

VILLAGE OF PORT DICKINSON
Village Board Meeting Agenda
November 10, 2015
6:00 pm
Port Dickinson Village Hall

PUBLIC HEARING:

1. Proposed Local Law 3-2015 entitled "A Local Law of the Village of Port Dickinson Amending Chapter 22 of the Village Code Entitled 'Animals'"

APPROVAL OF MINUTES: October 13, 2015

PUBLIC PARTICIPATION:

TREASURER'S REPORT:

AUDIT & PAYMENT OF CLAIMS: Abstract #6 (2015-2016)

1. No.1-27, 29-34 as listed on the Abstract of Unaudited vouchers for the General Fund for \$47,644.72
2. No. 25 as listed on the Abstract of Unaudited vouchers for the Water Fund for \$293.00
3. No. 2, 28 as listed on the Abstract of Unaudited vouchers for the Sewer Fund for \$49,577.06

COMMUNICATIONS:

1. Certificate of Liability Insurance received for Popli Architecture & Engineering
2. Resignation of John Ryan Grace from the ZBA

COMMITTEE REPORTS:

- Administration/Code Enforcement/Community Association – James DeGennaro, Trustee
 1. Code violation – 19 Kirkwood Ave
- Planning Board – meeting 12/8/15, 7:00PM regarding 809 Chenango St
- Parks/Public Works – Robert Aagre, Trustee
- Public Safety – Michael Cashman, Trustee
- Water/Sewer – Charles Harding, Trustee
- Zoning Board of Appeals - meeting 12/8/15, 7:00PM regarding 809 Chenango St

OLD BUSINESS:

RESOLUTIONS FOR APPROVAL:

1. Resolution authorizing the filing of the 2015-2016 Delinquent Village Taxes with Broome County
2. Resolution approving the SEQR determination for Proposed Local Law 3-2015 entitled "A Local Law of the Village of Port Dickinson Amending Chapter 22 of the Village Code Entitled 'Animals'"
3. Resolution adopting Proposed Local Law 3-2015 entitled "A Local Law of the Village of Port Dickinson Amending Chapter 22 of the Village Code Entitled 'Animals'"
4. Resolution adjusting tax bill 585 (County of Broome) from \$3294.05 to \$895.11, deleting delinquent Water & Sewer

NEW BUSINESS:

ADJOURNMENT

**ADOPTION BY THE BOARD OF TRUSTEES
OF THE VILLAGE OF PORT DICKINSON OF
LOCAL LAW NO. 3-2015**

WHEREAS, a resolution was duly adopted by the Board of Trustees of the Village of Port Dickinson for a public hearing to be held by said Board at the Port Dickinson Village Hall, 786 Chenango Street in said Village, at 6:00 p.m. on November 10, 2015, to hear all interested parties on a proposed Local Law entitled “A Local Law of the Village of Port Dickinson Amending Chapter 22 of the Village Code Entitled ‘Animals’”; and

WHEREAS, notice of said public hearing was duly advertised in the Press & Sun-Bulletin, the official newspaper of the Village, on October 22, 2015, and posted on the Village Clerk’s signboard on October 20, 2015; and

WHEREAS, said public hearing was duly held at the Port Dickinson Village Hall at 6:00 p.m. on November 10, 2015, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act (“SEQR”), it has been determined by the Board of Trustees that adoption of the proposed Local Law does not constitute an action as defined and could be considered without further regard to SEQR; and

WHEREAS, the Board of Trustees, after due deliberation, finds it in the best interest of the Village to adopt said Local Law.

NOW, THEREFORE, the Board of Trustees hereby adopts said local law as Local Law No. 3-2015 entitled “A Local Law of the Village of Port Dickinson Amending Chapter 22 of the Village Code entitled ‘Animals’”, a copy of which is attached hereto and made a part hereof, and the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to enter said Local Law in the Local Law Book of the Village of Port Dickinson, and to give due notice of the adoption of said Local Law to the Secretary of State.

**A LOCAL LAW OF THE VILLAGE OF PORT DICKINSON
AMENDING CHAPTER 22 OF THE VILLAGE CODE
ENTITLED “ANIMALS”**

Be it enacted by the Board of Trustees of the Village of Port Dickinson as follows:

Section 1:

Chapter 22 of the Village Code entitled “Animals” is hereby amended to provide as follows:

§ 22-2. Definitions is amended to provide as follows:

As used in this chapter, the following terms shall have the meanings indicated:

AT LARGE — Any dog that is unleashed and either on property open to the public or on private property not owned or leased by the owner of the dog unless permission for such presence has been obtained. No dog shall be deemed to be at large if it is:

- A. A police dog in use for police work; or
- B. Accompanied by its owner or other responsible person and is actively engaged in hunting or training for hunting on unposted land or on posted land with the permission of the owner of the land.

The remainder of this section remains the same.

§ 22-3. Restrictions is amended to provide as follows:

It shall be unlawful and a violation of this chapter for any person, firm or corporation to:

- A. Remains the same
- B. Permit any pet to be at large.
- C. through K.: Remains the same

Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with the Local Law are hereby repealed.

Section 4. Effective Date

This local law shall take effective immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.