

**Village of Hammondsport
March 12, 2019
Meeting Minutes**

The Village of Hammondsport Board of Trustees held its regular monthly board meeting on Tuesday, March 12, 2019 at 6:00 p.m. at 18 Water Street, Hammondsport, NY.

PRESENT: Mayor Emery L. Cummings, Jr.
Trustee Anne C. Green
Trustee Bee Keck
Trustee David Luppino
Trustee Stella Pulver
Water Plant Superintendent Chris McConnell
DPW Superintendent Ray Hawley
Clerk-Treasurer Tammie Nelson
Attorney William Reed
Zoning/Code Enforcement Officer Mike Slowinski

ABSENT:

OTHERS PRESENT: Debra Robbins, Christopher Ryan, Bob Kleckner, Cathy Kleckner, John Hoch and Ron Leonard.

PUBLIC HEARING: Local Law, Moratorium on Special Use Applications
The Public Hearing on Local law, Moratorium on Special Permit Applications and Approvals was opened by Mayor Cummings at 6:01 p.m.

The following people spoke in favor of the Moratorium:
Bob Kleckner, Village Planning Board, 16 Shethar Street
Ron Leonard, Keuka Lakeside Inn, 24 Water Street

The following people spoke against the Moratorium:
Christopher Ryan, 26 Lake Street

Comments and Concerns of the public were:

Who is going to enforce the Moratorium?

The Village needs neighbors not renters.

Too many Short Term Rentals take people away from Schools, Fire Departments, etc.

The Short Term Rentals bring tourists/visitors to the Village, which in turn spend money.

The Short Term Rental owners employ local workers to do work around their homes.

With no further comments from the public, Trustee Green made a motion and seconded by Trustee Keck, and carried, all voting Aye to close the Public Hearing at 6:21 p.m.

SHORT TERM RENTAL/BOARDINGHOUSE LAW:

Board Discussion involved:

Who will enforce the law?

Can we put a limit on the amount of Permits the Village issues?

If you limit one Special Use Permit, you have to limit them all.

How can you pick and choose who receives the Permits?

Too many Short Term Rentals take people away from Schools, Fire Departments, etc.

The Code Enforcement officer stated that New York State Law recognizes the definition of Boardinghouse, which makes it more enforceable.

The Board tasked Bob Kleckner to contact the Village of Watkins Glen to get a copy of their Short Term Rental Law and their guidelines.

On motion of Trustee Luppino, seconded by Trustee Pulver, and carried, all voting Aye to hold a Public Hearing, Thursday, March 28, 2019 at 6:00 p.m. Be it enacted by the Board of Trustees as follows:

To Be Repealed:

Section 122-10, A (3) (i) Boarding homes

Section 122-1, B

Definitions: Boardinghouse

To Be Adopted:

Section 122-1, A (3) (i):Special Use Permit-Boardinghouse

Section 122-1:

Definitions:

Rooming Unit: A room or rooms used to provide private living and sleeping quarters, but which do not contain cooking facilities. Occupancy limited to two (2) people per room.

Rooming House: A building containing no more than four (4) rooming units for short term (less than thirty (30) days) transient lodging. One (1) off street parking space must be provided for each rooming unit plus one space for occupying owner, if applicable. Total occupancy limited to eight (8) individuals.

Boardinghouse: A rooming house available for lodging for periods not less than one (1) day, nor more than thirty (30) days to the same occupants for the same dwelling.

ROLL CALL VOTE: Mayor Cummings-Aye

Trustee Green-Aye

Trustee Pulver-Aye

Trustee Keck- No

Trustee Luppino- Aye

MOTION CARRIED

BUSINESS MEETING

Minutes: On motion of Trustee Luppino, seconded by Trustee Pulver, and carried, all voting Aye to approve the February 12, 2019 meeting minutes.

Abstract: On motion of Trustee Keck, seconded by Trustee Luppino, and carried, all voting Aye, RESOLVED, that the Clerk-Treasurer is hereby authorized to pay General Fund Abstract #13 claim #336-409 totaling \$30,158.68 and Water Fund Abstract #13 claim #146-150 totaling \$2,602.86.

On motion of Trustee Keck, seconded by Trustee Green, and carried, all voting Aye, RESOLVED, that the Clerk-Treasurer is hereby authorized to pay General Fund Abstract #1 claim #1-16 totaling \$16,421.60 and Water Fund Abstract #1 claim #1-5 totaling \$1,054.31.

On motion of Trustee Keck, seconded by Trustee Luppino, and carried, all voting Aye, RESOLVED, that the Clerk-Treasurer is hereby authorized to make the following budget amendment to the 2019-2020 General Fund Budget:

A8020.41 increase to \$12, 500.00

A8740.1 decrease from \$2395.00 to \$1000.00

Appropriated Fund Balance increase from \$31, 870.90 to \$42,975.90

Total General Fund Appropriations increase from \$660,234.97 to \$671,339.97

Department Reports

Police: Police Sergeant Sincerbox submitted a written report of the Police Department for February 2019. Activities included: 13 calls for service, 3 criminal complaints, 0 criminal complaints closed, 0 Criminal Arrests, 1 traffic stops, 1 warnings issued, 0 traffic tickets issued, 6 parking tickets issued, and 1 motor vehicle accidents.

DPW: DPW Superintendent Hawley submitted a written report on the DPW for February 2019. Activities included: Cold Patching the streets, picking up Christmas Trees, cleaning catch basins, plowing and salting streets and sidewalks, cleaning concrete equipment, fixed plug in the park, cleaned trucks, greased trucks and snow removal several times.

Water Plant: Supervisor McConnell submitted a written report on the Water Plant activities for February 2019. Activities included: pump house, residuals, samples, turbidity, UFPO, reading meters, uncovered valve boxes, water turn on and shut offs, water withdrawal report, fixed turb meter, Urbana water meeting and Aqualogics meeting.

Finance: Village Clerk submitted a report of the Clerk's Office activities for February 2019. Activities included: website updates, quarterly water bills, tax cap review, Village Tax bills, tax searches, Planning Board meeting, building permits, monthly Department of Labor

reports, legal ads, annual water quality report, quarterly newsletter and absentee ballots mailed out.

Liaison Report: Trustee Keck reported on the meetings attended during the month of February 2019.

Parks: No report.

KWIC: Trustee Green reported on the KWIC meeting.

Zoning and Building: The Building and Zoning Inspector submitted a written report for February 2019. Activities included: Zoning decisions for applications, final inspections, Site visits and Permit renewal evaluations.

Trustee Pulver made a motion, seconded by Trustee Luppino, and carried, all voting Aye, to accept the Department Reports.

Beautification Committee: No report.

OLD BUSINESS

Wastewater Treatment Project: The Village is currently negotiating with Hammondsport Curtiss LLC for the property behind the Curtiss School for the Wastewater Treatment Project.

Heritage Preservation District: No action.

Comprehensive Plan: On motion of Trustee Green, seconded by Trustee Keck and carried all voting Aye to move forward on the recommendation of the Planning Board and invite Matt Ingalls of Ingalls Planning and Development to the next Board Meeting, to present and discuss the Comprehensive Plan cost and expenses for the Village of Hammondsport.

Chamber donations: The Chamber has agreed to allow the Village of Hammondsport to be listed as a Sponsor on all Chamber events without a monetary donation. The Chamber will except in kind police hours as a donation.

Code Book Revision: On motion of Trustee Luppino, seconded by Trustee Pulver and carried, all voting Aye, to hold a Public Hearing, Tuesday, April 9, 2019 be it enacted by the Board of Trustees as follows:

Village of Hammondsport Code Book Revisions

Section 42 Building Construction

42-9 Fees: A fee schedule shall be established by resolution of the Board of Trustees of the Village. Such fee schedule may thereafter be amended from time to time by like resolution. The fees set forth in, or determined in accordance with, such fee schedule or amended fee

schedule shall be charged and collected for the submission of applications, the issuance of building permits amended building permits, renewed building permits certificates of occupancy/certificates of compliance, temporary certificates, operating permits, fire safety and property maintenance inspections, and other actions of the Code Enforcement Officer described in this chapter.

(Delete fee schedule in book)

Section 43 Building Permits

43-4 I. Time Limits: Building Permits shall become invalid unless the authorized work is commenced within six months following the date of issuance. Building permits shall expire **24** months after the date of issuance. A building permit that becomes invalid or which has expired pursuant to this section may not be renewed. Applicant must start over with a new application.

Section 96 Site Plan Review

96-12. Fee: A fee for Site Plan Review is set forth on a Fee Schedule established by resolution of the Board of Trustees of the Village. Such fee schedule may thereafter be amended from time to time by like resolution. The schedule of fees shall be posted in the Village Clerk's Office.

Section 104 Subdivision of Land

104-8 B. Fee. The fee for the application for plat approval for a Minor Subdivision is set forth on a Fee Schedule established by resolution of the Board of Trustee of the Village. Such fee schedule may thereafter be amended from time to time by like resolution. The schedule of fees shall be posted in the Village Clerk's Office.

104-9 B. Fee. The fee for the application for plat for Major Subdivision is set forth on a Fee Schedule established by resolution of the Board of Trustees of the Village. Such fee schedule may thereafter be amended from time to time by like resolution. The schedule of fees shall be posted in the Village Clerk's Office.

Section 122 Zoning

122-44 B. REMOVE the following:

Type of application or appeal	Fee
Zoning permit or certificate of zoning compliance	\$10
Appeals for Variance	\$20
Application for Special Permit	\$20

NEW BUSINESS

Keuka Harbor Condominiums: On motion of Trustee Keck, seconded by Trustee Luppino, and carried, all voting Aye, to authorize Attorney Reed to contact the Keuka Harbor Condominiums and have them draw up an easement agreement for the berm over their

septic system, along Mill Street, and to have a curb with a drywell constructed according to the specs from the DPW Superintendent. Expenses for the agreement to be paid for by Keuka Harbor Condominiums.

On motion of Trustee Keck, seconded by Trustee Pulver, and carried all voting Aye to approve the following applications:

Parade Permit, submitted by Chris McConnell, Hammondsport Fire Department, for 4th of July Parade, July 6, 2019 starting at 6:00 p.m.

Park Use Permit, submitted by Bee Keck, Village of Hammondsport for the Children's Halloween Parade in Pulteney Square, October 31, 2019 at 7:15 p.m.

Park Use Permit, submitted by Bee Keck, Village of Hammondsport for Earth Day in Pulteney Square, Saturday, May 11, 2019 from 11:00 a.m. to 3:00 p.m.

Banner Application, submitted by Chris McConnell, Hammondsport Fire Department for Smoke on the Water BBQ Competition.

Park Use Permit, submitted by Kim Gatchel, for a Wedding in Pulteney Square/Band Stand, May 16, 2019 from 12:00 p.m. to 3:00 p.m.

Palette's of Keuka Lake: On motion of Trustee Keck, seconded by Trustee Pulver, and carried, all voting Aye, to sponsor a Palette through the Hammondsport Chamber of Commerce for \$150.

Correspondence

Letter from John Hoch, 11 Grape Street, Hammondsport, regarding Property Maintenance at 9 Grape Street, Hammondsport. The letter has been referred to the Code Enforcement Officer.

On motion of Trustee Pulver, seconded by Trustee Green and carried, all voting Aye to adjourn the regular meeting at 8:08 p.m.

Trustee Green made a motion, seconded by Trustee Pulver, and carried, all voting Aye to enter into Executive Session at 8:10 p.m. to discuss the purchasing of the land for Wastewater Treatment project. The Mayor asked the Clerk and Attorney Reed to sit in.

PRESENT: Mayor Emery L. Cummings, Jr.
Trustee Anne C. Green
Trustee Bee Keck
Trustee Stella Pulver
Attorney William Reed
Clerk/Treasurer Tammie Nelson
ABSENT: Trustee David Luppino

Mayor Cummings made a motion, seconded by Trustee Pulver, and carried, all voting Aye to

come out of executive session at 8:18 p.m.

On motion of Trustee Green, seconded by Trustee Pulver and carried all voting Aye to authorize Attorney Reed to submit an offer to Hammondsport Curtiss LLC for the purchase of the land for the Wastewater Treatment Project of \$67,500 and the board will pursue the rezoning to the Heritage Preservation District, with a deadline of March 20, 2019.

On motion of Trustee Green, seconded by Trustee Pulver, and carried, all voting Aye to adjourn the meeting at 8:22 p.m.

Respectfully Submitted,

Tammie Nelson,
Village of Hammondsport Clerk-Treasurer