

August 11, 2020

Regular Meeting

Minutes of a Regular Meeting of the Town Board of the Town of Southport held at the Southport Town Hall, 1139 Pennsylvania Avenue on August 11, 2020.

Members Present:	Supervisor Kathleen Szerszen, Council Members Daniel Hurley, Joseph Roman, Timothy Steed.
Members Absent:	Council Member Glenn Gunderman
Others Present:	Attorney Kimberlee Balok-Middaugh, Highway Superintendent Steven Renko, Code Enforcement Officer Peter Rocchi, Town Clerk Carolyn Renko, Deputy Town Clerk Marianne Schrom

The meeting was called to order by Supervisor Szerszen at 7:00 p.m., followed by the Pledge of Allegiance to the Flag of the United States of America.

Moment of Silence – Kathleen Szerszen

PUBLIC HEARING 7:03 P.M. – for the purpose of hearing any and all public comment regarding proposed Local Law No. 2 of 2020, Amending Chapter 525 of the Southport Town Code to add Events Center.

Town Clerk Carolyn Renko read the Legal Notice that appeared in the Star Gazette and opened the hearing for public comment at 7:03 p.m. Supervisor Szerszen explained the amendment and that it will be sent to the Chemung County Planning Board for approval.

No one wished to speak, therefore the Public Hearing was closed at 7:05 p.m.

RESOLUTION NO. 114-2020

PROPOSED LOCAL LAW # 2 of 2020
TO AMEND CHAPTER 525 OF THE CODE OF THE TOWN OF SOUTHPORT TO INCLUDE
EVENTS CENTER USE

Resolution by: Roman
Seconded by: Steed

WHEREAS, the Town of Southport wishes to amend portions of the zoning law within the Town of Southport Code to allow for an additional use of “Events Center” to accommodate private gatherings and events; and

WHEREAS, the proposed amendments to the zoning law were reviewed by the Town of Southport Planning Board and returned to the Town Board with recommendations; and

WHEREAS, the Town Board has reviewed the Planning Board recommendations and thereby wishes to amend the zoning law as follows; and

WHEREAS, Local Law No. 2 of 2020 To Amend Chapter 525 of the Code of the Town of Southport to Include Events Center Use, thereof in its final form having been upon the desks of members of the Town Board for at least seven (7) calendar days, exclusive of Sunday, prior to this day, and a public hearing having been held on August 11, 2020 at 7:00 p.m. before the Town of Southport Town Board upon public notice provided by law, and the said proposed local law having been read in its final form at this meeting; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Southport Town Board refers Local Law No. 2 of 2020 as set forth herein to the Chemung County Planning Commission for review; and

LOCAL LAW # 2 of 2020
TO AMEND CHAPTER 525 OF THE CODE OF THE TOWN OF SOUTHPORT TO INCLUDE EVENTS CENTER USE

Be it enacted by the Town Board of the Town of Southport as follows:

Amendment of Southport Town Code. Chapter 525, Zoning is hereby amended to add the following [additions in *italics*]:

Section I.

§ 525-5 Definitions.

Events Center. *The use of land or structures for private gatherings and events not open to the general public, such as, but not limited to, weddings, parties, and other similar events, where compensation is paid to the property owner for said use.*

§ 525-20 Use Regulation Table.

[Note: The Use Regulation Table shall be amended to add the events center use, indicating that it is allowed by special use permit in the AR, CN, and CR districts, and not allowed in any other zoning districts.]

§ 525-128.1. Events Center

A. *Restrictions. The following uses shall not be permitted at an events center:*

- (1) Concerts and/or live outdoor music performances, except that live outdoor music performances may be allowed in the AR district if included in an events center management plan approved by the Planning Board pursuant to the requirements of this section.*
- (2) Overnight lodging or camping.*
- (3) Drive-in movie theater.*
- (4) Wine or beer tasting facility. A wine or beer tasting facility does not include the service of alcoholic beverages incidental to an approved events center use.*
- (5) Any other use, as determined by the Code Enforcement Officer, that does not constitute an events center use.*

B. *General Requirements. An events center use may be permitted when an approved site plan documents compliance with the following minimum requirements:*

- (1) A minimum lot size of 3 acres is required for an events center.*
- (2) A minimum buffer of fifty (50) feet in width shall be maintained between an events center use and the lot line of an adjoining lot containing a residential use, and a minimum buffer of fifty (50) feet in width shall be maintained between an events center use and the lot line of all other adjoining lots. Appropriate landscaping shall be included within buffer. No structure, vendor, storage area, sanitary or toilet facility, or parking area shall be permitted within this buffer.*
- (3) No materials related to an events center use shall be stored outside a building, except for garbage and rubbish. Any outdoor storage of garbage and rubbish incidental to the events center use shall be only in suitable containers and shall be:
 - (a) Screened from view from any adjoining lot or roadway by a barrier in accordance with § 525-111 and at least eight feet in height as measured from finished grade; and*
 - (b) Located in accordance with a design approved in a site plan.**

This subsection shall not apply to a trash can or similar receptacle placed outside during an event to receive garbage or rubbish from attendees.

- (4) Noise and sound requirements.
 - (a) Sound levels generated by an events center use shall be no greater than 70 decibels as measured at the boundaries of the lot occupied by the use creating noise during events. Sound levels shall also comply with § 525-119.**

(b) An outdoor sound or public-address system shall not be permitted in the CN or CR district. Unless specifically approved in a site plan, an outdoor sound or public-address system shall not be permitted for an events center in the AR district.

(5) Operating hours of the events center shall be limited to the hours between 8:00 a.m. and 10:00 a.m.. For purposes of this section, all events must terminate by 10:00 pm, meaning all food, drinks, service and entertainment must end by 10:00 pm. It is understood that attendees and servers and their vehicles shall have a reasonable amount of time thereafter to vacate the premises, provided, however, that all attendees and servers and their vehicles shall have vacated the premises and the events center's lighting shall be extinguished by no later than 11:00 p.m., except for lighting ordinarily used for (i) security or safety purposes, or (ii) lighting used in the ordinary course of property use not related to the events center use.

(6) Parking.

(a) No on-road parking associated with the events center use is permitted.

(b) The parking area of an events center shall meet the requirements of the Americans with Disabilities Act (ADA) and the applicable provisions of § 525-71. This requirement shall not preclude the events center from utilizing shuttle buses or other methods of guest transportation.

(7) Sanitary facility requirement.

(a) An events center shall provide for adequate and safe public restroom and/or toilet facilities in accordance with the requirements of the New York State Department of Health and the New York State Uniform Fire Prevention and Building Code.

(b) Temporary and/or portable restrooms associated with an events center use shall not be permitted in the CN or CR districts. Temporary and/or portable restrooms shall not be permitted in the AR district unless approved in a site plan. When temporary and/or portable restrooms are used to comply with this subsection, no fewer than four shall be provided.

(8) Lighting.

(a) Outdoor lighting shall comply with § 525-117.

(b) Outdoor lights in connection with an events center use, except for those ordinarily used for security and safety purposes or in the ordinary course of property use not related to the events center use, shall be extinguished by no later than 11:00 p.m..

(c) A lighting plan, including the criteria in § 525-117(B), and any other criteria deemed appropriate by the Planning Board, shall be set forth in the events center management plan.

(9) Signage.

(a) Signs shall comply with § 525-90 through § 525-96.

(10) Tents.

(a) There shall be no more than a total of 200 square feet of space under a tent or tents associated with an events center use, unless additional square footage is approved in a site plan.

C. Events center management plan.

(1) Each events center shall require an events center management plan. Such plan shall include plans related to parking and traffic management, hours of operation, noise abatement, lighting, sanitary facilities, and identification of and contact information for emergency services. Such plan shall be incorporated into the special use permit and site plan approval.

D. Additional Provisions.

(1) A special use permit for an events center shall not be transferable. The provisions of § 525-159(B) providing for the transfer of special use permits to successive property owners shall not apply to special use permits for events center uses.

(2) Special use permit conditions. Each special use permit for an events center shall include, but shall not be limited to, conditions providing the following:

(a) The special use permit for an events center shall establish the maximum occupancy for such events center.

(b) The special use permit for an events center shall establish the maximum frequency of events permitted (e.g., number of events per year, month, week, etc.).

(c) Any other conditions deemed appropriate by the Planning Board, including but not limited to those on operation, design and layout reasonably necessary to ensure compatibility with surrounding uses.

E. Individual events and subsequent review.

(1) Notwithstanding § 525-128.1(C)(1) and § 525-159 of this chapter, once a special use permit has been granted to permit an events center at a particular site, individual events may be held at the site without further review by the Planning Board so long as such events comply with the limitations in the events center management plan and special use permit.

§ 525-159 Special use permit expiration, revocation and enforcement.

B. All special use permits shall run with the land and will be transferred to successive property owners, provided the permit has not expired and it is not revoked for failure to meet the permit conditions. *This section shall not apply to special use permits for events center uses. A new owner of a property that had been the subject of a special use permit for an events center shall not use the property as an events center without first applying for and obtaining a new special use permit.*

Section II. Severability.

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

Section III. Repeal Prior Laws

All laws inconsistent with any provision or provisions of this law are hereby repealed.

Section IV. Authority

This local law is enacted by the Town Board pursuant to its authority to adopt local laws under Article IX of the New York State Constitution, Municipal Home Rules Law § 10 and Town Law § 264.

Section III. Effective Date.

This Local Law shall take effect upon adoption, publication and filing in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

Monthly reports were received as follows:

Town Clerk Carolyn A. Renko

Town Clerk & Dog License Fees	\$ 992.93
Funds Turned to State & County Agencies	<u>\$ 1,176.07</u>
	\$ 2,169.00

Code Enforcement Office

Fees Collected:	Building Permit Fees	\$ 3,003.20
	Building Permit Values	\$ 551,925.00
	Operating Permit Fees	\$ 850.00
	Site Plan Applications	\$ 75.00

City of Elmira Animal Control
Justice Office
Recreation/Aging/Youth Services
Residential Deputy

Council Member Roman made a motion, Council Member Steed seconded to accept the monthly reports as filed.

There was no Correspondence received.

Council Member Steed made a motion, Council Member Hurley seconded to accept the minutes of July 14, 2020 Regular Meeting.

PUBLIC HEARING 7:15 P.M. – for the purpose of hearing any and all public comment regarding proposed Local Law No. 3 of 2020, Employee Residency Requirements.

Town Clerk Carolyn Renko read the Legal Notice that was published in the Star-Gazette and opened the hearing for public comment at 7:18 p.m.

Charles Wilson from 399 Widger Hill Road made the suggestion of changing the word “residence” to “reside in”.

The public portion of the Public Hearing was closed at 7:19 p.m.

Council Member Steed commented on the definition of a resident.

RESOLUTION NO. 115-2020

LOCAL LAW NO. 3 OF 2020

LOCAL LAW NO. 3 OF 2020 RESIDENCY REQUIREMENTS FOR EMPLOYMENT WITH
THE TOWN OF SOUTHPORT

Resolution by: Roman
Seconded by: Hurley

WHEREAS, the Town of Southport Town Board continually wishes to seek the ability to adequately fill positions of employment by hiring the most competent and qualified employees, and

WHEREAS, to allow the Town to hire the most qualified candidates, the Town may need to be able to consider candidates for employment who are not residents of the Town, therefore, the Town wishes to pass a Local Law to allow the expansion of the residency requirement for employees, and

WHEREAS, Local Law No. 3 of 2020 Residency Requirements for Employment with the Town of Southport thereof in its final form having been upon the desks of members of the Town Board for at least seven (7) days, exclusive of Sunday, prior to this day, and a public hearing having been held on August 11, 2020 at 7:00 p.m. before the Town of Southport Town Board upon public notice provided by law, and the said proposed local law having been read in its final form at this meeting, and

NOW THEREFORE, the Town of Southport Town Board, County of Chemung, State of New York hereby adopts and enacts to wit:

LOCAL LAW NO. 3 OF 2020 RESIDENCY REQUIREMENTS FOR
EMPLOYMENT WITH THE TOWN OF SOUTHPORT

Section 1. Purpose

The purpose of this Local Law is to provide the Town of Southport with the ability to fulfill positions of employment with the most qualified candidates, thereby, allowing the Town to hire candidates from a larger geographic area outside of the Town.

Section 2. Employee Residency

All employees of the Town of Southport and all applicants for employment with the Town of Southport must be a resident of Chemung County or a contiguous county to Chemung County at the time of application for employment with the Town of Southport and that such residency must continue while so employed by the Town of Southport.

Section 3. Town Residency

Residency with the Town of Southport will be considered a favorable factor for any applicants for employment with the Town of Southport.

Section 4. Repeal Prior Laws

All laws inconsistent with any provision or provisions of this law are hereby repealed.

Section 5. Authority

This local law is enacted by the Town Board pursuant to its authority to adopt local laws under Article IX of the New York State Constitution and Municipal Home Rules Law § 10.

Section 6. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law, or the application thereof is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law, or in its application to the person, individual, firm, or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 7. Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

Under Taxpayer's Comments, Agenda and Discussion items only, no one wished to speak.

RESOLUTION NO. 116-2020

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Roman
Seconded by: Steed

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of August 2020, No. 316 through No. 375, not to exceed \$89,728.80, has been audited and approved for payment by this Town Board.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 117-2020

APPROVING ABSTRACT OF HIGHWAY FUND CLAIMS

Resolution by: Steed
Seconded by: Hurley

RESOLVED, that the Abstract of Highway Fund Claims submitted by the Town Clerk for the month of August 2020, No. 120 through No. 137, not to exceed \$39,649.00, has been audited and approved for payment by this Town Board.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 118-2020

APPROVING ABSTRACT OF LIGHT FUND CLAIM

Resolution by: Steed
Seconded by: Hurley

RESOLVED, that the Abstract of Light Fund Claim submitted by the Town Clerk for the month of August 2020, No. 7, not to exceed \$7,190.91, has been audited and approved for payment by this Town Board.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 119-2020

AUTHORIZING PURCHASE OF GASOLINE AT STATE BID PRICE

Resolution by: Roman
Seconded by: Steed

RESOLVED, that the Highway Superintendent be and he hereby is authorized to purchase gasoline at the established New York State bid contract price.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 120-2020

AUTHORIZING SUPERVISOR AND TOWN JUSTICES TO APPLY FOR A 2020 JUSTICE COURT ASSISTANCE PROGRAM GRANT

Resolution by: Steed
Seconded by: Roman

WHEREAS, the Chief Administrative Judge is entertaining applications for the next cycle of Justice Court Assistance Program Grants to assist in the operation of their Justice Courts, and

WHEREAS, the Town of Southport Town Justices are requesting up to the maximum amount available to the Town Justice Court to assist in the operation of their Justice Court,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport does hereby authorize the Supervisor and the Town Justices to apply for a 2020 Justice Court Assistance Program Grant up to the maximum amount available, and be it further

RESOLVED, that in the event such grant is awarded to the Town of Southport, the Supervisor and Town Justices are hereby authorized and directed to accept such grant funds on behalf of the Town of Southport and to execute any documents necessary to allow the Town to accept such grant funds.

Ayes: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 121-2020

ACCEPTING RESIGNATION FROM CHAD WEST AS A MEMBER OF THE TOWN OF SOUTHPORT
PLANNING BOARD

Resolution by: Roman
Seconded by: Steed

WHEREAS, Chad West has submitted his resignation as a member of the Town of Southport Planning Board, effective August 3, 2020.

NOW THEREFORE BE IT RESOLVED, that this Town Board hereby accepts the resignation of Chad West, as a member of the Town of Southport Planning Board, effective August 3, 2020.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 122-2020

APPOINTING JENNIFER MCGONIGAL AS A MEMBER OF THE TOWN OF SOUTHPORT PLANNING BOARD

Resolution by: Steed
Seconded by: Hurley

RESOLVED, that Jennifer McGonigal be and she hereby is appointed as a member of the Planning Board of the Town of Southport, to fill the unexpired term of Chad West, term to expire April 1, 2027.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 123-2020

SETTING DATES FOR TOWN BOARD MEETINGS

Resolution by: Steed
Seconded by: Hurley

RESOLVED, that pursuant to Section 62 of the Town Law, as amended, that the Annual Meeting of the Town Board of the Town of Southport for the year 2020, insofar as the same is required, be held on December 30, 2020, and be it further

RESOLVED, that the date of the Organizational Meeting of the Town Board of the Town of Southport for the year 2020, insofar as the same is required, be held on January 4, 2021, and be it further

RESOLVED, that the Tentative Budget Special Meeting be held on September 15, 2020, and the Preliminary Budget Public Hearing and Special Meeting be held on November 4, 2020, and be it further

RESOLVED, that said meetings will be held at the Town Hall, 1139 Pennsylvania Avenue in the Town of Southport.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 124-2020

AUTHORIZING PURCHASE OF ONE NEW AND UNUSED 2020 FORD F250 PICKUP TRUCK

Resolution by: Hurley
Seconded by: Steed

WHEREAS, this Town Board did in approving the budget for fiscal year 2020 provided therein funds for the purchase of new equipment to replace old or outdated equipment for use by its Highway Department, and

WHEREAS, this Town Board believes it to be in the best interest of the Town of Southport and the Town of Southport Highway Department to purchase a new truck for said department,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport, in regular session duly convened, does hereby authorize the Town Supervisor to purchase pursuant to the New York State General Municipal Law a new and unused truck from Ferrario Auto Team Corp. for a sum not to exceed \$39,768.00 (THIRTY-NINE THOUSAND SEVEN HUNDRED SIXTY EIGHT DOLLARS AND 00/100).

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 125-2020

AUTHORIZING PURCHASE OF ONE NEW AND UNUSED 2020 DODGE RAM CREW DUMP TRUCK

Resolution by: Roman
Seconded by: Hurley

WHEREAS, this Town Board did in approving the budget for fiscal year 2020 provided therein funds for the purchase of new equipment to replace old or outdated equipment for use by its Highway Department, and

WHEREAS, this Town Board believes it to be in the best interest of the Town of Southport and the Town of Southport Highway Department to purchase a new truck for said department,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport, in regular session duly convened, does hereby authorize the Town Supervisor to purchase pursuant to the New York State General Municipal Law a new and unused truck from Ferrario Auto Team Corp. for a sum not to exceed \$61,845.00 (SIXTY ONE THOUSAND EIGHT HUNDRED FORTY-FIVE DOLLARS AND 00/100).

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 126-2020

ACCEPTING QUOTE FROM SUIT-KOTE FOR STONE & OIL TO VARIOUS ROADS IN THE TOWN OF SOUTHPORT

Resolution by: Roman
Seconded by: Steed

WHEREAS, this Town Board finds and determines that the quote submitted by Suit-Kote is deemed to be a responsible quote submitted therefore, as follows:

Suit-Kote
20 Fairgrounds Lane
Watkins Glen, NY 14891

<u>Lightizer Road</u>	True & Level from Lewis Rd. to Top. Stone & Oil entire length of road. Total Cost - \$59,979.69
<u>County Line Road</u>	Stone & Oil – Total Cost \$19,344.45
<u>Strouse Road</u>	Stone & Oil – Total Cost \$77,841.36

NOW THEREFORE BE IT RESOLVED, that said quote be and the same hereby is accepted accordingly, and be it further

RESOLVED, that the Highway Superintendent be and he hereby is authorized to purchase such material and after the same has been so purchased, payment therefore shall come on for regular audit before this Town Board.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 127-2020

ACCEPTING QUOTE OF BORU HOLDINGS, LLC FOR #2 STONE

Resolution by: Steed
Seconded by: Roman

WHEREAS, this Town Board finds and determines that the quote submitted by Boru Holdings, LLC is deemed to be a responsible quote submitted therefore, as follows:

Boru Holdings, LLC
1543 Maple Avenue
Elmira, NY 14901

Quote – 2,500 Ton #2 Stone - \$35,625.00

NOW THEREFORE BE IT RESOLVED, that said quote be and the same hereby is accepted accordingly, and be it further

RESOLVED, that the Highway Superintendent be and he hereby is authorized to purchase such stone and after the same has been so purchased, payment therefore shall come on for regular audit before this Town Board.

AYES: Roman, Steed, Szerszen
NOES: None
ABSTAIN: Hurley
ABSENT: Gunderman

RESOLUTION NO. 128-2020

AUTHORIZING SUPERVISOR TO APPLY FOR COMMUNITY DEVELOPMENT FUNDS

Resolution by: Steed
Seconded by: Roman

WHEREAS, the Town of Southport desires to apply for financial assistance through Chemung County Community Development Funds, and

WHEREAS, there is a need to update the landscaping at Bulkhead Memorial and purchase of new defibrillators for various Town of Southport offices.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport does hereby authorize the Town Supervisor to apply for Community Development Funds through Chemung County, and be it further

RESOLVED, in the event such funds are awarded to the Town of Southport, the Supervisor is hereby authorized and directed to accept such funds on behalf of the Town of Southport and to execute any documents necessary to allow the Town to accept such funds.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 129-2020

ACCEPTING PROPOSAL OF R & I LANDSCAPING, LLC TO UPDATE LANDSCAPING AT BULKHEAD MEMORIAL

Resolution by: Roman
Seconded by: Steed

WHEREAS, THIS Town Board finds and determines that a quote submitted by R & I Landscaping, LLC for updating landscaping at Bulkhead Memorial is a responsible quote submitted therefore, as follows:

R & I Landscaping, LLC	\$ 1,241.00
362 Hoffman Street	
Elmira, NY 14905	

NOW THEREFORE BE IT RESOLVED, that said quote be and the same hereby is accepted accordingly, and be it further

RESOLVED, that the Supervisor be and she hereby is authorized to accept said quote and payment therefore shall come on for regular audit before this Town Board.

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

RESOLUTION NO. 130-2020

REFERRAL TO PLANNING BOARD FOR REVIEW OF AUTUMNVIEW ESTATES SKETCH PLAN

Resolution by: Steed
Seconded by: Hurley

WHEREAS, in accordance with the Town of Southport Code Chapter 525, Article 7, Planned Development District Provisions, Section 44 Application review and Approval Procedure, at the Town of Southport Board meeting held on July 14, 2020, the Town Board accepted the sketch plan for the "Autumnview Estates" Planned Development District (PDD) and referred the sketch plan to the Town of Southport Planning Board for review and the issuance of an advisory report, and

WHEREAS, the Town Board is in receipt of correspondence from the Town Planning Board which states that the Town Planning Board recommends that the Town Board accept the sketch plan, however, the correspondence did not include an advisory report outlining the criteria required in Town of Southport Code Chapter 525-44 (B) (4), and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport, County of Chemung, State of New York, having reviewed the recommendation from the Town of Southport Planning Board in regard to the sketch plan for the "Autumnview Estates" Planned Development District (PDD), refers this matter back to the Town of Southport Planning Board for an advisory report to address the criteria as required in the Town of Southport Code Chapter 525-44 (B) (4).

AYES: Hurley, Roman, Steed, Szerszen
NOES: None
ABSENT: Gunderman
CARRIED.

Under Discussion was Winter Parking, which will be tabled to the September 8, 2020 Regular Meeting.

Lastly under Discussion, petitions were presented for Autumnview Way Estates.

Under Taxpayer's Comments, Charles Wilson from 399 Widger Hill road commented on mowing of Rte. 328.

Council Member Roman made a motion, Council Member Steed seconded to adjourn the meeting.

The meeting was adjourned at 8:05 p.m.

Respectfully Submitted,

Carolyn A. Renko, Town Clerk