

**VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES  
REGULAR MEETING AGENDA 5:30PM  
Monday July 22, 2019  
Roberts Rules of Order will be in Effect for this Meeting**

**A. CALL TO ORDER PLEDGE OF ALLEGIANCE**

**B. ROLL CALL**

**C. PUBLIC HEARING ANIMALS**

**D. AUDITING**

- a. Pay Vouchers
- b. Approve Minutes 7-8-2019

**E. PUBLIC COMMENT PERIOD**

**F. CORRESPONDENCE-** Letter from National Grid

**F. ITEMS FOR BOARD ACTION**

<b>BILL</b>	<b>89</b>	<b>2019</b>	<b>Authorize Letter of Support – Empire State Games</b>
<b>BILL</b>	<b>90</b>	<b>2019</b>	<b>Authorize Letter of Support – Franklin County Microenterprise Program</b>
<b>BILL</b>	<b>91</b>	<b>2019</b>	<b>LWRP Determination – Chapter 68 Animals</b>
<b>BILL</b>	<b>92</b>	<b>2019</b>	<b>SEQR Negative Declaration – Chapter 68 Animals</b>
<b>BILL</b>	<b>93</b>	<b>2019</b>	<b>Adopt Local Law Amendment – Chapter 68 Animals</b>
<b>BILL</b>	<b>94</b>	<b>2019</b>	<b>Authorize Letter of Support- Play ADK</b>
<b>BILL</b>	<b>95</b>	<b>2019</b>	<b>Award Bid for Pine Street Reconstruction</b>

**G. OLD BUSINESS**

**H. NEW BUSINESS**

**I. ITEMS FOR DISCUSSION**

**J. EXECUTIVE SESSION -** medical, financial, credit or employment history of a particular person/corp., or matters leading to said dismissal, removal, promotion, employment, discipline, demotion or suspension.

**K. MOTION TO ADJOURN**

**RULES FOR PUBLIC HEARING COMMENTS AND  
PUBLIC COMMENT  
PERIOD OF MEETINGS**

- 1. Anyone may speak to the Village Board of Trustees during the public comment period of a public hearing or the public comment period of the meeting.**
- 2. As a courtesy we ask each speaker to give their name and address.**
- 3. Each speaker must be recognized by the chairperson before speaking.**
- 4. Individual public comment is limited to 5 minutes and may be shortened by the meeting chairperson.**
- 5. When a meeting is attended by a group of people who share the same or opposing views on a public comment topic, the chair may require that the group(s) designate not more than two spokespersons and limit the total time public comment to 5 minutes for each point of view or side of an issue.**
- 6. Individual time may not be assigned/given to another.**
- 7. A public hearing is meant to encourage resident comment and the expression of opinion, not a direct debate, nor should a commenter be intimidated by a village board rebuttal, therefore public hearings are limited to public comment and should a village response be asked by individuals the response shall be generally given after the public hearing during the village board regular meeting, or subsequently, by telephone or letter, unless factual in nature where the facts are fully known by staff, in which case a village official may respond.**
- 8. All remarks shall be addressed to the board as a body and not to any individual member thereof.**
- 9. Interested parties or their representatives may address the board at any time by written or electronic communications.**
- 10. Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste.**

Please note- During the course of regular business, discussion and commentary is limited to board members and village staff only. We ask for this courtesy, for the board and staff to conduct their business and discussion without interruption. All village board members and staff are available after the conclusion of a meeting for one on one discussion.

**Exhibit "A"**

**Chapter 68**

**ANIMALS**

**ARTICLE I  
Dogs and Other Animals**

- § 68-1. Definitions.
- § 68-2. Restrictions and regulations.
- § 68-3. Seizure of animals at large; impoundment, redemption and adoption.
- § 68-4. Impoundment and redemption fees.

**§ 68-5. Penalties for offenses.**

**ARTICLE II  
Waterfowl**

- § 68-6. Definitions.
- § 68-7. Prohibited conduct.
- § 68-8. Exceptions.
- § 68-9. Penalties for offenses.
- § 68-10. Enforcement.

**[HISTORY: Adopted by the Board of Trustees of the Village of Saranac Lake as indicated in article histories. Amendments noted where applicable.]**

**ARTICLE I  
Dogs and Other Animals  
[Adopted 4-28-2008 by L.L. No. 1-2008]**

**§ 68-1. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**ANIMAL** — Any living creature, except human beings.

**COMPANION ANIMAL** — Any dog or cat, and shall also mean any other domesticated animal normally maintained in or near the household of the owner or person who cares for such other domesticated animal.

**DISPOSE IN A SANITARY MANNER** — A person will be considered to have disposed of dog feces in a sanitary manner if such person places such material in a secure and leakproof bag or wrapper made of paper, plastic or some other similar material which is then placed in a garbage or refuse container for deposit in a duly permitted and authorized solid waste disposal facility; or otherwise disposes of such material on his/her own property.

**DOG** — Any member of the species *Canis familiaris*.

**DOMESTIC ANIMAL** — Any domesticated sheep, horse, cattle or fallow deer, red deer, sika deer or whitetail deer, which is raised under license from the Department of Environmental Conservation, llama, goat, swine, fowl, duck, goose, swan, turkey, confined domestic hare or rabbit, pheasant or other bird, which is raised in confinement under license from the Department of Environmental Conservation before release from captivity, except that the varieties of fowl commonly used for cock fights shall not be considered domestic animals for the purposes of this chapter.

**HABITUAL BARKING** — A dog that barks, whines, howls, growls, etc., for repeated intervals of at least four minutes, with less than 15 minutes of interruption between the intervals, which can be heard by any person, including a law enforcement officer or Dog Control Officer, from a location outside of the dog-owner's or dog-caretaker's premises.

**HARBOR** — To provide food and/or shelter to any dog or other animal.

**IDENTIFIED DOG** — A dog carrying a New York State license identification tag.

**IDENTIFIED ANIMAL** — Any companion animal or domestic animal, excluding dogs, carrying a tag bearing the name and contact information of the owner of such animal.

**LEASHED** — Restrained by a leash that does not exceed eight feet in length or, if retractable, which can be retracted to eight feet in length, attached to a collar or harness of sufficient strength to restrain the animal and which shall be held by a person having the ability to control the animal.

**NUISANCE** - The keeping or harboring of any animal which by habitual howling, yelping, barking, crowing or other noise disturbs the peace and quiet of nearby property or which would cause annoyance or discomfort to a reasonable person of normal sensitivity in the area.

**OWNER** — Any person who keeps, harbors, or has custody, care or control of an animal. Animals owned by minors shall be deemed to be in the custody and control of the parent or guardian of such person, or the head of the household wherein such minor resides.

**PROPERTY OF ANOTHER** — All property within the corporation limits of the Village of Saranac Lake which is not public property, including but not limited to all residential and commercial property, private streets, private rights-of-way, private sidewalks, the grassy areas located adjacent to private streets, rights-of-way and sidewalks, and any common areas of multiple-residence buildings, including condominiums or cooperatives.

**PUBLIC PROPERTY** — Any property owned, occupied or controlled by the Village of Saranac Lake, the State of New York, or any other municipal corporation or a school district, including but not limited to parks, streets, sidewalks and grassy areas adjacent to public streets and sidewalks.

**RUN AT LARGE** — An unleashed animal off of the premises of the owner and on any public or private lands without the knowledge, consent and approval of the owner of such lands.

**§ 68-2. Restrictions and regulations.**

It shall be unlawful for any owner to permit or allow:

- A. A dog to run at large. In addition, no person shall remove the leash, harness or collar of any dog, or cause such leash, harness or collar to be removed, or entice any dog out of any enclosure, house or grounds of the owner or harborer, or release such dog to run at large.
- B. A dog to engage in habitual loud howling, barking or whining or to cry in an unreasonable manner, or to conduct itself in such a manner as to habitually annoy any person other than the owner of the dog.

§ 68-2 ANIMALS

§ 68-3

- C. A dog, companion animal or domestic animal to cause damage or destruction to public

property or property of another, or to defecate, urinate, dig or otherwise commit a nuisance upon any property other than that of the owner. Any person who owns or has custody of a dog which has deposited its feces upon any public or upon the property of another shall immediately remove such feces or cause the same to be removed and shall dispose of it in a sanitary manner. The provisions of this subsection shall not apply to:

- a. The deposit by a dog of its feces on its owner's or custodian's own property, or upon the property of another with the express permission of the owner of such property;
  - b. Any dog owned by the Village of Saranac Lake Police Department or the New York State Police and used for law enforcement purposes; and/or
  - c. Any dog which serves as a guide dog while such dog is accompanying a blind person.
- D. A dog, companion animal or domestic animal to bite, chase, jump upon or otherwise harass any person in such a manner as to cause intimidation or put such person in reasonable apprehension of bodily harm or injury.
- E. A dog to chase, leap upon, or otherwise harass persons on or in bicycles or motor vehicles.
- F. A dog, companion animal or domestic animal to kill or injure any dog, companion animal or domestic animal.
- G. A dog to be unlicensed when four months of age or older.
- H. A dog to fail to have its current and valid New York State license identification tag on its collar or harness.
- I. A rooster or other fowl to engage in crowing or other noise that may be considered a nuisance.
- J. A rooster 6 months or older to be kept within the Village of Saranac Lake, except;
- a. Roosters living within the Village at the time this law is enacted will be allowed to remain, if they are not deemed a nuisance, for a period not to exceed six (6) months after which time they would be in violation of this law

**§ 68-3. Seizure of animals at large; impoundment, redemption and adoption.**

- K. Any dog control officer, peace officer, code enforcement officer or police officer in the employ of or under contract to the Village of Saranac Lake, or any other law enforcement officer, is authorized to issue an appearance ticket, uniform appearance ticket, or a uniform appearance ticket and simplified information for the violation of any provision of this Chapter. Any such officer is authorized to seize:
- (1) Any dog running at large or in violation of any of the provisions of this chapter or in violation of any state law or regulation, pursuant to § 118 of the Agriculture and Markets Law.
  - (2) Any unidentified companion animal or domestic animal found running at large or in violation of any of the provisions of this chapter or in violation of any state law or regulation.
  - (3) Any dog, companion animal or domestic animal which is not in the control of its owner or custodian or which poses an immediate threat to public safety.

§ 68-3

SARANAC LAKE CODE

§ 68-4

- B. Every animal seized shall be properly cared for, sheltered, fed and watered for the redemption periods set forth in § 118 of Agriculture and Markets Law. Promptly upon the seizure of an identified dog, the owner shall be notified in accordance with § 118 of Agriculture and Markets Law.

- C. Seized dogs may be redeemed by producing proof of current licensing and rabies vaccination and by paying the impoundment, kenneling and other fees set forth in § 15-4A of this chapter. Seized cats and ferrets may be redeemed by producing proof of current rabies vaccination and by paying kenneling fees set forth in § 15-4B this chapter. Seized companion animals, excluding cats and ferrets, and domestic animals may be redeemed by paying kenneling fees set forth in § 15-4C of this chapter.
- D. If the owner of any unredeemed dog, companion animal or domestic animal is known, such owner shall be responsible for and required to pay the impoundment and/or kenneling fees set forth in § 15-4 of this chapter whether or not such owner chooses to redeem the animal.
- E. Any animal unredeemed at the end of the appropriate redemption period may be made available for adoption or may be euthanized at the cost of such owner, pursuant to § 118 of Agriculture and Markets Law.

**§ 68-4. Impoundment and redemption fees.**

- A. For any impounded dog, excluding dogs seized pursuant to a dangerous dog complaint, the owner shall pay the following fees:

<b>Offense</b>	<b>Impoundment Fee</b>	<b>Kenneling Fee</b>
First impoundment of any dog owned by that person	\$10	Plus a kenneling fee of \$10/day
Second impoundment of any dog owned by that person within one year of the first impoundment	\$20	Plus a kenneling fee of \$10/day
Third and subsequent impoundments within one year of the first impoundment of any dog owned by that person	\$30	Plus a kenneling fee of \$10/day

- B. For any impounded cat or ferret, the owner shall pay a kenneling fee of \$5 per day.
- C. For any impounded companion animal, excluding cats and ferrets, or domestic animal, the owner shall pay a kenneling fee appropriate to the provisions and labor required to provide care for that animal.
- D. For any dog impounded pursuant to a dangerous dog complaint, the owner shall pay a fee of:

<b>Offense</b>	<b>Impoundment</b>	
	<b>Fee</b>	<b>Kenneling Fee</b>
First impoundment of any dog owned by that person	\$10	Plus a kenneling fee of \$20/day
Second impoundment of any dog owned by that person within one year of the first impoundment	\$20	Plus a kenneling fee of \$20/day
Third and subsequent impoundments within one year of the first impoundment of any dog owned by that person	\$30	Plus a kenneling fee of \$20/day

E. All fees due and owing pursuant to this Chapter shall be paid prior to the release of an animal to its owner. If any fees are not paid, the Humane Society or other such agency contracted by the Village, may refuse to release the animal and may dispose of the animal in accordance with and as permitted by the Agricultural and Markets Law of New York State. In the event that a court rules that an animal has to be destroyed or should an owner refuse to redeem or accept the return of a seized or captured animal and it is determined that the animal must be destroyed, all of the costs of destroying the animal that are incurred by the Village, Humane Society or other such contracting agency are the responsibility of and may be recovered from the animal's owner.

**§ 68-5. Penalties for offenses.**

Unless otherwise specifically provided in the Agriculture and Markets Law, any person convicted of a violation of this chapter shall be liable to a fine not exceeding \$50 for a first violation, not exceeding \$100 for a second violation and not exceeding \$250 for each subsequent violation.

**ARTICLE II  
Waterfowl**

[Adopted 5-12-2008 by L.L. No. 2-2008]

**§ 68-6. Definitions.**

As used in this article, the following terms shall have the meanings indicated:

**FEED** — To directly or indirectly deposit, distribute, expose, give, place or scatter in any location accessible to waterfowl any type of food, other sustenance or edible material that is intended or liable to be eaten by waterfowl.

**WATERFOWL** — Includes those species of birds commonly known as "geese" and "ducks," and all other birds classified within the biological family Anatidae, whether migratory, nonmigratory or resident.

**§ 68-7. Prohibited conduct.**

No person shall feed, cause to be fed or provide food to waterfowl within the Village of Saranac Lake. No person shall allow, cause or foster any condition to exist or continue, with the intention of or which results in causing a congregation or congestion of waterfowl within the Village of Saranac Lake.

**§ 68-8. Exceptions.**

- A. This article is not intended to apply to waterfowl confined in duly authorized and licensed zoos, animal parks, rehabilitation centers or environmental education centers; provided, however, that such waterfowl are at all times securely confined in appropriate cages, pens or enclosures.
- B. This article is not intended to apply to waterfowl raised or kept incident to and in the course of legitimate agricultural operations; provided, however, that such waterfowl are at all times securely confined in appropriate cages, pens or enclosures.

**§ 68-9. Penalties for offenses.**

Any person who violates any provision of this article shall be guilty of a violation and, upon conviction, shall be fined not less than \$50 nor more than \$250 for each offense. Each day any such violation continues shall constitute a separate offense. The imposition of any fines under this article shall not prevent the enforced abatement of any unlawful condition by the Village.

**§ 68-10. Enforcement.**

This article shall be enforced by the Police Department of the Village of Saranac Lake. The Village's Animal Control Officer(s) and Code Enforcement Officer(s) shall also have enforcement authority. Notwithstanding the other penalties and remedies herein provided, the Village Board may maintain an action or proceeding in the name of the Village in a court of competent jurisdiction to compel compliance with this article, or to restrain by injunction the violation of any provision of this article. The foregoing provisions for the enforcement of this article are not exclusive, but are in addition to any and all other laws applicable thereto.

REGULAR MEETING OF THE BOARD OF TRUSTEES  
July 8, 2019

**ROLL CALL FOR REGULAR MEETING:** Present: Mayor Clyde Rabideau

Trustees: Richard Shapiro, and Melinda Little. Paul Van Cott.

Absent: Trustee Patrick Murphy

Also present: Village Manager, John Sweeney, Development Code Officer Paul Blaine, Acting DPW Superintendent Dustin Martin and Village Clerk, Kareen Tyler.

Everyone stood for the pledge of allegiance.

**AUDITING**

Chair Rabideau called for a motion to approve payment for the 2019 Budget \$8,651.39 voucher number 11041716 to 11041722 and 2020 Budget \$195,679.85 voucher number 11041723 to 11041813 complete detail of these vouchers is attached and made part of these minutes.

Motion: Little Second: Shapiro

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

Chair Mayor Rabideau called for a motion to approve minute of June 24, 2019.

Motion: Shapiro Second: Little

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

**PUBLIC COMMENT PERIOD**

Eric Bennet, property owner Leona Lane, spoke over the soundtrack of roosters crowing in support of a local law restricting roosters in the village.

Dave Staszak, property owner on Leona Lane, Leona Lane, spoke of the 3 abandon cars, tires and bikes on a property on Leona Lane. He asked that the village require the property owner to clean it up. Email Mr. Staszak had sent the board is attached and made part of these minutes.

Email from Kathy O'Kane is also attached and made part of these minutes at her request.

**CORRESPONDENCE:** Email from Village Manager John Sweeney

Chair Rabideau called for motion to accept and place on file the above referenced correspondence.

Motion: Little Second: Shapiro

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

**ITEMS FOR BOARD ACTION:**

**Bill 84-2019 Authorize Bid Release for Pine Street Sewer Project**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Little Second: Van Cott

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

**Bill 85-2019 Award Paving Bid to Carter Paving**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Van Cott Second: Shapiro

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

**Bill 86-2019 Authorize LDC Contract**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Van Cott Second: Shapiro

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

**Bill 87-2019 Pendragon Letter of Support for CFA Funding - the Mayor or Deputy Mayor to Sign**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Little Second: Van Cott

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

**Bill 88-2019 Call for a Public Hearing for amending Chapter 68- Animals**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Shapiro Second: Little

Motion to TABLE: Van Cott no second

Roll Call on Original Motion: Little yes Murphy absent Shapiro yes Van Cott no Rabideau yes

**OLD BUSINESS**

Trustee Shapiro- recognized DPW for the work done over the holiday weekend in keeping the village trash cans cleared.

Trustee- recognized NYS DEC commitment to rest rooms at the state boat launch. He also suggested the Village put porta potties in the Berkley Green lot for the summer tourist season.

**NEW BUSINESS**

Village Manager John Sweeney and Acting DPW Superintendent Dustin Martin outlined the Olive Street water/sewer /storm drain project.

**MOTION TO ADJOURN**

Motion: Little Second: Van Cott

Roll Call: Little yes Murphy absent Shapiro yes Van Cott yes

Respectfully submitted,

Kareen Tyler, Village Clerk

RAPOF

**nationalgrid**

July 22, 2019

VIA MAIL

Mr. John Sweeney, Village Manager  
Village of Saranac Lake  
39 Main Street 2<sup>nd</sup> Floor Suite 9  
Saranac Lake, New York 12983-2294

**Re: Acquisition of Street Lighting Facilities by Village of Saranac Lake**

Dear Mr. Sweeney:

The purpose of this letter is to advise you of changes with respect to the proposed Agreement for Purchase and Sales of Street Lights ("PSA") and the related License Agreement for Customer-Owned Street and Area Lighting Attachments to Utility Poles and Structures ("Attachment Agreement") that Niagara Mohawk Power Corporation d/b/a National Grid ("National Grid" or "the Company") provided you on March 7, 2019.

After National Grid delivered the PSA and Attachment Agreement for your consideration, several changes have taken place requiring the Company to update both agreements. First, the New York Public Service Commission (the "Commission") issued orders approving the sale of assets to municipalities, including the City of Albany, City of Cortland, and Town of Skaneateles, which required the Company to modify the stray voltage testing obligations contained in the original agreements. Specifically, the Commission clarified that following the transfer, the Company is to continue stray voltage testing consistent with the Commission's Order in Case 04-M-0159 (December 15, 2008), while the municipalities will maintain responsibility for permanently repairing any stray voltage conditions identified as a result of the testing.

Second, the Company successfully discharged its mortgage indenture, removing the time-intensive mortgage indenture release process and associated Board approval requirement from the list of closing conditions. Third, the Company identified a need to adjust the transaction and transition cost calculation to more accurately reflect the work being performed. Fourth, some municipalities have indicated an interest in smart city technology, such as network lighting control nodes, and the Company has worked with those municipalities to modify the Attachment Agreement to accommodate such technology consistent with the Company's tariff obligations.

In addition to the above modifications, the Company's experience closing street light transactions with other municipalities suggests further clarification is needed regarding potential incremental costs related to the separation work (*i.e.*, installation of disconnect devices and labelling). To that end, the revised PSA provides that the Company will work, at the municipalities request and sole cost, to develop information such as maps and geographical information system ("GIS") records.





Capital of the Adirondacks™

**Village of Saranac Lake** 39 Main Street, 2nd Floor Suite 9 • Saranac Lake, NY 12983-2294 • Phone: (518) 891- 4150 • [www.saranaclakeny.gov](http://www.saranaclakeny.gov)

July 22, 2019

To Whom It May Concern:

On behalf of the Village of Saranac Lake we would like to take this opportunity to express our strong support for the Empire State Development's Market New York grant request for the Empire State Winter Games in the North Country Region.

The Games act as a tourism driver to New York state and serve to elevate global recognition of its unique world-class destinations as a special place to visit, live, work year round creating everlasting family memories for a broad market of participants, their families, support crews, volunteers, and spectators.

With over 2,200 athletes, the ESWG are the largest annual amateur winter sporting event in North America with registrants from over 15 states and 3 countries. The continued growth of the ESWG has proven a reliable source of economic impact however additional funding is needed to secure a sustainable program. Without the additional support of Market New York, the Games will see a significant shift in the overall effectiveness of the Games as a tourism driver.

Saranac Lake continues to produce a significant number of Winter Olympians, and the Empire State Winter Games are an important competitive opportunity in that process.

For those reasons, we strongly support the Empire State Development's Market New York grant request for the Empire State Winter Games in the North Country Region.

If I can be of any further assistance, please do not hesitate to contact me.

Sincerely,

Clyde Rabideau  
Mayor, Village of Saranac Lake



DATE

Commissioner Visnauskas  
NYS Homes and Community Renewal  
Hampton Plaza, 1st Floor  
38-40 State Street  
Albany, New York 12207

Dear Commissioner Visnauskas,

This letter is in strong support of Franklin County's application for a countywide Microenterprise Program. This program will complement the North Country Regional Economic Development priorities to increase jobs and build wealth in the region by strengthening existing resources, building capacity and fostering entrepreneurial opportunities.

Franklin County is a mix of villages and rural communities with diverse needs and opportunities. A countywide program will have capacity to promote downtown revitalization as well as other priorities such as value-added agriculture and tourism outside of population centers. This approach will support both villages and towns with the goal of transformational improvement of the economy throughout the region.

Due to limited resources, access to markets, infrastructure, transportation and dependence on seasonal business, Franklin County experiences challenges growing its economic environment. Small businesses and microenterprises often feel these impacts most acutely. To strengthen resources in support of these critical businesses, the County has partnered with several economic development agencies in the region to improve access to financing and mentoring support for small business. This microenterprise program would complement these efforts and help to fill funding gaps. It will also support the NCREDC strategy to attract and nurture entrepreneurial pioneers, cultivating innovative clusters in our rural communities, and foster development of small businesses and entrepreneurial activities that add value to local resources.

With over 19% of County residents living in poverty, there is a clear need for financial support to low and moderate income families and individuals. This program will incentivize business creation and expansion that will provide employment for this crucial segment. In addition, new services and opportunities will improve the quality of life, vitality and appeal of the region.

A grant from the Office of Community Renewal to create this Program will complement and support the economic development goals of the County and region. I would therefore appreciate your strong consideration of Franklin County's request.

Sincerely,

**Business of the Village Board  
Village of Saranac Lake**

SUBJECT: LWRP DETERMINATION

Date: 7-22-19

DEPT OF ORIGIN: Trustee Shapiro

Bill: 91-2019

DATE SUBMITTED: 7-22-19

EXHIBITS: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
Village Attorney

\_\_\_\_\_  
Village Administration

EXPENDITURE  
REQUIRED:

AMOUNT  
BUDGETED

APPROPRIATION  
REQUIRED:

Resolution to find the proposed Village Code amendment consistent and in accordance with the goals and objectives of LWRP policies and standards

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL :

MAYOR RABIDEAU

\_\_\_\_\_

TRUSTEE LITTLE

\_\_\_\_\_

TRUSTEE MURPHY

\_\_\_\_\_

TRUSTEE SHAPIRO

\_\_\_\_\_

TRUSTEE VAN COTT

\_\_\_\_\_

**RESOLUTION  
OF THE  
VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES**

**SUBJECT: RESOLUTION CONSIDERING LOCAL WATERFRONT REVITALIZATION PLAN**

**WHEREAS**, the Village Board of Trustees adopted the Village of Saranac Lake Code; and

**WHEREAS**, the Board has received complaints for noise caused by roosters and other fowl; and

**WHEREAS**, the Code does not define nuisance or expressly provide for regulation of roosters or other fowl; and

**WHEREAS**, in consideration of the circumstances as described above the Board needs to amend Village Code chapter 68 "Animals"; and

**WHEREAS**, the Saranac Lake Village Board of Trustees held a public hearing on July 22, 2019, to consider a local law amending Chapter 68 "Animals" of the Village Code in order to add a definition for Nuisance and add restrictions and regulations for roosters and other fowl, as more fully set forth in the text of the Local Law; and

**WHEREAS**, the Board must evaluate all proposed amendments in relation to the goals and objectives of the LWRP; and

**WHEREAS**, the required evaluation will be conducted by the Board; and

**NOW, THEREFORE, BE IT RESOLVED**, the Board makes the following findings and determinations with respect to the proposed project:

- (1) That the proposed Village Code amendment has been determined to be consistent and in accordance with the goals and objectives of LWRP policies and standards
- (2) This resolution shall take effect immediately.

**Business of the Village Board  
Village of Saranac Lake**

SUBJECT: SEQR NEGATIVE DECLARATION

Date: 7-22-19

DEPT OF ORIGIN: Trustee Shapiro

Bill: 92-2019

DATE SUBMITTED: 7-22-19

EXHIBITS: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
Village Attorney

\_\_\_\_\_  
Village Administration

EXPENDITURE  
REQUIRED:

AMOUNT  
BUDGETED

APPROPRIATION  
REQUIRED:

Resolution to issue a Negative Declaration for purposes of SEQR regarding a proposed Village Code amendment

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL :

MAYOR RABIDEAU

\_\_\_\_\_

TRUSTEE LITTLE

\_\_\_\_\_

TRUSTEE MURPHY

\_\_\_\_\_

TRUSTEE SHAPIRO

\_\_\_\_\_

TRUSTEE VAN COTT

\_\_\_\_\_

Date: 7/22/2019

**RESOLUTION  
OF THE  
VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES**

**SUBJECT: RESOLUTION RECOGNIZING UNLISTED SEQR ACTION**

**WHEREAS**, the Village Board of Trustees adopted the Village of Saranac Lake Code; and

**WHEREAS**, the Board has received complaints for noise caused by roosters and other fowl; and

**WHEREAS**, the Code does not define nuisance or expressly provide for regulation of roosters or other fowl; and

**WHEREAS**, in consideration of the circumstances as described above the Board needs to amend Village Code chapter 68 "Animals"; and

**WHEREAS**, the Saranac Lake Village Board of Trustees held a public hearing on July 22, 2019, to consider a local law amending Chapter 68 "Animals" of the Village Code in order to add a definition for Nuisance and add restrictions and regulations for roosters and other fowl, as more fully set forth in the text of the Local Law; and

**WHEREAS**, the Board must evaluate all proposed actions submitted to it for its consideration that may affect the environment in light of the State Environmental Quality Review Act ("SEQR") and the regulations promulgated thereunder, and

**WHEREAS**, the required environmental assessment will be conducted by the Board; and

**WHEREAS**, the Board desires to serve and act as the lead agency for the purposes of SEQR; and

**WHEREAS**, this project is an Unlisted action for the purposes of SEQRA as it adopts an amendment to the Development Code; and;

**NOW, THEREFORE, BE IT RESOLVED**, the Board makes the following findings and determinations with respect to the proposed project:

- (1) That the proposed Development Code amendment has been determined not to have a significant impact on the environment and a negative declaration is issued.
- (2) This resolution shall take effect immediately.

## Short Environmental Assessment Form

### Part 1 - Project Information

#### Instructions for Completing

**Part 1 – Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 – Project and Sponsor Information</b>			
Village of Saranac Lake Board of Trustees			
Name of Action or Project: Amendment of Village Code Chapter 68 "Animals"			
Project Location (describe, and attach a location map): Village of Saranac Lake			
Brief Description of Proposed Action: Amendment of Village Code Chapter 68 "Animals"			
Name of Applicant or Sponsor: Village of Saranac Lake		Telephone: 518-891-4150	
		E-Mail: ceo2@saranaclakery.gov	
Address: 39 Main Street			
City/PO: Saranac Lake		State: NY	Zip Code: 12983
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?  b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?  b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	



Project:	Village Code Chapter 68 amendment
Date:	7/22/2019

**Short Environmental Assessment Form  
Part 2 - Impact Assessment**

**Part 2 is to be completed by the Lead Agency.**

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project: Village code amendme

Date: 7/22/2019

**Short Environmental Assessment Form  
Part 3 Determination of Significance**

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

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.

Village of Saranac Lake Board of Trustees	7/22/2019
_____ Name of Lead Agency	_____ Date
Mayor Clyde Rabideau	Mayor of Saranac Lake
_____ Print or Type Name of Responsible Officer in Lead Agency	_____ Title of Responsible Officer
_____ Signature of Responsible Officer in Lead Agency	Paul Baine, Development Code Administrator _____ Signature of Preparer (if different from Responsible Officer)

**PRINT FORM**

**Business of the Village Board  
Village of Saranac Lake**

SUBJECT: LOCAL LAW AMENDMENT

Date: 7-22-19

DEPT OF ORIGIN: Trustee Shapiro

Bill: 93 - 2019

DATE SUBMITTED:

EXHIBITS: Exhibit A

APPROVED AS TO FORM:

\_\_\_\_\_  
Village Attorney

\_\_\_\_\_  
Village Administration

EXPENDITURE  
REQUIRED:

AMOUNT  
BUDGETED

APPROPRIATION  
REQUIRED:

Resolution to amend Chapter 68 "Animals" of the Village of Saranac Lake Code

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL :

MAYOR RABIDEAU

\_\_\_\_\_

TRUSTEE LITTLE

\_\_\_\_\_

TRUSTEE MURPHY

\_\_\_\_\_

TRUSTEE SHAPIRO

\_\_\_\_\_

TRUSTEE VAN COTT

\_\_\_\_\_

**RESOLUTION  
OF THE  
VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES**

**SUBJECT: RESOLUTION AMENDING THE VILLAGE OF SARANAC LAKE CODE CHAPTER 68**

**WHEREAS**, the Village Board of Trustees adopted the Village of Saranac Lake Code; and

**WHEREAS**, the Board has received complaints for noise caused by roosters and other fowl; and

**WHEREAS**, the Code does not define nuisance or expressly provide for regulation of roosters or other fowl; and

**WHEREAS**, in consideration of the circumstances as described above the Board needs to amend Village Code chapter 68 "Animals"; and

**WHEREAS**, the Saranac Lake Village Board of Trustees held a public hearing on July 22, 2019, to consider a local law amending Chapter 68 "Animals" of the Village Code in order to add a definition for Nuisance and add restrictions and regulations for roosters and other fowl, as more fully set forth in the text of the Local Law; and

**WHEREAS**, the Board has reviewed the proposed amendment for purposes of the State Environmental Quality Review Act (SEQRA) and determined that a negative declaration should be issued with respect to the proposed action; and

**WHEREAS**, the Board has reviewed the proposed amendment in regard to the Local Waterfront Revitalization Program and found it consistent and in accordance with the goals and objectives of the LWRP policies and standards; and

**NOW, THEREFORE, BE IT RESOLVED**, the Board makes the following findings and determinations with respect to the proposed project:

- (1) The Village of Saranac Lake Board of Trustees amends the Village Code with changes as set forth in Exhibit 'A'.
- (2) The amendment will become effective upon filing with the Secretary of State.

**Exhibit "A"**

**Chapter 68**

**ANIMALS**

**ARTICLE I  
Dogs and Other Animals**

- § 68-1. Definitions.**
- § 68-2. Restrictions and regulations.**
- § 68-3. Seizure of animals at large; impoundment, redemption and adoption.**
- § 68-4. Impoundment and redemption fees.**

**§ 68-5. Penalties for offenses.**

**ARTICLE II  
Waterfowl**

- § 68-6. Definitions.**
- § 68-7. Prohibited conduct.**
- § 68-8. Exceptions.**
- § 68-9. Penalties for offenses.**
- § 68-10. Enforcement.**

**[HISTORY: Adopted by the Board of Trustees of the Village of Saranac Lake as indicated in article histories. Amendments noted where applicable.]**

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**ARTICLE I  
Dogs and Other Animals  
[Adopted 4-28-2008 by L.L. No. 1-2008]**

**§ 68-1. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**ANIMAL** — Any living creature, except human beings.

**COMPANION ANIMAL** — Any dog or cat, and shall also mean any other domesticated animal normally maintained in or near the household of the owner or person who cares for such other domesticated animal.

**DISPOSE IN A SANITARY MANNER** — A person will be considered to have disposed of dog feces in a sanitary manner if such person places such material in a secure and leakproof bag or wrapper made of paper, plastic or some other similar material which is then placed in a garbage or refuse container for deposit in a duly permitted and authorized solid waste disposal facility; or otherwise disposes of such material on his/her own property.

**DOG** — Any member of the species *Canis familiaris*.

**DOMESTIC ANIMAL** — Any domesticated sheep, horse, cattle or fallow deer, red deer, sika deer or whitetail deer, which is raised under license from the Department of Environmental Conservation, llama, goat, swine, fowl, duck, goose, swan, turkey, confined domestic hare or rabbit, pheasant or other bird, which is raised in confinement under license from the Department of Environmental Conservation before release from captivity, except that the varieties of fowl commonly used for cock fights shall not be considered domestic animals for the purposes of this chapter.

**HABITUAL BARKING** — A dog that barks, whines, howls, growls, etc., for repeated intervals of at least four minutes, with less than 15 minutes of interruption between the intervals, which can be heard by any person, including a law enforcement officer or Dog Control Officer, from a location outside of the dog-owner's or dog-caretaker's premises.

**HARBOR** — To provide food and/or shelter to any dog or other animal.

**IDENTIFIED DOG** — A dog carrying a New York State license identification tag.

**IDENTIFIED ANIMAL** — Any companion animal or domestic animal, excluding dogs, carrying a tag bearing the name and contact information of the owner of such animal.

**LEASHED** — Restrained by a leash that does not exceed eight feet in length or, if retractable, which can be retracted to eight feet in length, attached to a collar or harness of sufficient strength to restrain the animal and which shall be held by a person having the ability to control the animal.

**NUISANCE** - The keeping or harboring of any animal which by habitual howling, yelping, barking, crowing or other noise disturbs the peace and quiet of nearby property or which would cause annoyance or discomfort to a reasonable person of normal sensitivity in the area.

**OWNER** — Any person who keeps, harbors, or has custody, care or control of an animal. Animals owned by minors shall be deemed to be in the custody and control of the parent or guardian of such person, or the head of the household wherein such minor resides.

**PROPERTY OF ANOTHER** — All property within the corporation limits of the Village of Saranac Lake which is not public property, including but not limited to all residential and commercial property, private streets, private rights-of-way, private sidewalks, the grassy areas located adjacent to private streets, rights-of-way and sidewalks, and any common areas of multiple-residence buildings, including condominiums or cooperatives.

**PUBLIC PROPERTY** — Any property owned, occupied or controlled by the Village of Saranac Lake, the State of New York, or any other municipal corporation or a school district, including but not limited to parks, streets, sidewalks and grassy areas adjacent to public streets and sidewalks.

**RUN AT LARGE** — An unleashed animal off of the premises of the owner and on any public or private lands without the knowledge, consent and approval of the owner of such lands.

**§ 68-2. Restrictions and regulations.**

It shall be unlawful for any owner to permit or allow:

- A. A dog to run at large. In addition, no person shall remove the leash, harness or collar of any dog, or cause such leash, harness or collar to be removed, or entice any dog out of any enclosure, house or grounds of the owner or harbinger, or release such dog to run at large.
- B. A dog to engage in habitual loud howling, barking or whining or to cry in an unreasonable manner, or to conduct itself in such a manner as to habitually annoy any person other than the owner of the dog.

- C. A dog, companion animal or domestic animal to cause damage or destruction to public

property or property of another, or to defecate, urinate, dig or otherwise commit a nuisance upon any property other than that of the owner. Any person who owns or has custody of a dog which has deposited its feces upon any public or upon the property of another shall immediately remove such feces or cause the same to be removed and shall dispose of it in a sanitary manner. The provisions of this subsection shall not apply to:

- a. The deposit by a dog of its feces on its owner's or custodian's own property, or upon the property of another with the express permission of the owner of such property;
- b. Any dog owned by the Village of Saranac Lake Police Department or the New York State Police and used for law enforcement purposes; and/or
- c. Any dog which serves as a guide dog while such dog is accompanying a blind person.
- D. A dog, companion animal or domestic animal to bite, chase, jump upon or otherwise harass any person in such a manner as to cause intimidation or put such person in reasonable apprehension of bodily harm or injury.
- E. A dog to chase, leap upon, or otherwise harass persons on or in bicycles or motor vehicles.
- F. A dog, companion animal or domestic animal to kill or injure any dog, companion animal or domestic animal.
- G. A dog to be unlicensed when four months of age or older.
- H. A dog to fail to have its current and valid New York State license identification tag on its collar or harness.
- I. A rooster or other fowl to engage in crowing or other noise that may be considered a nuisance.
- J. A rooster 6 months or older to be kept within the Village of Saranac Lake, except;
  - a. Roosters living within the Village at the time this law is enacted will be allowed to remain, if they are not deemed a nuisance, for a period not to exceed six (6) months after which time they would be in violation of this law

**§ 68-3. Seizure of animals at large; impoundment, redemption and adoption.**

- K. Any dog control officer, peace officer, code enforcement officer or police officer in the employ of or under contract to the Village of Saranac Lake, or any other law enforcement officer, is authorized to issue an appearance ticket, uniform appearance ticket, or a uniform appearance ticket and simplified information for the violation of any provision of this Chapter. Any such officer is authorized to seize:
  - (1) Any dog running at large or in violation of any of the provisions of this chapter or in violation of any state law or regulation, pursuant to § 118 of the Agriculture and Markets Law.
  - (2) Any unidentified companion animal or domestic animal found running at large or in violation of any of the provisions of this chapter or in violation of any state law or regulation.
  - (3) Any dog, companion animal or domestic animal which is not in the control of its owner or custodian or which poses an immediate threat to public safety.

§ 68-3

SARANAC LAKE CODE

§ 68-4

- B. Every animal seized shall be properly cared for, sheltered, fed and watered for the redemption periods set forth in § 118 of Agriculture and Markets Law. Promptly upon the seizure of an identified dog, the owner shall be notified in accordance with § 118 of Agriculture and Markets Law.

- C. Seized dogs may be redeemed by producing proof of current licensing and rabies vaccination and by paying the impoundment, kenneling and other fees set forth in § 15-4A of this chapter. Seized cats and ferrets may be redeemed by producing proof of current rabies vaccination and by paying kenneling fees set forth in § 15-4B this chapter. Seized companion animals, excluding cats and ferrets, and domestic animals may be redeemed by paying kenneling fees set forth in § 15-4C of this chapter.
- D. If the owner of any unredeemed dog, companion animal or domestic animal is known, such owner shall be responsible for and required to pay the impoundment and/or kenneling fees set forth in § 15-4 of this chapter whether or not such owner chooses to redeem the animal.
- E. Any animal unredeemed at the end of the appropriate redemption period may be made available for adoption or may be euthanized at the cost of such owner, pursuant to § 118 of Agriculture and Markets Law.

**§ 68-4. Impoundment and redemption fees.**

- A. For any impounded dog, excluding dogs seized pursuant to a dangerous dog complaint, the owner shall pay the following fees:

<b>Offense</b>	<b>Impoundment Fee</b>	<b>Kenneling Fee</b>
First impoundment of any dog owned by that person	\$10	Plus a kenneling fee of \$10/day
Second impoundment of any dog owned by that person within one year of the first impoundment	\$20	Plus a kenneling fee of \$10/day
Third and subsequent impoundments within one year of the first impoundment of any dog owned by that person	\$30	Plus a kenneling fee of \$10/day

- B. For any impounded cat or ferret, the owner shall pay a kenneling fee of \$5 per day.
- C. For any impounded companion animal, excluding cats and ferrets, or domestic animal, the owner shall pay a kenneling fee appropriate to the provisions and labor required to provide care for that animal.
- D. For any dog impounded pursuant to a dangerous dog complaint, the owner shall pay a fee of:

<b>Offense</b>	<b>Impoundment Fee</b>	<b>Kenneling Fee</b>
First impoundment of any dog owned by that person	\$10	Plus a kenneling fee of \$20/day
Second impoundment of any dog owned by that person within one year of the first impoundment	\$20	Plus a kenneling fee of \$20/day
Third and subsequent impoundments within one year of the first impoundment of any dog owned by that person	\$30	Plus a kenneling fee of \$20/day

E. All fees due and owing pursuant to this Chapter shall be paid prior to the release of an animal to its owner. If any fees are not paid, the Humane Society or other such agency contracted by the Village, may refuse to release the animal and may dispose of the animal in accordance with and as permitted by the Agricultural and Markets Law of New York State. In the event that a court rules that an animal has to be destroyed or should an owner refuse to redeem or accept the return of a seized or captured animal and it is determined that the animal must be destroyed, all of the costs of destroying the animal that are incurred by the Village, Humane Society or other such contracting agency are the responsibility of and may be recovered from the animal's owner.

**§ 68-5. Penalties for offenses.**

Unless otherwise specifically provided in the Agriculture and Markets Law, any person convicted of a violation of this chapter shall be liable to a fine not exceeding \$50 for a first violation, not exceeding \$100 for a second violation and not exceeding \$250 for each subsequent violation.

**ARTICLE II**

**Waterfowl**

**[Adopted 5-12-2008 by L.L. No. 2-2008]**

**§ 68-6. Definitions.**

As used in this article, the following terms shall have the meanings indicated:

**FEED** — To directly or indirectly deposit, distribute, expose, give, place or scatter in any location accessible to waterfowl any type of food, other sustenance or edible material that is intended or liable to be eaten by waterfowl.

**WATERFOWL** — Includes those species of birds commonly known as "geese" and "ducks," and all other birds classified within the biological family Anatidae, whether migratory, nonmigratory or resident.

**§ 68-7. Prohibited conduct.**

No person shall feed, cause to be fed or provide food to waterfowl within the Village of Saranac Lake. No person shall allow, cause or foster any condition to exist or continue, with the intention of or which results in causing a congregation or congestion of waterfowl within the Village of Saranac Lake.

**§ 68-8. Exceptions.**

- A. This article is not intended to apply to waterfowl confined in duly authorized and licensed zoos, animal parks, rehabilitation centers or environmental education centers; provided, however, that such waterfowl are at all times securely confined in appropriate cages, pens or enclosures.
- B. This article is not intended to apply to waterfowl raised or kept incident to and in the course of legitimate agricultural operations; provided, however, that such waterfowl are at all times securely confined in appropriate cages, pens or enclosures.

**§ 68-9. Penalties for offenses.**

Any person who violates any provision of this article shall be guilty of a violation and, upon conviction, shall be fined not less than \$50 nor more than \$250 for each offense. Each day any such violation continues shall constitute a separate offense. The imposition of any fines under this article shall not prevent the enforced abatement of any unlawful condition by the Village.

**§ 68-10. Enforcement.**

This article shall be enforced by the Police Department of the Village of Saranac Lake. The Village's Animal Control Officer(s) and Code Enforcement Officer(s) shall also have enforcement authority. Notwithstanding the other penalties and remedies herein provided, the Village Board may maintain an action or proceeding in the name of the Village in a court of competent jurisdiction to compel compliance with this article, or to restrain by injunction the violation of any provision of this article. The foregoing provisions for the enforcement of this article are not exclusive, but are in addition to any and all other laws applicable thereto.





Capital of the Adirondacks™

**Village of Saranac Lake** 39 Main Street, 2nd Floor Suite 9 • Saranac Lake, NY 12983-2294 • Phone: (518) 891-4150 • [www.saranaclakeny.gov](http://www.saranaclakeny.gov)

July 16, 2019

Rob Carr, Executive Director  
PLAY ADK  
165 Neil St.  
Saranac Lake, NY 12983

RE: Application for ESD Market NY for Play ADK – “Developing a Children’s Museum and Family Resource Center in the Tri-lakes Region” Project

Dear Mr. Carr,

I am writing to endorse Play ADK’s Application “Developing a Children’s Museum and Family Resource Center in the Tri-lakes Region” Project. Play ADK is working to develop a children’s museum and family resource center with opportunities for open-ended, imaginative play for young children and their families living in and visiting the region focused on Adirondack culture, history, and community. This initiative will meet a considerable need in the Adirondack region for spaces that encourage play for young children and provide resources for parents and families.

Play ADK has the potential to be truly transformational for Saranac Lake. Play ADK’s plan to renovate a historic, two-story warehouse and large industrial site on Depot Street in downtown Saranac Lake into a 15,000-square-foot state-of-the-art children’s museum and family resource center aligns perfectly with the goals of the Village. Play ADK will add significantly to the attractions available to families living in and visiting Saranac Lake and is uniquely positioned to lead the revitalization of Depot Street, identified by the Village of Saranac Lake as a high priority area for revitalization, spurring future business and nonprofit investments in that area. This initiative will be a vital resource for local parents and families, a critically underserved audience in the region, and be an important economic catalyst for the region by attracting families with young children to both visit and live here.

I encourage the North Country REDC and ESD Market NY to consider full funding for this request. Investments in the Play ADK project are an investment in the Adirondack Region.

Sincerely,

Clyde Rabideau, Mayor  
Village of Saranac Lake





July 22, 2019

Mr. John Sweeney, Village Manager  
Village of Saranac Lake  
39 Main Street, Suite 9  
Saranac Lake, NY 12983

**RE: Pine Street Sewer Reconstruction  
AES Project No. 4184**

Dear Mr. Sweeney and Village Trustees:

As a result of the bid opening held on July 19, 2019, regarding the above referenced project and our review of the bidding documents provided by the bidders, the following Contractor has met the requirements set forth in the construction documents and presented the lowest responsible bids for the following Unit Price Base Bid Contracts, including the add Alternates (GC-1), (GC-2) and (GC-3):

Contract	Contractor	Total Base Bid	Alternate (GC-1)	Alternate (GC-2)	Alternate (GC-3)	Total Base Bid + Alternate (GC-1), (GC-2) & (GC-3)
Contract (GC)	Reale Construction Company, Inc.	\$974,000	\$80,000	\$125,000	\$158,155	\$1,337,155.00

If the Village of Saranac Lake agrees (after consultation with the Village attorney), AES Northeast will provide the lowest responsible bidder (noted above) with a Notice of Award *pending the receipt of EEO Policy Statement and updated EPA Form 6100-3 and 6100-4*, whereby the Contractors will obtain Insurance Certificates/Bonds and execute the Agreement with the Owner. Enclosed is the bid tabulation for your reference.

Sincerely,

Gregory M. Swart, PE  
Partner & Director of Water Resources

Enclosures

# Notice of Award

Date: July 22, 2019

Project: <b>Pine Street Sewer Reconstruction</b>	
Owner: <b>Village of Saranac Lake</b>	Owner's Contract No.: <b>4184</b>
Contract: <b>GC</b>	Engineer's Project No.: <b>4184</b>
Bidder: <b>Reale Construction Company, Inc.</b>	
Bidder's Address: <b>411 County Rt. 56, PO Box 231</b>	
<b>Ticonderoga, NY 12883</b>	

You are notified that your Bid dated July 19, 2019 for the above Contract has been considered. You are the Successful Bidder and are awarded a Contract for General Construction Work, including Alternate GC-1, GC-2 and GC-3.

The Contract Price of your Contract is:

**One Million, Three-Hundred Thirty-Seven Thousand, One Hundred Fifty-Five Dollars**      \$1,337,155.00

Contract GC: General Construction Unit Price Bid      \$974,000.00

Alternate GC-1      \$80,000.00

Alternate GC-2      \$125,000.00

Alternate GC-3      \$158,155.00

1 copies of the proposed Contract Documents (except Drawings) accompany this Notice of Award.

1 sets of the Drawings will be delivered separately or otherwise made available to you immediately.

You must comply with the following conditions precedent within [15] days of the date you receive this Notice of Award.

1. Deliver to the Owner [1] fully executed counterparts of the Contract Documents.
2. Deliver with the executed Contract Documents the Contract security [Bonds] as specified in the Instructions to Bidders (Article 20), General Conditions (Paragraph 5.01), and Supplementary Conditions (Paragraph SC-5.01).
3. Deliver with executed Contract Documents the MWBE Utilization Plan (UP)

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within ten days after you comply with the above conditions, Owner will return to you one fully executed counterpart of the Contract Documents.

\_\_\_\_\_  
Owner  
By: \_\_\_\_\_  
Authorized Signature  
\_\_\_\_\_  
Title

Copy to Engineer

VILLAGE OF SARANAC LAKE  
 PINE STREET SEWER RECONSTRUCTION  
 AES PROJECT NO. 4184  
 DATE: 7/19/19

BASE BID (GC)				Real Construction Company, Inc.		Luck Brothers, Inc.		Average Unit Cost
No.	Description of Item	Units	Est. Qty	Cost/Unit	Total Cost	Cost/Unit	Total Cost	
FEMA Section Main Line Sta. C0+00 to Sta. C33+91 & B0+00 to Sta. B06+06+/-								
1	4" SDR 26 PVC	LF	284	80	\$ 22,720.00	285	\$ 80,940.00	\$ 182.50
2	8" SDR 26 PVC	LF	525	130	\$ 68,250.00	260	\$ 136,500.00	\$ 195.00
3	10" SDR 26 PVC	LF	1435	142	\$ 203,770.00	180	\$ 258,300.00	\$ 161.00
4	4' Diameter Sanitary Sewer Manhole	EA	19	5800	\$ 110,200.00	5800	\$ 110,200.00	\$ 5,800.00
5	5' Diameter Sanitary Sewer Manhole	EA	1	8400	\$ 8,400.00	6645	\$ 6,645.00	\$ 7,522.50
6	Asphalt Pavement - Full Depth (Inc. Removal & Disposal of Exis	SY	1870	73	\$ 136,510.00	68	\$ 127,160.00	\$ 70.50
7	Sanitary Sewer Service Cleanout	EA	15	500	\$ 7,500.00	615	\$ 9,225.00	\$ 557.50
8	Maintenance and Protection of Traffic	LS	1	100000	\$ 100,000.00	58370	\$ 58,370.00	\$ 79,185.00
9	Heavy Duty Road Box	EA	1	5000	\$ 5,000.00	175	\$ 175.00	\$ 2,587.50
10	Concrete Sidewalk Removal & Disposal	SY	8	40	\$ 320.00	160	\$ 1,280.00	\$ 100.00
11	Rock Removal	CY	50	150	\$ 7,500.00	250	\$ 12,500.00	\$ 200.00
12	Select Granular Fill	CY	2990	22	\$ 65,780.00	20	\$ 59,800.00	\$ 21.00
13	#2 Stone	Tons	240	40	\$ 9,600.00	45	\$ 10,800.00	\$ 42.50
14	Silt Fence	LF	425	6	\$ 2,550.00	5	\$ 2,125.00	\$ 5.50
15	Flowable Fill	LF	90	200	\$ 18,000.00	24	\$ 2,160.00	\$ 112.00
16	Abandon Existing Service Connections	EA	2	490	\$ 980.00	525	\$ 1,050.00	\$ 507.50
17	Abandon or Remove Existing Manholes	EA	14	1000	\$ 14,000.00	480	\$ 6,720.00	\$ 740.00
18	Sanitary Sewer By-Pass Pumping	LS	1	80000	\$ 80,000.00	39000	\$ 39,000.00	\$ 59,500.00
19	Restoration	LS	1	40000	\$ 40,000.00	39000	\$ 39,000.00	\$ 39,500.00
20	General Allowance	LS	1	70000	\$ 70,000.00	70000	\$ 70,000.00	\$ 70,000.00
21	Inlet Protection	LS	1	600	\$ 600.00	350	\$ 350.00	\$ 475.00
22	Concrete Sidewalk	SY	8	290	\$ 2,320.00	125	\$ 1,000.00	\$ 207.50
<b>TOTAL BASE BID</b>							\$ 974,000.00	\$ 1,033,300.00

ALTERNATE BID ITEM NO. 1 - (GC) (ADD): Unit Price Bid - HDPE Forcemains, manhole, and gravity sewer.				Real Construction Company, Inc.		Luck Brothers, Inc.		Average Unit Cost
No.	Description of Item	Units	Est. Qty	Cost/Unit	Total Cost	Cost/Unit	Total Cost	
1	Grinder Pump Station (Complete)	EA	1	21675	\$ 21,675.00	26800	\$ 26,800.00	\$ 24,237.50
2	1.25" DR 11 HDPE	LF	305	56	\$ 17,080.00	72	\$ 21,960.00	\$ 64.00
3	8" SDR 26 PVC	LF	50	70	\$ 3,500.00	76	\$ 3,800.00	\$ 73.00
4	Connection to Existing Manhole	EA	1	700	\$ 700.00	1600	\$ 1,600.00	\$ 1,150.00
5	4' Diameter Sanitary Sewer Manhole	EA	1	5000	\$ 5,000.00	5600	\$ 5,600.00	\$ 5,300.00
6	Asphalt Pavement	SY	245	65	\$ 15,925.00	80	\$ 19,600.00	\$ 72.50
7	Cleanout	EA	2	560	\$ 1,120.00	475	\$ 950.00	\$ 517.50
8	Restoration and Miscellaneous Work	LS	1	5000	\$ 5,000.00	3000	\$ 3,000.00	\$ 4,000.00
9	General Allowance	LS	1	10000	\$ 10,000.00	10000	\$ 10,000.00	\$ 10,000.00
<b>TOTAL ALTERNATE NO. 1</b>							\$80,000.00	\$93,310.00

ALTERNATE BID ITEM NO. 2 - (GC) (ADD): Unit Price Bid - Two manholes and 18" gravity sewer				Real Construction Company, Inc.		Luck Brothers, Inc.		Average Unit Cost
No.	Description of Item	Units	Est. Qty	Cost/Unit	Total Cost	Cost/Unit	Total Cost	
1	4' Diameter Sanitary Sewer Manhole	EA	2	7650	\$ 15,300.00	11000	\$ 22,000.00	\$ 9,325.00
2	18" SDR 26 PVC	LF	200	300	\$ 60,000.00	235	\$ 47,000.00	\$ 267.50
3	4" Lateral Connections	EA	2	2300	\$ 4,600.00	6050	\$ 12,100.00	\$ 4,175.00
4	Abandon Existing Service Connections	EA	2	1200	\$ 2,400.00	1360	\$ 2,720.00	\$ 1,280.00
5	Flowable Fill	LF	30	250	\$ 7,500.00	45	\$ 1,350.00	\$ 147.50
6	Asphalt Pavement	SY	160	120	\$ 19,200.00	80	\$ 12,800.00	\$ 100.00
7	Restoration and Miscellaneous Work	LS	1	6000	\$ 6,000.00	6500	\$ 6,500.00	\$ 6,250.00
8	General Allowance	LS	1	10000	\$ 10,000.00	10000	\$ 10,000.00	\$ 10,000.00
<b>TOTAL ALTERNATE NO. 2</b>							\$125,000.00	\$114,470.00

ALTERNATE BID ITEM NO. 3 - (GC) (ADD): Unit Price Bid - Milling and repaving entire road width.				Real Construction Company, Inc.		Luck Brothers, Inc.		Average Unit Cost
No.	Description of Item	Units	Est. Qty	Cost/Unit	Total Cost	Cost/Unit	Total Cost	
1	Milling - Full Depth and Asphalt Repaving **	SY	3570	41.5	\$ 148,155.00	31	\$ 110,670.00	\$ 36.25
2	General Allowance	LS	1	10000	\$ 10,000.00	10000	\$ 10,000.00	\$ 10,000.00
<b>TOTAL ALTERNATE NO. 3</b>							\$158,155.00	\$120,670.00

<b>Base Bid</b>		\$	974,000.00	\$	1,033,300.00
<b>Base Bid + Alternate No. 1, No. 2 &amp; No. 3</b>		\$	1,337,155.00	\$	1,361,750.00