

William Wenzel, Town Supervisor
Jennifer Howe, Town Clerk
Brandy Fall, Deputy Town Clerk
William Reed, Highway Superintendent



John D. Ganther, Council Member
Francis R. Potter, Council Member
Dianne Grant, Council Member
Andrew Lucks, Council Member

Thursday September 8, 2022
Regular Town Board Meeting
Meeting Time: 7:00PM

Meeting called to order by Supervisor Wenzel at 7:00PM

Present: Supervisor Wenzel, Council Members Grant, Ganther, Lucks and Potter, Town Attorney Teresa
Absent: Highway Superintendent Reed

Pledge of Allegiance

Resolution 97-22: Council Member Grant motioned, seconded by Council Member Lucks to approve the Regular Town Board Meeting minutes of Thursday, August 25, 2022.
Motion carried, 3 ayes, Council Member Potter and Supervisor Wenzel, abstained

Resolution 98-22: Council Member Potter motioned, seconded by Council Member Ganther to pay the following claims:
Motion carried, 5 ayes

Vouchers to be Paid
September 8, 2022

General Fund:	\$23,263.75
Highway Fund:	\$2,323.62
Lighting District #1	\$166.96
Lighting District #2	\$320.56
Lighting District #3	\$146.92
SD#1 Fund:	\$895.78
SD#2 Fund:	\$1,082.99
SD#3 Fund:	\$61.50
Planning Board:	\$9,405.00
<hr/>	
Total To Be Paid:	\$37,667.08

Highway: Nothing to report.

Public Safety: Council Member Grant mentioned that there will be a meeting on September 14th @ 7pm location will be the Delanson Fire House.

Parks: Supervisor Wenzel reported that the Summer Park Program was very successful this year. There were around 135 individuals came to the program, over the course of the whole program around 950 came in total. There will be a Grand Opening of the Disc Golf Course at Shafer Park tomorrow night at 6pm.

Sewer District #1, 2 &3: Report will be given at the next meeting.

Technology: Council Member Ganther reached out to Clint at Omnis today to see if any equipment will need to be replaced next year. Hopes to hear back from him soon.

Budget: There will be a budget workshop on September 12, 2022, at 7pm. Meeting will be held upstairs and available via zoom. Meeting is open to the public, but not open for public comment.

Council Member Ganther announced he is resigning as of November before his term expiration in 2023.

Business Meeting:

Resolution 99-22: Council Member Lucks motioned, seconded by Council Member Potter to introduce the attached Proposed Local Law continuing and re-establishing a temporary moratorium on the review of Major Solar Facilities including continuing and re-establishing a temporary moratorium on the review of Battery Energy Storage Systems while the Town Board considers changes to its zoning and other local laws.

Motion carried, 5 ayes

Resolution 100-22: Council Member Grant motioned, seconded by Council Member Potter to exempt the proposed brick wall as proposed from zoning requirements for the Mariaville Civic Association Dedication Wall.

Motion carried, 5 ayes

Privilege of the Floor:

Lynne Bruning of Duanesburg Road read statement (see attached).

Supervisor Wenzel motioned, seconded by Council Member Grant to adjourn. 7:25 pm

I, Jennifer Howe, Town Clerk of the Town of Duanesburg, so hereby certify that this is a true and accurate transcript of the Regular Town Board Meeting held on Thursday September 8, 2022.

Account#	Account Description	Fee Description	Qty	Local Share
		Animal Shelter Boarding Fees	2	710.00
	Building Permit Renewal	Building Permit Renewal	1	75.00
	Marriage License Fee	Marriage License Fee	3	52.50
	Misc. Fees	Certified Copies - Death	43	430.00
		Certified Copies - Marriage	2	20.00
		Historical Book	1	18.00
	Repairs	Connection Fee	1	1,000.00
	septic repair	septic repair	1	50.00
	Sewer Repair	Sewer Repair	1	180.00
		Sub-Total:		\$2,535.50
A1255	Conservation	Conservation	16	123.88
		Sub-Total:		\$123.88
A2544	AFTER 30 DAYS	AFTER 30 DAYS	9	45.00
	Dog Licensing	Female, Spayed	34	476.00
		Male, Neutered	26	364.00
		Male, Unneutered	9	198.00
		Sub-Total:		\$1,083.00
B2111	Permit	Permit	1	150.00
		Sub-Total:		\$150.00
B2555	Building Permits	Building Permits	7	1,365.00
		Sub-Total:		\$1,365.00
		Total Local Shares Remitted:		\$5,257.38
Amount paid to: NYS Ag. & Markets for spay/neuter program				87.00
Amount paid to: NYS Environmental Conservation				2,108.12
Amount paid to: State Health Dept. For Marriage Licenses				67.50
Total State, County & Local Revenues:		\$7,520.00	Total Non-Local Revenues:	\$2,262.62

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, Jennifer Howe, Town Clerk, Town of Duanesburg 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 Statement of the Town Supervisor

TO THE TOWN BOARD OF THE TOWN OF DUANESBURG, NEW YORK

Pursuant to Section 119 of Town Law, I hereby render the following statement of all money received and disbursed by this office during the month of August 2022.

Revenues

Fund	Amount
General Fund	\$32,428.19
Highway Fund	\$36,464.39
Capital Projects	\$0.00
Fire District	\$0.00
Lighting District #1	\$0.00
Lighting District #2	\$0.00
Lighting District #3	\$0.00
Sewer District #1	\$0.00
Sewer District #2	\$0.00
Sewer District #3	\$0.00
Total	\$ 68,892.58

Disbursements

General Fund	\$74,998.35
Highway Fund	\$61,035.10
Capital Projects	\$0.00
Fire District	\$0.00
Lighting District #1	\$350.77
Lighting District #2	\$673.47
Lighting District #3	\$308.67
Sewer District #1	\$9,355.56
Sewer District #2	\$5,592.41
Sewer District #3	\$2,682.98
Total	\$ 154,997.31

9/7/2022

Town of Duanesburg-General Fund A
Profit & Loss Budget Performance
August 2022

	<u>Aug 22</u>	<u>Jan - Aug 22</u>	<u>Annual Budget</u>	<u>\$ Over Budget</u>
Income				
1001 · Real Property Taxes	0.00	416,351.00	416,351.00	0.00
1090 · Interest on Real Property Taxes	14,236.55	14,236.55	10,000.00	4,236.55
1120 · Sales Tax	2,072.55	338,842.00	338,642.00	0.00
1255 · Town Clerk Fees	6.93	463.40	1,500.00	-1,036.60
2001 · Park & Recreation Fees	0.00	0.00	1,000.00	-1,000.00
2401 · Interest Income	0.00	405.65	500.00	-94.35
2501 · Bus. & Occup. Licenses & Permit	550.00	2,617.27	500.00	2,117.27
2544 · Dog Licenses	536.00	4,235.00	5,000.00	-765.00
2610 · Court Fines	0.00	26,659.60	50,000.00	-21,340.50
2665 · Sale of Equipment	0.00	2,835.00		2,835.00
2770 · Unclassified	0.00	2,085.91		2,085.91
3001 · State Aid-Per Capita	0.00	0.00	20,653.00	-20,653.00
3005 · Mortgage Tax	0.00	227,214.35	150,000.00	77,214.35
3820 · State Aid-Youth Programs	0.00	0.00	5,000.00	-5,000.00
599 · Appropriated Fund Balance	0.00	0.00	200,000.00	-200,000.00
Total Income	17,401.03	1,035,745.63	1,197,146.00	-161,400.37
Expense				
1010.1 · Town Board Personal Svcs	2,341.52	18,732.16	28,100.00	-9,367.84
1010.4 · Town Board Contractual Exp	324.45	672.10	300.00	372.10
1110.1 · Town Justice Personal Svcs	2,614.69	21,998.15	32,633.00	-10,633.85
1110.11 · Town Justice-Court Clerk	2,706.75	19,939.50	32,760.00	-12,820.50
1110.4 · Town Justice Contractual Exp	618.46	1,247.16	2,000.00	-752.84
1220.1 · Supervisor Personal Svcs	1,625.84	13,819.64	21,140.00	-7,320.36
1220.11 · Bookkeeper to Supervisor	2,940.00	24,980.00	38,220.00	-13,230.00
1220.12 · Deputy Supervisor	234.38	1,876.04	2,813.00	-937.96
1220.2 · Supervisor Equipment	0.00	0.00	1,000.00	-1,000.00
1220.4 · Supervisor Contractual Exp	33.49	672.63	500.00	172.63
1340.1 · Budget Personal Svcs	416.67	3,333.36	5,000.00	-1,666.64
1355.1 · Assessor Personal Svcs	2,692.00	19,958.74	17,500.00	2,458.74
1355.11 · Assessor Clerk	1,285.20	10,960.92	16,708.00	-5,747.08
1355.18 · Grievance Board Personal Svcs	0.00	150.00	550.00	-400.00
1355.2 · Assessor Equipment	0.00	1,558.00	1,000.00	558.00
1355.4 · Assessor Contractual Exp	0.00	662.30	1,000.00	-137.70
1355.41 · Assessment Support Contract	0.00	1,620.50	17,500.00	-15,679.50
1355.48 · Grievance Board Contractual Exp	0.00	450.00	200.00	250.00
1380.4 · Fiscal Agent Fee	2,500.00	25,510.02	30,000.00	-4,489.98
1410.1 · Town Clerk Personal Svcs	3,577.08	30,405.18	46,500.00	-16,094.82
1410.11 · Deputy Town Clerk	2,729.20	23,198.20	35,500.00	-12,301.80
1410.2 · Town Clerk Equipment	0.00	930.73	500.00	430.73
1410.4 · Town Clerk Contractual Exp	102.63	808.78	4,500.00	-3,691.22
1420.4 · Attorney Personal Svcs	1,368.00	21,417.48	30,000.00	-8,582.52
1440.4 · Engineer Contractual Exp	0.00	62,366.27	50,000.00	12,366.27
1460.1 · Records Mgmt Personal Svcs	288.00	2,555.84	4,783.00	-2,187.16
1460.4 · Records Mgmt Contractual Exp	488.78	2,291.33	3,300.00	-1,008.67
1620.1 · Building Personal Svcs	1,302.84	18,647.15	14,763.00	3,884.15
1620.2 · Buildings Equipment	0.00	0.00	500.00	-500.00
1620.4 · Buildings Contractual Exp	1,233.35	17,550.46	30,500.00	-12,949.54
1640.4 · Central Garage Contractual Exp	338.44	23,212.93	15,000.00	8,212.93

Town of Duaneburg-General Fund A
Profit & Loss Budget Performance
August 2022

	<u>Aug 22</u>	<u>Jan - Aug 22</u>	<u>Annual Budget</u>	<u>\$ Over Budget</u>
1660.4 · Central Storeroom C.E.	262.07	1,321.48	1,500.00	-178.54
1670.4 · Central Printing Contractual	606.62	6,998.04	8,500.00	-1,501.96
1680.2 · Data Processing Equipment	0.00	0.00	3,000.00	-3,000.00
1680.4 · Data Processing Contractual Exp	1,003.30	16,429.74	18,000.00	-1,570.26
1910.4 · Unallocated Insurance	0.00	76,858.78	75,000.00	1,858.78
1920.4 · Municipal Dues	0.00	1,100.00	1,200.00	-100.00
1990.4 · Contingency	0.00	0.00	10,000.00	-10,000.00
3020.4 · Dispatch Services	0.00	32,250.00	43,000.00	-10,750.00
3120.1 · Town Justice-Court Security	490.00	2,940.00	3,000.00	-60.00
3310.4 · Traffic Control	0.00	0.00	500.00	-500.00
3510.1 · Dog Control Personal Svcs	666.63	5,333.04	8,000.00	-2,666.96
3510.4 · Dog Control Contractual Exp	42.76	463.64	2,600.00	-2,136.36
3650.4 · Demolition of Unsafe Bldg	0.00	2,851.74	750.00	2,101.74
4020.1 · Registrar Personal Svcs	0.00	0.00	925.00	-925.00
4540.4 · Ambulance Contractual Exp	0.00	0.00	248,711.00	-248,711.00
5010.1 · Superintendent of Highways P.S.	4,506.08	38,301.68	58,577.00	-20,275.32
5010.11 · Superintendent of Highway Clerk	245.76	2,112.00	3,200.00	-1,088.00
5010.2 · Superintendent of Hwy Equipment	0.00	936.02	1,000.00	-14.98
5010.4 · Superintendent of Hwy C.E.	23.34	808.18	500.00	308.18
6010.4 · Social Services Contractual Exp	0.00	3,000.00	3,000.00	0.00
6410.1 · Web Site Personal Svcs	0.00	0.00	5,000.00	-5,000.00
6410.4 · Web Site Contractual Exp	2,309.46	2,309.46	3,000.00	-690.54
6772.4 · Programs for Aging C.E.	0.00	2,600.00	2,600.00	0.00
7020.1 · Recreation Supervisor P.S.	2,600.00	3,250.00	3,250.00	0.00
7110.1 · Parks Personal Svcs	0.00	0.00	14,763.00	-14,763.00
7110.2 · Parks Equipment	0.00	482.60	3,000.00	-2,517.40
7110.4 · Parks Contractual Exp	459.62	8,197.53	7,500.00	697.53
7310.1 · Youth Program Personal Svcs	7,028.70	9,030.25	9,550.00	-519.75
7310.4 · Youth Program Contractual Exp	314.70	912.93	1,400.00	-487.07
7510.1 · Historian Personal Svcs	62.50	500.00	750.00	-250.00
7510.4 · Duaneburg Historian Society	0.00	3,000.00	3,000.00	0.00
7550.4 · Celebrations Contractual Exp	0.00	194.25	2,000.00	-1,805.75
8160.48 · Refuse & Garbage-Eng. & Testing	2,789.41	19,567.20	22,000.00	-2,432.80
8160.49 · Refuse & Garbage Haul & Treat	0.00	532.00	2,500.00	-1,968.00
9010.8 · State Retirement	0.00	288.32	40,000.00	-39,711.68
9030.8 · Social Security	2,947.66	19,658.31	30,000.00	-10,341.69
9040.8 · Workers Compensation Ins.	0.00	5,031.92	14,100.00	-9,068.08
9060.8 · Health Insurance	5,749.13	52,364.94	57,000.00	-4,635.06
Total Expense	<u>63,859.40</u>	<u>681,647.60</u>	<u>1,197,146.00</u>	<u>-505,498.40</u>
Net Income	<u>-46,458.37</u>	<u>344,098.03</u>	<u>0.00</u>	<u>344,098.03</u>

Town of Duaneburg-General Outside Village B Fund
Profit & Loss Budget Performance
August 2022

	<u>Aug 22</u>	<u>Jan - Aug 22</u>	<u>Annual Budget</u>	<u>\$ Over Budget</u>
Income				
1120 · Sales Tax	0.00	0.00	101,624.00	-101,624.00
1170 · Franchise Fees	13,367.16	25,922.15	45,000.00	-19,077.85
2110 · Zoning Variances	0.00	500.00	1,000.00	-500.00
2401 · Interest Income	0.00	0.00	100.00	-100.00
2555 · Building Permits	1,660.00	14,645.00	18,000.00	-3,355.00
599 · Appropriated Fund Balance	0.00	0.00	75,000.00	-75,000.00
Total Income	<u>15,027.16</u>	<u>41,067.15</u>	<u>240,624.00</u>	<u>-199,556.85</u>
Expense				
8010.1 · Building Inspector	5,534.12	47,040.02	69,870.00	-22,829.98
8010.11 · Building Inspector's Clerk	1,285.20	10,924.20	16,708.00	-5,783.80
8010.13 · Zoning Assistant	1,285.20	11,217.96	17,148.00	-5,930.04
8010.14 · Zoning Board Personal Svcs	0.00	1,519.32	2,000.00	-480.68
8010.15 · Zoning-Code Officer	0.00	0.00	19,000.00	-19,000.00
8010.2 · Zoning Equipment	0.00	368.83	500.00	-131.17
8010.4 · Zoning Contractual Exp	-19.27	3,667.79	2,000.00	1,667.79
8010.44 · ZBA Expenses	0.00	0.00	250.00	-250.00
8010.47 · Zoning Attorney	0.00	0.00	5,000.00	-5,000.00
8010.70 · Broadband Extention	0.00	0.00	15,000.00	-15,000.00
8020.13 · Planning Assistant	1,285.20	9,941.94	17,148.00	-7,206.06
8020.14 · Planning Board Personal Svcs	0.00	1,366.96	2,000.00	-633.04
8020.2 · Planning Equipment	0.00	0.00	500.00	-500.00
8020.44 · Planning Board Expenses	68.27	1,012.47	500.00	512.47
8020.47 · Planning Attorney	882.00	8,856.00	15,000.00	-6,144.00
9010.8 · State Retirement	0.00	162.18	20,000.00	-19,837.82
9030.8 · Social Security	699.72	5,988.43	9,000.00	-3,011.57
9040.8 · Workers Compensation Ins.	0.00	941.11	10,000.00	-9,058.89
9080.8 · Health Insurance	118.51	1,796.07	19,000.00	-17,203.93
Total Expense	<u>11,138.95</u>	<u>104,803.28</u>	<u>240,624.00</u>	<u>-135,820.72</u>
Net Income	<u>3,888.21</u>	<u>-63,736.13</u>	<u>0.00</u>	<u>-63,736.13</u>

Town of Duaneburg-Highway Town Wide DA Fund
Profit & Loss Budget Performance
 August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 · Real Property Taxes	0.00	428,193.00	428,193.00	0.00
2300 · Transportation Svcs	0.00	0.00	14,707.00	-14,707.00
2401 · Interest Income	0.00	0.00	200.00	-200.00
2650 · Scrap Metal	114.45	671.25	0.00	671.25
Total Income	114.45	428,864.25	443,100.00	-14,235.75
Expense				
5130.1 · Machinery Personal Svcs	238.32	6,512.85	7,000.00	-487.15
5130.2 · Machinery Equipment	20,000.00	36,500.00	30,000.00	6,500.00
5130.4 · Machinery Contractual Exp	1,169.35	29,931.05	35,000.00	-5,068.95
5142.1 · Snow Removal Personal Svcs	0.00	66,464.18	165,000.00	-98,535.82
5142.4 · Snow Removal Contractual Exp	0.00	26,735.42	60,000.00	-33,264.58
9010.8 · State Retirement	0.00	171.19	21,000.00	-20,828.81
9030.8 · Social Security	1,564.29	13,933.33	13,000.00	933.33
9040.8 · Workers Compensation Ins.	0.00	11,875.03	12,000.00	-124.97
9055.8 · Disability Insurance	0.00	0.00	100.00	-100.00
9060.8 · Health Insurance	5,003.93	39,165.78	50,000.00	-10,834.22
9730.6 · Bond Anticipation Principal	0.00	0.00	50,000.00	-50,000.00
Total Expense	27,965.89	231,288.83	443,100.00	-211,811.17
Net Income	-27,851.44	197,575.42	0.00	197,575.42

Town of Duanesburg-Highway OV Part Town DB Fund

Profit & Loss Budget Performance

August 2022

	<u>Aug 22</u>	<u>Jan - Aug 22</u>	<u>Annual Budget</u>	<u>\$ Over Budget</u>
Income				
1001 · Real Property Taxes	0.00	1,000.00	0.00	1,000.00
1120 · Sales Tax	36,349.94	36,349.94	309,193.00	-272,843.06
2300 · Transportation Svcs	0.00	0.00	14,707.00	-14,707.00
2401 · Interest Income	0.00	249.44	200.00	49.44
3501 · CHIPs	0.00	195,752.17	141,350.00	54,402.17
Total Income	<u>36,349.94</u>	<u>233,351.55</u>	<u>465,450.00</u>	<u>-232,098.45</u>
Expense				
5110.1 · General Repairs Personal Svcs	20,196.12	110,689.87	135,000.00	-24,310.13
5110.4 · General Repairs Contractual Exp	9,871.43	30,247.36	90,000.00	-59,752.64
5112.2 · Capital Improvements	0.00	58,556.75	141,350.00	-82,793.25
9010.8 · State Retirement	0.00	207.23	26,000.00	-25,792.77
9030.8 · Social Security	0.00	72.51	11,000.00	-10,927.49
9040.8 · Workers Compensation Ins.	0.00	10,313.19	12,000.00	-1,686.81
9055.8 · Disability Insurance	0.00	0.00	100.00	-100.00
9060.8 · Health Insurance	3,001.66	32,668.41	50,000.00	-17,331.59
Total Expense	<u>33,069.21</u>	<u>242,755.32</u>	<u>465,450.00</u>	<u>-222,694.68</u>
Net Income	<u>3,280.73</u>	<u>-9,403.77</u>	<u>0.00</u>	<u>-9,403.77</u>

Town of Duaneburg-Fire Districts
Profit & Loss Budget Performance
August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001.46 · Real Prop.Tax FD-Quaker St.#1	0.00	137,375.01	137,375.00	0.01
1001.47 · Real Prop.Tax FD-Duaneburg#2	0.00	259,950.00	259,950.00	0.00
1001.48 · Real Prop. Tax-FPD#2 Mariaville	0.00	268,458.00	268,458.00	0.00
1001.49 · Real Prop. Tax-FPD#3 Combined	0.00	215,174.00	215,174.00	0.00
Total Income	0.00	880,957.01	880,957.00	0.01
Expense				
3410.46 · Fire Dist.-Quaker St.#1	0.00	137,375.00	137,375.00	0.00
3410.47 · Fire Dist.-Duaneburg#2	0.00	259,950.00	259,950.00	0.00
3410.48 · FPD#2 Mariaville	0.00	268,658.00	268,458.00	200.00
3410.49 · FPD#3 Combined	0.00	215,174.00	215,174.00	0.00
Total Expense	0.00	881,157.00	880,957.00	200.00
Net Income	0.00	-199.99	0.00	-199.99

Town of Duanesburg-LD#1 Quaker St.
Profit & Loss Budget Performance
 August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 - Real Property Taxes	0.00	6,000.00	6,000.00	0.00
Total Income	0.00	6,000.00	6,000.00	0.00
Expense				
5182.4 - Lighting-Contractual	350.77	2,145.00	6,000.00	-3,855.00
Total Expense	350.77	2,145.00	6,000.00	-3,855.00
Net Income	-350.77	3,855.00	0.00	3,855.00

Town of Duanesburg-LD#2 Duanesburg
Profit & Loss Budget Performance
August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 - Real Property Taxes	0.00	10,000.00	10,000.00	0.00
Total Income	0.00	10,000.00	10,000.00	0.00
Expense				
5182.4 - Lighting-Contractual	673.47	4,118.35	10,000.00	-5,881.65
Total Expense	673.47	4,118.35	10,000.00	-5,881.65
Net Income	-673.47	5,881.65	0.00	5,881.65

Town of Duanesburg-LD#3 Mariaville
Profit & Loss Budget Performance
 August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 - Real Property Taxes	0.00	4,500.00	4,500.00	0.00
Total Income	0.00	4,500.00	4,500.00	0.00
Expense				
5182.4 - Lighting-Contractual	308.67	1,887.58	4,500.00	-2,612.42
Total Expense	308.67	1,887.58	4,500.00	-2,612.42
Net Income	-308.67	2,612.42	0.00	2,612.42

Town of Duanesburg-Sewer District No. 1
Profit & Loss Budget Performance
August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 · Real Property Taxes	0.00	315,749.68	315,745.00	4.68
2122 · Sewer Charges-connection fee	0.00	1,000.00	1,000.00	0.00
2401 · Interest Income	0.00	63.21	0.00	63.21
Total Income	0.00	316,812.89	316,745.00	67.89
Expense				
1990.4 · Contingency	0.00	0.00	10,000.00	-10,000.00
8110.2 · Sewer Equipment	0.00	0.00	250.00	-250.00
8110.40 · Sewer - Contractual	0.00	681.00	6,000.00	-5,319.00
8110.41 · Sewer Insurance	0.00	6,963.60	6,500.00	463.60
8110.45 · Sewer-Cell Phone	71.53	551.25	750.00	-198.75
8110.46 · Sewer Easement Fee	0.00	2,600.00	2,002.00	598.00
8120.2 · Sanitary Sewers-Equip.	0.00	0.00	4,000.00	-4,000.00
8120.42 · Sanitary Sewer-Pump Sta. Elec.	88.58	3,668.51	6,000.00	-2,331.49
8120.43 · Sanitary Sewer-R&M	1,850.00	8,301.86	12,000.00	-3,698.14
8130.1 · Sewage Treatment-Plant Operator	2,040.20	18,412.81	26,530.00	-8,117.19
8130.11 · Sewage Treatment-Backup Op.	0.00	2,992.50	15,606.00	-12,613.50
8130.13 · Sewage Treatment-Mtnc Tech.	2,866.88	16,388.48	19,982.00	-3,593.52
8130.2 · Sewage Treatment-Equipment	0.00	153.11	1,000.00	-846.89
8130.40 · Sewage Contract Generator Mtnc	179.19	9,627.55	1,625.00	8,002.55
8130.42 · Sewage Treatment Plant Electric	0.00	20,159.74	18,000.00	2,159.74
8130.43 · Sewage - R&M	122.92	3,134.00	16,000.00	-12,866.00
8130.44 · Sewage-Fuel Oil	0.00	3,242.76	3,000.00	242.76
8130.45 · Sewage-Telephone Alarm Dialer	29.29	252.40	1,500.00	-1,247.60
8130.48 · Sewage-Chemicals	0.00	2,996.29	3,000.00	-3.71
8130.47 · Sewage-Lab Testing	290.29	2,032.03	4,000.00	-1,967.97
8130.48 · Sewage-Sludge Disposal	822.74	4,929.54	8,000.00	-3,070.46
8130.49 · Sewage -Vehicle Repair	0.00	1,314.94	1,500.00	-185.06
9010.8 · State Retirement	0.00	36.04	4,500.00	-4,463.96
9030.8 · Social Security	341.08	3,049.43	5,300.00	-2,250.57
9040.8 · Workers Compensation Ins.	0.00	1,565.84	1,800.00	-234.16
9060.8 · Health Insurance	652.86	6,209.92	8,900.00	-2,690.08
9730.6 · Bond Anticipation Principal	0.00	128,000.00	129,000.00	-1,000.00
Total Expense	9,355.56	247,263.60	316,745.00	-69,481.40
Net Income	-9,355.56	89,549.29	0.00	89,549.29

Town of Duanesburg-Sewer District No. 2
Profit & Loss Budget Performance
August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 · Real Property Taxes	0.00	326,162.21	326,159.00	3.21
2122 · Sewer Charges-connection fee	0.00	0.00	2,000.00	-2,000.00
2401 · Interest Income	0.00	98.66	0.00	98.66
Total Income	0.00	326,260.87	328,159.00	-1,898.13
Expense				
1990.4 · Contingency	0.00	0.00	10,000.00	-10,000.00
8110.2 · Sewer Equipment	0.00	0.00	500.00	-500.00
8110.40 · Sewer - Contractual	36.00	421.46	5,000.00	-4,578.54
8110.41 · Sewer Insurance	0.00	6,963.60	6,500.00	463.60
8110.45 · Sewer-Cell Phone	54.94	458.26	750.00	-291.74
8120.2 · Sanitary Sewers-Equip.	0.00	0.00	4,000.00	-4,000.00
8120.42 · Sanitary Sewer-Pump Sta. Elec.	21.14	8,173.36	8,000.00	173.36
8120.43 · Sanitary Sewer-R&M	797.30	7,685.89	18,000.00	-10,314.11
8130.1 · Sewage Treatment-Plant Operator	1,428.16	11,068.24	18,572.00	-7,503.76
8130.11 · Sewage Treatment-Backup Op.	0.00	2,094.75	10,924.00	-8,829.25
8130.13 · Sewage Treatment-Mfnc Tech.	2,006.84	11,472.14	13,988.00	-2,515.86
8130.2 · Sewage Treatment-Equipment	0.00	154.26	1,000.00	-845.74
8130.40 · Sewage Contract Generator Mtnc	132.17	11,981.84	1,825.00	10,356.84
8130.42 · Sewage Treatment Plant Electric	0.00	15,017.32	17,000.00	-1,982.68
8130.43 · Sewage - R&M	86.04	1,020.21	18,000.00	-16,979.79
8130.44 · Sewage-Fuel Oil	0.00	4,054.16	3,000.00	1,054.16
8130.45 · Sewage-Telephone Alarm Dialer	55.43	409.72	1,500.00	-1,090.28
8130.47 · Sewage-Lab Testing	143.00	1,286.50	4,000.00	-2,713.50
8130.48 · Sewage-Sludge Disposal	0.00	16,845.70	8,000.00	8,845.70
8130.49 · Sewage -Vehicle Repair	0.00	923.45	1,500.00	-576.55
9010.8 · State Retirement	0.00	27.03	3,300.00	-3,272.97
9030.8 · Social Security	238.72	1,239.36	5,000.00	-3,760.64
9040.8 · Workers Compensation Ins.	0.00	941.11	1,800.00	-858.89
9060.8 · Health Insurance	592.67	5,653.19	5,200.00	-546.81
9730.6 · Bond Anticipation Principal	0.00	160,000.00	160,000.00	0.00
Total Expense	5,592.41	267,891.55	328,159.00	-60,267.45
Net Income	-5,592.41	58,369.32	0.00	58,369.32

Town of Duanesburg-Sewer District No. 3
Profit & Loss Budget Performance
August 2022

	Aug 22	Jan - Aug 22	Annual Budget	\$ Over Budget
Income				
1001 · Real Property Taxes	0.00	139,768.26	139,768.00	0.26
2122 · Sewer Charges-connection fee	0.00	1,000.00	1,000.00	0.00
2389 · Misc Revenue-other gov't(Demo)	0.00	103,858.24	0.00	103,858.24
2401 · Interest Income	0.00	86.20	0.00	86.20
599 · Appropriated Fund Balance	0.00	0.00	10,000.00	-10,000.00
Total Income	0.00	244,712.70	150,768.00	93,944.70
Expense				
1990.4 · Contingency	0.00	0.00	5,000.00	-5,000.00
8110.2 · Sewer Equipment	0.00	0.00	500.00	-500.00
8110.40 · Sewer - Contractual	0.00	344.76	2,000.00	-1,655.24
8110.41 · Sewer Insurance	0.00	4,802.48	3,500.00	1,302.48
8110.45 · Sewer-Cell Phone	24.40	264.89	750.00	-485.11
8110.46 · Sewer Easement Fee	0.00	0.00	598.00	-598.00
8120.2 · Sanitary Sewers-Equip.	0.00	0.00	3,000.00	-3,000.00
8120.42 · Sanitary Sewer-Pump Sta. Elec	0.00	3,406.87	5,000.00	-1,593.13
8120.43 · Sanitary Sewer-R&M	412.01	7,009.04	6,000.00	1,009.04
8130.1 · Sewage Treatment-Plant Operator	612.00	5,237.02	7,959.00	-2,721.98
8130.11 · Sewage Treatment-Backup Op.	0.00	897.75	4,681.00	-3,783.25
8130.13 · Sewage Treatment-Mtnc Tech.	860.04	4,916.34	5,995.00	-1,078.66
8130.2 · Sewage Treatment-Equipment	0.00	43.84	500.00	-456.16
8130.40 · Sewage Contract Generator Mtnc	64.40	1,887.21	2,325.00	-437.79
8130.42 · Sewage Treatment Plant Electric	0.00	4,406.38	4,000.00	406.38
8130.43 · Sewage - R&M	36.88	1,054.91	6,000.00	-4,945.09
8130.44 · Sewage-Fuel Oil	0.00	971.17	1,500.00	-528.83
8130.45 · Sewage-Telephone Alarm Dialer	8.75	67.95	500.00	-432.05
8130.46 · Sewage-Chemicals	0.00	783.45	1,000.00	-216.55
8130.47 · Sewage-Lab Testing	86.71	718.51	1,000.00	-281.49
8130.48 · Sewage-Sludge Disposal	245.76	1,279.53	2,500.00	-1,220.47
8130.49 · Sewage -Vehicle Repair	0.00	401.47	1,500.00	-1,098.53
9010.8 · State Retirement	0.00	9.01	1,250.00	-1,240.99
9030.8 · Social Security	102.28	756.56	1,600.00	-843.44
9040.8 · Workers Compensation Ins.	0.00	628.69	1,800.00	-1,171.31
9060.8 · Health Insurance	229.75	2,204.68	2,700.00	-495.32
9730.6 · Bond Anticipation Principal	0.00	77,610.00	77,610.00	0.00
Total Expense	2,682.98	119,702.51	150,768.00	-31,065.49
Net Income	-2,682.98	125,010.19	0.00	125,010.19

**RESOLUTION INTRODUCING LOCAL LAW NO. 3 of 2022
ON THE SOLAR AND BATTERY ENERGY STORAGE
MORATORIUM
RESOLUTION NO. 3 of 2022**

September 8, 2022

WHEREAS, the Town of Duanesburg has adopted a local law, local law No. 1 of 2016 regulating solar facilities, including Major Solar Facilities;

WHEREAS, the Town Board has received recommendations for modifications to the regulation of Major Solar Facilities in the Town from the Town Planning Board, the Zoning Board of Appeals and members of the public and is in the process of amending Local Law No. 1 of 2016;

WHEREAS, the Town Board previously imposed a temporary moratorium on the review of Major Solar Facilities which lapsed, however, the modification to the regulation of Major Solar Facilities in the Town has not progressed due to the pandemic and limitations on the ability of the public to participate in person on the proposed changes to Local Law No. 1 of 2016;

WHEREAS, the Town Board adopted on September 23, 2021, Local Law 2 of 2021 to re-establish a temporary moratorium on the review of Major Solar Facilities including Battery Energy Storage Systems to give the Town Board sufficient time to continue to evaluate the existing law on Major Solar Facilities and to make changes to that law if warranted, as well as to evaluate the need for changes to zoning to address Battery Energy Storage Systems, that moratorium was extended for an additional six months;

WHEREAS, the Town Board established a committee to revise local law No. 1 of 2016 and to draft new local laws as necessary to regulate Battery Energy Storage Systems;

WHEREAS, the committee has been meeting regularly and is diligently working on a proposed local law for the Town Board's review and consideration, however, the committee has requested additional time to complete its task;

WHEREAS, the purpose of further extending the moratorium is to maintain the status quo while such legislation is being considered and adopted and the adoption of such a moratorium is a Type 2 action pursuant to the NYS Environmental Quality Review Act;

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby introduces the attached Proposed Local Law continuing and re-establishing a temporary moratorium on the review of Major Solar Facilities including continuing and re-establishing a temporary moratorium on the review of Battery Energy Storage Systems while the Town Board considers changes to its zoning and other local laws;

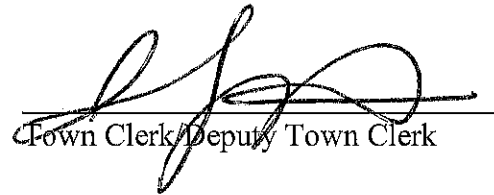
BE IT FURTHER RESOLVED, that Town Board calls for a public hearing to be held on the attached Proposed Local Law during the regular Town Board meeting scheduled for

September 22, 2022 at 7:00 p.m. at the Town of Duanesburg Town Hall located at 5853 Western Turnpike, Duanesburg, New York 12056;

BE IT FURTHER RESOLVED that the Town Clerk is directed to publish a notice of public hearing in the Schenectady Gazette, to post it on the Town website and the Town notice board and to provide the notice of public hearing to the County and adjoining municipalities as required by law; as well as to refer the Proposed Local Law to Schenectady County Planning as required by the NYS General Municipal Law.



William Wenzel, Supervisor



Town Clerk Deputy Town Clerk

Present: ALL
Absent:

Town Board Members:

William Wenzel	<u>Yea</u>	Nay	Abstain
John Ganther	<u>Yea</u>	Nay	Abstain
Rick Potter	<u>Yea</u>	Nay	Abstain
Dianne Grant	<u>Yea</u>	Nay	Abstain
Andrew Lucks	<u>Yea</u>	Nay	Abstain

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TOWN BOARD
TOWN OF DUANESBURG

PLEASE TAKE NOTICE, that the Town Board of the Town of Duanesburg, New York, will meet at the Town Offices of Duanesburg, 5853 Western Turnpike, Duanesburg New York, on **Thursday, September 22, 2022 at 7:00 p.m.** for the purpose of hearing all persons interested in the adoption of:

Local Law No. 3 of 2022 entitled “2022 Temporary Moratorium Law on Major Solar Energy Systems including Battery Energy Storage Systems.” The proposed law would re-establish and continue a temporary moratorium on the review of Major Solar Energy Systems and Battery Energy Storage Systems to give the Town Board sufficient time to evaluate the Town’s existing law and to make changes to that law, or adopt a new law regulating such systems, if warranted.

BY ORDER OF THE TOWN BOARD
TOWN OF DUANESBURG

Town of Duanesburg

Local Law No. 3 of the year 2022

A local law enacting a temporary moratorium on Major Solar Energy Systems Authorized under Local Law 1 of the year 2016 and on Battery Energy Storage Systems

Be it enacted by the Town Board of the Town of Duanesburg as follows:

SECTION I.
SHORT TITLE

This local law shall be cited as Local Law # 3 of 2022 of the Town of Duanesburg and is entitled the “2022 Temporary Moratorium Law on Major Solar Energy Systems and Battery Energy Storage Systems.”

SECTION II.
LEGISLATIVE FINDINGS

The Town Board seeks to carefully review the Town Comprehensive Plan Update, the Town Zoning Ordinance and Local Laws, particularly Local Law #1 of 2016 which allows the establishment of Major Solar Energy Systems in the Town of Duanesburg. The Town has approved several of these Major Solar Energy Systems and believes that the Town of Duanesburg Zoning Code and Local Law #1 of 2016 should be evaluated in light of the Planning Board and Zoning Board experience in reviewing these projects and to protect and promote the public health, welfare and safety within the Town of Duanesburg. The Town Board has established a committee to advise the Town Board on proposed amendments or changes to the existing law or to propose a new local law that would regulate both Major Solar Energy Systems and Battery Energy Storage Systems which may be proposed as part of a Major Solar Energy System or as a stand-alone facility. This moratorium is necessary in order to temporarily prohibit the establishment of additional Major Solar Energy Systems or Battery Energy Storage Systems in the Town to preserve the status quo while affording the Town Board sufficient time to evaluate and to amend the Town Zoning Ordinance and Local Law #1 of 2016, or to adopt new laws relating to Major Solar Energy Systems and Battery Energy Storage Systems.

SECTION III.
AUTHORITY

This moratorium is enacted by the Town Board of the Town of Duanesburg pursuant to its authority to adopt local laws under Article IX of the New York State Constitution and Municipal Home Rule Law Section 10.

SECTION IV.
MORATORIUM

- (A) For a period of six (6) months from the effective date of this Local Law, no applications shall be accepted or considered by the Planning Board of the Town of Duaneburg for Major Solar Energy Systems as that term is defined in Local Law No. 1 of 2016 or for Battery Energy Storage Systems, defined as one or more devices, assembled together, capable of storing energy in order to supply electrical energy at a future time, not to include a stand-alone 12-volt car battery or an electric motor vehicle. A battery energy storage system is classified as a Tier 1 or Tier 2 Battery Energy Storage System as follows: A. Tier 1 Battery Energy Storage Systems have an aggregate energy capacity less than or equal to 600kWh and, if in a room or enclosed area, consist of only a single energy storage system technology. B. Tier 2 Battery Energy Storage Systems have an aggregate energy capacity greater than 600kWh or are comprised of more than one storage battery technology in a room or enclosed area. Such Tier 1 or Tier 2 Battery Energy Storage Systems, whether as part of such Major Solar Energy System or stand-alone.
- (B) This moratorium may be extended by one (1) additional period of up to six (6) months by resolution of the Town Board upon a finding of the necessity for such extension.

SECTION V.
EXEMPTIONS TO MORATORIUM

The foregoing restriction shall not apply to the Major Solar Energy Systems approved by the Town Planning Board: (A) Onyx on Alexander Road, which has been constructed and which is under operation; and (B) the two Oak Hill Solar Projects, including Battery Energy Storage Systems, which have been approved by the Town Planning Board and which are currently under construction. This moratorium does not apply to these listed projects or to any further Town Board, Planning Board, Zoning Board of Appeals or administrative action on these projects.

SECTION VI.
VARIANCES.

The Town Board shall have the authority, after a public hearing, to vary or modify the application of any provision of this Local Law upon its determination that strict application of this Local Law would impose practical difficulties or extraordinary hardships upon an applicant and that the variance granted would not adversely affect the health, safety or welfare of the citizens of the Town or significantly conflict with the general purpose and intent of this Local Law. Any request for a variance shall be in writing and filed with the Town Clerk and shall include a fee of Two Hundred Fifty Dollars (\$250.00) for the processing of such application. All such applications shall promptly be referred to the Town Board, which shall conduct a Public Hearing on the application on not less than five (5) days public notice and shall make its decision within thirty (30) days after the close of the Public Hearing.

SECTION VII.
SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law which can be given effect without such invalid part or parts.

SECTION VIII.
REPEAL OF OTHER LAWS

All local laws in conflict with provisions of this Local Law are hereby superseded and suspended for the duration of this moratorium and for any additional period that this Local Law is extended. This Local Law also supersedes, amends and takes precedence over any inconsistent provisions of New York State Town Law, the Town's Municipal Home Rule powers, pursuant to Municipal Home Rule Law Sections 10 and 22. The Town Law provisions intended to be superseded include all of the Article 16 of the Town Law, Sections 261-285 inclusive and any other provision of law that the Town may supersede pursuant to the Municipal Home Rule Law and the Constitution of the State of New York. The courts are directed to take notice of this legislative intent and to apply such intent in the event the Town has failed to specific any provisions of law that may require supersession. The Town Board hereby declares that it would have enacted this local law and superseded such inconsistent provision had it been apparent.

SECTION IX.
EFFECTIVE DATE

This Local Law shall take effect immediately, as provided by law, upon filing with the New York State Secretary of State.

TOWN OF DUANESBURG

RESOLUTION NO. ¹⁰⁰-2022

September 8, 2022

WHEREAS, Mariaville Civic Association requests approval to construct a six foot (6' height), by ten foot (10' length), by eighteen inch (18" depth) brick dedication wall at Batter Street SBL # 35.05-1-17;

WHEREAS, Mariaville Civic Association is a not-for-profit formed in 1960 for the express purpose of protecting the dam and Mariaville Lake (hereinafter, the "Lake"), as well as educating the community on the importance of maintaining the dam and protecting the health of the Lake;

WHEREAS, the Town of Duanesburg Town Board received a completed application form, a project narrative, and photos of the location as well as a photo of the proposed brick wall product (www.bricksrus.com) from the applicant dated August 30, 2022;

WHEREAS, the stated purpose of the sign, according to the Project Narrative, is to sell bricks dedicated to loved ones, either in memorial or to celebrate a rite of passage including but not limited to birthdays, marriage, graduations and accomplishments, as a fundraiser for the Mariaville Civic Association, with funds to be used for the maintenance of the adjacent dam and Lake;

WHEREAS, the Town of Duanesburg Town Board is authorized under Zoning Ordinance §13.4.11(5), titled "Exemptions", to exempt zoning approval requirements for "traffic or other municipal signs, legal notices, and such temporary, emergency, historical, or non-advertising signs as may be authorized by the Town Board";

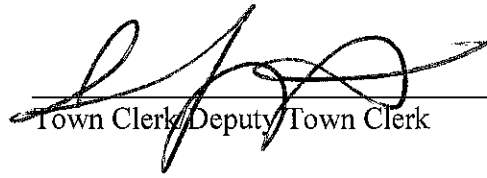
WHEREAS, the Town of Duanesburg Town Board after reviewing the materials has determined the request constitutes a Type II Action for SEQR purposes in accordance with 6 NYCRR § 617.5 (c) (9), which does not require any additional SEQR review for the "construction or expansion of a primary or accessory/appurtenant, nonresidential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls...";

WHEREAS, the proposed wall meets the purpose of the Town Zoning Ordinance, including the exemption, to "...foster appropriate growth and development and to preserve wherever possible the natural beauty and ecology of forests, streams, watercourses and bodies of water and the rural character of the Town.";

NOW THEREFORE BE IT RESOLVED, that the Town of Duanesburg Town Board exempts the proposed brick wall as proposed from zoning requirements.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting of September 8, 2022.


William Wenzel, Supervisor


Town Clerk/Deputy Town Clerk

Present: ALL
Absent:

Town Board Members:

William Wenzel	<u>Yea</u>	Nay	Abstain
John Ganther	<u>Yea</u>	Nay	Abstain
Rick Potter	<u>Yea</u>	Nay	Abstain
Adam Lucks	<u>Yea</u>	Nay	Abstain
Dianne Grant	<u>Yea</u>	Nay	Abstain

NOTICE OF DETERMINATION
of the Town of Duaneburg

COPY

Date of Determination Aug 30, 2022

Application of Marionville Civic Association under section
13.4.11 (5) of the (Village of Delanson/ Town of Duaneburg)
Zoning Ordinance.

Applicant Marionville Civic Assoc. (Eric Vasey)
Address _____

Phone _____ Zoning District L-1 SBL# _____

Description of
Project: construct a non-advertising sign or display
6x10 dedication wall

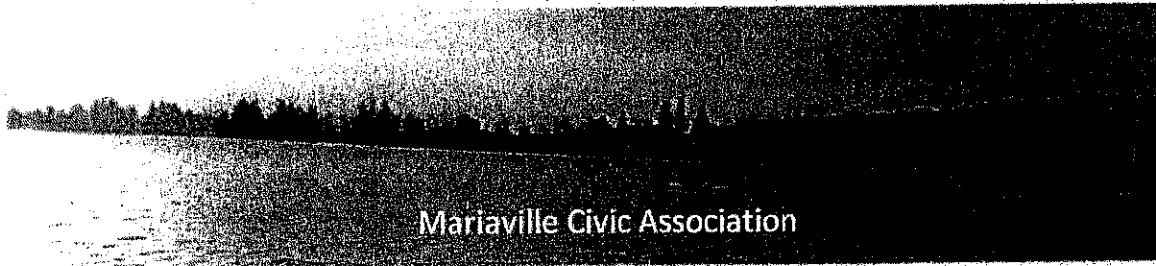
Determination:
Town Board approval exempt from sign regulations

Reason supporting determination:
Town of Duaneburg Zoning Ordinance adopted 6/11/15 Section
13.4.11 (5)

Action: Refer to Town Board for the purpose of approval of exempt sign regulation

Code Enforcement Officer: _____

[Signature]



Duanesburg Town Board
5853 Western Turnpike
Duanesburg NY 12056

August 8, 2022

Subject: Request an Exception to the Construction of a Dedication Wall

1. The Mariaville Civic Association is requesting an exception under the provisions of paragraph 13.4.11 of the Town of Duanesburg Zoning Ordinance for the construction of a dedication wall that will be located on Batter Street in Mariaville, adjacent to the lake.
2. **BACKGROUND:** This concept is an idea of a Mariaville Lake resident dating back in excess of ten years. Originally, it was to be a memorable wall, and after further discussions with newly formed committee, why not it be known as "The Dedication Wall". The thought process was to have a wall, where people could purchase a brick as memory of a loved one, or a dedication to someone, high school graduate, first birthday, and a marriage that would be there for years to come for all to enjoy. This would also be a Mariaville Civic Association's ongoing fund raising initiative, where the much needed revenue to assist with the increasing cost in maintaining the dam, and the quality of the lake.
3. **Dedication bricks:** The committee has been in contact with a company, known as Brick R US. This company will assist the MCA with every step of the of the fund raising process. Their website can be found at www.bricksrus.com.
4. **NEXT STEPS:** With the Town's approval, the committee would begin to:
 - a. Solicit an architect's assistance to designed and prepared construction drawings, Pro-bono.
 - b. Based upon the construction drawings, determine what trades will be need.
 - c. Reach out to the trades requesting their assistance in building the wall.

- d. Based on the feedback from the trades as to what materials would be needed, contact the companies requesting their consideration in donating products, labor.
- e. Bring all the necessary documents to the Town's Code Enforcement Officer, as with any other construction project.
- f. Communicate with the Mariaville Community's residents the entire concept; keeping them informed every step of the way.

Thank you for your consideration.

Eric J Unser Sr.

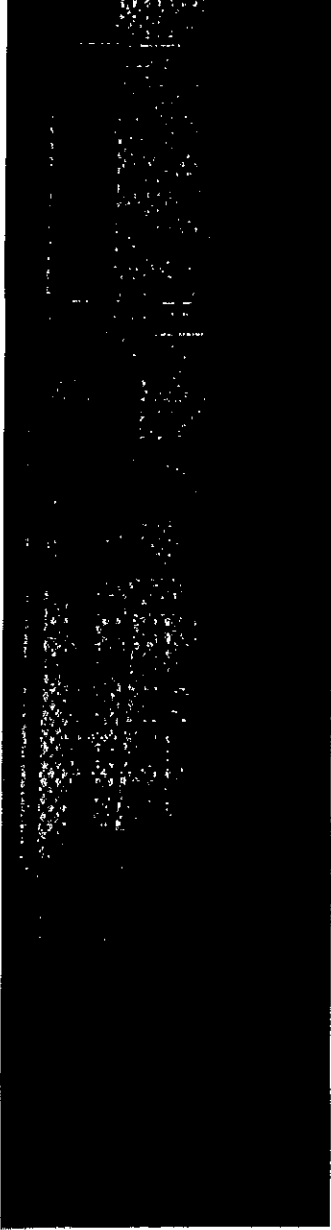
Member of the MCA Board of Directors, Chairperson for the project

3 Enclosures:

Enclosure 1: Location of the proposed dedication wall on Batter Street adjacent to the dam

Enclosure 2: Location and Dimensions of the proposed wall

Enclosure 3: An example of the Dedication Wall

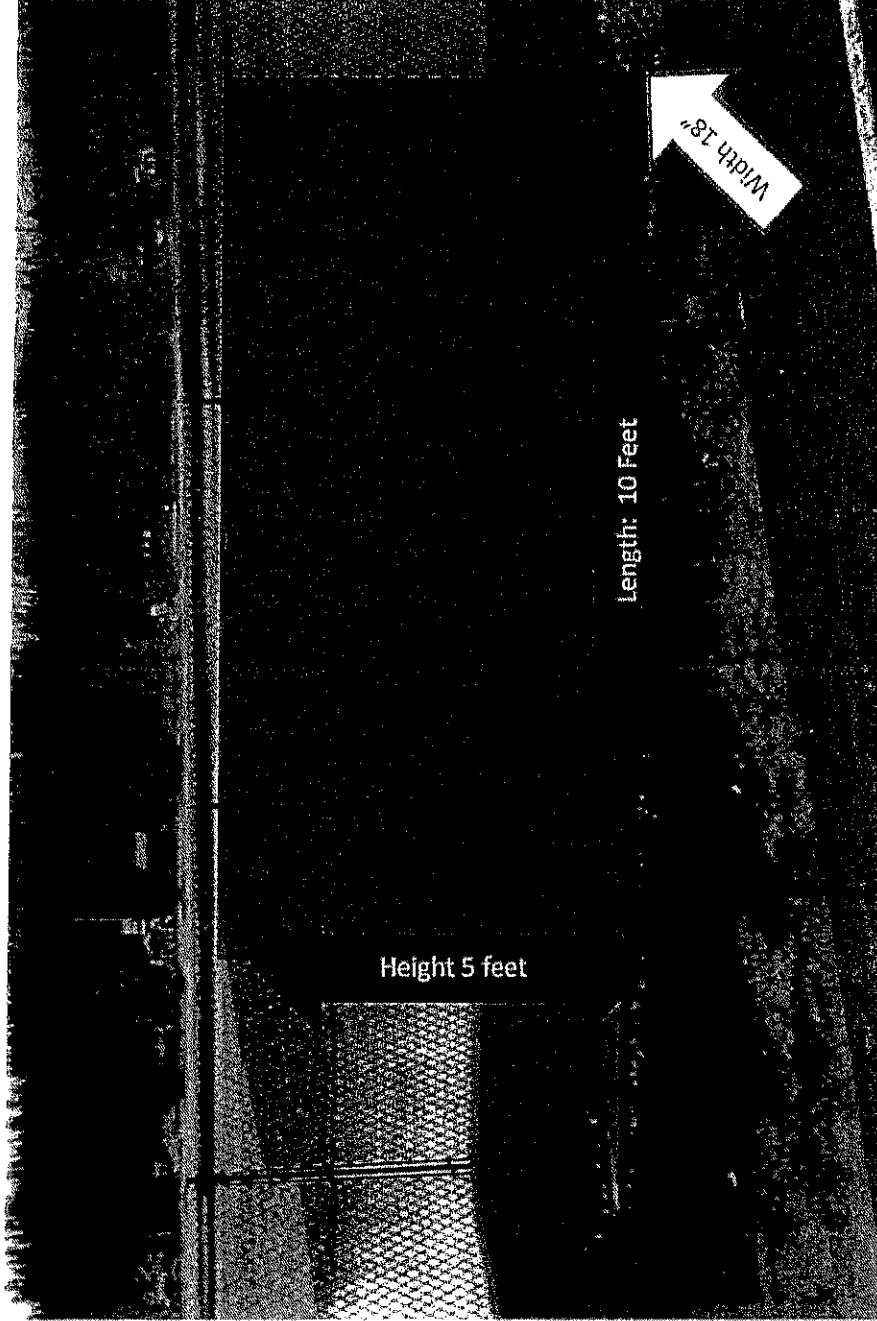


View facing the dam

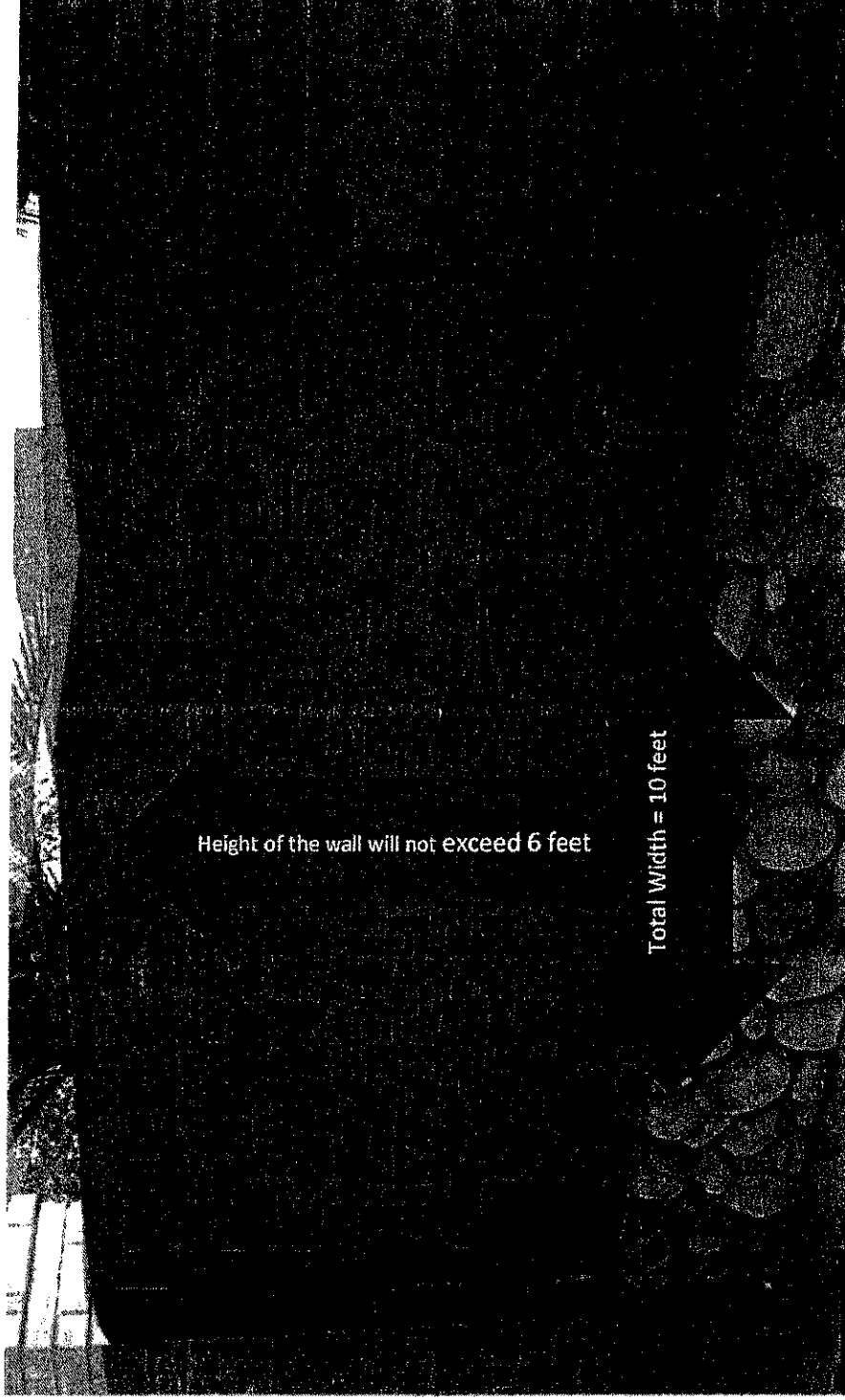


View facing the lake, to the
right of the dam

Enclosure 1: Location of the proposed dedication wall on Batter Street adjacent to the dam.



Enclosure 2: Location and Dimensions of the proposed wall



This is only an example of a Dedication Wall, with an exception that these are the actual bricks

Enclosure 3

13.4.10.2 Permanent Directional Signs, (Business)

Permanent directional signs may be erected with the intended purpose of directing the public to the location of the businesses that provide goods and services. To qualify for such signs, the maximum that such businesses can be located from the main traveled highway is five (5) miles. Permanent directional signs erected along U.S. or New York State highways shall conform to the New York State or U.S. standards, as applicable. Permanent directional signs erected along county highways shall conform to the requirements of the Schenectady County Highway Department. Permanent directional signs erected along Town of Duanesburg Roads shall conform to the Schenectady County Highway Department requirements unless otherwise approved by the Town of Duanesburg Zoning Board of Appeals. Permanent directional signs require a sign permit from the Town of Duanesburg, and the application for such permit shall include written permission from the owner of the property or Highway Department right-of-way on which the sign is to be erected.

13.4.11 Exemptions. The following signs shall be exempt from the foregoing regulations:

- 1) Real estate signs which advertise the sale, rental, or lease of the premises upon which said signs are located, having an aggregate total face area of not more than six (6) square feet in the residential districts, (R1, R2, L1), twelve (12) square feet in the business districts, (H, C1), and twenty (20) square feet in the industrial district (C2).
- 2) One professional or business name plate not exceeding eight (8) square feet in area for any one professional or business establishment designating a Home Occupation.
- 3) One sign denoting the lender, architect, engineer, and/or contractor when placed upon work under construction, not exceeding thirty-two (32) square feet in area; in no event for a period exceeding twelve (12) months.
- 4) Memorial signs or tablets attached flat, names of buildings and dates of erection when cut into any masonry surface or when constructed of bronze, stainless steel, or similar material; in no event larger than two (2) square feet.
- 5) Traffic or other municipal signs, legal notices, and such temporary, emergency, historical, or non-advertising signs as may be authorized by the Town Board.
- 6) Posting of notices to the public pertaining to but not limited to fishing, trespassing and the like, provided each such sign does not exceed one (1) square foot in area.
- 7) Signs or bulletin boards customarily incidental to places of worship, libraries, museums, social clubs or societies, not exceeding twenty-four (24) square feet in area.

13.4.12 Homestead Signs. Homestead signs are that which identify a residence with other than a family name. Such signs shall not advertise a business nor create a safety hazard. Such signs require a "no fee" permit and shall not be over four (4) square feet in area.

13.4.13 Illuminated Signs. Illumination of signs shall not be of varying or intermittent intensity or produce direct glare beyond the limits of the side property line. Colored lights of such shape and hue that they may be confused with official traffic lights and signals shall be prohibited. All bare light sources and immediately adjacent reflecting surfaces shall be shielded from view.

PO Box 160
Quaker Street, NY 12141

William Wenzel, Supervisor
Town Board
Town of Duanesburg
5853 Western Turnpike
Duanesburg, NY 12056

Transmitted via email: jhowe@duanesburg.net

August 26, 2022

Re: Privilege of the Floor Comment Town Board Meeting September 8, 2022

Dear William Wenzel,

Please include my statement in tonight's meeting minutes as posted on the town website.

The January 27, 2022 Town Board meeting minutes state:

"Resolution 13-22: Supervisor Wenzel motioned, seconded by Council Member Potter to extend the temporary moratorium on solar facilities as set forth in local law 2 of 2021 for an additional six months.

Motion carried, 3 ayes."

The Resolution is found on page 21-27 of the 140 page meeting minutes.

https://www.duanesburg.net/sites/g/files/vyhlif4351/f/minutes/january_27_2022_town_board_meeting_minutes.pdf

It appears that the moratorium on solar energy and battery storage expired July 27, 2022.

It appears that since July 27, 2022 the town board has permitted solar and battery storage developers to submit applications under the 2016 Solar Law.

This is a gross oversight by the town board and their attorney.

At the August 25, 2022 town board meeting I drew the board's attention to the March 17, 2022 Resolution to Amend Oak Hill Solar's September 19, 2019 Resolution. Page 10 of the Amendment considered Solar Law Section 3. (a) through (g). The Resolution's omission of Solar Law 3.(h) through (m) may leave the town exposed to unwanted and unnecessary legal action.

Additionally, the September 19, 2019 Resolution to approve Oak Hill Solar 1, LLC and Oak Hill Solar 2, LLC recorded the incorrect Project address as 1206 Oak Hill Road, recorded the incorrect Project acreage and recorded the incorrect number of acres inside the fence of 45 acres. The site plan did not provide a scale, an engineers stamp, measurements for all electrical equipment, and equipment pads. The application documents did not include a glare study.

Based upon the lapse of a moratorium on solar and battery storage project applications and the number of errors and omissions found in the Oak Hill Solar application and the resolution I request that the town board hire a new attorney that may provide the town with the attention to detail and accuracy that the taxpayers deserve.

Thank you for your time and consideration.

Respectfully,
Lynne Bruning
720-272-0956
lynnebruning@gmail.com