

UNION VALE TOWN BOARD MEETING JUNE 21, 2023

249 DUNCAN ROAD, UNION VALE, NEW YORK

UNION VALE TOWN HALL 7:30 PM

PRESENT: Supervisor Betsy Maas

Town Council: Kevin Durland, Kevin McGivney, Perry Gusikoff, John Welsh

Highway Superintendent Ed Kading

Town Clerk: Andrea Casey

Town Attorney: Attorney Jeff Battistoni

Supervisor Maas called the meeting to Order to Order and Salute to the Flag at 7:30 PM.

Town Board Minutes will be approved next month

Supervisor Report

- Successful active shooter and stop the bleed by DC Sheriff and MRC employee training was held this month, will have trauma kits on site going forward
- Facility rentals are at 188% of goal, interested earnings 410% of goal, real property rentals at 141%, building permits at 133%, and total revenue is up over 8% and 8% over goal for cash flow. Expenses are up 1% over goal but may be due to timing issues and will double check things were put in the right month
- June 10th Centenarians party was delightful for Al Poelzl and Jane Geisler
- MS4 report was submitted to DEC as required
- Cash audits were completed full audit is underway
- Constable annual training is scheduled for August
- Community night will be rescheduled to July 22 due to weather
- Historical Society - all are welcome to join – picnic is scheduled for August 9th
- Pollinator garden is planted around flag pole and soon flag and light will be placed
- Working on scenic overlay district, flood and natural resources overlay
- Correspondence – nice email from Bonnie Ozerkis for 100th birthday part
- A Union Vale Resident that passed away, Edward J Sharkey, left the Town 10,000 in his last will and testament
- Office for the Aging asking for volunteers for the picnic on Wednesday June 28th at Bowdin park
- Letter from NYMIR talking about property losses from MBD (master battery disconnect) and replacing switches in trucks, Highway Superintendent Kading advised this was done last year

Town Board Reports

Councilman Welsh attended the active shooter/ ‘stop the bleed’ training thought it was worthwhile and very informative

Councilman Durland- attended the Centenarian party and the UVFD car show and thought both were really nice events

Councilman McGivney- noted there are lots of events at Tymor, attended the horse show, thought it was great and encouraged all to attend the various Town events

Councilman Gusikoff nothing at this time.

Highway Report

Superintendent Kading reported all major paving and oil and chip projects are completed, - thank you to other towns that assisted in the oil and chip, Dover, Washington, Clinton, Amenia. This will be reciprocated as those Towns need our help. All dirt roads graded, mowing road shouldering roads with new asphalt, working on old tree removal. Supervisor Maas pointed out all receipts are in for CHIPS are in and will be submitted. As always, if you see a problem please do not hesitate to report it.

Town Clerk Report

Clerk Casey's office has been busy assisting with the various Town events mentioned. She hopes everyone is purging for upcoming Document shredding day scheduled for September 27.

Public Comments Agenda Items- NA

Parks, submitted by Park Manager, Jake Gosnell

- The composting toilet project at the equestrian center is looking amazing. I am waiting on one piece so I can install the toilet and this coming week I will be installing the roofing. After that, all that is left is the paint
- Since the last meeting the equestrian center has had their horse pull and summer horse show, which both went super well from all reports
- The crew is full summer mode. Preparations for summer camp are just about set and camp starts this coming Monday. The grass, while it has slowed down somewhat, is still growing, soccer fields being lined and the daily park routine
- I had the opportunity to help the CAC out with their pollinator garden at our new flag pole by bringing in gravel for the them. The whole project looks great
- As always, I would just like to shout out my entire staff in the Parks and Rec department for always stepping up and doing a great job. They have been working like crazy to get everything prepped and ready to go for everyone to have a great summer

Supervisor Maas noted the report on the drainage for the potential new soccer field will be ready for review during the next town board meeting

Recreation, submitted by Recreation Director Maggie Collins

We had a full house for our Paint and Sip event this past Friday. Participants enjoyed an evening of fun with friends and family and created amazing Summer themed paintings. We look forward to starting this event series again in the Fall. Huge thank you to Band Directors Richard Gullien and Evan R zodkiewicz as well as the Arlington Jazz ensembles that performed at our Music in the Park event on June 2nd. Family & friends enjoyed an evening of good Jazz and food at the park. We hope to host this event again, next Spring. Registration is open for our Tymor Trail Series Night Run for July 29th. Check-in will start at 6PM and the race will begin at 7PM. Participants can get a chance to run or walk a trail course a night, and enjoy roasting marshmallows at the finish line. The link to register and find more information can be found on the Parks and Rec website. Monday, we begin our season of Summer Camp. All Parks and Rec staff have been working hard each day to prepare the park and pool, and our Summer Staff is eager to get to work and offer great programs for all of our campers. Supervisor Maas noted the DC Health Dept reviewed all files and the Town is in really good shape.

Constable Report Submitted by George Treadwell, CIC

Constable Monthly Report for May 2023:

Constables patrolled approximately 699 miles of town roads including all properties filling the Explorer with 46.2 gallons of gasoline.

The (3) town court dates totaled 16 cases on the dockets with 5 actual appearances and 5 cases were plead guilty by mail. There were no issues to report.

Constables reported the following during patrols:

* 5/13 - Violation issued for fishing without town license.

5/17 - Resident lost car keys at Tymor. Owner thought they were locked in vehicle, DC Sheriff assisted in unlocking door; keys not found. Car parked overnight at park.

Animal Control, submitted by ACO Mary Jean Calvi

Animal Control Report for the month of May 2023:

During the month of May, there were no lost or found dogs and 2 wildlife calls.

When outside even on your own property, please be aware of your surroundings as this is the time of year that wildlife are raising their young. Young fawns, bear cubs and baby foxes are

commonly seen in our area. Inadvertently coming in between a mother and her offspring can be very dangerous.

Guidelines for Short Term Residential Rentals-

Union Vale has determined their own set of guidelines, Town of Washington is the most restrictive, the information has been posted on the website which includes a registration and self-inspection checklist which focuses on fire safety and proper garbage disposal. This will be set for Public Hearing.

Community Night will be rescheduled for July 22, 2023 at 5:00 PM

Verbank Rural Cemetery Association – Request for Funds

The Town received a letter from the trustees asking for \$2,100 for mowing – discussed giving financial advice rather than money – wants to schedule a meeting with trustees to assist with growing cost needs.

Escrow Fee Schedule – Updates Needed

Need to specify townhouses compared with other towns with similar sizes our Building Inspector can also make his recommendation and they will follow up in July.

Motion to Waive Formal Reading of Resolution

Supervisor Maas made a motion to waive the formal reading of the entire resolution noting it was posted on the website as well as being sent out on UnionValeMail. This was seconded by Councilman Welsh and all were unanimously in favor. The public hearing will be scheduled for July 19th at 7:00 PM.

Resolution of Introduction for Short Term Rental Units in Union Vale (See Resolutions)

Public Comment on Town Issues

Anne Armstrong, Bloomer Road- spoke about her concerns with noise complaints with the neighbor, can hear music from inside her home, has filed a complaint with DC Sheriff. Asks the Town for assistance in enforcing the noise ordinance.

Nivens Family, Bloomer Road- spoke about ongoing noise issues with the same neighbor also asks the Town for their help in resolving the matter. Also spoke about issues with 6 plus dogs on the property including breeding, would like an update on this.

Terri Sheehan – spoke about the issue of cemetery’s needing funding.

Reminder: June 29th 5:00PM Dr. Cookingham will be holding a presentation on the Germond Family Murders

Motion to Enter Executive Session At 8:20 PM Councilman Welsh made a motion to enter executive session to discuss a personnel matter which was seconded by Councilman Gusikoff and all were unanimously in favor.

Motion to Exit Executive Session At 8:31PM Supervisor Maas made a motion to exit executive session and resume the meeting, and noted no action was taken, which was seconded by Councilman Gusikoff and all were unanimously in favor.

Approve Budget Adjustments, Transfers, Warrants, Pay Bills

Councilman Welsh made a motion to pay the bills which was seconded by Councilman Durland and all were unanimously in favor.

Motion to Adjourn At 8:32 PM Councilman Welsh made a motion to adjourn the meeting which was seconded by Supervisor Maas and all were unanimously in favor.

Respectfully Submitted,

Andrea Casey, Town Clerk

**TOWN OF UNION VALE LOCAL
LAW #2 OF 2023**

RESOLUTION OF INTRODUCTION

A LOCAL LAW OF THE TOWN OF UNION VALE, DUTCHESS COUNTY, NEW YORK TO AMEND TOWN CODE CHAPTER 210, ARTICLE V, TO ADD A NEW SECTION 210-52A ENTITLED "SHORT TERM RENTALS":

BE IT ENACTED by the Town Board of the Town of Union Vale as follows:

Section 1. Chapter 210, Article V, of the Town Code of the Town of Union Vale is hereby amended to add a new Section 210-52A entitled "SHORT TERM RENTALS" reading as follows:

A. Findings. The Town Board of the Town of Union Vale has determined that it is in the best interests of the Town of Union Vale to track short term rentals in the form of a registry by permit. The Town recognizes the benefits of short-term rentals in allowing property owners to supplement their income and to provide lodging to visitors to the Town and the surrounding areas. However, in order to protect the health, safety and welfare of the Town, its residents and others, it is necessary to register and regulate short term rentals as defined herein.

B. Definitions.

- Short Term Rental. An entire dwelling unit, or a room or group of rooms within a dwelling unit, made available to rent or lease for an occupancy of fewer than 30 consecutive days.
- C. Permit Required. It shall be unlawful to use, establish, maintain, advertise, operate, use and/or rent a dwelling unit as a Short-Term Rental without first obtaining a permit from the Town. A Registration Form and Self-Inspection Checklist shall be filed with the Town Building Department on forms approved by the Town Board, along with payment of a fee imposed by the Town Board as part of the approved Town Fee Schedule. A Certificate of Occupancy must exist for the subject dwelling unit and there can be no violations present on the property at the time the permit is issued. Only an owner of the property where the dwelling unit is located can submit a registration as defined herein.
- D. Short Term Rentals shall be permitted in all zoning districts within the Town.
- E. The Building Inspector or Code Enforcement Officer shall review the Registration Form to ensure that all required information has been provided and that the property meets the requirements specified herein.
- F. Smoke Detectors and carbon monoxide detectors shall be provided as required by law.

- G. Any Short-Term Rental Permit granted shall be posted in the dwelling unit next to the entry and exit doors. It shall include instructions about garbage storage and removal, as well as emergency contact information.
- H. All Short-Term Rentals shall be registered with Dutchess County pursuant to any requirements of Dutchess County.
- I. All Short-Term Rentals shall be subject to the enforcement provisions of the Zoning Code. Any violation of this Section or any other section of the Zoning Code may result in revocation of the permit.

Section 2. This local law shall take effect immediately upon filing with this state's Secretary of State.

In order to affect these amendments, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. Councilman Welsh offered the following resolution which was seconded by Councilman Gusikoff, who moved its adoption:

WHEREAS, on June 21, 2023, the Town Board has introduced this local law, to be known as Local Law No. 2 of 2023, entitled A LOCAL LAW OF THE TOWN OF UNION VALE, DUTCHESS COUNTY, NEW YORK TO AMEND TOWN CODE CHAPTER 210, ARTICLE V, TO ADD A NEW SECTION 210-52A ENTITLED "SHORT TERM RENTALS;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and residents shall have an opportunity to be heard, to be held at the Town Hall, 249 Duncan Road, LaGrangeville, New York, 12540 (in the Town of Union Vale) on July 19th, 2023 at 7:00 o'clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Union Vale, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Union Vale will hold a public hearing at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union Vale) on July 19th, 2023 at 7:00 o'clock, p.m., on the following proposed local law, to be known as Local Law No. 2 of 2023, entitled A LOCAL LAW OF THE TOWN OF UNION VALE, DUTCHESS COUNTY, NEW YORK TO AMEND TOWN CODE CHAPTER 210, ARTICLE V, TO ADD A NEW SECTION 210-52A ENTITLED "SHORT TERM RENTALS":

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of Union Vale, at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union

Vale) between the hours of 9:00 a.m. and 4:00 p.m. on all business days (Monday through Thursday) between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

AND BE IT FURTHER RESOLVED, that the adoption of this proposed Local Law, which relates to ongoing administration of Town affairs with no major reordering of priorities or programs which might affect the environment, is a Type II action requiring no environmental review.

The preceding Resolution was offered by Councilman Welsh, who moved its adoption, seconded by Councilman Gusikoff.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Maas	Aye		
Councilman Durland	Aye	DATED:	Union Vale, New York
Councilwoman Gusikoff	Aye		June 21, 2023
Councilman McGivney	Aye		
Councilman Welsh	Aye		

I, Andrea Casey, Town Clerk of the Town of Union Vale DO, HEREBY CERTIFY that the foregoing is a true copy of a resolution offered by Councilman Welsh seconded by Councilman Guikoff, and adopted at the meeting of the Town Board, held on June 21, 2023.



ANDREA CASEY, TOWN CLERK