

## Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, February 7, 2000, in the Village Office.

PRESENT: Mayor Don Hartill; Trustees Lynn Leopold, John Bailey, Larry Fresinski, Franklin Moore; Planning Board member Janet Waterman; Village Attorney Randy Marcus.

Mayor Don Hartill called the meeting to order at 7:40P.M.

Pledge of Allegiance to the Flag.

The Mayor opened the public comment period. No public was present.

### Motion- To Close Public Comment Period

Trustee Larry Fresinski moved to close the public comment period.

Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye

Trustee John Bailey- Aye

Trustee Lynn Leopold-Aye

Trustee Larry Fresinski-Aye

Trustee Frank Moore-Aye

Next on the agenda was a public hearing to consider the proposed local law to establish a Village SEQR Type II list.

### Motion- To Open the Public Hearing for the Proposed Local Law, Village of Lansing Type II Actions Under State Environmental Quality Review Act

Trustee Lynn Leopold moved to open the public hearing.

Trustee Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye

Trustee John Bailey- Aye

Trustee Franklin Moore- Aye

Trustee Lynn Leopold -Aye

Trustee Larry Fresinski-Aye

The Mayor stated that this is the document, which the Trustees discussed at last meeting that establishes a list of SEQR Type II actions to supplement the Type II list under New York State Regulations. There was no public present to comment. The Mayor asked if a SEQR needed to be done. Randy stated that you can read the SEQR Regulations either way as to whether this is an administrative action, or an action requiring review. Frank stated that the short form is not a burden and it should be done to show our consideration.

### Motion- To Close the Public Hearing

Trustee Larry Fresinski moved to close the public hearing.

Trustee John Bailey seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye

Trustee John Bailey- Aye

Trustee Franklin Moore- Aye

Trustee Lynn Leopold-Aye

Trustee Larry Fresinski-Aye

The Board did the short form SEQR and found that there were no significant adverse environmental impacts. The Board noted that in the case actions which do have a potential environmental impact, such as a special permit for a home occupation, the Zoning Law already binds the Planning Board to consider all of the environmental impacts in the

permit review process. The purpose of the SEQR is to call attention to potential environmental impacts. It's more of an awareness issue. Randy stated that a positive declaration on the SEQR often slows down the process but doesn't necessarily stop the applicant from continuing with their proposal.

**Resolution #3637- To Declare a Negative Declaration for Proposed Local Law, Village of Lansing Type II Actions Under State Environmental Quality Review Act**

Trustee Lynn Leopold moved this resolution and Trustee Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye  
Trustee Franklin Moore- Aye  
Trustee Larry Fresinski-Aye

Trustee John Bailey- Aye  
Trustee Lynn Leopold -Aye

The Mayor entertained a motion to accept this local law. Frank stated that the words Lansing Zoning Law in Section II #1 & #2 needed to be corrected to say Subdivision Regulations. The Board agreed to these corrections.

**Resolution #3638- To Accept the Proposed Local Law, Village of Lansing Type II Actions Under State Environmental Quality Review Act as Local Law 3 for 2000 with corrections**

Be it enacted by the Board of Trustees of the Village of Lansing as follows:

**SECTION I. PURPOSE AND INTENT.**

The purpose of this Local Law is to create a specific list of actions that may be taken by the Village, through its Board of Trustees, Planning Board or Board of Zoning Appeals, which actions the Village deems not to require review under the State Environmental Quality Review Act ("SEQRA"). It is the intent of this Local Law that a list of Type II actions be established to supplement the list of Type II actions currently provided in Section 617.5 of the Regulations promulgated under New York State Environmental Conservation Law Article VIII. This Local Law is being enacted in accordance with the provisions of said Section 617.5 at subsection (b), and the list set forth herein is intended to supplement the list of Type II Actions set forth at subsection (c) thereof in such cases as the Village of Lansing acts as an agency for SEQRA review. The Village acknowledges that no other agency is bound by the list of supplemental Type II Actions set forth in this Local Law. The Village has determined that each action set forth in the list in this Local Law in no case would have a significant adverse impact on the environment based on the criteria contained in Section 617.7(c) of the SEQRA Regulations, and each action listed in this Local Law is not a Type I Action as defined in Section 617.4 of the SEQRA Regulations.

**SECTION II. SUPPLEMENTAL LIST OF TYPE II ACTIONS.**

The following actions shall not be subject to review under the SEQRA in such cases as the Village of Lansing is an agency thereunder:

1. Approval of minor subdivisions, as such term is defined in the Village of Lansing Subdivision Regulations;
2. Approval of minor amendments, as such term is defined in the Village of Lansing Subdivision Regulations, to previously approved subdivisions;
3. Granting of a Special Permit to convert a single-family residence to a two-family residence in accordance with the terms of Section 304.06(a) of the Village of Lansing Zoning Law;
4. Granting of a Special Permit for a home occupation in accordance with the terms of Section 304.06(d) of the Village of Lansing Zoning Law;

5. Recommendation and approval of Planned Sign Areas in accordance with the provisions of Article VI of the Village of Lansing Sign Law;
6. Actions to be taken, and not otherwise identified in accordance with the SEQRA Regulation as Type I Actions, in connection with implementation of the Greenway Plan of the Village of Lansing;
7. Issuance of an interpretation of the Village of Lansing Zoning Law by the Village of Lansing Board of Zoning Appeals;
8. Naming or changing the name of a Village street;
9. Assigning or changing the street address of a parcel of property;
10. Minor, routine decisions of the Village of Lansing Planning Board that would have no significant impact, whether adverse or otherwise, on the environment, such as approval of an amendment to a previously approved landscape plan.

**SECTION III. EFFECTIVE DATE.**

This Local Law shall be effective ten (10) days after publication and posting as required by law, except that it shall be effective from the date of service as against a person served with a copy thereof, certified by the Village Clerk, and showing the date of its passage and entry in the Minutes of the Village Board of Trustees.

Trustee Larry Fresinski moved to accept this new Local Law 3 and Trustee Frank Moore seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye  
Trustee Franklin Moore- Aye  
Trustee Larry Fresinski-Aye

Trustee John Bailey- Aye  
Trustee Lynn Leopold –Aye

Next on the agenda was the approval of minutes.

Motion-Approval of Minutes for January 24th, 2000 as amended

Trustee Lynn Leopold moved that the meeting notes as amended be hereby adopted as the official minutes. John Bailey seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye  
Trustee Franklin Moore-Aye  
Trustee Larry Fresinski-Aye

Trustee Lynn Leopold-Aye  
Trustee John Bailey-Aye

The Mayor commented that the formal protest of the census has been sent. This is a big impact to the Village since the amount of money we receive is population driven. The Mayor will be writing a letter to the new census office in Elmira to offer our assistance in any way and to even mail the forms ourselves. At this point 25% undeliverable mail is possible. The Mayor asked Jodi to have Carol Willard drive by the apartment signs to see if they're street address is on their apartment signs. If it is not, he would like Carol to notify the apartment owners to see if they could get their street number on their signs. His main concerns were Gaslight Village and University Apartments.

The Mayor missed the kick off meeting of the shared money resource group in the County. The issue of sales tax would be better if the whole County was per capita. Currently the whole County except the City of Ithaca is per capita. Competition for development can be harmful.

The next update was on water & sewer. The State has decided we should pay for the County Health Department by adding \$3 per year to each water user bill. Sewer is making steady progress.

It's time to begin thinking about the budget. The Mayor will do a draft then assign pieces to each Trustee so that they may better understand the whole process. Don suspects no major changes this year. He reminded everyone that the next Monday night meeting was changed from February 21 to February 28<sup>th</sup>. Lynn stated that she would not be present at that meeting. The Wednesday meeting with the employees will still be February 16<sup>th</sup> at noon. John will not be able to attend this Wednesday meeting.

Frank gave the Board the results of his findings on the Elderly and Veterans Property Tax exemptions. Frank spoke with Steve Whicher of the County Assessment Office and found that the Village of Lansing is on the low side for the Elderly Exemption. We allow 50% exemption up to \$15K income and 20% at \$18.6K, while, for example, the County allows 50% at \$18.5K and 20% at \$24.2K. The corresponding Town of Lansing limits are the most generous, at \$19.5K and \$25.2K. Frank would support conforming to the Town, or at least the County. The change needs to be done before the end of February. The relevant references are Sect. 458-A of the Real Estate Property Law, and limits are on p. 135 of the Supplement thereto. For Veterans, we apparently do participate, and our allowances are about in the middle of the pack, and no action seems called for by us, except perhaps to give appropriate reminders in the next newsletter. The Mayor asked Frank if he would write that article for the newsletter. Steve told Frank that veterans should go to the local VA office to get the paperwork started. NYS Veterans Assistance is located in the Babcock Building.

Larry reported on the Environmental Design meeting. Basically, Larry stated that the consultant had to go back to the drawing board because what they proposed was the same characteristics as Skaneateles with buildings close to the road, parking on N. Triphammer instead of bike lanes & parking in the rear of buildings. The consultants did not listen to what the Village wanted and didn't do their homework. The funding for the N. Triphammer Road Project requires that this project be multi modal. What the consultant proposed was not. They also didn't consider that this is a Low Traffic Commercial area. Frank thought they should model after another Village with a mall. It was asked if we signed a contract with the consultant. Randy stated that at one point they received a contract that didn't even relate to the work and he told Ned to have them send a contract that was a simple letter format, describing solely the terms of the project. To his knowledge, no contract has been signed. Carol Klepack will report to the Planning Board at the February 14<sup>th</sup> meeting. It seems that the Village is very unhappy with the consulting group because they are not listening to what the Village wants & needs. The consultants were given the concepts at the first meeting but what they presented at the 2<sup>nd</sup> meeting had no relationship.

The Mayor stated that the Village has received the \$100,000 check from the NYS Thruway Authority for the Multi-Modal funding for Sheraton Drive Sidewalks. Don will write a thank you letter to Marty Luster and invite him down to see the completed project.

Don has also received a letter from the Kensington group. He will be composing a letter to them to update them on the discussions with the Edelman's. It's still a matter of sewer availability.

Motion- To Go To Executive Session to Discuss Financial Matters Relating to the Proposed Property Acquisition

Trustee Larry Fresinski moved to go to executive session and Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye  
Trustee Larry Fresinski- Aye  
Trustee Franklin Moore-Aye

Trustee John Bailey- Aye  
Trustee Lynn Leopold-Aye

Motion- To Come out of Executive Session

Trustee Lynn Leopold moved to come out of executive session and Trustee Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye  
Trustee Larry Fresinski- Aye  
Trustee Franklin Moore-Aye

Trustee John Bailey- Aye  
Trustee Lynn Leopold-Aye

Resolution #3639- To Authorize the Mayor to Make and Sign a Final Monetary Offer for the Right-of-way to be Acquired From Homik's Property at 2310 N. Triphammer Road.

Trustee Larry Fresinski moved accept this resolution and Trustee John Bailey seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye  
Trustee Larry Fresinski- Aye  
Trustee Franklin Moore-Aye

Trustee John Bailey- Aye  
Trustee Lynn Leopold-Aye

It was reported that Audrey Kahn's husband has passed away. Audrey was a former trustee for the Village and the Mayor will send a note on behalf of the Village.

Motion- To Adjourn

Trustee John Bailey moved adjournment. Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye  
Trustee Larry Fresinski- Aye  
Trustee Franklin Moore-Aye

Trustee John Bailey- Aye  
Trustee Lynn Leopold-Aye

The meeting adjourned at 9:50 P.M.

Jodi Dake  
Village Clerk