

February 7, 2023

The regular meeting of the Varick Town Board was called to order by Supervisor Robert Hayssen at 7:00 p.m. Present at this meeting were Councilmen, Richard McCulloch, Tom Fox, and Eric Riegel, Town Clerk, Donna Karlsen, Bookkeeper, Angela Testa, Attorney for the Town, Frank Fisher, Highway Superintendent, Ben Freier, Planning Board members, Linda Mastellar, Thomas Bjorkman and Cindy Lont, Varick Zoning Board members, Anne Bachman and John Keel and Edith B. Ford Memorial Library, Andrea Tillinghast.

Public Hearing on Local Law No. 1 of 2023, Revised Town of Varick Zoning Code:

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to open the public hearing at 7:01 on Local Law No. 1 of 2023, Town of Varick Zoning Code.

Mr. Bjorkman spoke in favor of the proposed revisions to the zoning code as they clarify certain portions of the code while setting new guidelines to address established zoning within the town. He encouraged the town board to vote in favor of this proposed law.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to close the public hearing on Local Law No. 1 of 2023, Revised Town of Varick Zoning Code at 7:05 p.m.

Privilege of the Floor: Andrea Tillinghast, from the Edith B. Ford Memorial Library reported that in the summer of 2021 the staff and board of trustees of the library began development of a 2023 to 2027 Strategic Plan using the Public Library Association's Planning Process. This is a community-based planning process in which key community stakeholders identify a vision for the community served by the library and determine how the library can help achieve the community vision. The community Planning Team determined that the library was well-suited to meet four of the eighteen recognized needs. The four identified were stimulate imagination, know your community, comfortable place and express creativity. The Library Board of Trustees has created a Planning Committee as an Ad-hoc committee to the Executive Committee and will meet quarterly beginning April 2023 and each quarter thereafter throughout the life of the Strategic Plan. Ms. Tillinghast also presented the 2021 Annual Report to the Community for the boards review. She also reported that she reviewed the Town's Comprehensive Plan and noted that if the plan was updated, to include the library in the recreation activities portion of the plan.

Abstract: A motion by Richard McCulloch, seconded by Eric Riegel and so carried unanimously to approve Abstract 14 of 2022, vouchers 22-423 to 22-442 in the amount of \$150,899.18 and Abstract 2 of 2023, Vouchers 23-427 to 23- 454 in the amount of \$333,434.89.

Highway: Mr. Freier reported that he ordered the F550, patching truck and it is expected to be delivered between August of 2023 and August of 2024.

Judge: Mr. Riegel is in the process of setting a time with the judge and court clerk to complete the court audit of records.

Supervisor's/Bookkeeper's Report:

**RESOLUTION NO: 23-002
AMENDMENT TO THE
TOWN OF VARICK
2022 BUDGET TRANSFERS**

WHEREAS there are not sufficient budget appropriations in the District Fund Budget to meet obligations of the Fund for the year 2022, and

WHEREAS, in conformity with Town Law and good bookkeeping practices, amounts should not be over appropriated, be it

RESOLVED, that the Financial Officer is hereby authorized and directed to make amendments to the 2022 budget to correct over budget line items as follows:

\$ 1675.50	from Joint Rec Personnel	A7145.100	to Supervisor Ex	A1220.400
\$ 1548.32	from Refuse Garbage	A8160.400	to Building Contractual	A1620.400
\$ 403.75	from Contingency	A1990.400	to Planning Secretary	A8020.100
\$ 332.05	from Supt Highway Exp	A5010.400	to Town Clerk	A1410.400
\$ 303.74	from Printing	A1670.400	to Building Ins	A1620.430
\$ 2362.29	from Machinery Shop	DA5130.250	to Machinery Contractual	DA5130.400
\$ 367.16	from Repairs	SS18120.400	to Utilities	SS18110.430
\$ 54.08	from Repairs	SS18120.400	to Sewer Transportation	SS18140.400
\$ 12.09	from Repairs	SS18120.400	to Social Security	SS19030.800
\$ 122.99	from Repairs	SS28120.400	to Utilities	SS28110.430
\$ 146.48	from Repairs	SS28120.400	to Sewer Transportation	SS28140.400
\$ 41.04	from Repairs	SS28120.400	to Social Security	SS29030.800
\$ 31.55	from Pumping Exp	SW18320.400	to Utilities	SW18310.430
\$ 242.95	from Pumping Exp	SW18320.400	to Equipment	SW18320.200
\$ 110.12	from Pumping Exp	SW18320.400	to Supplies	SW18320.420
\$ 32.58	from Pumping Exp	SW18320.400	to Water Trans	SW18340.400
\$ 75.78	from Equipment	SW28320.200	to Pumping Supp	SW28320.430
\$ 62.81	from Equipment	SW28320.200	to Social Security	SW29030.800
\$ 22.12	from Repairs	SW38320.430	to Utilities	SW38310.430
\$ 30.14	from Repairs	SW38320.430	to Water Trans	SW38340.400
\$ 11.76	from Repairs	SW38320.430	to Social Security	SW39030.800
\$ 96.59	from CPAS Materials	SW48320.440	to Utilities	SW48310.430
\$ 91.48	from CPAS Materials	SW48320.440	to Water Tarns	SW48340.400

MOVED: Richard McCulloch

SECONDED: Tom Fox
So Carried Unanimously

A motion by Richard McCulloch, seconded by Tom Fox and so carried unanimously to amend the Vacation, Holiday and Sick Leave policy for the Town of Varick to read full time employees who work four ten hour days totaling a 40 hour work week would be paid for ten hours/per day of vacation, holiday and sick leave. If the full time employees work five eight hour days totaling a 40 hour work week they will be paid for eight hour/ per day of vacation, holiday and sick leave.

Water and Sewer Operator’s Report: January 2023

Code Enforcement: A motion by Richard McCulloch, seconded by Tom Fox and so carried unanimously to approve the 2022 Zoning Code Enforcement Officer written report of issued zoning permits.

Town Clerk’s Report: A motion by Tom Fox, seconded by Eric Riegel and so carried unanimously to approve the January 2023 Town Clerk’s Report: Supervisor: \$6,800, NYS Ag & Markets: \$8, Total Disbursements: \$6,808.

Minutes: A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to approve the minutes of January 3, 2023.

Personnel: Richard McCulloch was assigned to personnel and will begin the process of filling the Summer Recreation Director’s position.

Assessor: No Report.

Planning Board: Cindy Lont did a presentation to the board updating them on the STR applications. She also reviewed numbers of STR rentals in relation to the proposed Local Law No. 1 of 2023.

Local Law No. 1 of 2023, Revised Town of Varick Zoning Code:

A Short Environmental Assessment Form was completed and reviewed by the town board with the following resolution presented:

Resolution: 23-003
VARICK TOWN BOARD DETERMINES THAT PASSAGE
OF LOCAL LAW No. 1 OF 2023 ENTITLED “REVISED
TOWN OF VARICK ZONING CODE” WILL HAVE NO
ADVERSE IMPACT ON THE ENVIRONMENT

WHEREAS, the Town Board of the Town of Varick, New York has reviewed proposed Local Law No. 1 of 2023 entitled “REVISED TOWN OF VARICK ZONING CODE”, and

WHEREAS, a public hearing was held on February 7, 2023 at which all persons desiring to be heard thereon were permitted to speak, and

WHEREAS, the proposed Local Law would amend the Town Zoning Code for purposes of clarification and implementing minor changes in Town land use policy, and

WHEREAS, the Board has reviewed the recommendations of the County Planning Board with regard to such proposed Local Law, and

WHEREAS, the Board has reviewed the SEQR submitted with regard to such proposed Local Law, and

WHEREAS, the Town is the Lead Agency with regard to the SEQRA process regarding passage of such Local Law, and

WHEREAS, The Town Board has determined that there will be no adverse environmental impact arising from passage of such Local Law, Now, Therefore, it is

RESOLVED, that the Varick Town Board hereby determines that passage of proposed Local Law No. 1 of 2023 entitled “Revised Town of Varick Zoning Code” will not have an adverse impact on the environment and issues hereby a Negative Declaration pursuant to the New York State Environmental Quality Review Act.

Moved: Eric Riegel

Seconded: Richard McCulloch

Passed Unanimous

Resolution: 23-004
TOWN OF VARICK ENACTS
LOCAL LAW No. 1, OF 2023, “REVISED
TOWN OF VARICK ZONING CODE”

WHEREAS, proposed Local Law No. 1 of 2023 was duly introduced before the Town Board of the Town of Varick and notice of a Public Hearing having been duly published in the official newspaper of the Town, and

WHEREAS, such public hearing having been held on February 7, 2023, at 7:00 P.M. and all persons attending having been offered the opportunity to be heard thereon, and

WHEREAS, the Town Board of the Town of Varick having determined that it is in the interest of the Town that Local Law No. 1, of 2023 be adopted, Now, Therefore, be it

RESOLVED, that Local Law No. 1, of 2023, “REVISED TOWN OF VARICK ZONING CODE”, is hereby enacted, to read as set forth in the annexed Exhibit, consisting of 70 pages.

RESOLVED, that this Local Law shall take effect upon filing with the Secretary of State as provided under the New York State General Municipal Law.

Moved: Eric Riegel
Seconded: Richard McCulloch
So Carried Unanimously

It was noted that the Seneca County Planning Board will be reviewing the Local Law No. 1 of 2023 at their regularly scheduled meeting February 9. Based on this information, the town board will reconsider the adopting resolution for said law and wait for the County's review.

A motion by Richard McCulloch, seconded by Eric Riegel and so carried unanimously to reconsider Local Law No. 1 of 2023, "Revised Town of Varick Zoning Code".

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to rescind the passage of Local Law No. 1 of 2023, "Revised Town of Varick Zoning Code".

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to table any action on Local Law No. 1 of 2023, "Revised Town of Varick Zoning Code" until Seneca County Planning Board has completed its review of said law and provides a copy of their report and resolution to the Town of Varick for their consideration.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to hold an Emergency Town Board Meeting to address Local Law No. 1 of 2023, "Revised Town of Varick Zoning Code" at 12:00 Noon on February 15, 2023.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to adjourn the meeting at 7:50 p.m.

Respectfully Submitted:

Donna Karlsen
Varick Town Clerk