

**TOWN OF LISBON
PUBLIC HEARING
FEBRUARY 13, 2013
LISBON TOWN HALL**

Present:

Supervisor James Armstrong
Town Clerk Donna McBath
Attorney Charles Nash, Esq.,
Highway Superintendent Timothy Dow
Financial Advisor: William Dashnaw

Councilmember Alan Dailey
Councilmember Nathanael Putney
Councilmember Gary Jarvis

Absent: Councilmember Susan Duffy

Guest: Legislator Mark Akins

Public hear called to order by Supervisor James Armstrong at 6:15 PM.

Attorney Nash asked the board members that they had read the Short Environmental Assessment Form and is everyone agreeable with:

Local Law Providing a partial exemption from taxation to persons sixty-five years of age or order pursuant to the provisions of Section 467 of the Real Property Tax Law of the State of New York.

Councilmember Jarvis made a motion, seconded by Councilmember Dailey declare a negative declaration that this Local Law does not affect any environmental issues.

Ayes – 4 Nays – 0

Councilmember Dailey made a motion, seconded by Councilmember Putney to adjourn the public meeting at 6:30 PM.

Ayes – 4 Nays – 0

**TOWN OF LISBON
BOARD MEETING
FEBRUARY 13, 2013
LISBON TOWN HALL**

Present:

Supervisor James Armstrong
Town Clerk Donna McBath
Attorney Charles Nash, Esq.,
Highway Superintendent Timothy Dow
Financial Advisor: William Dashnaw

Councilmember Alan Dailey
Councilmember Nathanael Putney
Councilmember Gary Jarvis

Absent: Councilmember Susan Duffy

Guest: Legislator Mark Akins, Sean Ewart – Ogdensburg Journal

1. Meeting Called to Order for the Town Board Meeting

Supervisor James Armstrong called the meeting to order at 6:30 PM.

2. Pledge Allegiance

3. Minutes Approvals

A. January 9, 2013

Councilmember made a motion, seconded by Councilmember Jarvis to approve the meeting minutes of January 9, 2013.

Ayes – 4 Nays – 0

4. Town Clerk Report January 2013

Councilmember Dailey made a motion, seconded by Councilmember Jarvis to approve the Town Clerk's Report for January 2013.

Ayes – 4 Nays – 0

5. Approval of Town Justice Reports

Councilmember Putney made a motion, seconded by Councilmember Jarvis to accept the Justice Reports for January 2013.

Ayes – 4 Nays – 0

6. Approval of Abstracts

Councilmember Dailey made a motion, seconded by Supervisor Armstrong to approve the abstracts.

a. General	\$16,771.05
b. Highway	\$17,448.08
c. Water	\$626.40
d. Sewer	\$2830.25

Total \$37,675.78

Ayes – 4 Nays – 0

7. Highway Superintendent Report

A. Gas Quotes

Company Name	1500 gallons Unleaded >87 Octane
Kunoco Oil – Canton	No Reply
MX Petroleum – Massena	\$3.2990
Griffith Energy – Rochester	No Reply
Econco Fuels	No Reply
State Contract – MX Fuels	\$3.2584

Lowest Bid for Gas was from State Contract which will be delivered from MX Fuels for \$3.2584 plus applicable taxes.

Councilmember Dailey made a motion, seconded by Councilmember Jarvis to accept the State Bid of \$ \$3.2584 per gallon which will deliver from MX Fuels.

Ayes – 4 Nays – 0

- B. Highway Superintendent Dow stated that the new snow plow is already to go to work. He also stated that we purchased the truck for \$106,000.00 and has put a little over \$21,000.00 to install used harness and dump box on. He then had it reappraised and was quoted for \$185,000.00. Superintendent Dow sated that Madrid has received their truck from Viking and Viking installed a used harness and dump box and it cost of \$60,000.
- C. Golf Cart – Supervisor Armstrong asked Superintendent Dow into the golf cart that was taken to Todd Millers. He wanted to know if the highway department can do any to repair it.

8. Report from all Liaisons for committees

A. Planning Board –

1. Approval of Resignation from Donald Merkley and Patrick Madlin from the Planning Board.

Councilmember Dailey made a motion, seconded by Councilmember Putney to accept resignations from Donald Merkley and Patrick Madlin from the Planning Board.

Ayes – 4 Nays – 0

- B. No meeting was held as not enough members attended
- Councilmember Jarvis stated that he had been at 3 planning board meetings and at the first meeting there were only 4 members that attended, 2nd meeting there was only 3 members and could not approve any site plans. He asked why the Code Enforcement Officer couldn't approve a single family dwelling if it met with all stipulations. It was approved that Attorney Nash to amend the Local Law from a site plan in 2012. A public hearing will be held before the regular meeting on March 13, 2013 at 6:15 PM.
- Code Enforcement Officer Sherwin stated that he received a call from Jay Livingston and asked if he could a mobile home back onto a cement slab where there was a previous mobile home. He was asked if the previous home has been off the slab longer than a year. Mr. Livingston stated he thought it has been longer,

Con't – Report from Liaisons – Planning Board

what he can do from there. Code Enforcement Officer Sherwin if it had been less than a year he could be grandfathered in. If it was longer than a year he would have to put in a site plan review and at least an acre would have to be separate with its own tax map number. Mr. Livingston asked what would happen if he put a mobile home on the lot without a site plan. Code Enforcement Officer stated then he would be ticketed, he then would have to come down in front of a judge and have it removed.

After the call Code Enforcement Officer Sherwin received another call from Mr. Livingston stating that he felt it was less than a year that the mobile home was removed from the lot.

Board members felt that if Livingston puts a home on one of the slabs then it would put himself, the Code Enforcement Officer and the Lisbon Town Board at risk if any would happen.

Attorney Nash stated for the board to make a motion if Mr. Livingston does put a home on one of the slabs then the Code Enforcement Office would have the authority to take it to Supreme Court to have it removed.

Councilmember Dailey made a motion, seconded by Councilmember Putney to approve the code Enforcement Officer to contact Attorney Nash if a home is put on the slab without an approvable of a site plan.

Ayes – 4 Nays – 0

- C. Campground – Campground closed for the season.
- C. Homecoming – No report – Supervisor Armstrong stated that Angie Bigalow does not want chairman of the homecoming committee. He also stated that there has been a few people that is interested of being on the committee, but does not want to be chairman.
- D. Museum – No report as the museum was closed for the season.
- E. Recreation –
- F. Animal Control – Sue Siedlecki – Report attached

9. Report from Code Enforcement Officer Sherwin

A. Stated that his fire inspections are about half done. Also he had issued two permits, one for demolition and one for addition. He also stated he received one property maintenance complaint and 3 applications for stick built home

- B. We are in the need for 2 Planning Board Members.
- C. Unsafe structures. He wanted to know what the board want him to do with them. The law states that a letter needs to be and if not complied then it needs to go through the steps to have it cleaned up and charged to the owners. Attorney Nash asked for a list of unsafe structures and sends them each a letter to comply, then bring the list to the next Town Board Meeting.

10. Report from Legislator –

- A. Legislator Akins proposed resolution against the new gun control law - See Attachment # 3

Councilmember Dailey made a motion, seconded by Councilmember Putney to support Resolution # 3 Opposing a Number of Provisions Enacted under the New York Safe Act and the Process by Which the Act Was Enacted.

Ayes – 4 Nays – 0

- B. Sales Tax - Legislator Akins stated that if we increase sales tax, that the \$14 million dollars at the county level, would it go to decrease property tax by \$14 million. He felt the county would spend a good fortune of it elsewhere. That is why he is against increase the sales tax.

Councilmember Jarvis made a motion, seconded by Councilmember Dailey agreeing that Supervisor Armstrong write a letter in support of there being no increase in sales tax. If there was to be an increase, it would need to be distributed equally between towns, county and city.

Ayes – 4 Nays – 0

10. Old Business

- A. Local Law # 1 - Sr. Citizen Real Property Tax Exemptions

Councilmember Dailey made a motion, seconded by Councilmember Jarvis to approve Local Law #1 of 2013 in Providing a partial exemption from taxation to persons sixty-five years of age or order pursuant to the provisions of Section 467 of the Real Property Tax Law of the State of New York.

Ayes – 4 Nays – 0

- B. Hepburn Library – Councilmember Putney

- Councilmember Putney is recommending that the items from the safe at the Library be moved to another location. Putting a humidifier in the safe would not do the job of removing the moisture. It was suggest that maybe a space could be provided at the Town Hall.
- Repointing Library Building – Mr. Dashnaw informed us that first we needed to get clarification on whether the building is in a NYS Historic building listing. Second, we need to get estimates on how much it would cost to repoint the building.

- C. Pray Road Land - \$40,750.00 – there are two more days left on the referendum. After two days, if we get no response, then the land will be sold to the Fire Department.

11. New Business

- A. St. Lawrence County Hazard Mitigation Plan – Councilmember Gary Jarvis attended this meeting on January 16, 2013 and gave a report.
- B. Handi-cap ramp at Town Hall. The ramp that is at the side entrance of the town hall is illegal. There is a need for a longer ramp to make it legal. It was suggested that we put in an elevator and put a cover over it. Then it was suggested if we tear the ramp off, we should dig up at the side of the exterior wall and correct it to stop the leakage into the building from the wall.
- C. Insurance Company Inspection.
Result from the insurance company inspections are as follows. We need to respond within 60 days with what we are going to do.
- Highway – chair falls on the beams need to be inspected, The Mezzanine in the highway garage does not have a load rating posted. It was also stated that the No Smoking Policy be strictly enforced in all buildings and highway vehicles.
 - Playground equipment – does not meet approval.
 - Score board is damaged. We need to do something with it.

12. Recognition of Guest –

A. Rhonda Roethel – No Comments

13. Executive Session –

Councilmember Dailey made a motion, seconded by Councilmember Putney to go into executive session concerning union contract negotiation at 8:20 PM.

Ayes – 4 Nays – 0

Councilmember Jarvis made a motion, seconded by Councilmember Putney to return to the regular Meeting at 8:59 PM.

Ayes – 4 Nays – 0

14. Adjournment

Councilmember Dailey made a motion, seconded by Councilmember Putney to adjourn the meeting at 9:05 P.M.

Ayes – 4 Nays – 0

Respectfully Submitted,

Donna McBath,
Town Clerk

Local Law Filing

New York State Department of State

41 State Street, Albany, New York 12231

Town of LisbonLocal Law No. 1 of the year 2013

A Local Law Providing a Partial Exemption from Taxation to Persons Sixty-Five (65) Years of Age or Older Pursuant to the Provisions of Section 467 of the Real Property Tax Law of the State of New York

Be it enacted by the Town Board of theTown of Lisbon as follows:

Section 1. Title.

This Local Law shall be known and cited as "A Local Law of the Town of Lisbon, County of St. Lawrence, State of New York, Providing a Partial Exemption from Taxation to Persons Sixty-Five Years of Age or Older Pursuant to the Provisions of Section 467 of the Real Property Tax Law of the State of New York.

Section 2. Exemption Provided.

a. Real property situate within the bounds of the Town of Lisbon, St. Lawrence County, New York, owned by one or more persons, each of whom is 65 years of age or over, or real property owned by husband and wife or siblings (i.e. a brother or sister, whether related through half blood, whole blood or adoption), one of whom is 65 years of age or over, shall be exempt from taxation for real estate taxes to be levied by the Town of Lisbon for the year 2014 and thereafter by the percentage of exemption specified for the annual income ranges listed below. Such exemption shall be based upon the assessed valuation of the exempt real property and shall be computed after all other partial exemptions allowed by law, excluding the School Tax Relief (STAR) exemption authorized by Section 425 of the Real Property Tax Law, have been subtracted from the total amount assessed.

<u>Annual Income Range</u>	<u>Exemption Percentage</u>
(1) \$15,000.00 or less	50%

b. Annual income shall include the income of the owner or the combined income of the owners of the property for the income year immediately preceding the date of making an application for exemption. Income tax year shall mean the twelve (12) month period for which the owner or owners filed a Federal personal income tax return

or, if no such return is filed, the calendar year. Where title is vested in either the husband or the wife, their combined income may not exceed such sum except where the husband or wife, or ex-husband or ex-wife, is absent from the property as provided in subparagraph (ii) of paragraph (d) of the subdivision, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts or inheritances or monies earned through employment in the federal foster grandparent program. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income. Nor shall such income include veteran's disability compensation as defined in Title 38 of the United States Code.

c. The title of the property shall have been vested in the owner or one of the owners of the property for at least twelve (12) consecutive months prior to the date of making application for exemption, provided, however, that in the event of the death of either a husband or wife in whose name title of the property shall have been vested at the time of death and then becomes vested solely in the survivor by virtue of devise by or descent from the deceased husband or wife, the time of ownership of the property by the deceased husband or wife shall be deemed also a time of ownership by the survivor and such ownership shall be deemed continuous for the purposes of computing such period of twelve (12) consecutive months. In the event of a transfer by either a husband or a wife to the other spouse of all or part of the title to the property, the time of ownership of the property by the transferor spouse shall be deemed also a time of ownership by the transferee spouse and such ownership shall be deemed continuous for the purpose of computing such period of twelve (12) consecutive months. In the event of a transfer by either a husband or a wife to the other spouse of all or part of the title to the property, the time of ownership of the property by the transferor spouse shall be deemed also a time of ownership by the transferee spouse and such ownership shall be deemed continuous for the purpose of computing such period of twelve (12) consecutive months. Where property of the owner or owners has been acquired to replace property formerly owned by such owner or owners and taken by eminent domain or other involuntary proceeding, except a tax sale, the period of ownership of the former property shall be combined with the period of ownership of the property for which application is made for exemption and such periods of ownership shall be deemed to be consecutive for purposes of this section. Where a residence is sold and replaced with another within one year and both residences are within the State, the period of ownership of both properties shall be deemed consecutive for purposes of the exemption from taxation. Where the owner or owners transfer title to property which as of the date of transfer was exempt from taxation under the provisions of this section, the reacquisition of title by such owner or owners within nine (9) months of the date of transfer shall be deemed to satisfy the requirements of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve (12) consecutive months. Where, upon or subsequent to the death of an

owner or owners, title to property which as of the date of such death was exempt from taxation under such provisions, becomes vested, by virtue of devise or descent from the deceased owner or owners, or by transfer by any other means within nine (9) months after such death, solely in person or persons who, at the time of such death, maintained such property as a primary residence, the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve (12) consecutive months shall be deemed satisfied.

d. The property is used exclusively for residential purposes provided, however, that in the event any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section.

e. The real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property, except where: (1) an owner who is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in Section 2801 of the Public Health Law, and provided that any income accruing to that person shall only be income to the extent that it exceeds the amount paid by such owner, spouse or co-owner for care in the facility; and provided further that during such confinement, such property is not occupied by other than the spouse or co-owner of such owner; or (2) the real property is owned by a husband and/or wife, or an ex-husband and/or an ex-wife, and either is absent from the residence due to divorce, legal separation or abandonment and all other provisions of this section are met, provided that where an exemption was previously granted when both resided on the property, then the person remaining on the property shall be 62 years of age or older.

Section 3. Application for Exemption.

a. Application for such exemption must be made by the owner or all the owners of the property on forms to be furnished by the Town of Lisbon Assessor's Office; such applications shall furnish the information, and the forms are to be executed in the manner required or prescribed in such forms and shall be filed in such Assessor's Office on or before the date for hearing of complainants in the Town of Lisbon. Any person otherwise qualifying under the section shall not be denied the exemption under this section if he/she becomes 65 years of age after the appropriate taxable status date on or before December 31 of the same year.

b. At least sixty (60) days prior to the appropriate taxable status date, the assessor shall mail to each person who was granted exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before the taxable status date and be approved in order for the exemption to be granted. The assessor shall, within three (3) days of the completion and filing of the tentative assessment roll, notify by mail any applicant who has included with this application at least one self-addressed, pre-paid envelope of the approval or denial of the application, provided however, that the assessor shall, upon the receipt and filing of the application, send mail notification of receipt to any applicant

who has included two such envelopes with the application. Failure to mail any such application form or notices or the failure of such person to receive any of the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

c. Any person who has been granted exemption pursuant hereto on five (5) consecutive completed assessment rolls, including any years when the exemption was granted to a property owned by a husband and/or wife while both resided in such property, shall not be subject to the requirements set forth in paragraph b. of this section; however, said person shall be mailed an application form and a notice informing him/her of his/her rights. Such exemption shall automatically be granted on each subsequent assessment roll provided, however, that when tax payment is made by such person, a sworn affidavit must be included with such payment stating that such person continues to be eligible for such exemption. Such affidavit shall be on a form prescribed by the State Office of Real Property Services. If such affidavit is not included with the tax payment, the collecting officer shall proceed pursuant to Section 551-a of this chapter.

d. (1) Notwithstanding the provisions of subparagraph a of this section, where a person who meets the requirements for an exemption, pursuant to this ordinance, purchases property after the levy of taxes, such person may file an application for exemption to the assessor within thirty (30) days of the transfer of title to such person. The assessor shall make a determination of whether the parcel would have qualified for exempt status on the tax roll on which the taxes were levied, had title to the parcel been in the name of the applicant on the taxable status date applicable to the tax roll. The application shall be on a form prescribed by the State Office of Real Property Services. The assessor, no later than thirty (30) days after receipt of such application, shall notify both the applicant and the Board of Assessment Review, by first class mail, of the exempt amount, if any, and the right of the owner to a review of the exempt amount upon the filing of a written complaint. Such complaint shall be on a form prescribed by the Board of Assessment Review and shall be filed there within twenty (20) days of the mailing of this notice. If no complaint is received, the Board of Assessment Review shall so notify the assessor and the exempt amount determined by the assessor shall be final. If the applicant files a complaint, the Board of Assessment Review shall schedule a time and place for a hearing with respect thereto no later than thirty (30) days after the mailing of the notice by the assessor. The Board of Assessment Review shall meet and determine the exempt amount and shall immediately notify the assessor and the applicant, by first class mail, of its determination. The amount of exemption determined pursuant to this paragraph shall be subject to review as provided in Article 7 of the Real Property Tax Law of the State of New York. Such a proceeding shall be commenced within thirty (30) days of the mailing of the notice of the Board of Assessment Review to the new owner as provided in this paragraph.

(2) Upon receipt of a determination of exempt amount as provided in subparagraph (1) of this paragraph, the assessor shall determine the pro-rata exemption to be credited toward such property by multiplying the tax rate or tax rates for each municipal corporation which levied taxes, or for which taxes were levied, on the

appropriate tax roll used for the fiscal year or years during which the transfer occurred times the exempt amount, as determined in subparagraph (1) of this paragraph, times the fraction of each fiscal year or years remaining subsequent to the transfer of title. The assessor shall immediately transmit a statement of the pro-rata exemption credit due to each municipal corporation which levied taxes or for which taxes were levied on the tax roll used for the fiscal year or years during which the transfer occurred and to the applicant.

(3) Each municipal corporation which receives notice of pro-rata exemption credits pursuant to this subdivision shall include an appropriation in its budget for the next fiscal year equal to the aggregate amount of such credits to be applied in that fiscal year. Where a parcel, the owner of which is entitled to a pro-rata exemption credit, is subject to taxation in said next fiscal year, the receiver or collector shall apply the credit to reduce the amount of taxes owed for the parcel in such fiscal year. Pro-rata exemption credits in excess of the amount of taxes, if any, owed for the parcel shall be paid by the treasurer of the municipal corporation which levies such taxes for or on behalf of the municipal corporation to all owners of property entitled to such credits within thirty (30) days of the expiration of the warrant to collect taxes in said next fiscal year.

e. (1) Notwithstanding the provisions of paragraph a. of this section, where a person who meets the requirements for an exemption pursuant to this ordinance purchases property after the taxable status date, but prior to the levy of taxes, such person may file an application for an exemption to the assessor within thirty (30) days of the transfer of title to such person. The assessor shall make a determination within thirty (30) days after receipt of such application of whether the applicant would qualify for an exemption pursuant to this section on the assessment roll if title had been in the name of the applicant on the taxable status date applicable to such assessment roll. The application shall be made on a form prescribed by the State Office of Real Property Services.

(2) If the assessor's determination is made prior to the filing of the tentative assessment roll, the assessor shall enter the exempt amount, if any, on the tentative assessment roll and within ten (10) days after filing such roll, notify the applicant of the approval or denial of such exemption, the exempt amount, if any, and the applicant's right to review by the Board of Assessment Review.

(3) If the assessor's determination is made after the filing of the tentative assessment roll, the assessor shall petition the Board of Assessment Review to correct the tentative or final assessment roll in the manner provided in Title 3 of Article 5 of the Real Property Tax Law with respect to unlawful entries, in the case of wholly exempt parcels, and with respect to clerical errors, in the case of partially exempt parcels, if the assessor determines that an exemption should be granted and within ten (10) days of petitioning the Board of Assessment Review, notify the applicant of the approval or denial of such exemption, the amount of such exemption, if any, and the applicant's right to administrative or judicial review of such determination pursuant to Article 5 or Article 7 of the Real Property Tax Law, respectively.

f. If, for any reason, a determination to exempt property from taxation as provided in paragraph e. of this section is not entered on the final assessment roll, the assessor shall petition the Board of Assessment Review to correct the final assessment roll.

g. If, for any reason, the pro-rata tax credit as provided in paragraph d. of this section is not extended against the tax roll immediately succeeding the fiscal year during which the transfer occurred, the assessor shall immediately notify the municipal corporation which levied the tax or for which the taxes were levied of the amount of pro-rata exemption credits for the year in which such transfer occurred. Such municipal corporation shall proceed as provided in subparagraph (3) of paragraph d. of this section.

h. If, for any reason, a determination to exempt property from taxation as provided in paragraph e. of this section is not entered on the tax roll for the year immediately succeeding the fiscal year during which the transfer occurred, the assessor shall determine the pro-rata tax exemption credit for such tax roll by multiplying the tax rate or tax rates for each municipal corporation which levied taxes, or for which taxes were levied, times the exempt amount and shall immediately notify such municipal corporation or corporations of the pro-rata exemption credits for such tax roll. Such municipal corporation shall add such pro-rata exemption credits for such property to any outstanding pro-rata exemption amounts and proceed as provided in subparagraph (3) of paragraph d. of this section.

Section 4. Penalties.

The making of any willful false statement in the application for an exemption under this ordinance shall be a violation thereof, and a conviction for any such violation shall be punishable by a fine of not more than \$100.00 and shall disqualify the applicant or applicants from further exemption for a period of five years.

Section 5. Separability.

Should any section, paragraph, sentence, clause or phrase of this Local Law be declared unconstitutional or unjust for any reason by a Court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 6. Inconsistency.

All resolutions, ordinances or Local Laws or portions thereof of the Town of Lisbon not consistent with this ordinance, in whole or in part, shall be repealed.

Section 7. Effective Date.

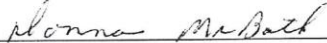
This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

I hereby certify that the Local Law annexed hereto, designated as Local Law No. 1 of 2013, of the Town of Lisbon was duly passed by the Town Board on February 13, 2013, in accordance with the applicable provisions of law.

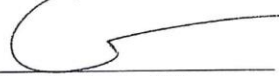
(Seal)

STATE OF NEW YORK)
) ss.:
COUNTY OF ST. LAWRENCE)

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.


Donna McBath, Clerk
Town of Lisbon

Dated: 2/13/13


Charles B. Nash, Esq.
Town Attorney
Town of Lisbon

Dated: 2/13/12

PROJECT ID NUMBER <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	617.20 APPENDIX C STATE ENVIRONMENTAL QUALITY REVIEW SHORT ENVIRONMENTAL ASSESSMENT FORM for UNLISTED ACTIONS Only	SEQR
--	---	------

PART 1 - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT / SPONSOR Town of Lisbon	2. PROJECT NAME Local Law providing a partial exemption from
3. PROJECT LOCATION: Municipality: Town of Lisbon	taxation to persons 65 years of age or older pursuant to Section 467 of NYS Real Property County: St. Lawrence Tax Law
4. PRECISE LOCATION: Street Address and Road Intersections, Prominent landmarks etc - or provide map Throughout Town of Lisbon	
5. IS PROPOSED ACTION: <input checked="" type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification / alteration	
6. DESCRIBE PROJECT BRIEFLY: This is a Local Law providing a partial exemption from taxation to persons sixty-five years of age or older pursuant to the provisions of Section 467 of the Real Property Tax Law of the State of New York.	
7. AMOUNT OF LAND AFFECTED: Initially _____ acres N/A Ultimately _____ acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, describe briefly:	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? (Choose as many as apply.) N/A <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park / Forest / Open Space <input type="checkbox"/> Other (describe)	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (Federal, State or Local) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency name and permit / approval:	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency name and permit / approval:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT / APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant / Sponsor Name: Town of Lisbon Signature: <i>[Signature]</i> Date: 2/13/13	

If the action is a Coastal Area, and you are a state agency,
complete the Coastal Assessment Form before proceeding with this assessment

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.	
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.	
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)	
C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:	
No.	
C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:	
No.	
C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:	
No.	
C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:	
No.	
C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:	
No.	
C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:	
No.	
C7. Other impacts (including changes in use of either quantity or type of energy? Explain briefly:	
No.	
D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)? (If yes, explain briefly:	
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS? If yes explain:	
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question d of part ii was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.	
<input checked="" type="checkbox"/> Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action WILL NOT result in any significant adverse environmental impacts AND provide, on attachments as necessary, the reasons supporting this determination.	
Town of Lisbon	February 13, 2013
Name of Lead Agency	Date
James Armstrong, Supervisor	
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
<i>James Armstrong</i>	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different from responsible officer)

Jan 2013 dog report

1/16 Complaint from Melonie Black
jogging and small white dog (maltese)
tried to "attack" her. Gave ticket for
unlicensed dog to Christy Papineau for
unlicensed unlicensed dog and warning
about leash law. Took copy of ticket
to court. 30 miles

1/30 Complaint from Hack - dog owned
by Crystal Crossett. Chapple Rd Threatening
Hack while she was jogging. Spoke w/
Crossett on phone - must keep dog tied
and license on Feb 2nd

Phone calls, questions, lost dogs, etc

Steven Stedlecki D.C.S.

RESOLUTION # 3 of 2013
OPPOSING A NUMBER OF PROVISIONS ENACTED UNDER THE NEW
YORK SAFE ACT AND THE PROCESS BY WHICH THE ACT WAS
ENACTED

By Mr. Paquin, Chair, Operations Committee
Co-Sponsored by Mr. Lightfoot, Legislator, District 3

- WHEREAS,** the Constitution of the United States unequivocally guarantees certain rights to its citizens, among them being the inalienable right to keep and bear arms in defense of life, liberty and property: and
- WHEREAS,** the Supreme Court of the United States, in the case *District of Columbia v. Heller* (554 U.S. 570), decided June 26, 2008, the court held that the Second Amendment protects an individual right to possess a firearm unconnected with service in a militia, and to use that firearm for traditionally lawful purposes, such as self- defense within the home, and
- WHEREAS,** in another landmark decision the same Supreme Court, in the case *McDonald v. Chicago*, decided June 28, 2010, held that the right of an individual to “keep and bear arms” is protected by the Second Amendment and further, “is incorporated by the Due Process Clause of the Fourteenth Amendment and applies to the states”, and
- WHEREAS,** many of the residents of St. Lawrence County have expressed their displeasure not only with the provisions of the NY SAFE act itself, but also the manner and methods used to bring it to the floor and vote it into law, and
- WHEREAS,** using a message of necessity from the Governor to bring forth and enact a law that has dozens of sections and changes in current laws, but only three of which take effect immediately, negates the argument that the speed with which this bill was brought forward was necessary, and
- WHEREAS,** the sheer size of the bill, the extent of the many new changes it brings and the very short time that the bill was made available to the legislature for review, effectively precluded discussion and debate on the provisions set forth in the bill, preventing the mature development of arguments, both for and against, and
- WHEREAS,** this legislation fails to bring forth any meaningful solutions for dealing with or preventing gun violence and the majority of its provisions will affect only law abiding gun owners, who were not given the opportunity to express their views or otherwise comment on the , and

WHEREAS, while there are provisions of the bill that have merit; e.g. increased penalty for killing emergency responders, NICS checks for private sales of firearms, safe storage provisions, mental health record review, and increased penalties for the illegal use of a weapon, the other provisions of the law, which run roughshod over second amendment rights, must be reconsidered and if the new law is to be proposed it must be done in the light of the day, and given the time necessary to review its provisions, engage in meaningful and constructive debate and allow public review, comment and input relative to the content of the bill,

NOW, THEREFORE, BE IT RESOLVED, that the St. Lawrence County Board of Legislators joins with the several other county legislatures in opposing those portions of the NY underlying issues that confront our society as a whole, and

BE IT FURTHER RESOLVED that the St. Lawrence County Board of Legislators strongly encourages the members of the New York State Legislature to visit the process that led to the adoption of this bill, to allow time for public comment and input on the merits of the bill, and to bring forth a bill that addresses the real problems confronted by today's society and not jeopardize the rights of the law abiding citizens, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Governor Andrew Cuomo, Senators; Patty Ritchie, Joseph Griffo, Elizabeth Little, Assemblymen: Kenneth Blankenbush and Mark Butler, Assemblywomen; Addie Russell and Janet Duprey.