

**Town of Morristown
Regular Monthly Meeting
June 11, 2013**

Present: Gary Turner, David VanArnam, David Stout III, Howard Warren, Frank Putman

Also Present: Mike Bogart, Valerie Harman, Kevin Crosby, Joe Lightfoot, Sherry Shatraw, Tim Burley, Jay Berkman

Public Hearing-Amendment to the Land Use Code –Boat Houses

The hearing was opened at 7:05 PM by Supervisor Putman, and opened for public comment.

James Rose asked for clarification on the high water mark part of the regulation. The high water mark was left intentionally vague to give the code officer discretion on helping the homeowner in the siting of a boathouse. There is also the variance process. John Briggs asked if a roofed structure without walls would be a boathouse. He was asked if this was a boat lift. He stated that it could be an open roofed structure. Not a boat hoist. The code officer stated that a structure that will have people in it will require a permit.

There were no further comments. The supervisor closed the hearing at 7:10 PM.

Meeting

The meeting was opened at 7:10 PM by Supervisor Putman.

Present: Gary Turner, David VanArnam, David Stout III, Howard Warren, Frank Putman

Also Present: Mike Bogart, Valerie Harman, Kevin Crosby, Joe Lightfoot, Sherry Shatraw, Tim Burley, Jay Berkman

Approval of Minutes: A motion was made by Councilman Warren, and seconded by Councilman VanArnam, to approve the minutes of May 14, 2013 as presented.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

Correspondence-The Board received a letter from the Gateway Museum requesting annual funding for the summer program series.

Public Comment

1. Bill Wood of 45 River Road East-brought a complaint to the Board over his sewer installation. Mr. Wood stated that a filter that was to be installed hadn't been. The Project Engineer and the Town Supervisor will meet onsite on 06/12/13 at 11 AM. To discuss the issue.

Old Business

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1. Sewer Projects- Tim Burley gave a report to the Board. He stated that the Thornhill residence installation was finished and the contractor continues to work on the punch list items as well as responding to restoration issues and problems. Mr. Burley also presented the survey results and maps for the Black Lake wastewater study. Mr. Burley mentioned that linking other studies of pollution and weed problems being done on Black Lake by other groups could benefit the funding application process. Mr. Burley stated that he would be available to visit with area groups to get the word out about the project. Gary Turner volunteered to go with Mr. Burley when he presents data from the study.

2. Land Use Code Amendment-Boat Houses-The Board was asked if they had any questions or comments before a request for a motion to move the amendments was made. There were no comments. A resolution was made by Councilman VanArnam, and seconded by Councilman Turner to adopt Local Law #2 of 2013 as follows:

**A Local Law to Amend Local Law #3 of 2007 Land Use
Law and Regulations for the Town of Morristown**

Intent: to regulate the siting and construction of boat houses in the Town of Morristown.

Add under Article III - Definitions

Boathouse-A non-floating building, anchored to an approved foundation, ancillary to a dwelling, containing slips used exclusively for non-commercial dockage or storage of motor boats, sailboats and similar watercraft. Not to be used as a dwelling unit or habitable space.

Add under ARTICLE V – Regulations Applicable to All Zones

A. Accessory Buildings

6. Boat Houses

Maximum Height – Boathouse shall be no more than 15 feet in height. The 15 foot maximum height starts at the top of the dock and terminates at the peak of the roof or top of the rail of a roof top deck, if so constructed.

Maximum Length- The maximum allowed length for boathouses is 35 feet. **Side**

Setback-Each side setback is 15 feet for R-1 and 10 feet for Shoreline.

Distance from Shore - Boathouses must start no more than 8 feet from the high water mark as established by the Code Enforcement Office.

Minimum Dock Width- The minimum established width for docks supporting a boathouse is 6 feet on all sides.

Structural Soundness of Foundation - Foundation structural soundness will be certified by a registered NYS engineer or architect who will provide a signed and sealed report stating that the dock structure is sufficient to support the proposed boathouse.

Supporting Structure-Boathouse must be on permanent non-floating docks for all bodies of water in the town.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

3. Mill Road-Tabled until July meeting.

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4. Cancer Action- Web Site Links-The Board agreed to post a link to the World Health Organization reports on the Town website. A motion was made by Supervisor Putman, and seconded by Councilman Turner, to move Resolution #9 of 2013 as follows:
RESOLUTION TO PLACE INFORMATION ON SUBJECTS OF TWO WORLD HEALTH ORGANIZATION REPORTS ADDRESSING THE POPs EXPOSURE HEALTH HAZARD ON THE TOWN OF MORRISTOWN'S WEBSITE
WHEREAS, the World Health Organization (WHO) published "Persistent Organic Pollutants: Impact on Child Health" in 2010, and
WHEREAS, the WHO published "State of the Science of Endocrine Disrupting Chemicals" in 2012, and
WHEREAS, the first report named above recommends action to minimize the exposure that children around the world receive to persistent organic pollutants (POPs), and
WHEREAS, the second report named above sets forth the facts of associations between exposures to endocrine disrupting chemicals (EDCs) and diseases and disorders including: breast cancer, prostate cancer, thyroid dysfunction, endometriosis, polycystic ovaries and attention deficit hyperactivity disorder (ADHD), additionally makes known the fact that incidence of these diseases has risen sharply and rapidly during recent years and further states that POPs are a major group of EDCs, and
WHEREAS, the public is unaware of the POPs exposure health hazard and would benefit from knowing of this avoidable hazard,
NOW THEREFORE BE IT RESOLVED that the Morristown Town Board authorizes the Supervisor to place information on the subjects of the two above named WHO reports on the Town of Morristown website.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

5. Demolition Bids-The Board discussed the issue of asbestos pollution that may be present on the property. They agreed that there is the potential for the high cost of testing and remediation added to the potential cost of demolition and cleanup which makes the financial cost of the project too high for the Town to proceed with. The Board agreed that the three sealed bids are to be returned unopened to the bidders with a letter of explanation. The Board ordered the clerk to draft a request for quotes for cleanup of the garbage and debris on the property.

6. CR 6 Speed Zone Reduction –Board has received a letter from DOT informing them that a survey will be done on their request to seasonally reduce the speed on CR 6 in the specified area between the Hammond Town line and the start of the current 35 MPH zone. Joe Lightfoot suggested contacting the Traffic Sergeant in Ray Brook and having the Highway Superintendent and a Board member present during the onsite review.

7. Other Old Business- Al Langtry spoke to the Board concerning the damage to his house and yard that occurred as a result of the removal of a tree by the contractor hired by the Town. Mr. Langtry will have the damage repaired to the house and will fix the lawn damage, himself. The Supervisor asked Mr. Langtry to submit a bill for the lawn to the Town.

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New Business

1. Resolution # 8- Alternate Notice of Service- A motion was made by Councilman VanArnam, seconded by Councilman Stout, to move Resolution # 8 of 2013 as follows:

WHEREAS, General Municipal Law, #53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law, #53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

WHEREAS, pursuant to General Municipal Law, #50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate; **Now, therefore Be It**

RESOLVED, that the Town Board of the Town of Morristown, County of St. Lawrence designates David Murray, in his capacity as Town Clerk, to receive notices of claims served upon the Secretary of State by mail at PO Box 240, Morristown, NY 13664, or by email at townoffice@nynmail.com.

BE IT FURTHER RESOVLED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him or her of the town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

2. Other New Business-None.

Department Reports

1. Code Enforcement-A written report was handed out.

2. Highway –A written report was handed out. Superintendent Bogart brought a proposal to the Board to have the Town Barn retrofitted with LED lighting through a National Grid program. The Town share of the cost is in the Highway budget. A motion was made by Councilman Warren, and seconded by Councilman VanArnam, to authorize participation in the program.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

3. Assessor- No report

4. Public Works-Kevin Crosby reported a runoff complaint that the homeowner stated was caused by the sewer project. The contractor will investigate.

Meeting adjourned upon motion at 8:40 PM

Meeting minutes prepared and respectfully submitted by David Murray, Town Clerk