

DISTRIBUTION LIST

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William Brazill, Trustee
John Champagne, Trustee
Steven Primo, Attorney
Thomas Petterelli, DPW Superintendent
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Janet Stanley, Justice
Richard J. Greene, Codes Enforcement Officer
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Town of Manlius
Village of Fayetteville
Donna DeSiato, Superintendent ESM School District
Manlius Historical Society
Minoa Library
John Regan

June 1, 2009

**PUBLIC HEARING
LOCAL LAW #3 FOR
2009 –
CONSTRUCTION
SITE MAINTENANCE

(RENAMED LOCAL
LAW #4 FOR 2009)**

Upon due notice to all members of the Village Board, a Public Hearing was held on Monday, June 1, 2009 at 7:15 p.m. at the Municipal Building, 240 N. Main Street, Minoa, NY. The purpose was to consider the enactment of Local Law #3 for 2009 related to establishing a new Chapter 59 of the Village of Minoa Municipal Code entitled “Construction Site Maintenance” whereby the builder and/or owner of a construction site or building is responsible for maintaining their operations at construction sites, buildings under construction and areas, streets, roads and highways abutting or adjacent to the construction site.

PRESENT: Mayor Donovan
Trustee Brazill
Trustee Cronk
Trustee Theobald
Attorney Primo
Clerk/Treasurer Snider
Attendant Macko

ALSO PRESENT: John Sears, Eric Christensen, Marlene Christensen, and Dan DeLucia

ABSENT: Trustee Champagne

**PROOF OF
PUBLICATION**

A motion was made by Trustee Brazill and seconded by Trustee Cronk agreeing to waive the reading of the Proof of Publication of Public Hearing. All in favor. Motion carried.

**PURPOSE OF PUBLIC
HEARING**

Mayor Donovan called the Public Hearing to order at 7:22 p.m. for Local Law #3 for 2009 for the Village of Minoa related to establishing a new Chapter 59 of the Village

of Minoa Municipal Code entitled “Construction Site Maintenance” whereby the builder and/or owner of a construction site or building is responsible for maintaining their operations at construction sites, buildings under construction and areas, streets, roads and highways abutting or adjacent to the construction site.

Mayor Donovan turned the Public Hearing over to Attorney Primo to provide an overview of the proposed Local Law. Attorney Primo said he had received a few recommended changes from Richard Greene, Codes Enforcement Officer, about adding a few minor definitions to keep the same language from previous laws that were adopted to remain consistent. Attorney Primo said that he would review the changes and update the law accordingly. He said the suggested changes would give the Board the right to act if the property owner or builder did not maintain their site. He said the changes were not significant enough to require republishing of the legal notice.

Attorney Primo said the purpose of the proposed Local Law was to guarantee that construction sites were properly maintained and address items that show up during the construction process. He said he reviewed other jurisdictions for comparisons and found similar Local Laws that he was able to tailor specifically to the Village of Minoa. Attorney Primo said the Local Law would provide the Village of Minoa more control by being able to issue Stop Work Orders if site maintenance is not being handled correctly. Attorney Primo said that Mr. Greene’s changes would provide conformity with laws that were recently approved. Attorney Primo said he would provide the revisions for the next meeting; therefore, the Public Hearing would need to be continued.

**COMMENTS FROM
THE VILLAGE
BOARD**

Let the record show that there were no comments or questions from the Village Board.

PUBLIC COMMENTS

John Sears, 103 S. Main Street, asked for a copy of the Local Law and Mr. Sears was directed to the sign-in sheet area where a copy of the proposed Local Law was available for review. Mr. Sears asked for a summary of what the law involves and Attorney Primo said there have been issues with management of construction sites and the messes that have been created. Attorney Primo said the Board is considering adopting a Local Law that would control construction site maintenance and that he had received comments from Richard Greene that would need to be incorporated into a revised Local Law at the next meeting.

**PUBLIC HEARING
CONTINUATION**

A motion was made by Trustee Theobald and seconded by Trustee Brazill to continue the Public Hearing for Local Law #3 for 2009 until June 15, 2009 at 7:15 p.m. All in favor. Motion Carried.

**PUBLIC HEARING
CLOSED**

A motion was made by Trustee Theobald and seconded by Trustee Brazill to close the Public Hearing for Local Law #3 for 2009 at 7:29 p.m. All in favor. Motion carried.

Respectfully submitted,

Suzanne M. Snider

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Village Clerk/Treasurer