

**VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES  
REGULAR MEETING AGENDA 5:30PM  
Monday November 12, 2018  
Roberts Rules of Order will be in Effect for this Meeting**

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

**B. ROLL CALL**

**C. SPECIAL GUESTS-**

**D. AUDITING**

- a. Pay Vouchers
- b. Approve Minutes 10-22-18

**E. PUBLIC COMMENT PERIOD**

**F. CORRESPONDENCE** Police Report, Email Regarding Department of Health Approval of BOCES waterline, Memo Village Treasurer with updated relevy amounts.

**G. ITEMS FOR BOARD ACTION**

<b>BILL</b>	<b>111</b>	<b>2018</b>	<b>CDBG Economic Development Grant Application</b>
<b>BILL</b>	<b>112</b>	<b>2018</b>	<b>Letter of Support Homeward Bound DRI Application</b>
<b>BILL</b>	<b>113</b>	<b>2018</b>	<b>Approve Public Docks</b>

**H. OLD BUSINESS**

**I. NEW BUSINESS NYS DOT** – Bloomingdale Avenue and Church Street Project, Hotel Saranac supporting approving and/or supporting the historical designation

**K ITEMS FOR DISCUSSION**

**L. 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  
October 22, 2018

**ROLL CALL FOR REGULAR MEETING:** Present: Mayor Clyde Rabideau  
Trustees: Melinda Little, Paul Van Cott, Richard Shapiro and Patrick Murphy.

Also present: Village Manager, John Sweeney, Village Treasurer, Elizabeth Benson, and Village Clerk, Kareen Tyler.

Everyone stood for the pledge of allegiance.

**SPECIAL GUESTS :** Saranac Lake Brand Panel Carolyn Bordonaro, Kelly Brunette, Jeremy Evans, Kathy Ford, Tim Fortune, Adam Harris, Tracey Schrader, Matt Scollin, Rich Shapiro, Kareen Tyler, Katy Van Anden were recognized for their generous contribution of time and ideas and willingness to share expertise and opinions. They were each given a certificate of appreciation a copy is attached and made part of these minutes.

**PUBLIC HEARING**

Chapter 10 – no one spoke  
Brewpub- no one spoke

**AUDITING:**

Chair Rabideau called for a motion to approve payment for the 2019 budget \$260,937.48 voucher number 11039989 to 11040082.  
complete detail of these vouchers is attached and made part of these minutes.  
Motion: Van Cott Second: Little  
Roll Call: Little yes Murphy yes Shapiro yes Van Cott yes

**APPROVAL OF MINUTES:**

Chair Mayor Rabideau called for a motion to approve minute of 10-9-2018 and 10-15-2018.  
Motion: Little Second: Van Cott  
Roll Call: Little yes Murphy yes Shapiro yes Van Cott yes

**PUBLIC COMMENT PERIOD:**

No one spoke

**ITEMS FOR BOARD ACTION:**

**Bill 111-2018 Adopt Chapter 10**

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 112-2018 Adopt Amendment to Development Code Brewpub**

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 no Van Cott yes

**Bill 113-2018 Approve Town Fire Contracts**

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

Chair Mayor Rabideau called for a motion.

Motion: Van Cott Second: Murphy

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

**Bill 114-2018 District Relevy Unpaid Water/Sewer and Relevy Village Unpaid Taxes**

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 115-2018 Letter of Support for Lake Flower Apartments Community Development Block Grant**

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

Chair Mayor Rabideau called for a motion.

Unanimous First and Second

Unanimous all in favor

**Bill 116-2018 Approve Lease with Homeward Bounds Adirondack**

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

Chair Mayor Rabideau called for a motion.

Unanimous First and Second

Unanimous all in favor

Mayor Rabideau recused himself from the discussion on the next bill

**Bill 117-2018 Dedication of the Streets within Cedar Ridge**

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

Chair Deputy Mayor Van Cott called for a motion.

Motion: Murphy Second: Little

Roll Call: Little yes Murphy yes Shapiro yes

**OLD BUSINESS:** No old business

**NEW BUSINESS:** No new business

**MOTION TO ADJOURN**

Chair Mayor Rabideau called for a motion.

Motion: Murphy Second: Van Cott

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

Respectfully submitted, Kareen Tyler, Village Clerk



# Saranac Lake Police Department

1 Main Street  
Saranac Lake, NY 12983-1795



Telephone: (518) 891-4428  
Fax: (518) 891-6321

## SARANAC LAKE POLICE DEPARTMENT – ACTIVITY REPORT

11/02/18

### October 2018

Total Calls for service:	172*
Total Arrests:	23
Mental Hygiene Law Arrests: (Included in total)	1
Accident Investigations:	11

### **Administrative:**

Policed Saranac Lake School District Emergency Evacuation Drill  
 Policed Downtown Halloween  
 Attended Community Relations Board – FCI Ray Brook  
 Attended Franklin County Preventative Task Force Meeting

### **Interesting Cases:**

Conducted a raid on Old Military Rd. culminating in arrests for the production of Methamphetamine.

\*Calls for service do not include walk-ins at the station, traffic stops, parking tickets, other interaction with the public which does not necessitate documentation.

**John Sweeney**

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**From:** Emily Sortevik <esortevik@TheBCGroup.com>  
**Sent:** Tuesday, October 23, 2018 8:58 AM  
**To:** Jeff Dora; Clyde Rabideau  
**Cc:** John Sweeney; Kareen Tyler; Michael Altieri  
**Subject:** FW: FEH BOCES Adk Campus Waterline  
**Attachments:** DOH Approval.PDF

*RAA*

All,

The Department of Health has approved our plans for the construction and installation of an 8" HDPE waterline to service the Franklin-Essex-Hamilton BOCES AEC Campus. The approval letter from Marlene Martin is attached. The project is scheduled to be bid this winter and begin construction the following spring.

Should you have any questions or concerns please feel free to contact myself or Michael Altieri.  
Thank you,

Emily Sortevik | *Junior Civil Engineer*

BCA ARCHITECTS & ENGINEERS  
327 Mullin Street | Watertown, New York 13601  
Telephone 315.782.8130 |  
[website](#)

WATERTOWN | ITHACA | SARATOGA

**From:** Martin, Marlene R (HEALTH) <Marlene.Martin@health.ny.gov>  
**Sent:** Monday, September 10, 2018 3:42 PM  
**To:** Emily Sortevik <esortevik@TheBCGroup.com>  
**Cc:** Michael Altieri <maltieri@TheBCGroup.com>; Mari Cecil <cmari@TheBCGroup.com>  
**Subject:** RE: FEH BOCES Adk Campus Waterline

Hi Emily,

The revisions look good. My only comments is that I would like to see the water main that crosses under the sewer force main encased in concrete.

Once you have made this revision, you can send me three complete copies of the plans for approval.

Thanks,  
Marlene

**Marlene R. Martin, P.E.**  
Professional Engineer 1  
NYS Department of Health  
41 St. Bernards Street  
Saranac Lake, NY 12983

(518) 891-1800  
[Marlene.Martin@Health.ny.gov](mailto:Marlene.Martin@Health.ny.gov)

**From:** Emily Sortevik [<mailto:esortevik@TheBCGroup.com>]  
**Sent:** Thursday, September 6, 2018 4:29 PM  
**To:** Martin, Marlene R (HEALTH) <[Marlene.Martin@health.ny.gov](mailto:Marlene.Martin@health.ny.gov)>  
**Cc:** Michael Altieri <[maltieri@TheBCGroup.com](mailto:maltieri@TheBCGroup.com)>; [cmari@thebcgroup.com](mailto:cmari@thebcgroup.com)  
**Subject:** RE: FEH BOCES Adk Campus Waterline

*ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.*

Marlene,

I apologize for the delayed response to your comments as I have been out on maternity leave. I have attached the revised pages to the plan set and have addressed your comments below. I apologize for not including the specifications in my initial submittal. The information required for pipeline pressure testing and pipe, valves, joint and fitting materials.

Should you have any further questions please do not hesitate to email or call me.

Thank you,

Emily Sortevik | *Junior Civil Engineer*

BCA ARCHITECTS & ENGINEERS  
327 Mullin Street | Watertown, New York 13601  
Telephone 315.782.8130 |  
[website](#)

WATERTOWN | ITHACA | SARATOGA

**From:** Martin, Marlene R (HEALTH) <[Marlene.Martin@health.ny.gov](mailto:Marlene.Martin@health.ny.gov)>  
**Sent:** Monday, June 18, 2018 12:54 PM  
**To:** Emily Sortevik <[esortevik@TheBCGroup.com](mailto:esortevik@TheBCGroup.com)>  
**Subject:** RE: FEH BOCES Adk Campus Waterline

Hi Emily,

I have reviewed the plans for the waterline connected from the BOCES building to the Village of Saranac Lake water system that we received in our office on April 25, 2018 and have the following comments:

1. Waterline profiles are not shown on the plans. We are not requiring profiles for this project, but hydrants must be located at any high points in the system. Please include that requirement as a note.

BCA Response: The DOT has requested waterline profiles, as a result waterline profiles have been included in the revised sheets.

2. Information on pipe, valves, joint, and fitting materials and specifications should be included on the plans, possibly as a note. (i.e pipe shall be HDPE in accordance to ANSI/AWWA spec number, same for valves, joints, and fittings).

BCA Response: The information on pipe, valves, joint and fitting materials and specifications requested have been summarized on the revised plan set, and the full specifications referenced. The specifications for the project have been attached to this email.

3. Procedures for pipeline pressure testing and pipeline disinfections should be included on the plans as a note.

BCA Response: The procedures for pipeline pressure testing and pipeline disinfection have been summarized on the revised plan set, and the full specifications referenced. The specifications for the project have been attached to this email.

Please send me revised pages (not the entire plan set) that you have changed to address the above comments. You may email pdf copies of the revised pages. After I have approved the changes, you can send me three copies of the plans for final approval.

If you have any questions, please let me know.

Thanks,  
Marlene

**Marlene R. Martin, P.E.**

Professional Engineer 1  
NYS Department of Health  
41 St. Bernards Street  
Saranac Lake, NY 12983  
(518) 891-1800  
[Marlene.Martin@Health.ny.gov](mailto:Marlene.Martin@Health.ny.gov)

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**From:** Emily Sortevisk [<mailto:esortevik@TheBCGroup.com>]  
**Sent:** Monday, June 18, 2018 9:46 AM  
**To:** Martin, Marlene R (HEALTH) <[Marlene.Martin@health.ny.gov](mailto:Marlene.Martin@health.ny.gov)>  
**Cc:** Kennedy, Susan L (HEALTH) <[susan.kennedy@health.ny.gov](mailto:susan.kennedy@health.ny.gov)>  
**Subject:** RE: FEH BOCES Adk Campus Waterline

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Marlene,

Thank you for the update, I appreciate it. I'll keep my eyes open for your review comments.

Emily Sortevisk | *Junior Civil Engineer*

BCA ARCHITECTS & ENGINEERS  
327 Mullin Street | Watertown, New York 13601  
Telephone 315.782.8130 |  
[website](#)

WATERTOWN | ITHACA | SARATOGA

**From:** Martin, Marlene R (HEALTH) <Marlene.Martin@health.ny.gov>  
**Sent:** Thursday, June 14, 2018 4:28 PM  
**To:** Emily Sortevik <esortevik@TheBCGroup.com>  
**Cc:** Kennedy, Susan L (HEALTH) <susan.kennedy@health.ny.gov>  
**Subject:** RE: FEH BOCES Adk Campus Waterline

Hi Emily,  
I have the information that you sent to me and I should be able to review the plans by the end of next week.  
Sorry for the delay.  
Thanks,  
Marlene

**Marlene R. Martin, P.E.**  
Professional Engineer 1  
NYS Department of Health  
41 St. Bernards Street  
Saranac Lake, NY 12983  
(518) 891-1800  
[Marlene.Martin@Health.ny.gov](mailto:Marlene.Martin@Health.ny.gov)

**From:** Emily Sortevik [<mailto:esortevik@TheBCGroup.com>]  
**Sent:** Thursday, June 14, 2018 4:04 PM  
**To:** Martin, Marlene R (HEALTH) <Marlene.Martin@health.ny.gov>  
**Cc:** Kennedy, Susan L (HEALTH) <susan.kennedy@health.ny.gov>  
**Subject:** FEH BOCES Adk Campus Waterline

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Ms. Martin,

I just wanted to check in to see if you had received everything you needed for the review of the proposed waterline from the Village of Saranac Lake's main line to the BOCES Campus. Please let me know if there is anything you did not receive or if you should have any questions.

Thank you,

Emily Sortevik | *Junior Civil Engineer*

BCA ARCHITECTS & ENGINEERS  
327 Mullin Street | Watertown, New York 13601  
Telephone 315.782.8130 |  
[website](#)

WATERTOWN | ITHACA | SARATOGA

## Approval of Plans for Public Water Supply Improvement

This approval is issued under the provisions of 10 NYCRR, Part 5:

1. Applicant  Franklin Essex Hamilton – Adirondack Education Center	2. Location of Works (C, V, T)  St. Armand (T)	3. County  Essex	4. Water District (Specific Area Served) Adirondack Education Center – Out of District User
5. Type of Project  <div style="display: flex; justify-content: space-between;"> <div style="width: 20%;"> <input type="checkbox"/> 1 Source  <input type="checkbox"/> 2 Transmission                 </div> <div style="width: 20%;"> <input type="checkbox"/> 3 pumping units  <input type="checkbox"/> 4 Chlorination                 </div> <div style="width: 20%;"> <input type="checkbox"/> 5 Fluoridation  <input type="checkbox"/> 6 Other Treatment                 </div> <div style="width: 20%;"> <input checked="" type="checkbox"/> 7 Distribution  <input type="checkbox"/> 8 Storage  <input type="checkbox"/> 9 Other                 </div> </div>			
Remarks:  This project includes the installation of 1,088 linear feet of 8" diameter HDPE water line connecting from the existing 16" DIP water main owned by the Village of Saranac Lake after it crosses NYS State 3 to the BOCES campus. Once the 8" line crosses the BOCES property line, it will be reduced to 330 linear feet of 6" HDPE water main. The purpose of the water main is to connect the Adirondack Education Center to the Village of Saranac Lake Water system.			

By initiating improvement of the approved supply, the applicant accepts and agrees to abide by and conform to the following:

- a. THAT the proposed works be constructed in complete conformity with the plans and specifications approved this day or approved amendments thereto.
- b. THAT the proposed works not be placed into operation until such time as a Completed Works Approval is issued in accordance with Part 5 of the New York State Sanitary Code.

See attached for Special Conditions c through f.

ISSUED FOR THE STATE COMMISSIONER OF HEALTH

October 9, 2018

*Marlene R. Martin*

, P.E.

Designated Representative  
 Marlene R. Martin, PE  
 Professional Engineer

### SPECIAL CONDITIONS

This project includes the installation of 1,088 linear feet of 8" diameter HDPE water line connecting from the existing 16" DIP water main owned by the Village of Saranac Lake after it crosses NYS State 3 to the BOCES campus. Once the 8" line crosses the BOCES property line, it will be reduced to 330 linear feet of 6" HDPE water main. The purpose of the water main is to connect the Adirondack Education Center to the Village of Saranac Lake Water system.

- c. That the proposed works be constructed in compliance with all Federal, State and local regulations.
- d. That the disinfection of water mains and appurtenances shall be done in accordance with AWWA Standards for Disinfecting Water Mains, C651 (current edition, tablet method excluded).
- e. That all conditions specified in the approval letter of this day be strictly observed and conformed to in the construction of these works.
- f. That a professional engineer shall supervise the construction of this project and implement any changes and/or additions agreed to by the New York State Department of Health.



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

## MEMORANDUM

To: John Sweeney, Village Manager  
Village Board of Trustees

From: Elizabeth Benson, Village Treasurer 

Date: November 12, 2018

Re: Village Tax & Water/Sewer Relevies

Below are the current amounts of unpaid Village Taxes and Water/Sewer rents for districts outside the Village. Lists have been sent to the County Treasurers for relevy.

### Village Taxes – Including Penalties – Unpaid

Harrietstown:	\$203,436.15
North Elba:	\$ 81,846.08
St. Armand:	<u>\$ 23,433.34</u>
Total:	\$308,715.57

### Water/Sewer District Rents – Including Penalties – Unpaid

Harrietstown:	\$ 35,754.10
North Elba:	\$ 8,246.84
St. Armand:	<u>\$ 2,347.18</u>
Total:	\$ 46,348.12

Bill to approve  
the relevy was  
10/22/18

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

SUBJECT: CDBG Econ. Dev. Grant Application      Date: 11-12-18

DEPT OF ORIGIN: Trustee Shapiro      Bill # 111 -2018

DATE SUBMITTED: 11-8-18      EXHIBITS: \_\_\_\_\_

APPROVED AS TO FORM:

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

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

EXPENDITURE  
REQUIRED

AMOUNT  
BUDGETED:

APPROPRIATION  
REQUIRED

Resolution authorizing Village staff to apply for Community Development Block Grant (CDBG) Economic Development funding on behalf of the Lake Flower Resort.

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

VOTE ON ROLL CALL:

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

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

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

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

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

**RESOLUTION AUTHORIZING SUBMISSION OF A CDBG ECONOMIC  
DEVELOPMENT GRANT APPLICATION FOR LAKE FLOWER RESORT**

WHEREAS, the NYS CDBG Economic Development program provides funds to local governments to support economic development projects that involve the creation or retention of permanent jobs that benefit low-and-moderate-income persons; and

WHEREAS, CDBG Economic Development funding is provided for activities such as business attraction, expansion, and retention projects; and

WHEREAS, the Lake Flower Resort seeks to apply for funding through the NYS CDBG Economic Development program to request up to \$750,000 for furniture, fixtures, equipment and inventory; and

WHEREAS, the Village is an eligible applicant for CDBG Economic Development funds; and

WHEREAS, eligible applicants must apply on behalf of the businesses seeking NYS CDBG funds; and

WHEREAS, the Lake Flower Resort project will help implement the goals of the Village's Comprehensive Economic Development Strategy by attracting a new business to the Village and improving the quality of lodging in Saranac Lake; and

NOW, THEREFORE BE IT RESOLVED, the Village of Saranac Lake Board of Trustees authorizes the Community Development Director to work with the Lake Flower Resort to submit a CDBG Economic Development Program application seeking up to \$750,000 for furniture, fixtures, equipment and inventory; and

BE IT FURTHER RESOLVED, the Village of Saranac Lake will reimburse the Lake Flower Resort for the purchase of furniture, fixtures, equipment and inventory based on job creation targets at a rate of \$15,000 per FTE after all documentation of purchases and job creation has been submitted and approved.

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

SUBJECT: Letter of Support

Date: 11-7-18

DEPT OF ORIGIN: Mayor Rabideau

Bill # 112-2018

DATE SUBMITTED: \_\_\_\_\_

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

APPROVED AS TO FORM:

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

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

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EXPENDITURE  
REQUIRED

AMOUNT  
BUDGETED:

APPROPRIATION  
REQUIRED

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**SUMMARY STATEMENT**

The Village of Saranac Lake Board of Trustees supports Homeward Bounds Downtown Revitalization Initiative application for office, façade and entrance improvements to 24 Depot St.

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

VOTE ON ROLL CALL:

MAYOR Rabideau \_\_\_\_\_

TRUSTEE Little \_\_\_\_\_

TRUSTEE Murphy \_\_\_\_\_

TRUSTEE Shapiro \_\_\_\_\_

TRUSTEE Van Cott \_\_\_\_\_

**RESOLUTION TO SUPPORT HOMEWARD BOUND RENOVATION APPLICATION FOR 24  
DEPOT ST TO THE DOWNTOWN REVITALIZATION INITIATIVE**

WHEREAS, Homeward Bound has submitted an application to Downtown Renovation Initiative for improvements to its office space located at 24 Depot St.; and

WHEREAS, the project will have a positive impact on the veterans for which Homeward Bounds provides its multiple services to; and

WHEREAS, the interior office improvements will provide secure locations for veterans and their families to meet with counselors, façade improvements and entrance improvements will provide easier access to these services.;

NOW, THEREFORE BE IT RESOLVED, the Village of Saranac Lake Board of Trustees supports Homeward Bounds application to the Downtown Revitalization initiative.



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Nov 7, 2018

Valeria Ainsworth, LCSW-R  
Homeward Bound, Executive Director  
PO Box 1100  
Saranac Lake, NY 12983

RE: Letter of Support Renovations to 24 Depot St – Downtown Revitalization Initiative

Ms. Ainsworth;

It is with great pleasure that the Village of Saranac Lake supports the initiatives to renovate 24 Depot St and for the support of the Veteran's services that Homeward Bound provides.

Proposed renovations to the second floor offices, outside façade and entrance improvements will further allow access for local veteran's services provided by Homeward Bound.

As such, and as the owner of 24 Depot St, the Village of Saranac Lake fully supports your submission to the Downtown Revitalization Initiative for these improvements.

Respectfully,

Clyde Rabideau  
Village Mayor



Village of Saranac Lake  
39 Main Street, Suite 9  
Saranac Lake, NY 12983

Dear Sirs,

I am writing in regards to the docks behind Mountain Mist Ice Cream at 260 Lake Flower Ave in Saranac Lake, NY 12983. Mountain Mist Ice Cream is owned and operated by Fogarty's Lake Flower Marina. These docks have been in or around this location for probably over 70 years. The docks are located both on our property and a portion of them extend onto village property. I propose that the portion of the docks that are located on village property remain where they are and be designated as public use docks to be maintained and insured by Fogarty's Lake Flower Marina. Fogarty's Lake Flower Marina will list The Village of Saranac Lake as additional insured on our policy.

While preparing a site plan for an improvement to the property, it was realized that these docks straddle the property line between Fogarty's Lake Flower Marina and the Village of Saranac Lake's properties. During the development board's approval of our improvement project, it was suggested that the docks be removed, but the consensus was that the docks should remain because they are a value to the public. A condition of the approval of our project, is that I resolve the dock matter with the Village. While I am prepared to remove these docks in order to move forward with the project, I feel removing those docks would be a disservice to the community. I would like to come up with an agreement with the village that will allow the docks to remain. It has been suggested by some village officials that eating ice cream from Mountain Mist on the docks behind it is a tradition.

I have attached the survey we had done, which indicates where the docks are located with respect to the property line.

Again, I request that the Village of Saranac Lake allow these docks to remain where they are under the conditions stated above. Please contact me with any questions.

Sincerely,

Terence Fogarty, Member

Fogarty's Lake Flower Marina, LLC  
[lakeflowermarina@hotmail.com](mailto:lakeflowermarina@hotmail.com)

518-891-2340 Work  
518-524-7010 Cell

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**NAUTIQUE**

  
**BENNINGTON**

**HONDA**  
**MARINE**

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THE ULTIMATE FISHING EXPERIENCE

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260 LAKE FLOWER AVENUE • SARANAC LAKE NY, 12983  
PH: 518.891.2340 • FX: 518.891.7312  
[WWW.LAKEFLOWERMARINA.COM](http://WWW.LAKEFLOWERMARINA.COM)



**Map of Survey**  
showing a portion of certain lands of  
**Fogarty's Marina Property**

— situate —  
Village of Saranac Lake, Town of North Elba, County of Essex, State of New York  
— being part of —  
Lot 11, Township 11, Old Military Tract  
— being the same Premises as conveyed by —  
Fogarty, LLC to Fogarty's Marina Property, LLC  
by deed dated May 28, 2008 and filed in the Essex County Clerk's Office  
on June 11, 2008 as Instrument No. 3268-2507.  
— Tax Map No. 32.230-1 - 18,100 -  
— Map Completed: September 17, 2018 —

FRANKLIN COUNTY  
ESSEX COUNTY

**Lake Flower**  
MEAN HIGH WATER 1228.27'  
FLOOD ELEVATION 1337'

Village of Saranac Lake  
S1-North Zoning District

Principal Building:	Accessory Structures:
Front: 30'	Rear: 10'
Rear: 30'	Side: 8'
Side: 10'	

Unauthorized alterations or additions to a survey bearing a Licensed Land Surveyor seal is a violation of Section 2522, Sub-section 2, of the New York State Education Law.

A copy of this document without a proper application of the Surveyors Embossed Seal should be assumed to be an unauthorized copy.

Ownership herein is per county records indicated on file or on title work and/or ownership certificates provided by others. This office makes no guarantee or assumes any responsibility for additional facts that could pertain to the location of property lines had adjacent and/or other title abstract work been consulted.

The location of underground improvements or encroachments are not always known and often must be estimated. If any underground improvements or encroachments exist or are shown, the measurements or encroachments are not covered by this certificate.

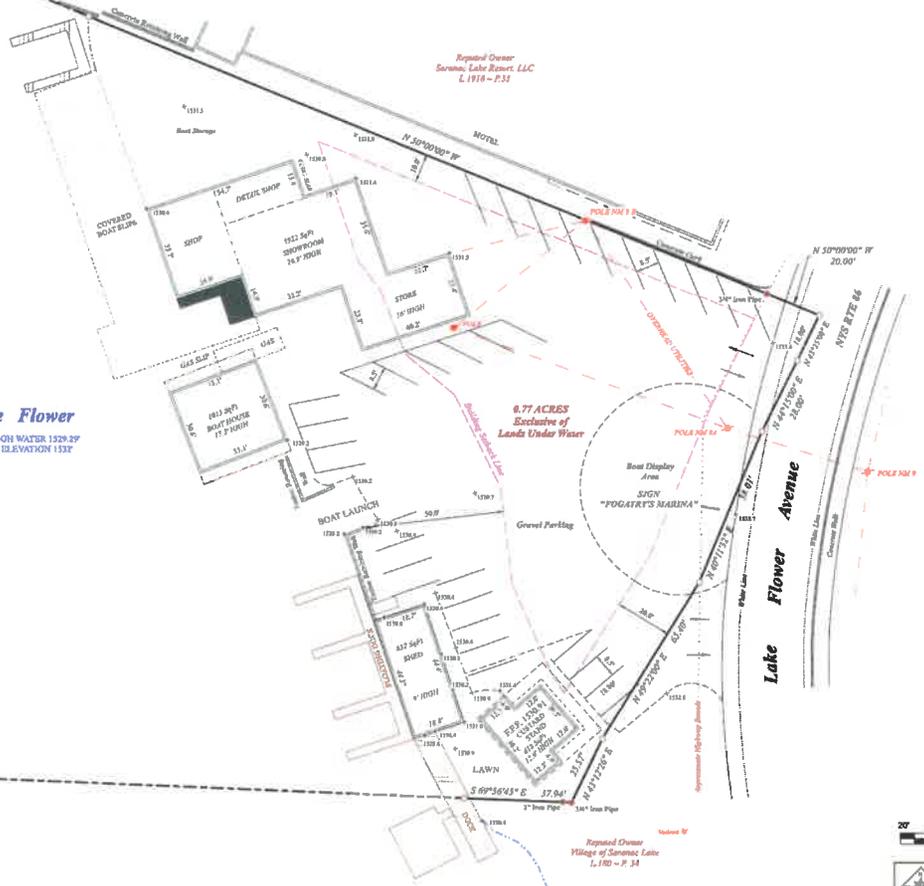
Building setbacks, as shown on this map are not to be used for construction purposes.

Certificates shall run only to the person for whom the survey was prepared and on his or her behalf to the Town, County, Governmental Agency, and Land-Using Institution herein. Certificates are NOT TRANSFERABLE to additional structures or subsequent owners.

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I hereby certify to:  
Fogarty's Marina Property

This map was prepared from a field survey of the premises shown herein and was completed on September 16, 2018.



**A.L.L. Land Surveying**  
Alan L. Latourville  
Professional Land Surveyor

3 Belmont Lane (518) 893-8766  
Saranac Lake, New York, 12983 alan.latourville@allland.com



## Additional Named Insureds

### Other Named Insureds

Fogarty's Lake Flower Marina

Doing Business As

## ADDITIONAL COVERAGES

Ref #	Description GL Broadening Endorsement	Coverage Code	Form No.	Edition Date	
Limit 1 Included	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Watersports Liability	Coverage Code	Form No.	Edition Date	
Limit 1 Included	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Marine Op Legal Liability	Coverage Code	Form No.	Edition Date	
Limit 1 1,000,000	Limit 2	Limit 3	Deductible Amount 1,000	Deductible Type	Premium
Ref #	Description P&I Liability - Loaner Boat	Coverage Code	Form No.	Edition Date	
Limit 1 Included	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Watersports Liab-Demos	Coverage Code	Form No.	Edition Date	
Limit 1 1,000,000	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Sudden & Accidental Pollution	Coverage Code	Form No.	Edition Date	
Limit 1 100,000	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Exclusion - Athletic Participants	Coverage Code	Form No.	Edition Date	
Limit 1 EXCLUDED	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description PIP-Basic	Coverage Code PIP	Form No.	Edition Date	
Limit 1 50,000	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Uninsured motorist combined single limit	Coverage Code UMCSL	Form No.	Edition Date	
Limit 1 1,000,000	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Underinsured motorist combined single limit	Coverage Code UNCSL	Form No.	Edition Date	
Limit 1 1,000,000	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
Ref #	Description Medical payments	Coverage Code MEDPM	Form No.	Edition Date	
Limit 1 5,000	Limit 2	Limit 3	Deductible Amount	Deductible Type	Premium
OFADTLCV					
Copyright 2001, AMS Services, Inc.					

## John Sweeney

---

**From:** Terence Fogarty <lakeflowermarina@hotmail.com>  
**Sent:** Thursday, November 08, 2018 4:42 PM  
**To:** John Sweeney  
**Cc:** Clyde Rabideau; Paul Blaine  
**Subject:** RE: Docks Behind Mountain Mist  
**Attachments:** Fogarty's Dock Proposal.doc; Fogarty's Survey.pdf

John,

Please see the attached letter as well as the survey showing where the docks are located.

Our insurance agent is producing the letter for additional insured and I will forward that to you once completed.

I plan to be at the Village Board Meeting on 11/13 as Clyde stated that it is on the agenda for this date.

Thanks for your help on this.

Sincerely,

Terence Fogarty

---

**From:** John Sweeney <manager@saranaclakeny.gov>  
**Sent:** Wednesday, November 7, 2018 3:37 PM  
**To:** lakeflowermarina@hotmail.com  
**Cc:** Clyde Rabideau <clyderabideau@hotmail.com>; Paul Blaine <CEO2@saranaclakeny.gov>  
**Subject:** RE: Docks Behind Mountain Mist

Terence

Finally getting some insight on this issue. From what I have been advised, all that needs to be done for this is yourself to send a letter to the village stating that the docks are public access and yearly provide the village insurance certification stating that the village is additionally insured.

If you can get the letter and insurance certification to me, I will get this on the agenda.

John

Village of Saranac Lake  
John M. Sweeney  
Village Manager  
2nd Floor, Suite 9  
39 Main St  
Saranac Lake, NY 12983-2294  
Phone (518) 891-4150  
Fax (518) 891-1324

---

**From:** Clyde Rabideau [<mailto:clyderabideau@hotmail.com>]  
**Sent:** Tuesday, October 30, 2018 3:28 AM

**To:** John Sweeney <manager@saranaclakeny.gov>; Paul Blaine <CEO2@saranaclakeny.gov>  
**Subject:** Fw: Docks Behind Mountain Mist

John and Paul: See below. I'd like to have this on the next agenda. Many thanks, Clyde

---

**From:** Terence Fogarty <lakeflowermarina@hotmail.com>  
**Sent:** Saturday, October 27, 2018 11:47 AM  
**To:** Clyde Rabideau  
**Cc:** Jay Fogarty  
**Subject:** RE: Docks Behind Mountain Mist

Clyde,

I propose that we do option 2 and open dock portion on public property to the general public. This is how that dock is currently used any way. The lease option concerns me because someone may see that as a way to get a cheap boat slip.

Let me know how to proceed to make this happen. Is there a way of making this happen quickly because the dock issue is standing in the way of obtaining a building permit for our deck project, which we would like to get started on this fall. If it cannot happen quickly, is there a way of separating it from the deck project. At the Development Board meeting, it was my understanding that it was going to be handled separately when the deck was approved, but when I received the Notice of Decision, it was listed as a condition.

Thank you very much for your help on this.

Terence Fogarty

**From:** Clyde Rabideau <clyderabideau@hotmail.com>  
**Sent:** Saturday, October 27, 2018 3:33 AM  
**To:** Terence Fogarty <lakeflowermarina@hotmail.com>  
**Cc:** Paul Blaine <ceo2@saranaclakeny.gov>  
**Subject:** Re: Docks Behind Mountain Mist

Good Morning, Terrance:

Per your request, I followed up on your dock issue. According to law, it appears we have three options, all subject to village board approval:

1. Remove docks, which no one wishes to do.
2. Open the dock portion on public property to the general public.

3. Lease the dock on public property through a public offering. Please note that we must offer it to the public and we usually do this through an advertised public auction. A public offering is the law as we cannot arbitrarily choose one person or entity. The chances of anyone else bidding on the dock lease are slim, but, in theory, someone could view the leasing of that dock space as worthwhile and bid upon it. I would opt/suggest for a minimum bid of \$1 per year with the appropriate insurance requirements.

Please let me know what you view as the best option.

Many thanks,

Clyde

---

**From:** Terence Fogarty <[lakeflowermarina@hotmail.com](mailto:lakeflowermarina@hotmail.com)>  
**Sent:** Thursday, October 25, 2018 12:04 PM  
**To:** [clyderabideau@hotmail.com](mailto:clyderabideau@hotmail.com)  
**Subject:** Docks Behind Mountain Mist

Clyde,

Thank you very much for taking the time have a conversation with me about the docks behind Mountain Mist. These docks have been in existence probably before you and I were born and as you said eating ice cream and sitting on the docks are a local tradition. While I am prepared to remove these docks in order to move forward with the deck that has been approved, I feel removing those docks would be a disservice to the community. I would like to come up with an agreement with the village that will allow the docks to remain, under our maintenance and liability insurance. Every member of the development board was in favor of leaving the docks in place and coming up with an arrangement with the village so that the public could continue to enjoy them.

I have attached the survey we had done, which indicates where the docks are located with respect to the property line. I have also included a drawing of the deck we will be building so that you can see what an improvement it will be not only to our business, but again to the community. I have also included the Notice of Decision from the Development Board.

Per Paul Blaine, the docks must be removed before we begin work on the deck. It is still our goal to build the deck this fall so that it will be ready for next summer. We do need to get started right away in order to beat the freezing ground.

Sincerely,

Terence Fogarty

Fogarty's Lake Flower Marina

## John Sweeney

---

**From:** Godek, Lynn (DOT) <Lynn.Godek@dot.ny.gov>  
**Sent:** Tuesday, November 06, 2018 4:31 PM  
**To:** John Sweeney  
**Cc:** Clyde Rabideau; Kareen Tyler; Lidia O'Kelly; Jamie Konkoski  
**Subject:** FW: 780628 Signal Improvement Project - Village of Saranac Lake  
**Attachments:** 780628\_cor\_village\_PR\_request.pdf; 780628\_preliminary\_plan\_sheet.pdf; 780628\_property\_release.pdf; 780628\_Saranac Lake Signal Work Tree.pdf

Mr. Sweeney:

We are still awaiting a response from the Village regarding the Signal Improvement Project at the corner of Bloomingdale and Church St at the Carousel. When we met on site on August 8 earlier this year we discussed the attached documents regarding the project's impacts to the Section 4(f) property and the identified trees. We discussed the Village concerns regarding loss of screening, the conceptual plans for the corner, and new plantings that can be provided to mitigate the loss of screening.

Please provide a written response by December 3<sup>rd</sup> documenting your determination regarding the impact of the tree removal and grading to the property and mitigation options we discussed. And if the Village is in agreement with the removal of the tree please sign and return the attached property release form. The form does not need to be notarized.

If you have any questions please contact me at your earliest convenience.

### Lynn Godek, PLA

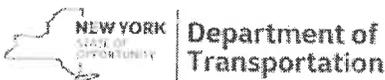
Regional Landscape Architect

### New York State Department of Transportation - Region 7

Dulles State Office Building, 317 Washington St, Watertown, NY 13601

315-785-2547 | [lynn.godek@dot.ny.gov](mailto:lynn.godek@dot.ny.gov) | [www.dot.ny.gov](http://www.dot.ny.gov)

[www.dot.ny.gov](http://www.dot.ny.gov)



**From:** Baxter, Elizabeth A. (DOT)  
**Sent:** Monday, July 30, 2018 4:58 PM  
**To:** [manager@saranaclakeny.gov](mailto:manager@saranaclakeny.gov); Godek, Lynn (DOT) <Lynn.Godek@dot.ny.gov>; Clyde Rabideau <mayorrabideau@saranaclakeny.gov>; [clerk@saranaclakeny.gov](mailto:clerk@saranaclakeny.gov); Lidia O'Kelly <payroll@saranaclakeny.gov>; [comdev@saranaclakeny.gov](mailto:comdev@saranaclakeny.gov)  
**Cc:** [Joan.Walters@dot.gov](mailto:Joan.Walters@dot.gov); Curtis, Robert.H (DOT) <Robert.H.Curtis@dot.ny.gov>; Peck, Robert G. (DOT) <Robert.Peck@dot.ny.gov>; Rudd, Levi F (DOT) <Levi.Rudd@dot.ny.gov>; Reape, Ernie (DOT) <Ernie.Reape@dot.ny.gov>; Harris, Mike (DOT) <Mike.Harris@dot.ny.gov>  
**Subject:** RE: 780628 Signal Improvement Project - Village of Saranac Lake

John,

Thank you for your quick reply. We will meet you at the corner of Depot St and Bloomingdale Ave at 11am on August 8<sup>th</sup>. We will be traveling from Watertown that morning so if you need to reach us, please call my cell phone at 315-408-6101.

If anyone else on this email chain would like to attend this on-site meeting, please let me know.

Thank you,  
Liz

**ELIZABETH BAXTER, P.E.**

Project Manager/Design Squad Leader

**New York State Department of Transportation, Region 7**

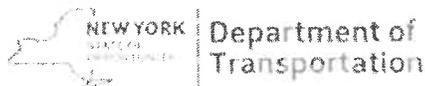
317 Washington Street, 8th floor

Watertown, New York 13601

Phone: (315) 785-7946 Desk

Phone: (315) 785-2472 Design Squad

Email: [elizabeth.baxter@dot.ny.gov](mailto:elizabeth.baxter@dot.ny.gov)



**From:** John Sweeney [<mailto:manager@saranaclakeny.gov>]

**Sent:** Monday, July 30, 2018 2:41 PM

**To:** Baxter, Elizabeth A. (DOT) <[Elizabeth.Baxter@dot.ny.gov](mailto:Elizabeth.Baxter@dot.ny.gov)>; Godek, Lynn (DOT) <[Lynn.Godek@dot.ny.gov](mailto:Lynn.Godek@dot.ny.gov)>; Clyde Rabideau <[mayorrabideau@saranaclakeny.gov](mailto:mayorrabideau@saranaclakeny.gov)>; [clerk@saranaclakeny.gov](mailto:clerk@saranaclakeny.gov); Lidia O'Kelly <[payroll@saranaclakeny.gov](mailto:payroll@saranaclakeny.gov)>; [comdev@saranaclakeny.gov](mailto:comdev@saranaclakeny.gov)

**Cc:** [Joan.Walters@dot.gov](mailto:Joan.Walters@dot.gov); Curtis, Robert.H (DOT) <[Robert.H.Curtis@dot.ny.gov](mailto:Robert.H.Curtis@dot.ny.gov)>; Peck, Robert G. (DOT) <[Robert.Peck@dot.ny.gov](mailto:Robert.Peck@dot.ny.gov)>; Rudd, Levi F (DOT) <[Levi.Rudd@dot.ny.gov](mailto:Levi.Rudd@dot.ny.gov)>; Reape, Ernie (DOT) <[Ernie.Reape@dot.ny.gov](mailto:Ernie.Reape@dot.ny.gov)>; Harris, Mike (DOT) <[Mike.Harris@dot.ny.gov](mailto:Mike.Harris@dot.ny.gov)>

**Subject:** RE: 780628 Signal Improvement Project - Village of Saranac Lake

**ATTENTION:**  
*This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.*

Good afternoon

I have blocked off Aug 8 from 11-1:30 to make myself available for this discussion. Please confirm time.

John

**From:** Baxter, Elizabeth A. (DOT) [<mailto:Elizabeth.Baxter@dot.ny.gov>]  
**Sent:** Monday, July 30, 2018 2:17 PM  
**To:** John Sweeney <[manager@saranaclakeny.gov](mailto:manager@saranaclakeny.gov)>; Godek, Lynn (DOT) <[Lynn.Godek@dot.ny.gov](mailto:Lynn.Godek@dot.ny.gov)>; Clyde Rabideau <[mayorrabideau@saranaclakeny.gov](mailto:mayorrabideau@saranaclakeny.gov)>; Kareen Tyler <[clerk@saranaclakeny.gov](mailto:clerk@saranaclakeny.gov)>; Lidia O'Kelly <[payroll@saranaclakeny.gov](mailto:payroll@saranaclakeny.gov)>  
**Cc:** [Joan.Walters@dot.gov](mailto:Joan.Walters@dot.gov); Curtis, Robert.H (DOT) <[Robert.H.Curtis@dot.ny.gov](mailto:Robert.H.Curtis@dot.ny.gov)>; Peck, Robert G. (DOT) <[Robert.Peck@dot.ny.gov](mailto:Robert.Peck@dot.ny.gov)>; Rudd, Levi F (DOT) <[Levi.Rudd@dot.ny.gov](mailto:Levi.Rudd@dot.ny.gov)>; Reape, Ernie (DOT) <[Ernie.Reape@dot.ny.gov](mailto:Ernie.Reape@dot.ny.gov)>; Harris, Mike (DOT) <[Mike.Harris@dot.ny.gov](mailto:Mike.Harris@dot.ny.gov)>  
**Subject:** RE: 780628 Signal Improvement Project - Village of Saranac Lake

Mr. Sweeney,

After reviewing our schedules, we would be able to meet you at this intersection on August 8<sup>th</sup> between 11am and 1:30 (whatever time works best for you). If that date doesn't work for you, we are also available at the same time on August 21<sup>st</sup> and 22<sup>nd</sup>. We look forward to meeting with you to discuss this signal replacement project.

Thank you,  
Liz

**ELIZABETH BAXTER, P.E.**  
Project Manager/Design Squad Leader

**New York State Department of Transportation, Region 7**  
317 Washington Street, 8th floor  
Watertown, New York 13601  
Phone: (315) 785-7946 Desk  
Phone: (315) 785-2472 Design Squad  
Email: [elizabeth.baxter@dot.ny.gov](mailto:elizabeth.baxter@dot.ny.gov)



**From:** John Sweeney [<mailto:manager@saranaclakeny.gov>]  
**Sent:** Friday, July 27, 2018 12:04 PM  
**To:** Godek, Lynn (DOT) <[Lynn.Godek@dot.ny.gov](mailto:Lynn.Godek@dot.ny.gov)>; Clyde Rabideau <[mayorrabideau@saranaclakeny.gov](mailto:mayorrabideau@saranaclakeny.gov)>; [clerk@saranaclakeny.gov](mailto:clerk@saranaclakeny.gov); Lidia O'Kelly <[payroll@saranaclakeny.gov](mailto:payroll@saranaclakeny.gov)>  
**Cc:** [Joan.Walters@dot.gov](mailto:Joan.Walters@dot.gov); Baxter, Elizabeth A. (DOT) <[Elizabeth.Baxter@dot.ny.gov](mailto:Elizabeth.Baxter@dot.ny.gov)>; Curtis, Robert.H (DOT) <[Robert.H.Curtis@dot.ny.gov](mailto:Robert.H.Curtis@dot.ny.gov)>; Peck, Robert G. (DOT) <[Robert.Peck@dot.ny.gov](mailto:Robert.Peck@dot.ny.gov)>; Rudd, Levi F (DOT) <[Levi.Rudd@dot.ny.gov](mailto:Levi.Rudd@dot.ny.gov)>  
**Subject:** RE: 780628 Signal Improvement Project - Village of Saranac Lake

**ATTENTION:**  
This email  
came from an

*external  
source. Do  
not open  
attachments  
or click on  
links from  
unknown  
senders or  
unexpected  
emails.*

I would like to meet onsite to discuss the options in reference to this plan, please advise dates and times available

**From:** Godek, Lynn (DOT) [<mailto:Lynn.Godek@dot.ny.gov>]

**Sent:** Friday, July 27, 2018 10:50 AM

**To:** Clyde Rabideau <[mayorrabideau@saranaclakeny.gov](mailto:mayorrabideau@saranaclakeny.gov)>; John Sweeney <[manager@saranaclakeny.gov](mailto:manager@saranaclakeny.gov)>; Kareen Tyler <[clerk@saranaclakeny.gov](mailto:clerk@saranaclakeny.gov)>; Lidia O'Kelly <[payroll@saranaclakeny.gov](mailto:payroll@saranaclakeny.gov)>

**Cc:** Joan.Walters@dot.gov; Baxter, Elizabeth A. (DOT) <[Elizabeth.Baxter@dot.ny.gov](mailto:Elizabeth.Baxter@dot.ny.gov)>; Curtis, Robert.H (DOT) <[Robert.H.Curtis@dot.ny.gov](mailto:Robert.H.Curtis@dot.ny.gov)>; Peck, Robert G. (DOT) <[Robert.Peck@dot.ny.gov](mailto:Robert.Peck@dot.ny.gov)>; Rudd, Levi F (DOT) <[Levi.Rudd@dot.ny.gov](mailto:Levi.Rudd@dot.ny.gov)>

**Subject:** 780628 Signal Improvement Project - Village of Saranac Lake

Ms. Tyler or Ms. O'Kelly:

Please distribute the attached information to Mayor Rabideau, Mr. Sweeny and others to review as appropriate. If you have any questions you can contact me or the Project Manager Elizabeth Baxter at [Elizabeth.Baxter@dot.ny.gov](mailto:Elizabeth.Baxter@dot.ny.gov) or 315-785-7946.

**Lynn Godek, PLA**

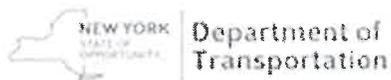
Regional Landscape Architect

**New York State Department of Transportation - Region 7**

Dulles State Office Building, 317 Washington St, Watertown, NY 13601

315-785-2547 | [lynn.godek@dot.ny.gov](mailto:lynn.godek@dot.ny.gov) | [www.dot.ny.gov](http://www.dot.ny.gov)

[www.dot.ny.gov](http://www.dot.ny.gov)





## Department of Transportation

**ANDREW M. CUOMO**  
Governor

**PAUL A. KARAS**  
Acting Commissioner

**STEVEN G. KOKKORIS, P.E.**  
Regional Director

July 26, 2018

Mayor Clyde Rabideau  
39 Main Street, Suite 9  
Saranac Lake, NY 12983

RE: PIN 780628 Signal Improvement Project  
Permission to perform work on Village  
owned property

Dear Mr. Rabideau:

NYSDOT is progressing a signal improvement project which includes the intersection of NY Route 3 & 28 (Bloomingdale Ave. and Church St.) and Depot St. in the Village of Saranac Lake. The project involves signal pole and pedestrian push button relocation, sidewalk and curb ramp replacement, and tree pruning for sight distance to signs and signals. See the attached plan sheet.

The placement of the new mast arm signal pole conflicts with a maple tree on Village property. The maple tree identified in the attached photos can be pruned, but it is preferable to remove the tree entirely as nearly half of the tree would require pruning. If the Village would like a replacement tree or trees the Regional Landscape Architect will coordinate with you to select an appropriate species and location away from the signal to avoid future conflicts.

Section 4(f) of the U.S. Department of Transportation Act of 1966 established the requirement for consideration of park and recreational lands, wildlife and waterfowl refuges and historic sites in transportation project development. The trees and lawn areas, identified in the attached photos are located on Village owned land within or adjacent to the William Morris Play Park. If this portion of the Village owned property, between the sidewalk and fence line, is considered part of the park, this work is considered a "temporary occupancy" of a designated Section 4(f) property. It is NYSDOT's opinion that this work does not alter the characteristics or function of the park and does not constitute an adverse impact to the park.

NYSDOT is therefore seeking permission to remove one tree, plant replacement tree(s) and reestablish turf along the sidewalk on Village owned property. If you are in agreement, please sign and return the attached property release form, and provide a written statement that you are in agreement with the assessment of impacts as described above.

If you have any questions, please contact Lynn Godek at 315-785-2547 or [Lynn.Godek@dot.ny.gov](mailto:Lynn.Godek@dot.ny.gov).

Sincerely,

Robert H. Curtis, PE  
NYSDOT Region 7 Design Engineer

Copy: J. Walters, Area Engineer, Federal Highway Administration  
L. Godek, Regional Landscape Architect and Cultural Resource Coordinator  
R. Peck, Regional Environmental Unit Supervisor  
E. Baxter, Project Manager

Attachments: Preliminary Plan Sheet  
Property Release  
Photos

NEW YORK STATE DEPARTMENT OF TRANSPORTATION  
RELEASE TO PERFORM CONTRACT WORK ON PRIVATE LAND

CONTRACT: 780628 Signal Improvement Project PROJECT IDENTIFICATION NUMBER: 7806.28

FROM STATION: Along Bloomingdale Ave TO STATION: \_\_\_\_\_

LOCATION: Saranac Lake New York County of: Franklin

The undersigned owner(s) of private land(s) that is/are located at the address(es) listed below:

Located at 2 Depot St, Saranac Lake, NY 12983 (Mailing address 39 Main St, Suite 9, Saranac Lake, NY 12983)

**Property owners address (include mailing address if different)**

hereby grant permission and give consent to New York State Department of Transportation or its contractors or designees, to enter onto the property identified above in connection with the above referenced contract for the purpose(s) identified below. This permission is granted with the understanding that such work shall be limited to as shown in the attached or an area within 5 Feet of the public right of way line to:

- RE-ESTABLISH APPROACHES TO PRIVATE LAND (DRIVEWAYS/WALKWAYS)<sup>1</sup>
- PLANT TREES & SHRUBS<sup>2</sup>
- GRADE AND RE-ESTABLISH TURF<sup>1</sup>

- REPLACE ELECTRICAL, GAS, TELEPHONE, WATER, OR SEWER UTILITY CONNECTIONS TO PRIVATE PROPERTY<sup>3</sup>
- REMOVE UNSOUND OR HAZARDOUS TREES<sup>2</sup>
- CONTROL & REMOVE INVASIVE SPECIES

The work is scheduled to occur between the months of May and December 2019. The Engineer will contact the property owner before entering the private property if these dates change. The property owner may revoke permission at any time by contacting the Project Manager, Elizabeth Baxter at 315-785-7946.

The property owner(s) are responsible for maintaining the improvements to be constructed. The undersigned property owner(s) agree that New York State Department of Transportation or its contractors or designees, shall not be liable for the maintenance of such improvement, nor liable for damages in connection therewith after the completion of the work. The undersigned property owner(s) waives any right to compensation for tree removals in consideration of the property improvements performed on the private property. The undersigned property owner(s) agree to release and hold harmless New York State Department of Transportation or its contractors or designees from any liability or damages which may arise after the completion of the work performed.

**Property Owner(s):**

Printed Name	Signature	Date
--------------	-----------	------

**Property Owner(s):**

Printed Name	Signature	Date
--------------	-----------	------

**In the presence of:**

**Witness(s):**

Name/Title	Signature	Date
------------	-----------	------

**Witness(s):**

Name/Title	Signature	Date
------------	-----------	------

**NOTES:** 1. Per Section 54-a of the State Highway Law  
 2. Per Sections 19 and 45 of the State Highway Law  
 3. Per Section 10 of the State Highway Law



Maple tree proposed to be removed and replaced away from new signal pole.

Lawn area proposed to be regraded.

**Photo 1**



Maple tree proposed to be removed and replaced away from new signal pole.

Tree pruning proposed for sight distance to signs and signals.

Lawn area proposed to be regraded.

Photo 2



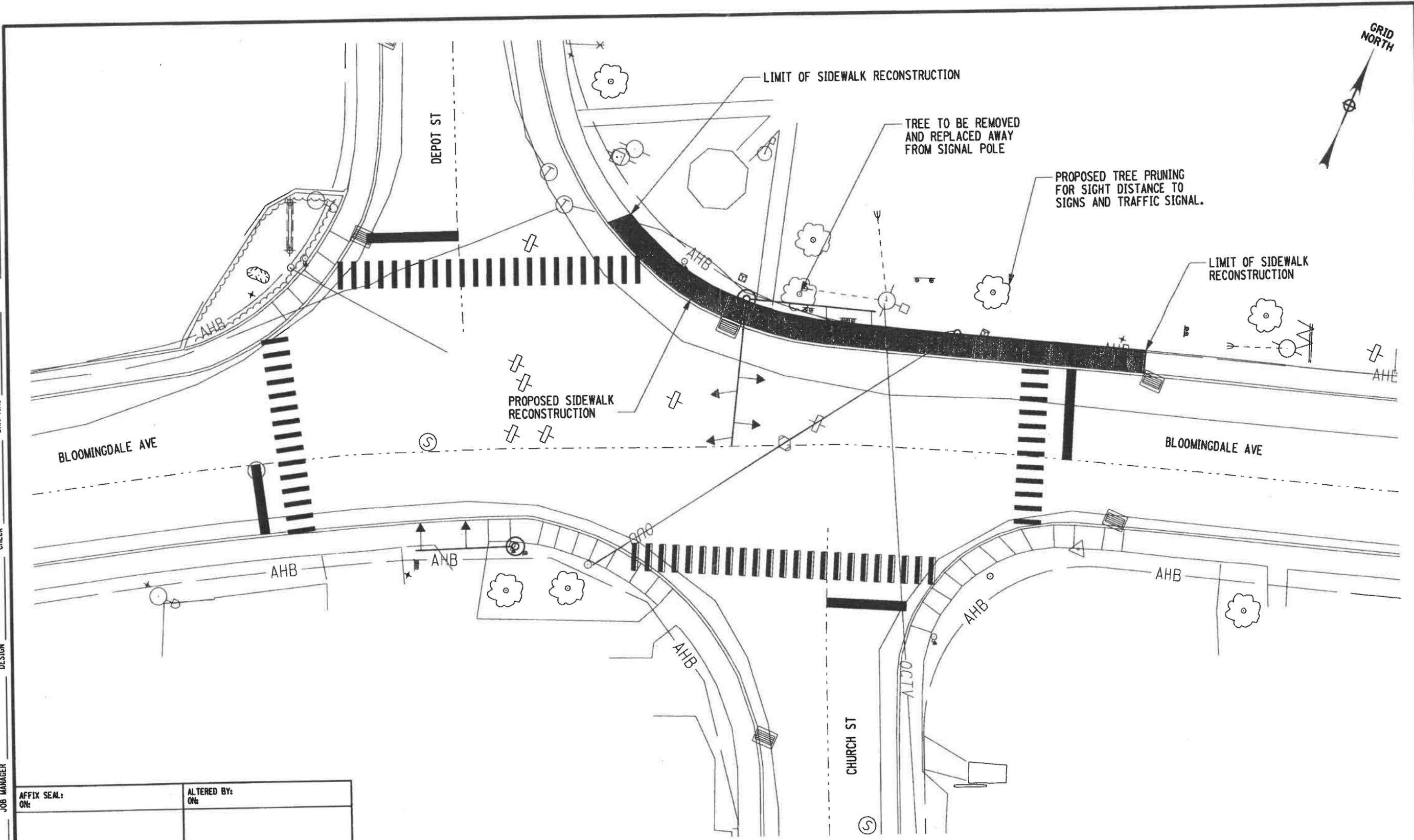
Maple tree proposed to be removed and replaced away from new signal pole.

Tree pruning proposed for sight distance to signals.

**Photo 3**

FILE NAME : 26-JUL-2018 12:15  
 DATE/TIME :  
 USER : mharris

DESIGN SUPERVISOR  
 JOB MANAGER  
 DESIGN  
 CHECK  
 DRAFTING  
 CHECK  
 PROJECT MANAGER



AFFIX SEAL:  
 ON:

ALTERED BY:  
 ON:

AS-BUILT REVISIONS DESCRIPTION OF ALTERATIONS:	COUNTY:	REGION:	PIN	BRIDGES	CULVERTS	ALL DIMENSIONS IN ft UNLESS OTHERWISE NOTED	CONTRACT NUMBER
							DRAWING NO. SHEET NO.

IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS THEY ARE ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR, TO ALTER AN ITEM IN ANY WAY. IF AN ITEM BEARING THE STAMP OF A LICENSED PROFESSIONAL IS ALTERED, THE ALTERING ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR SHALL STAMP THE DOCUMENT AND INCLUDE THE NOTATION "ALTERED BY" FOLLOWED BY THEIR SIGNATURE, THE DATE OF SUCH ALTERATION, AND A SPECIFIC DESCRIPTION OF THE ALTERATION.

NEW YORK STATE OF OPPORTUNITY  
 Department of Transportation

AT



**Parks, Recreation and Historic Preservation**

ROSE HARVEY  
Commissioner

CC: VM  
CDD  
VB

November 1, 2018

W/ return contact  
asked for by  
VM & CDD

Mr. Clyde Rabideau  
Mayor  
Village of Saranac Lake  
39 Main Street  
Saranac Lake, NY 12983

Re: Hotel Saranac  
100 Main Street  
Saranac Lake, NY  
Franklin County

Clyde

Dear Mr. Rabideau:

We are pleased to inform you that the property, noted above, will be considered by the New York State Board for Historic Preservation at its next meeting, **December 6, 2018**, for nomination to the National and State Registers of Historic Places. These registers are the official lists of properties that are significant in history, architecture, engineering, landscape design, and culture. Listing in the registers provides recognition of our national, state and local heritage and assistance in preserving it. Enclosed is a copy of the criteria under which properties are evaluated for listing.

Listing in the National and State Registers affords properties a measure of protection from the effects of federal and/or state sponsored or assisted projects, provides eligibility for certain federal and/or state tax credits and renders properties owned by non-profits or municipalities eligible for state preservation grants. In general, there are no restrictions placed upon private owners of registered properties. The results of listing are explained more fully in the attached fact sheet.

Owners of private properties proposed for listing in the National Register must be given the opportunity to concur in or object to the listing. If you are the sole owner of the property proposed for listing and you submit a notarized objection to the listing, the property cannot be listed. If there is more than one owner, a majority of the private owners must submit notarized objections in order to prevent listing. Each private property owner has one vote regardless of what portion of a single property that party owns

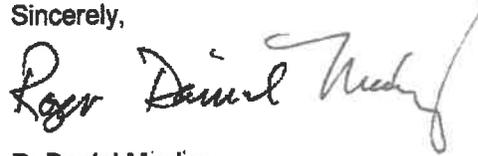
If a property owner wishes to object to the proposed listing, he/she must submit a notarized acknowledgement that he/she is the owner of the property in question and that he/she objects to the proposed National Register listing. Objections must be submitted before the property is listed.

If a property cannot be listed because of owner objection, the SHPO will submit the nomination to the Keeper of the National Register for a determination of eligibility for listing. Properties formally determined eligible for National Register listing by the Keeper are subject to the same protection from the effects of federally sponsored or assisted projects as are listed properties. There are no provisions in the New York State Historic Preservation Act that allow an owner to prevent listing in the State Register by means of objection.

If you wish to comment on whether or not the property should be nominated to the National and State Registers, please send your comments to the SHPO at the address below. Comments must be received by **December 5, 2018**, in order to be considered by the State Board for Historic Preservation when it reviews this district.

A draft copy of the proposed nomination will be posted on our web site ([www.nysparks.com/shpo](http://www.nysparks.com/shpo)) prior to the board meeting. For more information, contact Bill Krattinger, Division for Historic Preservation, Peebles Island State Park, P.O. Box 189, Waterford, New York 12188, (518) 268-2167.

Sincerely,



R. Daniel Mackay  
Deputy Commissioner for Historic Preservation and  
Deputy State Historic Preservation Officer

Enclosure: Fact Sheet  
Criteria for Evaluation

## Frequently Asked Questions about the State and National Registers of Historic Places in New York State

***What are the State and National Registers of Historic Places?*** The State and National Registers are the official lists of properties significant in history, architecture, engineering, landscape design, archeology, and culture. Properties may be significant in local, state and/or national contexts. More than 120,000 properties in New York have received this prestigious recognition.

***What qualifies a property for listing on the registers?*** The registers recognize all aspects of New York's diverse history and culture. Eligible properties must represent a significant historic theme (e.g., architecture, agriculture, industry, transportation) and they must be intact enough to illustrate their association with that theme. Properties must usually be more than 50 years of age to be considered for listing.

***What are the benefits of being listed on the registers?*** The State and National Registers are a recognized and visible component of public and private planning. The registers promote heritage tourism, economic development and appreciation of historic resources. Benefits include:

- Official recognition that a property is significant to the nation, the state, or the local community.
- Eligibility to apply for the state homeowner tax credit and/or the state and federal commercial historic rehabilitation tax credits.
- Eligibility (not-for-profit organizations and municipalities only) to apply for New York State historic preservation grants. Other grants, also requiring listing, may be available through other public and private sources.
- Properties that meet the criteria for registers listing receive a measure of protection from state and federal undertakings regardless of their listing status. State and federal agencies must consult with the SHPO to avoid, minimize, or mitigate adverse effects to listed or eligible properties.

***Will State and National Registers listing restrict the use of a property?*** If you are not using *federal or state funds* to complete your project (e.g. a grant or tax credit, CD funds, a Main Street Grant) and you do not require a *state or federal permit* to undertake it (e.g. DEC permit), you are free to remodel, alter, paint, manage, subdivide, sell, or even demolish a National or State Register listed property (as long as you comply with local zoning). If state or federal funds are used or if a state or federal permit is required, proposed alterations may be reviewed by SHPO staff if the property is either listed or determined eligible for listing.

***What kinds of properties can be included in the registers?*** Buildings and structures such as residences, churches, commercial buildings and bridges; sites such as cemeteries, landscapes and archaeological sites; districts, including groups of buildings, structures or sites that are significant as a whole, such as farmsteads, residential neighborhoods, industrial complexes and cultural landscapes; and objects, such as fountains and monuments.

***What is a historic district?*** A historic district is a group of buildings, structures, and sites that are significant for their historical and physical relationships to each other. Properties in districts are not usually significant individually but gain meaning from their proximity and association with each other. A district may include any number of properties.

***What is the process for listing a property on the registers?*** To begin, an application must be submitted to the State Historic Preservation Office (SHPO) for evaluation. If the property is determined eligible for listing, the nomination sponsor is responsible for providing documentation that describes the property's setting and physical characteristics, documents its history, conveys its significance in terms of its historic context, and demonstrates how it meets the

register criteria. The New York State Board for Historic Preservation reviews completed nominations. If the board recommends the nomination, the New York State Historic Preservation Officer (Commissioner of the Office of Parks, Recreation and Historic Preservation) lists the property on the State Register and forwards it to the National Park Service for review and listing on the National Register.

**Can an owner object to having his or her property listed on the registers?** Yes. Private property owners may object to National Register listing. If the property has *one owner*, that owner's objection will prevent the listing. If the property has *multiple* owners, the *majority* of the owners must object in order to prevent listing. For properties with multiple owners, such as districts, objections only count toward the listing of the district as a whole. No one owner can exempt himself or herself from listing in a district by means of an objection. Although the State Register does not recognize owner objections, it is the policy of the SHPO to avoid listings with significant objections and to work with nomination sponsors and communities to provide information and education about the registers program.

**How long does it take to get a property listed?** The length of time required for the preparation and review of an individual nomination is typically six to twelve months, depending on the quality of the application and staff workloads. Historic districts generally require at least a year to account for their greater complexity and the additional need for public comment.

**How do the State and National Registers differ from local landmark designation?** State and National Registers listing should not be confused with local landmark designation. Many communities have enacted local landmark ordinances that establish commissions with the authority to review proposed work on locally designated properties. These commissions are established and operated independently from the State and National Registers, which do not regulate the actions of private property owners unless state or federal funds are used or a state or federal permit is required. National Register listing does not automatically lead to local landmark designation, and local districts often differ from those listed on the registers.

**Must owners of listed buildings open their buildings to the public?** No. There is absolutely no requirement to open register-listed properties to the public.

**Will a property owner be able to leave his property to his children or anyone else he/she wishes?** Yes. Listing on the registers in no way affects the transfer of property from one owner to another.

**Will listing on the State and National Registers, either individually or in a historic district, affect local property taxes or zoning?** No. Listing has no direct bearing on any of these local actions.

**How can an owner get a State and National Registers plaque to display on his or her building?** Although the SHPO does not provide plaques, a list of manufacturers is available upon request.

**How does listing protect a building and its surroundings?** The registers are a valuable tool in the planning of publicly funded, licensed or permitted projects. Government agencies are responsible for avoiding or reducing the effects of projects on properties that are eligible for or listed on the registers. Listing raises awareness of the significance of properties, helping to ensure that preservation issues are considered early and effectively in the planning process.

**Where can I find out more about the State and National Registers?** Contact the Division for Historic Preservation at (518) 237-8643, visit our website at [www.nysparks.state.ny.us/shpo/register/index.htm](http://www.nysparks.state.ny.us/shpo/register/index.htm) or see the National Park Service website at [www.nps.gov/history/nr/](http://www.nps.gov/history/nr/).

09/14



**ANDREW M. CUOMO**  
Governor

## **Parks, Recreation and Historic Preservation**

**ROSE HARVEY**  
Commissioner

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### **National and State Registers Criteria for Evaluation**

The following criteria are used to evaluate properties (other than areas of the National Park Service and National Historic Landmarks) for listing on the National and State Registers of Historic Places.

The quality of significance in American history, architecture, archeology, engineering and culture is present in districts, sites, buildings, structures and objects that possess integrity of location, design, setting, materials, workmanship, feeling and association and

- A. that are associated with events that have made a significant contribution to the broad patterns of our history; or
- B. that are associated with the lives of persons significant in our past; or
- C. that embody the distinctive characteristics of a type, period, or method of construction or that represent the work of a master, or that possess high artistic values, or that represent a significant distinguishable entity whose components may lack individual distinction; or
- D. that have yielded, or may be likely to yield, information important in prehistory or history.

Ordinarily cemeteries, birthplaces, or graves of historical figures, properties owned by religious institutions or used for religious purposes, structures that have been moved from their original locations, reconstructed historic buildings, properties primarily commemorative in nature, and properties that have achieved significance within the past 50 years shall not be considered eligible for the State and National Registers. However, such properties will qualify if they are integral parts of districts that do meet the criteria or if they fall within the following categories:

- A. a religious property deriving primary significance from architectural or artistic distinction or historical importance; or
- B. a building or structure removed from its original location but which is significant primarily for architectural value, or which is the surviving structure most importantly associated with a historic person or event; or
- C. a birthplace or grave of a historical figure of outstanding importance if there is no other appropriate site or building directly associated with his productive life; or
- D. a cemetery that derives its primary significance from graves of persons of transcendent importance, from age, from distinctive design features, or from association with historic events; or
- E. a reconstructed building when accurately executed in a suitable environment and presented as part of a restoration master plan, and when no other building or structure with the same association has survived; or
- F. a property primarily commemorative in intent if design, age, tradition, or symbolic value has invested it with its own historical significance; or
- G. a property achieving significance within the past 50 years if it is of exceptional importance.



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)

November 12, 2018

New York State Office of Parks, Recreation and Historic Preservation  
Division of Historic Preservation  
Peebles Island, P.O. Box 198  
Waterford, NY 12188-0189

To Whom it May Concern;

We understand that the Hotel Saranac is being considered for nomination to the National and State Registers for Historic Places. The Village of Saranac Lake Board of Trustees wishes to express strong support for this nomination. The Hotel Saranac is a symbol of the community's historic roots as a tourist destination. It is the only example remaining of the extraordinary hotels built in Saranac Lake at the turn of the century. The first-floor storefronts and arcade and the second-floor great hall and ballroom are associated with events that are significant to our past and continue to be an important anchor within our historic, walkable downtown. The architecture of the Hotel Saranac provides a connection to the past and serves to remind us the village's unique history.

The addition of the Hotel Saranac to the National and State Registers of Historic Places will bridge the two existing historic districts within downtown Saranac Lake. It will be the link between the Church Street Historic District that signifies the work and life of Dr. Edward Livingston Trudeau and the unique architecture that is emblematic of the village as a cosmopolitan destination for tourists at the turn of the century.

Thank you for considering this property for the National and State Register of Historic Places.

Sincerely,

Village of Saranac Lake  
Board of Trustees