

*The Town of Rotterdam Town Board Meeting will be held in person; however, the public may access the meeting electronically via Zoom conference call. Members of the public may listen to the board meeting by dialing 1 (929) 205-6099 or by logging into Zoom.com, then enter the conference ID NO. 867 0373 0307, followed by the pound symbol. Video of the town board meeting will be posted on the Town of Rotterdam website (www.rotterdamny.org) the following Friday after the meeting.*

MEETING OF THE  
ROTTERDAM TOWN BOARD  
October 12, 2022  
7:00 pm  
AGENDA REVIEW 6:30 PM

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**SUPERVISOR'S REMARKS:** Supervisor Mollie A. Collins

- The Town of Rotterdam will be celebrating Halloween on Monday October 31, 2022. Designated hours for "Trick or Treating" are from 4:00 p.m. until 8:00 p.m. The Rotterdam Police Department is once again asking parents to cooperate by having their children off the streets by 8:00 p.m.

**EXECUTIVE SESSION**

**PROCLAMATIONS/PRESENTATIONS**

**PUBLIC HEARING**

- Draft Town of Rotterdam Comprehensive Plan
- Introductory Local Law No. 7 of 2022 to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to permitting and regulating the raising of chicken hens as an accessory use to single-family dwelling principal uses in the A Agricultural, R-1 One-Family Residential, R-2 Two-Family Residential, and RA Residential Agricultural zoning districts.

**PUBLIC COMMENT – PRIVILEGE OF THE FLOOR:**

Those members of the public wishing to address the Town Board will be asked to sign in before the meeting is called to order on the sign-in sheets being provided. Speakers will be called to the podium in the order of their signing in. Persons recognized by the Chair to speak during privilege of the floor shall direct his/her comments to the Town Supervisor as Chair of the meeting. Persons granted the privilege of the floor shall first clearly state his/her name and address for the record. Persons so addressing the Chair through the use of a prepared written statement shall submit a copy of the same to the Town Clerk for the purpose of maintaining clear and accurate official minutes of the Town Board meeting.

**GENERAL RULES OF PROCEDURE FOR PUBLIC HEARINGS & PRIVILEGE OF THE FLOOR:**

Any person recognized by the town supervisor to speak during privilege of the floor shall direct his/her comments to the town supervisor as chair of the meeting. Any person granted the privilege of the floor shall first clearly state his/her name and address for the record. The purpose of privilege of the floor shall be for speakers to express their views, thoughts and speak freely. Each speaker, who wishes to address the town board, shall have an equal and reasonable opportunity to be heard by the town board. Each speaker shall be afforded a maximum of four (4) minutes to address the town board.

## **INTRODUCTION OF MOTIONS, ORDERS AND RESOLUTIONS**

### **RESOLUTIONS**

**281.22** Accepting Town Board meeting minutes.

**282.22** To accept revenue for Town Clerk's office for September 2022.

**283.22** To approve budget transfers to the 2022 Budget.

**284.22** To reappoint Robert Caprara to the Board of Assessment Review.

**285.22** To call for a Public Hearing to amend Chapter 266 of the code of the Town of Rotterdam.

**286.22** To authorize Amendment #2 for Engineering Services for the Salt Shed Storage and Yard Waste Processing Facility.

### **LIAISON REPORTS**

### **MISCELLANEOUS**

### **EXECUTIVE SESSION**

- Personnel matter relating to employee No. 10062022 with invited guest, Labor Attorney Nathaniel J. Nichols.

### **BUDGET WORKSHOP**

### **ADJOURNMENT**

**Mollie A. Collins, Supervisor**

BUDGET  
WORKSHOP  
SCHEDULED  
FOR 10/12/22  
FOLLOWING  
EXECUTIVE  
SESSION



# ROTTERDAM POLICE DEPARTMENT

*The Joseph S. Dominelli Public Safety Building*

101 Princetown Road – Rotterdam, N.Y. 12306

(518) 355-7739 – Fax (518) 355-0817



**Michael S. Brown – Chief of Police**

## HALLOWEEN

The Town of Rotterdam will be celebrating Halloween on Monday October 31, 2022. Designated hours for “Trick or Treating” are from 4:00 p.m. until 8:00 p.m. The Rotterdam Police Department is once again asking parents to cooperate by having their children off the streets by 8:00 p.m.

### HALLOWEEN SAFETY TIPS:

- Wear light colored clothing that’s short enough to prevent tripping, and add reflective tape. Make sure children can see well enough through face masks, or use makeup instead.
- Adults should accompany young children. Cross the street only at corners and never between parked vehicles. If there is not a sidewalk, walk facing traffic.
- Go out during daylight and carry a flashlight in case of delay.
- Stay within your own neighborhood and only visit homes you know. Tell your family which streets you will be on, and only go to houses that have their lights on.
- Only give and accept wrapped or packaged candy. Wait until you get home to sort, check and eat your treats. Examine all candy before allowing children to eat it. If you suspect that a treat received has been tampered with, contact your local police department.
- Keep costumed children away from pets. The pet may not recognize the child and bite.
- Avoid hard plastic or wooden props such as daggers or swords. Substitute with foam rubber which is soft and flexible.

### HOMEOWNERS:

- Remove lawn ornaments and leaf bags from the front of residences prior to Halloween.
- Park vehicles off the street or inside your garage.
- Be visible. If you will be at home during Halloween, sit out on your porch, or be outside with your neighbors and friends.
- Turn on all exterior lights to discourage vandalism.
- If you will be out of town during Halloween, put your lights on timers and notify your neighbors that you will be away. *Contact the police for a property check.*
- Immediately report suspicious vehicles, large groups and unusual activity in your neighborhood to the **Dispatchers at the Communication Center at 630-0911 and they will contact a Rotterdam Police Officer to respond.**
- **Dial 911 only to report an emergency.**

Remember, by working together, we can all enjoy a Safe and Happy Halloween.

*“Serving Since 1942”*

10/12/2022

# PUBLIC HEARING #1

# DRAFT TOWN OF ROTTERDAM COMPREHENSIVE PLAN

*(The entire Draft Town of Rotterdam Comprehensive Plan can be found on [RotterdamNY.org](https://RotterdamNY.org) under the “What’s New/Comprehensive Plan” tab, or it is viewable at the Town Clerks Office Monday-Friday 8am-4pm).*

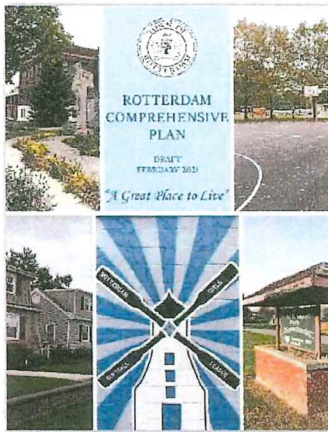
September 28, 2022

# Town of Rotterdam Comprehensive Plan Update

Town Board  
Public Hearing

## Overview

The Town is finalizing the update to its 2001 Comprehensive Plan, the update reflects the needs of today and identifies a vision for the future. The Comprehensive Plan creates a framework for the future for a range of topic areas. The Comprehensive Plan was developed by the Town of Rotterdam and guided by a Comprehensive Plan Advisory Committee and a consultant team led by MJ Engineering and Land Surveying.



## Comprehensive Plan Sections

- Section One:** Introduction
- Section Two:** Vision, Goals, and Vision Map
- Section Three:** Vision Map Recommendations
- Section Four:** Town-wide Recommendations
- Section Five:** Implementation

## Appendices

- A.** Community Engagement Plan
- B.** Inventory and Analysis
- C.** Review of Past Planning Efforts
- D.** Stakeholder Meeting Summaries
- E.** Public Meeting Summaries
- F.** Online Survey Summary
- G.** Student Survey Summary
- H.** Vision Map Survey Summary

## Public Engagement

- Stakeholder Meetings (8 held)
- Public Workshops (2 held)
- Public Virtual Webinar
- Pop-up stations (3 held)
- Online Community Survey
- Student Generated Survey
- Online Vision Map Survey
- Comprehensive Plan Advisory Committee Meetings (14 held)
- Committee Public Hearings

## Vision Statement

The Town of Rotterdam is a thriving, inclusive and friendly community that celebrates the diversity of its people and neighborhoods that together create a desirable place to live, work and play.

Locally owned businesses, walkable neighborhoods, excellent schools and vibrant commercial corridors as well as an active industrial area support a growing tax base, employment opportunities, and a high quality of life.

At the crossroads of several major transportation routes, Rotterdam is accessible to and from major Capital Region destinations for employment, retail and institutions of higher education. Rotterdam enjoys a diversity of housing options. From historic single-family neighborhoods to multi-family neighborhoods, there are housing choices to accommodate all generations.

Rotterdam is respectful of its rich history and natural resources prioritizing the health and well-being of its residents, visitors and the environment.

Parks and recreational opportunities abound providing options for people of all ages to connect with nature and each other.

More info please visit: [RotterdamNYPlan.com](https://RotterdamNYPlan.com)  
Or scan the QR code →



# Comprehensive Plan Goals

## Transportation and Mobility

- Maintain a safe, reliable and efficient transportation system that provides multi-modal access to all residents and visitors.
- Enhance the walkability of historic hamlet areas and increase neighborhood connectivity.
- Improve accessibility of neighborhood commercial corridors by using complete street design elements.

## History, Culture and Education

- Protect, enhance and promote historic and cultural resources of the Town for the enjoyment of community members and visitors.
- Expand opportunities for residents and visitors to experience history, arts and culture.
- Support and foster educational opportunities to ensure the success of future generations.

## Parks and Recreation

- Provide recreational opportunities that utilize the scenic and natural resources of the town.
- Provide a diversity of year-round recreational opportunities for the enjoyment of all residents and visitors.

## Neighborhoods, Housing and Community

- Preserve and enhance the character and unique identity of existing neighborhoods and hamlets.
- Create places and activities to celebrate community.
- Maintain and enhance existing housing stock.
- Support housing options that are appropriately located, meet the needs of seniors and all generations and serve all incomes.

## Infrastructure and Governance

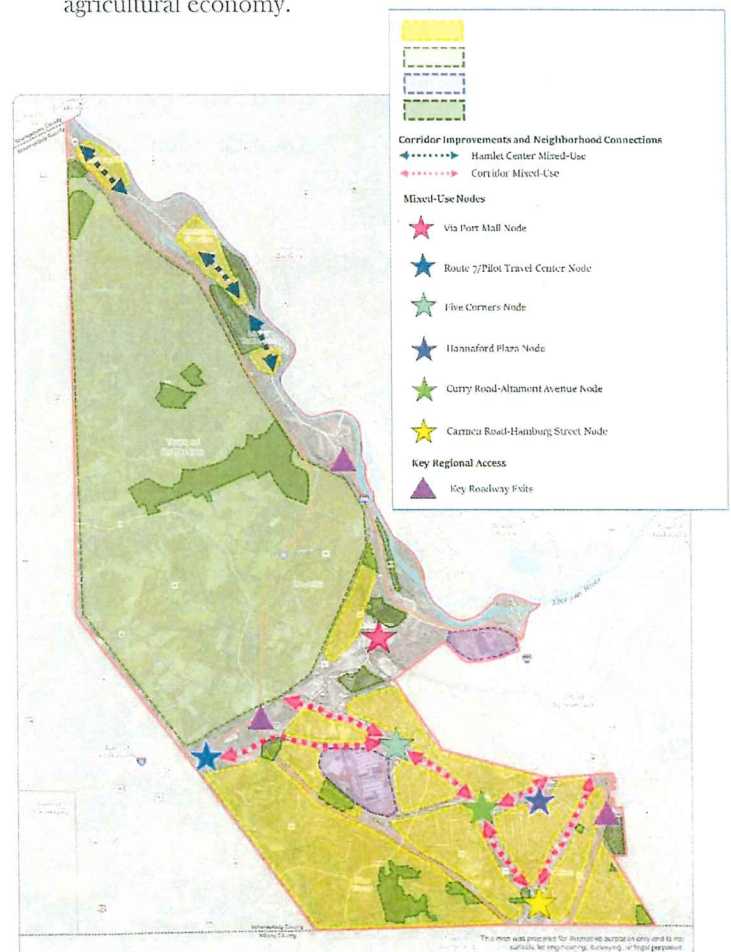
- Ensure the availability of public facilities, infrastructure and emergency services that adequately serve the present and future needs of Rotterdam.

## Economic Growth

- Promote investment and reinvestment to attract and retain local businesses and employment opportunities.
- Ensure that commercial growth occurs in a manner that maintains the character of the community while expanding the Town's tax base and the availability of services to members of the community.
- Support and promote existing commercial and industrial areas.

## Natural Resources, Agriculture and Environment

- Preserve and protect key natural resources and critical environmental areas including the Great Flats Aquifer.
- Preserve and protect farmland and support a local agricultural economy.



Vision Map

More info please visit: [RotterdamNYPlan.com](http://RotterdamNYPlan.com)  
Or scan the QR code →



10/12/2022

# PUBLIC HEARING

## #2

For receipt of comment on the potential enactment of Introductory Local Law No. 7 of 2022 to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to permitting and regulating the raising of chicken hens as an accessory use to single-family dwelling principal uses in the A Agricultural, R-1 One-Family Residential, R-2 Two-Family Residential, and RA Residential Agricultural zoning districts.

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 277.22**

**TO REFER TO THE SCHENECTADY COUNTY DEPARTMENT OF ECONOMIC  
DEVELOPMENT AND PLANNING AND TO SCHEDULE A PUBLIC HEARING ON  
INTRODUCTORY LOCAL LAW NO. 7 OF 2022**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MASTROIANNI**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board hereby authorizes and directs the Senior Planner to refer Introductory Local Law No. 7 of 2022 to the Schenectady County Department of Economic Development & Planning pursuant to N.Y. General Municipal Law § 239-m and to circulate such other notices as may be required by law.

**SECTION 2.** The Town Clerk of the Town of Rotterdam is hereby directed to publish in the official newspaper of the Town of Rotterdam not less than ten (10) days prior to the date designated for the public hearing provided for hereby the following notice:

**TOWN OF ROTTERDAM  
NOTICE OF HEARING**

**PLEASE TAKE NOTICE:** That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 at 7:00 p.m. on the 12th day of October, 2022 for the following purpose:

For receipt of comment on the potential enactment of Introductory Local Law No. 7 of 2022 to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to permitting and regulating the raising of chicken hens as an accessory use to single-family dwelling principal uses in the A Agricultural, R-1 One-Family Residential, R-2 Two-Family Residential, and RA Residential Agricultural zoning districts.

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

DATED: September 28, 2022

Daily Gazette: Please publish once on September 30, 2022

Town Clerk Post

**SECTION 3.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

## *Local Law Filing*

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

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

☐County   ☐City   ☒Town   ☐Village  
(select one:)

**of Rotterdam**

**Introductory Local Law No. 7 of the year 2022**

**A LOCAL LAW TO AMEND CHAPTER 270 OF THE TOWN CODE OF THE TOWN  
OF ROTTERDAM**

**Be it enacted by the Town Board of the Town of Rotterdam as follows:**

See attached.

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**(If additional space is needed, attach pages the same size as this sheet, and number each.)**

## **TOWN OF ROTTERDAM**

### **INTRODUCTORY LOCAL LAW NO. 7 OF THE YEAR 2022**

#### **A LOCAL LAW TO AMEND CHAPTER 270 OF THE TOWN CODE OF THE TOWN OF ROTTERDAM**

##### **SECTION 1 – TITLE**

This local law shall be referred to as “A Local Law to Amend Chapter 270 of the Town Code of the Town of Rotterdam”.

##### **SECTION 2 – AUTHORITY**

This local law is enacted by the Town Board of the Town of Rotterdam pursuant to the N.Y. Municipal Home Rule Law.

##### **SECTION 3 – AMENDMENT**

Chapter 270, entitled “Zoning”, of the Town Code of the Town of Rotterdam, is hereby amended as follows:

- A. Section 270-5, relating to definitions of terms, is amended to add the following term and corresponding definition in appropriate alphabetical order of term:

**CHICKEN HEN**

A female chicken.

**CHICKEN ENCLOSURE**

A small housing structure where chicken hens have areas to sleep and nest, and which provides them protection from weather and predators.

**CHICKEN RUN**

A fenced in area attached to a chicken enclosure, where chicken hens are allowed to run and peck.

## ROOSTER

A male chicken.

B. Section 270-15, relating to accessory uses, buildings and structures, is hereby amended to add a new Paragraph F to read in its entirety as follows:

F. Raising of Chicken Hens as an Accessory Use. Where the raising of chicken hens is permitted as an accessory use, such raising of chicken hens shall be governed by the provisions of § 270-15.4.

C. Article IV, entitled General Requirements, is hereby amended to add immediately following Section 270-15.3 and before Article V, a new Section 270-15.4, reading in its entirety as follows:

### § 270-15.4 Raising Chicken Hens as an Accessory Use

A. Where raising chicken hens as an accessory use is permitted under this Chapter, the following regulations shall apply:

#### (1) Permit Requirements.

- (a) The property owner or occupant shall obtain a permit from the enforcement official designated in § 270-170 of this Chapter. An applicant for a permit under this section shall submit a completed application, along with a plan showing the location of the chicken enclosure and the chicken run, and shall pay such application fee as may be established by the Town Board. Prior to issuance of a permit, the Building Inspector shall inspect the chicken enclosure and chicken run.
- (b) Such permit shall be valid for one year. Such property owner or occupant shall renew such permit annually so long as the accessory use of raising chicken hens continues, and shall pay such renewal fee as may be established by the Town Board.

- (c) Any permit or renewal issued under this section may be revoked by the enforcement official upon determination that a violation of this section is or has occurred. If a permit under this section is revoked, no permit under this section shall be issued for the same lot for a period of two (2) years.
  - (d) Any person aggrieved by a decision of the enforcement official under this section may seek review of such decision in accordance with § 270-177 of this Chapter.
  - (e) Upon discontinuance of the accessory use of raising chicken hens, the permit holder shall notify the enforcement official, whereupon the enforcement official shall inspect the property and the permit shall be terminated.
- (2) All applicable provisions of the New York State Uniform Fire Prevention and Building Code, as amended from time to time, shall be satisfied.
  - (3) The minimum lot size for the raising of chicken hens shall be 9,000 square feet.
  - (4) No more than six (6) chicken hens may be kept, maintained, housed, or possessed on a single lot.
  - (5) Roosters are prohibited.
  - (6) Outdoor slaughtering of chicken hens is prohibited.
  - (7) Chicken hens shall be fed from a trough or similar container. Scattering of chicken feed on the ground is prohibited.
  - (8) Chicken feed shall be stored in a secure, rodent-proof covered metal container within a fully enclosed structure on the property.
  - (9) Chicken hens shall be kept for personal, non-commercial use only. Breeding of chickens, the sale of eggs, meat or other

chicken products, and the production of fertilizer are prohibited.

- (10) A chicken enclosure and chicken run shall be provided. The chicken enclosure shall be a covered, well-ventilated, predator resistant structure sufficient to provide safe and healthy living conditions. A chicken enclosure shall provide a minimum of four (4) square feet per chicken hen. A chicken run shall provide a minimum area of 10 square feet per chicken hen.
- (11) No chicken enclosure or chicken run shall be located closer than twenty-five (25) feet from any property line. No chicken enclosure or chicken run shall be located in any front or side yard(s).
- (12) The chicken enclosure and chicken run, along with any other areas on the lot where the chicken hens access, shall be regularly cleaned of waste material. Such cleaning shall be undertaken on a sufficiently regular schedule to prevent offensive odors and attraction of rodents, pests, or parasites, but in no case less frequently than weekly.
- (13) Chicken hens shall at all times be confined to the chicken enclosure and chicken run, or otherwise fenced-in area sufficient to prevent movement beyond the lot lines.

D. Section 270-19, relating to accessory uses permitted in the A Agricultural District, is amended to add a new Paragraph K to read in its entirety as follows:

K. Raising of chicken hens, provided that such accessory use is accessory to a single family dwelling principal use and is in compliance with § 270-15.4.

E. Section 270-29, relating to accessory uses permitted in the R-1 One-Family Residential District, is amended to add a new Paragraph I to read in its entirety as follows:

- I. Raising of chicken hens, provided that such accessory use is accessory to a single family dwelling principal use and is in compliance with § 270-15.4.
- F. Section 270-39, relating to accessory uses permitted in the R-2 Two-Family Residential District, is amended to add a new Paragraph I to read in its entirety as follows:
- I. Raising of chicken hens, provided that such accessory use is accessory to a single family dwelling principal use and is in compliance with § 270-15.4.
- G. Paragraph E of Section 270-57, relating to accessory uses permitted in the B-1 Retail Business District, is amended to read in its entirety as follows:
- E. Accessory uses permitted in the R-1 and R-2 Districts, except raising of chicken hens.
- H. Paragraph E of Section 270-66, relating to accessory uses permitted in the B-2 General Business District, is amended to read in its entirety as follows:
- E. Accessory uses permitted in the R-1, R-2 and B-1 Districts, except raising of chicken hens.
- I. Section 270-200, relating to accessory uses permitted in the RA Residential Agricultural District, is amended to add a new Paragraph H to read in its entirety as follows:
- H. Raising of chicken hens, provided that such accessory use is accessory to a single family dwelling principal use and is in compliance with § 270-15.4.

#### **SECTION 4 – EFFECTIVE DATE**

This Local Law shall become effective upon filing with the New York Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as Local Law No. \_\_\_\_ of 2022 of the (County)(City)(Town)(Village) of Rotterdam was duly passed by the Town Board of the Town of Rotterdam on \_\_\_\_\_, 2022 in accordance with the applicable provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_ in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. —(City local law concerning Charter revision proposed by petition.)—**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. —(County local law concerning adoption of Charter.)—**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

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

\_\_\_\_\_  
Diane Marco, Town of Rotterdam Town Clerk  
Clerk of the county legislative body, City, Town or Village  
Clerk or officer designated by local legislative body

(Seal)

Date: \_\_\_\_\_



*Town of Rotterdam*  
*Office of the Planning Commission*

Thomas P. Yuille, Chairman  
Peter J. Comenzo, Senior Planner

Telephone (518) 355-7575  
Facsimile (518) 355-2725

**Resolution Number Planning Commission 46-2022**  
Moved by Flansburg, seconded by D'Alessandro

**Resolution Adopting a Report and Recommendation on  
Introductory Local Law No. 7 of 2022 – A Local Law to Amend Chapter 270 ("Zoning") to Permit  
and Regulate the Raising of Chicken Hens as An Accessory Use in Certain Zoning Districts**

**WHEREAS**, the Town Board of the Town of Rotterdam ("Town Board") is currently considering an amendment to Chapter 270 of the Town Code of the Town of Rotterdam, which would permit and regulate the raising of chicken hens as an accessory use in certain zoning districts; and

**WHEREAS**, the Town Board referred the proposed amendment to the Planning Commission on September 14, 2022 for a report and recommendation thereon; and

**WHEREAS**, the Planning Commission reviewed the proposed amendment at its regularly scheduled meeting held on September 20, 2022; and

**WHEREAS**, the Planning Commission has deliberated on the proposed amendment;

**NOW, THEREFORE**, upon motion of Member Flansburg, seconded by Member D'Alessandro,

**BE IT RESOLVED**, by the Planning Commission of the Town of Rotterdam as follows:

1. The Planning Commission hereby adopts the following as its report on the proposed amendment:

Under the current zoning law, the raising of chickens is not identified as a permitted accessory use in the Zoning Law.

The proposed amendment, Introductory Local Law No. 7 of 2022, would permit and regulate the raising of chicken hens as an accessory use. More specifically, "raising of chicken hens" would be added as a permitted accessory use provided such accessory use is accessory to a single family dwelling principal use (subject to permitting and regulatory requirements) in the A (Agricultural), R-1 (One-Family Residential), R-2 (Two-Family Residential), and RA (Residential Agricultural) zoning districts.

Such accessory use would permit and regulate the raising of female chickens as an accessory use on a single-family residential dwelling lot, provided the property owner/occupant obtains and maintains an annual permit from the Building Inspector/Code Enforcement Officer. Such accessory use would be subject to the following regulatory restrictions:

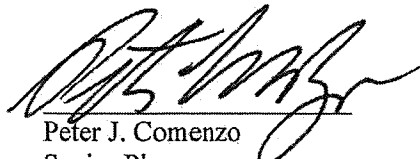
- To the extent applicable, the New York State Uniform Fire Prevention and Building Code must be satisfied.
- The minimum lot size for raising of chicken hens must be 9,000 square feet.
- No more than 6 chicken hens may be kept on a single lot.
- No roosters are permitted.
- Outdoor slaughtering of chickens is prohibited.
- Feeding of the chicken hens must be from a trough or container. Scattering of chicken feed on the ground is prohibited.
- Chicken feed must be kept in a secure, rodent-proof, covered metal container within a fully enclosed structure on the property.
- Keeping of chicken hens shall be for personal, non-commercial use.
- A chicken enclosure and chicken run must be provided.
- The chicken enclosure must be a small structure providing areas for the chicken hens to sleep and nest and providing protection from weather and predators. The chicken enclosure must be a covered, well-ventilated, predator-resistant structure that provides at least 4 square feet of space per chicken hen.
- A chicken run must be a fenced-in area attached to the chicken enclosure, where chicken hens are allowed to run and peck. A chicken run must provide at least 10 square feet of space per chicken hen.
- The chicken enclosure and chicken run must be located at least 25 feet away from any property line and must be limited to the rear yard.
- The chicken enclosure and chicken run, along with any other areas on the lot accessed by the chicken hens, must be regularly cleaned of waste materials, not less frequently than weekly.
- All chicken hens must be confined to the chicken enclosure and chicken run, or otherwise fenced-in area sufficient to prevent movement beyond the lot lines.

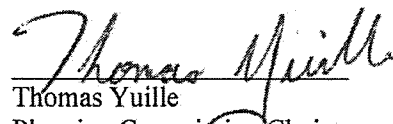
In addition to making the foregoing amendments where appropriate to Chapter 270, the proposed local law would add definitions (Chicken Hen, Chicken Enclosure, Chicken Run, Rooster) and would modify the allowable accessory uses in the B-1 Retail Business and B-2 General Business zoning districts as necessary to reflect that the raising of chicken hens as an accessory use is limited to the A, R-1, R-2, and RA zoning districts.

2. The Planning Commission hereby adopts a **negative recommendation** on the proposed amendment for the following reasons:

The Planning Commission believes that while raising of chicken hens is appropriate in the A (Agricultural) zoning district, the other districts identified (particularly R-1 and R-2) are generally more suburban in nature and are not appropriate for this type of accessory use. The proposed lot size of 9,000 square feet does not seem large enough to accommodate this proposed accessory use. The Planning Commission further believes that permitting this accessory use will generate code enforcement issues. The Planning Commission believes this proposed accessory use will impact neighbors and will give rise to issues relating to sanitary conditions, notwithstanding the proposed laws requirement for regular cleaning.

| <u>Member</u>     | <u>Aye</u> | <u>Nay</u> |
|-------------------|------------|------------|
| John Denny III    |            | X          |
| Wayne Calder      |            | X          |
| Mark D'Alessandro | X          |            |
| Clark Collins     |            | X          |
| Joseph Signore    | X          |            |
| Lynn Flansburg    | X          |            |
| Thomas Yuille     | X          |            |

  
Peter J. Comenzo  
Senior Planner

  
Thomas Yuille  
Planning Commission Chairman

**2. Town of Rotterdam – Code Amendment. Report and Recommendation to the Town Board for a Local Law to amend Chapter 270 of the Town Code of the Town of Rotterdam in regard to the raising of chicken hens as an accessory use.**

**Chairman Yuille:** Who is going to present this for the Town? Are you going to present it?

**Mr. Tingley:** I can certainly explain it.

The Town Board referred to the Planning Commission for a Report and Recommendation for proposed local law to allow as an accessory use in the A, R-1, R-2 and RA zoning districts raising of chicken hens as accessory to single family dwelling principal uses. So as a reminder, an accessory use is not a principal use on the lot, it is tied to a principal use. So you are not, this wouldn't necessarily allow just raising chickens on a lot, it would be where someone is living in a single family home, this would permit them to raise chicken hens as an accessory to that single family dwelling.

In conjunction with that, there are some restrictions that have been proposed that are intended to minimize the impacts of raising chicken hens on neighboring properties. Among some of them are a limit on the number of chickens being six (6), no roosters being permitted, no outdoor slaughtering of chickens, feeding chickens only in a container or from a trough rather than scattering it on the ground, keeping chicken feed in a closed metal container within the full enclosed structure on the property to prevent rodents from accessing it. Ensuring that the keeping of chickens is for personal use and not commercial use. Providing a chicken enclosure, sometimes known as chicken coop and a chicken run with minimum space requirements for each of those. Setbacks of at least 25' from any property line for that chicken run and chicken enclosure. Minimum lot size of 9,000 square feet and a requirement that the chicken enclosure and chicken run be cleaned regularly and not less frequently than weekly and a requirement that all chicken hens be always confined to the chicken enclosure and chicken run or otherwise fenced in area to prevent them from leaving the lot.

It would also require an annual permit. The permit fee would be set by the Town Board and there would be a requirement that the owner of the home that is keeping the chicken hens come in and every year and renew that permit. That would be an administrative permit application to the Building Department.

So, where you guys are at on this is the, as you know, when the Town Board is looking to consider an amendment to the zoning law. It is required to refer to the Planning Commission for report and recommendation. It has always been my advice that we do that in writing. I have provided a template that can be completed either tonight and adopted or it can be discussed tonight and adopted at a future meeting.

**Chairman Yuille:** Mr. Denny, I will start with you. Do you have any comments?

**Mr. Denny:** I don't see a problem with it at all with the way Mr. Tingley has explained it to us. I get a kick out of saying no roosters. I guess it would bother the neighbors with them out there making their noises early in the morning. I have no disagreement with any of it. I think Mr. Tingley has explained it to us thoroughly and I am for the recommendation.

**Chairman Yuille:** Mr. Calder?

**Mr. Calder:** No big concerns. I'm a little bit familiar with Glenville's Town Code on chickens because I have dealt with it with family members. It's pretty close to what our attorney produced for us and sent us a few days ago. I think it's good. I think it's well written. I am glad we are doing this. I think it's fine.

**Chairman Yuille:** Mr. Collins?

**Mr. Collins:** I agree, I think it's okay to do it. I think property owners have some rights. I will be honest with you, I know people that have 3 or 4 dogs that are a lot more noise than 6 chickens are going to be. My only questions is this and this is for Mr. Tingley, since this is a zone do they have the right, say someone has an 8,000 square foot instead of 9,000, can they go and ask for a waiver on conditions?

**Town of Rotterdam  
Chicken Code Amendment**

**Mr. Tingley:** It would be my opinion that they would be able to ask the Zoning Board of Appeals for an area variance.

**Mr. Collins:** That would be, even though we say certain things, they could, like anything else, they could ask for a variance?

**Mr. Tingley:** They could, but there are state law standards that the Zoning Board must apply in deciding those applications.

**Mr. Collins:** That was the only question that I had. Other than that, I support it.

**Chairman Yuille:** Mrs. Flansburg?

**Mrs. Flansburg:** Unlike those that have gone before me, I just jotted a few notes down. I agreed with Mr. Collins that it is difficult to limit what property owners can and cannot do on their personal property and if there are opportunities when we can give them free rein or organized rein, however, we live in a suburban community. I live in a suburban neighborhood. In our community we have various different zones and different size lots and I think that chickens are most appropriate in an agricultural zoned lot or certainly much larger lot than a 9,000 square foot lot. I look at our position here on this Board as if we are representing people who live within our community and if it is something that I would be comfortable with in my neighborhood, I would not be as my next-door neighbor or my backyard neighbor, I don't think so.

Also, I think it would be a code enforcement issue. There are chicken and roosters currently in our neighborhoods that haven't been cited or removed and if we are to permit them then I certainly wouldn't see code enforcement to be able to monitor and enforce the various regulations that are proposed. So, I would prefer that they stay in Agricultural Zones or that the limitation on the lot size be much bigger or not at all in R-1 and definitely in an R-2. Those are my thoughts.

**Chairman Yuille:** Mr. D'Alessandro?

**Mr. D'Alessandro:** It kind of blows my mind with all the issues that we have in the town, we are worried about chickens. I don't know. I feel the same way as Lynn on this. I think there are bigger problems than chickens. Code enforcement, I think is going to be an issue. I had a couch on my street for almost 3 months and had to complain about it and that was a couch. I don't know how we are going to enforce chickens.

One of the notes that I did write down that if there was permit that it would be revoked after so many complaints or code violations, and I did see that they actually have it in there. It was Section C of the requirements that they did have that in there. That is the way I feel.

**Chairman Yuille:** Mr. Signore?

**Mr. Signore:** I'm not for having chickens in the town. I think it's going to be a code enforcement nightmare. The neighbors next to people who have chickens, I think they are going to be impacted and I also have concerns about sanitary issues in the runs and pens are not kept up. I don't support it.

**Chairman Yuille:** I'm torn between this one. I understand where people want to have them but then I thought to myself and I looked out at my new neighbor next door has 4 kids and they are pretty quiet and I thought would I want chickens next door and they have a lot big enough to put it on and I really don't think that I would want it because of all the other things that come with chickens like the mice, the rodents, and those types of things. I agree that it was very well written, but on a 9,000 square foot lot to have 25' setbacks with the size of the coop and the size of the run, it would take up most of your backyard and it can only be in your backyard and I had never even thought of what Mr. Collins said about going for a variance which means you can vary the size of the coop, the size of the run, the numbers of chickens. You could go

**Town of Rotterdam  
Chicken Code Amendment**

for any kind of variance, I suppose whether it's granted or not, I don't know but I agree with the last 3 members who spoke, and I can't support this either.

So, where do we go from here?

**Mr. Tingley:** We can take 2 routes if someone wants to make a motion to adopt a particular recommendation either positive or negative, that can be done. I suggest that we include if it's positive, we include the positive statements and if it is negative, we include the statements made by those not in favor it and then you can take a vote on it or I can prepare alternative recommendations for the next meeting and have them to you in advance and then you can act on it at that meeting. Either way.

**Chairman Yuille:** I think we should probably vote on it tonight. Is there anyone that is in disagreement? Is there someone that doesn't want to vote on it tonight, I don't think you're going to change your vote one way or the other for or against. Not hearing anything, does someone want to make the motion either positive or negative?

**Mr. Collins:** I make a motion for a positive, Mr. Chairman.

**Chairman Yuille:** Motion made by Mr. Collins. Is there a second?

**Mr. Calder:** I seconded the motion.

**Mr. Tingley:** The statements in support on the positive side were that essentially it would allow property owners to use their property more, the issue has been addressed in other municipalities in a similar fashion and that you think that the proposed legislation adequately addresses the issue.

**Mr. Calder:** I think so, my personal opinion.

**Mr. Tingley:** That is the motion, and I can insert if that is what is adopted, I can insert that in the final forms as long that is consistent with what everybody is thinking on that.

**Chairman Yuille:** So, if you are for it, you vote yes and if you are against it, you vote no, right?

**Mr. Tingley:** Right.

**Chairman Yuille:** Motion second by Mr. Calder. Are there any questions on the motion? Please call the vote.

**Marlo Carter:** Mr. Denny?

**Mr. Denny:** Yes.

**Marlo Carter:** Mr. Collins?

**Mr. Collins:** Yes.

**Marlo Carter:** Mrs. Flansburg?

**Mrs. Flansburg:** No.

**Marlo Carter:** Mr. D'Alessandro?

**Mr. D'Alessandro:** No.

**Marlo Carter:** Mr. Calder?

**Mr. Calder:** Yes.

**Marlo Carter:** Mr. Signore?

**Mr. Signore:** No.

**Marlo Carter:** Chairman Yuille?

**Chairman Yuille:** No.

4 no's and 3 yes', the motion was defeated.

**Mr. Tingley:** So, no recommendation has been adopted.

**Mrs. Flansburg:** Mr. Chairman, I make a motion that we offer a negative recommendation to the Town Board for this local law amendment.

**Mr. Tingley:** The stated lot size is too small, the zoning district selected are not appropriate, would create code enforcement issues, there are currently chickens and roosters on properties that are not being enforced already, there are more important things to address in town, neighbors will be impacted and concerns about sanitation. That what I have.

**Chairman Yuille:** Motion made by Mrs. Flansburg. Is there a second?

**Mr. D'Alessandro:** I seconded the motion.

**Chairman Yuille:** Motion second by Mr. D'Alessandro. Does everyone understand this is a negative recommendation. So if you are for this, you vote yes and if you are against the negative recommendation, you vote no.

**Mr. Tingley:** Just to be clear, if you want this to be a negative recommendation you will vote yes.

**Chairman Yuille:** Are there any questions on the motion? Please call the vote.

**Marlo Carter:** Mr. Denny?

**Mr. Denny:** Negative recommendation would be yes, Mr. Tingley?

**Mr. Tingley:** That's correct. So, if you are in agreement with the negative recommendation, you vote yes and if you are against it then you vote no.

**Mr. Denny:** I'm voting yes. No. Yes.

**Mr. Tingley:** How about this you say negative or positive.

**Mr. Calder:** Didn't we just do the same thing?

**Mr. Tingley:** There was a motion for a positive recommendation.

**Mr. Denny:** Now I got vote no for the negative.

**Chairman Yuille:** You vote no for the negative.

**Mr. Tingley:** Let me explain this again. The motion is to adopt a negative recommendation. If you are in favor of the motion, you vote yes. If you are against the motion, meaning you would want a positive recommendation, then you vote no.

**Mr. Denny:** Yes.

**Marlo Carter:** Mr. Collins?

**Mr. Collins:** No.

**Marlo Carter:** Mrs. Flansburg?

**Mrs. Flansburg:** I vote yes to adopt a negative recommendation.

**Marlo Carter:** Mr. D'Alessandro?

**Mr. D'Alessandro:** Yes.

**Marlo Carter:** Mr. Calder?

**Mr. Calder:** No.

**Marlo Carter:** Mr. Signore?

**Mr. Signore:** Yes, to adopt the negative recommendation.

**Marlo Carter:** Chairman Yuille?

**Chairman Yuille:** Yes, to adopt the negative recommendation.

**Mr. Denny:** I voted the wrong way.

**Chairman Yuille:** Jack, would you want to change your vote?

**Mr. Denny:** Yes, I want to change my vote. I'm sorry.

**Chairman Yuille:** Motion passes 4 to 3.

Again, it was a recommendation to the Town Board. They don't have to follow our recommendation.

Meeting adjourned at 8:10 p.m.

Motion to adjourn made by Mr. Collins and seconded by Mr. Denny

Respectfully Submitted,

**Marlo L. Carter**

**Planning Commission Secretary**

**RESOLUTION NO. 281.22**

**ACCEPTING TOWN BOARD MEETING MINUTES**

**THEREFORE, UPON MOTION OF** Councilmember \_\_\_\_\_,  
seconded by Councilmember \_\_\_\_\_,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby adopts the minutes of the September 28, 2022 and October 4, 2022 Special Town Board meetings as attached.

**SECTION 2.** This resolution shall become effective October 12, 2022.

**DATED:** October 12, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

# TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306  
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org



## LEGISLATIVE REQUEST FORM

**DATE: October 4, 2022**

**TO: Mollie A. Collins, Supervisor**

**FROM: Diane M. Marco, Town Clerk**

**TITLE OF LEGISLATIVE REQUEST: To adopt meeting minutes from the September 28, 2022, Town Board Meeting and October 4, 2022 Special Town Board Meeting.**

**TO BE PLACED ON TOWN BOARD AGENDA OF: October 12, 2022**

**TO BE PLACED ON TOWN BOARD MEETING OF: October 12, 2022**

**Background Information: Attached. To adopt the meeting minutes from the September 28, 2022, Town Board Meeting and October 4, 2022 Special Town Board Meeting.**

**Evaluation/Analysis: N/A**

**Recommendation(s): To place on Town Board agenda and Town Board meeting of October 12, 2022.**

**Attachment/Document(s): Attached**

**Compliance with Purchasing Policy: N/A**

**Effect(s) on Existing Law(s): N/A**

**LEGISLATION WAS PREPARED BY: Town Clerk Diane M. Marco**



# TOWN OF ROTTERDAM

DIANE M. MARCO  
Town Clerk

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John F. Kirvin Government Center \* 1100 Sunrise Boulevard \* Rotterdam, NY 12306  
Telephone: (518) 355-7575 Ext: 352 \* Fax: (518)355-7837\* Website: [www.rotterdamny.org](http://www.rotterdamny.org)  
Email \* [dmarco@rotterdamny.org](mailto:dmarco@rotterdamny.org)

September 30, 2022

**Certified Resolution: #271.22-278.22** for the year 2022 was duly adopted at the Town Board Meeting held at J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 that was held Wednesday, September 28, 2022. Motions # 38, #39 and # 40 all passed. The Town Board Agenda review started at approximately 6:48 p.m. The agenda review was adjourned at approximately 6:55 p.m. All agreed to adjourn the agenda review meeting. The Town Board meeting began at approximately 7:00 p.m. Supervisor Collins read letter of recusal in reference to Resolution # 275.22. The Town Board also had the public information session on the wastewater Treatment Plant & Water System Improvement projects presented by Town Engineers the Town Board meeting adjourned at approximately 9:30 p.m. by Councilmember Miller-Herrera and seconded by Councilmember Christou. All agreed to adjourn the Town Board Meeting.

All Councilmembers were present

*Diane M. Marco*

Diane M. Marco, Town Clerk

*The Town of Rotterdam Town Board Meeting will be held in person; however, the public may access the meeting electronically via conference call. Members of the public may listen to the board meeting by dialing 1 (929) 205-6099, then enter the conference ID NO. 867 0373 0307, followed by the pound symbol. Video of the town board meeting will be posted on the Town of Rotterdam website (www.rotterdamny.org) the following Friday after the meeting.*

MEETING OF THE  
ROTTERDAM TOWN BOARD  
September 28, 2022  
7:00 pm  
AGENDA REVIEW 6:30 PM

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**SUPERVISOR'S REMARKS:** Supervisor Mollie A. Collins

**EXECUTIVE SESSION**

**PROCLAMATIONS/PRESENTATIONS**

**PUBLIC HEARING**

- Draft Town of Rotterdam Comprehensive Plan **PUBLIC HEARING STILL OPEN**

**PUBLIC COMMENT – PRIVILEGE OF THE FLOOR:**

Those members of the public wishing to address the Town Board will be asked to sign in before the meeting is called to order on the sign-in sheets being provided. Speakers will be called to the podium in the order of their signing in. Persons recognized by the Chair to speak during privilege of the floor shall direct his/her comments to the Town Supervisor as Chair of the meeting. Persons granted the privilege of the floor shall first clearly state his/her name and address for the record. Persons so addressing the Chair through the use of a prepared written statement shall submit a copy of the same to the Town Clerk for the purpose of maintaining clear and accurate official minutes of the Town Board meeting.

**GENERAL RULES OF PROCEDURE FOR PUBLIC HEARINGS & PRIVILEGE OF THE FLOOR:**

Any person recognized by the town supervisor to speak during privilege of the floor shall direct his/her comments to the town supervisor as chair of the meeting. Any person granted the privilege of the floor shall first clearly state his/her name and address for the record. The purpose of privilege of the floor shall be for speakers to express their views, thoughts and speak freely. Each speaker, who wishes to address the town board, shall have an equal and reasonable opportunity to be heard by the town board. Each speaker shall be afforded a maximum of four (4) minutes to address the town board.

## **INTRODUCTION OF MOTIONS, ORDERS AND RESOLUTIONS**

**38.22** Motion made to table resolution No. 274.22.

**39.22** Motion made to add resolution No. 278.22 to the agenda.

**40.22** Motion made to keep the Public Hearing opening for the Draft Comprehensive plan.

## **RESOLUTIONS**

**271.22** To accept Town Board Meeting minutes.

**272.22** To approve budget transfers to the 2022 budget.

**273.22** To accept and award bid contract for the Salt Shed Storage and Yard Waste Processing Facility.

**274.22** To Accept Domestic Partnerships for Health Insurance Benefits. **TABLED**

**275.22** To Amend the Schedule of Fees.

**276.22** To Declare Lead Agency on Introductory Local Law No. 7 Of 2022 which would permit and regulate the raising of chicken hens.

**277.22** To Refer to the Schenectady County Department of Economic Development and Planning and to schedule a Public Hearing on Introductory Local Law No. 7 Of 2022.

**278.22** To schedule a Special Meeting of the Town Board.

## **LIAISON REPORTS**

### **MISCELLANEOUS**

- Public Information Session: Wastewater Treatment Plant & Water System Improvement Projects presented by Town Engineers.

## **EXECUTIVE SESSION**

## **ADJOURNMENT**

**Mollie A. Collins, Supervisor**

## MOTION 38.22

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following motion was duly adopted:

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MILLER-HERRERA**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** I make a motion to table resolution 274.22

**DATED:** September 28, 2022

| NAME                 | AYES | NOES | ABSTAIN |
|----------------------|------|------|---------|
| Christou             | X    |      |         |
| Miller-Herrera       | X    |      |         |
| Dodson               | X    |      |         |
| Mastroianni (Absent) |      |      |         |
| Collins              | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing motion was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing motion is a true and correct transcript of the original motion and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



## MOTION 39.22

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following motion was duly adopted:

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MILLER-HERRERA**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** I make a motion to add resolution 278.22

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing motion was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing motion is a true and correct transcript of the original motion and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



## MOTION 40.22

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following motion was duly adopted:

**THEREFORE, UPON MOTION OF** Councilmember, seconded by **DODSON**,  
Councilmember **CHRISTOU**,

### BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

**SECTION 1.** I make a motion to keep the public hearing open for the Draft Comprehensive Plan.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing motion was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing motion is a true and correct transcript of the original motion and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 271.22**

**TO ACCEPT TOWN BOARD MEETING MINUTES**

**THEREFORE, UPON MOTION OF** Councilmember **CHRISTOU**, seconded by Councilmember **DODSON**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby adopts the minutes of the September 14, 2022 Town Board meeting as attached.

**SECTION 2.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 272.22**

**TO APPROVE BUDGET TRANSFERS TO THE 2022 BUDGET**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **CHRISTOU**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Pursuant to Section 36 of the General Municipal Law of the State of New York and Sections 102, 112 and 113 of Town Law of the State of New York, regarding the Uniform System of Accounts, the following transfers to the various accounts for 2022 are hereby audited and approved:

| <i>Fund</i> | <i>Account No.</i> | <i>Title</i>                    | <i>Amount</i> |
|-------------|--------------------|---------------------------------|---------------|
| SD2         | S28110 123082      | FROM: Town Engineer             | -25,000.00    |
| SD2         | S28120 4302        | FROM: Sewer 2 Gas Oil Lube      | -6,000.00     |
| SD2         | S28120 4857        | FROM: S2 Auto Equip & Supply    | -4,665.71     |
| SD2         | S28130 2000        | FROM: S2 Equipment              | -30,000.00    |
| SD2         | S28130 2002        | FROM: ss2 Pumps & Filters       | -35,000.00    |
| SD2         | S25130 4866        | FROM: S2 Plant Equip Repair     | -25,000.00    |
| SD2         | S28110 4854        | INTO: S2 Engineering Services   | +125,665.71   |
| General     | A3120 2540         | FROM: MISC Equip.               | -15,000.00    |
| General     | A3120 2520         | FROM: MISC Electronic & CA      | -6,000.00     |
| General     | A3120 4900         | INTO: Building Repairs          | +21,000.00    |
| General     | A3310 4602         | FROM: Personal Protection       | -645.46       |
| General     | A3310 4111         | INTO: Signs Posts Paint Etc.    | +645.46       |
| General     | A3310 2000         | FROM: Equipment                 | -245.28       |
| General     | A3310 4904         | INTO: Traffic Con Maint. Supply | +245.28       |
| General     | A3310 4602         | FROM: Personal Protection       | -354.54       |
| General     | A3310 4305         | INTO: Traffic Con Auto Rep      | +354.54       |
| W5          | W58340 4888        | FROM: Large Diam Main Repair    | -2,000.00     |
| W5          | W58340 4305        | INTO: Auto Equipment Supply     | +2,000.00     |

**SECTION 2.** This resolution shall become effective September 28, 2022

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 273.22**

**TO ACCEPT AND AWARD CONTRACTS FOR SALT SHED STORAGE AND YARD  
WASTE PROCESSING FACILITY**

**WHEREAS**, Pursuant to notice duly published according to Section One Hundred Three of the General Municipal Law of the State of New York, the Town of Rotterdam on Friday July 29, 2022 posted an official report of all bid submissions received to the Empire State Purchasing Group on BidNet (<https://bidnetdirect.com/townofrotterdam>). Additionally, the official bid report and all bids were made available in the Office of the Town Clerk for public inspection upon request for the purchase by the Town of Rotterdam of the following:

**SALT SHED STORAGE AND YARD WASTE PROCESSING FACILITY**

**THEREFORE, UPON MOTION OF** Councilmember **CHRISTOU**, seconded by Councilmember **DODSON**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam does hereby accept the bid and award Contract No. 1, General Construction for Salt Shed Storage and Yard Waste Processing Facility to AMZ Construction Services, 1234 Main Street, PO Box 232, Rotterdam Junction New York 12150 in the lump sum not to exceed \$1,570,300 for the Base Bid and Add Alternate Nos. 1 and 3.

**SECTION 2.** The Town Board of the Town of Rotterdam does hereby accept the bid and award Contract No. 2, Electrical Construction for Salt Shed Storage and Yard Waste Processing Facility to CDE Electric Inc., 685 Vernal Butler Road, PO Box 204 Cairo New York 12413 in the lump sum not to exceed \$94,200.00.

**SECTION 3.** The Supervisor of the Town of Rotterdam is hereby authorized to execute a contract with said bidders in accordance with the terms of the bid proposal as submitted. Summary of bid prices are on file in the Town Clerk's office.

**SECTION 4.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly **TABLED**:

**RESOLUTION NO. 274.22 Tabled**

**TO ACCEPT DOMESTIC PARTNERSHIPS FOR HEALTH INSURANCE BENEFITS**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MILLER-HERRERA**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby accept to add the rider, Domestic Partnership, to the Town of Rotterdam Health Insurance Benefits.

**SECTION 2.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

**TO TABLE**

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was **Tabled** by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 275.22**

**TO AMEND THE SCHEDULE OF FEES**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MILLER-HERRERA**,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby adopts the revised schedule of fees contained in this resolution as follows:

**SCHEDULE OF FEES**

**POLICE DEPARTMENT**

**Chapter 71, Alarms.**

**A. Alarm installers**

(1) Registration with Rotterdam Police Department required annually

**B. Initial permit for the installation of an emergency alarm system required**

**C. Service fees**

(1) First year service fee, payable at the time of application for installation

| <b>Type of Alarm</b> | <b>Service Fee<br/>(January 1 to June 30)</b> | <b>Service Fee<br/>(July 1 to December 31)</b> |
|----------------------|-----------------------------------------------|------------------------------------------------|
| A                    | \$ 80.00                                      | \$40.00                                        |
| B                    | \$ 60.00                                      | \$30.00                                        |
| C                    | \$ 20.00                                      | \$10.00                                        |
| D                    | \$160.00                                      | \$80.00                                        |

(2) Annual service fee payable by January 31 of each succeeding year, upon receipt of bill

| <b>Type of Alarm</b> | <b>Yearly Fee</b> |
|----------------------|-------------------|
| A                    | \$ 80.00          |
| B                    | \$ 60.00          |
| C                    | \$ 20.00          |
| D                    | \$160.00          |

**D. False alarms**

(1) False alarm fees (each false alarm)

| <b>Number of False Alarms</b> | <b>Fee</b> |
|-------------------------------|------------|
| 1 through 8                   | \$0.00     |
| 9 and over                    | \$100.00   |

(2) Non-permitted premises (each false alarm)

| <b>Number of False Alarms</b> | <b>Fee</b> |
|-------------------------------|------------|
|-------------------------------|------------|

|             |          |
|-------------|----------|
| 1           | \$0.00   |
| 2 through 4 | \$50.00  |
| 5           | \$100.00 |
| 6           | \$200.00 |
| 7 and over  | \$400.00 |

#### **Chapter 225, Records, Public Access To.**

- A. CD, DVD or DVR \$15.00 each
- B. Certified copies \$10.00 per document

#### **Identification Photograph Fees.**

- A. Resident (21 and older) \$20.00 each
- B. Resident (20 and younger) \$10.00 each
- C. Resident Medicare eligible \$10.00 each
- D. Resident senior citizen (62 and older) \$10.00 each
- E. Other government agency \$10.00 each
- F. Hawker, peddler or solicitor \$20.00 each
- G. Town officer or town employee Free
- H. Nonresident (21 and older) \$40.00 each
- I. Nonresident (20 and younger) \$20.00 each
- J. Nonresident Medicare eligible \$20.00 each
- K. Nonresident senior citizen (62 and older) \$20.00 each

#### **JUSTICE COURT**

##### **Chapter 266-74, Driver Responsibility Fee.**

- A. Any adjudicated case, with a final disposition of guilt: \$39.00

#### **TOWN CLERK**

##### **Chapter 107, Dogs.**

The following dog licensing fees shall be charged:

- A. License fee
  - (1) Altered \$15.00
  - (2) Unaltered \$20.00
- B. Dogs licensed by senior citizens (62 and older)
  - (1) Altered \$5.00
  - (2) Unaltered \$11.00
- C. Late renewal penalty \$10.00
- D. Replacement tag fee \$3.00

##### **Chapter 74, Amusements.**

- A. Amusement games and game room
  - \$100 per year
  - \$50.00 after July 1 each year

##### **Chapter 78, Auctions and Auctioneers.**

- A. Auction license fee \$50.00 per day

B. Yearly auctioneer license \$150.00 per year

**Chapter 98, Carnivals and Tent Shows.**

A. License fee \$500.00 per event

**Chapter 145, Garage Sales.**

A. License fee \$5.00 per day

**Chapter 150, Hawking, Peddling and Soliciting.**

A. Parade license \$25.00 per food vendor  
\$25.00 per moving vendor  
\$25.00 for the application  
\$150.00  
B. Renewal license \$125.00  
C. All other solicitor permit  
D. Renewals of permit

**Chapter 173, Junkyards.**

A. License \$500 per year

**PARKS AND PLAYGROUNDS**

**Chapter 194-4 Permits for group activities, field use and tournaments.**

**A. Applicable Fees for Parks and Recreational Equipment**

1. Stage Rental \$100.00 per day (Within the Town of Rotterdam).
2. Stage Rental \$150.00 per day (Outside the Town of Rotterdam)

**Chapter 244, Solid Waste.**

A. Annual permit fee for waste collector trucks \$75 per truck  
B. Annual compost permit fees

**Chapter 257, Taxis.**

A. License fee \$125.00 per company, per yr.  
B. Taxi driver license fee \$25.00 per driver, per yr.

**DEPARTMENT OF PUBLIC WORKS**

**Chapter 154, Housing and Building Standards.**

A. Residential new homes and additions  
(1) The first 0 - 1,000 square feet \$200.00  
(2) Each additional square foot over 1,000 square feet \$0.20 per square foot  
B. Nonresidential buildings and additions  
(1) The first 0 - 1,000 square feet \$300.00

- (2) Each additional square foot over 1,000 square feet      \$.30 per square foot
- C. Agricultural buildings and structures
- (1) The first 0 - 1,000 square feet      \$200.00
- (2) Each additional square foot over 1,000 square feet      \$0.10 per square foot
- D. Multiple dwellings
- (1) The first 0 – 1,000 square feet      \$350.00
- (2) Each additional square foot over 1,000 square feet      \$.35 per square foot
- E. Detached accessory buildings and structures
- (1) The first 100 square feet      \$35.00
- (2) Each additional square foot over 100 square feet      \$0.35
- (3) Construction of residential handicapped ramps, and doorways shall be exempt from the provisions of this section.

F. Alterations and repairs

| Construction Cost | Fee                                                                                          |
|-------------------|----------------------------------------------------------------------------------------------|
| \$0 to \$1,000.00 | \$30.00                                                                                      |
| Over \$1,000.00   | \$30.00 plus \$15.00 per each additional \$1,000.00 or \$1.50 per \$100 of construction cost |

G. Renewable energy

- (1) Building or roof mounted      \$.30 per square foot
- (2) Ground mounted      \$.35 per square foot

H. Building demolition

| Floor Area<br>(Square feet) | Fee                                                 |
|-----------------------------|-----------------------------------------------------|
| 0 to 199                    | \$50.00                                             |
| 200 to 499                  | \$100.00                                            |
| 500 to 1,000                | \$200.00                                            |
| 1,001 to 3,000              | \$250.00                                            |
| 3,001 to 5,000              | \$500.00                                            |
| Over 5,000                  | \$500.00 + \$15.00 per additional 1,000 square feet |

I. A. Pools

- (1) Inground with fence      \$125.00
- (2) Aboveground      \$60.00

J. Permit renewal fee      \$35.00 or 10% of the original cost of the permit, whichever is higher

K. Plumbing

- (1) Commercial buildings
- (a) One to three fixtures per unit      \$50.00
- (b) Each additional fixture per unit      \$7.00
- (2) Multiple family dwellings
- (a) One to three fixtures per unit      \$50.00
- (b) Each additional fixture per unit      \$5.00
- (3) Residential one and two family dwellings
- (a) One to three fixtures      \$30.00
- (b) Each additional fixture      \$4.00

L. Fire inspection

|                                                                           |                                                                                                                                                                                                        |
|---------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (1) Annual- per public assembly                                           | \$35.00                                                                                                                                                                                                |
| (2) Three year-per tenant space                                           | \$50.00                                                                                                                                                                                                |
| <b>Chapter 230, Sewers.</b>                                               |                                                                                                                                                                                                        |
| A. Septage hauler permits                                                 | \$50.00 per 1,000 gallons<br>allowed in annual permit                                                                                                                                                  |
| B. Septage discharge                                                      | \$40.00 per 1,000 gallons of<br>truck capacity<br>or<br>\$40.00 per 1,000 gallons<br>metered                                                                                                           |
| C. Septic system permit                                                   | \$50.00                                                                                                                                                                                                |
| D. Sewer lateral inspection (building to sewer)                           | \$35.00                                                                                                                                                                                                |
| E. Sewer connections:                                                     |                                                                                                                                                                                                        |
| (1) Fees                                                                  |                                                                                                                                                                                                        |
| (a) New connection or change of use inside<br>the district or extensions  | \$500.00 per dwelling unit<br>\$1000.00 per commercial use                                                                                                                                             |
| (b) New connection or change of use outside<br>the district or extensions | \$750.00 for three (3)<br>bedrooms or less and \$250.00<br>per bedroom over three (3)<br>bedrooms<br><br>\$1,000 for commercial use up<br>to 5000 sq ft., \$250.00 for<br>each additional 1,000 sq ft. |
| (c) Apartments or condominiums                                            | \$750.00 per dwelling unit                                                                                                                                                                             |
| (d) Percolation and/or pit test(s)                                        | \$35 per lot                                                                                                                                                                                           |
| F. Hamburg Street Sewer District 7 and all sewer district extensions      |                                                                                                                                                                                                        |
| (1) New Connection June 1, 2025 and after                                 |                                                                                                                                                                                                        |
| (a) <u>One, Two Family and Townhouses</u>                                 |                                                                                                                                                                                                        |
| Per dwelling unit                                                         | \$500.00                                                                                                                                                                                               |
| (b) <u>Multiple Dwellings</u>                                             |                                                                                                                                                                                                        |
| Apartment                                                                 | \$750.00                                                                                                                                                                                               |
| Hotel                                                                     | \$750.00                                                                                                                                                                                               |
| Owner occupied                                                            | \$500.00                                                                                                                                                                                               |
| (c) <u>Commercial</u>                                                     |                                                                                                                                                                                                        |
| Per tenant space                                                          | \$1,000.00                                                                                                                                                                                             |
| (d) <u>Mixed Use Building</u>                                             |                                                                                                                                                                                                        |
| Per tenant space                                                          | \$1,000.00                                                                                                                                                                                             |
| Per dwelling unit                                                         | \$ 750.00                                                                                                                                                                                              |
| G. All Sewer Districts – User Rates (O+M Cost)                            |                                                                                                                                                                                                        |
| Sewer 2 and all extensions                                                | \$384.75                                                                                                                                                                                               |
| Sewer 3                                                                   | \$236.26                                                                                                                                                                                               |

|                            |            |
|----------------------------|------------|
| Sewer 4                    | \$466.67   |
| Sewer 5                    | \$5,254.55 |
| Sewer 6                    | \$735.99   |
| Sewer 7 and all extensions | \$85.78    |

#### **Chapter 249, Subdivision of Land.**

|                                                                                                         |                                                          |
|---------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| A. Subdivision                                                                                          |                                                          |
| (1) Sketch plan                                                                                         | \$75.00                                                  |
| (2) Final minor subdivision                                                                             | \$80.00 per lot                                          |
| (3) Final major subdivision                                                                             | \$75.00 per lot                                          |
| (4) Parkland fee for subdivisions which create additional lots                                          |                                                          |
| (a) \$750.00 per additional lot created                                                                 |                                                          |
| (b) In any zone except I-1 or I-2, \$600 per proposed apartment, condominium or townhouse dwelling unit |                                                          |
| (5) Advertising fee                                                                                     | Actual cost of legal notice                              |
| (6) Waiver of subdivision review                                                                        | \$75.00                                                  |
| B. Site plan                                                                                            |                                                          |
| (1) Application                                                                                         | \$150.00                                                 |
| (2) Final site plan approval                                                                            | \$150.00                                                 |
| C. Fee in lieu of parkland for                                                                          |                                                          |
| (1) Residential developments not part of a subdivision                                                  | \$600.00 per dwelling unit                               |
| D. Special use permit.                                                                                  |                                                          |
| (1) Application fee                                                                                     | \$500.00                                                 |
| E. Variance                                                                                             |                                                          |
| (1) Application fee                                                                                     |                                                          |
| (a) Undeveloped property                                                                                | \$400.00                                                 |
| (b) Developed property                                                                                  | \$200.00                                                 |
| F. Change of zone                                                                                       |                                                          |
| (1) Application fee                                                                                     | \$650.00                                                 |
| G. Waiver of site plan review                                                                           | \$75.00                                                  |
| H. Traffic and sign installation fee                                                                    | \$150.00 per sign for approved subdivision or site plans |

#### **Chapter 265, Property Maintenance.**

|                                         |         |
|-----------------------------------------|---------|
| A. Administrative fee for noncompliance | \$50.00 |
|-----------------------------------------|---------|

#### **Chapter 267, Water.**

|                                                         |                            |
|---------------------------------------------------------|----------------------------|
| A. Private well permit and inspection                   | \$25.00 every three yrs    |
| B. Water service permit                                 | \$35.00                    |
| Water Department installed                              |                            |
| (1) One inch tap, same side of street                   | \$1,100.00, plus \$4.00/ft |
| (2) One inch tap, opposite side of street               | \$1,500.00, plus \$4.00/ft |
| (3) Contractor certified installation (greater than 1") | \$1,650.00                 |
| C. Water District 3 and 4 user rates                    |                            |
| (1) Residential users rent/dwelling unit                | 1 unit/dwelling unit       |

| (2) Nonmetered commercial users rent/tenant space | 1 unit/tenant space |
|---------------------------------------------------|---------------------|
| Consumption (gallons)                             | Rate/Unit           |
| First 75,000                                      | \$668.87            |
| Each additional 75,000 gal. or portion thereof    |                     |

Rates as determined by the adopted Town Board budget for the year.

D. Water District 5 user rates

| (1) Residential users rent/dwelling unit          | 1 unit/dwelling unit |
|---------------------------------------------------|----------------------|
| (2) Nonmetered commercial users rent/tenant space | 1 unit/dwelling unit |
| Consumption (gallons)                             | Rate/Unit            |
| First 75,000                                      | \$157.89             |
| Each additional 75,000 gal. or portion thereof    |                      |

Rates as determined by the adopted Town Board budget for the year.

|                                                                  |             |
|------------------------------------------------------------------|-------------|
| E. Advertising and printing notices for sewer district extension | Actual Cost |
| F. Advertising and printing notices for water district extension | Actual Cost |
| G. Underground sprinkler system permit                           | \$35.00     |
| H. Fire suppression system                                       | \$50.00     |

**Chapter 270, Zoning.**

|                                  |                         |
|----------------------------------|-------------------------|
| A. Fences                        | \$35.00                 |
| B. Signage                       |                         |
| (1) Pylon sign (reface)          | \$75.00                 |
| (2) Pylon sign (new)             | \$125.00                |
| (3) All other signage            | \$2.50 per square foot. |
| C. Site development plan         |                         |
| (1) First acre of land           | \$50.00                 |
| (2) Each additional acre of land | \$35.00                 |
| D. Home occupation permit        | \$150.00                |
| E. Accessory home care units     |                         |
| (1) Initial permit               | \$50.00                 |
| (2) Annual renewal               | \$25.00                 |
| F. Zoning map                    | \$15.00                 |
| G. Stormwater inspection fee     | \$75.00                 |
| H. Zoning letter                 |                         |
| (1) Residential                  | \$25.00                 |
| (2) Commercial                   | \$50.00                 |

**HIGHWAY DEPARTMENT**

**Chapter 270, Zoning.**

Highway Permit fees for all contractors shall be as follows:

| Work to be performed                     | Fee                               |
|------------------------------------------|-----------------------------------|
| Full road cut                            | \$750.00 on up to 100 square feet |
| Cut on pavement not to exceed ½ road cut | \$375.00 on up to 50 square feet  |
| Shoulder cut                             | \$200.00                          |
| Cuts over 100 square feet                | \$7.50 per square foot            |

All public utilities that provide their own restoration shall pay a permit fee of 20¢ per linear foot of trench. The minimum fee for all public utilities shall be \$100.00.

Public utilities shall share a common trench. The public utility applying for the permit shall be responsible for the payment of all fees, the supplying of paints, and the restoration of the project.

The Superintendent of Highways has the option to have the contractor complete all of the paving on large projects that may require an asphalt paver. If the contractor completes the paving, then a permit fee of \$100.00 will be charged.

**SECTION 2.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME              | AYES | NOES | ABSTAIN |
|-------------------|------|------|---------|
| Christou          | X    |      |         |
| Miller-Herrera    | X    |      |         |
| Dodson            | X    |      |         |
| Mastroianni       | X    |      |         |
| Collins (Recused) |      |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 276.22**

**TO DECLARE LEAD AGENCY ON INTRODUCTORY LOCAL LAW NO. 7 OF 2022  
WHICH WOULD PERMIT AND REGULATE THE RAISING OF CHICKEN HENS**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MASTROIANNI**,  
**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby declares the Town Board as “lead agency” under NYCRR Part 617 (SEQR) to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to permitting and regulating the raising of chicken hens.

**SECTION 2.** The Town Board of the Town of Rotterdam hereby authorizes the Town Planner to prepare, file, publish, and distribute all documents necessary to comply with NYCRR Part 617 (State Environmental Quality Review).

**SECTION 3.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 277.22**

**TO REFER TO THE SCHENECTADY COUNTY DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING AND TO SCHEDULE A PUBLIC HEARING ON INTRODUCTORY LOCAL LAW NO. 7 OF 2022**

**THEREFORE, UPON MOTION OF Councilmember DODSON, seconded by Councilmember MASTROIANNI,**

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board hereby authorizes and directs the Senior Planner to refer Introductory Local Law No. 7 of 2022 to the Schenectady County Department of Economic Development & Planning pursuant to N.Y. General Municipal Law § 239-m and to circulate such other notices as may be required by law.

**SECTION 2.** The Town Clerk of the Town of Rotterdam is hereby directed to publish in the official newspaper of the Town of Rotterdam not less than ten (10) days prior to the date designated for the public hearing provided for hereby the following notice:

**TOWN OF ROTTERDAM  
NOTICE OF HEARING**

**PLEASE TAKE NOTICE:** That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 at 7:00 p.m. on the 12th day of October, 2022 for the following purpose:

For receipt of comment on the potential enactment of Introductory Local Law No. 7 of 2022 to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to permitting and regulating the raising of chicken hens as an accessory use to single-family dwelling principal uses in the A Agricultural, R-1 One-Family Residential, R-2 Two-Family Residential, and RA Residential Agricultural zoning districts.

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

DATED: September 28, 2022

Daily Gazette: Please publish once on September 30, 2022

Town Clerk Post

**SECTION 3.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       | X    |      |         |
| Miller-Herrera | X    |      |         |
| Dodson         | X    |      |         |
| Mastroianni    | X    |      |         |
| Collins        | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Wednesday, September 28, 2022, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 278.22**

**TO SCHEDULE A SPECIAL MEETING OF THE TOWN BOARD**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **MILLER-HERERA**

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby schedules a special meeting of the Town Board of the Town of Rotterdam, to be held Tuesday, October 4, 2022, at 6:30 p.m., at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 for the purpose of the Town Clerk presenting the 2023 tentative budget to the Town Board.

**SECTION 2.** The Town Clerk of the Town of Rotterdam is hereby directed to transmit to the news media, to publish in the official newspaper of the Town of Rotterdam, to post on the Town website, to post on the Town Clerk signboard, and to provide written notice to each member of the Town Board not less than two (2) days prior to the date designated for the special meeting, the following notice of special meeting:

**TOWN OF ROTTERDAM  
NOTICE OF SPECIAL MEETING**

**PLEASE TAKE NOTICE:** That the Town Board of the Town of Rotterdam will hold a special meeting at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 at 6:30 p.m. on the 4th day of October, 2022 for the purpose of the Town Clerk presenting the 2023 tentative budget to the Town Board.

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

DATED: September 28, 2022

Daily Gazette: Please publish once on or before September 30, 2022

Town Clerk

Post, Transmit to News Media, Provide Written Notice to Councilmembers

**SECTION 3.** This resolution shall become effective September 28, 2022.

**DATED:** September 28, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on September 28, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this September 30, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk



# TOWN OF ROTTERDAM

DIANE M. MARCO  
Town Clerk

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John F. Kirvin Government Center \* 1100 Sunrise Boulevard \* Rotterdam, NY 12306  
Telephone: (518) 355-7575 Ext: 352 \* Fax: (518)355-7837\* Website: [www.rotterdamny.org](http://www.rotterdamny.org)  
Email \* [dmarco@rotterdamny.org](mailto:dmarco@rotterdamny.org)

October 5, 2022

**Certified Resolution: #279.22-#280.22** for the year 2022 was duly adopted at the Town Board Meeting held at J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 that was held Tuesday, October 4, 2022. The Town Board Agenda review started at approximately 6:30 p.m. The agenda review was adjourned at approximately 6:32 p.m. All agreed to adjourn the agenda review. The Town Board meeting began at approximately 6:32 p.m. and the Town Board meeting was adjourned at approximately 6:48 p.m. by Councilmember Dodson and seconded by Councilmember Christou. All agreed to adjourn the Town Board Meeting.

Councilmember Miller-Herrera was absent

*Diane M. Marco*

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Diane M. Marco, Town Clerk

*The Town of Rotterdam Town Board Meeting will be held in person; however, the public may access the meeting electronically via conference call. Members of the public may listen to the board meeting by dialing 1 (929) 205-6099, then enter the conference ID NO. 867 0373 0307, followed by the pound symbol. Video of the town board meeting will be posted on the Town of Rotterdam website (www.rotterdamny.org) the following Friday after the meeting.*

MEETING OF THE  
ROTTERDAM TOWN BOARD

October 4, 2022

6:30 pm

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**SUPERVISOR'S REMARKS:** Supervisor Mollie A. Collins

**EXECUTIVE SESSION**

**PROCLAMATIONS/PRESENTATIONS**

**PUBLIC HEARING**

**PUBLIC COMMENT – PRIVILEGE OF THE FLOOR:**

Those members of the public wishing to address the Town Board will be asked to sign in before the meeting is called to order on the sign-in sheets being provided. Speakers will be called to the podium in the order of their signing in. Persons recognized by the Chair to speak during privilege of the floor shall direct his/her comments to the Town Supervisor as Chair of the meeting. Persons granted the privilege of the floor shall first clearly state his/her name and address for the record. Persons so addressing the Chair through the use of a prepared written statement shall submit a copy of the same to the Town Clerk for the purpose of maintaining clear and accurate official minutes of the Town Board meeting.

**GENERAL RULES OF PROCEDURE FOR PUBLIC HEARINGS & PRIVILEGE OF THE FLOOR:**

Any person recognized by the town supervisor to speak during privilege of the floor shall direct his/her comments to the town supervisor as chair of the meeting. Any person granted the privilege of the floor shall first clearly state his/her name and address for the record. The purpose of privilege of the floor shall be for speakers to express their views, thoughts and speak freely. Each speaker, who wishes to address the town board, shall have an equal and reasonable opportunity to be heard by the town board. Each speaker shall be afforded a maximum of four (4) minutes to address the town board.

## **INTRODUCTION OF MOTIONS, ORDERS AND RESOLUTIONS**

### **RESOLUTIONS**

**279.22** Presentation by the Town Clerk of the 2023 tentative budget to the Town Board.

**280.22** To schedule Budget Workshop Sessions for the 2023 tentative budget.

### **LIAISON REPORTS**

### **MISCELLANEOUS**

### **EXECUTIVE SESSION**

### **ADJOURNMENT**

**Mollie A. Collins, Supervisor**

## RESOLUTION NO 279.22

At the Special public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Tuesday, October 4, 2022, at 6:30 p.m., the following resolution was duly adopted:

### PRESENTATION BY THE TOWN CLERK OF THE 2023 TENTATIVE BUDGET TO THE TOWN BOARD

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **CHRISTOU**,

### BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

**SECTION 1.** The Town Board of the Town of Rotterdam, hereby recognizes the presentation by the Town Clerk of the 2023 tentative budget to the Town Board at this special meeting on October 4, 2022.

**SECTION 2.** This resolution shall become effective October 4, 2022.

**DATED:** October 4, 2022

| NAME                       | AYES | NOES | ABSTAIN |
|----------------------------|------|------|---------|
| Christou                   | X    |      |         |
| Miller-Herrera<br>(Absent) |      |      |         |
| Dodson                     | X    |      |         |
| Mastroianni                | X    |      |         |
| Collins                    | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on October 4, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this October 5, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

## **RESOLUTION NO 280.22**

At the Special public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center 1100 Sunrise Blvd. Rotterdam, New York on Tuesday, October 4, 2022, at 6:30 p.m., the following resolution was duly adopted:

### **TO SCHEDULE BUDGET WORKSHOP SESSIONS FOR THE 2023 TENTATIVE BUDGET**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON**, seconded by Councilmember **CHRISTOU**,

### **BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby schedules special meetings as set forth below for purposes of conducting budget workshops in connection with the 2023 tentative budget, and for any other business which may come before the Town Board:

| <u>Date</u>            | <u>Time</u> | <u>Location</u>                                                  |
|------------------------|-------------|------------------------------------------------------------------|
| Thursday, Oct. 6, 2022 | 7:30 p.m.   | Rotterdam Town Hall, 1100 Sunrise Boulevard, Rotterdam, NY 12306 |
| Friday, Oct. 7, 2022   | 6:30 p.m.   | Rotterdam Town Hall, 1100 Sunrise Boulevard, Rotterdam, NY 12306 |

**SECTION 2.** The Town Clerk of the Town of Rotterdam is hereby directed to transmit to the news media, to post on the Town website, to post on the Town Clerk signboard, and to provide written notice to each member of the Town Board not less than 2 days prior to the date designated above for such special meetings, the following notice of special meeting:

### **TOWN OF ROTTERDAM NOTICE OF SPECIAL MEETINGS**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Rotterdam will hold special meetings at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, on the following dates and times, for purposes of conducting budget workshops in connection with the 2023 tentative budget, and for any other business which may come before the Town Board:

Thursday, October 6, 2022, at 7:30 pm  
Friday, October 7, 2022, at 6:30 pm

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

Dated: October 4, 2022

Town Clerk: Post, Transmit to News Media, Provide Written Notice to Councilmembers

**SECTION 3.** This resolution shall become effective October 4, 2022.

**DATED:** October 4, 2022

| NAME                       | AYES | NOES | ABSTAIN |
|----------------------------|------|------|---------|
| Christou                   | X    |      |         |
| Miller-Herrera<br>(Absent) |      |      |         |
| Dodson                     | X    |      |         |
| Mastroianni                | X    |      |         |
| Collins                    | X    |      |         |

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on October 4, 2022, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this October 5, 2022.

*Diane M. Marco*

\_\_\_\_\_  
Diane M. Marco, Town Clerk



**RESOLUTION NO. 282.22**

**TO ACCEPT REVENUE FOR TOWN CLERK'S OFFICE FOR SEPTEMBER 2022**

**THEREFORE, UPON MOTION OF** Councilmember \_\_\_\_\_,

seconded by Councilmember \_\_\_\_\_,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Clerk's report for the month of September 2022, has been placed on file and the town clerk's check in the amount of five thousand three hundred seventy seven dollars and 13/100 (\$5,377.13) has been submitted to the supervisor for deposit.

**SECTION 2.** This resolution shall become effective October 12, 2022.

**DATED:** October 12, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

# TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306  
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: [www.rotterdamny.org](http://www.rotterdamny.org)



## LEGISLATIVE REQUEST FORM

DATE: **October 4, 2022**

TO: Mollie A. Collins, Supervisor

FROM: Diane M. Marco, Town Clerk

TITLE OF LEGISLATIVE REQUEST: Revenue received for **September 2022, \$5,377.13** in the Town Clerks office.

TO BE PLACED ON TOWN BOARD AGENDA OF: **October 12, 2022**

TO BE PLACED ON TOWN BOARD MEETING OF: **October 12, 2022**

Background Information: Attached

Evaluation/Analysis: Increase revenue for the Town.

Recommendation(s): To place on the Town Board Agenda and Town Board meeting of **October 12, 2022**

Attachment/Documents(s): Attached

Compliance with Purchasing Policy: N/A

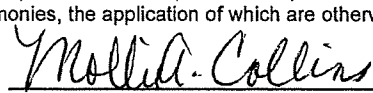
Effect(s) on Existing Law(s): N/A

LEGISLATION WAS PREPARED BY: DIANE M. MARCO, TOWN CLERK

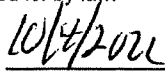
| Account Description                              | Fee Description                           | Account# | Qty                                 | Local Share        |
|--------------------------------------------------|-------------------------------------------|----------|-------------------------------------|--------------------|
| Conservation                                     | Conservation                              | A1255    | 20                                  | 301.63             |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$301.63</b>    |
| Dog Licensing                                    | Female, Spayed                            | A2544    | 96                                  | 1,344.00           |
| Dog Licensing                                    | Female, Unspayed                          | A2544    | 9                                   | 153.00             |
| Dog Licensing                                    | Male, Neutered                            | A2544    | 104                                 | 1,456.00           |
| Dog Licensing                                    | Male, Unneutered                          | A2544    | 9                                   | 153.00             |
| Dog Licensing                                    | Replacement Tags                          | A2544    | 2                                   | 6.00               |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$3,112.00</b>  |
| Late Fees                                        | Late Fee -Dog Renewal                     | A1550    | 30                                  | 300.00             |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$300.00</b>    |
| Marriage Lic.                                    | MARRIAGE LICENSE FEE                      | A1255    | 21                                  | 367.50             |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$367.50</b>    |
| Misc                                             | Impoundment Fees - Dogs                   | A1550    | 1                                   | 15.00              |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$15.00</b>     |
| MISC. FEES                                       | Adoption - Dog                            |          | 1                                   | 0.00               |
| MISC. FEES                                       | Certified Copies                          | A1255    | 91                                  | 910.00             |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$910.00</b>    |
| PERMIT FEES                                      | Garage Sale                               | A2590    | 119                                 | 595.00             |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$595.00</b>    |
| Senior Discount                                  | Senior Discount                           | A2544    | 58                                  | -574.00            |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>-\$574.00</b>   |
| Taxicab License                                  | Taxi                                      | A2545    | 6                                   | 350.00             |
|                                                  |                                           |          | <b>Sub-Total:</b>                   | <b>\$350.00</b>    |
|                                                  |                                           |          | <b>Total Local Shares Remitted:</b> | <b>\$5,377.13</b>  |
| Amount paid to:                                  | NYS Ag. & Markets for spay/neuter program |          |                                     | 254.00             |
| Amount paid to:                                  | NYS Environmental Conservation            |          |                                     | 5,166.37           |
| Amount paid to:                                  | State Health Dept. For Marriage Licenses  |          |                                     | 472.50             |
| <b>Total State, County &amp; Local Revenues:</b> |                                           |          |                                     | <b>\$11,270.00</b> |
|                                                  |                                           |          | <b>Total Non-Local Revenues:</b>    | <b>\$5,892.87</b>  |

To the Supervisor:

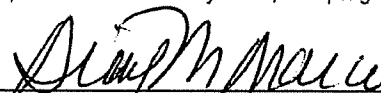
Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Diane M. Marco, Town Clerk, Town of Rotterdam during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.



Supervisor



Date



Town Clerk



Date

**Monthly Worksheet of Daily Work  
September 2022**

| DATE                   | AMOUNT<br>DEPOSITED | DEC<br>LICENSE<br>SALES | DEC<br>PORTION | TOWN<br>PORTION | DOG<br>AMOUNT<br>PAID | STATE AG<br>MKTS<br>PORTION | TOWN<br>PORTION | MARRIAGE<br>FEE PAID | STATE<br>DOH<br>PORTION | TOWN<br>PORTION | BINGO/<br>GAMES<br>CHANCE | GAMES<br>CHANCE | TOWN<br>PORTION | EZ PASS |
|------------------------|---------------------|-------------------------|----------------|-----------------|-----------------------|-----------------------------|-----------------|----------------------|-------------------------|-----------------|---------------------------|-----------------|-----------------|---------|
| 9/1/2022               | \$130.00            | \$0.00                  | \$0.00         | \$0.00          | \$60.00               | \$4.00                      | \$56.00         | \$40.00              | \$22.50                 | \$17.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/2/2022               | \$667.00            | \$502.00                | \$474.30       | \$27.70         | \$110.00              | \$11.00                     | \$99.00         | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/6/2022               | \$417.00            | \$152.00                | \$143.60       | \$8.40          | \$210.00              | \$22.00                     | \$188.00        | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/7/2022               | \$785.00            | \$505.00                | \$477.14       | \$27.86         | \$130.00              | \$12.00                     | \$118.00        | \$80.00              | \$45.00                 | \$35.00         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/8/2022               | \$475.00            | \$132.00                | \$123.98       | \$8.02          | \$163.00              | \$16.00                     | \$147.00        | \$120.00             | \$67.50                 | \$52.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/9/2022               | \$410.00            | \$109.00                | \$102.99       | \$6.01          | \$231.00              | \$19.00                     | \$212.00        | \$40.00              | \$22.50                 | \$17.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/12/2022              | \$636.00            | \$330.00                | \$310.36       | \$19.64         | \$196.00              | \$16.00                     | \$180.00        | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/13/2022              | \$173.00            | \$92.00                 | \$86.92        | \$5.08          | \$36.00               | \$6.00                      | \$30.00         | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/14/2022              | \$540.00            | \$315.00                | \$297.64       | \$17.36         | \$70.00               | \$11.00                     | \$59.00         | \$40.00              | \$22.50                 | \$17.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/15/2022              | \$448.00            | \$132.00                | \$126.85       | \$5.15          | \$91.00               | \$9.00                      | \$82.00         | \$120.00             | \$67.50                 | \$52.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/16/2022              | \$830.00            | \$330.00                | \$311.80       | \$18.20         | \$255.00              | \$20.00                     | \$235.00        | \$40.00              | \$22.50                 | \$17.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/19/2022              | \$562.00            | \$311.00                | \$293.84       | \$17.16         | \$136.00              | \$13.00                     | \$123.00        | \$80.00              | \$45.00                 | \$35.00         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/20/2022              | \$558.00            | \$318.00                | \$300.46       | \$17.54         | \$45.00               | \$6.00                      | \$39.00         | \$80.00              | \$45.00                 | \$35.00         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/21/2022              | \$199.00            | \$114.00                | \$107.71       | \$6.29          | \$65.00               | \$7.00                      | \$58.00         | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/22/2022              | \$192.00            | \$72.00                 | \$68.03        | \$3.97          | \$30.00               | \$2.00                      | \$28.00         | \$80.00              | \$45.00                 | \$35.00         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/23/2022              | \$826.00            | \$295.00                | \$278.75       | \$16.25         | \$281.00              | \$24.00                     | \$257.00        | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/26/2022              | \$966.00            | \$216.00                | \$204.08       | \$11.92         | \$100.00              | \$8.00                      | \$92.00         | \$40.00              | \$22.50                 | \$17.50         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/27/2022              | \$386.00            | \$248.00                | \$234.33       | \$13.67         | \$103.00              | \$8.00                      | \$95.00         | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/28/2022              | \$553.00            | \$263.00                | \$248.50       | \$14.50         | \$140.00              | \$12.00                     | \$128.00        | \$80.00              | \$45.00                 | \$35.00         | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/29/2022              | \$628.00            | \$348.00                | \$328.79       | \$19.21         | \$160.00              | \$12.00                     | \$148.00        | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9/30/2022              | \$889.00            | \$684.00                | \$646.30       | \$37.70         | \$180.00              | \$16.00                     | \$164.00        | \$0.00               | \$0.00                  | \$0.00          | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |
| 9-30-22 Audited<br>dmm | \$11,270.00         | \$5,468.00              | \$5,166.37     | \$301.63        | \$2,792.00            | \$254.00                    | \$2,538.00      | \$840.00             | \$472.50                | \$367.50        | \$0.00                    | \$0.00          | \$0.00          | \$0.00  |



**RESOLUTION NO. 283.22**

**TO APPROVE BUDGET TRANSFERS TO THE 2022 BUDGET**

**THEREFORE, UPON MOTION OF** Councilmember \_\_\_\_\_,  
seconded by Councilmember \_\_\_\_\_,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Pursuant to Section 36 of the General Municipal Law of the State of New York and Sections 102, 112 and 113 of Town Law of the State of New York, regarding the Uniform System of Accounts, the following transfers to the various accounts for 2022 are hereby audited and approved:

| <i><b>Fund</b></i> | <i><b>Account No.</b></i> | <i><b>Title</b></i>              | <i><b>Amount</b></i> |
|--------------------|---------------------------|----------------------------------|----------------------|
| General            | A1220 4850                | FROM: Consultant                 | -2,000.00            |
| General            | A1220 4390                | INTO: Video Town Board Meetings  | +2,000.00            |
| W5                 | W58320 4879               | FROM: W5 Instrument Pump Maint.  | -550.00              |
| W5                 | W58320 4891               | INTO: We Water Pump Maint. Cont. | +550.00              |

**SECTION 2.** This resolution shall become effective October 12, 2022

**DATED:** October 12, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

# TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306  
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: [www.rotterdamny.org](http://www.rotterdamny.org)



## LEGISLATIVE REQUEST FORM

DATE: **October 6, 2022**

TO: **Mollie A. Collins, Supervisor**

FROM: **Megan Griffin, Confidential Secretary**

TITLE OF REQUEST: To approve budget transfers to the 2022 budget.

TOWN BOARD MEETING: To be placed on the Town Board Meeting of October 12, 2022

Background Information: Transfers to cover appropriation accounts for the 2022 budget process.

Evaluation/Analysis: Necessary to keep expenditures funded for purchases.

Recommendation(s): To be placed on the Town Board meeting of October 12, 2022 and approve the transfer.

Attachment/Document(s): Memorandums from department heads.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): Town Law 102, 113 & 113

LEGISLATION WILL BE PREPARED BY: Supervisor's Office

# MEMO

**DATE:** 9/30/2022  
**TO:** Mollie Collins  
**FROM:** Megan Griffin  
**SUBJECT:** Budget Modification

Please include the following budget modification on the October 12, 2022 agenda:

**FROM:**

A1220-4850 Consultant -\$2,000.00

**TO:**

A1220-4390 Video Town Board Meetings +\$2,000.00

# **Memorandum**

To: Mollie Collins  
From: James Keith, Sr. Building Inspector  
Subject: Budget Transfer  
Date: September 29, 2022

Please transfer the following funds to cover expenses:

**From W58320 4879 W5 Instrument Pump Maint. Amount \$550.00**

**To W58320 4891 W5 Water Pump Maint. Contract Amount \$550.00**

Thank you.  
CC Comptroller

**RESOLUTION NO. 284.22**

**TO REAPPOINT ROBERT CAPRARA TO THE BOARD OF ASSESSMENT REVIEW**

**THEREFORE, UPON MOTION OF** Councilmember \_\_\_\_\_,  
seconded by Councilmember \_\_\_\_\_,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby reappoints Robert Caprara as a member of the Board of Assessment Review, for a five (5) year term commencing October 1, 2022 through September 30, 2027.

**SECTION 2.** This resolution shall be retroactive to October 1, 2022.

**DATED:** October 12, 2022.

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

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## LEGISLATIVE REQUEST FORM

DATE: September 27, 2022  
TO: Town Board  
FROM: Brad Canning, Assessor

TITLE OF LEGISLATIVE REQUEST: Re-appointment of Board of Assessment Review Member

TO BE PLACED ON TOWN BOARD MEETING OF: October 12, 2022

Background Information: Robert Caprara was appointed to the Board of Assessment Review at the March 12, 2020 Town Board Meeting to fill the term of Jack Sheily who had passed away. Mr. Caprara has faithfully served on the BAR since appointment and is in good standing.

Evaluation/Analysis: Mr. Caprara's term expired on September 30, 2022

Recommendation(s): Mr. Caprara to be re-appointed to a 5-year term to expire on September 30, 2027.

Attachment/Document(s): Resume could be supplied by Mr. Caprara upon request.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Supervisors Office

**RESOLUTION NO. 285.22**

**TO RECOGNIZE THE INTRODUCTION OF INTRODUCTORY LOCAL LAW NO. 8  
OF 2022 TO ADD KELLY LANE AT MARY LANE AS A STOP INTERSECTION AND  
SCHEDULING A PUBLIC HEARING THEREON**

**THEREFORE, UPON MOTION OF** Councilmember \_\_\_\_\_,  
seconded by Councilmember \_\_\_\_\_,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby recognizes the introduction of Introductory Local Law No. 8 of 2022 to add Kelly Lane at Mary Lane as a Stop Intersection.

**SECTION 2.** The Town Clerk of the Town of Rotterdam is hereby directed to publish in the official newspaper of the Town of Rotterdam not less than ten (10 days prior to the date designated for the public hearing provided by the following notice)

**TOWN OF ROTTERDAM  
NOTICE OF HEARING**

**PLEASE TAKE NOTICE:** That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 at 7:00p.m. on the 26th day of October 2022 for the following purpose:

To amend section 266.46, entitled "Schedule VI: Stop Intersections" of the Code of the Town of Rotterdam, as attached.

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

**DATED:** October 12, 2022  
Daily Gazette: Please publish once on October 15, 2022  
Town Clerk  
Post

**SECTION 3.** This resolution shall become effective October 12, 2022.

**DATED:** October 12, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

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## LEGISLATIVE REQUEST FORM

DATE: September 26, 2022

TO: Legislative Review Board

FROM: Deputy Chief William Male *W. Male*

TITLE OF REQUEST: Recommend adding a stop sign to regulate traffic traveling on Kelly Lane @ Mary Lane.

TOWN BOARD MEETING: October 12, 2022

|                   |                          |
|-------------------|--------------------------|
| October 12, 2022: | Call for public hearing. |
| October 26, 2022: | Hold public hearing.     |
| October 26, 2022: | Adopt local law.         |

Background Information: Complaints have been received from area residents concerning the need to add a stop sign on Kelly Lane at the intersection of Mary Lane.

Evaluation/Analysis: Traffic survey completed.

Recommendation(s): Recommend adding a stop sign at the intersection of Kelly Lane and Mary Lane. The stop sign will be placed on Kelly Lane.

Attachment/Document(s): Attached traffic survey completed by Lieutenant Kyle Girard.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): 266-13 and 266-46 of the Rotterdam Town Code

LEGISLATION WILL BE PREPARED BY: RPD



ROTTERDAM POLICE DEPARTMENT  
UNIFORM DIVISION  
TRAFFIC SURVEY



ATTN: Chief Brown, Deputy Chief Male  
LOCATION: Kelly Lane  
DATE: 9/20/2022

**REQUEST**

Received a complaint from town residents regarding the intersection of Kelly Lane @ Mary Lane. The intersection is a 3 way intersection with no stop signs.

**SURVEYS**

A visual traffic survey was completed on 9/20/2022

**CONCLUSION**

After review of the above mentioned intersection and considering the guidelines set forth in the Manual of Uniform Traffic Control, I do feel that a stop sign being placed on Kelly Lane at Mary Lane will have a positive impact on traffic control or speed. Vehicles on Kelly Lane are required to stop at the intersection with or without a stop sign. However, the addition of the stop sign will improve safety and stop compliance at the intersection.

Respectfully Submitted,

Lt. Girard #101

Lt. Kyle Girard

## *Local Law Filing*

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

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

☐County   ☐City   ☒Town   ☐Village  
(select one:)

**of Rotterdam**

**Introductory Local Law No. 8 of the year 2022**

**A LOCAL LAW TO AMEND CHAPTER 266, § 266-46, SCHEDULE VI: STOP  
INTERSECTIONS, OF THE TOWN CODE OF THE TOWN OF ROTTERDAM**

**Be it enacted by the Town Board of the Town of Rotterdam as follows:**

See attached.

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**(If additional space is needed, attach pages the same size as this sheet, and number each.)**

# **TOWN OF ROTTERDAM**

## **INTRODUCTORY LOCAL LAW NO. 8 OF THE YEAR 2022**

### **A LOCAL LAW TO AMEND CHAPTER 266, § 266-46, SCHEDULE VI: STOP INTERSECTIONS, OF THE TOWN CODE OF THE TOWN OF ROTTERDAM**

#### **SECTION 1 – TITLE**

This local law shall be referred to as “A Local Law to Amend Chapter 266, § 266-46, Schedule VI: Stop Intersections, of the Town Code of the Town of Rotterdam”.

#### **SECTION 2 – AUTHORITY**

This local law is enacted by the Town Board of the Town of Rotterdam pursuant to the N.Y. Municipal Home Rule Law and N.Y. Vehicle and Traffic Law § 1660 (a) (1).

#### **SECTION 3 – AMENDMENT**

Chapter 266, § 266-46, Schedule VI: Stop Intersections shall be amended as follows:

- A. A new entry for Kelly Lane at the intersection of Mary Lane is added to Schedule VI: Stop Intersections to read as follows:

| <b>Stop Sign on<br/>*Four-way stop</b> | <b>Direction of Travel</b> | <b>At Intersection of</b> |
|----------------------------------------|----------------------------|---------------------------|
| Kelly Lane                             | South                      | Mary Lane                 |

#### **SECTION 4 – EFFECTIVE DATE**

This Local Law shall become effective upon filing with the New York Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as Local Law No. \_\_\_\_ of 2022 of the (County)(City)(Town)(Village) of Rotterdam was duly passed by the Town Board of the Town of Rotterdam on \_\_\_\_\_, 2022 in accordance with the applicable provisions of law.

**2. ~~(Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)~~**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20 \_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20 \_\_\_\_ in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20 \_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20 \_\_\_\_, in accordance with the applicable provisions of law.

**4. ~~(Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)~~**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20 \_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20 \_\_\_\_.

Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20 \_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. — (City local law concerning Charter revision proposed by petition.) —**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. — (County local law concerning adoption of Charter.) —**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

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

\_\_\_\_\_  
Diane Marco, Town of Rotterdam Town Clerk  
Clerk of the county legislative body, City, Town or Village  
Clerk or officer designated by local legislative body

(Seal)

Date: \_\_\_\_\_

**RESOLUTION NO. 286.22**

**TO AUTHORIZE AMENDMENT #2 FOR ENGINEERING SERVICES FOR THE SALT  
SHED STORAGE AND YARD WASTE PROCESSING FACILITY**

**THEREFORE, UPON MOTION OF** Councilmember \_\_\_\_\_,  
seconded by Councilmember \_\_\_\_\_,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby authorizes the Supervisor to execute Amendment #2, Barton & Loguidice, in an amount not to exceed Forty-Five thousand and 00/100 dollars (\$45,000.00), for additional services of Design, Bidding Phase, and Construction Services for the Salt Shed Storage and Yard Waste Processing Facility.

**SECTION 2.** This resolution shall become effective October 12, 2022.

**DATED:** October 12, 2022

| NAME           | AYES | NOES | ABSTAIN |
|----------------|------|------|---------|
| Christou       |      |      |         |
| Miller-Herrera |      |      |         |
| Dodson         |      |      |         |
| Mastroianni    |      |      |         |
| Collins        |      |      |         |

# TOWN OF ROTTERDAM

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## LEGISLATIVE REQUEST FORM

DATE: October 6, 2022

TO: Mollie Collins, Town Supervisor

FROM: Larry Lamora, Highway Superintendent

TITLE OF REQUEST: Authorize Amendment No. 2 for Engineering Services for the Salt Shed Storage and Yard Waste Processing

TOWN BOARD MEETING: October 12, 2022

Background Information: Barton & Loguidice is the Engineer performing the design, bidding construction services for the Salt Storage and Yard Waste Processing Facility.

Evaluation/Analysis: Barton & Loguidice will be providing additional out of scope Design Services, Bidding Phase Services, and Construction Phase Services to complete the Salt Storage and Yard Waste Processing Facility.

Recommendation(s): Authorize the Supervisor to sign Amendment #2 not to exceed \$45,000.00

Attachment/Document(s): Amendment #2 dated August 22, 2022

Compliance with Purchasing Policy:

Effect(s) on Existing Law(s): None

LEGISLATION WILL BE PREPARED BY: Supervisors Office

**SENT VIA E-MAIL**

August 22, 2022

Mollie A. Collins, Town Supervisor  
Town of Rotterdam  
1100 Sunrise Boulevard  
Rotterdam, NY 12306

Re: Town of Rotterdam Salt Storage and Yard Waste Processing Facility  
Amendment No. 2

File: 904.035.002

Dear Supervisor Collins:

Barton & Loguidice, D.P.C. (B&L) has provided to date engineering services for the Town of Rotterdam Salt Storage and Yard Waste Processing Facility project in accordance with our original agreement ("Original Agreement") dated April 14, 2020 and Amendment No. 1 dated October 7, 2021. As outlined below, B&L has completed additional design and bidding services due to changes in the project scope. We also anticipate additional services as the project moves forward into construction phase due to project scope changes.

**Scope of Additional Services**

The following Scope of Additional Services has or will be performed in accordance with the technical assumptions herein.

**Task 1: Additional Design Services (Completed)**

1. As outlined in our original agreement, B&L intended on entering into a subconsultant agreement with Kambe Engineering and Land Surveying, P.C. for base mapping services and to achieve M/WBE utilization. Due to COVID and DEC contract-related delays in the project, once base mapping services were authorized, B&L was required to seek another M/WBE subconsultant to complete these services. The change in vendor resulted in additional direct costs to B&L.
2. At the Town's request, B&L completed a sight distance analysis for a conceptual secondary driveway entrance into the site. The analysis indicated that the secondary access location did not meet required sight distances.
3. Additional design services were required due to additional site improvements and revised layouts per our design meetings with the Town. Some of the requested modifications include the addition of a retaining wall structure on the west side of the site; a concrete pavement area for mixing product and bin storage; an internal site access road to connect the east and west sides of the site; and modifications to site grading and drainage to accommodate additional improvements. In addition to design and drafting services, these changes to the scope of the

project resulted in multiple iterations to the site-specific Stormwater Pollution Prevention Plan (SWPPP) and associated calculations and modeling.

4. Per our original agreement, it was our understanding that Advanced Storage Technology (AST), under a separate contract with the Town, would provide complete construction drawings, specifications, and estimates for the proposed salt storage facility. B&L was required to provide a significant amount of management time with AST to coordinate the design of the building and was also required to prepare markups to the AST-provided drawings to indicate the Town's desired design. B&L additionally provided building-related design assistance with modifications to the foundation wall design, roofing material, and cost estimates for the structure.

**Task 2: Additional Bidding Phase Services (Completed)**

In addition to the bidding phase services outlined in our original agreement, and per Town request, B&L provided additional services during bidding to assist with building-related RFIs and addenda information. These items, pertaining of concrete joint spacing, roofing materials, wall construction, truss assembly, etc. were originally included in the Town's contract with AST.

**Task 3: Additional Construction Phase Services (Proposed)**

Our original agreement anticipated building-related construction administration, observation, and testing coordination to be completed by the building designer (i.e. AST). We understand that the Town would prefer to have B&L complete all construction phase services for the project. In addition to the scope outlined in our original agreement, B&L will complete the following.

1. Provide technical support answering contractor's building-related questions, responding to RFIs and resolving design/construction issues during the construction of the project.
2. Review contractor's building-related shop drawing submittals for compliance with the Contract Documents.
3. Provide eighty (80) additional on-site construction observation hours for a total of 120 hours. The on-site construction representation proposed herein is not full-time inspection of the Contractor's work, and is not intended to be an exhaustive inspection of every detail of the work progressed by the Contractor. On-site time will focus on work below grade and concrete pours.
4. Coordinate any necessary independent special inspections and testing. All costs for independent inspections and testing are excluded from this proposal and will be billed to the Town directly.

**Fee for Additional Services**

B&L proposes to complete the Scope of Additional Services described herein as listed below and in accordance with the terms and conditions of the Original Agreement.

|                                                |                  |
|------------------------------------------------|------------------|
| Task 1: Additional Design Services             | \$ 22,000        |
| Task 2: Additional Bidding Phase Services      | \$ 3,000         |
| Task 3: Additional Construction Phase Services | \$ 20,000        |
| <b>Total</b>                                   | <b>\$ 45,000</b> |



Mollie A. Collins, Town Supervisor  
Town of Rotterdam  
August 22, 2022  
Page 3 of 3

We sincerely appreciate the opportunity to be of continued service on this project. If this supplement is acceptable, please sign the authorization below and return a copy to our office. If you have any questions or wish to discuss any portion of this proposal, please contact me at (518) 218-1801 or [dfletcher@bartonandloguidice.com](mailto:dfletcher@bartonandloguidice.com).

Sincerely,

**BARTON & LOGUIDICE, D.P.C.**

Donald H. Fletcher  
Senior Vice President

RBW/

#### Authorization

Barton & Loguidice, D.P.C., is hereby authorized by the Town of Rotterdam ("Owner") to proceed with the services described herein in accordance with the Terms and Conditions of our Original Agreement.

---

Mollie A. Collins, Town Supervisor  
Town of Rotterdam

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Date