

Town Board- Minutes March 6, 2008

State of New York

Warren County

Town of Bolton

PRESENT: Supervisor Kathleen Simmes, Councilmen Owen Maranville, Robert MacEwan, Jason Saris, Councilmember Deanne Rehm, Town Counsel Michael Muller, Town Clerk Patricia Steele and Zoning Code Enforcement Officer Mitzi Nittmann.

ABSENT: None

Meeting called to order 7:00 p.m.

PLEDGE OF ALLEGIANCE: Councilmember Rehm

ANNOUNCEMENTS:

- ▶ A Zoning Revision Committee meeting was held on March 5th. There will be another committee meeting on March 31st at 4:00 PM.
- ▶ Health Center Heating System breakdown

RESOLUTION # 44

Councilmember Rehm moved, seconded by Councilman MacEwan as follows:

WHEREAS, the Health Center is vital to the health and well being of our community and

WHEREAS, the building has the potential to cause a serious health risk to the employees and patients due to holes in the heat exchanges on both furnaces and the building has been closed until repairs are completed and

WHEREAS, it is imperative to reopen the building,

NOW THEREFORE BE IT RESOLVED,

That the Supervisor declared an emergency and authorized Highland & Co. Inc. to install two new furnaces at a cost of \$9075 in order to reopen the Health Center as soon as possible. All in Favor. Motion Carried.

Supervisor Simmes stated that in the budget there was \$7,000 set aside for a generator and suggested that instead of buying a generator this year, they could take that money and put it toward the furnace and make up the \$2,075 difference.

RESOLUTION # 45

Councilmember Rehm moved, seconded by Councilman Maranville to use the \$7,000 that was budgeted for the generator and pay the balance of \$2,075 due out of the contractual .4 account to purchase the new furnaces. All in Favor. Motion Carried.

PUBLIC HEARINGS:

1. Proposed amendment to Ordinance #28 -5 MPH zone for Sawmill Bay. Notice sent to paper was very generic in its description I have received five more letters against the change that was adopted.

Supervisor Simmes stated that since the last meeting she has received letters from the LG Waterkeeper, Rich Kober (personally), the Sagamore, the Queen family, and the LGA all opposing the adopted change. She displayed maps and described the previous 5 mph zones for Sawmill Bay throughout the years from 1974 to the newly adopted zone in 2007. Supervisor Simmes indicated that they were looking at two proposals since the last meeting. Both would move the northwest line back to Finkle Brook and the northeast line either 1) to at least 50 feet north of the last boathouse (Mr. Queen) or 2) 100 feet north of EnCon's boathouse. She stated the distance between the tip of Green Island and Mr. Queen's boathouse is 784 ft. Councilman MacEwan asked how many feet it was changed to in the newly adopted zone. Supervisor Simmes indicated that it was adjusted 1,265 ft.

Councilman Saris stated although there were no formal complaints to change the zone, S. Andersen has indicated that he has received a lot complaints from boaters which is why the issue was raised. Previously the zone had been changed two other times without a lot of public input. For example, in 1997 they changed the zone to encompass a Board members boathouse and there was no real reason to change it at that time. Supervisor Simmes stated that the public that have contacted her are concerned that there is a distinct safety issue especially with the new docks and new businesses within this zone. Councilman Saris stated that there is no data to support that claim. Supervisor Simmes indicated that some of the letters that they have received are from agencies that patrol the lake. Councilman MacEwan stated that he has visited the site to get a better idea of the location of the new zone and proposed changes. He continued that since his site visit, speaking with concerned individuals and reading the correspondence he feels there is a valid safety concern. At the last meeting he asked S. Andersen if there was any way that they could compromise in this to address the safety concern. Councilman Saris suggested the pre-1997 boundary line (50 feet north of the State boathouse) because there was no reason that he was aware for changing it. Supervisor Simmes indicated that upon speaking with Mr. Queen (owner of the Morgan property) he has lost acreage due erosion and is concerned by changing the zone he will only lose more of this land. Councilman Saris stated that weather conditions can play a larger part in the erosion than boat traffic or speed. Supervisor Simmes opened the hearing to the public in attendance.

David Boyd from the Sagamore stated that he is concerned with the safety issue for the guests staying at the hotel. They have a lot of activity in this zone; children embarking into the water, 66 boat slips with individuals and groups getting on and off boats, and kayaks/canoes using this area. He stated that the Sagamore should not be left solely to look after these individuals and that together they should be responsible for ensuring the safety of all visitors invited to this Town.

Ike Wolgin stated that at the last meeting there were questions behind the motivation behind why the zone was expanded in 1996. He stated that regardless of the motivation that drove the expansion, the net result has been a benefit. In the last ten years both power boat sizes and canoe and kayak traffic have increased which raises safety concerns. He feels that because of the zone's size, it has encouraged non-power boat individuals to utilize Bolton to access Lake George and the islands. With regard to affecting commerce; he stated that individuals, regardless of the size of the zone, will still utilize the marinas for gas, beverages, etc and it will take them the same amount of time to get to any of the businesses in the zone. Ultimately he feels that shrinking the zone is not going to affect commerce or have individuals stop boating on Lake George. However, he feels shrinking the zone and making it treacherous for small craft to get on the water could change some individuals' use of that area.

Tim Hendricks stated that he has 30-40 boats on a daily basis with 43 employees. Every work operation and maintenance project that is done on the islands is done out of their maintenance center. Any major rescue or fire control operation is done out of their facility. With the amount of boats, types of boats and equipment or individuals

that these boats may be carrying will all be put at risk by not being in the 5 mph zone. He stated that the LGPC has a survey from 2004-2006 which identified Bolton Landing as 1) major zones approaching capacity, 2) zones that were congested and where close calls most likely occurred, 3) places where people spend most of their time on Lake George, and 4) unsafe operation of a boat was seen as the biggest problem by most respondents to this survey, more so than unmarked boating hazards on Lake George. He stated that the demographics of the people that operate in this bay vary from novice boaters renting from a local marina to experienced boaters that are unfamiliar with the lake. He also suggested having the boundary lines in line with one another, instead of on a diagonal, to make it easier on boaters as well as law enforcement agencies ensuring safety on the water. He commented that all of the law enforcement agencies which the Town will call upon to enforce this zone have all opposed this newly adopted zone. Supervisor Simmes agreed. He requested that the Board adjust the north boundary line to Finkle Brook on the west shore to just above their last boathouse or Mr. Queen's property.

Earl Mikoloski stated that he owns a rowing shell that he uses frequently in Sawmill Bay. He stated that in the zone there is much less wake to have to deal with for canoes and kayaks. Unlike open water, this zone is narrow with land on both sides and the wake can be felt much more because it can splash up against the land and come back at you. He stated that due to the size of the area and the usage of that area by all different types of boats that he recommends that they adjust the zone to allow for more room to move about safely.

Councilmember Rehm stated that it is strange that the TB is being asked to make a determination on the speed limit on a body of water. She stated that they also get requests to determine the speed limits on some of the Town roads. When they get these requests they do not act on them independently, they refer them to the police agencies and they do a traffic study and come back with what they have agreed to do if there is a need. In this case, because it is a Court, they are left with this decision, but feels that they have done the same thing because the various agencies that patrol that bay have all reported that the prior boundaries provided the best safety measures. She feels that they are sitting there with their advice and have the effect of a traffic study done. She stated that she is in favor of returning to at least a point north of the State boathouse and at some compromised point just north of the second boathouse on the northern end of Green Island if that will provide a safe bay for all the visitors and residents in that Bay. Councilman MacEwan agreed with Councilmember Rehm and stated that they should leave the South end the same but adjust the north boundary line to Finkle Brook over to 50 ft. above the last boathouse. Supervisor Simmes asked I. Wolgin and T. Hendricks if 50 ft above Mr. Queen's boathouse would be sufficient enough. I. Wolgin stated that 50 or 100 ft above is not going to make a huge difference on his boathouse. Councilmember Rehm stated that she would support 100 ft and believes that would be almost a straight line to Finkle Brook to provide a clear boundary for boaters and law enforcement agencies enforcing the zone.

RESOLUTION # 46

Councilman Maranville moved, seconded by Councilman MacEwan to close the public hearing on Ordinance #28. All in Favor. Motion Carried.

RESOLUTION # 47

Councilmember Rehm moved, seconded by Councilman MacEwan to set the north boundary point for the 5mph zone in Sawmill Bay at the mouth of Finkle Brook due east to the west shore of Green Island at a point 100 ft north of the northerly property line of Green Island LLC. Councilman Saris opposed. All others in Favor. Motion Carried.

2. Proposed amendment to Ordinance #36 "Sanitary Sewage Disposal Ordinance"

Regarding Article IV Pre-Existing Systems under Section 4.020

Supervisor Simmes read: "Major repairs, extensions or major alterations shall only be undertaken pursuant to the issuance of a permit from the Zoning Administrator. Issuance of such permit shall be conditioned upon a requirement that the system shall be pumped out on a periodic basis of at least one pump out within every 5 year

period. The Zoning Administrator or designated agent shall maintain a calendaring system in order to track and enforce permit compliance.”

Ron Conover stated that upon looking at the ordinance in defining a minor repair they used the example of pump out and that a pump out is in the form of maintenance and should not be considered a minor repair. He thought that they may need to look at this section and possibly better define it. If someone needs to repair a line because of the ice or replace a baffle, he is not sure they should be subject to a pump out every five years. Councilmember Rehm stated that a major repair means any replacement or reconstruction affecting the septic tank or at least one half of the leaching facilities. She stated that the ordinance would kick in if either occurs. R. Conover asked if minor repairs would fall under this ordinance. Councilmember Rehm stated no only major repairs. Counsel stated that minor repairs are mentioned in the ordinance only to say that they do not require a permit and gave the example of pump out as a minor repair. R. Conover suggested that they come up with other examples and possibly get rid of pump out as a repair. Counsel stated that he was only asked to change the major repairs section of the ordinance and did not get into the minor repairs. Councilman Maranville suggested that they define minor repairs in the ordinance as well. Counsel agreed.

Rolf Ronning stated that he feels that there should be a provision in the ordinance to repair emergency situations immediately without a permit from the Zoning Administrator if necessary. He stated sometimes problems occur and no one is available to issue the permit waiting will only make the problem worse. He is suggesting a provision so that if they fix something without a permit that they should not be penalized for it. Counsel agreed. P. Kenyon stated that in their ordinance it does state that any emergency repairs can be made without a permit.

P. Kenyon Zoning Administrator asked where this proposal came from because it was never discussed with her. Counsel stated that in a November meeting with Supervisor Gabriels he was requested to provide that language. P. Kenyon stated that the biggest concern is that if they require people to pump out their systems every five years if they are doing a major repair, that they won't get them to apply for a permit to do a repair because they are not going to want to pump it out every five years. She stated that she was confused as to why they would require them to pump it out if they are going to repair their systems and make them better. Councilman Saris stated that in dealing with some of the applications as the Board of Health the NYS Board of Health has certain recommendations. P. Kenyon stated that in last month's minutes Counsel made reference that it may become mandatory that people pump out every five years. Counsel agreed and stated that Mitzi Nittmann has provided him correspondence from the NYS DOH which reinforces what he has mentioned previously, that the DOH has taken upon itself to open a new layer of requirements for the design of residential on-site waste water treatment systems. He stated that it is extensive and appears to be both for conventional and unconventional systems. P. Kenyon asked if it was a new law. Counsel stated no, it is a new rule or regulation of the DOH, but it is not a statute. Councilman Saris stated that this proposal did not just come about last month, over the past year in granting septic variances and looking at the DOH recommendations and Tom Nace's recommendation, that concurs with DOH, that all systems should be pumped out every 3-5 years. He stated that Supervisor Gabriels had hoped to get everyone on that schedule to prevent some of the situations that they find themselves dealing with. P. Kenyon stated that she understands the desire for a 3-5 year pump out if they grant a septic variance but feels with new or repaired systems they should not be required to do this. She is concerned that they will not have applicant's come to them. Councilmember Rehm asked if someone thought that they may need to do a repair that five years from then they would have to do a pump out would be a deterrent. P. Kenyon replied yes because not everyone can afford to this. Councilmember Rehm asked if she was concerned with the record keeping. P. Kenyon stated no. Councilman Saris stated that he doesn't necessarily think that they should impose this upon people, but these are recommendations for what people should be doing for proper maintenance for septic systems. He continued that regardless of the cost of the pump out, he feels it would be worth it in the long run to maintain the system rather than have to make a major repair or replacement. P. Kenyon stated that the office already provides guidelines as to the recommendations of what they should do.

Councilmember Rehm asked P. Kenyon if she would agree to the Town imposing a requirement anytime a property changes hands, the septic system be inspected and that inspection is provided to the Town. P. Kenyon stated that she would need more time to think about it before she could comment. Councilman MacEwan asked if optional septic inspection is a normal practice that a potential homebuyer can undertake. Counsel stated yes.

Supervisor Simmes asked for examples that they may want to consider under minor repairs. Mitzi Nittmann stated a break in the line, re-leveling the D-box or cleaning out the D-box or replacement of the pump. Supervisor Simmes asked if these were things that they should put in the ordinance. P. Kenyon suggested that they give it some thought as to what they want to add. Counsel agreed because in addition to what might constitute some excellent examples as to minor alterations to an existing system, he would like to discuss these new DOH requirements with P. Kenyon and M. Nittmann first and then present it back to the Board. Councilman Saris asked if they leave the minor repairs section less specific would it be the Zoning Administrator or Code Enforcement Officer's position to determine what constitutes a minor repair. Counsel stated yes. Councilman Saris stated that he does not mind the idea of having more than one example, but he feels that they should remain examples and the Zoning Administrator or Code Enforcement Officer should have the authority to make the determination. P. Kenyon agreed however the current definition of a minor repair is very vague and should be defined slightly better than it is now.

RESOLUTION # 48

Councilman Maranville moved, seconded by Councilman Saris to leave the public hearing open for the amendment to Ordinance #36 "Sanitary Sewage Disposal Ordinance", regarding Article IV Pre-Existing Systems under Section 4.020. All in Favor. Motion Carried.

3. Left open for comments from ZBA and PB regarding the use of definitions for the NYS Building Code. ZBA did not have a full board and the PB meeting was postponed due to the snowstorm. No action tonight.

4. Public Hearing Notice for amendment to Ordinance #36 under Section 2.010 did not make it into the newspaper. We will have to set a hearing for the April meeting

PUBLIC IN ATTENDANCE:

David Boyd: General Manager of Sagamore Hotel

David Boyd stated that the occupancy at the Sagamore Hotel will be considerably better in April and May and encouraged any local business owners to prepare for that and for some to open earlier if possible.

Councilmember Rehm asked him what renovations were being done at the hotel. Mr. Boyd replied that they re-routing some of the waste from the hotel as a remedial plan. She asked if that area was where the grease traps are. Mr. Boyd replied that is where they used to be. Councilmember Rehm stated in the spring some members of the Town Wastewater Department are going to want to inspect the new location. Mr. Boyd stated that they had no problem with that and that they have undertaken this project with the full authority of the appropriate agencies.

Bob Sinnott: Re: Thunderbird motel alleged encroachment on town property

Bob Sinnott provided a map and handouts for the Board members. He stated that he wanted to focus the issue to the location of the docks because the docks are on riparian rights. The property that is referred to in the agenda is a riparian property and the riparian right attaches to a very important upland real estate which is designated as an emergency access way. There are many issues that spill off from the location and use of the docks. He stated that he is mainly concerned with the public safety. When you attach a riparian right to an emergency access road, which has multiple uses, the location of the docks and the use of the docks become critical because now you involve the public and not just the owner of the marina that is operating them. He described Thunderbird's survey map and explained that almost their entire boathouse and docks are within the riparian right. He requested that the TB move forward with the focus of deciding whether or not these docks are on the riparian rights and if they are, the disposition of the docks.

Bob Sinnott stated that he has had numerous discussions with LGPC Molly Gallagher and she has acknowledged clearly and repeatedly that these docks encroach but she has no jurisdiction over the Town of Bolton's riparian rights. Counsel does not challenge Molly Gallagher's position at all. She measures extensions by taking the boundary lines and extending them into the water and she would be correct to say that the boathouse lies in the wrong spot. He stated that this is not their core issue, as Mr. Sinnott stated the land itself that constitutes Lower Brereton Road with those narrowly defined passages that are between the boundary lines as shown on the survey that constitutes Town property you can by law factually extend them out over the body of water measured to a reasonable distance. A reasonable distance is defined as to what is logically useful to the riparian property owner. Bob Sinnott asked if it would expand itself in definition by virtue of the nature of the upland property, which is an emergency access road, and to extend far enough to clearly accomplish the purpose of the upland property. Counsel stated that was an acceptable argument that certainly has to be established, but if the question is that would it be more important, the answer would be yes. He continued that this is within the zone of useful or reasonable extension.

Councilman Maranville asked Counsel if they have dealt with this riparian right situation before. Counsel stated yes but in a different location. He continued that all of the same rules and laws apply. However, he stated that in the other situation it is claimed that the private owner might have a superior right to the public ownership because this type of property was not of any sovereign purpose or interest for the Town of Bolton because it is of no public import or use, but in this case the contrary is true.

Councilman MacEwan asked Counsel what would be their position if the Town chooses to pursue this. Counsel stated that if B. Sinnott convinces the Board to do something, the TB would communicate with the encroacher and specify their exact expectations are on the removal of the encroachment. Since this is considerable in size and an investment the encroachers may not be willing to do something about it and therefore it may require the force of law. He stated that the Town could have another survey done, but this survey is adequate because it was done for benefit of the Thunderbird and it works against their interest. Councilman Maranville asked if the boathouse would be in the riparian rights. Counsel stated that upon extension of the boundary lines into the water the boathouse is considerably in the riparian right.

Bob Sinnott stated the source of this issue came from a letter that he received from the LGPC regarding the Thunderbird Motel. He stated that 7 years ago the Thunderbird Motel applied and received a Class A Marina permit with restrictions that the marina serviced only the guests on their property with very limited exceptions. He stated that now the Thunderbird is applying to become a Class A Marina permit holder that serves the public.

Councilman Saris stated that this issue has been brought to the TB's attention before and because of the difficulties involved it was sidestepped. He stated that as far as the Thunderbird's future plans, he attended the last LGPC meeting and there was some discussion, but it appeared for the moment that their marina permit application is on hold. He urged the TB to deal with this issue now because at some point it will have to be dealt with. He continued that since he is an owner/operator of another marina he would have to recuse himself from any action that the TB may take.

Supervisor Simmes stated that the Thunderbird is slated to come before the PB for marina and boat storage and also go before the ZBA for setbacks for the storage and the office that is going to be attached directly to the boathouse. P. Kenyon stated that although it appears that way, the office will be detached. Supervisor Simmes asked if any of their appearances affect anything that the TB has to deal with. Counsel stated that the PB and ZBA are going to make their determinations and do their review based on the criteria that they apply out of the code. He continued that if they stay on task as to what Mr. Sinnott is requesting it is drawing you to the core issue of real property rights and riparian rights.

Councilman Maranville asked how long the boathouse has been in existence. B. Sinnott stated that the boathouse was destroyed in the late 70's or early 80's and has since been rebuilt, but is unsure as to prior to that. He stated that Molly Gallagher would know that and that the reason the permit was issued is because the current boathouse sits in exactly the same footprint of the old boathouse.

Councilmember Rehm asked Counsel to explain their options. Counsel stated that their options are to 1) do nothing or 2) take action by insisting upon the Town's rights, which commences by notice. He feels that this will not be met with cooperation and litigation may be necessary. Supervisor Simmes asked if it had to be notice or could they have a meeting with them first. Counsel stated either would be fine. B. Sinnott stated that if the Town makes resolution indicating that they are going to move this forward with intent to resolve the riparian right issue, he thinks that he can encourage his neighbors to stay silent while that happens and watch the progress. Councilmember Rehm agreed with Supervisor Simmes that it would be considerate to have a meeting to see if there is a chance to work towards resolution and if not then they will need to move forward with legal action. Counsel stated that he would draft a letter indicating that they wish to have a meeting.

Rolf Ronning: Request for zoning change. Westwood Forest West.

R. Ronning stated that in the changes to the zoning ordinance the Town should also be looking at proposed zoning map changes which includes expanding opportunities for general business without negatively impacting the residential area of Bolton Landing and he is here to propose such change. He stated that the commercial district is small and each Town is required to have at least a 3 acre industrial zone. Bolton's industrial zone is located near the Northway Exit 24, around the East Schroon River Road and the Bridge. He stated that the property that he owns on Hendricks Road has a few acres of that industrial zone. There is a subdivision named Westwood Forest West with 11 lots off of Hendricks Road which is located near Exit 24 and he sold 4 lots to TreeGo Adirondack Extreme Park in the industrial zone. They came to Bolton because of this industrial zone and they have been very successful. An access road called Westwood Forest West Common Road divides the residential zone and industrial zone. He stated at one point he reconfigured one of the lots and planned to give it to the school for fields, but the school has decided that they do not want it. He stated in showing the residential properties potential buyers have shown concern that they are across from commercial activity, which has opened his eyes that Bolton needs more commercial opportunities for people that want to invest in and employ people in Bolton Landing. He stated that many people are looking for an industrial zone to put their business and there is very little useable industrial zone in this Town. He provided some examples of low impact industrial businesses which could be easily accommodated in this area that will provide economic growth and employment opportunities. He stated that he is proposing that they extend the industrial zone approximately 1,500 ft, but is open to whatever the TB decides.

Councilman MacEwan asked what happens to the lots as they are configured now. R. Ronning replied that he would keep the lots the same way unless the Town requests him to change them.

Councilmember Rehm asked if an industrial zone was the only option. R. Ronning thought that it would be convenient because the other side of the road is industrial and it would just include expanding the line. Councilmember Rehm asked Pam Kenyon if this would require APA map amendment. P. Kenyon replied that the APA would be involved. Counsel stated that they do have to keep in mind that they have ordinances that relegated tattoo parlors and adult entertainment into that zone. R. Ronning stated that he could accept that and had no intention of allowing those types of businesses in that zone. Counsel stated that he could covenant them out in the deed.

Councilman Maranville stated that this was a very innovative idea that Bolton has not seen in a while. He stated that positively it would increase employment and would be interesting to watch evolve.

R. Ronning stated that P. Kenyon instructed him to come to the TB first and is requesting that the TB provide guidance as to his next steps. Supervisor Simmes asked if they should start there or go to the APA first. Counsel stated that they would start here and that the Town, not R. Ronning, would go to the APA. P. Kenyon suggested that they could discuss it at the PB and ZBA meetings. Counsel asked R. Ronning if he wanted to include this with the revisions to the Zoning Code or have it stand alone. R. Ronning stated that although he would prefer that it go forward quickly but he would accept that it be included in the zoning revisions if necessary. Counsel stated that it did not have to go with the Code revisions. He continued that if the TB likes it and R. Ronning has a legitimate proposal, it is advisory that the PB give consideration to it. From there the PB will make a recommendation and then they can have a workshop and figure out particulars as to where this is going to go. Anything that the TB has in the way of consideration, before they can pass it, needs to have some input from the APA.

Counsel asked if this would only affect his property. R. Ronning stated yes. He continued that he could contact adjacent property owners to see if they wish to be included. R. Ronning agreed.

Counsel stated that since the TB seems to be agreeable to this proposal he suggests that R. Ronning propose this to the PB as a suggested zoning map change. R. Ronning requested if the TB could give an indication to the PB as to whether or not they are favorable to the idea. Counsel stated that he would prefer that the PB have a blank slate and fresh look when seeing this without any input from the TB.

Councilmember Rehm suggested that when he goes before the PB that he speak in terms of acres changed as opposed to feet and if he plans to reconfigure the lots to present it as a package. R. Ronning agreed.

Councilman Saris stated that if they are favorable to this proposal that they do so independently from the zoning code changes because this change will not ultimately affect the changes to the code which is already on its own course and moving forward. It could potentially make it more difficult to move forward.

Councilman MacEwan asked if industrial could also be commercial. Supervisor Simmes asked what businesses the industrial zone allows. Counsel stated the permitted uses for RIL3 (Residential Industrial Low-Density).

R. Ronning will present this proposed change as a package at the April PB meeting for a recommendation to the TB.

ZONING ISSUES:

Crandall demolition has been awarded and will be accomplished soon.
Mr. Kiernan: Hendricks Rd. He has two separate issues

Supervisor Simmes apologized to Mr. Kiernan for not being able to properly notify him about the postponement of the Tuesday meeting.

Code Enforcement Officer Mitzi Nittmann stated that Mr. Keirnan's had three violations 1) a disturbance over 5,000 sq. ft without a stormwater plan, 2) creating an impervious surface (stormwater regs) and 3) construction of a single family dwelling (cabin) without a building permit.

Mr. Kiernan admitted that he made the mistake of not getting the building permit based on his misunderstanding of the zoning laws. Originally he thought that the cabin was in the LC25 zone and as he read the law he understood that he was permitted to build a hunting camp of 500 sq. ft. or less and in the RR10 permitted a camp 300 sq. ft. or less. For a hunting camp with no power or septic, he didn't know that he needed a permit because it states that "you are permitted to build a hunting camp.". He has been in contact with P. Kenyon, Mitzi Nittmann and Counsel Muller to discuss a remedy. Unfortunately, he had an issue with DEC that was costly to fix and has in turn delayed progress in trying to bring the property into compliance. Councilmember Rehm asked if he has submitted a stormwater plan. Mr. Kiernan replied no, but he has been working with an engineer to do so and his first step has been to get a map to M. Nittmann on the area that was disturbed. Mitzi stated that when she first cited him with the violation, Mr. Kiernan did provide a plan for the cabin and the road but it was not adequate for a complete application and then there were discrepancies as to what he said was disturbed to what actually was measured.

Supervisor Simmes asked if there was a septic there. Mr. Kiernan replied no because originally it was just set up as a camp with a privy, but if he has to go for an single family dwelling and include a septic plan he will do whatever is necessary.

Councilman Saris stated that under permitted uses it also includes a single family dwelling. Counsel stated that he wanted to clarify that he, Pam and Mitzi made this camp into a single family dwelling so that it would fit. Councilman Saris pointed out that either way a building permit would have been required.

Mitzi Nittmann pointed out that Mr. Kiernan is not the first violator who has read the zoning code incorrectly under permitted uses because it never tells you that you need a certificate of compliance. Supervisor Simmes stated that they have also imposed a civil penalty of \$1,000 on those individuals for that misunderstanding. Councilman Saris stated that the list of permitted uses is pretty extensive. Councilman MacEwan suggested that they change the language a bit so that it is clearer. P. Kenyon stated that they are in the process of making changes and will make sure that this is looked at. Councilman MacEwan stated that this is a little hard to swallow, because in looking at the past to see what they have done, they have imposed a civil penalty on individuals for maybe the Town's error.

Supervisor Simmes stated that she has tried to walk the property but has been unable to due to the snow and would feel uncomfortable in making any decisions until she can walk the property. Councilman MacEwan agreed. Supervisor Simmes asked if they just deal with the violation of not obtaining a building permit, what should they do about the rest of it. Counsel stated that they could table the issue, which would allow them to see the driveway and disturbed area before making an appropriate decision. He stated that this will also benefit Mr. Kiernan because he can continue to submit all the necessary paperwork to build his application in terms of remediation.

Councilman Saris stated that their past practice has been to determine whether or not the applicant clearly understood that there was a need for permit and/or apply for a variance. He continued that upon hearing Mr. Kiernan's explanation it is clear that it was an honest misunderstanding and they have no evidence that would indicate otherwise. Because of that, their past practice has been to not require removal of the construction but to bring it into compliance, which he has indicated that he is willing to do, and impose a \$500 civil penalty. Councilmember Rehm agreed. She added that she does not feel that waiting for the snow to clear will change the facts and all it will do is provide more detail for the stormwater permits. Councilman Saris agreed with Councilmember Rehm regarding the snow and stated that it will only be a hindrance to the zoning office in their determination of what is necessary to achieve compliance.

Supervisor stated that looking back to previous TB action; she does not want to impose a \$1,000 civil penalty on Mr. Kiernan. She continued that if they are going to only impose a \$500 fine, she feels that they should reimburse all of the previous violators that have made the same mistake that Mr. Kiernan has made. Counsel stated that each of these cases should stand on their own and should have different outcomes for different circumstances. Councilmember Rehm asked if they could separate this issue and deal with it first and then handle rectifying the past. Supervisor Simmes agreed. She asked if they only have to deal with the civil penalty on the house. Counsel stated yes but they also have to direct Mr. Kiernan back to the Zoning office to proceed on the stormwater and bringing the property into compliance.

RESOLUTION # 49

Councilman Saris moved, seconded by Councilmember Rehm, to assess a civil penalty of \$500 on Mr. Kiernan of Hendricks Road, parcel #123.00-2-1, to be paid to the Town Clerk within 60 days and require that the property be brought into compliance by September 1, 2008. All in Favor. Motion Carried.

ONGOING ISSUES:

Lehman barns status 30 day notice ends March 9th Next step

Counsel stated that he is ready to go forward with legal action.

Smith encroachment on Town ROW

Counsel suggested that they look at this as they have looked at the Thunderbird property. Supervisor Simmes asked if she should try to contact them for a meeting. Counsel stated that they are welcome to, but he has already tried to do this previously and have gotten no where. They are currently in litigation over the matter and the decision will be made in Court. However he is concerned because in a previous proposed resolution they would stand out awkwardly proposing what they have to the Smith family when they have the identical factual and legal dispute in another location and they would be hard pressed to try to explain why those are different.

Harrington violation update

Counsel stated that they have failed with the alternative remedy. He stated that the litigation is complex, it is code based, where he is in violation of the scenic corridor portion of the code and also based in PB resolution, where he failed to abide by site plan review requirement that he not intrude upon the no development line. He stated that he has two Boards in one lawsuit seeking three types of relief and he feels he will have Mr. Harrington served next month.

BOARD OF HEALTH:

We have two issues coming up soon

Candy Fischer septic violation Waiting for a response. She has until 3-28-08
Rosamond Butler septic. Waiting until 3-14-08 for intent

Mitzi Nittmann indicated that they have received the intent letter indicating that she has authorized Chris Gabriels to proceed with hiring Carl Schoder to verify the installation and re-submit to the TB for the variance.

DOT UPDATE:

Supervisor Simmes stated that she has spoken with Mike Cukrovany from DOT on March 3, 2008 regarding the status of the 2009 Route 9N project. He has indicated that 1) they agreed to incorporate the sidewalk requests from Bixby Beach to Rogers Park and from Sagamore Road to Veterans Park and that they need to get their real estate process going on that. 2) They will be addressing the stormwater issue by Veterans Park-the project will still be going the same distance as before to Ledge View Lane but is unsure of any further stormwater plans in this area. 3) They have been in contact with the LGA and the WC Soil and Water regarding the Mohican Hill stormwater issues and 4) They will be scheduling a meeting here in April to discuss the details of the project.

CORRESPONDENCE:

Letter from Sandy Schupp regarding her bill for water, when she doesn't receive any service.

Supervisor Simmes stated that they will need to look at and address this issue.

Request from LG Property Owners Group requesting a detailed list of proposed changes to the zoning code

Time Warner Cable notification of additional stations that were added and price changes that will take effect in April. Also possible changes to channels due to expiring agreements.

February 6th TB minutes

Notification from Blue Water Manor that they are renewing their liquor license.

Invitation to participate in a workshop with the NYS Commission on property Tax Relief. They have a meeting in Albany on April 23rd.

Sample of a code of ethics provided by Counsel. Board members also have a copy of our Code of Ethics that was adopted in 1970. Supervisor Simmes asked if they had any comments to add or do they wish to keep using their own. Councilmember Rehm stated that they could do a comparison and see if there is something to amend or add to ours.

Request from Mrs. Waller's group for use of Rogers Park on August 2nd and 3rd to hold their 3rd annual art show. Joyce Cleveland stated that they had the show on the sidewalk in front of the park and they are looking to flow into the park with additional artists. She stated that it would benefit the book sale that will also be going on that weekend. However, given David Boyd's comments about the increased occupancy at the Sagamore in April and May that they could have the show during Memorial Day weekend. She asked if they decide to move to that weekend will they have to come before the TB again for approval. Supervisor Simmes stated yes. Councilman Maranville asked if they would require a certificate of insurance. Counsel stated yes they can

apply for a specific event certificate of insurance with reasonable limits in coverage. He suggested that the group find out what is available in insurance and the TB will consider it.

RESOLUTION # 50

Councilmember Rehm moved, seconded by Councilman Saris to authorize the Bolton's Art Group to utilize Rogers Park for their 3rd Annual Art Show on August 2 and 3, 2008 and with the condition that the insurance coverage is agreed upon by the TB. All in Favor. Motion Carried.

APA notice that they conditionally approved a 5 lot subdivision for the Brandow estate on Trout Lake.

APA notification that an application has been filed with the APA for a 16 lot subdivision by Bruce Cerosky. Project is located near County Route 11.

NYS Office of Real Property Services: They have set our Residential Assessment Ratio at 53.28. Councilmember Rehm explained that for houses sold between July 1, 2006 and June 30, 2007 the selling price and the assessed value the median ratio was 53.28. She stated that while their property values were going up, their assessment values were stable. She stated that this is a piece of evidence that a taxpayer can submit to the Board of Assessment Review if they feel that their assessment is incorrect.

Letters from all employees who attended the Association of Towns meetings. All employees returned funds not used.

Notification from LARAC that two grants in the amount of \$2,415 were awarded to the Marcella Sembrich Memorial Assoc. for programs this summer.

News Release for grant and loan programs from USDA Rural Development

David Gabriels letter suggesting that we only send out W&S bills when we are reading meters.

Letter from Attorney Krantz requesting a meeting to discuss the Buhrmaster/Coppola stormwater issue. Meeting is set for March 14th.

Letters from Wall Street residents regarding the condition of their road. Bruce Mowery, Shelley Van Kempen, Wm. Brauser, Pat Loyas, Cheryl Ruf., Richard Jenne, Melanie Masters and James Schaldone. Supervisor Simmes indicated that Melvin Bishop came in to fill out an accident report because upon delivering wood on Wall Street and because of the condition of the road his axles on his trailer broke and is no longer functioning. She stated that they are going to send the report into the insurance company.

Copy of letter sent to Barbara Law for demolition and removal of structure. Total cost: \$19,352.59.

Notice from DOH regarding revised schedule for corrosion control chemical that we are using.

DOH letter requiring sampling from a raw water tap.

Notice from LGPC regarding the stream corridor Management & Tree Cutting Program. They have adopted a SEQRA positive declaration to prepare an Environmental Impact Statement. A new consultant has been hired to work on new regulations.

Copy of letter from Wm. Lamy, WCDPW, to John Mello, USEPA requesting their approval for the design and construction of a proposed realignment of the force main serving the North pump station.

Copy of CT Male regarding the above subject. Issues have been raised regarding the work on 9N and other solutions. Two other solutions suggested, do not appear to be alternatives.

CT Male letter regarding the potential site for a new water tank on property owned by Mountain Aire Management. If the board is interested in pursuing this further the cost for preliminary engineering services to develop tank layout, required elevations and hydraulic modeling, would determine specific benefits the new tank would provide, are estimated to be \$10,000.

Notice from Adirondack/GF Transportation Council: There is federal funding available for accident reduction projects on local Highways.

There are dam safety regulations public hearings. May 2nd 10 to 2 at NYSDEC in Albany.

LGA letter regarding existing on-site wastewater systems and inspections

David Cummings- wants to tap maple trees on water district property.

Counsel indicated that he felt that this was a fairly reasonable request and encouraged them to have an agreement stating what he does and how he does it and that the Town is not liable. Councilmember Rehm asked if they could be held accountable. Counsel stated that if they are agreeable to this that the individual should sign a hold harmless release. Councilmember Rehm stated that since this is a Town asset she would agree only if it were used for private use and not commercial. Counsel stated that he does not know if that would have to be a requirement. Councilman Saris stated that the bigger concern is that when word gets out other individuals might be interested and upset that they didn't get to do it. Councilmember Rehm stated that if it becomes an issue they could have a lottery system to choose who gets to tap the trees each year. Counsel stated that it could be a small money maker for the Town and open it to the highest bidder. Supervisor Simmes stated that he plans to use the maple syrup for both private use and for profit at the farmers market and supports the idea of allowing David Cummings to tap the trees.

RESOLUTION # 51

Councilman MacEwan moved, seconded by Councilman Maranville to grant permission to David Cummings to tap the maple trees on the water district property with the condition that he signs hold harmless release. All in Favor. Motion Carried.

OLD BUSINESS:

CSEA and the Town have signed a MOU regarding the health insurance payment for admittance to the hospital.

A meeting has been set for March 13th at 7:00 at Town hall for Conservation Park Committee. Councilman Maranville commented that he sent an email stating that he would like to see a comprehensive business plan before they consider turning the Conservation Park over to any group.

Also the capital reserve fund that was established has a cap of \$350,000. We have reached that figure. This cap can be amended by a resolution of the governing body of the municipality. The interest on the account raises the amount above \$350,000 in any given month. I am requesting that the cap be raised to a higher amount to allow the accrual of interest.

RESOLUTION # 52

Councilman Saris moved, seconded by Councilman MacEwan to raise the capital reserve fund cap for Conservation Park to \$400,000. All in Favor. Motion Carried.

Water District appraisal: Dave has been very busy and hasn't had a chance to do the appraisal.
Update on Algonquin: Councilman Saris

Councilman Saris stated that he has met with Chet Dagles and he has indicated that he is satisfied with the Algonquin's commitment to make some changes to wastewater. Chet recommends instead of doubling of the fee as previously discussed, he feels that an increase of \$2,000 would represent the Town's increased costs in treating the waste product that they deliver. He stated that this would increase their fee to \$20,000 for the year. Councilmember Rehm indicated that in addition to the price increase, a new contract will need to be signed. Councilman Maranville asked if \$2,000 is enough of an increase. Councilman Saris stated that the increase mainly covers the additional cost of the chemicals to treat their wastewater delivered. Hopefully, if the Algonquin adheres to what has been agreed upon they will have a slight decrease in wastewater overall and a decrease in the chemicals necessary to process the wastewater. Chet recommends that if they fail to make the necessary changes that they cancel the contract. Councilmember Rehm stated that previous contracts have been for 2-3 years and suggests that they only renew the contract at this cost for one year and revisit it or have an escalation clause in the new contract. Councilman MacEwan stated that he would rather revisit it in a year to evaluate if their cost has changed. Councilman Saris

stated that he will take these terms to the Algonquin to see if they are acceptable and if they are he will ask Counsel to create a new contract based on their agreement.

I, as Supervisor have audited the Justice and found everything to be in order.
Councilman Saris stated that he audited the Town Clerk, Tax Collector and Water Department.
He stated upon review with Donna Boggs and Supervisor Simmes everything is in order.

RESOLUTION # 53

Councilmember Rehm moved, seconded by Councilman Maranville that the 2007 books for the Justice Court, Town Clerk, Tax Collector and Water Department have been audited and the Town Board accepts the audit. All in Favor. Motion Carried.

NEW BUSINESS:

RESOLUTION #54:

Councilmember Rehm moved, seconded by Councilman Maranville to authorize a Statutory Bond with GF National Bank & Trust in the amount of \$20,932.79, with an interest rate of 3.25% for two years for the purchase of a 2008 Chevy trailblazer for the Police and to authorize the Supervisor to sign the bond. All in Favor. Motion Carried.

Free Spring Cleanup Card for 08: Any changes or leave it alone. TB members agreed to leave them the same. Councilmember Rehm asked if they will be mailing them. Supervisor Simmes stated that they are available to pick up at the Town Hall and she will publish that they are available.

RESOLUTION # 55

Councilman Maranville moved, seconded by Councilman MacEwan to continue providing Free Spring Cleanup Cards for 2008. All in Favor. Motion Carried.

June of 07 the board accepted a proposal from Whitemore, Downen and Ricciardelli to conduct a one year audit of the financial records of the Sagamore for 2006. It was never done, due to the fact that there was an impending sale at the time. Action?

Councilmember Rehm asked what the approximate cost was. Supervisor Simmes stated that they would have to have her update her proposal but it was approximately \$6,000. Councilman Maranville stated that it would be a good idea to audit them; they had planned on doing it and put money aside for it. Donna Boggs stated that it was never in the budget. Counsel stated that they might want to consider saving this money because if they were to read Donna Farrar's previous audit she indicated that the nature of the contract and how the Town eventually can share in some profit is so diluted by the possibilities that the partnership and workers over there get to spend monies internally before there is any profit and therefore there really is no profit. He stated that if they revisit it, he feels that she probably won't change her opinion. Councilmember Rehm indicated that they had gotten reprimanded by the State Department of Audit and Control when they were doing their audit and realized that the Town was not keeping up with their fiduciary responsibility in auditing the Sagamore and that is what has prompted them to do this. Counsel stated that he understood, but recommends that they should not go spending their money on something that they already know. Supervisor Simmes stated that they would just leave this open for discussion for now.

Don Russell has drawn up specs for overhang extensions for the side entrances of the Town Hall. This would alleviate all the snow on the steps and make cleanup of the sidewalks easier. Cost estimate 10 to 12,000. Are you interested in moving forward?

Councilmember Rehm stated that Waite Cowles indicated that in order to get a building permit they would be required to have an engineer or architect sign off on the plans. The Board agreed to have Supervisor Simmes to move forward with this issue.

We have spent a considerable amount of money on repairs to the Town Hall heating system. At the moment everything seems to be working fine. Highland is the firm we hired to work on the furnace. With the approval of two other board members I retained Excel Engineering for \$2500 to evaluate our system in conjunction with the Highland group. So far our heat continued to work even when the temperature dropped below zero

Supervisor Simmes stated that they do still have a problem. Excel was there and indicated that the boiler is not big enough and there is still a problem in Judge Demarest's office, but they are unsure of the cause. Excel is working with Highland to discuss the overall issues and they will get proposals to the Town.

Training for PB & ZBA members. Either we need to adopt a resolution waiving their attendance for training or grant a waiver. It has been suggested that those PB & ZBA members be allowed to use the amount of time serving on the zoning revision committee as part of their training requirements.

Supervisor Simmes indicated that previously the Town has only authorized reimbursement for expenses to attend conference/workshops including lunches and mileage. She stated that if they want to accept that some of them have attended revision committees that they could give them a certain number of credits. Councilmember Rehm asked when the rule went into effect and have some people already gone for training. P. Kenyon replied January 1, 2007 was the start date and she believes that most Board members have attended training. Supervisor Simmes stated that some are just looking for some relief because they have attended all of the revision meetings. P. Kenyon asked if they can carry over their training hours from year to year if they have excess. Supervisor Simmes replied no.

Councilman Saris stated that it was reasonable request considering the amount of time that the zoning revision committee members are serving. He stated that previously the TB required training twice a year and they set up training sessions hosted by Counsel Muller with regard to procedural aspects. He stated that unfortunately they were poorly attended, but suggested that they may want to consider doing that again. He also suggested that if they set up in house training for issues such as stormwater. Counsel agreed and stated that they could have people come representing stormwater, the LGA, the APA and invite other Towns as well to the meeting and share in the training session. Councilman Maranville also suggested another possible training method could be turn key. This is when one individual attends a seminar and they get trained to come back and train the other individuals. Councilman Saris stated that it would be of great benefit to set something up in house because of the specific needs of the Board members. Councilmember Rehm asked who would organize this training session. Counsel replied that he and P. Kenyon would share in that responsibility. He continued that he would like to see someone speak about stormwater and to invite all municipalities PB and ZBA in the Lake George Basin to attend so there is a universal understanding on this issue. Councilmember Rehm agreed with that idea, but also suggested Councilman Saris' idea of having a Bolton training session regarding their process and procedure.

RESOLUTION # 56

Councilman Saris moved, seconded by Councilmember Rehm to give training credits to those PB and ZBA members participating on the Zoning Revision Committee, which will satisfy their PB and ZBA training requirements for the year 2008, or 2009 if they have already fulfilled their credits for 2008. All in Favor. Motion Carried.

Board members have the policies for overtime pay, smoking on town property and fleet owned vehicles rules. Your input please.

Supervisor Simmes indicated that they will discuss this further once all Board members have submitted their input.

Proposal from Highland & Co to service all Town heating systems: \$4860

RESOLUTION #57

Councilman MacEwan moved, seconded by Councilman Maranville to accept the proposal from Highland and Co to service all Town heating systems at a cost of \$4,860. All in Favor. Motion Carried.

COMMITTEE REPORTS:

Supervisor Simmes stated that she wanted to thank all of the Town employees who have been working overtime to keep the Town roads safe. Councilman MacEwan agreed and has thanked them personally for their assistance with the school buses.

Councilman Saris:

Town Clerk- total local shares remitted \$6,296.77 and total non-local revenues \$107.87. Total State, County and Local revenues \$6,404.64

Wastewater Department- Took in 5,382,210 gallons of wastewater, for an average of 185,593 gallons/day. No Violations. Have done some maintenance on the buildings. The new generator is here, but not completely installed. The upgrades for the plant start next week.

Councilmember Rehm:

Recreation Department- They have hired a new assistant, Victoria O'Donnell. She has an education background and they are very pleased with her work so far. March's schedule of events are posted. Registration for the summer camp is Tuesday March 25, 2008. Their sub-committee has been working very hard with Counsel on setting up new by-laws and the recreational plan for the Town.

On a side note, Councilmember Rehm indicated that she wished to invite Kelsey Kneeshaw, Julia Mossdrop and Carly Snyder to the April TB meeting. They are seniors at BCS and they are receiving the Girl Scout Gold Award, which is comparable to an Eagle Scouts, and it is the highest award that the Girl Scouts Organization awards. She stated that last Saturday these girls put on a Breast Cancer Awareness Fundraiser at the Sagamore Hotel and it was extremely well done. She feels that they deserve some recognition for their achievements.

Councilman Maranville

Assessor- Deed work and tax map maintenance has been ongoing. Field work is now completed thanks to 29 days in February and working on the two holidays. WC Assessors meeting was cancelled on February 26th due to weather. Senior, STAR, veteran, and not-for-profit exemption applications have been returning on a steady basis. He has gone to a few shut-in seniors to assist in receiving complete applications. The Board should be concerned with the loss of local control in the name of consolidation of services.

Councilmember Rehm explained that Gov. Spitzer has a committee on efficiency in local government and one of their initiatives is to look at consolidation of a variety of services and they have pinpointed assessment

administration as one of those. They believed that there can be marked efficiency by standardization and regionalization of the assessing function. She stated that there are grants being awarded by NYS to study the options that WC would have, 1) they would have County Assessors as opposed to Town Assessors, 2) Towns contracting with the County and the Assessor could keep a local office or 3) try to promote more of what Bolton and Lake George have been doing which is sharing an assessor. The State has come to the conclusion that an Assessor is most efficient when they have about 10,000 parcels and currently Mr. Rosebrook has approximately 6,800. She stated that she feels that there is some merit in these functions being local and is not convinced that there is better efficiency with more parcels. Supervisor Simmes indicated that they are trying to do something similar with the Town Clerks and tax collecting.

Police- Miles patrolled 2,683 miles. Used 213.2 gallons of fuel. Responded to 1 larceny, 1 trespass, 1 alarm, 1 fire, 2 suspicious persons, 10 traffic and parking, 2 warning notices issued, 3 property damage auto accidents, 3 personal injury auto accidents, assisted 1 motorist, 2 assisted fallen senior citizens, 3 assists to the Bolton Fire Department, 5 assists to the State Police, 3 assists to the Sheriff, 1 Court Security.

Justice Court- Harry Demarest \$6,590 and Edward Stewart \$6,205. Total forwarded to Bolton \$12,795. An itemized list is available.

Councilman MacEwan

Transfer Station- Total \$3,168. Lisa has visited the Chestertown transfer station to look at a shed to house items that people drop off and others reclaim. She is looking for something on a smaller scale for the Town and would like the TB to consider it. Councilman Maranville stated that he was not in agreement with this and suggested that people should be taking these items to collection sites such as the Salvation Army or churches. Supervisor Simmes stated that if they were to do this there would have to be some sort of control over it, referring to a recent article in the Post Star about people leaving things at such sites that should be thrown away. Councilman MacEwan stated that they can tell these individuals to take it somewhere else to dispose of it, but there are many people in the community that could use some of the things that are left. Supervisor Simmes stated that she would be interested in getting some ideas of size and cost for further discussion. Councilman MacEwan stated that he would look into it and bring back information to the next meeting.

SUPERVISOR'S REPORT:

Receipts: \$773,923.27

Disbursements: \$559,177.56

At the County, I toured the old jail. The Supervisors hired a firm to assess the building for possible uses, rather than tear it down and build a new building for storage.

Supervisor Simmes indicated that she has spoken to Tom McGurl about having his students from BCS participate in a mock Town Board meeting. He was excited about the opportunity and was going to speak to the other history teacher and come up some students who would be willing to participate.

Transfers:

RESOLUTION # 58

Councilman Saris moved, seconded by Councilman MacEwan to make the following transfers: SEQ CHAPTER \h
\r 1

FROM TO AMOUNT

GENERAL FUND

19904 Contingency 14102 Town Clerk Equip. \$500.00

71104 Parks Contr. 71102 Parks Equip. 750.00

19904 Contingency 71502 Conservation Club Equip. 325.00

80204 Planning, Cont.80202 Planning, Equipment 500.00

WATER DISTRICT

83404 Transmission, Cont. 83402 Transmission, Equip. \$275.00

RESOLUTION # 59

Councilman Maranville moved, seconded by Councilman MacEwan to pay the bills. All in Favor. Motion Carried.

Public in Attendance: No Comments

Councilmember Rehm asked if the TB could have an update on Norowal Marina. Councilman Saris stated that they are in the process of determining the price structure for the upcoming year. They have rented a booth at the Great Upstate Boat Show at The Dome March 13-16th. They have created some brochures and flyers to advertise Norowal's service and Bolton Landing as the prime access site to Lake George. A new launch ramp has been installed to provide the best facility on Lake George. They are considering the future of a couple of buildings on the site to acquire more space for self-storage and parking. He stated that none of this may happen immediately, but toward their mission of supplying lake access they have no more dock space to rent and that is why they are considering this project. He stated this year they are going to have this self-storage/launching service even without the removal of the buildings but will limit it to approximately 15 spots. Work is being done on the Marine Operating Plan which is required by the NYS DEC. Finally, they are currently looking for two more members to add to the BLDC Board and encouraged any public members that have a desire to serve their community contact the Board.

Executive Session: None

RESOLUTION #60

Councilman Maranville moved, seconded by Councilman MacEwan to adjourn at 10:26 p.m. All in Favor. Motion Carried.

Respectfully submitted by:

Patricia Steele

Town Clerk

Respectfully submitted by:

Kristen MacEwan

Recording Secretary

