

**VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES  
REGULAR MEETING AGENDA 5:30PM  
Monday July 8 2019  
Roberts Rules of Order will be in Effect for this Meeting**

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

**B. ROLL CALL**

**C. AUDITING**

- a. Pay Vouchers
- b. Approve Minutes 6-24-2019

**D. PUBLIC COMMENT PERIOD**

**E. CORRESPONDENCE-** Email from John Sweeney regarding Olive & School Street

**F. ITEMS FOR BOARD ACTION**

<b>BILL</b>	<b>84</b>	<b>2019</b>	<b>Authorize Bid Release for Pine Street Sewer Project</b>
<b>BILL</b>	<b>85</b>	<b>2019</b>	<b>Award Paving Bid To Carter Paving</b>
<b>BILL</b>	<b>86</b>	<b>2019</b>	<b>Authorize LDC Contract</b>
<b>BILL</b>	<b>87</b>	<b>2019</b>	<b>Authorize Pendragon Letter of Support for CFA Funding</b>
<b>BILL</b>	<b>88</b>	<b>2019</b>	<b>Call for a Public Hearing for amending Chapter 68 - Animals</b>

**G. OLD BUSINESS**

**H. NEW BUSINESS**

Update on Olive Street

**I. ITEMS FOR DISCUSSION**

**J. 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.

REGULAR MEETING OF THE BOARD OF TRUSTEES  
June 24, 2019

**ROLL CALL FOR REGULAR MEETING:** Present: Mayor Clyde Rabideau  
Trustees: Richard Shapiro, Patrick Murphy and Melinda Little. Paul Van Cott  
Also present: Village Manager, John Sweeney, Village Treasurer, Elizabeth Benson, Paul Blain,  
Development Code Officer 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  
\$352,770.33 voucher number 11041609 to 11041715 and 2020 Budget \$37,371.15  
voucher number 11041640 to 11041662 complete detail of these vouchers is attached and made  
part of these minutes.

Motion: Shapiro Second: Little

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

Chair Mayor Rabideau called for a motion to approve minute of June 10, 2019.

Motion: Little Second: Murphy

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

**PUBLIC COMMENT PERIOD**

Eric Bennett, property owner on Leona Lane. Spoke against the roosters at a neighboring property.  
Kathy O'Kane, resident on Leona Lane, report the roosters crow every 10-15 seconds.

**ITEMS FOR BOARD ACTION:**

**Bill 80-2019 Administration Raise**

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

Chair Mayor Rabideau called for a motion.

Motion: Van Cott Second: Little

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

**Bill 81-2019 Authorize Contract with Ambulance Service**

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

Chair Mayor Rabideau called for a motion.

Motion: Murphy Second: Little

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

**Bill 82-2019 Promote Leigh Wenske to Sergeant**

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

Chair Mayor Rabideau called for a motion.

Unanimous first and second

All in Favor

**Bill 83-2019 Authorize Village Manager to Hire Laborer/MEO**

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

Chair Mayor Rabideau called for a motion.

Motion: Murphy Second: Shapiro

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

**OLD BUSINESS**

Development Code Pertaining to Livestock was discussed. Will work with development board to clarify.

Broadway drainage was discussed.

**MOTION TO ADJOURN**

Motion: Little Second: Murphy

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

Respectfully submitted,

Kareen Tyler, Village Clerk

## Kareen Tyler

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**From:** John Sweeney  
**Sent:** Friday, June 28, 2019 9:28 AM  
**To:** Clyde Rabideau; Melinda Little; Patrick Murphy; Rich Shapiro; Paul Vancott; John Sweeney  
**Cc:** Kareen Tyler; Chris Blanchard; Dustin Martin; Kevin Pratt; Cassandra Hopkins  
**Subject:** Olive St - School St

After examining Olive St, from the intersection of Williams to School, DPW will be replacing both water and sewer, we are in the process of ordering materials to begin this project. This project is one section of a multi-year project on Olive St.

Project will be publicly announced for start date as soon as we have order materials.

Additionally, and time allowed the dead end of School St will be reconstructed as the road surface has completely failed.

These items are budgeted or will be covered with CHIPs funding

John



## RESOLUTION TO BID

**Whereas** the Village Trustees of the Village of Saranac Lake have been working with engineering firm AES Northeast on the PINE STREET SEWER RECONSTRUCTION PROJECT, and;

**Whereas** the Village Trustees have reviewed plans for the PINE STREET SEWER RECONSTRUCTION PROJECT with AES Northeast;

**Whereas** the Village Trustees do hereby approve the bidding process and requests that AES Northeast begin the bidding process immediately for the above-mentioned project to be started as soon as possible;

**Therefore be it resolved**, that the Village Trustees of the Village of Saranac Lake hereby authorize AES Northeast to prepare and release final bid documents for the PINE STREET SEWER RECONSTRUCTION PROJECT.



**RESOLUTION AUTHORIZING BID AWARD  
FOR PAVING**

WHEREAS, bids have been solicited and received for Installation of Pavement

WHEREAS, Village staff have evaluated the bids and recommended the contract  
be awarded to the responsible low bidder;

Carter Trucking for \$27, 450

NOW THEREFORE BE IT RESOLVED Carter Trucking be awarded the bid for  
installation of pavement

PAVING June 26, 2019

Company	Bid Units	Mobilization	Total
Fuller Excavating Inc	7700/38,500	1075/3225	41,725
Noel Brunell	6000/30,000	400/1200	31,200
Luck Brothers	6385/31,925	1300/3900	35,825
Carter Trucking	5400/27,000	150/450	27,450

Kevin Pratt, Dustin Martin, John Sweeney

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

SUBJECT: LDC contract

FOR AGENDA OF 7-8-19

DEPT OF ORIGIN: Village Manager

BILL # 86-2019

DATE SUBMITTED: 7-3-19

EXHIBITS: 2019-20 SLLDC Contract

APPROVED AS TO FORM:

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

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

EXPENDITURE  
REQUIRED: \$5,000.00

AMOUNT  
BUDGETED: \$    Yes

APPROPRIATION  
REQUIRED: \$

**SUMMARY STATEMENT**

Approve new contract for fiscal year 2020, and authorize Village Manager to sign.

**RECOMMENDED ACTION**

APPROVAL OF RESOLUTION

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

VOTE ON ROLL CALL:

MAYOR RABIDEAU      \_\_\_\_\_

TRUSTEE LITTLE      \_\_\_\_\_

TRUSTEE MURPHY      \_\_\_\_\_

TRUSTEE SHAPIRO      \_\_\_\_\_

TRUSTEE VAN COTT      \_\_\_\_\_

**RESOLUTION FOR APPROVAL OF  
SARANAC LAKE LOCAL DEVELOPMENT CORPORATION CONTRACT  
FOR FISCAL YEAR 2020**

WHEREAS, The Village Board approves the contract with the Saranac Lake Local Development Corporation for fiscal year 2020, effective June 1, 2019. The total amount of \$5,000.00 is included in the approved budget for the year.

NOW THEREFORE, BE IT RESOLVED, The Village Board authorizes the Village Manager to execute the new SLLDC contract.

**CONTRACT BETWEEN THE VILLAGE OF SARANAC LAKE  
AND  
SARANAC LAKE LOCAL DEVELOPMENT CORPORATION  
FOR  
ECONOMIC DEVELOPMENT SERVICES**

THIS CONTRACT, entered this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by and between the **Village of Saranac Lake** (herein called the “Village”) and the **Saranac Lake Local Development Corporation** (herein called “SLLDC”).

WHEREAS, the Village created the Saranac Lake Local Development Corporation to relieve and reduce unemployment; promote and provide additional and maximum employment; improve and maintain job opportunities; attract new industry; retain existing industries; and lessen the burdens of government; and

WHEREAS, the public objectives of the corporation are to apply for grants and loans to achieve its purposes; to acquire real or personal property, or interests therein, for use by others as industrial or manufacturing plants or commercial enterprises; and to foster and encourage the location or expansion of industrial or manufacturing plants and other commercial enterprises in the Village of Saranac Lake; and

WHEREAS, the Village has identified the need for revitalization of Saranac Lake commercial properties to enhance the visitor experience and promote Village businesses; and

WHEREAS, the Village seeks to support small businesses within the Village through loans and grants that will assist small businesses and provide incentives for the improvement of business properties within the Village; and

WHEREAS, funding and the commitment of voluntary time and effort will be necessary for the development and implementation of such a program; and

WHEREAS, the Village wishes to engage the SLLDC to seek funding for and to provide voluntary efforts in support of these economic development services in the interest of the people and businesses of Saranac Lake.

NOW, THEREFORE, it is agreed between the parties hereto that:

**I. SCOPE OF SERVICE**

SLLDC will be responsible for providing economic development services for the Village of Saranac Lake as follows:

1. The SLLDC will coordinate with public and private partners, including but not limited to the Franklin County Industrial Development Agency, the Franklin County Local Development Corporation, and private community and family foundations, regarding grant and financing opportunities that support business and community development within the Village.
2. The SLLDC will support the Village in assessing areas of opportunity related to grant and financing opportunities that are a result of the Downtown Revitalization Initiative’s Strategic Investment Plan.
3. The SLLDC will support the Village in accomplishing objectives related to various committees, task forces, and plans, including but not limited to the Climate Smart Community Task Force, the Arts and Culture Master Plan, and the Housing Task Force, where appropriate and in consultation with Village staff.
4. The SLLDC shall consider making other grant applications and will support and contribute to the Village’s efforts to obtain economic and community development grants and to promote economic development in the Village.

**II. TERM OF CONTRACT**

The period covered by this contract began on the 1<sup>st</sup> day of June, 2019 and shall end on the 31<sup>st</sup> day of May, 2020.

**III. PAYMENT**

It is expressly agreed and understood that the total amount to be paid by the Village to the SLLDC under this contract for the specified services shall be \$5,000, which amount shall be payable on or before July 15, 2019.

**IV. COMMUNICATIONS**

All communication and details concerning this contract shall be directed to the following contract representatives:

Village	SLLDC
Jamie Konkoski Community Development Director Village of Saranac Lake 39 Main Street Saranac Lake, NY 12983 Tel: (518) 891-4150 x235 Email: <a href="mailto:comdev@saranaclakeny.gov">comdev@saranaclakeny.gov</a>	Paul Van Cott Chairman Saranac Lake Local Development Corporation 39 Main Street Saranac Lake, NY 12983 Tel: (518) 637-3612 Email: <a href="mailto:paulvancott@hotmail.com">paulvancott@hotmail.com</a>

**V. SEVERABILITY**

If any provision of this contract is held invalid, the remainder of the contract shall not be affected thereby and all other parts of this contract shall nevertheless be in full force and effect.

**VI. ENTIRE AGREEMENT**

This contract constitutes the entire agreement between the Village and SLLDC for the use of funds received under this contract and it supersedes all prior or contemporaneous communications and proposals, whether electronic, oral, or written between the Village and SLLDC with respect to this contract.

Date \_\_\_\_\_

IN WITNESS WHEREOF, the Parties have executed this contract as of the date first written above.

**Village**

**SLLDC**

By \_\_\_\_\_

By \_\_\_\_\_

Title Village Manager

Title \_\_\_\_\_

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

SUBJECT: Pendragon Letter of Support

Date: 07/08/19

DEPT OF ORIGIN: Village Manager

Bill # 87-2019

DATE SUBMITTED: 07/03/19

EXHIBITS:

APPROVED AS TO FORM:

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

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

EXPENDITURE  
REQUIRED:

AMOUNT  
BUDGETED:

APPROPRIATION  
REQUIRED:

\_\_\_\_\_  
**SUMMARY STATEMENT:**

A resolution of support for Pendragon Theatre's CFA funding request.

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

VOTE ON ROLL CALL:

MAYOR RABIDEAU \_\_\_\_\_

TRUSTEE SHAPIRO \_\_\_\_\_

TRUSTEE MURPHY \_\_\_\_\_

TRUSTEE VAN COTT \_\_\_\_\_

TRUSTEE LITTLE \_\_\_\_\_

**RESOLUTION TO SUPPORT PENDRAGON THEATRE'S 2019 CONSOLIDATED FUNDING APPLICATION**

WHEREAS, Pendragon Theatre is a non-profit professional theater based in Saranac Lake; and

WHEREAS, Pendragon is an important anchor institution for the arts in Saranac Lake; and

WHEREAS, Pendragon seeks to relocate to Downtown Saranac Lake and renovate and occupy an existing building that is located in a priority area for redevelopment identified in the Village's downtown revitalization strategy; and

WHEREAS, Pendragon seeks funding assistance for renovation and construction, for working capital, and for marketing; and

WHEREAS, Pendragon's plans for a destination regional theatre in downtown Saranac Lake are consistent with Village plans including the Arts & Culture Master Plan, Comprehensive Plan, and Downtown Revitalization Strategic Investment Plan; and

NOW, THEREFORE BE IT RESOLVED, the Village of Saranac Lake Board of Trustees does hereby support Pendragon Theatre's 2019 Consolidated Funding Applications.



Resolution for a public hearing to introduce a Local Law  
Amending Chapter 68 of the Village of Saranac Lake Local Law

Whereas, the Village Code office has received numerous complaints for several years regarding excessive noise from some animals in the Village; and

Whereas, the Village Board has received similar complaints from Village residents;

Whereas, in order to resolve these complaints the following would be added to Chapter 68 of the Village Local Law:

§ 68-1. Definitions.

*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.*

§ 68-2. Restrictions and regulations.

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

- 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.**

The proposed amended Chapter 68 is attached.

Now, Therefore, be it resolved, the Village Board sets a Public Hearing for Monday, July 22, 2019 at 5:30PM in the Village of Saranac Lake Offices at 39 Main Street, for the purpose of gathering public input about the proposed Local Law Amending Chapter 68 of the Village of Saranac Lake Local Law.

## 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 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.

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



- 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.