

**A Town Board Meeting of the Town of Owasco was held on May 25, 2023
at 4:00 PM in the Owasco Town Hall with the following members present:**

**PRESENT: Supervisor Edward Wagner
Councilperson Fred Cornelius
Councilperson Gucciardi
Councilperson, Jeremy VeVone
Councilperson Mike Vitale**

**ABSENT:
OTHERS PRESENT:**

CALL TO ORDER: 4:00pm

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

RESOLUTION 23-062 approval of Town Board Agenda for May 25, 2023

Motion by Councilor Gucciardi; Second Councilor Cornelius

Roll call vote:	Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
	Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
	Supervisor Wagner	<u>Yes</u>		

RESOLUTION 23-063

**TOWN OF OWASCO TOWN COUNCIL RESOLUTION
INTRODUCING LOCAL LAW #3 OF 2023 ENTITLED
“A LOCAL LAW AMENDING ARTICLES IV, X AND XA OF CHAPTER 150 OF THE
TOWN OF OWASCO TO CONFER JURISDICTION OVER APPLICATIONS OF
SPECIAL USE PERMITS UPON THE TOWN PLANNING BOARD”**

Dated: May 25, 2023

WHEREAS, at a regularly scheduled meeting on May 10, 2023, the Town Council of the Town of Owasco (“Town Council”) introduced LL#2 of 2023 entitled “Amendments to the Zoning Code of the Town of Owasco Regarding Solar Energy Systems and Solar Energy System Overlay Districts” (“LL#2), in which the authority to review, approve or deny special use permits is delegated to the Town of Owasco Planning Board; and

WHEREAS, certain other provisions of the Zoning Code contradict the contents of LL#2 by delegating the authority to review, approve or deny special use permits to the Zoning Board of Appeals; and

WHEREAS, the Town Council deems it necessary to amend Chapter 150 of the Town of Owasco by the introduction of LL#3 of 2023 to delegate authority to review, approve or deny special use permits to the Planning Board in conformity with LL#2; and

WHEREAS, this proposed local law is not an “action” reasonably anticipated to “affect the environment” pursuant to 6 NYCRR §617.2 of the New York State Environmental Quality Review Act (“SEQRA”), and thus is exempt from environmental review thereunder; and

WHEREAS, this action involves the adoption or amendment of a zoning ordinance or local law and is therefore subject to review by the Cayuga County Planning Board pursuant to General Municipal Law § 239-m(3)(ii).

NOW, THEREFORE BE IT RESOLVED, that:

1. The foregoing recitals are incorporated herein at length.
2. The Town Council hereby introduces Local Law #3 of 2023 entitled “A Local Law Amending Articles IV, X and XA of Chapter 150 of the Town of Owasco to Confer Jurisdiction Over Applications of Special Use Permits Upon the Town Planning Board” in the form annexed hereto for consideration and adoption.
3. The Town Council hereby finds and determines that the within action is not an “action” reasonably anticipated to “affect the environment” pursuant to 6 NYCRR §617.2 of the New York State Environmental Quality Review Act (“SEQRA”), and thus is exempt from environmental review thereunder.
4. The Town Council hereby announces it shall serve as the Lead Agency for SEQRA purposes and shall undertake an uncoordinated review of the action.
5. The proposed Local Law #3 of 2023 entitled “A Local Law Amending Articles IV, X and XA of Chapter 150 of the Town of Owasco to Confer Jurisdiction Over Applications of Special Use Permits Upon the Town Planning Board” is hereby referred to the Cayuga County Planning Board for review pursuant to General Municipal Law §239(l-m).
6. The Town Council will conduct a Public Hearing at the Town of Owasco Municipal Building on June 8, 2023, at 4:00 p.m., or as soon thereafter as the matter can be heard, for the purpose of taking public comment on, and giving due consideration to, the enactment of proposed Local Law #3 of 2023.

The question of the foregoing Resolution was duly put to a vote and upon roll call was as follows:

Motion by Councilor VeVone; Second Councilor Cornelius

Roll call vote:	Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
	Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
	Supervisor Wagner	<u>Yes</u>		

RESOLUTION 23-064 SCHEDULING A PUBLIC HEARING REGARDING PROPOSED INCREASE IN THE MAXIMUM ESTIMATED COST OF THE IMPROVEMENT OF THE TOWN OF OWASCO SEWER DISTRICT NO. 1.

WHEREAS, the Town Board of the Town of Owasco (the "Town") previously approved the acquisition, construction and installation of improvements to the Town of Owasco Sewer District No. 1, including but not limited to the replacement or rehabilitation of sewer mains, manholes, pump stations and other facilities, and the acquisition of machinery, equipment or apparatus required in connection therewith, (the “Project”), at a maximum estimated cost of \$3,300,000; and

WHEREAS, the maximum estimated cost of the Project has increased to \$5,000,000; and

WHEREAS, the Town Board now desires to call a public hearing regarding the proposed increase in the maximum estimated cost of the Project, as required by Town Law Section 202-b;

NOW, THEREFORE, BE IT RESOLVED that the Town Board will hold a public hearing to hear all persons interested in the proposed increase in the maximum estimated cost of the Project, which hearing shall be held at the Town of Owasco Town Hall, 2 Bristol Avenue, Auburn, New York 13021, in the Town of Owasco on June 8, 2023 at 4:00 p.m.; and be it further

RESOLVED, and ordered that the Town Clerk give notice of such hearing by publishing in the official Town newspaper the Notice of Public Hearing in substantially the form attached hereto and by posting the Notice of Public Hearing on the Town's official sign-board not less than ten nor more than twenty days before such hearing.

Motion by Councilor Gucciardi; Second Councilor Cornelius

Roll call vote:	Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
	Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
	Supervisor Wagner	<u>Yes</u>		

RESOLUTION 23-065 to adjourn to executive session at 4:14pm to discuss **personnel issues.**

Motion by Councilor Gucciardi; Second Councilor Cornelius

Roll call vote:	Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
	Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
	Supervisor Wagner	<u>Yes</u>		

RESOLUTION 23-066 to return from executive session at 4:35pm.

ADJOURNMENT:

RESOLUTION 23-067 to adjourn the meeting:

Motion by Councilor VeVone; Second Councilor Cornelius

Roll call vote:	Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
	Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
	Supervisor Wagner	<u>Yes</u>		

Meeting adjourned at 4:35 PM

Respectfully submitted,

Deputy Clerk Lori Reed.