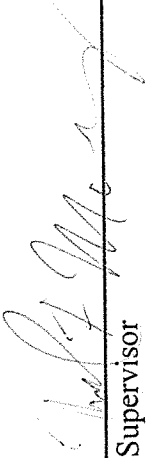


Town of Malone
Special Meeting
April 6, 2016

SPECIAL MEETING

We, the Undersigned, Town Board of the Town of Malone, do hereby Waiver a Special Meeting, Wednesday, April 6th at 9:30 a.m., with regard to the SEQR process for the SeaComm Federal Union submitted to the Town of Malone, and for any other business to come before the Board.

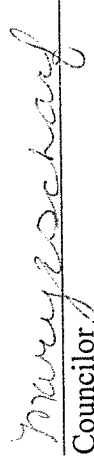
PRESENT:


Supervisor


Councilor


Councilor


Councilor


Councilor

ALSO PRESENT:

Denice A. Hudson, Town Clerk
Deborah A. Hutchins, Deputy Town Clerk
Robert Crossman, Town Code Officer

Supervisor Maneely called the meeting to order at 9:32 a.m. Proper notice was given. Supervisor Maneely stated that the reason for this meeting is to approve the revised resolution as written to take lead agency on the SeaComm Federal Credit Union project. Supervisor Maneely also stated that we need to come up with a procedure so that Board members do not need to review documents more than once; he suggested a checklist of items to be completed for final review.

Motion – Councilor Scharf
Second - Councilor Taylor

CARRIED (5-0) – Supervisor Maneely–Aye Deputy Supervisor Sullivan–Aye Councilor Taylor – Aye Councilor Scharf – Aye Councilor Lockwood – Aye

Resolved (#105–2016) of intent to claim lead agency status pursuant to the SEQR for the proposed SeaComm Federal Credit Union building and parking facilities and to establish that the Town shall coordinate with the federal aviation administration in a review of the proposed project. Complete revised resolution as follows:

TOWN OF MALONE

RESOLUTION OF INTENT TO CLAIM LEAD AGENCY STATUS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR THE PROPOSED SEACOMM FEDERAL CREDIT UNION BUILDING AND PARKING FACILITIES AND TO ESTABLISH THAT THE TOWN SHALL COORDINATE WITH THE FEDERAL AVIATION ADMINISTRATION IN A REVIEW OF THE PROPOSED PROJECT

WITNESSETH:

WHEREAS, Thomas AH Pahler, PE, on behalf of the SeaComm Federal Credit Union, has submitted a proposal to the Malone Planning Board, the Town of Malone Code Officer and the Malone Town Board requesting approval for the construction of - 3480 SF single story structure, as a bank/lending institution, with access driveways, drive through tellers and 25 peripheral parking spots to be located on 1.55 acres of land at

3349 US Hwy 11, in the Town of Malone, New York, immediately adjacent to the Holiday Inn; and

WHEREAS, applications were submitted and other supporting documentation, including a Short Environmental Assessment Form (hereby referred to as “Application Materials”) by the aforesaid Applicant; and

WHEREAS, the proposed development is located in the **Airport Approach Protection Area**, as set forth in Chapter 4 of the Code of the Town of Malone, entitled, “Airport Approach Hazard Protection”; and in order for the proposed development to be established in the “Airport Hazard Area”, the Applicant shall obtain a permit from the Malone Town Board pursuant to Section 4-7 of the Town of Malone Code and the Applicant shall comply with the use and height restrictions set forth in Section 4-4 and 4-5 of said Code; and

WHEREAS the proposed location and height of the proposed structure and development warrants the Applicant’s notification to the Federal Aviation Administration (FAA) via an FAA Form 7460-1 application which triggers a review by the FAA of the proposed development to determine any potential impacts that the proposed project would have on the airport operations and surfaces and the identification of any necessary mitigation measures; and

WHEREAS the Town shall coordinate with the FAA with respect to the aforesaid FAA Form 7460-1 review of the instant project; and

WHEREAS, the Town Board has determined in accordance with 6 NYCRR 617.2(ak) that: the proposed action appears to be an Unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”); coordinated SEQRA review should be undertaken; and the Town Board is willing to act as SEQRA Lead Agency for purposes of that coordinated review; and

NOW THEREFORE, BE IT RESOLVED that:

1. The Town Board has determined that the Town has jurisdiction to regulate the proposed action; and
2. The Town Board has determined in accordance with the New York State Environmental Quality Review Act (“SEQRA”) 6 NYCRR 617 (ak), that the proposed action appears to be an Unlisted Action; and
3. The Town Board has determined that the FAA is an interested agency pursuant to 6 NYCRR Section 617.2(t) ; and
4. The Town Board has determined that the following are the involved agencies, pursuant to 6 NYCRR Section 617.2(s): the, the Village of Malone, New York State Department of Transportation, New York State Department of Environmental Conservation and the New York State Department of Health; and
5. A coordinated SEQRA review shall be undertaken and the Town of Malone is willing to act as SEQRA Lead Agency for purposes of that coordinated review; and
6. The Town of Malone Town Board hereby declares its intention that the Town of Malone assume SEQRA Lead Agency status, and directs the Town Clerk to transmit to each of the aforesaid involved agencies, the Short Environmental Assessment Form, the remaining Application Materials submitted by the Applicant, together with a copy of this Resolution, with the request that each involved agency notify the Town, within thirty (30) calendar days of its consent to the Town of Malone serving as Lead Agency in the environmental review of this project, in accordance with 6 NYCRR Section 617.6(b)(3) and that any involved agency which objects to the Town of Malone acting as Lead Agency shall so notify the Town Supervisor, in writing, within 30 days of its receipt of all of the above referenced documents;
7. The Town of Malone Town Board hereby directs the Town Clerk to transmit by email to the FAA, c/o David Carlin, Planner David.Carlin@faa.gov and to Suki Gill, Environmental Specialist Sukhbir.Gill@faa.gov the Application Materials, the Short Environmental Form and a copy of this Resolution; and
8. The Town of Malone Town Board hereby directs the Town Clerk to transmit to the Applicant a copy of this Resolution; and

- to submit an FAA Form 7460-1 application to the FAA which can be electronically submitted at the FAA's website at <https://oeaaaa.faa.gov/oeaaa/external/portal.jsp>, and to provide a copy of the 7460 application to the Town of Malone Supervisor and Code Officer; and

-to overlay the site plan of the proposed project on the Malone-Dufort Airport Layout Plan, as the site relates to the boundaries of the Runway Protection Zone and provide this CAD drawing to the FAA c/o David Carlin, Planner David.Carlin@faa.gov and to Suki Gill, Environmental Specialist Sukhbir.Gill@faa.gov.

-to provide a copy of the aforesaid CAD drawing to the Town of Malone Supervisor and Town Code Officer; and

10. Applicant shall be solely responsible for any and all expenses incurred by the Town of Malone in connection with this environmental review. Applicant shall pay the Town within 30 days of the date of the Town's submission of a bill to Applicant for reimbursement of any such expenses incurred.

9:35 a.m.

Motion – Councilor Taylor
Second – Councilor Scharf

Resolved (#106-2016) there being no further business to come before the Board that it adjourn.

CARRIED (5-0) – Supervisor Maneely–Aye Deputy Supervisor Sullivan–Aye Councilor Taylor – Aye Councilor Scharf – Aye Councilor Lockwood - Aye

9:36 a.m.

Supervisor Maneely called meeting back in to regular session. He stated that today is Andrea Stewart's last official with the Town. Supervisor Maneely stated that the Budget Officer/Town Secretary is appointed by the Town Supervisor and he is appointing Denice Hudson to this position with current term ending 12/31/2017.

Councilor Scharf stated that the Board should also act on the Town Clerk position and also a Deputy/Floater Clerk position to work part-time in the Clerk's office and part-time in the Assessor's office.

Motion – Councilor Taylor
Second - Councilor Scharf

Resolved (#107-2016) to approve appointment of Deborah Hutchins to the position of Town Clerk/Tax Collector with a current term ending 12/31/2017.

CARRIED (5-0) – Supervisor Maneely–Aye Deputy Supervisor Sullivan–Aye Councilor Taylor – Aye Councilor Scharf – Aye Councilor Lockwood - Aye

Motion – Councilor Scharf
Second - Councilor Lockwood

Resolved (#108-2016) to advertise for a full time Deputy/Floater Clerk to work between the Town Clerk's office and the Town Assessor's office.

CARRIED (5-0) – Supervisor Maneely–Aye Deputy Supervisor Sullivan–Aye Councilor Taylor – Aye Councilor Scharf – Aye Councilor Lockwood - Aye

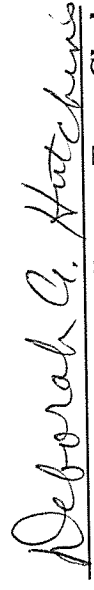
9:45.m.

Motion – Councilor Taylor
Second – Councilor Scharf

Resolved (#109-2016) there being no further business to come before the Board that it adjourn.

CARRIED (5-0) – Supervisor Maneely–Aye Deputy Supervisor Sullivan–Aye Councilor Taylor – Aye Councilor Scharf – Aye Councilor Lockwood - Aye

Respectfully Submitted,


Deborah A. Hutchins, Deputy Town Clerk