

**TOWN BOARD
REGULAR MEETING**

MONDAY

June 9, 2025

Supervisor Reger opened the meeting at 7:30 p.m. with all Councilors present.

Pledge of Allegiance.

Correspondence: *There was no unshared correspondence.*

*Supervisor Reger recognized June is **LGBTQ+ Pride Month.***

The Town Board of the Town of Cazenovia welcomes and encourages diversity and inclusion within our community; and

June 28, 2025, marks the 56th anniversary of the Stonewall uprising in New York City, which sparked the gay rights movement, and is the nationwide month to recognize the Lesbian, Gay, Bisexual, Transgender, Queer/Questioning, and Plus (LGBTQ+) community; and

Celebrating Pride Month raises awareness and provides support and advocacy for the LGBTQ+ community, and is an opportunity to become educated, engaged in dialogue, strengthen alliances and build understanding; and

While there has been remarkable progress toward the acceptance and equality, members of the LGBTQ+ community continue to face discrimination, intolerance and hate; and

We must commit to supporting and accepting LGBTQ+ individuals, in particular, our youth, who compared to their peers are far more likely to experience violence and bullying at school; to suffer from depression; to struggle with substance abuse; and to have attempted suicide; and

We must remain vigilant in deterring oppression and discrimination against people on the basis of sex, gender identity or expression, or sexual orientation; and

By protecting the rights of every individual, we enhance and strengthen the value of everyone throughout our entire society; and

We affirm our support for LGBTQ+ residents in our community and stand with them to protect their civil rights and their ability to live openly, equally and without fear.

The Town Board of the Town of Cazenovia on this 9th day of June, 2025, recognizes and supports the month of June 2025 as Lesbian, Gay, Bisexual, Transgender, and Queer/Questioning, and Plus (LGBTQ+) “Pride Month;” and we urge all residents to celebrate and build a culture of inclusiveness and acceptance – during this month and every month.

*Additionally, Supervisor Reger recognized June is **Gun Violence Awareness Month**. He stated this is a time to honor the lives lost and forever changed by gun violence. It's also a time to stand with survivors, raise our voices and support common sense solutions that protect our communities. By working together as neighbors, leaders and citizens, we can promote safety, healing and a hope for a future free from the threat of gun violence.*

Motion by Councilor Golub, seconded by Councilor Johnson to accept the minutes from the May 12, 2025 regular meeting. The motion was unanimously approved.

Supervisor Reger asked if anyone cared to speak to the Town Board regarding any subject on this meeting's agenda.

Public comment #1: *There were no comments.*

Motion by Councilor Fallon, seconded by Councilor Golub to open the public hearing relative to Local Law C – 2025, entitled "A Local Law to Amend the Code of the Town of Cazenovia with Respect to Regulating the Docking, Mooring and Launching of Certain Restricted Watercraft on and in Cazenovia Lake."

Public comment:

Bob Crichton of East Lake Road thanked the Board for this piece of legislation, specifically Supervisor Reger and Councilor Golub. A lot of hours were invested and a lot of meetings were held with residents. He acknowledged the Town wouldn't be at this point without their help. Additionally, he thanked counsel, John Langey, for his expertise throughout the process and reiterated his appreciation. He commented, as a person that's lived on the Lake over 30 years, he supports this bill 100%. Additionally, as a Board Member of the Cazenovia Lake Association, he is totally in favor of this proposed law. Once again, he thanked the Board and expressed that residents are lucky to have this group in a leadership role.

Fritz Koennecke of 10 Audubon Drive in the Village thanked the Board for putting all the effort into this local law. He felt it is going to make the Lake safer and protect it from a lot of risks that they've been trying to mitigate over the last few years. In closing, he said he fully supports the adoption of this local law.

Robert Kukenberger of Marlyn Park Drive echoed the previous speaker's sentiments and thanked the Board for all their hard work on this local law. He mentioned he spoke at the last public hearing and wrote a lengthy letter about the local law and had a lot of comments. He said all his comments were addressed, but he thought there was one that is still outstanding. He acknowledged, although, it probably doesn't belong in this local law, he wants to continue to voice his concern about the use of aeration pumps to prevent ice from forming around the Lake. He said if it continues, the way it is, eventually there is going to be an island of ice in the middle of the Lake and open water along the edges. He explained people keep building permanent docks and then install large aeration systems to keep the ice

out. He mentioned he intends to draft a letter to the Department of Environmental Conservation because he thinks it might be a state issue and not a local town issue. Additionally, he thought education could help and he intends to talk to the Cazenovia Lake Association to promote this idea. He said you can still have bubblers and prevent the ice that can still protect docks and seawalls, but it can be done in a proper manner. He reiterated he thought it could be done through education.

Maria Conan of West Lake Road stated she has a 75' easement on the west side of the Lake. She said she wrote a long letter to the Town Board and wanted to reiterate some of the things in the letter. She said she stands in partial support of the law and partial opposition. She really supports the law in the launching of motorized boats from the approved launches. She felt that is critical to keep the invasive species out of the Lake. She felt everybody agrees on that point. She said in her previous letter she noted there were a couple of statutory issues about jurisdiction. She thought they mostly had been addressed. However, she felt there's still a question of whether or not the Town has the authority under New York Law, to pass this. Therefore, she urged the Town to take a look at the avenue of having the New York State Legislature add Cazenovia to the Navigation Law to allow. She felt there would be no question this could be done, if that was the case. But, if we choose not to do that and go ahead with the law as it is, there's a couple of aspects of the law that she wanted to bring to the Board's attention. First, the law makes a distinction between easement holders and property owners. She said they have 75' of easement, so what this law would mean is she could have one restricted motorboat or motorcraft at her dock. She couldn't have anything else, period! She felt that significantly reduced the value of her easement and was too restrictive. She felt property owners and easement holders should be treated the same. So, if three boats are allowed for property owners, three should be allowed for easement holders. She said if you want a maximum of four, then maybe two and two, but, she felt it should be the same. She didn't think easement holder's property should be reduced significantly to one motorized boat. Additionally, she previously suggested, which wasn't done, an amendment to possibly, § 76-5. She asked for an addition to be added where it allows, a guest boat to come, dock and stay at a dock. It says it can be granted to a lakefront property owner to another person for the temporary mooring of a restricted watercraft. She said she would like that to be also added to that or deeded lake access rights. She explained, for example, if her cousin, who lives on the other side of the Lake, wants to come and stop at her dock for dinner, she can't park her boat there because she already has a motorboat. She felt it was just an oversight, but would request it be added. In closing, in general, she thought this law was a very good idea. She thought it restricts some of the abuses they've seen on the Lake in recent years. Therefore, she supports it with some modification.

Barbara Arnold of Syracuse Road said she is a co-owner to a family property. It was built by the family back in 1950 and she supported most of the proposed law. As the previous speaker said, in regards to the number of boats per property, she found it a little restrictive, especially when you have unlimited launch permits being issued and property owners are restricted to a certain number of boats. She suggested it be relooked at, as the previous speaker said, it doesn't seem quite fair. There is a commercial enterprise that's generating significant income with multiple, multiple boats and to limit private property owners who pay a sizeable tax bill to limit their dockage is restrictive.

Margot Getman Giblin of 1010 Tunnel Lane said the property has been in their family for over 60 years. She said she thought this is a fantastic bill and commended the Town Board on doing such a great job.

David Tyler stated he has had a summer house on Overlook Terrace since 1984 and spent a lot of time on this Lake fishing, probably for 15 years before then. So, he has had a chance to keep an eye on the Lake. In his opinion, the Lake quality has deteriorated over these 55 years, in part at least, due to the introduction and proliferation of invasive species. Secondly, he thought the increase in powerboat traffic is also something that needs to be controlled. He mentioned there are a lot of other reasons for problems, but felt these were the two that stood out in his mind. He said both issues are addressed in this local law.

Linda McHugh of 2080 Sunset Lane thanked the Board for all their efforts. She said she is currently the treasurer of the CLA. She expressed her support of the law as it currently stands. She said she really hadn't thought about the easement piece, but felt overall, we've got a good bill to start. She thanked the Board for their efforts.

Thomas Schepp of Tunnel Lane commented he understood the regulations on the number of boats and fully supported it because it's a good idea. He said there are many definitions concerning docks and the various equipment. Does this proposed law allow the Town to regulate all docks?

John Langey, Esq. said docks that are off of the land are outside of the Town's jurisdiction. However, if the dock is attached to the land, then the Town could have some say in that portion of it. He said the Planning Board would be asked to look at a dock that is partially on a property owner's land. But if something's out in the water, that's not the Town's jurisdiction, per New York State law.

Motion by Councilor Race, seconded by Councilor Johnson to close the public hearing. The motion was unanimously approved.

Resolution No. 96 presented by Councilor Golub, seconded by Councilor Race

LOCAL LAW NO. C OF 2025

(“A Local Law to Amend the Code of the Town of Cazenovia with Respect to Regulating the Docking, Mooring and Launching of Certain Restricted Watercraft on and in Cazenovia Lake”)

SECTION 1. AUTHORITY

In addition to the authority granted by Town Law §263 (Zoning) and the Municipal Home Rule Law, this Local Law is adopted pursuant to Town Law §130(17)(1)(b), which allows towns to restrict and regulate the anchoring and mooring of vessels in any waters within or bounding the Town to a distance of 1,500 feet.

SECTION 2. FINDINGS, PURPOSE & INTENT.

Cazenovia Lake has long been considered a primary asset to the Town and the Village of Cazenovia for recreational opportunities, land valuation support, environmental quality and as an aesthetic resource for the Town of Cazenovia, the Village of Cazenovia, Madison County and surrounding communities. In 2009 the Town undertook a review of the quality of the waters of Cazenovia Lake and sought to address invasive species which were threatening the Lake and those using the Lake's waters. As such, an Environmental Impact Statement

was drafted and accepted by the Town to provide guidance relative to addressing the effects of development and invasive species, including *Myriophyllum spicatum* (Eurasian watermilfoil). More recently the Town has studied and considered the impacts of *Hydrocharis morsus-ranae* (European frog-bit) and *Nitellopsis obtusa* (starry stonewort). Furthermore, the Town has adopted regulations relative to the use of pesticides and other chemical treatments on the lands adjacent to the Lake. Beyond this, numerous Local Laws and Ordinances have been adopted by the Town and the Village, including the designation of the first 20 feet of Cazenovia Lake as a “Critical Environmental Area” (hereafter “CEA”), as recognized by the New York State Department of Environmental Conservation. From these studies and actions the Town and its reviewing Boards have attempted to take into consideration the impacts of development and land uses occurring on, in and adjacent to the Lake and its contributing waters.

Recently the Town has recognized a proliferation of the use of motorized watercraft upon and along the waters of Cazenovia Lake at a level which has created concerns regarding public health and safety to those using the Lake, as well as the landowners adjacent to the Lake shore. The purpose of this Law is to maintain a safe recreational environment along the shorelines and within the waters of Cazenovia Lake to the fullest extent permitted by law. It is a further purpose of this law to regulate shoreline activities with respect to certain watercraft in or on the waters of Cazenovia Lake in order to protect the public health, safety and welfare of those using the Lake, as well as the residents of the Town of Cazenovia, and to provide for reasonable public access and recreational use of Cazenovia Lake without overcrowding, congestion or safety hazards. This Law will further serve the purpose to fairly allocate the use of the Lake’s shoreline for docking, mooring, birthing and anchoring of watercraft and attempt to minimize conflicts among neighboring property owners who use their shoreline to boat and for other access to the waters of Cazenovia Lake. It has also been determined by the Town Board that to effectively protect Cazenovia Lake from invasive species it is necessary to require the introduction of certain watercraft through designated launching points, rather than through unsupervised and uncontrolled access launching into the Lake without inspections for invasive species. The success of the Town’s and Village’s efforts to regulate the impacts of invasive species has a direct impact on the land values of properties in the Town and the ability of the Lake to support recreational opportunities for all residents of the Town, as well as landowners along the Lake shores. All trailers and trailered vessels are required to obtain a launch sticker and be launched at either the Village launch or Willow Bank Yacht Club.

It is the further intent of this Law to prohibit the commercial leasing of dock space and the commercial mooring of boats for monetary gain on any property adjacent to Cazenovia Lake outside of the Village of Cazenovia, unless otherwise established within these regulations and to limit the number of certain motorized watercraft on the waters of Cazenovia Lake. This Law will further benefit Cazenovia Lake by directing certain launch points for watercraft through controlled areas in the Village and Town. This Law is not intended to restrict or regulate the use and/or placement of watercraft or the placement and operation of docks used by the State of New York, Madison County or any municipality for public purposes.

Therefore, the Town Board of the Town of Cazenovia finds that amending its current Code, with respect to regulating the docking, mooring and launching of watercraft on and in Cazenovia Lake, will assist in meeting the above noted needs and is therefore reasonable and appropriate.

SECTION 3. AMENDING THE CODE OF THE TOWN OF CAZENOVIA TO CREATE A NEW CHAPTER 76 (“DOCKING, MOORING AND LAUNCHING”)

The Code of the Town of Cazenovia is hereby amended to include a new Chapter 76, titled “Docking, Mooring and Launching,” which shall read in its entirety as follows:

“Chapter 76 Docking, Mooring and Launching

§76-1 General Provisions.

- A. **Title.** This Chapter shall be known as the “Docking, Mooring and Launching Law of the Town of Cazenovia, New York.”
- B. **Compliance Required.** No property in the Town of Cazenovia, including those possessing lakefront shoreline and those adjacent¹ to Cazenovia Lake (or whom may have deeded access to the Lake and other forms of legal access), may dock, pier, moor, hoist, slip or launch restricted watercraft except in strict compliance with this Chapter.
- C. Regardless of whether a fee is charged, the casual rental, letting or allowance of occupancy of dock space and/or shoreline which does or does not include launching, selling, servicing or leasing and which provides for storage and/or mooring of boats (restricted watercraft) in a greater number than that permitted by §76-4(B) of this Chapter shall be considered a violation of this Chapter and shall be prohibited.

§76-2 Definitions.

BERTH

See “Boat Slip.”

BOAT

Any vessel, floating craft or personal watercraft which utilizes a berthing or mooring facility, including but not limited to canoes, rowboats, rowing shells, kayaks, windsurfers, jet skis and other small boats or personal watercraft which are contained in a berthing or mooring facility.

BOAT HOIST

Any mechanical device the purpose of which is to raise or lift a boat out of the water for waterside storage.

¹ “Adjacent,” as used herein, shall mean properties possessing lake frontage and physically situated on the lakeshore.

BOAT HOIST STRUCTURE

A temporary open-sided structure placed in the water; a mechanical device which is attached to a structure to raise or lift a boat out of the water for waterside storage. A boat structure may have a roof. A boat hoist structure shall not be defined to mean a boat accessory structure.

BOAT SLIP

A waterside storage area adjoining the lakeshore, any structure, boat hoist structure, slip, dock or pier, the purpose for which is the storage of a boat or any watercraft.

DOCK

Any structure (cantilevered or otherwise), fixed platform (built on floats, columns, open timber, piles or similar open-work supports), pier or wharf which is designed to provide access from the shoreline into Cazenovia Lake for swimming, boating or other recreational purpose and which shall also allow accessory uses, including but not limited to boat slips and berths. All structural descriptions provided above, which are placed on the waterside of the mean high water mark, shall be defined as a dock. All structural descriptions provided herein may be seasonal (removed during the winter season/November 30th to March 1st) or permanent (not removed during the winter season and permanently attached/affixed to the lake bottom) in nature.

MARINA

A site adjacent to a body of water which is used for the launching, storage or docking of boats. Facilities which can accommodate only one, two or three boats (restricted watercraft) are not considered marinas.

PRIVATE MARINA

A marina capable of accommodating four or more boats (restricted watercraft) which is owned and operated by a person, corporation or association and whose use is not extended to the general public either on a paying or nonpaying basis. Private marinas are not an allowed use in the Town of Cazenovia without the granting of a Special Use Permit by the Zoning Board of Appeals, as subject to the criteria set forth herein and in §165-114.

PUBLIC MARINA

A marina capable of handling any number of boats (restricted watercraft) which is owned and operated by either a person, corporation, public organization or a municipal body and whose use is extended and open to the general public, either on a paying or nonpaying basis. Public marinas are not an allowed or permissible use in the Town of Cazenovia without the granting of a use variance.

OPERATOR

An individual who operates or navigates a watercraft.

OWNER

The person actually holding title to a watercraft.

PERSON

An individual, partnership, corporation or association.

RESTRICTED WATERCRAFT

Any boat or vessel equipped with or containing an engine utilized to propel such watercraft. The following types of watercraft are deemed to be restricted watercraft applicable to this Law:

- boats containing or utilizing a combustion-style engine or electric/battery powered engine for propulsion (unless otherwise exempted in this Chapter);
- motorized sailboats;
- barges (powered or unpowered/with or without engines) which can be transported and used for commercial or personal purposes.

§76-3 Exceptions. The regulations contained herein (including the definition of “Restricted Watercraft”) regarding the number of permissible restricted watercraft shall not be applicable to the following non-gasoline motorized watercraft: kayaks, canoes, rowboats, paddleboards, non-motorized sailboats. In addition to the above, these regulations shall be inapplicable to motorized jet skis/wave runners and vessels solely powered by trolling motors.

§76-4 Docks, Piers, Slips and Mooring Facilities, Standards; Permits Required.

- A. The design of any dock, pier, slip and mooring facility shall either be single-straight, single T-shape, single L-shape or single F-shape provided that the design stays within the extended property lines of a lakefront parcel and does not interfere with neighboring navigational rights, and must obtain any permits required in accordance with applicable NYS law.²
- B. The docking, mooring, anchoring and/or berthing of more than three restricted watercraft per private residential lakefront property (*i.e.* single lakefront parcel) shall require a Special Use Permit issued by the Town of Cazenovia Zoning Board of Appeals, as subject to the criteria set forth herein, in §165-114 and as otherwise provided in this Chapter.
- C. Public marinas are strictly prohibited in the Town of Cazenovia unless a use variance has been obtained from the Town of Cazenovia Zoning Board of Appeals.

² Residents are cautioned to understand their rights as lakefront owners with regard to lot lines projecting into the Lake. The Town of Cazenovia will not be responsible to address any private property owner dispute.

- D. Mooring buoys shall be anchored or tied so as to conform to the additional regulations set forth herein.
- E. **Placement of Docks, etc.** Docking, mooring, anchoring and berthing facilities shall be placed so that all boats secured to such facilities are contained within the *water rights line* of the lakeshore parcel involved.
- F. **Water Rights Lines.** The Town of Cazenovia is not responsible to determine in any way the location of any relevant water rights lines, nor is it responsible for the cost of such determination. Notwithstanding the preceding, the Town of Cazenovia Code Enforcement Officer (“Town CEO”) shall require appropriate documentation/proof, including surveys (when necessary), when required to determine the issuance of permits.
- G. **Docking, Mooring, Anchoring and Berthing Facility Violations.** Any docking, mooring, anchoring and/or berthing facilities in violation of this Chapter shall be removed upon the direction of the Town CEO, whether or not an appeal or application is pending. This remedy is not the exclusive remedy of the Town.
- H. It is the responsibility of the lake adjoining property owner to obtain any and all State and Federal permits that may be required pursuant to law. These may include, but are not limited to, the following State and Federal laws and/or agencies:
 - (1) Other applicable sections of the New York State Navigation Law administered by the New York State Office of General Services;
 - (2) Article 3 of the State of New York Navigation Law at §32-c (“Interfering with navigation”) as administered by the New York State Office of Parks, Recreation and Historic Preservation;
 - (3) Article 3 of the New York State Navigation Law at §35-a (“Floating objects other than aids to navigation”) as administered by the New York State Office of Parks, Recreation and Historic Preservation;
 - (4) Environmental Conservation Law Article 15 (“Water Resources”), New York State Department of Environmental Conservation, 6 NYCRR 608;
 - (5) Permits for discharges of dredged or fill materials into the waters of the United States, administered by the United States Army Corps of Engineers.

§76-5 Deeded Lake Access/Shared Property, Restricted Watercraft Maximum.

- A. Parcels possessing and/or providing existing deeded lake access at the time of adoption of this Law, in addition to the above, are allowed the following:

- One restricted watercraft for each property which possesses deeded lake access rights contained within a current deed (as of the date of the filing of this Local Law) of a lakefront property. It is the intent of this Law not to pre-empt any additional restrictions contained in any restrictive covenants or other deed covenant or recorded restrictions. Residents in a Homeowners' Association or similar ownership who do not have pre-existing deeded access or deeded owners of pre-existing lake access easements (and are not adjacent to the shoreline of the Lake) are not permitted to have a moored or docked restricted watercraft on Cazenovia Lake where such additional watercraft violates these regulations.
- B. Any non-commercial and casual permission granted by a lakefront property owner to another person for the temporary mooring of a restricted watercraft shall be limited to no longer than 7 consecutive days and shall not be in addition to the allowed watercraft.

§76-6 Launching of Restricted Watercraft. All restricted watercraft in the Town of Cazenovia shall be berthed and launched at and through an approved public lake access point (currently Lakeside Park) and also Willow Bank Yacht Club. Such restricted watercraft shall evidence and display a current and valid Village of Cazenovia launch sticker. Under no circumstance shall launching a boat with a trailer be permitted other than at the Village launch or Willow Bank Yacht Club and without evidence of an inspection for invasive species. The Town CEO will review any area which has historically demonstrated the ability to conduct appropriate inspections for launching and make the appropriate notation in his records.

Article III Administration and Enforcement

§76-7 Penalties for offenses. A violation of this chapter is an offense punishable by a fine not exceeding \$500 or imprisonment for a period of not to exceed 15 days, or both a fine and imprisonment. Each day's continued violation shall constitute a separate additional violation as provided in §268 of the Town Law and the Town officials shall have the powers and may exercise all privileges as herein provided.

§76-8 Filing of complaints. Wherein a violation of this chapter occurs, any person may file a complaint in regard thereto. All such complaints must be in writing, signed and shall be filed with the Town CEO who shall properly record such complaint and immediately investigate the report thereon.

§76-9 Special Use Permit and Standards. Any Special Use Permit that is granted under this Chapter shall set forth by resolution the findings of fact and determinative proof of the basis for such decision in accordance with the criteria established below in addition to the criteria for the granting of a major Special Use Permit pursuant to §165-14:

- A. Such allowed Special Use Permit for additional restricted watercraft shall occur only on parcels with a minimum acreage of 0.50 acres and a minimum of 100 feet of shoreline.

- B. In granting any such Special Use Permit, the Zoning Board of Appeals shall make a specific determination as to why the allowed number of additional restricted watercraft is appropriate for the subject lot, why such additional restricted watercraft will not have a negative impact on surrounding properties, the general neighborhood and Cazenovia Lake.
- C. For the allowance of a private marina, in addition to the above, the Zoning Board of Appeals shall also condition each approval that the property owner(s) shall obtain a renewal permit every two (2) years and that said property owner(s) acknowledge that failure to abide by the conditions may result in a non-renewal or the revocation of such Special Use Permit.
- D. The application for such Special Use Permit shall include a written detailed narrative of the proposed use, including all aspects of same, and any proposed lighting. The applicant shall prepare and submit a detailed site plan depicting dockage and other features of the proposed private marina, including all other existing uses and land contours on the site.
- E. The applicant shall demonstrate compliance with the Town of Cazenovia Lakefront Development Guidelines to the satisfaction of the reviewing board, as well as compliance with all other requirements of this Chapter, Chapter 165 and the balance of the Town of Cazenovia Code.

§76-10 Enforcement. The primary responsibility for enforcement and administration of this chapter is vested with the Town CEO or his/her designee. Clearly stated, the Town CEO, or his designee, shall have complete authority for the investigation and enforcement of this Law on the waters of Cazenovia Lake in the Town of Cazenovia.”

SECTION 4. VALIDITY & SEVERABILITY.

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 5. CONFLICT WITH STATE LAWS.

To the extent that any provisions of this Local Law are inconsistent with the Town Law of the State of New York, Chapter 62 of the Consolidated Laws, Article 16, §§ 261 through 285, the Town Board of the Town of Cazenovia hereby declares its intent to supersede those sections of the Town Law, including but not limited to, in particular §261-A, §261-B, §261-C, §267, §267-A, §267-B, §268, §271, §274-A, and §274-B pursuant to its home rule powers under Municipal Home Rule Law, Article 2, §10 et seq., of the Consolidated Laws of the State of New York.

SECTION 6. EFFECTIVE DATE.

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

Roll call:

Councilor Race	Yes
Councilor Golub	Yes
Councilor Johnson	Yes
Councilor Fallon	Yes
Supervisor Reger	Yes

Supervisor Reger declared Resolution No. 96 adopted.

Motion by Councilor Race, seconded by Councilor Golub to open the public hearing relative to Local Law D – 2025, entitled "A Local Law to Amend the Code of the Town of Cazenovia by Adding a New Chapter Short-term Rentals in the Town of Cazenovia."

Supervisor Reger explained this local law was introduced last month at the May meeting and the public hearing is tonight. He explained this local law is similar to the "Lake Law," and will mostly go through another round. He said the proposed law was discussed at the June work session and there are a number of adjustments to make to the proposed law. Additionally, he said they want to continue to gather public feedback this evening. He will be meeting with Councilor Fallon and John Langey, Esq. to put together all the public comments, then the law will potentially be reintroduced next month.

Public comment:

Pat Carmeli commented she was the owner of the Pewter Spoon Café, some folks may recognize her from there. She said she moved to Cazenovia in 2004 after relocating her family from Israel. They ended up in a place called Cazenovia, that they had never heard of before. She said they feel lucky to be in such a place. She has owned her business since 2013. Then, she built her house in 2017. She finished her house on East Road and there was a garage which was converted into a little cabin where she lived with her children for six to seven years. Once the house was done, the little cabin became available. They had been using it for storage of furniture and things. Then they ended up just furnishing it as a little Airbnb and they've been doing that since probably around 2018. She was surprised to receive a cease-and-desist order telling her she was subject to a fine, imprisonment or both. This year they pulled their little cabin off Airbnb. She said the income stopped that she started to rely on. She said she is 67 years old and the income generated from her rental has helped her in keeping her 10-acre property in good shape. Additionally, it has been a nice way to welcome guests to the Cazenovia area. Generally, most of the people she's hosted have been friends or family of residents. They are coming to the area for things like weddings, graduations, or sometimes funerals. Lovely people! They're not partygoers here to upset the quiet calm of Cazenovia. She appreciates the Town and thanks the Town for considering new legislation that would enable her to run her Airbnb. In closing, she said she hopes it will be supported. She said when people come to the area, they're not just coming to stay in her little cabin, they are going to restaurants, shops, and very often, they're just falling in love with Cazenovia. This is important for wedding venues, too. Every summer, we

see thousands of people that come for our weddings. And, having her little cabin is just another way to welcome families to the area. She hopes the Town will consider this proposed legislation and support it which will enable her, in a responsible way, to run her Airbnb. She said she is not against regulation. She felt Airbnb “has really gone off the tracks in a way.” There are people buying homes just to turn them into Airbnbs which was never the intent of the thing.

***John Knutsen** of Summerfield Drive said his wife and he bought an investment property on Ridge Road and he is 100% in favor of this law. He said they are looking to use the property for a long-term or short-term rental and fixing up the place for that use. He felt it was a great idea. He mentioned the mission statement of CazLife, formerly the Cazenovia Chamber of Commerce, dedicated to fostering local business development, promoting tourism, implementing effective marketing strategies and enhancing the viability of the Town. He felt this was a great law to pass. He commented in Section 3 (A) 5, the one- hour response time he thought was a little long. He thought the Village had a 15-minute response time for their B and B’s. Additionally, he wanted to address what Ms. Cormelli said about the investment. People who come from out of town to just buy up houses and use for an Airbnb; he thought if you shorten the response time, to maybe 15 minutes, you might eliminate some of that type of activity. In Section 5 (A) 10, it says two persons per bedroom with a maximum of 12. He was curious what defines a person? Is there an age on that requirement. For example, 12 and over or 16 and over or something, such as that. If you have a family of five with three kids, now they can’t rent a 2-bedroom because they are going to exceed that when it’s kids. He was hoping it could be defined what a person is. In the Section 5 (A) 3 for quiet hours, he thought 11 p.m. was late – he was thinking more like 10 p.m. and then 7 a.m. He was unaware if there was some kind of statue that says that they can only be eight hours long or something to that effect. He said he was in favor of 10 p.m. He wondered if the number of permits can be limited. He thought that might address some concerns about outside investors coming in and buying up properties if there were a limited number of permits. He thought there was a potential for a lot of people to relocate to this area with Micron in Cicero. He said people stay at an Airbnb and fall in love with the Town. In closing, he thought this was a great law.*

Motion by Councilor Fallon, seconded by Councilor Johnson to close the public hearing. The motion was unanimously approved.

Motion by Councilor Johnson, seconded by Councilor Race to open the public hearing relative to the Town of Cazenovia Water Pollution Control Facility renewal of an Industrial Wastewater Pretreatment Permit to Rocale, LLC (d/b/a Meier’s Creek Brewing Company).

Public comment: *There were no comments.*

Motion by Councilor Race, seconded by Councilor Fallon to close the public hearing. The motion was unanimously approved.

Resolution No. 97 presented by Councilor Race, seconded by Councilor Golub

AUTHORIZING THE RENEWAL OF AN INDUSTRIAL WASTEWATER DISCHARGE PERMIT TO THE TOWN OF CAZENOVIA WATER POLLUTION CONTROL FACILITY BY ROCALE, LLC (d/b/a MEIER'S CREEK BREWING COMPANY) (Permit Number T525B)

WHEREAS, the Town of Cazenovia Water Pollution Control Facility (hereinafter "Facility") has received a request to renew a permit for discharge of industrial wastewater from the brewery operation owned by Rocale, LLC (d/b/a Meier's Creek Brewing Company); and

WHEREAS, a Wastewater Discharge Permit (General Conditions and Special Conditions) has been prepared in connection with said request; and

WHEREAS, the Facility may accept such industrial waste pursuant to the issuance of an Industrial Wastewater Discharge Permit to the Brewery; and

WHEREAS, the Brewery desires to discharge such waste to the Facility; and

WHEREAS, the Brewery has been provided with a copy of the Rules and Regulations of the Town of Cazenovia Water Pollution Control Facility and updated fine schedule; and

WHEREAS, the Brewery and the Facility desire to prevent the introduction of substances into the publicly owned treatment works, which would interfere with the treatment plant, pass through the treatment plant to the State's waters and cause a contravention of standards for those waters or cause a violation of the treatment plant's NPDES/SPDES Permit and that would otherwise cost or hamper the disposal of the industrial wastes of the Brewery or cause other public nuisance conditions; and

WHEREAS, a public hearing was held on June 9, 2025 by the Town Board of the Town of Cazenovia for purposes of consideration of the renewal of the Industrial Wastewater Discharge Permit Number T525B (formerly T520B) and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed Industrial Wastewater Discharge Permit having been heard.

NOW, THEREFORE, BE IT RESOLVED that the Town of Cazenovia Town Board hereby grants Rocale, LLC (d/b/a Meier's Creek Brewing Company), conditional permission to connect to and discharge into the Town of Cazenovia Water Pollution Control Facility's sewer system, subject to Rocale, LLC's (d/b/a Meier's Creek Brewing Company):

1. Specific compliance with the Wastewater Discharge Permit (General Conditions) and Wastewater Discharge Permit (Special Conditions) (with a currently effective date of 6/01/2025 through 5/31/2027) (copy of said Permits (Permit number T525B) are attached to this Resolution as Schedule "A"), upon final approval and amendments from time-to-time by the Water Pollution Control Facility Operation and the Town's legal counsel; and

2. Continuous compliance with the Town of Cazenovia Water Pollution Control Facility Rules and Regulations, as amended.

Schedule "A"

Rocale, LLC

Permit number T525

**Wastewater Discharge Permit
GENERAL CONDITIONS
Effective 6/ 1/ 2025 – 5/31/2027**

**SPECIAL CONDITIONS
(are part of this permit and
attached to this permit,
containing 11 sections)**

Issued by the Town of Cazenovia

Rocale, LLC

GENERAL CONDITIONS

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DEFINITIONS

Unless the context clearly indicates otherwise, the meaning of terms or abbreviations used in this Discharge Permit shall be as defined in the Town of Cazenovia's Defined Terms (see the Town of Cazenovia Rules and Regulations adopted December, 2017 and as amended from time-to-time) or as defined below.

FOR THE PURPOSE OF THIS PERMIT, THE FOLLOWING DEFINITIONS SHALL APPLY:

1. **Grab Sample:** An individual sample collected in a period of less than fifteen (15) minutes.
2. **Composite Sample:** A sample consisting of a minimum of eight (8) grab samples collected at regular intervals over a normal operating day (unless otherwise specified) and combined proportional to flow, or a sample continuously collected proportional to flow over a normal operating day.
3. **Daily Maximum:** The maximum value not to be exceeded during any twenty-four (24) hour period.
4. **Daily Average:** The value of a composite sample or the mean value of the analysis of the specified number of samples collected at regular intervals over a normal operating day.
5. **Average:** The arithmetic average.
6. **Continuous:** Ongoing monitoring of the characteristic in question.
7. **30 Day Average:** Average of all daily values obtained from samples taken within thirty (30) consecutive days.
8. **Caustic Alkalinity:** Commonly referred to as hydroxide alkalinity in the literature.
9. **Organic Scan:** Testing for all toxic organic compounds listed on the latest EPA priority pollutant list; including pesticides and PCBs.
10. **"Biochemical Oxygen Demand":** the quantity of oxygen expressed in mg/l utilized in the biochemical oxidation of organic matter during incubation at 20 degrees Centigrade for a period of five days.
11. **CFR:** Code of Federal Regulations
12. **TSS:** Total suspended solids.
13. **mg/L:** Milligrams per liter.
14. **ug/L:** Micrograms per liter.
15. **GPM:** Gallons per minute.
16. **MGD:** Million gallons per day.

GENERAL CONDITIONS

1. DUTY TO COMPLY

All discharges shall comply with the terms and conditions of this permit and with the Town of Cazenovia Rules and Regulations and all applicable Federal, State and local regulations. The discharge of any pollutant more frequently than, or at a level in excess of that identified and authorized by this permit, the Town of Cazenovia Sewer Regulations Rules and Regulations shall constitute a violation of the terms and conditions of this permit. Such a violation may result in the imposition of penalties as provided in the Town of Cazenovia Sewer Regulations and the Village of Cazenovia Rules and Regulations and/or Federal Clean Water Act (PL92-500 and its amendments). Enforcement actions will be in accordance with the Town of Cazenovia enforcement response plan and schedule of penalties that are attached to this permit.

Additionally, all permittees must comply with the Federal pretreatment standards found in Title 40 of the Code of Federal Regulations, Part 403.

2. PERMIT MODIFICATION

This permit may be modified, suspended, or revoked in whole or in part during its term for cause in the sole discretion of the Town of Cazenovia including, but not limited to, the following:

- a. Violation of any terms or conditions of the permit;
- b. Obtaining a permit by misrepresentation or failure to disclose fully all relevant facts; and,
- c. A change in conditions or the existence of a condition which requires either a temporary or permanent reduction or elimination of the authorized discharge.
- d. Failure to notify the Town of Cazenovia of significant change to the wastewater before the changed discharge.
- e. Falsifying self-monitoring reports or certification statements.
- f. Tampering with monitoring equipment.
- g. Failure to pay fines.
- h. Failure to pay sewer charges.
- i. Failure to meet compliance schedules.

- j. Failure to provide advanced notice of the transfer of business ownership of a permitted facility.
- k. Violation of any Pretreatment Standard or Requirement including required best management practices, or any terms of the wastewater discharge permit or sewer use ordinance.

3. ACCESSIBILITY

Rocale, LLC. ("Owner" or "permittee") shall allow at all times authorized representatives of the Town of Cazenovia upon the presentation of proper credentials:

- a. To have access to all points of user's facility and grounds;
- b. To have access to and copy any records required to be kept under the terms and conditions of this permit;
- c. To inspect any monitoring equipment or monitoring method required by this permit; or,
- d. To measure and/or sample any effluent so covered under the terms and conditions of this permit.

4. PERMIT TRANSFER

Permits may not be reassigned or transferred to a new owner and/or operator whether by merger, sale of assets or otherwise, without the express prior written approval of the Town of Cazenovia with the following stipulations:

- a. The Industrial User must give at least thirty (30) days advance notice of the proposed transfer to the Town of Cazenovia.
- b. The notice must include a written certification by the new owner which:
 - (1) States that the new owner has no immediate intent to change the facility's operations and processes
 - (2) Identifies the specific date on which the transfer is to occur
 - (3) Acknowledges full responsibility for complying with the existing permit

5. OTHER REGULATORY REQUIREMENTS

This permit does not preclude obtaining other required Federal, State or Municipal permits.

6. RELIEF FROM PENALTIES

Nothing in this permit shall be construed to relieve the permittee from civil or criminal penalties for noncompliance, whether or not such noncompliance is due to accident, equipment breakdown, labor dispute, or natural disasters.

7. MONITORING AND REPORTING SPECIFICATIONS

This permit shall be subject to such monitoring requirements as may be reasonably required by the Town of Cazenovia, including the installation, use and maintenance of monitoring equipment or methods, including, when appropriate, biological monitoring methods. The permittee shall provide the Town of Cazenovia with monthly reports.

8. MONITORING/SAMPLING REPORTS

Monitoring and sampling, shall be conducted as follows:

- a. Samples and measurements taken as required herein shall be representative of the volume and nature of the monitored discharge.
- b. The sampling, preservation, handling and analytical methods used shall conform to the requirements of 40 CFR 136.
- c. The results of the above monitoring requirements shall be reported at the frequencies stated in Table A.
- d. Any reports or records of monitoring activities and results shall include for all samples:
 - (1) The date, exact places and time of sampling;
 - (2) The dates and times analyses were performed;
 - (3) Who performed the sampling and analyses?
 - (4) The analytical technique/methods used, including sampling, handling and preservation techniques;
 - (5) The results of all required analyses.

- e. All contract laboratory reports submitted to the Town of Cazenovia shall include actual laboratory reports and appropriate chain of custody information documenting each person involved in the possession of the sample(s) to the Person who analyzed the sample(s) in the laboratory.
- f. All compliance monitoring reports shall be signed by a responsible company official. The responsible company official must include and sign the following certification statement with each compliance monitoring report.

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

- g. All correspondence regarding monitoring facilities should be directed to:

Town of Cazenovia
Attn: Water Pollution Control Facility Manager
7 Albany Street
Cazenovia, NY 13035

9. SIGNATORY AUTHORIZATION

All reports shall be signed by:

- a. A written notice indicating a duly authorized representative must be made to the Town of Cazenovia.
- b. In the case of a partnership, by a general partner or duly authorized representative.
- c. In the case of a sole proprietorship, by the proprietor or duly authorized representative.

10. RECORDS RETENTION

All records and information resulting from the monitoring activities required by this permit, including all records of analyses performed and calibration and maintenance of instrumentation and recordings from continuous monitoring and instrumentation shall be **retained for a minimum of eight (8) years in a hard copy format.**

11. NONCOMPLIANCE/DISCHARGE VIOLATIONS REQUIREMENTS

The permittee shall immediately notify the Town of Cazenovia if they are unable to comply with any of the conditions of this permit. **Oral notification is required within 24 hours** of knowledge of (or a reasonable indication of) the inability to comply. Within **five (5) days of such non-compliance and oral notification, the permittee shall** provide the Town of Cazenovia **in writing,** the following information:

- a. A description of the discharge and cause of non-compliance and
- b. The period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate and prevent recurrence of the non-complying discharge.

DISCHARGE LIMITS VIOLATION: If sampling performed indicates a violation of discharge limits, the permittee shall initiate oral and written notification. The permittee shall **repeat the sampling** and submit the results of the repeat analysis to the Town of Cazenovia within **ten (10) days** after becoming aware of the violation.

12. ELIMINATION/MODIFICATION OF DISCHARGE OR PROCEDURES

The permittee shall notify the Town of Cazenovia **in writing forty-five (45) days prior** to the permanent elimination of a discharge or any modifications in the waste collection, treatment and disposal facilities, changes in operational procedures, or other significant activities which alter the volume, nature or frequency of the discharge or otherwise concern the conditions of this permit.

13. UNSPECIFIED DISCHARGE

Other materials ordinarily produced or used in operation of this facility which have not been specifically identified may be discharged, provided:

- a. They are not
 - (1) Designated as toxic or hazardous under the provisions of Sections 307 and 311 respectively of the Federal Water Pollution Act.

- (2) In violation of applicable Federal and/or State standards or requirements.
 - (3) Known to be hazardous or toxic by the permittee.
 - (4) In violation of the Village of Cazenovia Sewer Regulations or the Town of Cazenovia Rules and Regulations.
- b. The discharge of such materials shall not interfere with the operation of the treatment facilities of the Town of Cazenovia or their ability to treat such materials to the extent covered by the Town of Cazenovia's permit to discharge.

14. SLUG LOAD PROHIBITION

Also prohibited are slug loads, which are any pollutant (including Biochemical Oxygen Demand) (BOD) released in a discharge at a flow rate or concentration which will cause a violation of the specific discharge prohibitions in 40 CFR 403.5(b) to 403.12(f). Rocale LLC. brewery shall operate and maintain flow equalization as required in the SPECIAL CONDITIONS, and the Town of Cazenovia sewer use rules and regulations.

15. SPILL NOTIFICATION

The permittee shall notify the Town of Cazenovia immediately upon the occurrence of an accidental discharge of substances prohibited by the Town of Cazenovia rules and regulations or any slug loads or spills that may enter the public sewer. The Wastewater facility telephone number is 315-655-2261.

The notification shall include location of discharge, volume, and corrective actions taken. The permittee's notification of accidental releases in accordance with this section does not relieve it of other reporting requirements that arise under local, State, or Federal laws.

Within five (5) days following an accidental discharge, the permittee shall submit to the Town of Cazenovia a **detailed written report.** The report shall specify:

- a. Description and cause of the upset, slug load or accidental discharge and the impact on the permittees compliance status. The description should also include location of discharge, type, concentration and volume of waste.
- b. Duration of noncompliance, including exact dates and time of noncompliance and, if the noncompliance is continuing, the time by which compliance is reasonably expected to occur.

- c. All steps taken or to be taken to reduce, eliminate, and/or prevent recurrence of such an upset, slug load, accidental discharge, or other conditions of noncompliance.

16. ENFORCEMENT/PENALTIES

Any person failing to comply with or violating any provision of this Permit or of the Rules and regulations of the Town of Cazenovia shall be notified by the Town of Cazenovia's Clerk or designee stating the nature of the failure or violation and providing the user a reasonable time to permanently cease or correct all such failures or violations. Any person who shall continue such failures or violation beyond such compliance period shall be guilty of an offense and shall be subject to the general penalty provisions contained herein. Industrial users who are in noncompliance with discharge standards and requirements shall be assessed a civil or criminal penalty as defined in the enforcement response plan and schedule of penalties. The Town of Cazenovia, as the designated regional agency responsible for wastewater treatment, is hereby authorized to seek such penalties. In addition, any person violating the provisions shall be liable for any expense, loss, or damage incurred by reason of such noncompliance. The Town of Cazenovia may seek injunctive relief for the purpose of enforcing this Permit. These penalties are not exclusive and may be combined with penalties set forth in other Federal, State or Local Regulations, including the Town of Cazenovia Rules and Regulations enforcement response plan and any applicable rules and regulations adopted by the Village of Cazenovia.

17. WASTEWATER TREATMENT COSTS

The permittee shall reimburse the Town of Cazenovia, for expenditures directly related to and specifically attributable to measuring the wastewater discharge from the permit. It is understood by the parties that any additional costs with respect to monitoring, special handling, operating, or maintaining the permit are included in the Wastewater Discharge Fee structure.

Wastewater Discharge Fee: A monthly surcharge fee shall be in accordance with Table A and as calculated on the monthly fee calculation schedule, with annual rates set by the Town of Cazenovia Board.

18. REAPPLICATION

If the permittee desires to continue to discharge after the expiration date of this permit, it shall reapply at least **sixty (60) days** before this permit expires. Under no circumstances shall the permittee continue to discharge after the expiration of the permit.

19. SEVERABILITY

The provisions of this permit are severable, and the validity of any condition or subdivision thereof shall not make void any other condition or subdivision thereof.

20. REVISIONS

This permit is subject to revisions. All discharges shall comply with this permit in any form and with any revisions.

21. CONFIDENTIALITY

Records or information submitted to the Town of Cazenovia may be claimed to be confidential by the submitter. All such claims of confidentiality shall be handled in accordance with 40 CFR403.14, in accordance with 40 CFR, Part 2, to the extent permitted by New York law.

22. PERMIT APPEALS

The Permittee may petition to appeal the terms of this permit within 20 days of the notice. This petition must be in writing; failure to submit a timely petition for review will be deemed to be a waiver of the administrative appeal. In its petition, the permittee must indicate the permit provisions objected to. The reasons for this objection, and alternative condition, if any, it seeks to be placed in the permit.

The effectiveness of this permit will not be stayed pending the appeal. If the Town Board fails to act within 60 days, a request for reconsideration will be deemed to be denied. Decisions not to reconsider a permit, not to issue a permit, or not to modify a permit will be considered final administrative actions.

Rocale, Inc.

Permit number T525

**Wastewater Discharge Permit
SPECIAL CONDITIONS
Effective 6/1/2025 – 5/31/2027**

Issued by the Town of Cazenovia

Rocale, LLC

SPECIAL CONDITIONS

1. **PERMITTEE CLASSIFICATION**
2. **MONITORING REQUIREMENT**
3. **REPORTING DUE DATES**
4. **SAMPLE LOCATION**
5. **NOTIFICATION OF VIOLATIONS**
6. **PERMIT TERMS ACCEPTANCE CLAUSE**
7. **MODIFICATION OF WATER USAGE, DISCHARGE OR PROCEDURES**
8. **IMPLEMENTATION SCHEDULE OF SPECIALIZED TREATMENT AND SAMPLING EQUIPMENT**
9. **PROPER OPERATIONS AND MAINTENANCE**
10. **DUTY TO HALT OR REDUCE ACTIVITY**
11. **CIVIL AND CRIMINAL LIABILITY**

SPECIAL CONDITIONS

Discharge Limitations and Monitoring Requirements: During the period beginning **June 1, 2025** and lasting through **May 31, 2027** the following discharges are authorized:

1. PERMITTEE CLASSIFICATION

The permittee is an industrial user as defined by the Town of Cazenovia (TOC) and must comply with the federal pretreatment standards found in 40 CFR part 403. Rocale, LLC. ("Rocale" or "permittee") shall not discharge any pollutant which exceeds the limits set forth by the applicable local pretreatment standard.

The permittee has been provided with a copy of the Town of Cazenovia Rules and Regulations, last revised on December, 2017 (the "Regulations") and the permittee agrees to remain in compliance with the Regulations at all times.

A copy of the Town of Cazenovia Enforcement Response Plan has been attached to this permit along with the schedule of related penalties and enforcement actions.

Shown in Table A is the local or permit limits for parameters Rocale is required to test for on a regular basis.

2. PERMIT LIMITS AND MONITORING REQUIREMENT

The permittee will provide the Town of Cazenovia with results of the analysis listed on Table A. The analysis must be tested by a laboratory with NYSDOH certification to prepare such reports in the State of New York. A copy of the original lab report and all chain of custody paperwork must be submitted monthly electronically and a hard copy. The reports shall be delivered on a monthly basis, no less than every 30 days from the date of issuance of the permit, monthly reports are due within ten (10) days of the end of each month that data has been collected.

The following certification statement must be submitted with all monitoring reports and correspondence and signed by the President of Rocale LLC.

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

Certification statements must be signed by the company President. Unsigned reports or those signed by the current Rocale LLC President will be rejected.

3. REPORTING DUE DATES

The permittee shall file such reports on a monthly basis to the Town of Cazenovia. Reports can be sent via email and one hard copy to the Town office at 7 Albany Street Cazenovia NY.

Reports shall include, at a minimum: a cover letter on company letterhead with authorized signature (see General Conditions #9), appropriate certification statements (see General Condition #8 and Special Condition #2), actual approved and complete laboratory analysis reports from all laboratories involved, and properly completed chain of custody documents, as well as, copies of the daily flow recordings, pH recordings, Dissolved Oxygen recording, and daily flow equalization log sheet.

Copies of actual laboratory analysis data sheets and all chain of custody information must be kept on file by the permittee in a hard copy form for a minimum of 8 years.

All monitoring reports must conform to General Conditions #8 and #9 of this permit.

If the permittee monitors any pollutant more frequently than required by this permit, using test procedures prescribed in 40 CFR Part 136 or amendments thereto, or otherwise approved by the U.S. Environmental Protection Agency (USEPA) or as specified in this permit, the results of such monitoring must be included in any calculation of actual daily maximum or monthly average pollutant discharge, and results must be reported in the monthly report submitted to the Town of Cazenovia. Such an increased monitoring frequency must also be indicated in the monthly report.

4. SAMPLE LOCATION

Rocale LLC. Brewery sampling of the wastewater discharges, unless otherwise specified, shall be performed at the discharge of the flow equalization tanks and Ph adjustment point located downstream production discharges that will be representative of all wastewater discharges produces at the 33 Rippleton Road facility. Rocale LLC.

5. NOTIFICATION OF VIOLATIONS

If sampling performed by Rocale LLC. (or contracted laboratory) indicates a violation, Rocale LLC. must notify the Town of Cazenovia within 24 hours of becoming aware of the violation. Rocale LLC shall follow notification guidelines as described in General Condition #11. Rocale LLC shall repeat the sampling and analysis and submit the results of the repeat analysis to the Town of Cazenovia within ten (10) days after becoming aware of the violation.

If sampling by the Town of Cazenovia indicates a permit violation, the Town of Cazenovia shall notify the permittee within 24 hours of becoming aware of the violation.

Within 5 days following a violation, the permittee shall submit to the Town of Cazenovia a detailed report. The report must specify the following.

Describe the cause of the violation, describe the cause thereof; and the impact on the permittee's compliance status. The description should also include the location of the discharge and type, concentration, duration period, and volume of waste discharged in violation.

Any violations of this permit may result in enforcement actions as outlined in the Town of Cazenovia Enforcement Response Plan, which is attached to this permit.

6. PERMIT ACCEPTANCE CLAUSE

Rocale LLC. shall be deemed to agree to all of the terms of this permit, including the General and Special Conditions and all of the Rules and Regulations of the Town of Cazenovia.

7. MODIFICATION OF WATER USAGE, DISCHARGE OR PROCEDURES

The permittee must notify The Town of Cazenovia in writing at least 45 days prior to any intended changes in operational procedures, or other significant activities which alter the volume, character, nature or frequency of the discharge or otherwise concern the conditions of this permit. This includes the permanent elimination of a discharge or any modifications in the waste collection, treatment and disposal facilities. Please refer to General Conditions #12. All liquid wastewater trucked offsite shall be recorded on the monthly report, listing the trucking company, NYSDEC 364 permit number, date, volume (gals) and location, that the wastewater was disposed at.

8. IMPLEMENTATION OF SPECIALIZED TREATMENT AND SAMPLING EQUIPMENT

Rocale LLC. agrees to install and maintain at all times a magnetic flow meter at the point of discharge, with all readings to be in gallons. The flow meter will have a non-resettable totalizer that will be read daily. The Flow meter shall transmit flow readings to a pen and ink paper recorded chart recorder. The magnetic flow meter readings shall match the chart recorder readings at all times. The flow meter will be calibrated by an outside contractor certified in flow meter calibration at a minimum of once per year. A copy of the annual flow meter calibration certificate will be sent to the Town of Cazenovia annually. Flow meter readings will be recorded daily and reported on each monthly report. The Town of Cazenovia reserves the right to access the flow meter for testing and verification of accuracy.

Rocale LLC. agrees to maintain flow equalization tanks, which must have a capacity to hold 48 hours of wastewater produced. The Flow equalization tank will be operated to provide for a slow release of the wastewater into the collection system over a 24-hour period. The equalization tank will be aerated and mixed to keep the wastewater from going septic at all times. The volume shall be sufficient to hold two days of maximum wastewater produced.

9. PROPER OPERATIONS AND MAINTENANCE

The permittee must at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance includes the following: effective treatment performance, adequate funding, adequate operator staffing and training, adequate laboratory and process controls, including appropriate quality assurance procedures. This provision requires the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit.

10. DUTY TO HALT OR REDUCE ACTIVITY

Upon reduction of efficiency of operation, or loss or failure of all or part of the treatment facility, the permittee must, to the extent necessary to maintain compliance with its permit, control its production or discharges (or both) until operation of the treatment facility is restored or an alternative method of treatment is provided. It will not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity to maintain compliance with this permit.

11. CIVIL AND CRIMINAL LIABILITY

Nothing in this permit may be construed to relieve the permittee from civil and /or criminal penalties for noncompliance.

The Town of Cazenovia may recover reasonable attorney's fees, court costs, and other expenses associated with enforcement activities, including sampling and monitoring expenses, and the cost of any actual damages incurred by the Town of Cazenovia.

Table A : Rocale LLC. Brewery permit number T525

Issued June 1, 2025 ending May 31 2027

POLLUTANT OF CONCERN	SAMPLE LOCATION		Monitoring Frequency	Sample type
	Maximum	Equalization pumped effluent		
BIOCHEMICAL OXYGEN DEMAND	175 POUNDS PER DAY		Once (1) per Month	Grab EQ Effluent
TOTAL SUSPENDED SOLIDS	150 POUNDS PER DAY		Once (1) per Month	Grab EQ Effluent
Total Kjeldahl Nitrogen (TKN)	Monitor		Once (1) per Month	Grab EQ Effluent
Total Phosphorus (TP)	Monitor		Once (1) per Month	Grab EQ Effluent
FLOW Gallons Per Minute	Operate 24 hours per day		Continuous recording	Non resettable flow meter and paper chart recorder
PH Standard Units (SU) Dissolved Oxygen mg/l	6 to 10 SU 2.0 mg/l		Continuous recording	Paper chart recorder
Arsenic, Total mg/l	3		Once (1) per year	Grab EQ Effluent
Cadmium, Total mg/l	0.2		Once (1) per year Twice	Grab EQ Effluent
Chromium, Total mg/l	0.1		Once (1) per year Twice	Grab EQ Effluent
Copper, Total mg/l	0.4		Once (1) per year	Grab EQ Effluent
Lead, Total mg/l	0.1		Once (1) per year Twice	Grab EQ Effluent
Mercury, Total mg/L	0.1		Once (1) per year	Grab EQ Effluent
Nickel, Total mg/l	3		Once (1) per year	Grab EQ Effluent
Silver, Total mg/l	0.1		Once (1) per year Twice	Grab EQ Effluent
Zinc, Total mg/l	3		Once (1) per year Twice	Grab EQ Effluent
Oil & Grease Total mg/l	100		Once (1) per year	Grab EQ Effluent
Cyanide, Total mg/l	0.8		Once (1) per year	Grab EQ Effluent

A monthly invoice will be generated with surcharge fees charged to Rocale LLC. based on each month's results combined with the metered flow recorded at the final flow metering point (discharge after the flow equalizations tanks and pH adjustment). Rocale LLC will ensure that all process brewery wastewater will flow through the flow equalization tanks and pumped 24 hours per day at a near continuous rate as possible. The non-resettable flow meter will be read daily, ink pen will record flows on a paper chart recorder with total daily flows submitted on the monthly report sheet. The flow meters output reading shall match readings on the recording chart recorder at all times. The flow meter shall be calibrated annually with the Town representative present. Flow certification will be mailed to the Town of Cazenovia. pH readings that are outside the set limits of 6 to 10 SU shall be deemed a single violation per day. The alarm system shall be kept on and maintained in working order at all times. The continuously

monitoring pH probe shall be calibrated at a minimum of weekly at pH's using standard certified buffers pH of (4.0, 7.0, & 10.0) Original pH calibration records shall be kept in a hard paper copy form. All original laboratory records shall be kept in a hard copy format for review. BOD will be invoiced at the per pound discharged rate as determined by the Town board annually fee schedule. Each monthly BOD sample will be sampled in the presence of a Town representative. Samples will be delivered to the NYSELAP approved laboratory by a Rocale and Town Representative to observe sample handling. Only samples that are jointly sampled and transported to the lab will be used for permit limit determination and annual fees invoiced by the Town. The monthly samples will be flow weighted by the total monthly flow. Example: Monthly BOD = 200 mg/l times the total monthly flow 0.20 million gallons times 8.34 pounds per gallon = 333.6 pounds times the BOD annual rate for year.

Roll call:
Councilor Race Yes
Councilor Golub Yes
Councilor Johnson Yes
Councilor Fallon Yes
Supervisor Reger Yes

Supervisor Reger declared Resolution No. 97 adopted.

Councilor Golub said these will not go in until after June 21st, due to the spawning of bass.

Resolution No. 98 presented by Councilor Golub, seconded by Councilor Fallon

**AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE
AN AGREEMENT WITH HOME QUEST LAWN CARE, LLC**

To authorize the Town Supervisor of the Town of Cazenovia to execute an agreement with Home Quest Lawn Care, LLC for the installation/removal of benthic mats pursuant to the Town of Cazenovia's Benthic Mat Rental Program at \$0.60¢ per square foot (\$150.00 per mat) for an amount not to exceed Thirteen Thousand Three Hundred Fifty and 00/100 Dollars (\$ 13,350.00). Said Agreement is subject to review by the Attorney for the Town.

Roll call:
Councilor Race Yes
Councilor Golub Yes
Councilor Johnson Yes
Councilor Fallon Yes
Supervisor Reger Yes

Supervisor Reger declared Resolution No. 98 adopted.

Resolution No. 99 presented by Councilor Race, seconded by Councilor

Johnson

**ESTABLISHMENT OF A BENTHIC BARRIER (BENTHIC MAT)
RENTAL FEE FOR THE 2025 SEASON**

WHEREAS, the Town of Cazenovia has previously undertaken a Benthic Mat Rental Program in 2013 to address the management of excessive weed growth, including invasive weed species in Cazenovia Lake; and

WHEREAS, the first year of the Program, the Town of Cazenovia established a per mat rental fee of \$0.20 per square foot (\$50.00 per mat) for the year 2013; and

WHEREAS, from time-to-time, the Town Board has found it necessary to adjust the per square foot rental fee; and

WHEREAS, for the 2025 season, the Town of Cazenovia Town Board has determined to set the rental fee at a rate of \$ 115.00 per mat, (\$0.46 per square foot) with a four (4) mat limit per property owner.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cazenovia hereby determines that the mat rental fee under the Town of Cazenovia Benthic Mat Rental and Installation Program be set for the year 2025 at \$0.46 per square foot (\$115.00 per mat) with a four (4) mat per property owner limit, all to be used in conjunction with the Town of Cazenovia Benthic Mat Rental and Installation Program Rental Agreement attached hereto.

**TOWN OF CAZENOVIA BENTHIC MAT
RENTAL AND INSTALLATION PROGRAM
RENTAL AGREEMENT**

THIS AGREEMENT is as of the ____ day of _____, 2025, by and between the **TOWN OF CAZENOVIA** (hereinafter “Lessor”) and Town Property Owner _____ (hereinafter “Lessee”) for the rental of no more than four (4) benthic mats for installation/removal on lakefront property on certain portions of Cazenovia Lake in the Town of Cazenovia. Lessor and Lessee agree as follows:

1. **Lease of Benthic Mats.** Subject to the terms and conditions of this Agreement, the Lessor leases to the Lessee and the Lessee rents from the Lessor no more than four (4) benthic mats (unless additional inventory becomes available) pursuant to the Town of Cazenovia’s Benthic Mat Rental Program.
2. **Annual Rental.** The Lessee shall pay to the Lessor, as rent for the installation, use and removal of the benthic mats, One Hundred Fifteen and 00/100 Dollars (\$ 115.00) for each mat issued. No more than four (4) mats shall be issued to any Property Owner unless additional inventory becomes available. Rental is for the 2025 Season.
3. **Ownership, Use and Acceptance of the Mats.**
 - a. The rented mats shall at all times be the sole and exclusive property of the Lessor. Lessee shall have no rights or property interests in the mat, except for the right to use same pursuant to the rules and regulations of the Town of Cazenovia Benthic Mat Rental Program.
 - b. Lessee acknowledges receipt of a copy of the “Rules and Regulations for Rental of Benthic Barriers (Benthic Mats) by Town Residents.” The rules and regulations are made a part of this Agreement by reference.

c. Lessee must use the approved Town of Cazenovia benthic mat installer. For the Year 2025, the installation/removal service has been awarded to Holmes Landscape Contractor. Lessee shall make arrangements to contact Holmes Landscape Contractor to obtain information for the date of installation/removal of the mats.

d. The installation/removal of mats will occur on dates and times designated by the Town of Cazenovia and its Installation Contractor.

e. No mats may be installed in any sensitive areas on Cazenovia Lake. Mats must be installed in accordance with New York State Department of Conservation Easement Rules and Regulations. Lessee has determined that all leased mats are suitable for the use intended, and the Lessee has inspected the same and accepts the same as delivered. Lessor has made no representations or warranties, oral or written, expressed or implied, in connection with the mats.

f. Mats should be installed in water with a depth of no greater than 6’.

g. Lessee shall not make any alterations to or replacement of the mats and shall immediately contact the Town of Cazenovia for any issues relating to same.

h. Mats will be installed and removed upon the schedule agreed upon by the Lessor and its Installation Contractor.

4. **Indemnity**. Lessee assumes liability for and shall indemnify, protect, save and keep harmless the Lessor, its agents and servants from and against all losses, damages, penalties, claims, actions, suits, costs, expenses and disbursements, including legal expenses of whatsoever kind and nature imposed upon, incurred by or asserted against the Lessor in any way relating to or arising out of this Agreement or the use of the mats. The indemnities contained in this Section shall continue in full force and effect, notwithstanding the termination if this Agreement.

5. **Inspection**. The Lessor may inspect the equipment from time-to-time to determine that it is being used in a manner in which it was intended.

6. **Entire Agreement**. This Agreement contains the entire agreement between the parties. There are no other understandings or agreements between them.

IN WITNESS WHEREOF, the parties have executed this Agreement.

TOWN OF CAZENOVIA, LESSOR

By: _____
Hon. Kyle M. Reger, Supervisor

_____, Lessee

_____, Lessee

RULES AND REGULATION FOR RENTAL OF BENTHIC BARRIERS (BENTHIC MATS) BY TOWN RESIDENTS

The Town of Cazenovia Town Board hereby established the following Rules and Regulations (*Effective May 1, 2016, last revised June 9, 2025*)

1. These rules and regulations will govern the administration and regulation of the Town of Cazenovia's Benthic Barrier/Benthic Mat Program, designed to facilitate the control of Eurasian watermilfoil and other invasive weeds bordering certain areas of Cazenovia Lake. The Town of Cazenovia in administering this program reserves the right to modify, update or repeal, in whole or in part, any of these rules and regulations by resolution at any time. Final interpretation of these rules and regulations rests exclusively with the Town of Cazenovia Town Board. All property owners will be required to comply with the following Rules and Regulations as a condition to the rental of Benthic Barrier Mats:
2. Town and Village residents are allowed to rent mats pursuant to these Regulations.
3. Property owners will be limited to a total (maximum) of four (4) mats per owner (*i.e.* per property tax parcel) per year (unless additional inventory becomes available after all owners' initial requests have been addressed). (Each individual mat is approximately 12.5' x 20' section or approximately 250 sq. ft. In certain areas, a smaller mat measuring 7.6' x 20.4' or approximately 155 sq. ft. may be used and will be considered equal to one larger mat).
4. Annual rental cost per Benthic Mat shall be set at \$115.00 per mat (\$0.46/sq. ft.), subject to annual adjustment by the Town Board. The rental fee includes the rental of the mat, installation of the mat by the Town's retained contractor, removal of the mat by the Town's retained contractor, pick-up and storage by the Town of Cazenovia. Installation and removal will be on the dates and times designated by the Town of Cazenovia and its contractor.
5. No mats may be installed in any sensitive areas in the Lake. Please contact the Town of Cazenovia prior to rental with respect to the allowed locations for the installation of mats.
6. Mats must be rented on an annual basis and will be issued on a first come, first served basis. Supplies of mats are limited to existing Town inventories and there is no guarantee of availability.
7. Each renter will be required to sign a Rental Agreement at the time of rental.
8. In the event additional inventory becomes available, additional mats may be rented on a first come, first served basis.
9. Each renter will be required to release the Town of Cazenovia from any liability associated with the renting, installation, removal and use of the mats.
10. Mats may only be installed within the period of time set by the Town of Cazenovia Town Board. The selected period of time shall be designated so as to create the least amount of impact on fish spawning seasons.

- 11. No Planning Board approval will be required for the rental and/or placement of Benthic Mats.
- 12. The renter shall be required to clearly locate the area within which it desires the placement of the rented mat. The Town of Cazenovia and/or its contractor will supply flagging materials to determine placement of the mats. The Town and its contractor reserve the right to designate final location based on safety and cost factors.
- 13. It is anticipated that the installation contractor will accomplish placement of all mats during the same time period. Renters are encouraged to coordinate with the contractor to be available at the time of installation.
- 14. Renters will be required to cooperate with the placement process in order to ensure appropriate installation and to avoid any delay in same.

Roll call:
Councilor Race **Yes**
Councilor Golub **Yes**
Councilor Johnson **Yes**
Councilor Fallon **Yes**
Supervisor Reger **Yes**

Supervisor Reger will declare Resolution No. 99 adopted.

Resolution No. 100 presented by Councilor Race, seconded by Councilor Johnson

SEASONAL LABORER FOR THE TOWN OFFICE (GOTHIC COTTAGE)

To approve the following employee appointment and hourly rate:

John Holmes Seasonal Laborer \$ 17.00/hour

Roll call:
Councilor Race **Yes**
Councilor Golub **Yes**
Councilor Johnson **Yes**
Councilor Fallon **Yes**
Supervisor Reger **Yes**

Supervisor Reger declared Resolution No. 100 adopted.

Resolution No. 101 presented by Councilor Race, seconded by Councilor Johnson

AUTHORIZE THE SUPERVISOR TO RESUBMIT AN APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR THE ENVIRONMENTAL PROTECTION FUND GRANT PROGRAM

WHEREAS, previously the Town of Cazenovia Town Board authorized the submission of a grant application to the New York State Office of Parks, Recreation and Historic Preservation for the Town Offices located at 7 Albany Street in the Town of Cazenovia; and

WHEREAS, the Town Offices reside in a building known as the Gothic Cottage which was placed on the National Register of Historic Places in 1986; and

WHEREAS, the structure is in need of extensive repairs and the Town of Cazenovia hereby requests financial assistance from the New York State Office of Parks, Recreation and Historic Preservation through the Environmental Protection Fund Grant Program; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Cazenovia hereby authorizes the Supervisor, Kyle Reger, to resubmit an application for the Environmental Protection Fund Grant Program through New York State Office of Parks, Recreation and Historic Preservation pending review by the Attorney for the Town.

Roll call:

Councilor Race	Yes
Councilor Golub	Yes
Councilor Johnson	Yes
Councilor Fallon	Yes
Supervisor Reger	Yes

Supervisor Reger declared Resolution No. 101 adopted.

Councilor Golub said the reason this is being done is to reduce the number of incidences of backflow into the Lake where we get a lot of sediment. By removing the dam on Mill Street, it is going to direct the flow towards Chittenango Creek as opposed to back into the Lake.

Councilor Reger read the Letter of Support to the audience to further explain the purpose.

Councilor Golub explained the flow comes from New Woodstock and should make a right turn and flow down Chittenango Creek. However, sometimes it makes a left turn and goes over another dam and heads back towards the Lake.

Resolution No. 102 presented by Councilor Race, seconded by Councilor Fallon

AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE LETTER OF SUPPORT

The Town Board of the Town of Cazenovia authorizes the Town Supervisor to execute the following Letter of Support to New York State Department of Environmental Conservation - Office of Water Resources to pursue funding from the Environmental Bond Act Grant for the Village of Cazenovia dam removal project.

May 15, 2025

New York State Department of Environmental Conservation
Office of Water Resources | Resilient NY
625 Broadway
Albany, New York 12233-3505

New York State Department of State
Office of Planning, Development & Community Infrastructure

Re: Village of Cazenovia Mill Street Dam Removal Project

Dear Funding Agencies:

I am writing in support of the Environmental Bond Act grant application submitted by the Village of Cazenovia.

As a result of more frequent, unprecedented storm events, a unique flooding situation is occurring at the confluence of Chittenango Creek and Cazenovia Lake. Under normal circumstances, water flows out of the south end of the lake into a canal which feeds into Chittenango Creek. During strong storm events, the direction of flow changes and water “back flows” into the lake. These flooding incidents bring unneeded nutrients, phosphorous, sediment and potential pollutants into the lake which worsens weed and algae growth including harmful algae blooms.

A preliminary engineering study has determined that removal of the Mill Street dam, which is located just downstream and no longer serves a purpose, would nearly eliminate this increasingly frequent flooding and back flow issue. The dam is owned and operated by the Canal Corporation, which is cooperating in the completion of this project

This project includes final design and implementation of the removal of the Mill Street dam and associated stream restoration. Once complete, this solution will eliminate the incidence

of nearly all back flows, restore natural creek processes and ecological functions, improve water quality and provide upstream and downstream passage and habitat access for resident fish and aquatic species. This project will have a very positive, significant impact on the ecosystem of Cazenovia Lake and Chittenango Creek.

I ask that you give this application serious consideration for funding. Thank you.
Sincerely,

Kyle M. Reger,
Town Supervisor

cc: Town Board

Roll call:	
Councilor Race	Yes
Councilor Golub	Yes
Councilor Johnson	Yes
Councilor Fallon	Yes
Supervisor Reger	Yes

Supervisor Reger declared Resolution No. 102 adopted.

Resolution No. 103 presented by Councilor Fallon,, seconded by Councilor Johnson to approve the following 2025 budget transfers:

(Authority NYS Town Law section 112 “The town board, during a fiscal year, by resolution, may make additional appropriations or increase existing appropriations and shall provide for the financing thereof. Moneys therefor may be provided from the unexpended balance of an appropriation, from the appropriation for contingencies, from unappropriated unreserved fund balance or unanticipated revenues within a fund or by borrowing pursuant to the local finance law.”).

General Fund A

Transfer budget to accommodate legal fees and legal notices.

To: A 1010.4.000 Town Board CE	\$5,000.00
From: A 1990.4.000 Contingent Account	(5,000.00)

Create budget to accommodate youth recreation study, awarded to SWB Consulting Services in October 2024, unanticipated in adopted 2025 budget.

To: A 7310.4.000 Joint Youth Recreation CE	\$20,000.00
From: A 7310.1.000 Joint Youth Recreation PS	(20,000.00)

Roll call:	
Councilor Race	Yes
Councilor Golub	Yes
Councilor Johnson	Yes
Councilor Fallon	Yes
Supervisor Reger	Yes

Supervisor Reger will declare Resolution No. 103 adopted.

Attorney's Report:

John Langey, Esq. reported at tonight’s meeting the “Docking, Mooring & Restricted Watercraft Law” was brought to approval, so the Board can get that program underway. He reminded the Board they can make adjustments to the law in the future, as they see fit. The “Short Term Rental Law” will have some adjustments, as the Supervisor mentioned, and there will be a meeting to discuss some of the comments and what needs to be incorporated to make it an even better law. He mentioned the Commercial Wind Committee has met a lot and put in a lot of hours. They are on the precipice of rolling out the guidelines which are going to be the requirements and or law that will be presented. He said there will be additional public hearings for that and review by all the various boards. The zoning board and the planning board have been able to take a breath because the applications have been very furious. Many of them, primarily the Planning Board, have been slowed down a bit with the new wetland regulations. He stated they are trying to work with the residents to adhere to what the DEC has imposed upon all of us in terms of what happens when there's wetland that could be present on a property. The Planning Board has made its way through that to a fair degree and required the necessary documentation.

Councilor Race (Highway Department, South Cemetery, Water Pollution Control Facility, Water Districts): *Reported things at the highway department are damp (eluding to the very wet, rainy season we have been experiencing). They finished paving Ridge Road-so that project is done. The rest of the summer program is in the preparation stages and will be kicking off a little later in the summer. He thought everything else was going fine.*

Councilor Golub (Cazenovia Lake Association, Cazenovia Lake Watershed Council, Renewable Energy, United Climate Action Network (UCAN), Future of the Town Office, Anti-racism Coalition): *Reported since the last meeting, the harvester was sold to Otisco Lake and the Town received the “OK” from the DEC to harvest and install mats. Additionally, he said the 1850 Anti-Fugitive Slave Law Commemoration is August 23rd. There will be music, some authentic from that period. Marcia Hagan is going to do a great job and there are two other singers. There is also a speaker which they are still waiting for confirmation on. He said John Langey already mentioned the drafting of the Wind Law which is complete. He thought it was a really thorough law that will be presented. The Committee tried to think of everything and it was presented to the Board on Wednesday and he’s anxious to be able to bring it to the public.*

Councilor Johnson (CACDA, Senior Recreation & Joint Youth Recreation, Parks, New Woodstock Fire Department, Future of the Town Office, Anti-racism Coalition, Community Outreach): *Reported a few of the items that CACDA is working on have already been discussed. She said Youth Recreation is open for the summer so people can sign up. The swim lines were installed today. She mentioned there is an inter-municipal agreement between the Town of Cazenovia, Village of Cazenovia, and Towns of Fenner and Nelson. Anyone that is a resident of those municipalities can sign up for Youth Recreation. Additionally, she commented in terms of recreation, the survey that was out for a couple of months came to a close last week, May 30th. She said the results of that will be coming soon. The steering committee is going to meet on June 26th to review and discuss the next steps. She was hoping to invite the consultant to the Town*

Board work session in July because she anticipates the consultant will have some recommendations by then and they'll have met with as many organizations as possible. She reported some exciting things are hopefully developing in New Woodstock. This is an ongoing discussion in terms of investing in some recreation facilities in New Woodstock. She mentioned in terms of community outreach, the CAZLIFE meeting was last week. She was there for part of the meeting and the discussion involved empty storefronts and how there's a lot of ebb and flow. She said there was a lot of discussion around the school budget vote.

Councilor Fallon (Planning & Zoning, CACC, Shared Services, Renewable Energy, New York State Police): *She reiterated what counsel said about planning and zoning. She has been in attendance at those meetings and everything's going smoothly. She has also noticed some of the meetings aren't as long as they used to be, or at least for now. She commented they are doing a great job. Additionally, she complimented Councilor Golub because she has worked with him on the Wind Law and Guidelines and he was a very good example to her with his hard work and attention to detail. As part of this process, they went to the Town of Sanford and met with the Supervisor which was very helpful*

Supervisor's Report: *Reported he has been engaged with basically everything on the agenda here tonight. He said it has been a remarkably busy time and thanked everyone around the table for all the extraordinary efforts and helping to move the ball down the field. He expressed his appreciation to former Supervisor Liz Moran for all of her time and efforts to help us navigate through the new DEC wetland regulations that have already been mentioned. She helped us get to the point where the Town could proceed with the benthic mats and the weed harvesting. Additionally, he thanked the Town Clerk for all of her efforts. He mentioned the County had the ribbon cutting ceremony this past Friday at Delphi Falls Park. He encouraged everyone to go to the Park because it is spectacular and we are so blessed to have that in our community. It really is a gem and if you haven't been down there since they opened it, it's definitely worth a trip to see it. He closed his report with a "thank you" to Village Trustee Tom Tait, who is ending his tenure on the Village Board. He has been a gift to our whole community and there's been countless times that we've called and he's always helped us through so many different things. He gets back to you right away. He shared his expertise in so many different areas with us and he's a prime example of a true public servant. If anyone sees Tom, please congratulate him and thank him for his service.*

(Office Hours): Sunday, June 29th 11:00-2:00 at the Town Office

Supervisor Reger asked if any member of the public cared to use the second comment period to speak to the board regarding any area of Town Board oversight.

Public comment #2:

Dave Miller of 2974 West Lake Road thanked the Town Board for working through the "Marina and Launch Law" because it will be impactful. He recognized there are always tweaks here and there that can make it more perfect. But, he felt those tweaks are very manageable and, at the end of the day, the concerns people have are not going to come to fruition. In other words, being worried about having an extra boat here or there, nobody is going to know-that's the reality. He felt the Board did a great job and it's going to help a lot. He further mentioned the dam removal project will aid in protecting Cazenovia Lake. Additionally, it will help Chittenango Creek

because right now fish can't get downstream to upstream to spawn. He felt, overall, it's an ecologic environmental benefit to the whole ecosystem from the Lake all the way down to Chittenango Creek because now DEC they stock fish downstream and upstream. He thanked the Board for writing the letter of support that was passed this evening. He mentioned they applied for a grant through CACDA and the more support the DEC gets, the better. Lastly, he asked the reporter to include in this week's Cazenovia Republican, the septic removal program which the County has underway. There is a \$10,000 grant for replacing a failing septic system. He reported, last he checked, they still had some open available grants. He thought the more the word gets out to residents in the area, the better, because it's been a bad spring for septic systems. He has noticed with the amount of water, they are seeing significant algal blooms happening. The only conclusion the CLA has made is that it's from the additional runoff. They are unsure if it is from septic systems or just normal life. But the more people that replace failing septic systems, the better. This is a program that many people on the Lake and Chittenango Creek can take advantage of.

Patricia Carmeli inquired about item #11 on the agenda [Gothic Cottage grant application]. She said she has written a letter to the editor, at least two or three times. She has spoken about the Gothic Cottage being a wondrous example of architecture. She thought there had been a lot of talk about cutting it up and making it into cubicles or whatever. She was wondering if that went through kind of quickly. She was curious about the current Board's expectations or desires regarding this particular building?

Supervisor Reger said the Town is applying for a restoration project for this. He felt the general consensus was this is a remarkable building that the town should keep and preserve which is the current status, at the moment.

Councilor Johnson said the grant is really focused on stabilization.

Patricia Carmeli was fine with that. However, she said there was talk about expanding the building and removing the French doors and turning it into little cubicle offices.

Councilor Golub said that was never talked about.

Patricia Carmeli said she is going back quite a while where they were talking about an elevator and all sorts of things. She wondered what the current expectation was because she hoped they wouldn't destroy this building because it's beautiful, it is spectacular.

Supervisor Reger agreed it is spectacular and that is not their intent.

The Town Clerk presented the monthly bills list.

The Town Board's method-of-choice for review of the monthly bills:

The Town Board's first review takes place when detailed lists of the monthly bills are emailed to them on the weekend preceding the meeting. As a second review, the Town Clerk reads aloud the monthly bills list as the Town Board followed along with hard copies. The invoices are present at the meeting and the Town Board visually inspects them and discusses them at their discretion.

Motion by Councilor Fallon, seconded by Councilor Golub to approve payment of the bills in the amount of \$ 639,221.44. Councilor Race recused himself from payment of the Suit-Kote invoice. Otherwise, the motion was unanimously approved.

At 8:24 p.m., Supervisor Reger declared this meeting adjourned.

Signed: *Connie J. Sunderman*
 Connie J. Sunderman, Town Clerk