

DRAFT

MINUTES of a (Public Hearing) Special Meeting of the Village Board of Trustees held Tuesday, September 3, 2019 at 9:00AM, Village Hall, 111 Elm Street, Room 202, Penn Yan, NY 14527

PRESENT: Mayor L MacKerchar; Trustees C. Benedict; D. Condella; T Hoban; K. McLoud; R. Spencer; R. Stewart; Attorney Ed Brockman; Clerk/Treasurer G. Meeks; Deputy Clerk/Treasurer H. Easling;

ABSENT: Director of Public Works B. Bodine; Deputy Director of Public Works T. Schwartz; Police Chief T. Dunham; CEO B. Lyon; Fire Chief F. Ellis

News Media present: Gwen Chamberlain, Chronicle Express

PUBLIC: Art Pike

Mayor MacKerchar called the Public Hearing to order at 9:00 AM

At 9:00 AM **MOTION** by Trustee McLoud, seconded by Trustee Hoban to open the Public Hearing for the Proposed Local Law To Repeal the Senior Citizen housing Moratorium Law.

ADOPTED Ayes 7 MacKerchar, Benedict, Condella, Hoban, McLoud, Spencer, Stewart
Nays 0 Abstain 0 Absent

Mayor asked if anyone had any questions or concerns. Art Pike questioned if anything is going on with the law. Atty. Brockman stated this is to allow the Planning Board to proceed with the site plan review for project. The plan is to adopt the actual change to the Senior Citizen Housing chapter at the meeting on Sept. 17th. Mayor mentioned that will be the Zoning changes which were addressed and were raised by the Judgement. Atty. Brockman stated this Local Law if passed today will be sent to Albany today to arrive tomorrow (Wednesday). The Planning Board will review the site plan application for Genecco on September 9th and take action and most likely adopt the changes for the Senior Citizen Housing will be adopted on September 17th.

At 9:03 AM **MOTION** by Trustee Benedict, seconded by Trustee Spencer to close the Public Hearing.

ADOPTED Ayes 7 MacKerchar, Benedict, Condella, Hoban, McLoud, Spencer, Stewart
Nays 0 Abstain 0 Absent

MOTION by Trustee Stewart, seconded by Trustee Spencer to authorize Resolution No 73-2019 Adoption of Local Law to Repeal the Senior Citizen Housing Moratorium.

WHEREAS, the Board of Trustees previously adopted a Resolution indicating the intent of the Board of Trustees to consider adoption of Local Law to repeal the Moratorium on Senior Citizen Housing in the Village of Penn Yan, said resolution explaining the reason for such consideration; and

WHEREAS, the matter was referred to the County Planning Board pursuant to GML Section 239-m, which referral was effected on August 8, 2019 by delivery of the Planning Board Referral Form, a copy of the proposed Local Law and a cover letter to the Yates County Planning Office; and

WHEREAS, a public hearing was duly held before the Board of Trustees of the Village of Penn Yan regarding the proposed Local Law on September 3, 2019; and

WHEREAS, the members of the Board of Trustees have each had possession of a copy of the proposed Local Law creating the moratorium in excessive of seven (7) days; and

WHEREAS, the Yates County Planning Board has notified the Village that they took no action on the referral and advised that the matter is referred back to the Village for final action.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Board of Trustees of the Village of Penn Yan adopts the proposed Local Law.
2. The Village Clerk, through the Village Attorney, is directed to file such Local Law with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such Local Law together with such other acts that are customarily associated with the adoption and implementation of a Local Law.

ADOPTED Ayes 7 MacKerchar, Benedict, Condella, Hoban, McLoud, Spencer, Stewart
Nays 0 Abstain 0 Absent

Mayor would like to appoint Dr. Christopher Wright to the Historic Committee to fill a vacant position.

MOTION by Trustee McLoud, Seconded by Trustee Condella to appoint Dr. Christopher Wright to the Historic Commission effective September 3, 2019 to fill an open vacancy

ADOPTED Ayes 7 MacKerchar, Benedict, Condella, Hoban, McLoud, Spencer, Stewart
 Nays 0 Abstain 0 Absent

Comments:

ADJOURNMENT:

At 9:06 AM, **MOTION** by Trustee Spencer, seconded by Trustee Benedict to adjourn the Village Board meeting.

ADOPTED Ayes 7 MacKerchar, Benedict, Condella, Hoban, McLoud, Spencer, Stewart
 Nays 0 Abstain 0 Absent

Mary Ann Martin, Deputy Clerk