

UNION VALE TOWN BOARD MEETING JULY 19, 2023

**SHORT TERM RENTAL PUBLIC HEARING LO
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

Town Clerk: Andrea Casey

Town Attorney: Attorney Jeff Battistoni

Supervisor Maas opened the public hearing at 7:00 PM

David Volkman, Camby Road - has had bad experiences with short term rentals, feels people should be allowed to do what they wish with their property but, with guidelines. He is interested to hear more about this topic

Glenn Morrison (Via Email) Bloomer Road- After reading the proposed new Town Law re: Short Term rentals, I would like to understand whether or not the topic of fireworks and noise has been considered. It may be wise to add something like "Is prohibition of fireworks communicated to renters in writing and enforced?" and "Have renters been advised to keep noise to a level that is less than 50 dbA and not objectionable to nearby residents, especially between the hours of 8:00 PM and 7:00 AM?I understand that there are many requirements that need to be complied with but I specifically mention the two items above since they may be more common while on vacation and they directly impact nearby residents

Jonah Ritter, (Via Email) N. Parlman Road- I wish to submit my remarks in writing to the Board concerning the amendment to the Town Code Chapter 210, Article V and specifically to the proposed new section 210-52A Entitled "Short Term Rentals." This code amendment directly concerns me since approximately 4 years ago I renovated my barn to make an accessory building/apartment so that we could take in and care for my mother. My mother passed away this March. I am eternally grateful to have had the opportunity to provide for Mom here at our property. As a result of the improvements we made to accommodate my mother, the cost of living at our home rose dramatically. Taxes, insurance, utilities, etc., all increased significantly. My wife and I have no choice but to rent the cottage that Mom lived in order to cover our living expenses. The alternative would be to sell our home but we don't want to leave. I reviewed the proposed code changes and think they are reasonable. I hope that once a permit is granted that the renewal will be at a lower rate and that a new form is not required if the resident doesn't let the original permit lapse. Please make the renewal process VERY simple for both the resident and the town

As there were no further comments from the public, Supervisor Maas closed the public hearing at 7:14PM.

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Highway Superintendent Ed Kading

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Supervisor Maas called the meeting to Order to Order and Salute to the Flag at 7:15PM.

Motion Approve Minutes: Councilman Welsh made a motion to approve the May 17, June 21 Meeting Minutes and July 12, 2023 Work Session minutes seconded by Councilman Gusikoff and all were unanimously in favor.

Supervisors Report

- Annual audit from Ted Eglitt was received and distributed to the Town Board – excellent results
- NYMIR - Insurance Co. one item they are discussing is cyber security, it is unbundled and a separate policy due to so many cyber-attacks, quotes to come, asset list was distributed
- Environmental Resource Overlay - 1 of the 4 projects mentioned in the Master Plan but not completed, full size maps need to be included, appendix of historical resources which should be reviewed by the UV Historical Society
- Tax Collector report is still to come, there was \$11,685.00 collected in penalties 95% of tax bills were collected
- Cash Flow month of June 2023: 108% of revenue at 97% of expenses
- Cash Balances General Fund: \$3,893,877 Highway Fund \$566,490 includes reserve funds, ARPA and any money set aside
- Report from bus patrol for bus safety program, Town received \$77.50 in fines
- Town Board members have received the list of warrants/abstracts; cash receipts, escrow reports, Building Dept. report, performance vs budget report and lists of all deposits made in both the General Fund and Highway Fund.

Town Board Reports

Councilman Welsh tied up with rain and storm damage, encourages all residents to report any issues to the County for assistance

Councilman Durland- pledges to assist with environmental overlay maps for Master Plan

Councilman McGivney- commented Community Night this Saturday, asks all to stop by the Town Departments for meet and greet.

Councilman Gusikoff reported the Oshkosh Plow Truck is being renovated and returned and ready for plowing season (as a donation from his auto-body business)

Highway Report

Superintendent Kading reported on the July 9th dramatic storm, 10 inches of rain - Seeley Road was a total loss and not passable. This was the main focus of repairs to allow residents and emergency vehicles to pass. All roads were inspected and prioritized. Other roads still being worked on are W. Clove Mtn, Highview, Bloomer, Reilly, Wisseman, Robinwood, and multiple others. His concerns are that the extensive damage sometimes does not show up for up to 2 months, please call if you see any issues such as sinkholes and damage. Town Highway is not responsible for personal driveways. The Highway Crew is mowing, road shouldering while continuing storm clean up.

Town Clerk Report

Clerk Casey's informed everyone that August 1 will be the start date for sale of the Sportsman Hunting licenses.

Public Comments - None

Parks, by Park Manager, Jake Gosnell

- Storms have made park maintenance difficult with mowing and damage
- Pool filter tank arrived Monday, will be installed after pool season
- 4 weeks of camp marks the halfway point for camp, all running well
- preparing for community night

Tymor Park Soccer Field Drawings, Discussion with Engineer, Tom Harvey

Gaelic Football field is larger than traditional soccer field providing drawings to show possible configurations. Spoke about drainage and placement issues there were 4 designs total. Questions to be answered are: Are the different acceptable sizes still meeting regulation. Possibly making the Gaelic field to replace upper soccer field. Minimum field size is 427 feet and full size is 475 feet. Larger size field cannot fit in the area, idea to use upper soccer field area was proposed to map out sizing.

Engineer Tom Harvey noted large pipes measuring 36 and 24 inches are in place under Bruzgul and Duncan that flow onto that field and recommended there would need to be at minimum at 36-inch pipe to remove the water which will be expensive.

Discussion ensued, follow up conversations were requested with GAA to better understand the field and use

Recreation, submitted by Recreation Director Maggie Collins

Summer Camp has been in full swing and we've enjoyed working with old and new friends at all three of our camp programs. During Session 1, campers enjoyed an educational presentation on the Animal Kingdom hosted by Two by Two Animal Haven. We thank the whole team for teaching our campers the importance of caring for our environment and how we can care and protect our animal friends! Session 2 campers will learn the basics of chemical reactions and get a chance to participate in science experiments with The Nutty Scientist of the Hudson Valley. Our staff will continue to work hard for families and campers to enjoy another great Summer at

Tymor Park. This Saturday July 22nd, our Community Night event will take place outside the Town Hall building. Residents and friends can enjoy a Summer evening of tailgating, enjoying food from local food trucks, and end the night with a firework show. Town Departments and Committees will be tabling from 5pm-6:30pm to answer general questions from the public. The event will start at 5pm and end after the fireworks go off after 9pm. August 4th the pool will host its annual Pool Membership Party. Patrons with a pool membership for this Summer season can enjoy the pool from 6pm-8pm, as well as complimentary snacks and refreshments. Members can register for the event online on the parks and recreation website.

Discussion about closing the pool during balloon fest

Constable Report Submitted by George Treadwell, CIC

Constable Monthly Report for June 2023:

Constables patrolled approximately 682 miles of town roads including all properties filling the Explorer with 42.9 gallons of gasoline. The (3) town court dates totaled 23 cases on the dockets with 8 actual appearances and 3 cases were plead not guilty by mail. There were no issues to report. Constables reported the following during reports:

- 6/20 - Removed downed tree on North Clove Road.
- 6/20 - 3 parking violations issued for parking after dusk at Town Hall.
- Annual Mandated training has been scheduled for 8/12 & 8/13.

Additional Notes: Constables have been monitoring noise complaints at (2) town residences nightly on patrols since 6/23. We have responded to (2) specific noise complaints during the month.

Animal Control, submitted by ACO Mary Jean Calvi

Animal Control Report for the month of June 2023: During the month of June there were two lost dogs, one wildlife call and 1 complaint.

We continue to receive multiple calls each month regarding bears. They have become a part of our environment over the past few years and sightings continue to increase. We have not had any problems with bears vs. people as long as we respect their right to be here. By removing bird feeders and keeping all garbage indoors until just before pickup, you will be removing any “attractive nuisances “that captures their attention.

Guidelines for Short Term Residential Rentals

Supervisor Maas discussed the permit set up, said they received a comment about needing to display the permit at the residence and for security purposes, everyone agreed this was not needed since it will be on file. UVFD and Town will have access to database for emergency purposes CEO will be able to discern parking spacing as the homes in town are varied in driveway size, main point is rental is permitted but you are responsible for guests to adhere to all town laws including noise, proper trash disposal and other nuisances. This will be an annual permit. The Permit language is not included in the law to allow for adjustments as time goes on.

Security System Upgrades

Supervisor Maas had extensive meeting with another company which went well, will get a quote and more information before moving forward.

Community Night – this Saturday, 7/22 at 5:00 pm, 13-14 Town Tables

Verbank Rural Cemetery Association – Responded to their Request for Funds

Supervisor Maas wrote letter in response might be in a position at some time to give funds but the normal procedure would be to sit down and share a 5-year plan including financial statements to assist. The letter stated that after the new trustees get acclimated they will plan a meeting.

Escrow Fee Schedule Updates – Discussion

This needs to be corrected to reflect the changes that were recently made to the Town Center Zone and the 50% green requirement. Fee should be consistent with lots and square footage compared with other towns, then town board will review.

New Defibrillators needed- Discuss Selection

The Town needs 3 total new defibrillators as the current are no longer supported with batteries and pads. There is 1 at town hall, 1 at the Park and 1 at the Pool. They cost approximately \$1300.00 and would not need ambulance level, this will be only to use before ambulance arrives Supervisor Maas will speak further with nurse from ‘Cardiac Plus’ for best application.

Dog Control Housing Contract with Mutts Mansion

Supervisor Maas went to visit with ACO, Mary Jean Calvi and Town Clerk, Casey. This shelter has much better access and lower rates, can leave the agreement in place in perpetuity unless something changes on either end. Attorney, ACO and Supervisor have all read contract.

Motion to Sign Contract with Mutts Mansion

Councilman Welsh made a motion to allow the Supervisor to sign contract with Mutts Mansion as written effective immediately. This was seconded by Councilman Gusikoff and all were unanimously in favor.

Neighborhood Noise Issues – Discussion

A few issues have arisen; 2 issues have been ongoing and Supervisor Maas would like to discuss in executive session as it regards security and police.

Resolutions & Motions:

- Resolution of Adoption for Short Term Rental Units in Union Vale – Deferring vote until August 16th – The 239 was submitted today to DC Planning as a zoning change.
- Resolution regarding Tom St. Onge’s Temporary Change in Duties (See Resolutions Attached)

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.

Public Comment on Town Issues - None

Motion to Enter Executive Session At 8:35 PM Councilman Welsh made a motion to enter executive session to discuss a criminal offense, which was seconded by Councilman Gusikoff and all were unanimously in favor.

Motion to Exit Executive Session At 8:43PM 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.

Motion to Adjourn At 8:44 PM Councilman Welsh made a motion to adjourn the meeting which was seconded by Councilman Gusikoff and all were unanimously in favor.

Respectfully Submitted,

Andrea Casey, Town Clerk