

**Town of Charlton
Saratoga County
Town Board Agenda Meeting**

February 26, 2018

The Agenda Meeting of the Town Board of the Town of Charlton, Saratoga County, New York was held at the Charlton Town Hall, 758 Charlton Rd, Charlton, NY and called to order by Councilman Grasso at 7:30 p.m. to set the agenda for the March 12th meeting.

Present: Councilman Grasso, Councilman Hodgkins, Councilman Ranaletto, Town Clerk Brenda Mills, Attorney Van Vranken.

Excused: Supervisor Grattidge

RESOLUTION # 61

Abstract of Claims

Motion by Councilman Hodgkins

Seconded by Councilman Ranaletto

BE IT RESOLVED that the Town Board has approved the payment of bills as presented in **Abstract #104**, voucher numbers 107 - 154, in the amount of \$48,176.06.

Vote: All Ayes, No Nays. **CARRIED.**

RESOLUTION # 62

Approval of Minutes

Motion by Councilman Ranaletto

Seconded by Councilman Hodgkins

BE IT RESOLVED that the Town Board has approved the minutes from the Town Board Meeting on February 12, 2018.

Vote: All Ayes, No Nays, **CARRIED.**

ANNOUNCEMENTS

There will be a meeting regarding Farmland Conservation at the Cooperative Extension Office from 7 – 9 p.m. on March 22nd.

Councilman Grasso and Councilman Ranaletto will be speaking at the Charlton Seniors meeting on February 28th.

The Town Clerk said that she has been notified that after March 31, 2018, the Amsterdam Transfer Station will no longer accept electronics free of charge from residence outside of Montgomery County.

COMMUNICATION

The Town Board has received several letters of interest in the vacant Town Board seat. The Board will take all candidates into consideration. No date has been set for the appointment.

DISCUSSION

Councilman Grasso said that the Board would like to submit a Request for Proposals to Engineering firms that could assist the Town with completing the Bridge NY grant application. There is a list of consultants listed on Saratoga County's consultants list. The draft application deadline is March 5th.

RESOLUTION # 63

Authorize the Supervisor to solicit RFPs from three to five Engineering firms for the Bridge NY program

Motion by Councilman Ranaletto

Seconded by Councilman Hodgkins

BE IT RESOLVED that the Town Board hereby authorizes the Supervisor to solicit Request for Proposals (RFP) from three to five Engineering firms for assistance with the New York State Bridge NY grant project.

Vote: All Ayes, No Nays, **CARRIED.**

Councilman Hodgkins said that the Party in the Parks Committee met last week and they have already signed up several vendors and are looking for new vendors as well. The next meeting is March 27th, and everyone is welcome to attend. The request letters for donations will go out soon. Last year's donations exceeded the expenses by \$90.

The deadline to submit articles for the Town Board's spring newsletter is March 15th.

Councilman Grasso said that he and the other Board members will begin auditing the Town Departments this week that handle cash receipts. He will get the forms from the Town Clerk.

Councilman Grasso said that the Board has received a letter from the Planning Board regarding Stewarts. Because Stewarts business has been so strong, they have requested to enlarge the dumpster enclosure to add more dumpsters, and an additional light on the dumpster area. During the Planning Board meeting, one neighbor to the south has requested some additional landscaping, which Stewarts was agreeable to. The changes required a Site Plan review by the Planning Board as well as an Exceptional Use Permit by the Town Board. The Planning Board has sent a letter to the Town Board notifying the Town Board that they have reviewed the changes, but they would like the Town Board to reflect the changes in the EUP approval. Councilman Grasso suggested that the Town Board work with Attorney Van Vranken to get a resolution for consideration at the next Board meeting.

Councilman Grasso said that he and Supervisor Grattidge met with Andy Haluska, the new Executive Director of the BHBL Summer Rec program. The Town stopped funding the program a few years ago. Mr. Haluska shared information about changes to the program and participation by Charlton residents, and asked the Town to consider funding the program in the future.

Councilman Grasso said that recently was a closing on 2 conservation easements on 2 farms in West Charlton. They cover a total of 405 acres. The VanDerHorst and Szurek farms voluntarily sold their development rights to the State to keep the land as farm land. The process began in 2015. He commended the land owner for the foresight and vision to go through with the process.

Councilman Grasso said that the Town Board met with the Town's Insurance Agent and reviewed the coverage and policies.

MOTIONS, RESOLUTIONS AND AUTHORIZATIONS

RESOLUTION #64

A RESOLUTION TO ORDER POSTED ROADS IN THE TOWN OF CHARLTON WITH A FOUR TON GROSS WEIGHT LIMIT ON A TEMPORARY BASIS

Motion by Councilman Ranaletto

Seconded by Councilman Hodgkins

Roll Call: Councilman Grasso: Aye, Councilman Hodgkins: Aye, Councilman Ranaletto: Aye, Supervisor Grattidge: Absent. **CARRIED.**

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 64

February 26, 2018

A RESOLUTION TO ORDER POSTED ROADS IN THE
TOWN OF CHARLTON WITH A FOUR TON GROSS WEIGHT LIMIT
ON A TEMPORARY BASIS

WHEREAS, the Town Board has been advised by the Charlton Superintendent of Highways that he intends to post certain roads with a four ton limitation, effective immediately, and

WHEREAS, the Town Board desires to assist the Highway Superintendent in the enforcement of this posting limitation and as authorized by New York State Vehicle and Traffic Law §1660, subd. 11.

NOW BE IT RESOLVED, that the Town Board hereby affirms and authorizes, pursuant to §1660(11) of the New York State Vehicle and Traffic Law the direction and order of the Superintendent of Highways of the Town of Charlton that all Town roads as posted will be temporarily limited to any and all vehicles having no more than a gross weight of four tons, and

BE IT FURTHER RESOLVED, that this restriction and limitation shall take effect as of the date of this resolution and such restriction shall become effective upon posting of such highways by the Superintendent of Highways or his designee, and

BE IT FURTHER RESOLVED, that such limitation shall continue in effect until such time as conditions permit the withdrawing of the order, and

BE IT FURTHER RESOLVED, that notice is hereby given that any person or persons violating this order shall be subject to enforcement as provided in §1800 of the New York State Vehicle and Traffic Law.

Moved by Councilman Ranaletto

Voting: Councilman Grasso Aye

Councilman Hodgkins Aye

Seconded by Councilman Hodgkins

Councilman Ranaletto Aye

Supervisor Grattidge Absent

I certify that this is a true and exact copy of this original as passed by the Town Board of the Town of Charlton on

Dated: February 26, 2018

Brenda Mills, Town Clerk

RESOLUTION #65

A RESOLUTION ACKNOWLEDGING RECEIPT OF AN EXCEPTIONAL USE PERMIT APPLICATION FROM CAPITAL CARE MPH PROPERTIES TO MODIFY AN EXISTING EXCEPTIONAL USE PERMIT AND SITE PLAN, ACCEPTANCE BY THE TOWN BOARD OF PRIMARY JURISDICTION AUTHORIZED BY THE TOWN OF CHARLTON ZONING ORDINANCE, ACCEPTANCE OF LEAD AGENCY DESIGNATION AND SCHEDULING OF A PUBLIC HEARING AT THE CHARLTON TOWN HALL ON MARCH 26, 2018.

Motion by Councilman Hodgkins

Seconded by Councilman Ranaletto

Discussion: Councilman Grasso said that the Planning Board reviewed the application last Monday and made comments about the number of parking spaces proposed. They will look into this further, and want to ensure that there is adequate parking and not excessive parking. They will also check on the number of ADA spaces, screening of the parking areas and architecture of the addition.

Roll Call: Councilman Grasso: Aye, Councilman Hodgkins: Aye, Councilman Ranaletto: Aye, Supervisor Grattidge: Absent. **CARRIED.**

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 65

February 26, 2018

A RESOLUTION ACKNOWLEDGING RECEIPT OF AN EXCEPTIONAL USE PERMIT APPLICATION FROM CAPITAL CARE MPH PROPERTIES TO MODIFY AN EXISTING EXCEPTIONAL USE PERMIT AND SITE PLAN, ACCEPTANCE BY THE TOWN BOARD OF PRIMARY JURISDICTION AUTHORIZED BY THE TOWN OF CHARLTON ZONING ORDINANCE, ACCEPTANCE OF LEAD AGENCY DESIGNATION AND SCHEDULING OF A PUBLIC HEARING AT THE CHARLTON TOWN HALL ON MARCH 26, 2018

WHEREAS, the Town Board has received an application dated January 30, 2018 prepared by Lansing Engineering, PC, applying for an amendment to its existing exceptional use permit, and

WHEREAS, the Town Board has reviewed such application, consulted with the Town of Charlton Zoning Enforcement Officer, who received the application on February 8, 2018, and the Attorney for the Town regarding issues which need to be considered in processing this application and as set forth in Article VII of the Zoning Ordinance for the Town of Charlton as adopted September 14, 2015, and

WHEREAS, the Town Board has previously received from the Town Attorney a memorandum outlining the procedures to be followed with respect to processing an exceptional use permit application in situations where the Town Board accepts primary jurisdiction of the application, and

WHEREAS, the Town Board has also received an opinion letter from Michael S. McNamara, Town Engineer, dated February 15, 2018 and providing his analysis of the issues to be considered and the concerns regarding the expansion of the current building and parking lot which need to be addressed during the processing of this exceptional use permit application, and

WHEREAS, the Planning Board of the Town of Charlton has conducted an initial review and

discussion of the application and will be providing an opinion letter to the Town Board as part of the EUP procedures, and

WHEREAS, an informal EUP presentation was made to the Town Board on February 12, 2018, and

WHEREAS, on February 19, 2018, Lansing Engineering representative Michael J. Bianchino made an extensive presentation outlining the history of this real property and providing an explanation of the proposed revised site plan and the reasons for the EUP request, and

WHEREAS, based on the requirements of Article VII of the Charlton Zoning Ordinance, the Board hereby authorizes the following actions related to the processing of the Capital Care MPH Properties application.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Charlton hereby formally accepts the exceptional use permit application of Capital Care MPH Properties dated January 30, 2018, a copy of which is attached to this resolution and made a part hereof, and

IT IS FURTHER RESOLVED, that the Town Board will retain primary jurisdiction of this application as authorized and set forth in Article VII, Section 3(A) of the Zoning Ordinance for the Town of Charlton, and

IT IS FURTHER RESOLVED, that the Town Board hereby declares itself as lead agency with respect to all matters involving the requirements of the State Environmental Quality Review Act (SEQRA), and

IT IS FURTHER RESOLVED, that the Town Board will process this application according to and as required by the Zoning Ordinance for the Town of Charlton as adopted September 14, 2015, particularly Article VII and the procedures set forth in that article, and

IT IS FURTHER RESOLVED, that the Town Board requests advisory opinions on the application from the Planning Board and the Environmental Conservation Commission on or before Sunday, March 25, 2018, and

IT IS FURTHER RESOLVED, that the Town Clerk is hereby directed to publish a Notice of Public Hearing with respect to the Capital Care MPH Properties exceptional use permit application, which public hearing shall be scheduled for 6:30 p.m. on Monday, March 26, 2018 at the Town of Charlton Town Hall located at 758 Charlton Road, Charlton, New York 12019.

Moved by Councilman Hodgkins

Voting: Councilman Grasso Aye

Councilman Hodgkins Aye

Seconded by Councilman Ranaletto

Councilman Ranaletto Aye

Supervisor Grattidge Absent

I certify that this is a true and exact copy of this original as passed by the Town Board of the Town of Charlton

Dated: February 26, 2018

Brenda Mills, Town Clerk

PRIVILEGE OF THE FLOOR

Stacy Wilson asked Councilman Grasso if he looked into the NY Broadband program. The Councilman said that he did, and the information was a little misleading. He researched the grant recipients, and Spectrum was not one of the recipients that was awarded grant money to install broadband in rural areas. Mrs. Wilson said that the Town of Galway has 5 or 6 internet providers, and she wanted to know why Charlton did not. Councilman Grasso said that he is not aware of any other hardwired options but if she gets information on them, the Town will look into them.

Dawn Szurek, resident, read a letter to the Board asking them to consider a cell tower site that would provide the coverage to the most residents of Charlton. She said that she feels that cell coverage is very necessary and a safety issue.

RESOLUTION #66

Motion to adjourn the meeting

Motion by Councilman Hodgkins

Seconded by Councilman Ranaletto

Vote: All Ayes, No Nays. **CARRIED.**

The meeting adjourned at 7:58 p.m.

Respectfully submitted,

Brenda Mills
Town Clerk