

Special Town Board Meeting

Aug. 1, 2012

Present: Supervisor Urban Hirschey, Councilman Brooks Bragdon, Councilman Clif Schneider, Councilman John Byrne and approximately 25 residents.

Supervisor Hirschey opened the meeting at 10am with the pledge of allegiance.

Supervisor Hirschey spoke regarding the purpose of the meeting, to adopt the Joint Comprehensive Plan and the updated Zoning Law. He said that over 3,500 man hours have been put into this and he thanked all who were involved.

Before the comments from the Jefferson County Planning Board were reviewed, Councilman Schneider said that he is a member of that Board and did not attend the meeting of the Jefferson County Planning Board because of his conflict of interest. The Board reviewed and read the comments.

The SEQRA process was gone over as per Attorney Curtin's recommendation to do so at a public meeting. Councilman Schneider read all the questions and gave the answers. It was decided that the Joint Comprehensive Plan and the Zoning Law will not have any negative environmental impacts.

RESOLUTION #40

Resolution 40 was moved by Supervisor Hirschey, seconded by Councilman Byrne. Resolution 40 states that the Town Board hereby declares a negative declaration for the SEQRA process and that the Town Board has not identified any significant adverse, negative impacts associated with the adoption of the Joint Comprehensive Plan, Local Law 2-2012.

There was no discussion. A roll call vote was taken: Supervisor Hirschey AYE; Councilman Clif Schneider AYE; Councilman Brooks Bragdon AYE; Councilman John Byrne AYE.

Resolution #40 passed.

RESOLUTION #41

Resolution 41 was moved by Councilman Schneider, seconded by Councilman Bragdon. Resolution 41 is the adoption of Joint Comprehensive Plan for the Village and Town of Cape Vincent, Local Law #2-2012.

There was the following discussion: There needed to be some verbiage change with regard to calling the meeting a regular meeting as it is a special meeting. A roll call vote was taken: Supervisor Urban Hirschey AYE; Councilman Brooks Bragdon AYE; Councilman John Byrne AYE; Councilman Clif Schneider AYE. Resolution #41 passed.

RESOLUTION #42

Resolution 42 was moved by Councilman Schneider, seconded by Councilman Byrne. Resolution 42 states that the Town Board hereby declares a negative declaration for the SEQRA process and that the Town Board has not identified any significant adverse negative impacts associated with the adoption of the Revised Zoning Law, Local Law 3-2012.

There was no discussion. A roll call vote was taken: Supervisor Urban Hirschey AYE; Councilman Clif Schneider AYE; Councilman Brooks Bragdon AYE; Councilman John Byrne AYE. Resolution 42 passed.

RESOLUTION #43

Resolution 43 was moved by Councilman Byrne, seconded by Councilman Bragdon. Resolution 43 is the adoption of the Revised Zoning Law for the Town of Cape Vincent, Local Law 3-2012. There was the following discussion: The Law needed verbiage change from regular meeting to special meeting.

Councilmen's Schneider and Byrne thanked the Bob Brown, Richard Macsherry, Butch Cullen and all the committee members for their efforts in the completion of the zoning law.

A roll call vote was taken: Supervisor Urban Hirschey AYE; Councilman Brooks Bragdon AYE; Councilman Clif Schneider AYE; Councilman John Byrne AYE. Resolution #43 passed.

RESOLUTION #44

Resolution 44 was moved by Councilman Byrne, seconded by Councilman Schneider. Resolution 44 is the Town Boards recommendation to the Cape Vincent Planning Board that they deem the application from BP for a wind power project in the Town of Cape Vincent to be abandoned and discontinued and that the BP escrow account be closed and remaining funds returned to BP.

There was the following discussion: Councilman Bragdon asked that before the account be closed that there is no residual bills that need to be paid from the account. Councilman Schneider said that the resolution is being brought forth as per Attorney Curtin's recommendation as there has not been any activity from BP since February 2011 and that BP has written a letter stating they will be seeking Article X action. Supervisor Hirschey said this resolution is an advisory to the Planning Board.

A roll call vote was taken: Supervisor Urban Hirschey AYE; Councilman Clif Schneider AYE; Councilman Brooks Bragdon AYE; Councilman John Byrne AYE. Resolution 44 passed.

Privilege of the floor:

Gary King presented a protest petition to the Board.

Janet Radley read a letter from Margret Jolliff stating a change in the Ag district was instigated by a Town Board member for his own agenda.

Jim Mason said he wants times and dates, and why was the meeting held without any public input as to the Counties comments.

Dave LaMora asked that the County's comments be posted on the website.

Karen Stumpf said that the Board is in violation of the Democratic Process as changes were made to the law.

Art Pundt said that a SEQRA negative declaration has to be justified.

Butch Cullen asked if there were two escrow accounts.

Dave LaMora asked the Board to resolve and send an official letter to the State opposing Article X.

A motion to adjourn was made by Councilman Schneider at 10:53am, seconded by Councilman Byrne.

Michelle Bouchard, Town Clerk