

Minutes of the Town of Westport Regular Board Meeting on April 23, 2019

The meeting was called to order by Supervisor Tyler at 3:00 p.m.

Members present on a roll call were:

Councilperson Page
Councilperson Kirkby
Councilperson Viens
Councilperson Morrison
Supervisor Tyler

Others Present:

Julie Schreiber, Town Clerk
Bill Johnston, Peter Gibbs, Sam Sherman

RESOLUTION #72 MINUTES APRIL 9, 2019

On a motion by Councilperson Morrison, seconded by Councilperson Viens, and approved on a roll call vote.

5 Ayes Page, Kirkby, Viens, Morrison, Tyler
0 Nays

RESOLVED to accept the minutes of the April 9, 2019 regular meeting as received.

BALLARD PARK PROJECT, BILL JOHNSTON – The foundation has submitted a request to the DOT for handicap parking spaces along Main Street. The state is planning to build a bike trailhead at the park and may pay for these parking spaces. The foundation would like to submit a request for funding to the NYS Smart Growth program. They would like a sidewalk along the western edge of the park and decorative lighting.

RESOLUTION #73 BALLARD PARK SUPPORT

On a motion by Councilperson Page, with a unanimous second, the following resolution was approved:

RESOLVED that the Town Board of the Town of Westport supports Ballard Park Foundation's application to the NYS Smart Growth program, requesting funds to construct a sidewalk along the west side of Ballard Park and NYS 9N/22 and to make other streetscape improvements that may be proposed as the application is developed.

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NEW BUSINESS

RESOLUTION #74
APPROVAL OF BILLS

On a motion by Councilperson Viens, seconded by Councilperson Morrison, and approved on a roll call vote.

5 Ayes Page, Kirkby, Viens, Morrison, Tyler
0 Nays

RESOLVED to authorize payment of bills on Abstract 8 in the amount of \$43,135.94 for Vouchers 207-236.

RESOLUTION #75
TRANSFER STATION HOURS

On a motion by Councilperson Page, seconded by Councilperson Morrison, and approved on a roll call vote.

5 Ayes Page, Kirkby, Viens, Morrison, Tyler
0 Nays

RESOLVED that the Transfer Station will open annually on Wednesdays beginning the last Wednesday in May and ending the last Wednesday in October.

RESOLUTION #76
MAP PLAN REPORT

On a motion by Councilperson Viens, seconded by Councilperson Morrison, and approved on a roll call vote.

5 Ayes Page, Kirkby, Viens, Morrison, Tyler
0 Nays

WHEREAS, the Town Board of the Town of Westport (hereinafter referred to as Town Board), after considering a request from Consolidated Mortgages, LLC and the Westport Country Club about the preferred boundaries of a Sewer District #1 extension on the Westport Country Club property; and

WHEREAS, the Town Board has previously petitioned the Adirondack Park Agency

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(hereinafter referred to as the APA) to adjust the hamlet line on the Westport Country Club property; and

WHEREAS, the Town Board has received a Draft Final Environmental Impact Statement (DFEIS) report from the APA concerning the hamlet line adjustment on the Westport Country Club property and neighboring property; and

WHEREAS, the Town Board finds that it is in the best interest of the Town to have a Map, Plan and Report prepared for public information and the Town Board's consideration regarding the establishment of an extension to the existing Sewer District #1 to match the preferred APA hamlet line adjustment; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby determine that the creation of the Map, Plan and Report is a SEQR Unlisted Action as defined under Part 617.5 of Article 8 of the New York State Environmental Conservation Law.

BE IT FURTHER RESOLVED that the Town Board does hereby agree that the development of the Map Plan Report will be at no cost to the Town, as the Westport Country Club will pay their consultants for the creation of the Map Plan Report.

RESOLUTION #77
SEQR DETERMINATION

On a motion by Councilperson Kirkby, seconded by Councilperson Viens, and approved on a roll call vote.

5 Ayes Page, Kirkby, Viens, Morrison, Tyler
0 Nays

BE IT RESOLVED by the Town Board of the Town of Westport, Essex County, New York, as follows:

Section 1. It is hereby determined that the Town Board adopting this resolution has declared itself to be the lead agency under the State Environmental Quality Review Act (SEQR) and the regulations promulgated thereunder for purposes of determining the environmental impact of the project described in Section 3 hereof and completed a coordinated review.

Section 2. It is hereby determined that the project described in Section 3 hereof is an Unlisted Action which, as based upon the Environmental Assessment Form attached hereto and hereby determined to a part hereof, has been determined will not have a significant adverse impact upon the environment.

Section 3. The project which is the subject of this resolution is described as follows: The construction of six inch and eight inch sanitary sewer collection lines,

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including manholes and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$272,800.

Section 4. This resolution shall take effect immediately.

RESOLUTION #78
SEWER DISTRICT PUBLIC HEARING

On a motion by Councilperson Morrison, seconded by Councilperson Page, and approved on a roll call vote.

5 Ayes Page, Kirkby, Viens, Morrison, Tyler
0 Nays

WHEREAS, The Town Board of the Town of Westport, Essex County, New York, has duly caused to be prepared a map showing the boundaries of a proposed extension to a sewer district in said Town, to be known as Extension No. 1 to the Westport Sewer District in the Town of Westport (hereinafter, the “Extension”), a general plan to serve said Extension, and a report of the proposed improvements and method of operation thereof; and

WHEREAS, said map, plan and report, including an estimate of the cost, were prepared by Engineering Ventures, PC, competent engineers duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof, including estimate of the cost; and

WHEREAS, the boundaries of said Extension shall be described in Exhibit A attached hereto and hereby incorporated herein; and

WHEREAS, the improvements proposed for said Extension consist of the construction of 6 inch and 8 inch sanitary sewer collection lines, including manholes and incidental improvements and expenses in connection therewith, all as more fully described in the map, plan and report hereinbefore described; and

WHEREAS, the cost of said Extension shall be paid in full by the developer of the property therein; and

WHEREAS, the maximum estimated cost of said improvements is \$272,800; and

WHEREAS, the estimated cost of hook-up fees to the typical property in said district is \$500 and \$500 to a one or two family home, if any, therein; and

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WHEREAS, the estimated cost of said Extension to the typical property therein is \$270/unit in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid and \$270/unit to a one or two family house, if any, therein; and

WHEREAS, a detailed explanation of the manner by which were computed said estimated costs of hook-up fees and first-year costs to the typical property has been filed in the office of the Town Clerk where the same are available during regular office hours for examination by any person interest in the subject matter thereof; and

WHEREAS, said capital project for said Extension and the establishment thereof has been determined to be an “Unlisted Action” pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act (SEQR), the implementation of which as proposed, the Town Board has determined, with completion of an Environmental Assessment Form, will not result in any significant adverse environmental impact and SEQR compliance materials are on file and available for public inspection at the office of the Town Clerk during regular office hours; and

WHEREAS, is now desired to call a public hearing upon the question of the establishment of said Extension and the improvements proposed therefor, all purusant to Section 209-d of the Town Law;

NOW, THEREFOR, BE IT RESOLVED, by the Town Board of the Town of Westport, Essex County, New York as follows:

Section 1. A meeting of the Town Board of the Town of Westport, Essex, County, New York, shall be held at the Town Hall, 22 Champlain Avenue, in Westport, New York, on the 14th day of May, 2019 at 6:30 P.M. for the purpose of holding a public hearing to consider the establishment of the Extension in said Town as described in the preambles hereof, to be known as the Extension No. 1 to the Westport Sewer District, and the improvements proposed therefor, and to consider the map, plan and report filed in relation thereto, and to hear all persons interest in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published once in the official newspaper of said Town, the first publication thereof to be not less than ten or more than twenty days before the day set herein for the hearing as aforesaid, and said Town Clerk shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the hearing as aforesaid.

Section 3. This order shall take effect immediately.

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Councilperson Kirkby left at this time (3:30 p.m.)

RESOLUTION #79
PART TIME LABORER

On a motion by Councilperson Page, seconded by Councilperson Morrison, and approved on a roll call vote.

4 Ayes Page, Viens, Morrison, Tyler
0 Nays

RESOLVED to advertise for a part-time DPW laborer for the summer with an application deadline of May 14, 2019.

LIFEGUARDS – One application was received. The Ballard Park Foundation has offered to pay for the position to be advertised again. The ad will be republished.

RESOLUTION #80
SWAP BILL SUPPORT

On a motion by Councilperson Page, seconded by Councilperson Morrison, and approved on a roll call vote.

4 Ayes Page, Viens, Morrison, Tyler
0 Nays

RESOLVED to authorize Supervisor Tyler to sign a letter of support of Bill S554/A424 to provide municipalities with water, sewer, and storm water infrastructure funding.

PUBLIC COMMENT – Sam Sherman revisited a past water billing issue. He stated that the water meter was faulty and has been replaced. Supervisor Tyler will review the account with the water employees and present his recommendation at the next meeting.

RESOLUTION #81
ADJOURNMENT

On a motion by Councilperson Page, with a unanimous second, the meeting was adjourned at 3:40 p.m.

Minutes respectfully submitted,

Julie Schreiber, Town Clerk