

AGENDA
TOWN OF GENEVA
PUBLIC HEARING for Local Law 6-2021 Rezoning Part of Geneva General Hospital Property
PUBLIC HEARING for Local Law 7-2021 Amending Chapter 63(Building Construction and Fire Prevention)
REGULAR TOWN BOARD MONTHLY MEETING
November 9, 2021

1. Informal Discussion – 5:30 p.m. Informal discussion with Town Board, department heads and public.
2. Call to order- 6:00 pm. Public Hearing for Local Law 6-2021 rezoning Part of Geneva General Hospital Property to Town Center Mixed-use District. Legal Notice was published in the FL Times on October 26, 2021.

Public Comments-
Written Comments-
Close Public Hearing- Time:____p..m.

3. Call to order- 6:05 pm. Public Hearing for Local Law 7-2021 Amending Chapter 63 (Building Construction and Fire Prevention). Legal Notice was published in the FL Times on October 26, 2021.

Public Comments-
Written Comments-
Close Public Hearing- Time:_____p..m.

4. Call to order: The Regular Town Board Meeting. Flag salute/opening led by Councilmember Palmieri

5. Privilege of the floor.

6. Gratitudes - Congratulations to the re-elected town officials, Town Clerk Lorrie Naegele, Highway Superintendent Bernie Peck, Town Justices Peter Liberatore and Ronald Passalacqua, Supervisor Mark Venuti, and newly elected town board member Mitch Wilber.

Thanks to Howard Bailey, Jeff Ilacqua and the rest of the town highway and water/sewer staff for work on the box turf field behind the town hall.

7. Approval of the minutes: Approval of the Public Hearing for the 2022 Preliminary Budget of the Town Board on October 12 2021.

Motion _____ Second _____

Approval of the minutes: Approval of the Regular Town Board Meeting of the Town Board on October 12, 2021.

Motion _____ Second _____

8. Town Clerk's report.

Questions, comments.
The Board acknowledges receipt.

9. Code Enforcement Officer's report.

Questions, comments.
The Board acknowledges receipt.

10. Highway Superintendent's Report:

Questions, comments.
The Board acknowledges receipt.

11. Water & Sewer Superintendent's Report:

Questions, comments.
The Board acknowledges receipt.

12. Supervisor's report of finances for the previous month – postponed to next month due to bookkeeper's surgery that has kept him in and out for the past two weeks.

13. RESOLUTION NO. 93-2021- Approving Abstracts, Bills for Payment and Prepaid Bills.

Motion _____ Second _____

TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 93 -2021

Whereas certain abstracts and bills for services and goods received or to be received by the town have been presented for payment or necessarily paid, Abstract-011 November 2021 and

Whereas those abstracts and bills have been reviewed by the supervisor's bookkeeper, the supervisor and other members of the town board, and are in proper order for payment or approval, now therefore, it is

RESOLVED the pre-paid bills that are presented are approved and the supervisor is authorized to pay the unpaid bills.

14. Introduction of a proposal for a Planned Unit Development at 463 Snell Road for weddings and other events. Schedule a public hearing on the proposal for December 14, 2021 and provide notice of the public hearing.

15. Review Short Environmental Assessment Form for Local Law No 6.

16. RESOLUTION NO. 94-2021- Determination of Significance for Local Law 6-2021. Motion to approve made by Councilmember _____, second by Councilmember _____.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF GENEVA, ONTARIO COUNTY, NEW YORK, DETERMINATION OF SIGNIFICANCE LOCAL LAW NO. 6 OF 2021 RESOLUTION NO. 94- 2021

WHEREAS, the Town of Geneva Town Board, hereinafter referred to as Town Board, has determined Local Law No. 6 of 2021 to be an Unlisted action under the State Environmental Quality Review (SEQR) Regulations, and,

WHEREAS, the Town Board has reviewed and accepted the Environmental Record prepared on said action, and

WHEREAS, the Town Board has considered the potential impacts associated with said action.

NOW, THEREFORE, BE IT RESOLVED THAT the Town Board makes this Determination of Non-Significance based upon: the short Form Environmental Assessment Form, Parts 1 and 2, prepared for this action, Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action.

BE IT FURTHER RESOLVED THAT, the Town Board makes this Determination of Non-Significance based on the following reasons supporting this determination:

- 1. The Town Board considered the action as defined in subdivisions 617.2(b) and 617.3(g) of Part 617 of the SEQR Regulations; and,
2. The Town Board did review the EAF, the criteria contained in subdivision (c) of 617.7 and other supporting information to identify the relevant areas of environmental concern; and,
3. The Town Board did thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have significant adverse impact on the environment; and
4. The Town Board did set forth its determination of significance in written form containing a reasoned elaboration and providing reference to all supporting documentation.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the Town Board of the Town of Geneva adopted the aforementioned resolution on November 9, 2021 by the following vote:

Table with 2 columns: Name, Aye, Nay. Rows: Mark Venuti, Jeffrey Dunham, Robert McCarthy, Mark Palmieri, Kimberly Aliperti.

Dated: _____, 2021

Lorrie S. Naegele, Town Clerk

17. Review Short Environmental Assessment Form for Local Law No 7.

18. RESOLUTION NO. 95-2021 – Determination of Significance for Local Law 7-2021. Motion to approve made by Councilmember _____, second by Councilmember _____.

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF GENEVA, ONTARIO COUNTY, NEW YORK, DETERMINATION OF SIGNIFICANCE LOCAL LAW NO. 7 OF 2021 RESOLUTION NO. 95- 2021

WHEREAS, the Town of Geneva Town Board, hereinafter referred to as Town Board, has determined Local Law No. 7 of 2021 to be an Unlisted action under the State Environmental Quality Review (SEQR) Regulations, and,

WHEREAS, the Town Board has reviewed and accepted the Environmental Record prepared on said action, and

WHEREAS, the Town Board has considered the potential impacts associated with said action.

NOW, THEREFORE, BE IT RESOLVED THAT the Town Board makes this Determination of Non-Significance based upon: the Short Form Environmental Assessment Form, Parts 1 and 2, prepared for this action, Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action.

BE IT FURTHER RESOLVED THAT, the Town Board makes this Determination of Non-Significance based on the following reasons supporting this determination:

The Town Board considered the action as defined in subdivisions 617.2(b) and 617.3(g) of Part 617 of the SEQR Regulations; and, The Town Board did review the EAF, the criteria contained in subdivision (c) of 617.7 and other supporting information to identify the relevant areas of environmental concern; and, The Town Board did thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have significant adverse impact on the environment; and The Town Board did set forth its determination of significance in written form containing a reasoned elaboration and providing reference to all supporting documentation.

19. RESOLUTION NO. 96-2021 – Authorizing adoption of Local Law 6-2021 "A Local Law (Amending a Portion of the Town of Geneva Zoning Map)", Motion to approve made by Councilmember _____, second by Councilmember _____.

**RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF GENEVA OF A LOCAL LAW TO AMEND A PORTION OF THE TOWN OF GENEVA ZONING MAP
LOCAL LAW 6-2021
2021 RESOLUTION NO. 96-2021**

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Geneva for a public hearing to be held by said Town Board on November 9th, 2021, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, to hear all interested parties on a proposed Local Law to Amend a Portion of the Town of Geneva Zoning Map; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Geneva, on October 26, 2021 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on November 9th, 2021, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

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 that adoption of said Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR; and

WHEREAS, the Town Board of the Town of Geneva, after due deliberation, finds it in the best interest of the Town of Geneva to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Geneva hereby adopts said Local Law No. 6 of 2021, entitled, "A Local Law to Amend a Portion of the Town of Geneva Zoning Map", a copy of which is attached hereto and made a part hereof, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Geneva, to give due notice of the adoption of said local law to the Secretary of State of New York, to publish an abstract of this local law in the Town's official newspaper and to post a copy of this local law on the Town of Geneva sign board.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the Town Board of the Town of Geneva adopted the aforementioned resolution on November 9, 2021 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Mark Venuti	_____	_____
Jeffrey Dunham	_____	_____
Robert McCarthy	_____	_____
Mark Palmieri	_____	_____
Kimberly Aliperti	_____	_____

Dated: _____, 2021

Lorrie S. Naegele, Town Clerk

20. RESOLUTION NO. 97-2021 – Authorizing adoption of Local Law 7-2021 "A Local Law (Amending Chapter 63 (Building Construction and Fire Prevention))", Motion to approve made by Councilmember _____, second by Councilmember _____.

**RESOLUTION AUTHORIZING ADOPTION OF LOCAL LAW NO. 7 OF 2021 ENTITLED
"A LOCAL LAW AMENDING CHAPTER 63 (BUILDING CONSTRUCTION AND FIRE PREVENTION) OF THE CODE OF THE TOWN OF GENEVA"
LOCAL LAW 7-2021
2021 RESOLUTION NO. 97-2021**

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Geneva for a public hearing to be held by said Town Board on November 9th, 2021 at 6:00 p.m. at Geneva Town Hall, 3750 County Road 6, Geneva, New York, to hear all interested parties on

a proposed Local Law entitled, "A Local Law Amending Chapter 63 (Building Construction and Fire Prevention) of the Code of the Town of Geneva"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Geneva, on October 26, 2021 and other notices required to be given by law were properly served, posted or given; and

WHEREAS, said public hearing was duly held on November 9th, 2021, at 6:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

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 that adoption of said Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR; and

WHEREAS, the Town Board of the Town of Geneva, after due deliberation, finds it in the best interest of the Town of Geneva to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Geneva hereby adopts said Local Law No. 7 of 2021, entitled "A Local Law Amending Chapter 63 (Building Construction and Fire Prevention) of the Code of the Town of Geneva" a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the Local Law Book of the Town of Geneva and to give due notice of the adoption of this local law to the Secretary of State of New York, and be it further

RESOLVED, that a copy of the newly enacted Energy Code shall be filed with the State Fire Prevention and Building Code Council within 30 days from the date this local law is adopted.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the Town Board of the Town of Geneva adopted the aforementioned resolution on November 9, 2021 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Mark Venuti	_____	_____
Jeffrey Dunham	_____	_____
Robert McCarthy	_____	_____
Mark Palmieri	_____	_____
Kimberly Aliperti	_____	_____

Dated: _____, 2021

Lorrie S. Naegele, Town Clerk

21. RESOLUTION NO. 98-2021: Authorizing Contract with Ontario County to Provide Snow Removal from County Roads. Motion made by Councilmember _____, second by Councilmember _____. Unanimously approved

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 98-2021**

Whereas the Town has provided snow and ice control services during the winter on certain portions of Ontario County roads in the town and is compensated by the county for those services; and

Whereas the county has submitted a new contract for those services to the town for October 1, 2021 through September 30, 2022, at \$5,800.00 per mile (same as last year), and the contract calls for the town to service 10.87 miles of road (the same as last year); and

Whereas the town superintendent of highways is capable and willing to perform those services at the proposed rate; now therefore, it is

RESOLVED, county's proposed contract for snow and ice control services on parts of county roads in the town for the period October 1, 2021 through September 30, 2022 is accepted and was electronically signed by the supervisor on September 23, 2021.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on November 9, 2021.

Lorrie S. Naegele, Town Clerk

22. RESOLUTION NO. 99-2021: Authorizing Renewal of Bond Anticipation Note for Water Districts 1, 2, 3, 10, 11 and Sub-Districts. Motion made by Councilmember _____, second by Councilmember _____. Unanimously approved

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 99-2021**

Whereas a bond resolution of the Town of Geneva for improvements to the storage tank for Water Districts 1, 2, 3, 10, 11 and their sub-districts was adopted by the Town Board on January 9, 2001, which resulted in a Bond Anticipation Note last renewed December 2, 2020 with the Bank of the Finger Lakes in the amount of \$33,002.00, coming due on or about December 2, 2021, together with interest at the rate of 2.05%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore, it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,000.00 toward principal, and the interest due, on or about December 2, 2021, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$30,002.00, plus interest.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on November 9, 2021.

Lorrie S. Naegele, Town Clerk

23. RESOLUTION NO. 100-2021: Authorizing Renewal of Bond Anticipation Note for Water District 2. Motion made by Councilmember _____, second by Councilmember _____. Unanimously approved.

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 100-2021**

Whereas a bond resolution of the Town of Geneva for improvements to Water District 2 was adopted by the Town Board on March 9, 1999, which resulted in a Bond Anticipation Note last renewed with the Bank of the Finger Lakes on or about December 2, 2020 in the amount of \$36,231.00, coming due December 2, 2021, together with interest at the rate of 2.05%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore, it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,000.00 toward principal, and the interest due, on or about December 2, 2021, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$33,231.00, plus interest.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on November 9, 2021.

Lorrie S. Naegele, Town Clerk

24. RESOLUTION NO. 101-2021: Authorizing Renewal of Bond Anticipation Note for Water District 12. Motion made by Councilmember - _____, second by Councilmember Palmieri. Unanimously approved

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 101-2021**

Whereas a bond resolution of the Town of Geneva for improvements to Water District 12 was adopted by the Town Board on November 9, 2004, which resulted in a Bond Anticipation Note last renewed with the Bank of the Finger Lakes December 2, 2020 in the amount of \$60,500.00, coming due on or about December 2, 2021, together with interest at the rate of 2.05%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore, it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,500.00 toward principal, and the interest due, on or about December 2, 2021, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$57,000.00, plus interest.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the Town Board of the Town of Geneva adopted the aforementioned resolution on November 9, 2021.

Lorrie S. Naegele, Town Clerk

25. RESOLUTION NO. 102- 2021 – Authorizing Renewal of Bond Anticipation Note for Water District 3, Extension 8. Motion made by Councilmember _____, second by Councilmember _____. Unanimously approved

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 102-2021**

Whereas a bond resolution of the Town of Geneva for improvements to Water District 3, Extension 8 was adopted by the Town Board on December 11, 2007, which resulted in a Bond Anticipation Note with Lyons National Bank, last renewed December 16, 2020 in the amount of \$76,688.59 with the Bank of the Finger Lakes, coming due on or about December 16, 2021, together with interest at the rate of 2.05%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,500.00 toward principal, and the interest due, on or about December 16, 2021, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$73,188.59, plus interest.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on November 9, 2021.

Lorrie S. Naegele, Town Clerk

26. RESOLUTION NO. 103- 2021 – Authorizing Renewal of Bond Anticipation Note for Water District 6. Motion made by Councilmember _____, second by Councilmember _____. Unanimously approved

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 103-2021**

Whereas a bond resolution of the Town of Geneva for improvements to Water District 6 was adopted by the Town Board on December 13, 2016, which resulted in a Bond Anticipation Note with the Bank of the Finger Lakes last dated December 16, 2020 in the amount of \$135,000.00, coming due on or about December 16, 2021, together with interest at the rate of 2.05%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be and has been renewed annually with a payment against principal and the interest due; now therefore it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,750.00 toward principal, and the interest due, on or before December 16, 2021, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$131,250.00, plus interest.

I, Lorrie S. Naegele, Town Clerk of the Town of Geneva do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Geneva on November 9, 2021.

Lorrie S. Naegele, Town Clerk

27. RESOLUTION NO. 104-2021: – Authorizing Renewal of a Bond Anticipation Note for Water District 13. Motion made by Councilmember _____, second by Councilmember _____. Unanimously approved

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 104-2021**

Whereas a bond resolution of the Town of Geneva for installation of water main and other facilities for Water District 13 was adopted by the Town Board on December 27, 2018, Resolution No. 109-2018, authorizing the Town of Geneva to issue bonds and notes, including Bond Anticipation Notes, to finance these improvements; and

Whereas a Bond Anticipation Note dated December 16, 2020 with the Bank of the Finger Lakes in the amount of \$152,250.00 was entered into, coming due on or about December 16, 2021, together with interest at the rate of 2.05%; and

Whereas the full amount due cannot be paid without significant cost to property owners, and it need not be paid in full and may be renewed annually with a payment against principal and the interest due; now therefore, it is

RESOLVED the Supervisor of the Town is authorized to pay \$3,750.00 toward principal, and the interest due, on or about December 16, 2021, and to sign a new Bond Anticipation Note for a year with the Bank of the Finger Lakes binding the Town of Geneva for the balance due of \$148,500.00, plus interest.

28. RESOLUTION NO. 105-2021-.Raising Water and Sewer Rates.

Motion _____ Second _____

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 105 -2021**

Whereas the City of Geneva will be raising the rate for water for city supplied town water users by 4%; and

Whereas the City of Geneva and Town of Geneva have agreed to new increased rates the City charges the Town for use of the City's waste water treatment plant, and the Town of Seneca sends waste water through the Town of Geneva's lines on its way to the City's waste water treatment plant, for which the Town of Geneva is charged; now therefore it is

RESOLVED beginning in 2022 the rate for water to City of Geneva supplied Town of Geneva water users will be increased 4.5%; and it is further

RESOLVED beginning in 2022 the charge to the Town of Seneca for waste water sent through the Town of Geneva will be increased from 4.768 per 1000 gallons to 5.054 per 1000 gallons; and it is further

RESOLVED beginning in 2022 the industrial sewer rate in the Town of Geneva will be increased from \$4,525.00 to \$4,800.00 for the first 1 million gallons.

29. RESOLUTION NO. 106-2021- Approving Proposal of MRB Group to Develop Town Cyber-Security Policy.

Motion _____ Second _____

**TOWN OF GENEVA, NEW YORK
RESOLUTION OF THE TOWN BOARD
RESOLUTION NO. 106-2021**

Whereas the Town of Geneva needs a Cyber-Security Policy for its public water supply system and other functions; and

Whereas MRB Group has proposed to assist the town in developing a policy that complies with the requirements of the NYS Department of Health at a cost of \$2500 (significantly reduced from its first proposal); now therefore it is

RESOLVED the proposal of MRB Group dated October 22, 2021 to assist the Town of Geneva in developing a Cyber-Security Policy at a fee of \$2500 may be accepted.

30. The Finger Lakes Land Trust wants to know if the town would be interested in owning a parcel or two they have identified in the town for preservation for parkland or recreation or keeping forever wild if the land trust can work out a conservation easement or acquiring it. One is owned by Achilles – 64.7 acre wooded parcel located off of West Lake Road, just north of Billsboro, that Wilson creek goes through. The other is owned by Byer – 49.6 acre wooded parcel located off of Carter Road, bisected by old railroad grade.

31. Reports of Standing Committees

Economic Development –

Sustainability –

Kashong Conservation Area -

Communication –

Parks and Recreation –

Agricultural Enhancement –

32. Supervisor's Report;

3rd Quarter sales tax revenue to the town is up 17.06% over the third quarter of 2020

Several areas of the town have experienced flooding during large storm events, including the one in late October. We will be looking at whether it is possible to construct storm water control facilities in some areas to improve conditions using the storm water fund the town established using storm water fees that are collected for new construction.

Seneca Watershed Steward Ian Smith will apply for a grant from the Ontario County Water Resources Council to do a demonstration water retention project at the town hall that would take a roof downspout and direct the water into a planter box that uses the soil amendment produced by Closed Loop Systems, Climate Smart Coordinator Jacob Fox's company, to grow plants while sequestering metals and other undesirable compounds from the water. Draft application attached. No or negligible cost to the town.

For the Real Eats America, Inc. move to the town, the CDBG application requires the supervisor to make environmental certifications which have been done so the application can proceed. The grant funded work is rehabilitation of a non-residential structure so it is excluded from typical environmental review (no change in land use).

Selected Meetings and Events

October 15 – Ted Baker radio show on town topics

October 18 – County Planning and Environmental Quality Committee meeting

October 20 – County Public Safety Committee meeting

Seneca Lake Pure Waters Association annual meeting

October 21 – Geneva 2030 executive board meeting

October 27 – Ontario County Soil and Water Conservation District board of directors meeting

October 28 – County Board of Supervisors meeting

November 4 – Nine-Element Watershed Plan Executive board meeting

Castle Creek Greenway meeting

November 8 – County Planning and Environmental Quality Committee meeting

33. Old Business.

34. New Business.

35. Privilege of the floor.

36. Adjourn: Motion _____ Second _____ Time _____

(Use this form to file a local law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City
Town of Geneva
Village

Local Law No. 6 of the year **2021**

A Local Law to Amend a Portion of the Town of Geneva Zoning Map
(Insert Title)

Be it enacted by the **Town Board** (Name of Legislative Body)

County
City
Town of Geneva as follows:
Village

Section 1: Purpose: It is the purpose of this Local Law to amend the Official Zoning Map of the Town of Geneva, adopted pursuant to Section 165-5 of the Zoning Law of the Town of Geneva, relative to Tax Map No. 119.00-1-9.200 that has an address of 3700 Pre-Emption Road and is an approximately 23.21 acre parcel that abuts Pre-Emption Road (County Road 6) on the east and New York State Route 14A on the west and that currently has approximately 6.6 acres abutting Pre-Emption Road zoned in the Residential Medium Density District and the remaining approximately 16.61 acres abutting New York State Route 14A zoned in the Agricultural District.

Section 2: The Official Zoning Map of the Town of Geneva is hereby amended by changing the zoning district classification of part of said Tax Map No. 119.00-1-9.200, said part being the easterly portion thereof extending for the full width of said parcel from Pre-Emption Road (County Road 6) westerly for approximately 942.26 feet to the rear line, as extended, of the proposed Lot 2 of the Geneva General Hospital Subdivision Plan for this parcel, prepared by BME Associates, dated September 9, 2021 and being Project No. 21-0084, to now be Town Center Mixed-Use District. The rest of this parcel located west of the above-described portion shall remain zoned in the Agricultural District.

Section 3. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

Section 4. This local law shall take effect immediately upon filing with the Secretary of State.

I hereby certify that the local law annexed hereto, designated as local law No. 6 of 2021 of the **Town of Geneva** was duly passed by the Geneva Town Board on November 9, 2021, in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Clerk of the Town

(Seal)

Date: _____

(Use this form to file a local law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City
Town of Geneva
Village

Local Law No. 7 of the year 2021

A Local Law Amending Chapter 63 (Building Construction and Fire Prevention) of the Code of the Town of Geneva

(Insert Title)

Be it enacted by the **Town Board** (Name of Legislative Body)

County
City
Town of Geneva
Village

as follows:

Section 1. Legislative Intent

The Town Board of the Town of Geneva seeks to protect and promote the public health, safety, and welfare of its residents by mandating energy-efficient building standards. On May 12, 2020, the 2020 Energy Conservation Construction Code of New York State (2020 ECCCNY), adopted by the New York State Fire Prevention and Building Code Council, took effect and must be complied with unless a more restrictive energy code is voluntarily adopted by a local jurisdiction. In 2019, the New York State Energy Research and Development Authority (NYSERDA) developed and published the NYStretch Energy Code 2020 (hereinafter referred to as NYStretch), a supplement to the 2020 ECCCNY, and began promoting its local adoption as a more restrictive energy code.

By Local Law 3 of 2021, the Town Board of the Town of Geneva amended Chapter 63 of the Town Code to amend the definition of "Energy Code" to be only the NYStretch. After Local Law 3 of 2021 took effect, the Town Board was notified by the New York State Office of Code Development that the Town should have adopted NYStretch as a supplement to the 2020 ECCCNY and not as a replacement to it. This proposed Local Law seeks to modify the change made to Chapter 63 of the Town Code by Local Law 3 of 2021 by amending the definition of "Energy Code" so that it clarifies that the Town will be adopting and enforcing NYStretch as a supplement to the 2020 ECCCNY.

Section 2. Authority

This local law is enacted pursuant to New York Energy Law §11-109(1), and Municipal Home Rule Law §10 and in accordance with the procedures detailed in Municipal Home Rule § 20.

Section 3. Section 63-2 (Definitions) of Chapter 63 (Building Construction and Fire Prevention) is hereby amended by repealing the definition of "Energy Code" and inserting a new definition of "Energy Code" to read as follows:

ENERGY CODE

The 2020 Energy Conservation Construction Code of New York State as supplemented by the NYStretch Energy Code 2020, published by the New York State Energy Research and Development Authority, as currently in effect and as hereafter amended from time to time.

Section 4. Severability

If any clause, sentence, paragraph, section or part of this local law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section 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 5. Effective Date

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

I hereby certify that the local law annexed hereto, designated as Local Law No. 7 of 2021 of the **Town of Geneva** was duly passed by the Geneva Town Board on November 9, 2021, in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Town Clerk

(Seal)

Date: _____