

Town of Hamilton
Joint Board Meeting with Village of Hamilton
Monday July 27, 2015 at 7pm
Held at the Court House, 60 Montgomery Street, Hamilton, NY 13346

Town Present: Eve Ann Shwartz, Peter Darby, Suzanne Collins, Chris Rossi

Absent: David Holcomb.

Village Present: Mayor Robert McVaugh, Ruth Ann Loveless, Sandra Carter, Jennifer Servedio, **Absent:** Russell Lura.

In Attendance: Attorney James Stokes, Attorney Kathy Bennett, Joe Bello, Sue Reymers, Michelle Myrto, Grattan Johnson, Regina Silvestri, Sean Graham, Nancy Mitchell, John Basher, Sam Cooper, Harvey Kliman, Matt Whalen

Call to order: Supervisor Shwartz called the meeting to order at 7:05pm

Town motion Peter Darby, seconded Chris Rossi

Village motion Ruth Ann Loveless, seconded Sandra Carter

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

Route 12B Annexation Petition

Joe Bello (Director of Planning, Design and Construction of Colgate) Brought up a design in front of the Town and Village Board to show the proposed annexation of parcel #'s 168.-1-21, 168.-1-18.1, 168.-1-18 and a portion of 168.-1-22. It was brought to everyone's attention that the resolution and Petition showed 5.297 acres. The true acreage is 6.768 acres. The petition and the public notice for the annexation hearing did not include a description of Parcel B (the property between the former Snyder property and the Town House property). The total acreage to be annexed was improperly identified. Attorney James Stokes (for Village of Hamilton) says that the public notice was inadequate and advised the Village and Town Board to send out another notice, (which requires a 20 day public notice prior to holding the meeting). The description of the parcels on the resolution and Schedule A does not clearly show meets and bounds of Parcel B. Both parcels need to have be fully described even though they are separate. It was agreed upon to hold a public meeting August 20, 2015 at 6:30pm at the Court House, 60 Montgomery Street, Hamilton, NY.

Grattan Johnson, 2149 Spring Street, Hamilton- He had some concerns about how the process of annexation worked. How the boundaries are setup and how they can change the boundaries. There are reasons they are set and controlled. A boundary set is a contract with the people. That changing taxes should not be a reason. Providing services to people whom they would not have unless annexation happened is still not a good reason. This process could go forward then could set forth other boundary changes. The process could provide other changes and for other people.

Supervisor Eve Ann explained that she has not been through an annexation until now. And this is an overall public interest. Joe Bello was wondering how long the ruling would take. The board has 90 days to respond. They could make a decision August 20, 2015 at the next meeting.

JOINT RESOLUTION #1 of 2015: Lead Agency for SEQRA

WHEREAS, a petition for the annexation to the Village of Hamilton ("Village") of certain lands located in the Town of Hamilton ("Town") and owned by Colgate University has been duly filed with the Town and the Village, and

WHEREAS, said lands proposed for annexation are generally described 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 parcels #'s: 168.-1-21, 168.-1-18.1, 168.-1-18 and a portion of 168.-1-22, as more fully described in the survey map entitled "Portion of the Lands of Colgate University, State Route 12B", dated May 22, 2015, Project Number 2015.064.001' A', and

WHEREAS, on July 27, 2015 at the Court House, 60 Montgomery Street in the Village of Hamilton, a joint public hearing upon said petition was held by the aforesaid Town Board of the Town of Hamilton and the Board of Trustees of the Village of Hamilton.

NOW THEREFORE, BE IT HEREBY JOINTLY DETERMINED AND RESOLVED by the Board of Trustees of the Village of Hamilton and the Town Board of the Town of Hamilton, that for purposes of compliance with the New York State Environmental Quality Review Act ("SEQRA"), the Town Board of the Town of Hamilton and the Board of Trustees of the Village of Hamilton are the only involved agencies in the matter of this annexation, that this annexation is an unlisted action as defined by the implementing regulations of the New York State Environmental Quality Review Act, that there will be a coordinated review of this action, that the Board of Trustees of the Village of Hamilton will act as lead agency for purpose of

compliance with SEQRA as it applies to this action, and that the Town Board of the Town of Hamilton hereby consents to the designation of the Village Board of Trustees as lead agency.

Town motioned Peter Darby, seconded Chris Rossi
Village motioned Jennifer Servedio, seconded Sandra Carter
The following resolution was **ADOPTED**: Ayes: 8 Nays: 0

Supervisor Eve Ann made it clear that this public hearing and meeting will continue August 20, 2015 after the corrected notice is published. The Village of Hamilton will bring the SEQRA, will have a hearing and then there will be a vote.

With no further business on a motion, the meeting was adjourned at 7:40pm, Carried unanimously. The Town motion of Peter Darby, seconded by Chris Rossi the meeting was adjourned. The Village motioned Jennifer Servedio, seconded by Ruth Ann Loveless.

Respectfully
Michelle Myrto
Town Deputy Clerk