparatus, machinery and the like used as part of, or in connection with an electrical installation.

FLUSH MOUNTED SOLAR ENERGY SYSTEM - A Rooftop-Mounted Solar Energy System with Solar Panels which are installed flush to the surface of a roof and which cannot be angled or raised.

GLARE - The effect by reflections of light with intensity sufficient as determined in a commercially reasonable manner to cause annoyance, discomfort, or loss in visual performance and visibility in any material respects.

GROUNDING ELECTRODE - A conducting object through which a direct connection to earth is established.

GROUND-MOUNTED SOLAR ENERGY SYSTEMS - A Solar Energy System that is affixed to the ground either directly or by mounting devices and which is not attached or affixed to a building or structure. Their solar modules are held in place by racks or frames that are attached to ground based mounting supports.

LISTED - Equipment, materials or services included in a list published by an organization that is acceptable to the Town of Van Buren and whose listing states either that the equipment, material or services meets identified standards or has been tested and found suitable for a specified purpose.

LOADS - Forces or other actions that result from the weight of building materials, occupants and their possessions, environmental effects, differential movement and restrained dimensional changes.

PRIME FARMLAND - Land, designated as “Prime Farmland” in the U.S. Department of Agriculture Natural Resources Conservation Service (NRCS)’s Soil Survey Geographic (SSURGO) Database on Web Soil Survey, that has the best combination of physical and chemical characteristics for producing food, feed, forage, fiber, and oilseed crops and is also available for these land uses.

NET-METERING - A billing arrangement that allows solar customers to receive credit for excess electricity which is generated from the customer’s Solar Energy System and delivered back to the grid so that customers only pay for their net electricity usage for the applicable billing period.

QUALIFIED SOLAR INSTALLER - A person who has skills and knowledge related to the construction and operation of Solar Energy Systems (and the components thereof) and installations and has received safety training on the hazards involved. Persons who are on the list of eligible photovoltaic installers maintained by the New York State Energy Research and Development Authority (NYSERDA), or who are certified as a solar installer by the North American Board of Certified Energy Practitioners (NABCEP), shall be deemed to be qualified solar installers for the purposes of this definition.

ROOF ASSEMBLY - A system designed to provide weather protection and resistance to design loads. The system consists of a roof covering and roof deck or a single component serving as both the roof covering and the roof deck.

ROOFTOP-MOUNTED SOLAR ENERGY SYSTEM - A Solar Energy System in which Solar Collectors/Panels are mounted on the roof of a building or structure either as a flush-mounted system or as panels fixed to frames which can be tilted to maximize solar collection. Rooftop-Mounted Solar Energy Systems shall be wholly contained within the limits of the building’s or structure’s roof surface.

SOLAR ACCESS - Space open to the sun and clear of overhangs or shade including the orientation of streets and lots to the sun so as to permit the use of active and/or passive Solar Energy Systems on individual properties.

SOLAR COLLECTOR - A solar photovoltaic cell, panel, or array or solar hot air or water collector device, which relies upon solar radiation as an energy source for the generation of electricity or transfer of stored heat.

SOLAR FARMS - A Solar Energy System or collection of Solar Energy Systems or area of land principally used to convert solar energy to electricity, whether by photovoltaics, concentrating solar thermal devices or various experimental solar technologies, with the primary purpose of supplying electricity to a utility grid for wholesale or retail sales of electricity to the general public or utility provider.

SOLAR PANEL - Refers either to a photovoltaic module or a set of solar photovoltaic (PV) modules electrically connected and mounted on a supporting structure which converts solar energy into electricity.

SOLAR PHOTOVOLTAIC SYSTEM - A photovoltaic system, also photovoltaic power system, solar PV system, PV system or solar array, is a power system designed to supply usable solar power by means of photovoltaics. It consists of an arrangement of several components including solar panels to absorb and directly convert sunlight into electricity, a solar inverter to change the electrical current from DC to AC, as well as mounting, cabling and other electrical accessories to set-up a working system.

SOLAR SKYSPACE - The space between a Solar Energy System and the sun through which solar radiation passes.

SOLAR STORAGE BATTERY - A device that stores energy from the sun and makes it available in an electrical form.

SOLAR ENERGY SYSTEM - A complete system of Solar Collectors, Panels, controls, energy devices, heat pumps, heat exchangers, and other materials, hardware or equipment necessary to the process by which solar radiation is collected and converted into another form of energy including but not limited to thermal and electrical, stored and protected from dissipation and distributed. This definition does not include any Solar Energy System of four-square feet in size or less.

SECTION 5. SOLAR ENERGY SYSTEM REGULATIONS

Chapter 200 of the Code of the Town of Van Buren is hereby amended to add a new Article XV titled, "Solar Energy Systems", as follows:

Article XV
Solar Energy Systems

§200-87.

Purpose and Intent.

The Town of Van Buren recognizes that solar energy is a clean, readily available and renewable energy source. Development of solar energy systems offers an energy source that can prevent fossil fuel emissions, reduce the Town's energy demands and attract and promote green business development within the Town. The Town of Van Buren has determined that comprehensive regulations regarding the development of solar energy systems are necessary to protect the interests of the Town, its residents, and businesses. This Section is intended to promote the effective and efficient use of solar energy systems; establish provisions for the placement, design, construction, operation and removal of such systems in order to uphold the public health, safety and welfare; and to ensure that such systems will not have a significant adverse impact on the aesthetic qualities and character of the Town.

§200-88. Applicability.

This Article shall apply to all solar energy systems in the Town of Van Buren which are installed or modified after the effective date of this Article. All solar energy systems which are installed or modified after the effective date of this Article shall be in compliance with all of the provisions hereof. All Solar Energy Systems shall be designed, erected, and installed in accordance with all applicable codes, regulations, and industry standards as referenced in the NYS Uniform Fire Prevention and Building Code ("Building Code"), the NYS Energy Conservation Code ("Energy Code"), and the Town of Van Buren Code.

§200-89. Building-Integrated Solar Energy Systems.

- A. Districts where allowed. Building-Integrated Solar Energy Systems shall be permitted in all zoning districts within the Town subject to the submission of, application for and review and issuance of an applicable building permit. A proposed Building Integrated Solar energy system shall be shown on the plans submitted for the building permit.
- B. Building-Integrated Solar Energy Systems shall be subject to the general requirements set forth at § 200-92.

§200-90. Rooftop-Mounted Solar Energy Systems.

- A. Districts where allowed. Rooftop-Mounted Solar Energy Systems shall be permitted in all zoning districts within the Town subject to the following requirements:
 - (1) A solar/building permit shall be required for installation of all Rooftop-Mounted Solar Energy Systems. An applicant shall submit the following application materials to the Code Enforcement Officer:

- (a) A Site survey and building roof plan showing location of major components of the Solar Energy System and other equipment on the roof or legal accessory structure. This plan should represent relative locations of components at the site, including, but not limited to, location of arrays, existing electrical service locations, utility meters, inverter locations, system orientation and tilt angles. This plan should show access and pathways that are compliant with New York State Uniform Fire Prevention and Building Code, as applicable.
 - (b) One-Line or 3-Line Electrical Diagram. The electrical diagram required by NYSERDA for an incentive application and/or utilities for an interconnection agreement may also be provided.
 - (c) Specification Sheets for all manufactured components. If these sheets are available electronically, a web address will be accepted in place of an attachment, at the discretion of the Town.
 - (d) All electrical diagrams are to be prepared by a professional engineer or an architectural firm and the diagrams and plans must contain the applicable professional's stamp, mark, and/or signature as required by New York State law and include the following:
 - [1] Project address, section, block and lot number of the property;
 - [2] Owner's name, address and phone number;
 - [3] Name, address and phone number of the person preparing the plans; and
 - [4] System capacity in kW-DC.
- (2) Rooftop-Mounted Solar Energy Systems shall not exceed the maximum allowed height of the principal use in the zoning district in which the System is located. If practicable, a Rooftop-Mounted Solar Energy system on a pitched roof shall be mounted with a maximum distance of 8 inches or as required by the New York State Uniform Fire Prevention and Building Code, between the roof surface and the highest edge of the system.
- (3) Rooftop-Mounted Solar Energy Systems shall be mounted parallel to the roof plane on which they are mounted. However, in the case of buildings which have a flat roof, a tilted mount may be permitted subject to site plan review before the Planning Board and Zoning Board of Appeals.

- (4) In order to ensure firefighter and other emergency responder safety, except in the case of accessory buildings under 1,000 square feet in area, there shall be a minimum perimeter area around the edge of the roof and structurally supported pathways to provide space on the roof for walking around all Rooftop-Mounted Solar Energy Systems. Additionally, installations shall provide for adequate access and spacing in order to:
 - (a) Ensure access to the roof.
 - (b) Provide pathways to specific areas of the roof. The specific pathway size per building will be determined and approved by the Fire Marshall. The Fire Marshall shall determine how close to the edge of the building that solar panels can go in order to provide sufficient area for fire fighters to work.
 - (c) Provide for smoke ventilation opportunity areas.
 - (d) Provide for emergency egress from the roof.
 - (e) Exceptions to these requirements may be requested where access, pathway or ventilation requirements are reduced due to:
 - [1] Unique site-specific limitations;
 - [2] Alternative access opportunities (such as from adjoining roofs);
 - [3] Ground level access to the roof area in question;
 - [4] Other adequate ventilation opportunities when approved by the Codes Office or Fire Marshall;
 - [5] Adequate ventilation opportunities afforded by panels setback from other rooftop equipment (for example: shading or structural constraints may leave significant areas open for ventilation near HVAC equipment);
 - [6] Automatic ventilation devices; or
 - [7] New technology, methods or other innovations that ensure adequate emergency responder access, pathways and ventilation opportunities.
- (5) Rooftop-Mounted Solar Energy Systems shall be subject to the general requirements set forth at § 200-92.

§200-91. Ground-Mounted Solar Energy Systems.

- A. Districts where allowed. Ground-Mounted Solar Energy Systems are permitted as accessory structures in the following: Residence District 40 (R-40), Agriculture/Residence District (AR-80), Industrial A District (InA), Industrial B District (InB), Planned Unit Development (PUD), Planned Commercial (PCD), Planned Industrial (InP), Planned Office Development (POD), General Business District (GB), Local Business District (LB), Business/Residence Buffer District (BRB) and Rural Hamlet District (RH), and further subject to the following requirements:
- (1) A solar/building permit and special use permit shall be required for installation of all Ground-Mounted Solar Energy Systems.
 - (2) Ground-Mounted Solar Energy Systems are prohibited in front yards. In addition, Ground-Mounted Solar Energy Systems shall comply with the most restrictive area, yard and total area/lot coverage restrictions based on the specific zone regulations in each applicable zoning district in which the Ground-Mounted Solar Energy System is constructed. Further setbacks, area and yard requirements and total area/lot coverage restrictions may be required by the Planning/Zoning Board of Appeals in order to protect the public's safety, health and welfare.
 - (3) Ground-Mounted Solar Energy Systems shall only be permitted on lots which are 20,000 sq. ft. or larger.
 - (4) The height of the Solar Collector/Panel and any mounts shall not exceed 15 feet in height when oriented at maximum tilt measured from the ground, including any base.
 - (5) As part of the special use permit review process, the Zoning Board of Appeals will determine that a Ground-Mounted Solar Energy Systems shall be screened when possible and practicable from adjoining lots and street rights of way through the use of architectural features, earth berms, landscaping, fencing or other screening which will harmonize with the character of the property and the surrounding area. The proposed screening shall not interfere with the normal operation of the Solar Collectors/Panels.
 - (6) The Ground-Mounted Solar Energy System shall be located in a manner to reasonably minimize view blockage for surrounding properties and shading of property while still providing adequate Solar Access for the Solar Energy System.
 - (7) Neither the Ground-Mounted Solar Energy System, nor any component thereof, shall be sited within any required buffer area, easement, right-of-way or setback.
 - (8) The criteria for a special use permit as set forth in § 200-80(C)(5) shall also be demonstrated for each application.

- B. Districts where prohibited. Except for where permitted in § 200-91(A) herein Ground-Mounted Solar Energy Systems are prohibited in all other zoning districts of the Town including but not limited to: Residence District 10 (R-10), Residence District 15 (R-15), Residence District (R-20), Mobile/Manufactured Home Community (MHC) and the overlay and protection districts enumerated in §200-12 of the Van Buren Code.

§ 200-92. General Requirements Applicable to Building-Integrated, Rooftop-Mounted and Ground-Mounted Solar Energy Systems.

- A. All Solar Energy System installations must be performed by a Qualified Solar Installer.
- B. A solar/building permit shall be required for installation of all Solar Energy Systems.
- C. Solar Energy Systems, unless part of a Solar Farm, shall be permitted only to provide power for use by owners, lessees, tenants, residents or other occupants of the premises on which they are erected, but nothing contained in this provision shall be construed to prohibit the sale of excess power through a net-metering arrangement in accordance with New York Public Service Law §66-j or similar state or federal statute. However, Solar Energy System applications in a residential setting and serving a residential use on a single parcel or lot shall be limited to 25 kW or less or no more than 110% of energy consumed on the site in the prior twelve (12) months. Solar Energy System applications serving a commercial or industrial use shall be limited to no more than 110% of energy consumed on the site in the prior twelve (12) months.
- D. Prior to operation, electrical connections must be inspected by an appropriate licensed electrical inspection person or agency, as determined by the Town. An electrical inspector must supply written verification that all electrical connections pass inspection.
- E. Any connection to the public utility grid must be inspected by the appropriate public utility and proof of inspection shall be provided to the Town.
- F. Solar Energy Systems shall be maintained in good working order.
- G. Solar Energy Systems shall be permitted only if they are determined by the Town not to present any unreasonable safety risks, including but not limited to:
 - (1) Weight load;
 - (2) Wind resistance; and
 - (3) Ingress or egress in the event of fire or other emergency.
- H. All Solar Energy Systems shall meet and comply with all relevant and applicable provisions of the New York State Uniform Fire Prevention and Building Code Standards. To the extent the provisions of the New York State Uniform Fire Prevention and Building Code are more restrictive than the provisions set forth in

this Article, the provisions of the New York State Uniform Fire Prevention and Building Code shall control.

- I. If solar storage batteries are included as part of the Solar Energy System, they must be placed in a secure container or enclosure meeting the requirements of the New York State Uniform Fire Prevention and Building Code when in use and when no longer used shall be disposed of in accordance with the laws and regulations of the Town and other applicable laws and regulations.
- J. All utility services and electrical wiring/lines shall be placed underground and otherwise be placed within the walls or unobtrusive conduit. Conduits or feeds which are laid on the roof shall be camouflaged to blend in with the roof and reduce aesthetically objectionable impacts. Where applicable, the Zoning Board/Planning Board may, for example, instruct that the conduit matches the building color, to the extent practical.
- K. If a Solar Energy System ceases to perform its originally intended function for more than 12 consecutive months, the property owner shall completely remove the System, mount and all other associated equipment and components by no later than 90 days after written notice from the Town. The Building Inspector, Zoning Enforcement Officer, Code Enforcement Officer and/or Town Engineer shall have the right at any reasonable time to enter, in the company of the owner or his agent to ensure that the Solar Energy System remains operational.
- L. To the extent practicable, Solar Energy Systems shall have neutral paint colors, materials and textures to achieve visual harmony with the surrounding area. Solar Energy Systems shall be composed of panels which are the same or similar in composition and color.
- M. The design, construction, operation and maintenance of the Solar Energy System shall prevent the direction, misdirection and/or reflection of solar rays and/or glare onto neighboring properties, public roads, public parks and public buildings.
- N. All applications and the review of Solar Energy Systems shall comply with the New York State Environmental Quality Review Act and its implementing regulations.
- O. Prior to the time of the issuance of a Solar/building permit, the applicant/owner shall demonstrate to the Code Enforcement Officer a reliable and safe method for de-energizing the Solar Energy System in the event of an emergency. The method and location to de-energize the Solar Energy System, once approved by the Code Enforcement Officer, shall be provided by the applicant to all applicable emergency services and first responders.
- P. Marking of equipment.
 - (1) Solar Energy Systems and components shall be marked in order to provide emergency responders with appropriate warning and guidance with respect to isolating the solar electric system. Materials used for marking shall be weather resistant. For residential applications, the marking may be placed

within the main service disconnect. If the main service disconnect is operable with the service panel closed, then the marking should be placed on the outside cover.

- (2) In the event any of the standards in this Subsection for markings are more stringent than applicable provisions of the New York State Uniform Fire Prevention and Building Code they shall be deemed to be guidelines only and the standards of the State Code shall apply.

§200-93. Solar Farms.

- A. Districts where allowed. Subject to the issuance of site plan approval and a special use permit and other requirements as set forth herein, Solar Farms shall be a permitted use in the following zoning districts subject to the limitations set forth herein: Residence District 40 (R-40), Agriculture/Residence District 80 (AR-80), Industrial A District (InA), Industrial B District (InB), Planned Industrial (InP), General Business District (GB), Planned Commercial (PCD), and Local Business District (LB).
- B. Districts where prohibited. Solar Farms shall be prohibited in all other zoning districts including but not limited to the following districts: Residence District 10 (R10), Residence District 15 (R-15), Residence District 20 (R-20), Mobile/Manufactured Home Community (MHC), Planned Unit Development (PUD), Planned Office Development (POD), Business/Residence Buffer District (BRB), Rural Hamlet District (RH) , and the overlay and protection districts enumerated in §200-12 of the Van Buren Code.
- C. Lot Area and Yard Regulations. The following lot area and yard regulations shall apply to Solar Farms:
 - (1) Minimum Street Frontage: 100 feet
 - (2) Minimum Lot Area: 15 acres
 - (3) Minimum Front Yard Setback: 100 feet
 - (4) Minimum Rear Yard Setback: 100 feet
 - (5) Minimum Side Yard Setback: 100 feet except where an existing residence abuts the side yard, the setback shall be 200 feet
 - (6) Minimum Water Setback: 200 feet from the high-water mark.
- D. Permits required. No person, firm or corporation, or other entity being the owner, occupant, or lessee of any land or premises within the Town of Van Buren shall use or permit the use of land or premises for the construction or installation of a Solar Farm without obtaining a building permit, a special use permit issued by the Planning/Zoning Board and a site plan approval issued by the Planning/Zoning Board as hereinafter provided.

E. Special use permit.

- (1) In addition to the criteria established pursuant to § 200-80(C)(5), the following criteria are hereby established for purposes of granting a special use permit for a Solar Farm under this Chapter:
 - (a) Scenic viewsheds. A Solar Farm shall not be installed in any location that would substantially detract from or block the view(s) of all or a portion of a scenic viewshed or from a waterfront overlay and stream corridor, as viewed from any public road, right-of-way or publicly owned land within the Town of Van Buren or that extends beyond the border of the Town of Van Buren. For purposes of this subsection, consideration shall be given to any relevant portions of the current, amended and/or future Town of Van Buren Comprehensive Plan and/or any other prior, current, amended and/or future officially recognized Town planning document or resource.
 - (b) No Solar Farm shall be installed on wetlands as identified/defined by the New York State Department of Environmental Conservation, the U.S. Army Corps of Engineers or local governing body.
 - (c) Emergency shutdown/safety. The applicant shall demonstrate the existence of adequate emergency/safety measures. The applicant shall post an emergency telephone number so that the appropriate entities may be contacted should any Solar Panel or other component of the Solar Farm need immediate repair or attention. This emergency telephone number should be clearly visible and in a location which is convenient and readily noticeable to someone likely to detect a problem.
 - (d) Security. All Solar Farms shall be secured to the extent practicable to restrict unauthorized access.
 - (e) Access road. To the greatest extent possible, existing roadways shall be used for access to the site and its improvements. In the case of constructing any roadways necessary to access the Solar Farm, they shall be constructed in a way that allows for the passage of emergency vehicles in the event of an emergency. Each application shall be accompanied by correspondence from the responding fire department and emergency care provider as to the acceptability of the proposed ingress to and egress from the Solar Farm site.
 - (f) The development and operation of the Solar Farm shall not have a significant impact on fish, wildlife, animal or plant species or their critical habitats, or other significant habitats identified by the Town of Van Buren or federal or state regulatory agencies.

- (g) Setbacks. Additional setbacks may be required from those set forth in this Section by the Zoning Board/Planning Board in order to provide for the public's safety, health and welfare.

F. Site plan review.

- (1) The following submission requirements must be observed regarding a site plan application for a Solar Farm. The Planning/Zoning Board may also require any of the requirements of § 200-79 as part of the submission.

- (a) A completed application form as supplied by the Town of Van Buren for site plan approval for a Solar Farm.
- (b) Proof of ownership of the premises involved or proof that the applicant has written permission of the owner to make such application.
- (c) Plans and drawings of the proposed Solar Farm installation signed, marked and/or stamped by a professional engineer or architect registered in New York State showing the proposed layout of the entire Solar Farm along with a description of all components, whether on site or off site, existing vegetation and proposed clearing and grading of all sites involved. Clearing and/or grading activities are subject to review by the Planning/Zoning Board and shall not commence until the issuance of site plan approval. The plans and development plan shall be drawn in sufficient detail and shall further described:

- [1] Property lines and physical dimensions of the proposed site, including contours at 5-foot intervals.

- [2] Location, approximate dimensions and types of all existing structures and uses on the site.

- [3] Location and elevation of the proposed Solar Farm and all components thereof.

- [4] Location of all existing aboveground utility lines showing the connection of the system to the utility line within 1,200 linear feet of the site.

- [5] Where applicable, the location of all transmission facilities proposed for installation. All transmission lines and wiring associated with a Solar Farm shall be buried underground and include necessary encasements in accordance with the National Electric Code and Town requirements. The Town Board may recommend waiving this requirement if sufficient engineering data is submitted by the applicant demonstrating that underground transmission lines are not feasible or practical. The applicant is required to show the

locations of all proposed overhead electric utility/transmission lines (if permitted) and underground electric utility/transmission lines, including substations and junction boxes and other electrical components for the project on the site plan. All transmission lines and electrical wiring shall be in compliance with the public utility company's requirements for interconnection. Any connection to the public utility grid must be inspected by the appropriate public utility.

- [6] Location of all service structures proposed as part of the installation and primary equipment sheets.
 - [7] Landscape plan showing all existing natural land features, trees, forest cover and all proposed changes to these features, including size and type of plant material. The plan shall show any trees and/or vegetation which is proposed to be removed for purposes of providing greater Solar Access. Removal of existing trees larger than 6 inches in diameter shall be minimized to the greatest extent possible.
 - [8] A berm, landscape screen, or any other combination acceptable to the Town capable of screening the site, shall be provided along any property line as may be required by the Planning/Zoning Board during review.
 - [9] Soil type(s) at the proposed site.
- (d) Photographic simulations shall be included showing the proposed Solar Farm along with elevation views and dimensions and manufacturer's specifications and photos of the proposed Solar Energy Systems, Solar Collectors, Solar Panels and all other components comprising the Solar Farm or from other vantage points selected by the Planning/Zoning Board.
 - (e) Prior to the issuance of a solar/building permit, certification from a professional engineer or architect registered in New York State indicating that the building or structure to which a Solar Panel or Solar Energy System is affixed, is capable of handling the loading requirements of the Solar Panel or Solar Energy System and various components.
 - (f) One or three-line electrical diagram detailing the Solar Energy System installation, associated components, and electrical interconnection methods, with all disconnects and over-current devices.
 - (g) Documentation of access to the project site(s), including location of all access roads, gates, parking area etc.

- (h) A plan for clearing and/or grading of the site and a Stormwater Pollution Prevention Plan (SWPPP) for the site.
- (i) Documentation of utility notification, including an electric service order number.
- (j) Sun chart. Where deemed appropriate, the Planning/Zoning Board may require that the applicant submit a sun chart for the proposed site indicating the sun angle for the southern boundary of the site for a minimum four-hour continuous period during the time of the highest sun angle on December 21, along with the potential for existing buildings, structures, and/or vegetation on the site or on adjacent sites to obstruct the Solar Skyspace of the proposed Solar Farm. The sunchart shall also indicate the potential for obstructions to the Solar Skyspace of the proposed Solar Farm under a scenario where an adjacent site is developed as otherwise permitted by applicable provisions of Chapter 200 of the Code of the Town of Van Buren with a building/structure built to maximum bulk and height at the minimum setback. Where no standards for setback are established, this scenario shall assume a maximum setback of five feet from the property line. The sunchart shall be kept on file at the Town Code Enforcement Office and determine the minimum setback required for any solar collectors from the south property line as well as the Solar Skyspace that should be considered when development of neighboring properties occurs. This section in no way places responsibility on the Town for guaranteeing the Solar Skyspace of a Solar Energy System.
- (k) The manufacturer's or installer's identification and appropriate warning signage shall be posted at the site and be clearly visible.
- (l) Solar Energy Systems shall be marked in order to provide emergency responders with appropriate warning and guidance with respect to isolating the electric systems. Materials used for marking shall be weather resistant. The marking shall be placed adjacent to the main service disconnect location clearly visible from the location where the lever is operated.
- (m) The height of the solar panel array shall conform to the height restrictions for an accessory structure in the applicable zoning district, but in no case shall exceed 20 feet measure from the ground and including any base or supporting materials. Neutral paint colors, materials and textures may be required for Solar Farm components, buildings and structures to achieve visual harmony with the surrounding area.
- (n) The design, construction, operation and maintenance of the solar energy system shall prevent the direction, misdirection and/or

reflection of solar rays and/or glare onto neighboring properties, public roads, public parks and public buildings.

- (o) Artificial lighting of Solar Farms shall be limited to lighting required for safety and operational purposes, shall be shielded from all neighboring properties and public roads.
- (p) Solar Farms shall be enclosed by perimeter fencing to restrict unauthorized access as approved by the Planning/Zoning Board. Style and type of fence shall be approved by the Planning/Zoning Board as part of the site plan.
- (q) Only signage used to identify the location of the Solar Farm shall be allowed and such signage shall otherwise comply with the Town's sign regulations and requirements.
- (r) To the extent practicable, equipment that produces noise above ambient levels during normal operation shall be placed in the center of the solar array or at a minimum of 1,000 feet from the nearest property line.
- (s) All applications shall be accompanied by a full environmental assessment form for purposes of environmental review under the New York State Environmental Quality Review Act (SEQRA), including a visual impact analysis/visual environmental assessment form. The following additional material may be required by the Planning/Zoning Board:

[1] A digital-elevation-model-based project visibility map showing the impact of topography upon visibility of the project from other locations, to a distance radius of three miles from the center of the project. Scaled use shall depict a three-mile radius as not smaller than 2.7 inches, and the base map shall be a published topographic map showing cultural features.

[2] No fewer than four color photos taken from locations within a 3-mile radius from the proposed location, as selected by the Planning/Zoning Board and computer-enhanced to simulate the appearance of the as-built aboveground Solar Farm components as they would appear from these locations.

- (2) Site plan review criteria. In addition to the above no site plan shall be approved unless the Planning/Zoning Board determines that the proposed Solar Farm complies with the following:

- (a) The use is oriented in its location upon the site as to layout, coverage, screening, means of access and aesthetics so that:

- [1] The flow control and safety of traffic and human beings shall not be adversely affected to an unreasonable degree;
- [2] There is reasonable compatibility in all respects with any structure or use in the surrounding area, actual or permitted, which may be directly substantially affected;
- [3] There shall not be any unreasonable detriment to any structure or use, actual or permitted, in the surrounding area;
- [4] There is a reasonable provision for open space and yard areas as appropriate to the surrounding area.

G. Public hearing. No action shall be taken by the Planning/Zoning Board to issue a special use permit or site plan approval, nor the Zoning Board of Appeals to grant a use or area variance in relation to an application for a Solar Farm until after public notice and a public hearing. Proper notice of a hearing before the Board shall be given by legal notice published in the official newspaper of the Town of Van Buren at least 10 days before the date set for such public hearing(s) and written notice mailed to the applicant or his agent at the address given in the application to be considered. The applicant shall be responsible for notifying, by certified mail, all property owners of record within 500 feet of the outside perimeter of the boundary line of the property involved in the application of the time, date and place of such public hearing at least 10 days prior to such hearing. Notice shall be deemed to have been given if mailed to the property owner at the tax billing address listed on the property tax records of the Town Assessor or at the property address. At least 7 days prior to such hearing, the applicant shall file with the board his/her affidavit verifying the mailing of such notices. Failure of the property owners to receive such notice shall not be deemed a jurisdictional defect.

H. Compliance with New York State Uniform Fire Prevention and Building Code.

- (1) Building permit applications shall be accompanied by standard drawings of structural components of the Solar Farm and all its components (including but not limited to Solar Panel, Solar Collector, Solar Energy System etc.). Drawings and any necessary calculations shall be certified, in writing, by a New York State registered professional engineer that the system complies with the New York State Uniform Fire Prevention and Building Code. This certification would normally be supplied by the manufacturer.
- (2) Where the structure, components or installation vary from the standard design or specification, the proposed modification shall be certified by a New York State registered professional engineer for compliance with the structural design provisions of the New York State Uniform Fire Prevention and Building Code.

I. Compliance with state, local and national electric codes.

- (1) Building permit applications shall be accompanied by a line drawing identifying the electrical components of the Solar Farm to be installed in

sufficient detail to allow for a determination that the manner of installation conforms with the National Electric Code. The application shall include a statement from a New York State registered professional engineer indicating that the electrical system conforms with good engineering practices and complies with the National Electric Code, as well as applicable state and local electrical codes. This certification would normally be supplied by the manufacturer. All equipment and materials shall be used or installed in accordance with such drawings and diagrams.

- (2) Where the electrical components of an installation vary from the standard design or specifications, the proposed modifications shall be reviewed and certified by a New York State registered professional engineer for compliance with the requirements of the National Electric Code and good engineering practices.
- J. Following construction/installation of the Solar Farm, all disturbed areas where soil has been exposed shall be reseeded with grass and/or planted with low level vegetation capable of preventing soil erosion and airborne dust.
 - K. Post Construction/Installation Certification. Following the construction/installation of the Solar Farm, the applicant shall provide a post-construction/installation certification from a professional engineer registered in New York State that the project complies with any and all applicable codes and industry practices and has been constructed and is operating according to the drawings and development plan(s) submitted to the Town and this Article.
 - L. Insurance. The applicant, owner, lessee or assignee shall maintain a current insurance policy which will cover installation and operation of the Solar Farm at all times. Said policy shall provide a minimum of \$5,000,000 property and personal liability coverage.
 - M. Inspections. The Building Inspector, Zoning Enforcement Officer, Code Enforcement Officer and/or Town Engineer shall have the right at any reasonable time to enter, in the company of the owner or his agent, the premises on which a Solar Farm is being or has been constructed, to inspect all parts of said Solar Farm installation and require that repairs or alterations be made if, in his judgment, there exists a deficiency in the operation or the structural stability of the Solar Farm or any component thereof. If necessary, the Building Inspector or Town Engineer may order the system secured or to otherwise cease operation. It shall not be required that the owner or agent be present in the event of an emergency situation involving danger to life, limb or property.
 - N. Power to impose conditions. In granting any site plan approval, special use permit or variance for a Solar Farm, the Planning Board/Zoning Board of Appeals as the case may be, may impose reasonable conditions to the extent that such board finds that such conditions are necessary to minimize any adverse effect or impacts of the proposed use on neighboring properties and to protect the general health, safety and welfare of Town residents and others.

- O. Decommissioning and Removal of Solar Farm Facilities.
- (1) The applicant shall agree, in writing, to remove the entirety of the Solar Farm and all accessory structures and components thereof if the Solar Farm ceases to be used for its intended purpose for 12 consecutive months. Removal of such obsolete and/or unused Solar Farm components shall take place within 3 months thereafter. Such agreement shall also include a commitment by the applicant to impose a similar obligation to remove any unused and/or obsolete Solar Panels upon any person subsequently securing rights to relocate the Solar Panels.
 - (2) Bond/Security. The applicant shall be required to execute and file with the Town Clerk a bond, or other form of security acceptable to the Town Attorney and Engineer, in an amount sufficient for the faithful performance of the terms and conditions of the permit issued under this Chapter, and to provide the decommissioning removal and restoration of the site subsequent to the removal of the Solar Farm. The amount of the bond or security shall be no less than 150% of the cost of the removal of the Solar Panels and restoration of the site and shall be reviewed and adjusted at 5-year intervals. In the event of a default upon performance of such condition or any of them, the bond or security shall be forfeited to the Town, which shall be entitled to maintain an action thereon. The bond or security shall remain in full force and effect until the complete removal of the Solar Panels and site restoration is finished.
 - (3) Fees. Fees for applications and permits under this section shall be established by resolution of the Town Board of the Town of Van Buren. Consistent with the procedure of Section 107-5 of the Town of Van Buren Town Code, (“Deposits and Fees”) it shall be the applicant’s responsibility to reimburse the Town for any and all reasonable and necessary legal, engineering and other professional fees incurred by the Town in reviewing and administering an application for a Solar Farm under this Section.
- P. Waiver. The Planning/Zoning Board may, under appropriate circumstances, waive one or more of the submission requirements contained herein.

SECTION 6. AMENDMENT OF § 200-21: TABLE OF LAND USES BY ZONING DISTRICT

The Table of Land Uses by Zoning District as described in § 200-21 (200 Attachment 1) is hereby amended in accordance with the provisions of this Local Law. In particular, the Table of Land uses is hereby amended to include “Solar Farm” under “Utilities” in a new row, “G3 Solar Farms”, subject to the issuance of a special use permit and site plan approval by the Zoning/Planning Board (“ZP”) in the following zoning districts: Residence District 40 (R-40), Agriculture/Residence District 80 (AR-80), Industrial A District (InA), Industrial B District (InB), Planned Industrial (InP), General Business District (GB), Planned Commercial (PCD), and Local Business District (LB).

SECTION 7. AMENDMENT OF THE DEFINITION OF “UTILITIES” CONTAINED IN §200-9 (DEFINITIONS) TO REMOVE REFERENCE TO “POWER GENERATION”

The definition of “Utilities” contained in §200-9 of the Code of the Town of Van Buren is hereby amended to read as follows:

“Public or private service such as emergency services, wastewater treatment plants, public and private utility substations, water towers, utility and public sewer and water pump stations related to distribution facilities, and telecommunications towers. See § 200-22G. Utilities.”

SECTION 8. AMENDMENT OF §200-22G(1) TO REMOVE THE REFERENCE TO “POWER GENERATION” CONTAINED THEREIN

§200-22G (1) of the Code of the Town of Van Buren is hereby amend to remove the reference to “power generation” so that it reads as follows:

“(1) G1 Public Services and utilities: includes emergency services such as fire department and rescue operations, wastewater treatment plants, public and private utility substations, water towers, utilities and public service, sewer, water and sewer pump stations and related distribution facilities.”

SECTION 9. SEVERABILITY.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

SECTION 10. EFFECTIVE DATE.

This Local Law shall be effective upon filing with the office of the Secretary of State.

Roll Call Votes: Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Consider reduction of Marion Meadows security for Sections 1 and 2 per engineer’s memo:

254-19-007 MOTION BY Ms. Sabin, seconded by Mr. Dudzinski, to release the securities previously retained \$72,500 and \$26,600 for the punchlists of Marion Meadows Sections 1 and 2, respectively.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Authorize Supervisor to execute annual agreement with OCRRA:

255-19-043 MOTION BY Ms. Dickman, seconded by Mr. Tupper, to authorize the Supervisor to sign the annual agreement with OCRRA.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Consider concurrence of having Onondaga County set as lead agency for the County Sewer Service Consolidation Project:

Mr. Sykes said this doesn't commit the town to allowing the County to lease the sewers but will only give them the ability to perform SEQRA as lead agency. He said he and other supervisors have questions for OCWEP so they can go over the fine print of leasing to the County.

256-19-045 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to approve concurrent of having Onondaga County set as lead agency for the County Sewer Service Consolidation Project.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approval for Town Engineer to attend four training sessions sponsored by EJP at \$10.00 each, 1/15/20, 2/5/20, 3/4/20 and 3/25/20”

257-19-027 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to approve the Town Engineer to attend four training sessions sponsored by EJP at \$10.00 each on 1/15/20, 2/5/20, 3/4/20 and 3/25/20.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approval of subdivision plans for Treybrook development per Town Engineer:

Mr. Hoy said he has reviewed the construction drawings for facilities the town will have to approve to take over once built, such as sewers, drainage, lighting, etc. He said he is satisfied with the plans.

258-19-053 MOTION BY Mr. Tupper, Mrs. Van Der Water, to approve the subdivision plans for Treybrook development.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Approve software maintenance for Codes Office:

259-19-001.1 MOTION BY Mrs. Van Der Water, seconded by Ms. Dickman, to approve the renewal of software maintenance for the code Department with Williamson Law Book Company at an annual cost of \$649.00.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Consider lifting moratorium on solar energy construction:

260-19-034 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to lift the moratorium on solar energy installations effective January 6, 2020.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Councilor Committee Reports and Comments:

Ms. Dickman said there is a Labor Committee meeting to continue ongoing union negotiations on December 20th.

Ms. Dickman thanked the Buildings and Grounds Department employees for the Christmas decorations at Town Hall.

Ms. Dickman wished everyone a Merry Christmas.

Mr. Tupper wished everyone a Merry Christmas.

Highway Superintendent Comments:

Mr. Foster said lately this winter we have had more freezing rain and sleet than usual. He said when that happens they will leave slush on the roads to provide some traction rather than plowing it off and allowing just ice on the roads.

Mr. Foster said the prohibition of parking on town roads between 2:00 am and 6:00 am is still in effect. He said he understands families will have company visiting but urged residents to keep cars off the roads so plows can get through safely and efficiently.

Mr. Foster said from time to time the plows do damage mailboxes and lawns and he asked anyone with damage to contact the Highway Department.

Supervisor Comments: None

Engineer Comments: None

Regular Town Board Meeting December 17, 2019

Attorney Comments:

Ms. Loughnot wished everyone a Merry Christmas.

Citizens Comments: None

Mr. Sykes wished everyone a Merry Christmas.

261-19-000 MOTION BY Ms. Sabin, seconded by Mrs. Van Der Water, to adjourn to the Organizational Meeting on January 2, 2020 at 7:00 pm.

Mrs. Van Der Water – Yes, Mr. Tupper – Yes, Ms. Dickman – Yes, Mr. Dudzinski – Yes, Ms. Sabin – Yes, Mr. Sykes – Yes

All Ayes – Motion Carried & Adopted

Meeting closed 7:15 pm

Respectfully submitted,

Lynn Precourt
Town Clerk

Dated: 12/18/19