

SPECIAL MEETING  
BOLTON TOWN BOARD

Meeting Call to Order: 4:42pm

May 23, 2013

Special Meeting:  
Supervisor: Ronald Conover  
Councilman: Rob MacEwan  
Councilmember: Susan Wilson  
Town Clerk: Jodi Connally

ABSENT  
Councilman: Owen Maranville  
Councilmember: Cheryl Bolton

Minutes of Previous Meeting: None

Public in Attendance:

Old Business/Tabled Resolutions: None

New Business:

- Resolution allowing approval of the Sound Amplification Permits for the dates of May 25, 2013 And June 1<sup>st</sup>, 2013 at "Somewhere In Time".

Supervisor Conover states that there were a number of issues at the last Town Board Meeting associated with the Sound Application Permits, primarily that the Planning Board had yet to act on zoning questions that were in front of the Planning Board. There were also issues relative to timing, when notifications were received and so on and so forth. Since that time the Planning Board has met and has a fairly significant series of conclusions and findings relative to the B&B. One of the wishes of the Planning Board was that folks with weddings already scheduled for this summer be allowed to take place. It is understood that the Planning Board approved, at least in the terms of gatherings, from approximately September 16<sup>th</sup> to Labor Day, operating of a B&B can take place. This does not mean they're approved for an outdoor Sound Amplification Permit. That is the authority and the responsibility of the Town Board to review outdoor Sound Amplification Permits stated Supervisor Conover. There are a number of other items that were part of those findings that have or will be provided to the Board. Getting back to the actions of the PB, they made a determination that from a gathering or site plan point of view, their province, they didn't feel the people that have these long standing weddings at Somewhere In Time should be negatively affected by this situation. Supervisor Conover went on to say that he thinks the PB Chairman made it precisely clear that this feature was specifically intended and directed to the limited number, this year, that are caught in a situation not of their creation. There was short discussion and mention of other dates for events at Somewhere In Time that will be up for review at the next Town Board Meeting.

Mr. McNally, Counsel for Somewhere In Time, stated what he believes the Planning Board did was basically there was no limitation in terms of what time things were to take place during the year. He stated that they said, basically going forward this place can be used from September 15 through June 15<sup>th</sup> of the following year. He went on to say there were a number of dates that had already been scheduled and the PB list them as June 22, August 10<sup>th</sup>, and Sept. 7<sup>th</sup> and 14<sup>th</sup>. Mr. McNally said he

argued for a Labor Day date but the consensus of the Board was the 15<sup>th</sup> so anything before that date he asked for special permission and they said fine this year, you can do that, but any year after this don't do it.

Mr. Conover reminded everyone that the question here for consideration of the Board is do they follow suite relative to a wedding to be held this coming Saturday the 25<sup>th</sup> and another on June 1<sup>st</sup>? Mr. Conover reviewed the applications that were received at the last Town Board Meeting. Both events from 5 to 10pm, both with DJ's, and the activities to take place at the outdoor pavilion at Somewhere in Time.

Mr. MacEwan asked if the permits today are just for these two dates. Mr. Conover said yes for these two, but he wants the Board to be aware that notices have been sent out for the June meeting, for events that can fit into the June meeting, these of course cannot.

Mr. Conover stated that it was strongly recommended from Town Council, after additional discussion with Mr. McNally, that we consider these requests, and understand the determination of the PB was singularly related to the families of the Brides and Grooms and only for that.

Mr. MacEwan states that he doesn't think that there was ever intent to hurt anybody, it was just that it was right in your lap.

The May 25<sup>th</sup> wedding party arrives. Mr. Conover introduced everyone. He asks if anyone would like to speak, as he's well aware that some have had agreements for some time. The June 1<sup>st</sup> Groom speaks. He definitely appreciates us all taking time out of our day to have this meeting. He states that they have been planning this since last summer and it is a big day in their lives. He says they want to comply with ordinances, be respectful of the neighbors and be respectful of the community. He agrees with Supervisor Conover that it is a victim of circumstance type of situation at this point. The Groom just hopes a fair deal can be reached and that they can have amplified music at their event.

Mr. MacEwan tells the Groom that he thinks they are innocent here. Ms. Wilson agrees.

The May 25<sup>th</sup> Bride agrees with June 1 Groom. She also feels that they are victims and had absolutely no knowledge of what is really going on here. She states that it is the most important day of their lives, and that she is very emotional and upset about this situation. She reminds again that it is the most important day of her life and that she would really like for them to be able to play music. The Bride's Mother told Mr. Conover that she appreciates his honesty and willingness to talk with them about this issue.

Mr. Conover asks Councilmember Wilson or Councilman MacEwan to give their thoughts as he sees no reason to labor this further.

Councilmember Wilson states that while this is probably not indicative of what they would do under normal circumstances, she reminds us that these are innocent people involved in the most important days of their lives. She states that she certainly doesn't want to stand in the way of them having the type of wedding they've planned for over a year.

#### **Resolution # 127**

Councilmember Wilson moved, seconded by Councilman MacEwan to allow the Noise Amplification Permit to be approved for both of these applications with the understanding that it is being done for those who have rented Somewhere In Time. All in Favor. Motion Carried.

#### **Resolution #128**

Supervisor Conover moved, seconded by Councilman MacEwan to Adjourn at 4:49pm. All in Favor. Motion carried.

Respectfully submitted by:

Jodi Connally  
Town Clerk