

Town of Hamilton
Joint Board Meeting with Village of Hamilton
Thursday August 20, 2015 at 6:30 pm
Held at the Court House, 60 Montgomery Street, Hamilton, NY 13346

Town Present: Peter Darby, Chris Rossi, Suzanne Collins

Absent: Eve Ann Schwartz, Dave Holcomb

Village Present: Mayor Robert McVaugh, Jennifer Servedio, Russell Lura

Absent: Ruth Ann Loveless, Sandra Carter

In Attendance: Attorney James Stokes, Attorney Stephanie Campbell, Joe Bello, Michelle Myrto, Sean Graham, Donald Forth, Matt Whalen, Carrie Blackmore, John Basher, Ed Reuter, Greg Reuter.

Call to Order: Councilmember Darby called the meeting to order at 6:34 p.m.

Colgate University for Annexation of Certain Lands located within the Town of Hamilton-

Route 12B Annexation Petition-Continued

Reopen the public hearing for the annexation of the former Snyder Property owned by Colgate that is in the Town of Hamilton to be part of the Village of Hamilton. We covered all the bases last meeting, but there was a discrepancy with the acreage, which has been corrected.

Call to Order: Village Trustee Russell Lura called the meeting to order.

JOINT RESOLUTION #2 of 2015: Chairperson

On a motion of Mayor McVaugh, Seconded by Village Trustee Russell Lura.

The following resolution was **ADOPTED:** Ayes: 6 Nays: 0

Resolved that Councilmember Peter Darby is the official Chair for the meeting.

Attorney James Stokes wanted to make sure before the public hearing opened to let everyone know that it was noted from last meeting on July 27, 2015 the description of the parcel being annexed in was published in the legal notice was incorrect. It said 5 acres not 6, since then it has been corrected and a new legal notice was sent out. Other than that the issues are still the same.

The Public Hearing was opened by Councilmember Darby.

Joe Bello from Colgate University came up to the front to with a design showing the Parcels that will be annexed into the Village of Hamilton. The property is about 6.77 acres. To the North of this property are the Townhouses that were annexed in previously.

Greg Reuter from Madison had a question. He and his brother own property around there and would like to know about the speed limit. The west side is the Village of Hamilton and the east side is the Town of Hamilton. Would the Town of Hamilton side be 35 as the Village? He would like to know what the recommendations are. He feels this should be addressed and studied.

The Board and Trustees feel that the speed limit is not what is being brought up tonight. It would be a separate meeting. There is no development on this property right now to discuss, so to talk about this would be too early. This has not been studied.

The Public Hearing was closed by Councilmember Darby at 6:40 p.m.

Village of Hamilton-Resolution to Review and Approve SEQRA

Attorney Jim Stokes read the Short Environmental Assessment Form Part 1 and Part 2 Mayor McVaugh wanted to put on record that he is an employee of Colgate University. Jennifer Servedio is also an employee of Colgate University.

Motion by Mayor McVaugh, seconded by Trustee Jennifer Servedio.

The following resolution was **ADOPTED**: Ayes: 3 Nays: 0

JOINT RESOLUTION #3 OF 2015: ANNEXATION OF COLGATE PROPERTY

WHEREAS, a Petition for the annexation to the Village of Hamilton of certain lands located in the Town of Hamilton and owned by Colgate University was received by the Town on or about June 3, 2015, and

WHEREAS, an Amended Petition for the annexation containing a corrected legal description of the lands to be annexed was received by the Town on July 29, 2015, and

WHEREAS, said lands proposed for annexation are generally described as being as approximately 6.768+ acres of uninhabited lands owned entirely by Colgate University adjoining the southerly boundary of the Village of Hamilton and located along the westerly side of Broad Street (Route 12B), known as tax map parcel #'s: 168.-1-21, 168.-1-18.1, 168.-1-18 and a portion of 168.-1-22, as more fully described in said amended petition and as specifically set forth in Schedule "A" attached hereto and made a part hereof, and

WHEREAS, a joint public hearing on said annexation was held by the Board of Trustees of the Village of Hamilton and the Town Board of the town of Hamilton on July 27, 2015, which public hearing was continued to and re-opened, and then closed on August 20, 2015, following a publication of an additional public notice referencing the corrected legal description of the lands to be annexed as described in the Amended Petition, and

WHEREAS, this Board has considered and deliberated on all of the testimony received at the public hearing and otherwise, in considering the sufficiency of the petition and whether the proposed annexation is in the overall public interest.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Town Board of the Town of Hamilton hereby makes the following findings:

- a) That the party signing the petition is qualified therefore,
- b) That the party signing such petition is the owner of a majority in assessed valuation of the lands described in the petition based on the most recent assessment roll of the Town of Hamilton,
- c) That the petition substantially complies in form and content with the provisions of Article 17 of the General Municipal Law of the State of New York and
- d) That there are no public water or sewer services available to the subject lands in the Town of Hamilton,
- e) That public water and sewer services will be available to the subject lands upon annexation to the Village of Hamilton,
- f) That future development of the subject lands connected to public water and sewer services rather than in reliance upon wells and septic systems is beneficial to the environment and the public health,
- g) That the Town of Hamilton has no town police force,
- h) That Village police protection will be available to the subject lands upon annexation to the Village of Hamilton,
- i) That future development of the subject lands as part of the Village is anticipated to have a net beneficial effect upon the Village of Hamilton, Town of Hamilton and the Hamilton Central School District,
- j) That no detrimental impact to the Town of Hamilton or the Hamilton Central School District has been identified as a consequence of this annexation,
- k) That a finding has been made pursuant to the New York State Environmental Quality Review Act that the approval of this

annexation will not result in any significant adverse environmental impacts, and it is hereby

FURTHER RESOLVED that the proposed annexation is hereby approved as it is in the over-all public interest (1) of the territory proposed to be annexed, (2) of the local government to which the territory is proposed to be annexed, (3) of the remaining area of the local government in which such territory is situated, and (4) of any school district, fire district or other district corporation, public benefit corporation, fire protection district, fire alarm district or town or county improvement district, situated wholly or partly in the territory proposed to be annexed.

SCHEDULE A-Description of Parcel of Land proposed to be annexed to the Village of Hamilton. (SEE ATTACHMENT)

Village of Hamilton motioned Trustee Jennifer Servedio, seconded Mayor McVaugh

Roll call: Mayor McVaugh- yes Jennifer Servedio- yes Russell Lura-yes

Town of Hamilton motioned Councilmember Rossi, seconded Councilmember Collins

Roll call: Sue Collins-yes Chris Rossi-yes Peter Darby-yes

The following resolution was **ADOPTED:** Ayes: 6 Nays: 0

With no further business on a motion, the meeting was adjourned at 6:48 p.m., motioned by Councilmember Collins, seconded by Rossi for the Town of Hamilton.

The Village of Hamilton was motioned by trustee Jennifer Servedio, seconded by Mayor McVaugh.

Respectfully Submitted,
Michelle Myrto
Deputy Clerk