

see attendant to dispose of cans. A lockable unit was installed, cost was approximately \$2,000.00 and Paint Care has paid for the unit.

ACCOUNT TOTALS:

GENERAL \$856,196.00	HIGHWAY \$655,384.29
GENERAL RESERVE FUND \$651,343.61	HIGHWAY RESERVE FUND \$511,406.36
BEACON ESCROW \$ 885.19	BEACON ESCROW FOR PLANT (BOND) \$5,000 & \$70,000.
ARPA \$285,177.21	

Supervisor Roder reported that the next task for the board is to allocate the ARPA funds.

REPORT FROM THE TOWN BOARD AND TOWN OFFICES:

Councilwoman Clark provided an update to the Fire District Installation Ceremony and a total number of calls for 2022. 336 calls total for the year. And 7 new EMTs – The board congratulates the new EMTs and is grateful for their services.

Supervisor Roder discusses the possibilities of tax breaks for EMTs and Fire Fighters in the Town. Assessor VanDeusen reported that she is waiting for the County to adopt the legislation and the town can move forward.

Library Director Roppolo reports out on upcoming Youth Commission events, Teen Night and programs for Public Safety using social media and phones. Needs insurance and worker’s comp documents for County.

Supervisor Roder reported out on Highway updates. Superintendent Goodermote has sent in an application for grant funds on 2 bridges in Stephentown. We have three bridges in town in need of replacement. Hoping to get some of the costs covered.

RESOLUTION # 21 OF 2023

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF STEPHENTOWN ENACTING AMENDMENT TO LOCAL LAW NO. 1 OF 2014, THE AMENDED LAND USE REGULATIONS OF THE TOWN OF STEPHENTOWN TO CHANGE PROPERTY LOCATED AT WEST ROAD AND IDENTIFIED AS TAX MAP PARCEL: 174.-1-35 FROM AN EF EXTRACTION AND FILL DISTRICT TO A RU RURAL USE DISTRICT

WHEREAS, Article III of the Amended Land Use Regulations of the Town of Stephentown provides that "When a DEC-permitted mine located in a parcel in an EF Zone has been legally closed, the Town Board shall designate a new Land-Use Zone for that parcel. It is expected that the new Zone will be the same as surrounding parcels;

WHEREAS, in furtherance thereof and also pursuant to Article XI(A)(1) of the Amended Land Use Regulations of the Town of Stephentown the Town Board commissioned the drafting of the proposed amendment to amend Local Law No. 1 of the Year 2014, known as the Amended Land Use Regulations of the Town of Stephentown, as more particularly described in the accompanying proposed local law. annexed hereto as Exhibit A,

WHEREAS, the Town Board has conducted the necessary public hearing on the proposed local law annexed hereto as Exhibit A,

WHEREAS, the Town Board finds that the within amendments to Local Law No. 1 of the Year 2014, known as the Amended Land Use Regulations and Official Zoning Map of the Town of Stephentown are in the interests of the Town in order to ensure harmony among the various provisions of the Amended Land Use Regulations of the Town of Stephentown;

WHEREAS, a resolution was duly adopted by the Town Board on November 21st, 2022, scheduling a public hearing to be held by the Town Board on December 19th, 2022 at 7:00 p.m. to hear all interested persons on the proposed Local Law entitled: "A Local Law Amending Local Law No. 1 of the Year 2014, (which is titled the "Amended Land Use Regulations of the Town of Stephentown") and the Official Zoning District Map Relating Thereto Changing the Property Identified As Tax Map Parcel No. 174-1-35 and Located on West Road in the Town of Stephentown from an Extraction and Fill District to a Rural Use District"; and

WHEREAS, notice of the public hearing was duly published and posted:

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law it has been determined by the Town Board, as lead agency, that adoption of the proposed local law would not have a significant adverse impact upon the environment and could be adopted without further regard to SEQRA;

WHEREAS, the proposed local law was referred to the Town Planning Board pursuant to Article XI of the Amended Land Use Regulations of the Town of Stephentown;

NOW, THEREFORE BE IT RESOLVED that the Town Board hereby adopts said Local Law as Local Law No. 1 of the 2023, titled "A Local Law Amending Local Law No. 1 of the Year 2014, (which is titled the "Amended Land Use Regulations of the Town of Stephentown") and the Official Zoning District Map Relating Thereto Changing the Property Identified As Tax Map Parcel No. 174.-1-35 and Located on West Road in the Town of Stephentown from an Extraction and Fill District to a Rural Use District"; a copy of which is attached hereto and made a part hereof, and the Town Clerk is hereby directed to enter said local law in the minutes of this meeting and in the Local Law Book at the Town of Stephentown, and to give due notice of the adoption of said Local Law to the Secretary of State by filing same with the Secretary of State and to publish an abstract thereof as required by law.

NOW THEREFORE BE IT RESOLVED THAT the Town Board resolves to enact said local law.

MOTION BY: CLARK

SECONDED BY: JENNINGS

VOTES OF: 4 AYE 0 NAY 0 ABSTAINED

RESOLUTION # 22 OF 2023

DOG SHELTER AGREEMENT BETWEEN THE TOWN OF STEPHENTOWN AND MAGGIE BANKER (Pending proof of additional insured)

THIS AGREEMENT, made this 16th day of January, 2023 by and between the TOWN OF Stephentown, a municipal corporation in the County of Rensselaer, State of New York, with offices located at 26 Grange road Stephentown New York 12168 ("Town") and MAGGIE BANKER ("DCO"), an individual residing at 113 Saddle back Ridge road East Nassau NY 12062

WHEREAS, the DCO has been duly appointed as a Dog Control Officer for the Town of Stephentown, New York; and

WHEREAS, in the course of the performance of her duties as Dog Control Officer, DCO will from time to time come into the physical possession of dogs seized by the DCO in accordance with the provisions of Section 117 of the Agriculture and Markets Law; and

WHEREAS, the DCO maintains a facility located at 117 Saddle back Ridge Road, New York, 12062 ("the Facility") suitable for the sheltering and care of dogs which may come into her possession in the course of the performance of her duties as DCO for the Town; and

WHEREAS, the Town and the DCO wish to enter into this Animal Sheltering Agreement for the purpose of setting forth the

terms and conditions pursuant to which DCO shall shelter at the Facility those dogs which come into her possession in the course of her performance of her duties as the DCO for the Town.

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

1. **TERM** This Animal Sheltering Agreement shall be for a term commencing on January 1, 2023, and terminating on December 31, 2023, unless terminated earlier in accordance with the provisions of Section 4 below.
2. **SERVICES** The DCO shall provide the following shelter services during the term of this Agreement:
 - a. The DCO shall provide and maintain shelter at the Facility for up to three (3) dogs at any one time. In the event that the DCO cannot shelter a dog at the Facility because the Facility capacity has been reached, or because the DCO deems the dog too dangerous to safely shelter at the Facility, the DCO shall arrange for the dog to be sheltered by the Columbia County Humane Society.
 - b. The DCO shall maintain the Facility in good order and good repair, and in a safe, clean, and usable condition, in accordance with 1 NYCRR Part 77 and any other applicable State and local laws and/or ordinances. The DCO shall be solely responsible for maintaining the Facility in good order and good repair, and in a safe, clean, and usable condition.
 - c. The DCO shall be responsible for ensuring that all dogs sheltered at the Facility are properly sheltered, fed, and watered pursuant to the regulations promulgated by the New York State Department of Agriculture and Markets, as set forth at 1 NYCRR Part 77
 - d. The DCO shall hold each unidentified dog sheltered at the Facility for a period of five (5) days from the date of seizure ("redemption period"), during which period the dog may be redeemed by the owner thereof upon payment of the appropriate impoundment fee. All impoundment fees shall be payable to, and the property of, the Town. The redemption period for identified dogs shall be in accordance with Section 117 of the Agriculture and Markets Law.
 - e. Upon expiration of the redemption period, the DCO shall, in her discretion, arrange for the disposition of each dog not redeemed by the owner thereof via adoption, euthanasia, or transfer.
 - f. The DCO shall promptly make and maintain a complete record of any seizure and the subsequent disposition (i.e., redeemed, adopted, euthanized or transferred) of any dog, including but limited to (a) a description of the dog by breed, coloring, and gender, (b) the date and hour of the seizure, (c) the official identification number of such dog, if any, (d) the location of the seizure, (e) the reason for the seizure, and (f) the owner's name and address, if known. If the DCO delivers a dog to the Columbia Greene Humane Society, the date of the delivery must be recorded. The DCO shall maintain all such records for a minimum of three (3) years.
 - g. The DCO shall in all respects perform the shelter services set forth in this Agreement in accordance with all applicable State and local laws and regulations.
3. **FEES FOR SERVICES** In consideration of the shelter services provided hereunder, the Town shall pay to the DCO a fee equal to \$75 per day for each dog sheltered at the Facility. Fees shall accrue beginning on the first day of confinement, and shall continue to accrue each day thereafter until either the dog is redeemed and returned to its owner, or the applicable redemption period has expired.
4. **TERMINATION** Either party shall have the right to terminate this Agreement, with or without cause, upon thirty (30) days written notice of such termination.

In witness whereof, the parties by their duly authorized representatives have signed as of the date indicated on the first page of this Agreement.

Contingent on proof of insurance.

MOTION BY: RODER

SECONDED BY: JENNINGS

VOTES OF: 4 AYE 0 NAY 0 ABSTAINED

Town Board spoke highly of Maggie and her services to the Town.

MEETING OPEN TO PUBLIC COMMENT:

No Public Comment

MOTION TO ADJOURN AT 7:57PM

MOTION BY: RODER

SECONDED BY: JENNINGS

VOTES OF: 4 AYE 0 NAY

****The next *Workshop Meeting* will be held on Monday, February 13, 2023 at 7:00PM at the Town Hall located at 26 Grange Hall Road, Stephentown, NY 12168.**

****The next *Regular Meeting* of the Town Board, Town of Stephentown will be held on **Monday, February 20, 2023 at 7:00 PM** at the Town Hall located at 26 Grange Hall Road, Stephentown, NY 12168.**

Stephanie M. Hoffman

Town Clerk

Exhibit A

Local Law No. 1 of the Year 2023

Be it enacted by the Town Board of the Town of Stephentown as follows: SECTION 1. TITLE

A Local Law Amending Local Law No. 1 of the Year 2014, (which is titled the "Amended Land Use Regulations of the Town of Stephentown") and the Official Zoning District Map Relating Thereto Changing the Property Identified As Tax Map Parcel No. 174-1-35 and Located on West Road in the Town of Stephentown from an Extraction and Fill District to a Rural Use District.

SECTION 2. LEGISLATIVE INTENT

The purpose of this Local Law is to amend Local Law No. 1 of the Year 2014, which is titled the "Amended Land Use Regulations of the Town of Stephentown" and the Official Zoning District Map relating thereto to change the +/- 17.77 acre property known as tax map parcel 174.-1-35 on the Town of Stephentown's Assessment Roll and located on West Road in the Town of Stephentown ("the Property") from being in an EF Extraction and Fill Zone to a RU Rural Use District and to reflect same on the Town's Official Zoning District Map. This amendment is made pursuant to Article III, Use Regulations and Article XI of the aforementioned Local Law No. 1 of the Year 2014, which provides for the redesignation of a parcel in an Extraction and Fill District after the closure of a mine on said parcel and the expectation set forth therein that said parcel will be reclassified to the same district as surrounding parcels, which in this case is as a Rural Use District.

SECTION 3. ZONING MAP AMENDMENT

Local Law No. 1 of the Year 2014, the Amended Land Use Regulations of the Town of Stephentown and the Official Zoning District Map relating thereto, are hereby amended by the Town Board of the Town of Stephentown to change the designation of the parcel(s) listed in the table below from an Extraction and Fill District to a Rural Use District, as set forth therein:

Section, Block and Lot	Subject Property Address	Owner's Name and Address per Town Assessment Roll	Existing Zoning District	New Zoning District
174.-1-35	West Road, Stephentown	Reginald and Margaret Carr	EF-Extraction and Fill	RU-Rural Use

SECTION 4. EFFECTIVE

This local law shall take effect immediately upon its filing in the Office of the Secretary of State.