

The Town Board of the **Town of New Baltimore** hereby schedules a public hearing regarding **proposed Local Law No. 2 of 2021** of the Town of New Baltimore to opt-out of the licensing of on-site cannabis consumption sites pursuant to the Marihuana Regulation and Taxation Act and subject to a permissive referendum pursuant to New York State Cannabis Law §131 and the procedure outlined in New York Municipal Home Rule Law §24, on Monday, December 27, 2021 at 6:30 PM at the New Baltimore Town Hall 3809 County Route 51 Hannacroix, NY.

By Order of the Town Board
Barbara M. Finke
Town Clerk

PROPOSED LOCAL LAW #2 of 2021

SECTION 1. Legislative Intent

It is the intent of this law to opt the Town of New Baltimore out of hosting on-site cannabis consumption establishments within its boundaries.

SECTION 2. Authority

This local law is adopted pursuant to the terms of the Marihuana Regulation and Taxation Act and specifically Cannabis Law §131, which expressly authorizes cities, towns and villages to opt-out of allowing retail cannabis dispensaries and/or on-site cannabis consumption establishments to locate and operate within their boundaries.

SECTION 3. Local Cannabis On-Site Consumption Opt-Out

The Town Board of the Town of New Baltimore, County of Greene, hereby opts-out of licensing and establishing cannabis on-site consumption establishment within its boundaries.

SECTION 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State. Pursuant to the Marijuana Regulation and Taxation Act and Cannabis Law §131, this local law is subject to a permissive referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition or a referendum has been conducted approving this local law.

6:30 Public Hearing on Local Law 2 of 2021 Opting Out of Licensing and Establishing On-Site Cannabis Consumption Establishments Within the Town of New Baltimore

**AGENDA
TOWN OF NEW BALTIMORE, COUNTY OF GREENE
TOWN BOARD REGULAR MEETING**

DECEMBER 27, 2021

Please turn off all cell phones and electronic devices.

Reports

Supervisor

- Resolution to Adopt Local Law 2 of 2021 Opting Out of Licensing and Establishing On-Site Cannabis Consumption Establishments Within the Town of New Baltimore
- Update of Town of New Baltimore Fee Schedule

County Legislator

Town Clerk

- December 13, 2021 Town Board Regular Meeting

Tax Collector

- Resolution to Authorize the Town Supervisor to Sign an Agreement for an iTax Web Portal from Edmunds GovTech
- Resolution to Establish Sewer District #1 Use Charges for 2022

Historian

Agriculture/AgFest (Chair Boehlke/Member Irving)

Animal Control (Chair Irving, Member Ruso)

Assessment (Chair VanEtten/Member Ruso)

Audit and Budget (Chair Ruso/Member Downes)

Buildings & Grounds/Recycling (Chair Irving/Member Boehlke)

Building Inspector/Code Enforcement Officer (Chair Downes/Member Ruso)

Fire, EMS & Law Enforcement (Chair Dellisanti/Member Downes)

- Distribution Point for KN95 Masks from Greene County Emergency Services

Grants/Promotions/Economic Development (Chair VanEtten/Member Ruso)

Greene County Planning Board (Boehlke)

Highway (Chair Ruso/Member Downes)

- Resolution to Purchase Western Tornado Electric Salt Spreader
- Resolution to Increase Rate of Pay for Highway Department Employee

Insurance (Chair Ruso/Member Downes)

Personnel (Chair Ruso/Member VanEtten)

Planning Board/Zoning Board of Appeals (Chair Boehlke/Member Irving)

- Planning Board Correspondence on Recommendation for Six Month Moratorium on Solar Project Applications with the Option of Additional Six Month Extension for Town Board Review
- Planning Board Correspondence Concerning the Decommissioning Agreement and Bonding, Shorter Term for Full Value, and Salvage Value

Seniors (Chair VanEtten/Member Downes)

Technology/Website (Chair Downes/Member Boehlke)

Town Courts (Chair VanEtten/Member Ruso)

Veterans and Memorials (Chair VanEtten/Member Irving)

Wastewater Treatment (Chair Irving/Member Boehlke)

Youth, Parks and Recreation (Chair VanEtten/Member Boehlke)

Upcoming Meetings

- January 1, 2022 Town Board Organizational Meeting at 2 PM
- January 5, 2022 Zoning Board of Appeals Meeting is Cancelled
- January 10, 2022 Town Board Regular Meeting at 7 PM
- January 13, 2022 Planning Board Meeting at 7 PM
- January 24, 2022 Town Board Work Meeting at 7 PM

Public Comment Period/Community Events

Audit of Claims

Adjournment

****** Agenda Subject to Change******

GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS

1. The Supervisor shall preside at the meetings of the Town Board. In the absence of the Supervisor, the Deputy Supervisor shall be the acting Supervisor. In the event both the Supervisor and the Deputy Supervisor are absent, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
2. Town residents who wish to speak shall fill out a card at the entrances of the meeting room listing their name, contact information, and the subject matter in which they would like to speak. These cards will be collected prior to the beginning of the Town Board meeting and given to the Town Supervisor or Deputy Supervisor in the absence of the Supervisor.
3. Speakers must be recognized by the presiding officer and then proceed to the lectern and state their name and address. They must limit their remarks on official town business to up to three minutes on a given topic and may not yield any remaining time to another speaker. They must address their remarks to the Board as a body and not to any member thereof and not to other members of the audience in the form of a debate.
4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about public officials, town residents, or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity, and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering, or talking that disrupts the proceedings of the business of the Town Board.
5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks, or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments.
6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order.
7. The Town Supervisor, or in their absence the Deputy Supervisor, shall ensure compliance with these rules.

SUPERVISOR'S REPORT

December 27, 2021

The monthly financial reports for November were forwarded to all Board members. Has everyone had a chance to review them? I would like to make a Motion to accept the November financial reports.

I just wanted to update everyone that the December 6 negotiations with the Teamsters was cancelled due to a family health situation and a date has not yet been rescheduled. I will continue to keep everyone informed.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 182-2021
DECEMBER 27, 2021**

**RESOLUTION TO ADOPT LOCAL LAW 2 OF 2021 OPTING OUT OF
LICENSING AND ESTABLISHING ON-SITE CANNABIS CONSUMPTION
ESTABLISHMENTS WITHIN THE TOWN OF NEW BALTIMORE**

LOCAL LAW 2 OF 2021

**A LOCAL LAW ADOPTED PURSUANT TO THE MARIHUANA REGULATION AND
TAXATION ACT AND SPECIFICALLY CANNABIS LAW §131 OPTING OUT OF
LICENSING AND ESTABLISHING ON-SITE CANNABIS CONSUMPTION
ESTABLISHMENTS WITHIN THE TOWN OF NEW BALTIMORE**

BE IT ENACTED by the Town Board of the Town of New Baltimore, as follows:

SECTION 1. Legislative Intent

It is the intent of this local law to opt the Town of New Baltimore out of hosting on-site cannabis consumption establishments within its boundaries.

SECTION 2. Authority

This local law is adopted pursuant to the terms of the Marihuana Regulation and Taxation Act and specifically Cannabis Law §131, which expressly authorizes cities, towns and villages to opt-out of allowing retail cannabis dispensaries and/or on-site cannabis consumption establishments to locate and operate within their boundaries.

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*Barbara M. Finke RMC
Town Clerk*

TOWN OF NEW BALTIMORE

County of Greene
3809 County Rte. 51
Hannacroix, N.Y. 12087

Telephone: (518) 756-6671 ext 5
TDD/TTY: (800) 662-1220
Fax: (518) 756-8880
Web: www.townofnewbaltimore.org
Email: clerk@townofnewbaltimore.org

*Marjorie Loux, Deputy Town Clerk
Amanda Eldred, Deputy Town Clerk*

Town Clerk Report November 1-30, 2021

2 Building Permits \$170, 5 CO Searches \$75, 2 EZ Pass Tags \$50, 17 Hunting/Fishing Licenses \$61.36, 20 Dog Licenses \$144, 1 Replacement Tag \$2, 5 Late Dog Licenses \$25, 2 Marriage Licenses \$35, 3 Demolition Permits \$225, 10 Certified Copies \$100, 30 Photo Copies \$7.50, State, County & Local Revenues \$1,954.50, to New York State Agriculture and Markets for Spay/Neuter Program \$28, to New York State Department of Health for Marriages \$45, to New York State Department of Environmental Conservation for Hunting/Fishing Licenses \$986.64, Total to Supervisor \$894.86

We received 2 FOILS in November for a total of 19 for 2021. One has been satisfied and we are collecting information for the second.

Account Description	Fee Description	Account#	Qty	Local Share
Building Permit	Building Permit	A2555	2	170.00
			Sub-Total:	\$170.00
Certificate Of Occupancy Search	Co Search	A1255	5	75.00
Clerk Fees	EZPass Tag	A1255	2	50.00
			Sub-Total:	\$125.00
Conservation	Conservation	A1255	17	61.36
			Sub-Total:	\$61.36
Dog Licensing	Female, Spayed	A2544	8	48.00
Dog Licensing	Female, Unspayed	A2544	1	12.00
Dog Licensing	Male, Neutered	A2544	8	48.00
Dog Licensing	Male, Unneutered	A2544	3	36.00
Dog Licensing	Replacement Tags	A2544	1	2.00
Late Fee	Late Fee	A2544	5	25.00
			Sub-Total:	\$171.00
Marriage License Fee	Marriage License		2	35.00
			Sub-Total:	\$35.00
Other Permits	Demolition	A2555	3	225.00
			Sub-Total:	\$225.00
Town Clerk Fees	Certified Copies	A1255	10	100.00
Town Clerk Fees	Photo Copies	A1255	30	7.50
			Sub-Total:	\$107.50
Total Local Shares Remitted:				\$894.86
Amount paid to:	NYS Ag. & Markets for spay/neuter program			28.00
Amount paid to:	Nys Department Of Health For Marriages			45.00
Amount paid to:	NYS Environmental Conservation			986.64
Total State, County & Local Revenues:		\$1,954.50	Total Non-Local Revenues: \$1,059.64	

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Barbara M. Finke, Town Clerk, Town of New Baltimore during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor

Date

Town Clerk

Date

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 183-2021
DECEMBER 27, 2021**

**RESOLUTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN AN
AGREEMENT FOR AN ITAX WEB PORTAL FROM EDMUNDS GOVTECH**

WHEREAS the Town of New Baltimore wishes to include 2022 and future tax information on the Town website.

RESOLVED the Town Board accepts the proposal submitted by Edmunds GoTech for an iTax Web Portal at a cost of \$2,700 which includes a one-time fee of \$2,100 for Software Services-License and \$600 for Support and Maintenance Services. Said agreement also authorizes an annual maintenance fee currently \$600 per year.

Customer:	New Baltimore Town	Sales Order	
Customer Address:	13809 Route 51 Hannacroix, NY 12087	Order #:	00003253
Customer County:	Greene	Effective Date:	Date of customer signature below
Customer Admin Contact:	Jeff Ruso	New/Add-On:	Services
Customer Admin Phone:	(518) 756-6671	Sales Rep:	Shane Ireland
Customer Admin Email:	jruso@townofnewbaltimore.org		

Investment Summary

Software Services - License	\$2,100.00
Support Services	\$600.00
Year 1 Investment:	
	\$2,700.00

Summary Notes

Software Services - License	Amount
iTax Web Portal	\$2,100.00
One-Time Fees:	
	\$2,100.00

Support Services	Amount
iTax Web Portal Maintenance	\$600.00
Annual Fees:	
	\$600.00



Software Services - License Notes

Support Services Notes

The initial Support Services Term shall be months commencing 90 days after the Effective Date.
The Support Services Terms shall renew automatically for 12-month renewal terms at then-current applicable Fees unless written notice is provided by Customer at least 90 days prior to the expiration of the initial or then-current renewal Term. Fees for Support Services may increase annually during the initial Term subject to a maximum annual increase equal to the greater of (i) the Consumer Price Index for All Urban Consumers: U.S. City average and (ii) four percent (4%).

Sales Order Notes



Please return executed Sales Orders via
DocuSign or Email to:
Edmunds GovTech, Inc.

Email: SalesOrders@EdmundsGovTech.com

P: 888.336.6999 | F: 609.645.3111

www.EdmundsGovTech.com

BY THE SIGNATURE BELOW, THE UNDERSIGNED CERTIFIES THAT S/HE IS AUTHORIZED TO OBLIGATE CUSTOMER AND EDMUNDS GOVTECH, AS APPLICABLE, AND ACKNOWLEDGES THAT THE SERVICES DESCRIBED IN THIS SALES ORDER ARE GOVERNED BY THE EXISTING LICENSE AGREEMENT BETWEEN CUSTOMER AND EDMUNDS GOVTECH, AS AMENDED HEREBY, WHICH ARE INCORPORATED BY THIS REFERENCE. IN WITNESS WHEREOF, INTENDING TO BE LEGALLY BOUND, THE PARTIES AGREE TO THE TERMS AND CONDITIONS OF THIS SALES ORDER AS OF THE DATE WRITTEN ABOVE.

EDMUNDS GOVTECH, INC.

New Baltimore Town

By: _____	Date: _____	By: _____	Date: _____
Regional Sales Director		Jeff Ruso Supervisor	



TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 184-2021
DECEMBER 27, 2021**

RESOLUTION TO ESTABLISH SEWER DISTRICT #1 USE CHARGES FOR 2022

BE IT RESOLVED that the Town Board hereby establish the following fees in accordance with the 2022 Budget or Sewer District #1:

Debt Service	\$26.7748
Operation and Maintenance	\$35.9150

Kirk Trombley, Recycling Center Operator

TOWN OF NEW BALTIMORE
RECYCLING CENTER

MONTHLY REPORT for December

DATES 11/24/21 to 12/27/21

Tires up to & include 16" without rim ----- @ \$4.00 = _____
 up to & include 16" with rim ----- @ \$5.00 = _____
 larger than 16" without rim ----- @ \$15.00 = _____

Total \$ _____

FREE TO RESIDENTS

60 Gallon bags of plastic (no hard plastics)

7

Bundles of magazines & phone books

21

Bags & bundles of newspaper

50

Boxes & bundles of cardboard

87

Total Amount _____

FREE APPLIANCES

DATES	NUMBER	APPLIANCE
		Air Conditioner
		Dishwasher
		Dryer
		Microwave Oven
		Refrigerator, Large
		Refrigerator, Small
		Oven
		Stove
		Washer

TOWN OF NEW BALTIMORE BUILDING DEPARTMENT
Hannacroix, New York

Monthly Report
December 27, 2021

Summarization of Code Enforcement Officer activities for November, 2021, is as follows:

Building Inspections: 21
Building Permit Applications received: 3
Building Permits Renewed: 1
Building Permit Renewal Letters Sent: 1 First Notice
Certificates of Compliance Issued: 4
Certificates of Occupancy Issued: 1
Certificate of Occupancy Search Requests: 5
Demolition Permit Applications Received: 1
Demolition Permits Issued: 2
Sign Permit Applications: 1
Sign Permits Issued: 1
Total New Permit Applications Received: 5
Building Permit Applications Awaiting Permit Issuance: 10
Open Building Permits: 171

Application Fees for November, 2021: \$420.00
Total Fees for Year to Date: \$122,831.07

Allan Jourdin, CEO

GREENE COUNTY EMS

- The regular monthly meeting was **HELD**
On Tuesday, DECEMBER 21, 2021.
- There were 9 EMS Calls in NOVEMBER for a
total of 93 for THIS year, 2021,
- we had 89 calls for all of 2020.

Respectfully submitted by:

Nick Dellisanti, Deputy Supervisor

Jeff Ruso

From: emergency <emergency@gc911eoc.com>
Sent: Wednesday, December 22, 2021 3:57 PM
To:

Cc:

Subject: PPE Distribution/K-95's

Town & Village Officials,

The message below will be pushed to businesses in Greene County. If your Town/Village entity needs K-95's or is able to be a distribution point please reach out to our office using emergency@gc911eoc.com

Greene County Emergency Services has KN95 masks to distribute to the community. We are looking for community groups or organizations to act as pickup points where residents could get free masks. If you are interested in receiving masks to distribute, please email us at emergency@gc911eoc.com

Thank You Everyone for Your Assistance

Danielle

Danielle Hotaling

Sr. Administrative Assistant
Greene County Emergency Services
25 Volunteer Drive
Cairo, NY 12413
dhotaling@gc911eoc.com
Ph-(518)622-3643

Town Clerk

From:
Sent:
To:
Subject: Fw: County Planning Board

----- Forwarded Message -----

From: Jean Horn <jhorn38@aol.com>
To: Barbara Finke <barb.finke@yahoo.com>
Sent: Tuesday, December 21, 2021, 09:22:42 PM EST
Subject: County Planning Board

County Planning Board 12/15/21

1. Town of Durham
Durham Bosque Major Subdivision site plan review
No vote due to two members recusing...not enough voting members
2. Town of Catskill
North Catskill Grid, site plan review and Special Use Permit
Approved-Local decision
3. Town of Catskill
Construction of 7200 sq ft wholesale warehouse site plan review
Approved-Local decision
4. Town of Hunter
Proposed Zamen House Wine Bar site plan review
Approved-Local decision
5. Town of Hunter
Conversion of single story office building into 2 story restaurant bar site plan review
Approved-Local Decision
6. Town of Catskill
Lodging, cabins and motel unit, requesting to construct 30 cabins...Town Code only allows 20 units per parcel- Area Variance
Approved-Local Decision
7. Town of Prattsville
Amendments to the Town of Prattsville- Site Plan Review Law
Approval-Local Decision
8. Town of Prattsville
Enactment of two local laws regulating Solar Energy Facilities and Battery Energy Storage Facilities
Approval-Local Decision

Jean H. Horn

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 185-2021
DECEMBER 27, 2021**

**RESOLUTION TO PURCHASE WESTERN TORNADO
ELECTRIC SALT SPREADER**

WHEREAS the Highway Superintendent has procured three quotes to purchase a Western Tornado 8' 1.8 cu yd. Electric Salt Spreader and installation.

Diederich's RV Mart LLC	\$6,843.00
Toads	\$7,550.00
Trius Inc.	\$6,264.60

RESOLVED the Town Board of the Town of New Baltimore authorizes the purchase from Trius Inc. for \$6,264.60 installed.



TRIOUS inc.

TRIOUS INC. – FORT EDWARD

268 TOWPATH ROAD

FORT EDWARD, NY, 12828

Phone: 518-480-3540

Fax: 518-480-3547

PROPOSAL

Alan VanWormer
Highway Superintendent
Town of New Baltimore

11.17.21

Alan:

We at Trius Inc --Fort Edward are pleased at the opportunity to quote you on the following :

One (1) Western Tornado 8' 1.8 cu yd Electric Spreader

Body Side Length: 8'

Capacity: 1.8 cu yd

Hopper Construction: Polyethylene

Hopper Dimensions (L x W x H) : 104" x 45" x 44"

Dimensions Overall (L x W x H) : 115 1/2" x 63" x 53"

Minimum Bed Length: 84"

Approx. Weight (Empty): 660 lb

Motor: Dual Electric 12V Sealed

Conveyor Width: 15 1/2"

Spinner Size: 15 1/2"

Spreading Width: Up to 40'

Materials: Salt/Sand/Salt/Sand Mix

Vehicle Application: 3/4 and 1 Ton Pickup Trucks

Total Cost Installed: \$ 6,264.50

Thank you in advance for your consideration of our proposal.
Pricing Good For 30 Day's

Sincerely,

11/18/2021

Work Order #12650

Ordered: 11/18/2021

Page 1

Diederich's Rv Mart LLC.

12319 Rt. 9W
West Coxsackie, NY 12192
518-731-6492
www.thervmart.com

Bill To: TOWN OF NEW BALTIMORE
TOWN OF NEW BALTIMORE
3809 CR 51
HANNACROIX, NY 12087
518-756-2078 ext. 3

INSTRUCTIONS: PRICE QUOTE FOR POLY SPREADER

BUYERS PRODUCTS
SALTDogg
2 YARD
CHAIN DRIVE

Vibrator, top screen, fitted tarp, and tie downs included

Pricing subject to change based on time of order. 9-10 week lead time. Labor estimate is worst case scenario and could be less.

Order Status: Open

Item #	Item Name	Attribute	Size	Order	Due Date:		Price	Ext Price	Tax
					Sold	Due			
228463	PRO2000CH			1	0	1	\$6,438.00	\$6,438.00	T
493071	LABOR			3	0	3	\$135.00	\$405.00	T
Total Qty Ordered:				4	0	4			

Signature X _____
(I authorize the above work to be performed)

Exempt	Subtotal:	\$6,843.00
	0 % Tax:	+ \$0.00
	TOTAL:	\$6,843.00
	Deposit Balance:	\$0.00
	Balance Due:	\$6,843.00

Highway

From: toads@verizon.net>
Sent: Monday, November 15, 2021 10:15 AM
To: Highway
Subject: quote

Attention Alan

Fisher Polycaster 1.8 cuyd salter installed on 2012 F350

1) 2 LED back up lights installed on rear

	Installed \$	8150.00
	Municipal Discount	-600.00
Total		\$7550.00

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 186-2021
DECEMBER 27, 2021**

**RESOLUTION TO INCREASE RATE OF PAY FOR
HIGHWAY DEPARTMENT EMPLOYEE**

WHEREAS James Meade has successfully completed a six-month probationary period with the Highway Department.

RESOLVED at the request of the Highway Superintendent, his pay rate will increase to \$18.31 per hour.

TOWN OF NEW BALTIMORE PLANNING BOARD
Hannacroix, New York

Monthly Report
December 27, 2021

The Planning Board met on December 9, 2021, with the following business transacted:

Public Hearing was held on the Lisa Dippo minor subdivision application for a two-lot subdivision of property on Medway-Earlton Road..

In the Regular Monthly Meeting that followed:

...The Board approved the Dippo minor subdivision application.

...Determining that all requested project information had been presented, discussion was concluded with the authorized Teichos Energy Hannacroix Solar Project representatives present and Site Plan Application was then approved.

...Discussed with Thomas Sterritt of Tri County Truck & Trailer Repair his Site Plan Application for an additional storage building he wishes to place on his property at 13388 State Route 9W. Required public hearing has been scheduled for 7 p.m., February 10, 2022.

...Received minor subdivision application from Joseph Jr. and Jade Messina for a two-lot subdivision of property owned at 714 River Road. Required Public Hearing has been scheduled for 7 p.m., January 13, 2022.

Robert Van Etten, Chair

TOWN OF NEW BALTIMORE PLANNING BOARD
Hannacroix, New York

To: Supervisor Ruso
Deputy Supervisor Dellisanti
Councilwoman Van Etten
Councilman Boehlke
Councilman Irving
Councilwoman Downs

From: Planning Board Chair Van Etten

12/15/2021

RE: Solar Company Moratorium

At the December 9 Planning Board Meeting, the Planning Board held discussion regarding the Board's experiences during the approval process for the three Solar Companies currently existing and/or in the process of being constructed.

It was moved and seconded that the Planning Board recommend to the Town Board that a six-month moratorium be placed on applications for any further Solar projects, with option of an additional six-month extension to give the Town Board the opportunity to establish a Committee to review the current Solar Code, fees, requirements and decommissioning requirements including bonding.

This review would include the creation of a comprehensive check list of all required steps in the approval process including the decommissioning requirements and bonding. This checklist would be provided to any and all solar companies expressing interest in locating in our Town.

RVE/mbi

Cc: George McHugh, Esq.

TOWN OF NEW BALTIMORE PLANNING BOARD
Hannacroix, New York

To: Supervisor Ruso
Deputy Supervisor Dellisanti
Councilwoman Van Etten
Councilman Boehlke
Councilman Irving
Councilwoman Downs

From: Planning Board Chair Van Etten

12/15/2021

RE: Salvage and Bonding

In further discussion at the December 9 Planning Board Meeting, in particular when putting together the Decommissioning Agreement and associated bonding, it was the consensus of the Board that there is too much uncertainty in the salvage value of contents of a solar farm at life's end. In reviewing the decommissioning bonds from other areas, it is seen that salvage value is not allowed to be used to reduce the bond amount because of this uncertainty.

The Planning Board strongly urges the Town Board to not allow the inclusion of salvage value to reduce the bond amount. Additionally, the decommissioning bond needs to take into consideration that any commercial project can fail or even change hands. The Planning Board recommends that 30 years not be used as the number of years to reach full value, but rather a time period of closer to 15 years, and that the Town Board consider an escrow amount in addition to the bond.

Board Member Michelle Stefanik has done research on behalf of the Planning Board in this regard and can provide examples that support that salvage value should not be taken into account.

Further the bond should be reviewed and updated at regular intervals; and the entire agreement each time it is reviewed and updated should involve the review skills of a qualified engineer with solar knowledge.

RVE/mbi

Cc: George McHugh, Esq.

TOWN OF NEW BALTIMORE ZONING BOARD OF APPEALS

Monthly Report
December 27, 2021

The Zoning Board of Appeals met on December 1, 2021, with the following business transacted:

...The Hannacroix Solar Facility LLC Public Hearing on the five Area Variance Applications needed to construct a 5MW(AC) Ground Mount Photovoltaic Solar Energy Generating Facility to encompass five parcels of land located west side of New York State Thruway south of Thruway Authority's rest area was continued and completed.

...In the regular monthly meeting that followed, an Area Variance was approved granting 7.4% relief from allowable maximum lot coverage on parcel labeled as Parcel B of the project. Four additional Area Variances were approved granting relief from the interior boundary setbacks which will allow the project to flow across the involved parcels without otherwise required setback breaks at parcel boundaries.

Patrick Linger, Chair

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 187-2021
DECEMBER 27, 2021**

RESOLUTION TO AUTHORIZE SUPERVISOR TO PAY AUDITED CLAIMS

WHEREAS the Town Clerk has presented claims to the Town Board for audit and review, and

WHEREAS the Town Board has audited claims 2021b-12-01 to 2021b-12-, it is

RESOLVED that the Supervisor is hereby authorized to pay claims 2021b-12-01 to 2021b-12-.

BE IT FURTHER RESOLVED that the Town Clerk will prepare an abstract and hold it for public review until January 31, 2022.