

Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, February 7, 2011, in the Village Office.

Present: Mayor Donald Hartill; Trustees John O'Neill, Lynn Leopold and Patricia O'Rourke; Attorney David Dubow; Clerk/Treasurer, Jodi Dake.

Mayor Hartill called the meeting to order at 7:34 pm and opened the public comment period. Ned Hickey of 169 Graham Rd. was concerned with all the shopping carts that were piling up near the bus stop on Graham Rd. Since the school children play around there he feels it is a dangerous situation. Don stated that the Code Officer has called the stores regarding their carts and there has been no response. Don stated that for now he will have the DPW bring the carts to the garage and have the store pick them up here.

Motion-To Close the Public Comment Period

Trustee O'Neill moved to close the public comment period. Trustee O'Rourke seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee John O'Neill -Aye
Trustee Patricia O'Rourke-Aye	Trustee Lynn Leopold-Aye

The next item on the agenda was for a public hearing on Proposed Local Law A (2011) Amendment to Village of Lansing Code-Sewer Rents.

Motion-To Open the Public Hearing to Consider Proposed Local Law A (2011) Amendment to Village of Lansing Code-Sewer Rents

Trustee O'Neill moved to open the public hearing. Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee John O'Neill-Aye
Trustee Lynn Leopold-Aye	Trustee Patricia O'Rourke-Aye

David Dubow explained that this proposed local law goes back to late 2010 when the water rate was increased. When this happened there was a need to amend the Sewer Law which states what a non-water customer pays for Village sewer service. Sewer rates are based on a percentage of the water charge. Borg Warner is currently the only non-water customer affected by this. This proposed law will enable the Village to charge them the same sewer rate as all Village water customers. The minimum amount has increased from \$8.00 to \$8.60 per quarterly billing.

No one from the public spoke regarding Proposed Local Law A (2011).

Motion-To Close the Public Hearing

Trustee Leopold moved to close the public hearing. Trustee O'Rourke seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee John O'Neill-Aye
Trustee Lynn Leopold-Aye	Trustee Patricia O'Rourke-Aye

The next item on the agenda was for a public hearing on Proposed Local Law B (2011) Amendment to Village of Lansing Code- Sign Law.

Motion-To Open the Public Hearing for Proposed Local Law B (2011), Amendment to Village of Lansing Code-Sign Law

Trustee O'Neill moved to open the public hearing and Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee John O'Neill-Aye
Trustee Lynn Leopold-Aye	Trustee Patricia O'Rourke-Aye

David indicated that Jodi had previously sent the proposed local law to the Tompkins County Planning Department for a General Municipal Law 239 Review. They responded with a determination that there would be no negative inter-community or county-wide impacts. Proposed Local Law B (2011) incorporates all of the Planning Board's recommended amendments to the Sign Law. Dubow explained that the proposed amendments cover a number of issues within the current Sign Law provisions. There is nothing that substantially changes the current Sign Law provisions with many of changes being for clarification purposes. The Planning Board's goal was to react to issues and problems raised by Marty Moseley and to update our laws to better reflect current conditions.

No one from the public spoke regarding Proposed Local Law B (2011).

Motion-To Close the Public Hearing

Trustee O'Neill moved to close the public hearing and Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye	Trustee John O'Neill-Aye
Trustee Lynn Leopold-Aye	Trustee Patricia O'Rourke-Aye

The next item on the agenda was for a public hearing on Proposed Local Law C (2011) Amendment to Village of Lansing Code- Zoning Law.

Motion-To Open the Public Hearing for Proposed Local Law C (2011), Amendment to Village of Lansing Code-Zoning Law

Trustee O'Rourke moved to open the public hearing and Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill-Aye
Trustee Patricia O'Rourke-Aye

Dubow explained that this law is to make one simple change which would allow for the entrance to a driveway at its intersection with the road to increase from 20 feet wide to 30 feet wide while the overall maximum width of the driveway remains at 20 feet. Marty Moseley had previously sent the proposed local law to Tompkins County Planning Department for a General Municipal Law 239 Review. They responded with a determination that there would be no negative inter-community or county-wide impacts with Proposed Local Law C.

No one from the public spoke regarding Proposed Local Law C (2011).

Motion-To Close the Public Hearing

Trustee O'Neill moved to close the public hearing and Trustee O'Rourke seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill-Aye
Trustee Patricia O'Rourke-Aye

The Board will complete the required SEQR environmental reviews and act upon the three proposed laws later in the meeting.

The next item on the agenda was to discuss the proposed Lansing Reserve Project. Don informed the public that NRP Group, the development representative, did a presentation to both the Planning Board and the Board of Trustees at a joint meeting on January 25th. This was an informational meeting which started the discussion of the proposed 65-unit Townhouse Development on one of the Dart Parcels. Don stated that after reflecting on the presentation, he believed that the most appropriate way to proceed would be for the developer to proceed under the Village's Planned Development Area (PDA) provisions. He indicated that the problem with trying to do cluster housing as a subdivision is that for approval it would have to include separate lots and have a path for ownership. Since the beginning proposal is for the units to be rented as affordable housing for the first fifteen years, this would not be allowed under the applicable subdivision provisions. A proposed PDA would have to go before both the Planning Board and the Board of Trustees as the review process moves forward, with the Board of Trustees being the final decision maker. This proposed project provides for a large portion of the property remaining forever wild.

Dubow stated that a PDA allows for flexible and creative land use for the Village and provides for the consideration of possible legislative action by the Board of Trustees to

modify the otherwise applicable Zoning Law regulations for the specific property in question. It gives the developer and municipality a chance to work together to do what is best for the whole Village. What would happen is that the Village would have a set of procedures that would have to be followed. If a PDA is authorized by the Board of Trustees and specific zoning provisions are incorporated, the new provisions would become part of the Zoning Law and would state the zoning standards for the PDA area. The Board of Trustees has the sole authority for determining whether a PDA proposal is to be implemented and can at any point during the review process determine not to proceed further.

Don stated that the initial process should be for the developer to present its preliminary proposal to both Boards after which the Board of Trustees can determine whether to proceed further... If so authorized, the developer will then go to the Planning Board for initial evaluation. The Planning Board would set conditions and recommend them to the Board of Trustees. The last PDA that was authorized went through his same process involving both Boards.

Ned Hickey stated that this proposed area is in the middle of the three Dart parcels and questioned whether a plan would be done for all three Dart parcels. Don stated that our long range plan was to turn Dart Drive into a cul-de-sac and have an entrance on Warren Road. The western-most Dart parcel will have to have an entrance on Dart Drive. Dubow stated that the goal is to plan for road connectivity and coordination of infrastructure such as stormwater management plans for the overall area. Ingress and egress issues will be discussed through this process. Ned stated that the Graham Rd. and N. Triphammer Rd. intersection already has a traffic problem. Ned is uncomfortable when we don't have a plan for the combined undeveloped parcels. Don stated that our hands are tied because there have been no proposals for the other two tax parcels.

Chris Dirr from the NRP Group is facilitating the proposed development process with Better Housing of Tompkins County as they will be involved in the management of any approved project. Chris gave a broad outline of the project for those that didn't attend the joint meeting when he made the initial presentation to the two Boards. He explained that it would be financed with tax credits. Originally, they looked at all three Dart parcels and determined that 70 acres was more than they wanted. The area has some restraints due to the flood plain and wetlands at Graham & Dart Roads. Chris stated that they are open to dialogue regarding the project design. Their objective is to have a benefit to the local community. With clear direction they are ready to proceed as the Village sees appropriate. The development would take up half of the sight. They would have a clubhouse which would consist of a community center, computer room, laundry facilities and the management office. Currently, Better Housing manages 121 units in Tompkins County. Don asked the gentleman from Better Housing what the average length of rental was for this type of unit. He was unsure but guessed that the average stay was three years. He also explained that there is a need for this type of housing. In 2006 Tompkins County did a study and concluded that many people commute in to the area to work because the housing costs here are so high.

Chris added that the housing they are proposing is unique in that they offer attached garages. They are also offering units with handicap accessibility. There is not a lot of opportunity for this in the area. Originally, NRP wanted to do 80 units, but ultimately reduced that number to 65. The roads will be privately owned and maintained along with the landscape. Chris asked what the next step should be. Dubow stated that under the Village's PDA provisions the developer should present a detailed preliminary plan to both the Board of Trustees and the Planning Board. Chris will now have Dave Herrick proceed with that.

The next item on the agenda was to approve the minutes of December 16th & 20th.

Motion - To Approve the Minutes from December 16, 2010 with Provided Corrections

Trustee Leopold moved that the draft meeting notes, as reviewed and revised by the Clerk/Treasurer and the Board, are hereby adopted as the official minutes. Trustee O'Neill seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill -Aye
Trustee Patricia O'Rourke-Abstain

Motion - To Approve the Minutes from December 20, 2010 with Provided Corrections

Trustee O'Neill moved that the draft meeting notes, as reviewed and revised by the Clerk/Treasurer and the Board, are hereby adopted as the official minutes. Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill -Aye
Trustee Patricia O'Rourke-Aye

Don stated that Silicon Solar, Inc. which currently has an office at 15 Catherwood Drive, is moving part of their operations to the Triple Cities of Broome County Empire Zone., situate at 275 Broome Corporate Parkway, Town of Conklin, NY. Jodi has received a request from Frank Evangelisti that a 'shift' resolution be considered by the Village Board. Frank has provided the Village with a draft resolution, information on the process and draft legal notice language for a public hearing that is also required. The Board has received copies of this information. This information states that Silicon Solar, Inc. applied to become an Empire Zone certified in June of this year, and in order to be certified, a "Shift of Operations" resolution must be approved by the Village of Lansing Board.

David explained that Section 959(a)(iii) of General Municipal Law requires that a municipality must approve the relocation of a business or portion of a business from outside an Empire Zone into an Empire Zone. Silicon Solar, Inc. a manufacturer and distributor of solar hot water heaters, is establishing a new manufacturing facility within

the Town of Conklin, NY. Silicon Solar currently has a facility in Lansing that employs 25 people. Silicon Solar intends to transfer 20 of those positions to the new Conklin facility. The Lansing facility will remain open and will retain at least 5 positions.

Jodi also spoke with Margaret Scarinzi from Broome County Industrial Development Agency regarding this issue. She explained that this is basically the Village of Lansing giving the involved company our blessing to move into an Empire Zone so that they can receive State funding. Margaret also told Jodi that we could send her the bill for costs associated with running a legal ad in the paper.

Resolution #5691-To Set a Public Hearing to Consider a Shift of Operation Into An Empire Zone for Silicon Solar, Inc. for March 7, 2011 at 7:35pm.

Trustee Leopold moved to set a public hearing and Trustee O'Neill seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill -Aye
Trustee Patricia O'Rourke-Aye

The Board went back to the three proposed local laws.

Resolution#5692-To Adopt Proposed Local Law A (2011) as Local Law 1 (2011)

WHEREAS:

- A. This matter involves consideration of the following proposed action: Adoption of Proposed Local Law A (2011), to be designated Local Law 1 (2011) upon its adoption, to amend subsection A of Section 111-22 [entitled "Rents for property owners not connected with Village of Lansing water system"] of Article II [entitled "Sewer Rents"] of Chapter 111 [entitled "Sewers"] of the Village of Lansing Code so as to increase the annual sewer rent charged to each owner of property who is not connected to the Village of Lansing water system to match the increase (resulting from the water rate increase) in the annual sewer rent charged to each owner of property who is connected to the Village of Lansing water system; and
- B. On December 20, 2010, the Village of Lansing Board of Trustees preliminarily discussed the purposes and intent of Proposed Local Law A (2011), and thereupon scheduled a public hearing thereon for February 7, 2011; and
- C. On February 7, 2011, the Village of Lansing Board of Trustees held a public hearing regarding this proposed action, and thereafter discussed and reviewed (i) Proposed Local Law A (2011), (ii) all other information and materials

rightfully before the Board, and (iii) all issues raised during the public hearing and/or otherwise raised in the course of the Board’s deliberations; and

D. On February 7, 2011, the Village of Lansing Board of Trustees determined that the approval of the proposed action is a Type II action, and thus may be processed without further regard to Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act (“SEQR”); and

E. On February 7, 2011, the Village of Lansing Board of Trustees completed its review of (i) Proposed Local Law A (2011), (ii) all other information and materials rightfully before the Board, and (iii) all issues raised during the public hearing and/or otherwise raised in the course of the Board’s deliberations;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village of Lansing Board of Trustees hereby adopts the attached Proposed Local Law A (2011), to be designated Local Law 1 (2011).

Trustee Leopold moved this resolution and Trustee O’Rourke seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O’Neill-Aye
Trustee Patricia O’Rourke-Aye

The following is a copy of Local Law 1 (2011):

Amendment to Village of Lansing Code-Sewer Rents

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

SECTION I. PURPOSE & INTENT.

Based upon an increase in the water rates to be charged to owners of property that are provided with water service by connecting to the Village of Lansing Water System, and to maintain equity between such property owners and the owners of property that are not connected with and do not receive water from the Village of Lansing Water System, it is the purpose and intent of this local law to amend subsection A of Section 111-22 [entitled “Rents for property owners not connected with Village of Lansing water system”] of Article II [entitled “Sewer Rents”] of Chapter 111 [entitled “Sewers”] of the Village of Lansing Code so as to increase the annual sewer rent charged to each owner of property who is not connected to the Village of Lansing water system to match the increase (resulting from the water rate increase) in the annual sewer rent charged to each owner of property who is connected to the Village of Lansing water system.

SECTION II. AMENDMENT TO THE VILLAGE OF LANSING CODE.

Subsection A of Section 111-22 [entitled “Rents for property owners not connected with Village of Lansing water system”] of Article II [entitled “Sewer Rents”] of Chapter 111 [entitled “Sewers”] of the Village of Lansing Code is hereby amended so as to read in its entirety as follows:

- A. Each property owner who is not connected with and does not receive water from the Village of Lansing Water System shall be charged, and shall be obligated to pay, an annual sewer rent charge equal to eighty-six cents (\$0.86) for each one thousand (1,000) gallons of water, or portion thereof, used by such property owner, [with a minimum charge of \$8.60 for each quarterly billing (as provided in subsection “C” below)].**

SECTION III. SUPERCEDING EFFECT.

All local laws, resolutions, rules, regulations and other enactments of the Village of Lansing in conflict with the provisions of this local law are hereby superseded to the extent necessary to give this local law full force and effect.

SECTION IV. VALIDITY.

The invalidity of any provision of this local law shall not affect the validity of any other provision of this local law that can be given effect without such invalid provision.

SECTION V. EFFECTIVE DATE.

This Local Law shall be effective upon its filing in the office of the Secretary of State.

Proposed Local Law B makes changes to the Sign Law and requires a SEQR review to be completed. The Board performed the SEQR review process and completed the Short EAF, after which the Mayor entertained the following motion:

Resolution #5693- SEQR Review with a Negative Declaration for
Proposed Local Law B (2011)

WHEREAS:

- A. This matter involves consideration of the following proposed action: Adoption of Proposed Local Law B (2011), to be designated Local Law 2 (2011) upon its adoption, to (i) clarify, correct, modify and elaborate certain current provisions of the Village Sign Law and (ii) provide certain additional provisions to be incorporated in the Village Sign Law, and to amend Chapter 115 (entitled “Signs”) of the Village of Lansing Code accordingly; and

- B. This proposed action is an Unlisted Action for which the Village of Lansing Board of Trustees is an involved agency for the purposes of environmental review; and
- C. On February 7, 2011, the Village of Lansing Board of Trustees, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act (“SEQR”), (i) thoroughly reviewed the Short Environmental Assessment Form (the “Short EAF”), Part I, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), and (iii) completed the Short EAF, Part II;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1. The Village of Lansing Board of Trustees, based upon (i) its thorough review of the Short EAF, Part I, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) its thorough review of the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), and (iii) its completion of the Short EAF, Part II, including the findings noted thereon (which findings are incorporated herein as if set forth at length), hereby makes a negative determination of environmental significance (“NEGATIVE DECLARATION”) in accordance with SEQR for the above referenced proposed action, and determines that neither a Full Environmental Assessment Form, nor an Environmental Impact Statement will be required; and:
- 2. The Responsible Officer of the Village of Lansing Board of Trustees is hereby authorized and directed to complete and sign as required the Short EAF, Part III, confirming the foregoing NEGATIVE DECLARATION, which fully completed and signed Short EAF shall be attached to and made a part of this Resolution.

Trustee O’Neill moved this resolution. Trustee Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O’Neill-Aye
Trustee Patricia O’Rourke-Aye

Resolution #5694-To Adopt Proposed Local Law B (2011) as Local Law
2 (2011)

WHEREAS:

- A. This matter involves consideration of the following proposed action: Adoption of Proposed Local Law B (2011), to be designated Local Law 2 (2011) upon its adoption, to (i) clarify, correct, modify and elaborate certain current provisions of the Village Sign Law and (ii) provide certain additional provisions to be incorporated in the Village Sign Law, and to amend Chapter 115 (entitled "Signs") of the Village of Lansing Code accordingly; and
- B. The Village of Lansing Planning Board has (i) performed a review of the proposed action and (ii) referred such proposed action to the Village of Lansing Board of Trustees with a recommendation for its approval; and
- C. On December 20, 2010, the Village of Lansing Board of Trustees preliminarily discussed the purposes and intent of Proposed Local Law B (2011), and thereupon scheduled a public hearing thereon for February 7, 2011; and
- D. On February 7, 2011, the Village of Lansing Board of Trustees held a public hearing regarding this proposed action, and thereafter discussed and reviewed (i) Proposed Local Law B (2011), (ii) the Village of Lansing Planning Board's recommendation of the proposed action, (iii) all other information and materials rightfully before the Board, and (iv) all issues raised during the public hearing and/or otherwise raised in the course of the Board's deliberations; and
- E. On February 7, 2011, the Village of Lansing Board of Trustees determined that the proposed action is an Unlisted Action for which the Board is an involved agency, and thereupon, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act ("SEQR"), the Board (i) thoroughly reviewed the Short Environmental Assessment Form (the "Short EAF"), Part 1, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), (iii) completed the Short EAF, Part 2; and (iv) made a negative determination of environmental significance ("Negative Declaration") in accordance with SEQR for the above referenced proposed action and determined that an Environmental Impact Statement would not be required; and
- F. On February 7, 2011, the Village of Lansing Board of Trustees completed its review of (i) Proposed Local Law B (2011), (ii) the Village of Lansing Planning Board's recommendation of the proposed action, (iii) all other information and materials rightfully before the Board, and (iv) all issues raised during the public hearing and/or otherwise raised in the course of the Board's deliberations;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village of Lansing Board of Trustees hereby adopts the attached Proposed Local Law B (2011), to be designated Local Law 2 (2011).

Trustee Leopold moved this resolution. Trustee O'Rourke seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill-Aye
Trustee Patricia O'Rourke-Aye

The following is a copy of Local Law 2 (2011):

AMENDMENT TO VILLAGE OF LANSING CODE - SIGN LAW

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

SECTION I. PURPOSE & INTENT.

It is the purpose and intent of this local law to (i) clarify, correct, modify and elaborate certain current provisions of the Village Sign Law and (ii) provide certain additional provisions to be incorporated in the Village Sign Law, and to amend Chapter 115 (entitled "Signs") of the Village of Lansing Code accordingly.

SECTION II. AMENDMENTS TO THE VILLAGE OF LANSING CODE.

- A. Subsection A. (4) of Section 115-2 (entitled "Purpose") of Chapter 115 (entitled "Signs") of the Village of Lansing Code is hereby amended so as to clarify such subsection such that it shall read in its entirety as follows:

(4) Legible in the circumstances in which they are to be seen.

- B. Subsection A. (4) of Section 115-6 (entitled "Permitted signs in all districts") of Chapter 115 (entitled "Signs") of the Village of Lansing Code is hereby amended so as to clarify such subsection such that it shall read in its entirety as follows:

(4) Directional (entrance/exit) signs on premises, one (1) for each accessway, each not exceeding two (2) square feet in area and which must not include any trademarks or names of businesses conducted or products sold and must include the minimum amount and size of lettering necessary to effectively direct traffic.

- C. Subsection A. 4 of Section 115-7.2 (entitled “Permitted signs with a permit and Planning Board approval in Commercial and Business and Technology Districts”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to correct in the seventh line thereof the reference to “York State” such that it shall read “New York State”.
- D. Subsection A. of Section 115-8 (entitled “Temporary signs”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to add an additional sentence at the end of such subsection providing for size restrictions on temporary political and civic signs, such additional sentence to read in its entirety as follows:

Such signs must not exceed six (6) square feet.

- E. Subsection B of Section 115-8 (entitled “Temporary signs”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to clarify and modify the first sentence therein by deleting the text reading “not permanently” before the word “affixed”, such sentence to thereby read in its entirety as follows:

Window signs which are affixed to the interior of a window and which are not self-illuminated may be erected without a permit.

- F. Subsection C of Section 115-8 (entitled “Temporary signs”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to clarify and modify the last three sentences therein by providing for additional restrictions on certain permitted temporary signage in a Commercial or Business and Technology District, such revised sentences to read in their entirety as follows:

There may be at most two (2) such signs, one (1) of which may be freestanding. The freestanding sign must not exceed six (6) square feet in area. The second sign must not exceed fifty (50) square feet in size, and such sign must be entirely attached to the building. All such signs shall not be placed in such a position as may obstruct or impair vision or traffic or in any manner create a nuisance, hazard or disturbance to the health and welfare of the general public.

- G. Section 115-8 (entitled “Temporary signs”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to add the following Subsection E regarding certain additional permitted temporary signage in a Commercial or Business and Technology District, such new Subsection E to read in its entirety as follows:

E. Within a Commercial or Business and Technology District, one (1) free standing on-premises sign of temporary nature

per parcel of land may be erected for the purpose of providing notice for a special event. Such sign shall not exceed five (5) square feet in area and will be permitted for a period of no more than five (5) continuous days and no more than a total of thirty (30) days per calendar year. Such sign shall require a permit for each five (5) day interval.

- H. Subclause (1)(a) of subsection C (entitled “Fees”) of Section 115-12 (entitled “Permits”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to add a permit fee for temporary signs, such subclause to read in its entirety as follows:

(a) An application fee of twenty-five dollars (\$25.) for a non-temporary sign and an application fee of ten dollars (\$10) per temporary sign.

- I. Subclause (2) of subsection E (entitled “Conditions of permits”) of Section 115-12 (entitled “Permits”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to increase the amount of the additional permit fee for a previously permitted sign that has not been completed within six (6) months from the date of issuance of the original permit, such subclause to read in its entirety as follows:

(2) If the sign authorized under any permit has not been completed within six (6) months from the date of the issuance of such permit, the permit must become null and void, but may be renewed within fifteen (15) days from the expiration thereof, for good cause shown, upon payment of an additional fee of ten dollars (\$10.).

- J. Subsections (1) (entitled “Failure to obtain permit”) and (2) (entitled “Revocation of Permit”) of subsection F (entitled “Failure to obtain permit or revocation of permit”) of Section 115-12 (entitled “Permits”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code are hereby amended so as to no longer provide for an order of the Board of Trustees for the Zoning Officer to take enforcement action in the case of the failure of a party to obtain a required permit and/or in the case of a revocation of a permit, and thereby delete accordingly the text reading “upon order of the Board of Trustees” in the second sentence of said subsection (1) and in the third sentence of said subsection (2).

- K. Section 115-12 (entitled “Permits”) of Chapter 115 (entitled “Signs”) of the Village of Lansing Code is hereby amended so as to add the following Subsection H regarding unlawful signs erected in a Village road right of way or on other property of the Village, such new Subsection H to read in its entirety as follows:

H. In the event that a sign has been unlawfully erected in a Village of Lansing road right of way or on other property of the Village of Lansing, the Zoning Officer shall have the right to remove such sign without permission from or written notice to the owner of said sign.

SECTION III. SUPERCEDING EFFECT.

All local laws, resolutions, rules, regulations and other enactments of the Village of Lansing in conflict with the provisions of this local law are hereby superceded to the extent necessary to give this local law full force and effect.

SECTION IV. VALIDITY.

The invalidity of any provision of this local law shall not affect the validity of any other provision of this local law that can be given effect without such invalid provision.

SECTION V. EFFECTIVE DATE.

This Local Law shall be effective upon (i) its filing in the office of the Secretary of State and (ii) ten (10) days after publication and posting as required by law; provided, however 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.

Proposed Local Law C makes one change to the Zoning Law and requires a SEQR review to be completed. The Board performed the SEQR review process and completed the Short EAF, after which the Mayor entertained the following motion:

Resolution #5695-SEQR Review with a Negative Declaration of Proposed Local Law C (2011)

WHEREAS:

- A. This matter involves consideration of the following proposed action: Adoption of Proposed Local Law C (2011), to be designated Local Law 3 (2011) upon its adoption, to increase the maximum width for the entrance way, including any curve radii, apron or curb cut, of driveways on residential lots, such increase to be from twenty (20) feet to thirty (30) feet; and to amend accordingly the provisions in Section 145-20 (entitled "Curb Cuts, Driveways and Private Roads") of Chapter 145 (entitled "Zoning") of the Village of Lansing Code; and
- B. This proposed action is an Unlisted Action for which the Village of Lansing Board of Trustees is an involved agency for the purposes of environmental review; and

- C. On February 7, 2011, the Village of Lansing Board of Trustees, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act (“SEQR”), (i) thoroughly reviewed the Short Environmental Assessment Form (the “Short EAF”), Part I, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), and (iii) completed the Short EAF, Part II;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village of Lansing Board of Trustees, based upon (i) its thorough review of the Short EAF, Part I, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) its thorough review of the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), and (iii) its completion of the Short EAF, Part II, including the findings noted thereon (which findings are incorporated herein as if set forth at length), hereby makes a negative determination of environmental significance (“**NEGATIVE DECLARATION**”) in accordance with SEQR for the above referenced proposed action, and determines that neither a Full Environmental Assessment Form, nor an Environmental Impact Statement will be required; and:
2. The Responsible Officer of the Village of Lansing Board of Trustees is hereby authorized and directed to complete and sign as required the Short EAF, Part III, confirming the foregoing **NEGATIVE DECLARATION**, which fully completed and signed Short EAF shall be attached to and made a part of this Resolution.

Trustee Leopold moved this resolution. Trustee O’Neill seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O’Neill-Aye
Trustee Patricia O’Rourke-Aye

Resolution #5696-Adoption of Proposed Local Law C(2011) as Local

Law 3 (2011)

WHEREAS:

- A. This matter involves consideration of the following proposed action: Adoption of Proposed Local Law C (2011), to be designated Local Law 3 (2011) upon its adoption, to increase the maximum width for the entrance way, including any

curve radii, apron or curb cut, of driveways on residential lots, such increase to be from twenty (20) feet to thirty (30) feet; and to amend accordingly the provisions in Section 145-20 (entitled “Curb Cuts, Driveways and Private Roads”) of Chapter 145 (entitled “Zoning”) of the Village of Lansing Code; and

- B. The Village of Lansing Planning Board has (i) performed a review of the proposed action and (ii) referred such proposed action to the Village of Lansing Board of Trustees with a recommendation for its approval; and
- C. On January 13, 2011, the Village of Lansing Board of Trustees preliminarily discussed the purposes and intent of Proposed Local Law C (2011), and thereupon scheduled a public hearing thereon for February 7, 2011; and
- D. On February 7, 2011, the Village of Lansing Board of Trustees held a public hearing regarding this proposed action, and thereafter discussed and reviewed (i) Proposed Local Law C (2011), (ii) the Village of Lansing Planning Board’s recommendation of the proposed action, (iii) all other information and materials rightfully before the Board, and (iv) all issues raised during the public hearing and/or otherwise raised in the course of the Board’s deliberations; and
- E. On February 7, 2011, the Village of Lansing Board of Trustees determined that the proposed action is an Unlisted Action for which the Board is an involved agency, and thereupon, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act (“SEQR”), the Board (i) thoroughly reviewed the Short Environmental Assessment Form (the “Short EAF”), Part 1, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), (iii) completed the Short EAF, Part 2; and (iv) made a negative determination of environmental significance (“Negative Declaration”) in accordance with SEQR for the above referenced proposed action and determined that an Environmental Impact Statement would not be required; and
- F. On February 7, 2011, the Village of Lansing Board of Trustees completed its review of (i) Proposed Local Law C (2011), (ii) the Village of Lansing Planning Board’s recommendation of the proposed action, (iii) all other information and materials rightfully before the Board, and (iv) all issues raised during the public hearing and/or otherwise raised in the course of the Board’s deliberations;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Village of Lansing Board of Trustees hereby adopts the attached Proposed Local Law C (2011), to be designated Local Law 3 (2011).

Trustee Leopold moved this resolution. Trustee O’Neill seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Patricia O'Rourke-Aye

Trustee John O'Neill-Aye
Trustee Lynn Leopold-Aye

The following is a copy of Local Law 3 (2011):

Amendment to Village of Lansing Code-Zoning Law

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

SECTION I. PURPOSE & INTENT.

It is the purpose and intent of this local law to increase the maximum width for the entrance way, including any curve radii, apron or curb cut, of driveways on residential lots, such increase to be from twenty (20) feet to thirty (30) feet; and to amend accordingly the provisions in Section 145-20 (entitled "Curb Cuts, Driveways and Private Roads") of Chapter 145 (entitled "Zoning") of the Village of Lansing Code.

SECTION II. AMENDMENTS TO THE VILLAGE OF LANSING CODE.

Subclause (2) of subsection A. (entitled "Curb Cuts and Driveways for Residential Lots") of Section 145-20 (entitled "Curb Cuts, Driveways and Private Roads") of Chapter 145 (entitled "Zoning") of the Village of Lansing Code is hereby amended so as to increase the maximum width for the entrance way, including any curve radii, apron or curb cut, of driveways on residential lots, the increase to be from twenty (20) feet to thirty (30) feet; such amended subclause (2) to read in its entirety as follows:

- (2) Within the parking setback area for the subject Zoning District, as defined in the applicable subsection of Sections 145-39 through and including 145-50 of this Zoning Law, the portion of the lot improved to be useable for driveway purposes may not be more than twenty (20) feet wide. The entrance way, including any curve radii, apron or curb cut, may not exceed thirty (30) feet in width.**

SECTION III. SUPERCEDING EFFECT.

All local laws, resolutions, rules, regulations and other enactments of the Village of Lansing in conflict with the provisions of this local law are hereby superceded to the extent necessary to give this local law full force and effect.

SECTION IV. VALIDITY.

The invalidity of any provision of this local law shall not affect the validity of any other provision of this local law that can be given effect without such invalid provision.

SECTION V. EFFECTIVE DATE.

This Local Law shall be effective upon (i) its filing in the office of the Secretary of State and (ii) ten (10) days after publication and posting as required by law; provided, however 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.

During the Mayor's comments he stated that we have been using a lot of salt in the Village due to the many light snows that we've had. We have had no equipment issues and very favorable comments on how well our roads are being maintained. Don has noticed that both Cayuga Heights Rd. and Oakcrest Rd. have heaved due to the frost. This is the season for water main breaks. However, we are currently down 20-30% from past years. This year we plan to replace the water main on Cayuga Heights Road and Burdick Hill Road.

Ned Hickey asked if the Village planned to put in a sidewalk on Graham Road West that would lead down to the YMCA. Don stated that we do not own the property yet. We must have the right of way before we can install a sidewalk. Ned also asked if it was cheaper for the Village to plow their own roads as compared to having the Town plow them. Don stated that it was less expensive. We did have the initial cost of equipment but that evens out over the years. One of the issues that Don will be bringing up is the fact that the NYS bid requirements are such that it is very difficult for municipalities to buy used equipment.

This year we plan on replacing the sewer line behind the Shops at Ithaca Mall. The Village will also finish the storm sewer on the north side of Dart Drive. Other roads in the Village are in good shape. We are starting our budget process. Don expects the tax levy to be at or below inflation this coming budget year. Don feels our Village is in the best financial shape of any municipality in New York.

Lynn Leopold reported that she heard that the County passing a law to control large trucks on the roads in an attempt to control the natural gas fracking trucks but she had not heard if they ever passed a law. A reporter at the meeting stated that it was taken off the table. Dubow stated that they were also looking at road maintenance contracts as another option.

Lynn attended a meeting on Thursday which included four DEC officials. They are very interested in what the Village is doing locally to control the deer population. Among the items discussed were an expanded hunt, increasing the number of permits per hunter from two to four, and the eco damage that is being caused by the density of the deer population. There is a new Deer Management Plan in draft form. It is illegal to feed deer and the DEC is aware of this going on. Lynn suggested that the Village send a letter to the local offenders. Jodi stated that Lowell Garner asked that each Trustee be given a package containing the Cayuga Heights Deer Management Plan DEIS:Community Response. The Trustees had previously received this in the mail already. Lowell was

planning on attending the meeting this evening but had to unexpectedly leave town. Lowell wanted to call attention to some of the similarities between that discussion and the Cayuga Heights Draft Environmental Impact Statement(CHDEIS) on deer population control released back in November 2010, currently being finalized. On 12/16/10 the Village of Cayuga Heights received numerous responses to its DEIS, some from nationally recognized authorities on topics such as Lyme disease, forest ecology, and wildlife contraception, not only disputing the DEIS conclusions but questioning its assumptions. Lowell feels that the response document also raises some important questions about the participation of Cornell and the role the DEC is playing in the situation. Lowell is certain that the information contained within this response document will be useful in contributing to the discussion in the months ahead. Lowell had asked Jodi if she would make this document an official submission to the Board and respectfully ask the members for their review of its contents.

Trustee O'Rourke reported that she has been attending the Youth Services Board meetings. The group has worked on a presentation for TCCOG at the last two meetings.

Motion- To Adjourn

Trustee Leopold moved for adjournment. Trustee O'Rourke seconded the motion to adjourn. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee John O'Neill-Aye
Trustee Patricia O'Rourke-Aye

The meeting adjourned at 9:00 pm.

Jodi Dake
Clerk/Treasurer