## PROPOSED TOWN BOARD AGENDA (SUBJECT TO CHANGE) July 9, 2014 at 7:00 P.M.

#### **Butler Memorial Hall**

#### I. MINUTES

A. June 11, 2014

#### II. PUBLIC HEARING

A. Highway Dept Union Contract

#### III. PUBLIC COMMENTS

A. James Varieur – revaluation of town for assessment purposes

## IV. REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE CHAIRPERSON

- A. Town Clerk Committee Councilman Woodland
  - 1. Kirkland Town Board/Lead Agency for Zone Map amendment
  - 2. Permission for interested Board members/Dept Heads to attend July 15, 2014 Oneida Co. Assn of Towns meeting; State Comptroller
- B. Public Works & Sewer Committee Councilman Messa
  - 1. Designation of Sherman Circle from Sherman Drive east to Sherman Drive west, a distance of . miles
  - 2. Fill vacancy summer employee
  - 3. FEMA money Wilbur Road and Golf Ave

#### III. MATTERS SUBMITTED BY COUNCILMEN / ATTORNEY

- A. Councilman Messa
  - 1. Hotel Willowvale liquor license review/approval or decline

#### IV. MATTERS SUBMITTED BY TOWN SUPERVISOR

- A. Financial and other routine reports
  - 1. Audit of bills
  - 2. Financial Report
- B. Miscellaneous communications
- C. Unfinished Business
  - 1. Woodberry Road storm water project update
  - 2. Retention pond maintenance
  - 3. Use of Town-owned vehicles
- D. New Business
  - 1. Executive Session particular employee

## >Legal Notices

#### NOTICE OF PUBLIC HEARING TOWN OF NEW HARTFORD, NY

PLEASE TAKE NOTICE that the Town Board of the Town of New Hartford, pursuant to Civil Service Law Section 209.3, does hereby schedule a Public Hearing to be held on Wednesday, July 9, 2014 at 7:00 P.M., or as soon thereafter as or as soon thereafter as reached in the regular course of business, in Butter Memorial Hall, 48 Genesee Street, New Hartford, NY, for the purpose of allowing the Town of New Hartford Town Supervisor and Teamsters Supervisor and Teamsters Local 294, formerly known as Teamsters Local 182, to explain their respective positions on the Fact Finding Report of PERB appointed Fact Finder Marry Solomon and the recommended actions for resolving the bargaining impasse that exists between the Town and Teamsters Local 294 over the terms and conditions for the bargaining unit of employees employed in the Town Highway Department and represented by and represented by Teamsters Local 294 for the period subsequent to the expiration of the collective bargaining agreement covering the period from January 1, 2007 through December 31, 2010.

DATE: June 26, 2014 Gail Wolanin Young, Town Clerk

OD: 6/29/2014

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### TOWN OF KIRKLAND

Robert Sup (315) 8 rmeelan TDI

June 9, 2014

Town of Kirkland Planning Board ATTN: Chairman PO Box 235 Clinton, New York 13323 Town of New Hartford 48 Genesee Street New Hartford, NY 13413

Town of Kirkland Zoning Board ATTN: Chairman 100 North Park Row Lumbard Hall PO Box 235 Clinton, NY 13323

County of Oneida 800 Park Ave. Utica, New York 13501

RE: Notice of Intent to Establish Lead Agency
Town of Kirkland Adoption of Amendment to Zoning Map

Dear Sir or Madame:

The Town of Kirkland (hereinafter the "Town") has proposed to undertake the adoption and implementation of an amendment to the zoning map of the Town Code changing the current zoning from Commercial to Planned Development. The Town has identified your agencies as interested agencies as defined by the implementing regulations of the State Environmental Quality Review Act (hereinafter "SEQR") at 6 NYCRR 617.2(s). The Town of Kirkland hereby issues this notice indicating its intent to designate itself lead agency for the project in accordance with the SEQR Regulations at 6 NYCRR 617.6.

The amendment is more fully described in the attached proposed petition as well as the draft Environmental Assessment Form (hereinafter the "EAF"), copies of which are attached.

TOWN OF NO TOWN CLERK

3699 State Route 12B Clinton, NY 13323

P.O. Box 235 Clinton, NY 13323

Fax: 315-853-4865 www.town.kirkland.ny.us Re: Notice of Intent to Establish Lead Agency Page 2

The Town intends to assume the role of the lead agency for purposes of the zoning amendment. If your agency does not submit a written objection to the Board within 30 calendar days of the mailing of this notice, the Town will assume the role of lead agency for the project. If you agency does object to the Board assuming the role of lead agency for the project, please forward a detailed statement explaining the basis for such objection.

Very truly yours,

TOWN OF KIRKLAND

Robert Meelan

Enclosures

# 617.20 Appendix B Short Environmental Assessment Form

#### Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information						
The transfer and Sponsor Information						
Robert Copeland - Zone Map Amendment						
Name of Action or Project:						
Zone Map Amendment Project Location (describe, and attach a location map):						
Project Location (describe, and attach a location map):	_					
7920 Route 5, Town of Ki	rKland					
Brief Description of Proposed Action: Rezone From Con	umercial to Plann	ed				
Development to bring property in con	40/10/10					
oce with the last the of the property of the car	" priance		ı			
Name of Applicant or Sponsor:	Telephone:					
	Telephone: 315 733-0	455	·			
Robert Copeland Go Herbert J. Cully	E-Mail: firm@ callilaw.	Coiu				
Address:						
510 Bleecter St.			- 1			
City/PO:	State: Zi	Code:				
Utica	1 1 1	350	/			
1. Does the proposed action only involve the legislative a loption of a plan, h	ocal faw, ordinance,	NO.	YES			
administrative rule, or regulation?						
If Yes, attach a narrative description of the intent of the proposed action and	the environmental resources that		134			
may be affected in the manicipality and proceed to Part 2. If no, continue to question 2.						
2. Does the proposed action require a permit, approval or funding from any	other governmental Agency?	<u>NO</u>	YFS			
If Yes, list agency(s) name and permit or approval:		Z				
		Jr.—.				
3.a. Total acreage of the site of the proposed action?	29 acres	I	·			
b. Total acreage to be physically disturbed?						
b. Total acreage to be physically disturbed?	- E		- 1			
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned	27 acres					
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned	- E					
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	37 acres					
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?  4. Check all land uses that occur on, adjoining and near the proposed action.	37 acres  89 acres					
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?  4. Check all land uses that occur on, adjoining and near the proposed action.  Urban Rural (non-agriculture) Industrial Common	acres  89 acres ercial [Residential (suburban)					
b. Total acreage to be physically disturbed?  c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?  4. Check all land uses that occur on, adjoining and near the proposed action.  Urban	37 acres  89 acres					
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?  4. Check all land uses that occur on, adjoining and near the proposed action.  Urban Rural (non-agriculture) Industrial Common	acres  89 acres ercial [Residential (suburban)					

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO X	YES	N/A
b. Consistent with the adopted comprehensive plan?		岗	計
6. Is the proposed action consistent with the predominant character of the existing built or natural	<u> </u>	NO	YES
landscape?			X
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental At	en?	NO	YES
If Yes, identify:		12	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?			M
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed act	ion?	K	
9. Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:		M	
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:			図
		L	
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:			M
10 D. H. H. H. H. H. H. Gleta Nickell Decision Citization		NO	YES
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?		NO N	163
18 b. Is the proposed action located in an archeological sensitive area?		4	<b>H</b>
13.a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain		NO NO	YES
wetlands or other waterbodies regulated by a federal, state or local agency?	1	Ň	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		8	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			,
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check a Shoreline Forest Agricultural/grasslands Early mid-succession.	II that a	apply:	
☐ Wetland ☐ Urban ☐ Suburbán		,	
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?		NO	YES
16. Is the project site located in the 100 year flood plain?		NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?		NO NO	YES
If Yes.			7.20
a. Will storm water discharges flow to adjacent properties?			
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drain If Yes, briefly describe:	s)?		

18. Does the proposed action include construction or other activities that result in the impoundment of				
water or other liquids (e.g. retention pond, waste lagoon, dam)?  If Yes, explain purpose and size:				
19. Has the site of the proposed action or an adjoining property been the location of an active or closed	NO	YES		
solid waste management facility?				
If Yes, describe:				
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES		
If Yes, describe:	-   🖄			
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO TH KNOWLEDGE	E BEST C	F MY		
Applicant/sponsor name: Norher't J. Cully as afterney for Robert Cop Bale: 5/5/14 Signature: , Werbert Cully				
Signature: Worker H. Car Wer				
Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all questions in Part 2 using the information contained in Part 1 and other materials submitted by the project spotherwise available to the reviewer. When answering the questions the reviewer should be guided by the co.	nsor or	_		
responses been reasonable considering the scale and context of the proposed action?"		·		
responses been reasonable considering the scale and context of the proposed action?"				
responses been reasonable considering the scale and context of the proposed action?"    No. ( small)	or Mo	derate large		
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responses been reasonable considering the scale and context of the proposed action?"  No, of small impartments.	or Mo	derate large ipact		
No, or small improposed action create a material conflict with an adopted land use plan or zoning	or Mo	derate large ipact		
No, or small limps may occus.  Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	or Mo	derate large ipact		
No, a small imparts and some state and context of the proposed action?"  No, a small imparts and small imparts and some state and context of the proposed action?  Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?  Will the proposed action result in a change in the use or intensity of use of land?	or Mo i fo ct in i o	derate large ipact		
No, a small impartance.  Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?  Will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the	or Mo i fo ct in i o	derate large ipact		
No, or small improposed action create a material conflict with an adopted land use plan or zoning regulations?  Will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?  Will the proposed action cause an increase in the use of energy and it fails to incorporate	or Mo fo ct in fo general	derate large ipact		
No, or small imparts and series a material conflict with an adopted land use plan or zoning regulations?  Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?  Will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?  Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	or Mo i fo ct in r o	derate large ipact nay		
No, or similar impairs the proposed action create a material conflict with an adopted land use plan or zoning regulations?  Will the proposed action result in a change in the use or intensity of use of land?  Will the proposed action impair the character or quality of the existing community?  Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?  Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?  Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	or Mo fo ct in fo  in f	derate large ipact		
No, small imparts and second action create a material conflict with an adopted land use plan or zoning regulations?    Will the proposed action result in a change in the use or intensity of use of land?   XX	or Mto fo ct in a control of the con	derate large ipact		

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	XX	
11. Will the proposed action create a hazard to environmental resources or human health?	YY	

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

\textbf{XX}	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.  Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.					
	Town of Kirkland					
	Name of Lead Agency	Date				
l	Robert Meelan	Town Supervisor				
Prin	at or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer				
	Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)				

#### Young, Gail

From:

Young, Gail

Sent:

Tuesday, July 01, 2014 2:23 PM

To:

Booth, Joe; Copeland, Kevin; Cully, Herb; Currier, Candy; Darlene Abbatecola; Di

Dan; Inserra, Michael S.; Jeffery, Mike; Sherman, Richard C.; Virkler, Judge

Subject:

FW: OCAOT meeting on July 15th flyer attached

Attachments:

OCAOT July 2014 flyer.rtf

Importance:

High

#### Gentlemen/Ladies:

Below is information regarding the July 15, 2014 OCAOT meeting being held at the Trenton Town Park. If you are interested in attending, please contact the Clerk's Office for Town Board approval on July 9, 2014.

Melody K. Fancett Deputy

From: Fritz Scherz [mailto:fritz@fritzscherz.com]

Sent: Friday, June 27, 2014 10:08 PM

To: Fritz Scherz

Subject: OCAOT meeting on July 15th flyer attached

Importance: High

As referenced in the note below, our next meeting will be Tuesday, July 15<sup>th</sup> at the Town of Trenton Park Pavilion. Am hopeful of seeing a whole bunch of you next month at this meeting. I have heard Laird speak a few times before, and he is very knowledgeable. The topic of Fraud Prevention Controls should prove to be very useful to all of us, too. Given how much information Laird has to share on this subject, we will only be having him as a speaker that evening.

Attached is a flyer. Please share this with your colleagues. Perhaps some of our legislators will attend this meeting. If any questions, please let me know.

Fritz

Fritz Scherz
Councilman, Verona Town Board
6081 Rock Road
Verona, NY 13748
(315) 363-3509
www.fritzscherz.com
www.fritzscherz.blogspot.com

www.facebook.com/fritzscherz www.twitter.com/fritzscherz

From: Fritz Scherz [mailto:fritz@fritzscherz.com]
Sent: Wednesday, June 18, 2014 10:19 PM
Subject: OCAOT meeting on July 15th update

Importance: High

OCAOT Colleagues.....

#### Young, Gail

From:

James Messa < james.messa@yahoo.com>

Sent:

Monday, June 09, 2014 9:37 PM

To:

Young, Gail

Subject:

Re: Emailing: Agenda.TownBoardMeeting.June 11.2014.pdf

Hello Gail,

If it is not to late can you please add to the agenda the following:

Liquor License review/approval or decline for Hotel Willowvale. If it's to late can you please add to the July agenda.

Thank you, Jim

On Friday, June 6, 2014 3:30 PM, "Young, Gail" <gyoung@town.new-hartford.ny.us> wrote:

Hi, everyone!

Open attachment for the proposed Agenda for the June 11, 2014 Town Board Meeting. This document is subject to change.

Enjoy the weekend.

Gail

Your message is ready to be sent with the following file or link attachments:

Agenda.TownBoardMeeting.June 11.2014.pdf

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

rev 10, 23/13	Original	OFFICE USE ONLY O Amended Date		49
State of New York Executive Department Division of Alcoholic Bever State Liquor Authority	age Control	Standardized <u>NOTICE</u>	FORM for Providing Local Muni	30-Day Advanced Notice to a cipality or Community Board (Page 1 of 2 of Form)
New Application	cation that will be Renewal 🔲 A	6/2/2014  e filed with the Authority for an Iteration Corporate Change	je	
This 30-Day Advance No 3. Name of Municipality of	tice is Being Pro or Community Bo	vided to the Clerk of the followard 70wN 0/=	NEW HART	FORD
Applicant/Licensee Infor		cation: 2503707	Expiration Date, if no	t New Application: 7/31/14
<ol> <li>License Serial Number,</li> <li>Applicant or Licensee I</li> </ol>	r		W LENTRO	
6. Trade Name (If any):	HOTEL			
7. Street Address of Estab			<i>STREGT</i>	Zip Code: /33/9
8. City, Town or Village:	CHAOL	ICKS		
		nt/Licensee: 3/5-50		
10. Business Fax Number			•	
F For Al	Iteration applica	nts, provide description belo ints, attach complete descrip int Licensees, set forth appro lot Use This Form to Change	rion and diagram of prop red Method of Operation	only
12. Type(s) of Alcohol so	ld or to be sold: (	("X" One) Beer Only V		quor, Wine & Beer
13. Extent of Food Service	i	Restaurant (Sale of food prim Full food menu; Kitchen run b	availability req	
14. Type of Establishmer ("X" all that apply)	Patron Da	Music Live Music Dis ancing (small scale) Cabar of 600 or more patrons To nal Facility (Sports Facility/Ves Establishment	et, Night Club (Large Scale i opless Entertainment 🔝	Restaurant
			Garden/Grounds [	Freestanding Covered Structure
15. Licensed Outdoor A ("X" all that apply)	rea: 🔼	☐ Patio or Deck ☐ Rooftop lk Cafe ☐ Other (specify): ☐	) Li darden/diodnos (	
( v an macabbis)	1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -			

rev 10/23/13	Original	OFFICE USE ON OFFICE USE ON				49
State of New York Executive Department Division of Alcoholic Beverag State Liquor Authority	ge Control	Standardized <u>NC</u>	TICE FORM f	or Providing <u>Local Mun</u>	icipality or Comi	ed Notice to a munity Board 2 of 2 of Form
16. List the floor(s) of the bu	uilding that the e	stablishment is located	on: Fi	RST FX	OOR	
17. List the room number(s building, if appropriate:		nt is located in within t	he		*	
18. Is the premises located	with 500 feet of th	hree or more on-premi	ses liquor establ	ishments? 🔲 Y	es KNO	
19. Will the license holder o	r a manger be ph	ysically present within	the establishme	ent during all ho	urs of operation?	Yes No
20. Does the applicant or lic	ensee own the b	uilding in which the es	tablishment is lo	cated? ("X" One)	Yes (If Yes SKIP	21-24) 🗌 No
	Owner of the	Building in Which th	e Licensed Estal	blishment is Lo	cated	
21. Bullding Owner's Full Na	ime:					
22. Building Owner's Street	Address:				-	
23. City, Town or Village:			State:		بيد Zip Code :	
Attorney Representi	ing the Applican	t in Connection with Establishment ide	the Applicant's ntified in this No	License Applica otice	ntion Noted as Abov	re for the
25. Attorney's Full Name:						
26. Attorney's Street Addres	ss:	سسسة				
27. City, Town or Village:			State:		Zip Code:	
28. Business Telephone Nun	nber of Attorney:					
29. Business Email Address o	of Attorney:					
granting the license. I u	conformity with r understand that re may result in	epresentations made i	n submitted doc n this form will al plication or revo	cuments relied upon lso be relied upon cation of the lice	pon by the Authority on, and that false rep ense.	when resentations
oy my signo	retal temmen and	,,,				

30. Printed Name: STEPHEN LENARD Title CUNER

Signature: X

#### **AGENDA** TOWN SUPERVISOR For MEETING July 9, 2014

- Financial Report
   Union contract public hearing
   Executive Session employee
- A. Woodbury Road storm water project update
- 8. Retention pond maintenance
- 6. Use of Town owned vehicles
  7.