SUPERVISOR CALLED MEETING TO ORDER AT 7 PM WITH THE FOLLOWING MEMBERS PRESENT: COUNCILMAN TRACKLEY, COUNCILMAN MCLAIN. ALSO PRESENT: HIGHWAY SUPT DEUEL, ZEO SAHEIM, ATTORNEY FOR THE TOWN ROBERT REGAN, ESQ. ABSENT: COUNCILMAN WATERHOUSE, COUNCILMAN CIRILLO.

FLOOR OPEN TO PUBLIC:

BECKY HEATH – PROGRAM MANAGER REPRESENTING HOME FRONT DEV. GAVE PRESENTATION REGARDING SENIOR HOUSING PROJECTS WHICH ARE BUILT AND MAINTAINED BY THEIR COMPANY AT NO COST TO THE TOWN. 8-10 UNIT PROJECTS FOR THOSE 62 YEARS OF AGE AND OLDER ARE IDEAL. COULD BE LOCATED ON PROPERTY BEHIND THE TOWN COMPLEX.

MR. AND MRS. TANSKI OF PLEASANTVIEW DRIVE NEEDS A SEPTIC WAIVER BECAUSE 1. IT IS LESS THAN THE REQUIRED 100’ FROM THEIR OWN WELL AND 2. LESS THAN THE REQUIRED SETBACK OF 10’ FROM THEIR FRONT PROPERTY LINE. THERE IS NO IMPACT TO NEIGHBORING WELLS. THEY ENCROACH ON THE ROAD BY ABOUT 14 FT AND THE RIGHT OF WAY A FEW FT. THE PROPOSED SYSTEM IS AN ELGIN SYSTEM. THEY ALSO HAD A LETTER FROM THE COMPANY THAT DRILLED THEIR WELL STATING THAT THE DEPTH OF THE WELL IS 320 FT WITH 110 FT OF CASING.

ZEO SAHEIM READ LETTER FROM THE WELL DRILLER ROSICK WHICH ADVISED THAT WITH THAT AMOUNT OF CASING IT WOULD NOT INFLUENCE THE SEPTIC. ZEO ALSO ADVISED THAT THE SYSTEM WOULD NOT EFFECT THE NEIGHBORS. HIGHWAY SUPT DID NOT THINK THE SYSTEM WOULD EFFECT THE TOWN MAINTENANCE IN ANY WAY. DITCHING IS ON THE OTHER SIDE OF THE ROAD.

REPRESENTATIVE OF THE ELGIN SYSTEM GAVE DETAILED PRESENTATION OF THE WORKINGS AND FILTRATION OF THAT SEPTIC SYSTEM.

RESOLUTION 116 OF 2017 – RESOLVED UPON A MOTION BY SUPERVISOR MERLINO, SECONDED BY COUNCILMAN MCLAIN, TO GRANT THE SEPTIC WAIVER OF TANSKI AND ALLOW THE ELGIN SYSTEM TO BE INSTALLED AT 260 PLEASANTVIEW DRIVE WAIVING THE 100’ TO 86’ AND THE LESS THAN 10’ OF SETBACK TO 2 FT OF PROPERTY LINE. ROLL CALL VOTE: COUNCILMAN TRACKLEY, AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.
SUE WILDER THANKED THE TOWN BOARD FOR SUPPORTING THE LAKE LUZERNE HERITAGE DISTRICT AMBASSADOR PROGRAM THAT STAFFS FOUR HISTORIC TOWN SITES IN THE SUMMER.

TOWN CLERK OPENED THE ONE BID RECEIVED FOR THE SURPLUS GRADER WHICH WAS SUBMITTED BY SHERRY SAHEIM IN THE AMOUNT OF $1,500.

THE TOWN BOARD DID NOT ACT ON THE BID FEELING THAT THE GRADER SHOULD BE WEIGHED OUT FOR POSSIBILITY OF SCRAP METAL.

RESOLUTION 117 OF 2017 – RESOLVED UPON A MOTION BY COUNCILMAN TRACKEY, SECONDED BY COUNCILMAN MCLAIN TO PAY BILLS AS PRESENTED IN VOUCHERS OF ABSTRACT #10 AS FOLLOWS:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Voucher Range</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>GENERAL FUND</td>
<td>21445-21554</td>
<td>$27,491.66</td>
</tr>
<tr>
<td>HIGHWAY FUND</td>
<td>21506-21551</td>
<td>11,961.81</td>
</tr>
<tr>
<td>SW1 WATER</td>
<td>21533-21552</td>
<td>52,175.75</td>
</tr>
<tr>
<td>JOINT YOUTH</td>
<td>21541-21542</td>
<td>70.16</td>
</tr>
</tbody>
</table>

ROLL CALL VOTE: COUNCILMAN TRACKEY AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

MINUTES OF MEETINGS; SEPT. 11, SEPT. 28, OCT. 5 WAS TABLED UNTIL THERE IS A FULL BOARD.

RESOLUTION 118 OF 2017 – RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN TRACKEY TO AUTHORIZE SUPERVISOR TO SIGN SNOW AND ICE AGREEMENT FOR 2018. ROLL CALL VOTE: COUNCILMAN TRACKEY AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

ATTORNEY REGAN ADVISED THAT A NEGATIVE DECLARATION FOR SEQR IS NECESSARY TO ADOPT THE LOCAL LAW #2 OF 2017, APPROVED AT THE OCTOBER MEETING.

RESOLUTION 119 OF 2017 – RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN TRACKEY TO APPROVE A NEGATIVE DECLARATION IN ORDER TO ADOPT LOCAL LAW 2 OF 2017 AMENDING THE TOWN OF LAKE LUZERNE ZONING MAP, ENACTED BY LOCAL LAW NUMBER 2 OF 2010. THIS NOTICE IS ISSUED PURSUANT TO PART 617 OF THE IMPLEMENTING REGULATIONS PERTAINING TO ARTICLE 8 (STATE ENVIRONMENTAL QUALITY REVIEW ACT) OF THE ENVIRONMENTAL CONSERVATION LAW. THE TOWN BOARD OF THE TOWN OF LAKE LUZERNE HAS DETERMINED THAT THE PROPOSED ACTION DESCRIBED BELOW WILL NOT HAVE SIGNIFICANT
ENVIRONMENTAL IMPACT AND A DRAFT ENVIRONMENTAL IMPACT STATEMENT WILL NOT BE PREPARED.

NAME OF ACTION:
A LOCAL LAW TO AMEND THE TOWN OF LAKE LUZERNE ZONING MAP, ENACTED BY LOCAL LAW NUMBER 2 OF 2010 TO DESIGNATE CERTAIN LOTS AND PORTION THEREOF AS HAMLET COMMERCIAL.
SEQR STATUS: UNLISTED CONDITIONED NEGATIVE DECLARATION: NO DESCRIPTION OF ACTION;
IT IS PROPOSED THAT THE TOWN ZONING MAP, REFERENCED IN PARAGRAPH A OF THE BOUNDARY DESCRIPTIONS SECTION OF ARTICLE II OF THE LAKE LUZERNE ZONING ORDINANCE, BE AMENDED AS FOLLOWS: THE LOT IDENTIFIED IN TOWN RECORDS AS TAX MAP NUMBER 298.20-1-3 IS DESIGNATED HAMLET COMMERCIAL IN ITS ENTIRETY. AND THE LOT IDENTIFIED IN TOWN RECORDS AS TAX MAP NUMBER 298.20-1-2 IS DESIGNATED AS HAMLET COMMERCIAL IN ITS ENTIRETY.
LOCATION: LAKE AVENUE, TOWN OF LAKE LUZERNE, WARREN COUNTY, NEW YORK.
REASONS SUPPORTING THIS DETERMINATION:
THE CRITERIA FOR DETERMINING SIGNIFICANCE LISTED IN 6 NYCRR 617.7(c) HAVE BEEN REVIEWED BY THE TOWN BOARD AND COMPARED AGAINST THE IMPACTS THAT MAY BE REASONABLY EXPECTED TO RESULT FROM THE PROPOSED ACTION. THE TOWN BOARD CONCLUDES THAT NONE OF THE LISTED CRITERIA IS LIKELY TO BE A CONSEQUENCE OF THIS ACTION. IN ADDITION, THE PARCELS BEING CONSIDERED FOR A CHANGE IN DESIGNATION ARE RELATIVELY SMALL (1.57 ACRES AND 1.25 ACRES IN SIZE) AND ARE CONTIGUOUS TO EACH OTHER. A SIGNIFICANT PORTION ONE OF THE PARCELS IS ALREADY DESIGNATED HAMLET COMMERCIAL, AND THAT PARCEL IS CONTIGUOUS TO ANOTHER PARCEL THAT IS CURRENTLY DESIGNATED HAMLET COMMERCIAL IN ITS ENTIRETY, THEREFORE, NO SIGNIFICANT CHANGE IN THE CHARACTER OF THE AREA SHOULD RESULT FROM THIS ZONING AMENDMENT.
ROLL CALL VOTE: COUNCILMAN TRACKEY AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 120 OF 017 – RESOLVED UPON A MOTION BY COUNCILMAN TRACKEY, SECONDED BY COUNCILMAN MCLAIN TO ADOPT LOCAL LAW #2 OF 2017 - PURSUANT TO NYS MUNICIPAL HOME RULE LAW SECTION 20 AND NYS TOWN LAW ARTICLE 16, A LOCAL LAW TO AMEND THE TOWN OF LAKE LUZERNE ZONING MAP, ENACTED BY LOCAL LAW NUMBER 2 OF 2010, TO DESIGNATE CERTAIN LOTS AND PORTION THEREOF AS HAMLET COMMERCIAL.
TOWN OF LAKE LUZERNE
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BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF LAKE LUZERNE AS FOLLOWS:

SECTION 1  AUTHORITY.

PURSUANT TO AUTHORITY CONFERRED BY NYS TOWN LAW ARTICLE 16, THE TOWN BOARD HEREBY ENACTS THIS LAW.

SECTION 2  PURPOSE.

FROM TIME TO TIME IT BECOMES NECESSARY FOR THE TOWN BOARD TO CONSIDER AMENDMENTS TO ITS ZONING MAP IN ORDER TO ALIGN THE TOWN’S LAND USE REGULATIONS WITH ITS ECONOMIC DEVELOPMENT GOALS. UPON EXAMINATION OF THE PARCELS AFFECTED BY THIS LAW AND THEIR LOCATION WITHIN THE TOWN THE TOWN BOARD FINDS THAT CHANGING THE DESIGNATION OF PORTIONS OF SUCH PARCELS FROM HAMLET RESIDENTIAL TO HAMLET COMMERCIAL WILL ENHANCE THE POTENTIAL FOR THE TOWN TO EXPAND ITS TAX BASE AND PROVIDE A GREATER CHOICE OF GOODS AND SERVICES TO RESIDENTS AND TOURISTS WITHOUT NEGATIVELY IMPACTING THE TOWN’S RURAL CHARACTER.

SECTION 3  AMENDMENT OF ZONING MAP.

THE TOWN ZONING MAP, REFERENCED IN PARAGRAPHS A OF THE BOUNDARY DESCRIPTIONS SECTION OF ARTICLE II OF THE LAKE LUZERNE ZONING ORDINANCE, IS HEREBY AMENDED AS FOLLOWS: THE LOT AMENDING THE TOWN ZONING MAP TO DESIGNATE THE PARCELS IDENTIFIED IN TOWN RECORDS AS TAX MAP NUMBERS 298.20-1-3 AND 298.20-1-2 AS HAMLET COMMERCIAL IN THEIR ENTIRETY. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

THE STATED PURPOSE OF SUCH LAW WAS TO PROVIDE FOR THE MAXIMUM EXEMPTION ALLOWABLE PURSUANT TO SUBDIVISION 2(A) AND 2(B) OF SECTION 458-B OF THE REAL PROPERTY TAX LAW. SECTION 458-B OF THE REAL PROPERTY TAX LAW REQUIRED, HOWEVER, THAT IS SUCH AN EXEMPTION WERE TO BE APPROVED BY A TOWN, IT COULD BE GRANTED ONLY FOR A PERIOD OF TEN YEARS. CHAPTER 290 OF THE LAWS OF 2017 OF THE STATE OF NEW YORK AMENDED REAL PROPERTY TAX LAW SECTION 458-B TO AUTHORIZE TOWNS TO EXTEND THE COLD WAR VETERANS EXEMPTION BEYOND SUCH INITIAL TEN-YEAR PERIOD. THE PURPOSE OF THIS LAW, THEREFORE, IS TO AMEND LOCAL LAW NUMBER 1 OF 2008 TO TAKE ADVANTAGE OF THE OPPORTUNITY PROVIDED BY THIS RECENT AMENDMENT TO EXTEND THE EXEMPTION PERIOD. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 122 OF 2017 - RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN TRACKEY TO SET A PUBLIC HEARING ON NOVEMBER 13TH AT 7PM TO HEAR PUBLIC COMMENT ON LOCAL LAW #3 OF 2017, VETERANS EXEMPTION AMENDING 2008 COLD WAR ERA VETERANS. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 123 OF 2017 - RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN TRACKEY TO REQUEST A SPEED LIMIT REDUCTION FROM 45 TO 30 MPH ON EAST RIVER DRIVE FROM THE INTERSECTION OF ROUTE 9N AN APPROX DISTANCE OF ¾ MILE TO THE TRAFFIC SIGN THAT ENDS THE CURRENT 45 MPH SPEED LIMIT. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 124 OF 2017 - TO SUPPORT STATEWIDE CONSTITUTIONAL AMENDMENT BALLOT PROPOSAL #3 THAT CREATES A LAND ACCOUNT TO ADDRESS SPECIFIC PUBLIC HEALTH AND SAFETY CONCERNS FOR USE BY TOWN, VILLAGES, AND COUNTIES HAVING NO VIABLE ALTERNATIVE OTHER THAN USING FOREST PRESERVE LAND. WHEREAS, THE NY STATE FOREST PRESERVE LANDS IN MANY INSTANCES, BORDER LOCAL AND STATE HIGHWAYS WHERE LOCAL GOVERNMENT NEEDS TO USE A PORTION OF LAND TO STRAIGHTEN A DANGEROUS ROAD, REPLACE A CULVER TO PRESENT FLOODS, CREATE A SAFER BIKE PATH, DRILL A WATER SUPPLY WELL, OR INSTALL BROADBAND AND OTHER CRITICAL INFRASTRUCTURE, AND WHEREAS, THE PROPOSED AMENDMENT WILL CREATE A LAND ACCOUNT WITH UP TO 250 AREAS OF STATE FOREST PRESERVE LAND ELIGIBLE FOR USE BY
TOWN, VILLAGES AND COUNTIES THAT HAVE NO VIABLE ALTERNATIVE TO USING STATE FOREST PRESERVE LAND TO ADDRESS SPECIFIC PUBLIC HEALTH OR SAFETY CONCERNS, AND
WHEREAS, AS IN EXCHANGE FOR THE LAND REMOVED FROM THE STATE FOREST PRESERVE, ANOTHER 250 AREAS OF LAND WILL BE ADDED TO THE STATE FOREST PRESERVE, SUBJECT O NY STATE LEGISLATIVE APPROVAL, AND
WHEREAS, THE PROPOSED AMENDMENT ALSO WILL ALLOW BICYCLE TRAILS AND CERTAIN PUBLIC UTILITY LINES TO BE LOCATED WITHIN THE WIDTH OF SPECIFIC HIGHWAYS THAT CROSS THE STATE FOREST PRESERVE WHILE MINIMIZING REMOVAL OF TREES AND VEGETATION, AND
WHEREAS, THE NY STATE CONSTITUTION HAS BEEN AMENDED TO ALLOW SUCH PROJECTS IN THE PAST, REQUIRING APPROVAL BY TWO SEPARATELY ELECTED NY STATE LEGISLATURES AND A STATEWIDE REFERENDUM, AND
WHEREAS, THERE EXISTS CURRENTLY A NYS DOT LAND BANK FOR NY STATE ROAD PROJECTS WHICH HAS A LONG STANDING RECORD OF SUCCESS, AND
WHEREAS, IF APPROVED BY THE VOTERS OF NYS, BALLOT PROPOSAL #3 WOULD ELIMINATE THE TIME CONSUMING AND COSTLY BUREAUCRATIC PROCESS FOR COMPLETING IMPORTANT ROAD MAINTENANCE, UTILITY INSTALLATION AND BICYCLE PATH CREATION PROJECTS IN THE ADIRONDACKS AND CATSKILLS, A PROCESS NOT FACED BY COMMUNITIES IN ANY OTHER REGION OF NEW YORK STATE, AND
WHEREAS, THE AMENDMENT HAS WIDE BI PARTISAN SUPPORT FROM LOCAL GOVERNMENTS, ENVIRONMENTAL PROTECTION ORGANIZATIONS, BUSINESS GROUPS, RECREATIONAL ENTHUSIASTS, AND OTHERS FOR TWO SIMPLE REASONS : IT’S FOR PUBLIC GOOD AND IT’S ROOTED IN PLAIN OLD COMMON SENSE, AND
WHEREAS, THIS AMENDMENT REPRESENTS THE BEST POSSIBLE SOLUTION TO LONG STANDING OR CONTINUING ISSUES, WHICH LOCAL GOVERNMENT LEADERS HAVE WORKED FOR MANY YEARS TO RESOLVE, AND
WHEREAS, A BALLOT PROPOSAL #3 ON NOVEMBER 7, 2017 WARRANT THE SUPPORT OF ALL THE VOTERS OF NYS.
NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN OF LAKE LUZERNE BOARD DOES HEREBY SUPPORT BALLOT PROPOSAL #3 ON NOVEMBER 7, 2017 WHICH IS DEEMED CRITICALLY IMPORTANT TO OUR COMMUNITIES, THE STATE FOREST PRESERVE, THE ENVIRONMENT AND THE PEOPLE OF THE STATE OF NEW YORK AND
BE IF FURTHER RESOLVED THAT CERTIFIED COPIES OF THIS RESOLUTION SHALL BE FORWARD TO SYSAC AND THE ADIRONDACK ASSOCIATION OF TOWNS AND VILLAGES.
ROLL CALL VOTE: COUNCILMAN TRACKEY AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.
TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING
OCTOBER 18, 2017

RESOLUTION 125 OF 2017 - RESOLVED UPON A MOTION BY SUPERVISOR MERLINO, SECONDED BY COUNCILMAN MCLAIN TO MOVE THE 2017 TENTATIVE BUDGET TO A PRELIMINARY BUDGET WITH NO CHANGES AND TO SET A PUBLIC HEARING ON THE PRELIMINARY BUDGET TO THURSDAY, NOVEMBER 9TH AT 7 PM. ROLL CALL VOTE: COUNCILMAN TRACKEY AYE, COUNCILMAN MCLAIN, AYE, SUPERVISOR MERLINO, AYE.

REPORTS:

HIGHWAY SUPT – RON DEUEL

WORKED ON EROSION CONTROL PROJECT ON HALL HILL WHICH WAS REIMBURSED BY WARREN COUNTY SOIL AND WATER IN THE AMOUNT OF $1,300. FIXED WATER LEAKS ON CIRCULAR STREET. REPLACED SERVICE VALVE ON THE HEIGHTS WORKED ON PLEASANT VIEW RD. FALL CLEAN UP IS IN NOVEMBER

ZEO – ALLEN SAHEIM

ZEO AND 9 MEMBERS OF THE PLANNING BOARD ATTENDED TRAINING AT FORT WILLIAM HENRY. MUSIC CAMP IS COMING TO THE PLANNING BOARD IN NOVEMBER.

TOWN CLERK – CYNTHIA SHERWOOD

CLERK DISTRIBUTED MONTHLY FINANCIAL REPORT TO THE SUPERVISOR FOR SEPTEMBER IN THE AMOUNT OF 4,823.75.

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING
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SUPERVISOR REPORT: EUGENE MERLINO

GAVE FINANCIAL REPORT TO DATE EXPENSES ARE UNDER BUDGET
COMPARED TO THE SAME TIME LAST YEAR.
READ MESSAGE FROM MR. JOHNSON THANKING HIGHWAY SUPT FOR WORK
OPENING ROAD BLOCKING HUNTERS.

FLOOR OPEN TO PUBLIC: NONE

MEETING ADJOURNED UPON A MOTION BY COUNCILMAN TRACKY, SECONDED
BY COUNCILMAN MCLAIN AT 8:05 PM.

RESPECTFULLY SUBMITTED,

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CYNTHIA SHERWOOD, RMC, TOWN CLERK