

Village of Sackets Harbor Board of Trustees  
May 30, 2018  
Year End Meeting  
112 N. Broad St.  
Sackets Harbor, NY 13685

Present: Mayor Molly Reilly, Trustee Eric Constance, Trustee James Bray. Absent: Deputy Mayor Barbara Boulton and Trustee Dan Frechette. Also Present: Jim Yuhas, Treasurer, and Jim Burrows, Village Attorney.

The meeting was called to order with the Pledge of Allegiance at 5:30 pm.

The Change in Use application and PDD Amendment for Lawler Commercial Property at 336 Brady Rd in Madison Barracks was considered including a review of SEQR. A Negative Declaration was issued as outlined in the attached Resolution introduced by Trustee Constance and seconded by Trustee Bray. Vote 3 ayes (Reilly, Bray and Constance), 0 nays. The Change in Use was approved in Resolution No. 8, Local Law No. 2 of 2018, attached, introduced by Trustee Bray and seconded by Trustee Constance. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

A public hearing was opened at 5:48 pm to receive input on the application by Nicole Best of 205 E Main St to tear down a barn in the National Historic Register District. No comments were offered. The demolition was approved in a Resolution (attached) introduced by Trustee Bray and seconded by Trustee Constance. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

A presentation was given by 1LT Jake Wilson on the planned Helocast Water Insertion Operation by the 41<sup>st</sup> Engineer Battalion from Fort Drum into the Black River Bay. The initiative was supported by a motion made by Trustee Bray and seconded by Trustee Constance. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

The names of the baseball and softball coaches were read into the record and accepted by a motion made by Trustee Constance and seconded by Trustee Bray. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

The discussion of the audio system for W. Main St. was tabled until more information was obtained.

The meeting was opened to public comment at 6:40 pm with no comments offered.

The discussion of the tower clock repair was tabled until the next meeting in a motion made by Trustee Constance and seconded by Trustee Bray. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

There was a motion to pay the bills listed on Abstract #13 with vouchers 101041 through 101112 by Trustee Bray and seconded by Trustee Constance. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

There was a motion to make budget transfers to zero out the accounts made by Trustee Constance and seconded by Trustee Bray. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

The meeting was opened to the public at 6:56 pm. No comments were offered.

The meeting was adjourned at 6:57 pm in a motion made by Trustee Bray and seconded by Trustee Constance. Vote 3 ayes (Reilly, Bray and Constance), 0 nays.

Minutes submitted by

Peggy Kelly  
Village Clerk

Resolution

Demolition of a Barn in the National Historic Register District

Whereas an application has been received from Nicole Best, the owner of record of 205 E Main St, Sackets Harbor, for the demolition of the barn located at that address;

Whereas the Architect's report describes the poor condition of the structure;

Whereas the Village Planning Board has determined that the structure does not have historic or architectural significance;

Whereas the SEQR obligations for site plan review have been completed and public hearings have been held;

Whereas the Village Planning Board has recommended the approval of the demolition of the building;

Now therefore, be it resolved that the Village Board of Trustees approves the demolition of the barn located at 205 E. Main St. Sackets Harbor.

## RESOLUTION

### NEGATIVE DECLARATION (SEQR) TO AMEND PDD

**WHEREAS**, the Village Board for the Village of Sackets Harbor, New York has considered the adoption of Legislation in the Village of Sackets Harbor in connection with amending its PDD to delete/repeal the use of “restaurant” at 336 Brady Road (Building 13S, 13N, and 11N) and to authorize single family residential use at that parcel; and

**WHEREAS**, The Village Planning Board recently conducted an uncoordinated environmental review and issued a negative declaration in connection with Site Plan Review and Approval; and

**WHEREAS**, the Village Board of the Village of Sackets Harbor has reviewed a Long Form Environmental Assessment Form for the purpose of assisting the Village Board in making a determination of significance in respect to the Legislation; of whether the enactment of the Legislation would have a significant adverse impact on the environment; and

**WHEREAS**, the Village has reviewed the criteria for determining significance of an action that is set forth at 6 NYCRR §617.7(c); and

**WHEREAS**, having considered the action consisting of the adoption of the Legislation and the potential environmental impacts associated with such action the Village Board has determined to proceed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Village Board finds that the proposed action of adopting legislation is subject to SEQR; and

**BE IT FURTHER RESOLVED**, that the action constitutes a Type 1 action under SEQR 617.4(b)(9); and

**BE IT FURTHER RESOLVED**, that the Village Board is the agency with jurisdiction by law to fund, approve, or directly undertake this action, and therefore, a coordinated review of the action under SEQR is neither required or necessary.

**NOW, THEREFORE, BE IT RESOLVED**, by the Village Board of the Village of Sackets Harbor, New York:

1. Based upon the examination and consideration of the Long Environmental Assessment Form and comparison of the proposed action and criteria set forth at 617.7, no significant impact on the environment is known by the adoption of the proposed legislation.

2. The Mayor for the Village of Sackets Harbor is authorized to execute the Long Environmental Assessment Form to the effect that the Village Board is issuing a “negative declaration” under SEQR.

3. The Village Clerk is hereby directed to file and circulate Part 3 in accordance with the requirements for a Type I action of the Long Environmental Assessment Form.

4. A complete copy of the EAF including its negative declaration shall be maintained in the Village Clerk's office in a file that will be readily accessible to the Public. Further, the Village Clerk is hereby authorized to publish a notice to that effect in the Environmental Notice Bulletin. All subsequent notices regarding the undertaking of the project shall state that a negative declaration has been issued.

5. This Resolution shall take effect immediately.

The foregoing Resolution was offered by Board Member, Eric Constance, and seconded by Board Member, James Bray, and upon roll call vote of the Board was duly adopted as follows:

Molly C. Reilly, Mayor	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Barbara Boulton, Deputy Mayor	Absent	
Daniel Frechette	Absent	
James Bray	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Eric Constance	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Dated: May 30, 2018

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Peggy Kelly, Village Clerk

VILLAGE BOARD OF SACKETS HARBOR  
RESOLUTION NO. 8 OF 2018  
LOCAL LAW NO. 2 OF 2018  
VILLAGE OF SACKETS HARBOR ZONING LAW

Introduced by:

**WHEREAS**, the Village of Sackets Harbor, in order to protect and promote public health, general welfare, safety, comfort, convenience, economy, as well as the Village's natural, agricultural, aesthetic, historic, and cultural resources, and to implement the community's goals as expressed in the Village of Sackets Harbor comprehensive plan, as such plan may be modified from time to time, has undertaken the amendment of the Local Law No. 2 of 2014 (Village Zoning Law of 2014), and Local Law No. 4, of 2001, allowing a change in the permitted uses of a single parcel in the Madison Barracks Planned Development District(PDD) in respect to building(s) 11N, 13N and 13S, at the request of Lawler Realty, LLC, the owner of that parcel; and

**WHEREAS**, the Village Planning Board has reviewed the proposed amendment to the Madison Barracks PDD and recommended approving the amendment of the Village Zoning Law, and said Planning Board having provided the Village Board with its recommendations for minor amendments to the Village Zoning Law and the Madison Barracks PDD map, consistent with the recommended amendments and the same are incorporated herein for reference; and

**WHEREAS**, an environmental assessment of the proposed amendment was conducted in accordance with the State Environmental Quality Review Act (6 NYCRR Section 617.3, 617.4, et seq.) and a negative declaration was issued after notice and due deliberation; and

**WHEREAS**, public hearings on the proposed amendments were held on May 30, 2018 and attended by a quorum of the Village Board; and

**NOW, THEREFORE,**

**BE IT ENACTED BY THE VILLAGE BOARD**, that pursuant to the authority and power granted by the Municipal Home Rule Law of New York State, Articles 2 and 3, and Village Law of New York State, Section 7-708, Local Law No. 2 of the year 2014, titled the Village of Sackets Harbor Zoning Law, and the amended zoning map incorporated therein and identified as Revised Planned Development Drawing and Subdivisions as prepared by GYMO Architecture, Engineering & Land Surveying, PC dated 12/8/98, as last revised on 03/16/1999, and any other similar maps are hereby amended to delete "restaurant" as a proposed in the Building Use Legend use and to authorize Single Family Residential use at 336 Brady Road, Sackets Harbor NY and

consisting of building(s) 11N, 13N, and 13S and shall be presented for, and effective upon, filing with the Secretary of State by the Village Clerk; and

**BE IT FURTHER ENACTED**, that pursuant to Village Law of New York State, Section 7-706(5), that a copy of the aforesaid local law and a description of the map incorporated therein shall be entered in the minutes of the Village Board; a copy of the law and map shall be posted at the Village offices, and affidavits of publication filed by the Village Clerk.

Dated: May \_30\_\_\_\_, 2018

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Peggy Kelly. Village Clerk